



Order and Discipline in China: The Shanghai Mixed Court 1911-1927 (Hardback)

By Thomas B. Stephens

University of Washington Press, United States, 1992. Hardback. Condition: New. Language: English . Brand New Book ***** Print on Demand *****.China's traditional system of dispute resolution and maintenance of order in society has been treated by Western scholars as legal history, but because the Chinese system is radically different from European systems in its conceptual structure and therefore does not fit into the familiar categories and models of Western law and jurisprudence, such treatment has been inadequate and often misleading. In *Order and Discipline in China*, Thomas B. Stephens provides a new approach, methodology, and theoretical framework for the interpretation of traditional Chinese law. Stephens argues convincingly that Chinese society has always operated according to the disciplinary system of order, in which hierarchy is established by actual power, and he provides a thorough methodology and framework for understanding disciplinary theory. He discusses the system, showing it not the random (or even unjust) tyranny it may sometimes appear to the Western, legally oriented mind but an effective system that successfully guided China for centuries. The study is not merely historical, but provides insights into Chinese ways of thinking about social relationships, dispute resolution, and the enforcement of civil obligations that...



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