# 从宏观的角度对现行破产制度进行成本效益的经济分析

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World Bank Legal and Judicial Reform: Observations Experiences and Approach of the Legal Vice Presidency 1 (2002)

[2] La Porta Rafael Florencio Lopez-de-Silanes Andrei Shleifer and Robert W Vishny

[3] La Porta Rafael et al "Legal determinants of external finance " *Journal of finance* (1997): 1131-1150

[4] Zingales Luigi and Raghuram G Rajan *The great reversals: the politics of financial development in the 20th century* National Bureau of Economic Research 2001 1913-1980 Armour LLSV 1992-2005 Armour John et al "Shareholder protection and stock market development: an empirical test of the legal origins hypothesis " *Journal of Empirical Legal Studies* 6 2 (2009): 343-380

[5] Dakolias Maria 1999 Court Performance around the World: A Comparative Perspective World Bank Technical Paper 430 Washington DC: World Bank

[6] Ryan Erin 2000 the Judiciary and Justice: Coming to Terms with the Alternatives Law Review 113 (7):1851 75

[7] Drahozal Christopher R Connor 2014 -Outs from Arbitration Clauses 1 2006

[8] La Porta Rafael et al "Investor protection and corporate governance "Journal of financial economics 58 1 (2000): 3-27

[9] Katelouzou Dionysia and Mathias M Siems 2015
Leximetric Evidence for 30 Countries 1990 2013 Centre for Business Research
University of Cambridge Cambridge U K
[10] Kozolchyk Boris and Dale Beck Furnish 2006
Comparative Analysis *Southwestern Journal of Law and Trade in the Americas* 12 (2): 235 302
[11] Djankov Simeon et al "The regulation of entry " *Quarterly journal of Economics* (2002): 1-37
[12] Lee Seung-Hyun Mike W

development: A real options perspective " *Academy of Management Review* 32 1 (2007): 257-272

[13] Pistor Katharina Martin Raiser and Stanislaw Gelfer 2000 1 Transition Economies *Economics of Transition* 8 (2): 325 68

17 The Costs of Bankruptcy 2006, (with Arturo Bris and Ivo Welch), Journal of Finance, 61-3, 1253-1305.