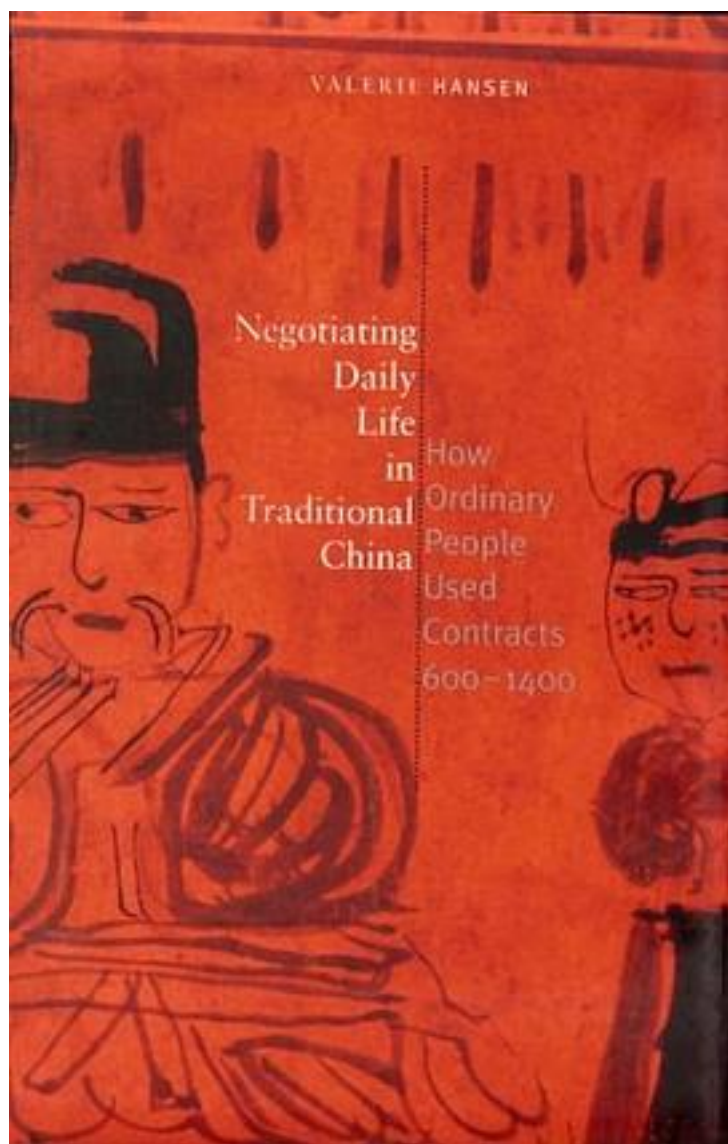


Negotiating Daily Life in Traditional China



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著者:Valerie Hansen

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This intriguing book explores how ordinary people in traditional China used contracts to facilitate the transactions of their daily lives, as they bought, sold, rented, or borrowed land, livestock, people, or money. In the process it illuminates specific everyday concerns during China's medieval transformation.

Valerie Hansen translates and analyzes surviving contracts and also draws on tales of the supernatural, rare legal sources, plays, language texts, and other anecdotal evidence to describe how contracts were actually used. She explains that the educated wrote their own contracts, whereas the illiterate paid scribes to draft them and read them aloud. The contracts reveal much about everyday life: problems with inflation that resulted from the introduction of the first paper money in the world; the persistence of women's rights to own and sell land at a time when their lives were becoming more constricted; and the litigiousness of families, which were complicated products of remarriages, adoptions, and divorces. The Chinese even armed their dead with contracts asserting ownership of their grave plots, and Hansen provides details of an underworld court system in which the dead could sue and be sued. Illustrations and maps enrich a book that will be fascinating for anyone interested in Chinese life and society.

作者介绍:

Valerie Hansen is associate professor of history at Yale University.

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标签

汉学

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历史

评论

应该对后世研究有启发，原著并不怎么样——鲁西奇搞那么多，求不堆料

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书评

案：我对鲁老师印象很好，很希望中国学者能多几个鲁老师这样的人。必须考虑到这本书是韩老师多年前的作品，所以仍给四星。书中几处值得小小修改的附下： p.23, line 8th: 高昌（当时称为“龟兹”）——高昌should be 吐鲁番，库车was named 龟兹at that time, those were tw...

我才知道，敢情咱们中国官府早先是不承认契约的合法性的。公元600年（隋朝）时，在土地所有权方面还只使用官方登记簿书记录，私自转让一律非法。从“必须得到官方许可”到“只承认私人契约为唯一凭证”，那已是公元1400年（明朝）了。这个过程走了整整八百年之久！唐朝时，虽...

这书让洋人写，有点可惜。作者自己的论述很多，引文嫌少。而且引的太杂，戏文里的东西一大堆。我本来是很想看看传统中国的契约精神的，可惜作者所论不多，再加上用的资料多是典田卖地卖儿鬻女的凄惨玩意和丧葬文书一类给鬼看的東西，正经的商业契约和官方文书都没有多少，实在...

没有读到该书，不敢妄加评论。但是在契约领域，似乎不应该忘记日本一系列殖民调查，虽然那些是在强烈的殖民背景下进行的，但其细致丰富，以及现代法学概念与地方经

验的结合方式非常值得重新认识。但可惜的是不但这些未引起中文英文世界重视，就连日本本土学者，也大多只追溯到...

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