



1-1-1989

Books Received

University of the Pacific, McGeorge School of Law

Follow this and additional works at: <https://scholarlycommons.pacific.edu/globe>



Part of the [International Law Commons](#)

Recommended Citation

University of the Pacific, McGeorge School of Law, *Books Received*, 2 *TRANSNAT'L LAW*. (1989).

Available at: <https://scholarlycommons.pacific.edu/globe/vol2/iss2/10>

This Book List is brought to you for free and open access by the Journals and Law Reviews at Scholarly Commons. It has been accepted for inclusion in Global Business & Development Law Journal by an authorized editor of Scholarly Commons. For more information, please contact mgibney@pacific.edu.

Books Received

CHINA'S CIVIL AND COMMERCIAL LAW. By Henry R. Zheng, LL.B. (Peking), LL.M. (Michigan), S.J.D. (Michigan), Butterworth & Co. Publishers, Ltd., 1988. Comprehensive survey of major areas of Chinese civil and commercial law with extensive coverage of areas of common concern to foreign businessmen and lawyers doing business in China. Significant topics in comparative law are also discussed. Although the book is not an all-inclusive treatment of Chinese commercial laws and business regulations, it provides an overview of Chinese laws and the legislative system and a general review of the major principles of the Chinese Civil Code. Many areas of Chinese civil and commercial law are also addressed including contract, banking, bankruptcy, insurance, conflict of laws, investment, labor, patent and trademark, and law of business organizations. The historical and political background is provided for each major topic reviewed. Chinese case law, where appropriate and available, is also discussed.

INTRODUCTION TO COMPARATIVE LAW: EINFÜHRUNG IN DIE RECHTSVERGLEICHUNG AUF DEM GEBIETE DES PRIVATRECHTS. By Konrad Zweigert (Emeritus Professor, University of Hamburg) and Hein Kötz (M.C.L. (Mich.)); Professor, University of Hamburg; Director, Max Planck Institute), Oxford: Clarendon Press. Translated from German to English by Tony Weir, Fellow of Trinity College, Cambridge. Second revised edition in two volumes discussing the nature of comparative law, its function, aims, methods and history, and surveys the great legal families of the world. New sections have been added dealing with the legal profession in France, the law of Israel, and the characteristic features of civil trial law in England and the United States. Selected aspects of contract, tort and unjust enrichment are addressed with the aim of demonstrating how comparative research in law is actually done, providing basic information on the structures and solutions of foreign systems, and evaluating the present stance of German law and its possible development. New sections on standard terms in contracts, on strict liability for products, and on the movement from liability to insurance have also been added.

THE CANADA—UNITED STATES FREE TRADE AGREEMENT: THE GLOBAL IMPACT. Jeffrey J. Schott and Murray G. Smith, eds., 1988. Joint

publication by the Institute for International Economics and the Institute for Research on Public Policy in Canada. Contains papers presented at a conference held early in 1988 on key aspects of the Canada - United States Free Trade Agreement. This publication also contains overviews of the Canada - United States Free Trade Agreement from both the United States and the Canadian perspectives.

CHINA'S INVESTMENT LAWS: NEW DIRECTIONS. By Guiguo Wang, J.S.D. (Yale), LL.M. (Columbia), Diploma (Peking Foreign Languages Institute), Butterworth & Co. Publishers, Ltd., 1988. This book presents an outline of China's legal system and its application to foreign investment, along with an examination of the issues and problems arising from the development of foreign investment in China. The new laws relating to foreign investment adopted by the central government, the provincial governments, cities, and the Special Economic Zones are analyzed. A brief survey of supplementary provisions adopted by local governments, corporate laws, and foreign banking regulations which are exclusively applicable to the Special Economic Zones is provided. A comparison of China's new foreign investment laws with existing statutes is included. The practical significance of the new foreign investment laws is discussed, especially as seen in the context of China's emerging domestic enterprenurial spirit given the increased competition to attract foreign capital. Possible solutions for the better operation of foreign investment enterprises in China are also discussed.

HANDBOOK OF HONG KONG TAX STATUTES. By Patrick B. Paul and Leonard van Hien, Hong Kong: Chinese University Press, 1986. Contains the current text of every significant taxing statute in Hong Kong in one single volume. The text of all published Board of Review decisions is also included along with the text of all principle regulations and official pronouncements relating to the legislation. Historical notes relating to amendments from 1970 on are added, and cross-references are provided wherever appropriate.

LAW AND LEGAL LITERATURE OF NORTH KOREA: A GUIDE. By Sung Yoon Cho, Washington, D.C.: Library of Congress, 1988. Description of legal materials relating to the Democratic People's Republic of Korea written in Korean, Japanese or English, and published in North Korea, South Korea, Japan, the United States and elsewhere between 1945 and 1987. Items, essays and bibliography references are provided on related topics such as the political system, the economy, land reform and agriculture, and international relations. Newspaper articles, book reviews, and microform materials are also

included as are many analytical entries covering chapters or parts of books and annual publications.

SOVIET LAW. By W.E. Butler (Professor of Comparative Law, University of London; Director, Centre for the Study of Socialist Legal Systems at University College); 2d ed., Butterworth & Co. Publishers, Ltd., 1988. Provides a comprehensive insight into the Soviet legal system. The second edition is extensively revised in the light of Mikhail Gorbachev's wide-ranging reforms and the effect they have had on Soviet legal theory. The Soviet legal system is examined in its entirety including its ideological bases, the structure and organization of Soviet legal education and the legal profession, and the principal institutions involved in the administration of justice and settlement of disputes. The main elements of Soviet law are examined in each of its principal branches, paying particular attention to changes in foreign relations law and joint ventures. A new chapter has been added on the law of taxation. Chapters addressing economic law, labor law, and criminal law have been significantly expanded. A chapter on foreign relations law has also been expanded to take account of the restructuring of foreign economic relations and the introduction of joint venture legislation.

SALES TAXATION: THE CASE OF VALUE ADDED TAX IN THE EUROPEAN COMMUNITY. By B.J. Terra (Professor in Law, University of Amsterdam and University of Leyden) Deventer: Boston: Kluwer Law and Taxation Publishers, 1988. This is the eighth volume in a series on international taxation published by Kluwer Law and Taxation Publishers. This book discusses the theory of sales taxes, Value Added Tax in particular, as general indirect taxes on consumption. The efforts to remove the fiscal barriers caused by the present Value Added Tax in Europe are discussed. The differences between retail sales taxes in the United States (for example) and the European Value Added Tax are also examined. This book is directed towards students who wish to learn more about the sales taxation system in place in countries other than the United States, and towards lawyers, accountants or other practitioners who deal with sales taxes in their day to day practice and who want to obtain a better understanding of the differences and similarities between various sales tax legislations.

PRODUCT LIABILITY ACTIONS BY FOREIGN PLAINTIFFS IN THE UNITED STATES. By Warren Freedman, Deventer: Boston: Kluwer Law and Taxation Publishers, 1988. This book discusses the theory behind why the courts of the United States are especially attractive to foreign

plaintiffs who have sustained personal injuries, property damage or economic losses as a result of the use or misuse of a product manufactured or marketed by an American corporation, even though such product is located in the foreign country. The book discusses the varied successes of foreign plaintiffs in the liberal United States courts in achieving satisfactory compensation for injuries sustained abroad by the use or misuse of an American product. The recognition of such claims by the United States courts and the legal rules which promote litigation therein often bring about liberal compensation for the foreign plaintiff. The book also details the defensive measures taken by United States manufacturers and marketers of products, principally under the doctrine of *forum non conveniens*.