

NEGOTIATING  
DAILY LIFE IN  
TRADITIONAL  
CHINA HOW  
ORDINARY  
PEOPLE USED  
CONTRACTS  
600–1400

VALERIE HANSEN

# Negotiating Daily Life In Traditional China How Ordinary People Used Contracts 600 14

**Hossein Sheikh**



## **Negotiating Daily Life In Traditional China How Ordinary People Used Contracts 600 14:**

**Contract and Property in Early Modern China** Madeleine Zelin, 2004-02-18 Providing a new perspective on economic and legal institutions particularly on contract and property in Qing and Republican history this volume provides case studies to explicate how these institutions worked while situating them firmly in their broader social context The Blacks of Premodern China Don J. Wyatt, 2012-02-28 Premodern Chinese described a great variety of the peoples they encountered as black The earliest and most frequent of these encounters were with their Southeast Asian neighbors specifically the Malaysians But by the midimperial times of the seventh through seventeenth centuries C E exposure to peoples from Africa chiefly slaves arriving from the area of modern Somalia Kenya and Tanzania gradually displaced the original Asian blacks in Chinese consciousness In The Blacks of Premodern China Don J Wyatt presents the previously unexamined story of the earliest Chinese encounters with this succession of peoples they have historically regarded as black A series of maritime expeditions along the East African coastline during the early fifteenth century is by far the best known and most documented episode in the story of China s premodern interaction with African blacks Just as their Western contemporaries had the Chinese aboard the ships that made landfall in Africa encountered peoples whom they frequently classified as savages Yet their perceptions of the blacks they met there differed markedly from those of earlier observers at home in that there was little choice but to regard the peoples encountered as free The premodern saga of dealings between Chinese and blacks concludes with the arrival in China of Portuguese and Spanish traders and Italian clerics with their black slaves in tow In Chinese writings of the time the presence of the slaves of the Europeans becomes known only through sketchy mentions of black bondservants Nevertheless Wyatt argues that the story of these late premodern blacks laboring anonymously in China under their European masters is but a more familiar extension of the previously untold story of their ancestors who toiled in Chinese servitude perhaps in excess of a millennium earlier *Social Order through Contracts* Jian Qu, 2021-02-04 This book is the first Western language monograph on the study of the Qingshui River manuscripts By examining over 3 000 contracts and other manuscripts this book offers constructive insights into the long standing question of how and why a society in late imperial China could maintain a well functioning social system with few laws but many contracts i e Hobbesian words without sword Three interrelated questions what contracts were how and why they worked are explained successively Thus this book presents a non stereotypical contract society in southwest China arguing that the social order which provides predictability and regularity for economic prosperity could be formed and maintained through contracts even under the condition of relatively weak influence of governmental and legal authorities This book benefits readers who are interested in law society and history While presenting the socio legal landscape of a frontier area in late imperial China for historians this book provides a novel and empirical interpretation of the supposedly well known contract device for legal researchers thereby proposing materials for an integrated theoretical explanatory framework of contracts in general By employing the

innovative theory of blockchain in its key argumentation the book offers a creative interpretation of historical and social phenomena

**Studies of Bactrian Legal Documents** Hossein Sheikh, 2022-12-05 *Studies of Bactrian Legal Documents* deals with legal texts written in Bactrian an eastern Middle Iranian language between the 4th and 8th centuries CE The work aims to give insight in the Bactrian legal formulary as well as its historical context In order to achieve that the author carefully examines the terms and phrases in the legal documents and clarifies their function Then he explores the historical background of expressions and wordings To this end he uses documents from other regions of the Near East spanning from Egypt to Turkestan

**The Limits of the Rule of Law in China** Karen G. Turner, James V. Feinerman, R. Kent Guy, 2000-02-01 In *The Limits of the Rule of Law in China* fourteen authors from different academic disciplines reflect on questions that have troubled Chinese and Western scholars of jurisprudence since classical times Using data from the early 19th century through the contemporary period they analyze how tension between formal laws and discretionary judgment is discussed and manifested in the Chinese context The contributions cover a wide range of topics from interpreting the rationale for and legacy of Qing practices of collective punishment confession at trial and bureaucratic supervision to assessing the political and cultural forces that continue to limit the authority of formal legal institutions in the People's Republic of China

