THE FUTILITY OF LAW AND DEVELOPMENT

China and the Dangers of Exporting American Law

JEDIDIAH J. KRONCKE



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Xiaoqun Xu

Futility Law Development Exporting American Ebook:

The Futility of Law and Development Jedidiah Joseph Kroncke, 2016 This text uses the Sino American relationship to trace the decline of American legal cosmopolitanism from the Revolutionary era until today Heaven Has Eyes Xiaoqun Xu, 2020-08-03 Heaven Has Eyes is a comprehensive but concise history of Chinese law and justice from the imperial era to the post Mao era Never before has a single book treated the traditional Chinese law and judicial practices and their modern counterparts as a coherent history addressing both criminal and civil justice This book fills this void Xiaoqun Xu addresses the evolution and function of law codes and judicial practices throughout China s long history and examines the transition from traditional laws and practices to modern ones in the twentieth century To the Chinese of the imperial era justice was an alignment of heavenly reason tianli state law guofa and human relations renging Such a conception did not change until the turn of the twentieth century when Western derived notions natural rights legal equality the rule of law judicial independence and due process came to replace the Confucian moral code of right and wrong The legal judicial reform agendas that emerged in the beginning of the twentieth century and are still ongoing today stemmed from this change in Chinese moral and legal thinking but to materialize the said principles in everyday practices is a very different order of things and the past century was fraught with legal dramas and tragedies Heaven Has Eyes lays out how and why that is the case

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