

1. Record Nr.	UNINA9910780314303321
Titolo	Contract and property in early modern China [[electronic resource] /] / edited by Madeleine Zelin, Jonathan K. Ocko, and Robert Gardella
Pubbl/distr/stampa	Stanford, Calif., : Stanford University Press, 2004
ISBN	9781417519401 0-8047-6694-0 1-4175-1940-1
Descrizione fisica	vi, 398 p
Altri autori (Persone)	ZelinMadeleine OckoJonathan K. <1946-> GardellaRobert
Disciplina	346.5104
Soggetti	Contracts - China - History Right of property - China - History
Lingua di pubblicazione	Inglese
Formato	Materiale a stampa
Livello bibliografico	Monografia
Note generali	Bibliographic Level Mode of Issuance: Monograph
Nota di bibliografia	Includes bibliographical references (p. [359]-398) and index.
Nota di contenuto	A critique of rights of property in pre-war China/ Madeleine Zelin -- Writs of passage in late imperial China : the documentation of practical understandings in Minong, Taiwan/ Myron L. Cohen -- Litigation, legitimacy, and lethal violence : why county courts failed to prevent violent disputes over property in eighteenth-century China/ Thomas Buoye -- Property, taxes, and state protection of rights/ Anne Osborne -- The status of contracts in nineteenth-century Chinese courts/ Mark Allee -- The missing metaphor : applying Western legal scholarship the study of contract and property in early modern China/ Jonathan Ocko -- Supplemental payment in urban property contracts in mid to late Qing Shanghai/ Feng Shaoting -- Managing multiple ownership at the Zigong Salt Yard/ Madeleine Zelin -- Custom, the code, and legal practice : the contracts of Changlu salt merchants in late imperial China/ Man Bun Kwan -- Companies in debt : financial arrangements in the textile industry in the lower Yangzi Delta, 1895-1937/ Tomoko Shiroyama -- Contracting business partnerships in late Qing and Republican China : paradigms and patterns/ Robert Gardella.
Sommario/riassunto	The role of contract in early modern Chinese economic life, when

acknowledged at all, is usually presented as a minor one. This volume demonstrates that contract actually played a critical role in the everyday structure of many kinds of relationships and transactions; contracts are, moreover, of enormous value to present-day scholars as transcriptions of the fine details of day-to-day economic activity. Offering a new perspective on economic and legal institutions, particularly the closely related institutions of contract and property, in Qing and Republican China, the papers in this volume spell out how these institutions worked in specific social contexts. Drawing on recent research in far-flung archives, the contributors take as givens both the embeddedness of contract in Chinese social and economic discourse and its role in the spread of commodification. Two papers deal with broad issues: Zelin's argues for a distinctively Chinese heritage of strong property rights, and Ocko's examines the usefulness of American legal scholarship as a comparative analytic framework.

---