***Women, Gender, and Sexuality in China*** Ping Yao, 2021-12-30 *Women Gender and Sexuality in China A Brief History* serves as a focal textbook for undergraduate courses on women gender and sexuality in Chinese history Thematically structured it surveys important aspects of gender systems and gender practices throughout Chinese history from the earliest period to the modern era Topics include the concept of yin yang life course and gender roles kinship systems and family structure marriage practices sexuality women's work and daily life as well as gender in Chinese mythology religions medicine art and literature In narrating how various traditions and practices were formed and evolved throughout Chinese history this textbook draws heavily on personal stories and historical records Features in this textbook include Primary source sections for each chapter introducing students to types of documents that have been used by scholars in conducting research Thirty three translated texts of various genres including epitaph bronze inscription medical text imperial edict legal case family letter ghost story divorce paper poetry autobiography etc Dedicated biography sections for five distinguished women Offering richly layered accounts of women gender and sexuality this textbook is essential reading for students of Chinese history gender in world history or the comparative history of gender

***Writing and Law in Late Imperial China*** Robert E. Hegel, Katherine N. Carlitz, 2015-07-16 In this fascinating multidisciplinary volume scholars of Chinese history law literature and religions explore the intersections of legal practice with writing in many different social contexts They consider the overlapping concerns of legal culture and the arts of crafting persuasive texts in a range of documents including crime reports legislation novels prayers and law suits Their focus is the late Ming and Qing periods c 1550 1911 their documents range from complaints filed at the local level by commoners through various texts produced by the

well to do to the legal opinions penned by China's emperors Writing and Law in Late Imperial China explores works of crime case fiction judicial handbooks for magistrates and legal secretaries popular attitudes toward clergy and merchants as reflected in legal complaints and the belief in a parallel otherworldly judicial system that supports earthly justice

**The Asian Mediterranean** François Gipouloux, 2011-01-01 This intensive monograph The Asian Mediterranean is a great synthesis of east west maritime worlds under an emerging global world Professor Gipouloux has combined historical studies on global maritime seas with regional economic studies on Asia He also integrates historical interaction between maritime seas and coastal port cities by creating the imaginative geo economical concept of the East Asian economic corridor running between Vladivostok and Singapore and locating China Japan and Southeast Asia into this maritime area To attain this goal Professor Gipouloux globalises China through north south east west and past present combinations using cross disciplinary approaches political economy geography and international relations under wide historical perspectives The Asian Mediterranean opens a new horizon to look into Asia from a global perspective and at the same time reminds us of the connection beyond contrast between East and West Takeshi Hamashita Tokyo University Japan and Sun Yat sen University Guangzhou China A fascinating analysis of the proposition that the start of the 21st century is witnessing the rapid rise in South East Asia of a new and powerful transnational economic zone the Asian Mediterranean It uses a wide range of historical and contemporary multidisciplinary sources to systematically explore how why and in what ways we can better interpret and understand this contemporary version of economic globalisation by looking back to the equivalent processes centred on the ports around the Mediterranean and the Baltic seas during the late 16th century Peter Daniels University of Birmingham UK François Gipouloux has written a vast and comprehensive history of the Asian economic system In the tradition of Braudel he paints a picture that is detailed full of insight and essentially very long term On the basis of an analysis of the old Mediterranean and Hanseatic economic networks he surveys the pre modern Asian system bringing it up to date with studies of Yokohama Hong Kong Singapore and other Asian hubs The culmination of many years work Gipouloux throws light on a new China a China no longer land based and inward looking but dependent on and a power in a maritime world Christopher Howe University of London UK Gipouloux's ground breaking study based on a long career as a scholar of Asia's past is a most original contribution to the study of globalization Connecting past and present the author has further developed the somewhat vague metaphor of an Asian Mediterranean into a well defined concept that can also be applied to analyzing contemporary affairs While in the past the traditional Chinese and Japanese state systems were failing to formulate adequate answers on a more informal level the port cities were able to meet with the maritime challenges of the emerging modern world system The author convincingly shows how also in the age of globalization a string of coastal metropolises continues to be instrumental in opening up the Far Eastern economy to the global economy Leonard Blussé Leiden University The Netherlands This insightful book draws upon a wide range of disciplines political economy geography and international relations to examine

how Asia has returned to its central position in the world economy As in the case of the hosting of the Olympic games it is cities rather than states which compete whether as financial centres logistical hubs or platforms for coordinating international subcontracting Analysing the historical precedents of the Mediterranean maritime republics the Baltic Sea Hanseatic League and the South China Sea mercantile kingdoms the book delineates the way stable economic and legal institutions were developed largely beyond the purview of and at times in conflict with the State Discussing the strong link between history and contemporary economic situation The Asian Mediterranean will appeal to academics including *The Rule of Laws* Fernanda Pirie, 2021-11-09 From ancient Mesopotamia to today the epic story of how humans have used laws to forge civilizations Rulers throughout history have used laws to impose order But laws were not simply instruments of power and social control They also offered ordinary people a way to express their diverse visions for a better world In *The Rule of Laws* Oxford scholar Fernanda Pirie traces the rise and fall of the sophisticated legal systems underpinning ancient empires and religious traditions while also showing how common people tribal assemblies merchants farmers called on laws to define their communities regulate trade and build civilizations Although legal principles originating in Western Europe now seem to dominate the globe the variety of the world's laws has long been almost as great as the variety of its societies What truly unites human beings Pirie argues is our very faith that laws can produce justice combat oppression and create order from chaos

