

The Negative Influence of Legal Modernization on Women——Take the widow's rights in Inheritance case as an example

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Abstract

Chinese traditional law discriminates against women, the Civil Code of the Republic of China gives women equal rights, This paper uses two research methods: comparative study of legal provisions, and analysis of grassroots litigation files. In the context of the modernization of the law, a fact is ignored: the protection of women in traditional law, the Civil Code is no longer retained. Such as the right of the widow to manage the family property, the right of the widow's property to inherit, and the widow's right to relieve the adoption relationship. The intention of this paper is to show that the traditional Chinese law is complex, the attitude of women is also complex. The traditional Chinese law should not only be considered to discriminate against women.

Keywords: Inheritance disputes, Female rights, Legal modernization, Widow rights, The Civil Code of the Republic of China

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