

**The Principles and the Structure of Qing's  
Legal Order: A Comment on *Rights and  
Injustice: Collected Works on the Chinese Legal  
History of Terada Hiroaki***

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**Abstract**

The book *Rights and Injustice: Collected Works on the Chinese Legal History of Terada Hiroaki* is a classic work in the study of the legal history of Qing China. By comparing oriental concept of law and the western one, Professor Terada Hiroaki presents the distinctiveness of the concept of law, the legal system and the legal order of Qing China, bringing up a new type which totally differs from the type of legal order of the modern western society. Besides, he, with an analysis framework of overall-consideration and consistence, gives a clearly-conceptual and well-logic explanation to Chinese law and legal practice in Qing dynasty, while he also bridges the gap between society and the nation and depicts a rather completed picture of the legal system and legal order of Qing. What's more, He analyses and describes the forming principles of the legal order of Qing in a combined perspective of jurisprudence, sociology and political science, having a great eager for new theory. He not only focuses on macroscopic problems, but also has detailed discussion on microscopic problems like Qing's land law and the concept of convention.

Keywords: Terada Hiroaki, Qing China, legal order, forming principles, structure

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