**Savage Exchange** Tamara T. Chin, 2020-10-26 *Savage Exchange* explores the politics of representation during the Han dynasty 206 BCE 220 CE at a pivotal moment when China was asserting imperialist power on the Eurasian continent and expanding its local and long distance Silk Road markets Tamara T Chin explains why rival political groups introduced new literary forms with which to represent these expanded markets To promote a radically quantitative approach to the market some thinkers developed innovative forms of fiction and genre In opposition traditionalists reasserted the authority of classical texts and advocated a return to the historical ethics centered marriage based agricultural economy that these texts described The discussion of frontiers and markets thus became part of a larger debate over the relationship between the world and the written word These Han debates helped to shape the ways in which we now define and appreciate early Chinese literature and produced the foundational texts of Chinese economic thought Each chapter in the book examines a key genre or symbolic practice philosophy fu rhapsody historiography money kinship through which different groups sought to reshape the political economy By juxtaposing well known texts with recently excavated literary and visual materials Chin elaborates a new literary and cultural approach to Chinese economic thought Co Winner 2016 Harry Levin Prize American Comparative Literature Association Honorable Mention 2016 Joseph Levenson Book Prize Pre 1900 Category China and Inner Asia Council of the Association for Asian Studies

**Utopian Ruins** Jie Li, 2020-10-26 In *Utopian Ruins* Jie Li traces the creation preservation and elision of memories about China's Mao era by envisioning a virtual museum that reckons with both its utopian yearnings and its cataclysmic reverberations Li proposes a critical framework for understanding the

documentation and transmission of the socialist past that mediates between nostalgia and trauma anticipation and retrospection propaganda and testimony Assembling each chapter like a memorial exhibit Li explores how corporeal traces archival documents camera images and material relics serve as commemorative media Prison writings and police files reveal the infrastructure of state surveillance and testify to revolutionary ideals and violence victimhood and complicity Photojournalism from the Great Leap Forward and documentaries from the Cultural Revolution promoted faith in communist miracles while excluding darker realities whereas Mao memorabilia collections factory ruins and memorials at trauma sites remind audiences of the Chinese Revolution s unrealized dreams and staggering losses

**Modern Chinese Religion I (2 vols.)** ,2014-12-04 A follow up to Early Chinese Religion Brill 2009 10 Modern Chinese Religion focuses on the third period of paradigm shift in Chinese cultural and religious history from the Song to the Yuan 960 1368 AD As in the earlier periods political division gave urgency to the invention of new models that would then remain dominant for six centuries Defining religion as value systems in practice this multi disciplinary work shows the processes of rationalization and interiorization at work in the rituals self cultivation practices thought and iconography of elite forms of Buddhism Daoism and Confucianism as well as in medicine At the same time lay Buddhism Daoist exorcism and medium based local religion contributed each in its own way to the creation of modern popular religion With contributions by Juhn Ahn Bai Bin Chen Shuguo Patricia Ebrey Michael Fuller Mark Halperin Susan Huang Dieter Kuhn Nap yin Lau Fu shih Lin Pierre Marsone Matsumoto K ichi Joseph McDermott Tracy Miller Julia Murray Ong Chang Woei Fabien Simonis Dan Stevenson Curie Virag Michael Walsh Linda Walton Yokote Yutaka Zhang Zong

**Authentic Replicas** Hsueh-man Shen,2018-10-31 As belief in the Buddha grew and his teachings were transmitted across Asia Buddhist images scriptures and relics were duplicated and reduplicated to satisfy the needs of increasing numbers of the faithful Yet how were these countless copies of sacred objects able to retain their authenticity and efficacy Authentic Replicas explores how Buddhists in medieval China seventh to twelfth centuries solved this conundrum through the use of traditional methods of replication such as stamping mold casting and woodblock printing to create objects that fulfilled the spiritual aspirations of those who possessed them Setting aside Western notions about the relative value of copies versus the original the book posits Buddhist ideas on what imbues an object with credibility and authority and offers fresh insights into the ways authenticity was represented and reproduced in the Chinese Buddhist context Each section of the volume focuses on an area of artistic output to provide readers with a thorough grasp of the theological concepts underpinning each act of duplication Part I looks at the replication of sutras to clarify how the spiritual value of a handwritten sutra differed from a printed one In Part II clay tablets woodblock prints silk paintings and cave murals are examined to trace iconographic lineages and uncover the divine identity in each new replica The chapters in Part III describe in detail the copying of the Buddha s bodily relics and the endlessly repeated votive act of burying these in stupas Of particular significance is the visual and textual vocabulary used on reliquaries to persuade adherents to believe in the

actual presence of the Buddha concealed inside Deftly weaving together data and research from several disciplines including Buddhist studies archaeology and art history Authentic Replicas vividly conveys how replication lay at the heart of Buddhist worship in medieval China offering a new understanding of how religious belief guided the artistic output of an entire age

