Columbia Journal of Asian Law

Volume 29, Number 1 Fall 2015

EXCLUSIONARY RULES IN CHINA Yan You Yi

THE POLITICS OF CHINESE LAND: PARTIAL REFORM, VESTED INTERESTS, AND SMALL PROPERTY
Shitong Qiao

HISTORY AND THE BOUNDARIES OF LEGALITY: HISTORICAL EVIDENCE AT THE ECCC
Andrew B. Mamo

CONTROLLED SEMI-PRESIDENTIALISM: THE CASE FOR SEMI-PRESIDENTIALISM UNDER THE INDIAN CONSTITUTION Khagesh Gautam

PUBLICATION INFORMATION

The Columbia Journal of Asian Law is published twice a year, Winter and Summer, by students of the Columbia University School of Law, under the auspices of the Center for Chinese Legal Studies, the Center for Japanese Legal Studies, and the Center for Korean Legal Studies. The successor to the Journal of Chinese Law, which commenced publication in 1987, the Columbia Journal of Asian Law provides a forum for legal practitioners and scholars from Asia, the United States, and elsewhere to discuss the broad range of issues that relate to law in the countries of Asia. The Journal gratefully acknowledges the generous grant from the Parker School of Foreign and Comparative Law, which made the establishment of the Journal possible.

The Columbia Journal of Asian Law welcomes the submission of multidisciplinary, historical, and comparative manuscripts, as well as those describing and analyzing aspects of contemporary law and practice. Submissions should be typed, double-spaced, with adequate margins. Manuscripts must be submitted electronically via e-mail to: jrnasian@law.columbia.edu. Footnotes and other citations should follow the style outlines in *The Bluebook: A Uniform System of Citation* (19th ed., 2010). References to non-English language sources should be detailed and the reference materials included if not in circulation. Please include the author's name and biographical information on a separate page.

The price of an annual subscription to the *Columbia Journal of Asian Law* is U.S. \$50.00 (personal)/\$100 (institutional) (domestic and Canada) or U.S. \$55.00 (personal)/\$105 (institutional) (overseas). All correspondence should be sent to:

Columbia Journal of Asian Law Columbia Law School 435 West 116th Street New York, NY 10027 jrnasian@law.columbia.edu

The views expressed in the articles, comments, book reviews, notes, and other contributions that appear in the *Columbia Journal of Asian Law* are those of the individual authors and do not necessarily represent the views of any other person or institution.

ISSN 1094-8499. Copyright ©2012 by the Columbia Journal of Asian Law, Columbia University School of Law, New York, NY. All copyright inquiries should be directed to the Columbia Journal of Asian Law. It is the Journal's policy to charge a lump sum use fee to commercial publishers who wish to use copyrighted material for nonscholastic purposes.

Columbia Journal of Asian Law

Volume 29, Number 1 Fall 2015

CONTENTS

ARTICLES							
_	_	_		 _	_		

Khagesh Gautam

Yan You Yi	1
The Politics of Chinese Land: Partial Reform, Vested Interests, and Small Property	
Shitong Qiao	70
History and the Boundaries of Legality: Historical Evidence at the ECCC	
Andrew B. Mamo	113
Controlled Semi-Presidentialism: the Case for Semi-Presidentialism under the Indian Constitution	n

179

Columbia Journal of Asian Law

Editorial Board, 2015-2016

Editors-in-Chief

Karman Lucero

Managing Editor

Hyun Jee Ellie Cho

Submissions Editor

David S. Hong

Kelsey K. Wong

Business Editor

Elisa Zheng

Articles Editors

Lianchen Liu

Wei Liu

Maria Tara Arnoco Mercado

Staff Editors

Shaya Afshar

Apinop Atipiboonsin Surva Bala

Daniel Crandall

Jui-Ping Chiang

Haili Ding

Henri Feron

Alexandra Kim

Jing Li

Mary Prager

Guatam Rao

Kumarjit Ray

Randolf Salas

Yi Wang

Jessica Yoon

Board of Directions

Benjamin Liebman

Curtis Milhaupt

Jeong-Ho Roh

Director Emeritus

R. Randle Edwards