**The Silk Road** Valerie Hansen, 2017 The Silk Road We have a hazy mental image a lone traveler carrying silk on a camel moves along a desert Where exactly is he going and what goods is he carrying This book offers concrete answers based on newly discovered documents preserved in the sands of the Taklamakan Desert It is amazing what has been dug up and how the new materials both documents and artifacts radically challenge our understanding of the Silk Road Historians have only recently begun to piece together and make sense of these materials which give a far clearer picture of actual Silk Road Placing these documentary finds at the heart of the narrative this book also tells the story of the different explorers who found these documents and it teases out the implications of these documents for our understanding of the Silk Road We learn for example that the Silk Road was not really a road and that no one used the term Silk Road in the past The book focuses on the seven most important Silk Road sites that have produced document and objects from the Silk Road Six Niya Kucha Turfan Dunhuang Khotan and Xi an are located in northwest China the seventh Samarkand is in modern Uzbekistan This college edition includes a selection of excerpted primary sources in each chapter The range is enormous memoirs of medieval Chinese monks and modern explorers letters written by women descriptions of towns language learning materials for traveling monks and contracts among others Instructors can select the documents they find most interesting to discuss in class students can use these materials write papers Many of these are difficult to find and the author has checked all the translations to enhance their readability The college edition also includes a new final chapter that examines the Silk Road during the period of Mongol rule to c 1400 CE

**Between Command and Market** Elisa Levi Sabattini, Christian Schwermann, 2021-12-20 A deeply researched and thought provoking set of essays on a sorely neglected topic in Chinese economic intellectual and political history

**Taiwan in the 21st Century** J. Megan Greene, Robert Ash, 2007-01-24 Written by an impressive line up of contributors this book analyzes Taiwan's economic and political achievements and asks whether it is possible to identify through the experience of a single nation Taiwan the makings of a replicable model

**Realms of Literacy** David B. Lurie, 2020-03-17 In the world history of writing Japan presents an unusually detailed record of transition to literacy Extant materials attest to the social cultural and political contexts and consequences of the advent of writing and reading from the earliest appearance of imported artifacts with Chinese inscriptions in the first century BCE through the production of texts within the Japanese archipelago in the fifth century to the widespread literacies and the simultaneous rise of a full fledged state in the late seventh and eighth centuries David B Lurie explores the complex processes of adaptation and invention that defined the early Japanese transition from orality to textuality Drawing on archaeological and archival sources varying in content style and medium this book highlights the diverse modes and uses of writing that coexisted in a



variety of configurations among different social groups It offers new perspectives on the pragmatic contexts and varied natures of multiple simultaneous literacies the relations between languages and systems of inscription and the aesthetic dimensions of writing Lurie s investigation into the textual practices of early Japan illuminates not only the cultural history of East Asia but also the broader comparative history of writing and literacy in the ancient world

**Law and Commerce in Pre-Industrial Societies** Barry Hawk,2015-10-20 Well before states literacy or legal systems there were commerce and trade which are found in all societies irrespective of politics social norms or ideologies Athenian landowners Roman senators and Qing mandarins screened their participation in commerce and trade Legal and informal institutions were developed to secure persons and property resolve commercial disputes raise capital and share risk promote fair dealing regulate agents and gather market information Law and Commerce in Pre Industrial Societies examines commerce its participants and these institutions through the lens of nine pre industrial societies Hunter gatherers Mesopotamia Egypt Athens Rome the early Islamic world medieval Europe medieval Southern India and Qing China The book provides historical perspective to contemporary debates about the relationship between commerce and law public ordering versus privately created systems of law the rule of law and the relative merits of courts versus merchant networks to resolve disputes

Comparative Entrepreneurship Initiatives C. Usui,2011-08-31 This book investigates entrepreneurial initiatives in the three largest economies of the world China Japan and the USA It brings together historical institutional and ethnographic approaches and highlights entrepreneurial patterns that result from cultural legal and political forces that facilitate and constrain entrepreneurship

**Sold People** Johanna S. Ransmeier,2017-03-20 Trade in human lives thrived in North China during the Qing and Republican periods Families at all social levels participated in buying servants slaves concubines or children and disposing of unwanted household members Johanna Ransmeier shows that these commonplace transactions built and restructured families as often as it broke them apart

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