

## Developments in the Law in 2017: Civil Procedure Law

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### Abstract

In order to generally stabilize the application of law and reduce the burden of legal argumentation in concrete cases, it is necessary to establish legal concepts and systems in sense of “legal dogmatic”. An essential part of this work are case studies, especially those on Supreme Court adjudication. Regarding the application of legal institutes under Code of Civil Procedure, such as “immunity”, “international jurisdiction”, “venue”, “capacity to be a party to court proceedings”, “representation”, “court fees”, “legitimate interest on declaration of legal relationship”, “joinder of claims”, “required joinder of parties”, “auxiliary intervention”, “notice if pending suit to third parties”, “secondary responsibility of fact assertion”, “refusal to accept submissions made late”, “burden of proof”, “permissibility of evidence”, “standard of proof”, “effect of issue preclusion” and “reopening of proceedings”, the Supreme Court has rendered in 2017 several decisions worth notice. Some of them confirm and continue the previous court ruling, while some of them deviate from former case law. There are also issues on which the Supreme Court delivers its opinion for the first time. This article aims at presenting these decisions on the one hand, and giving some preliminary thoughts on the other hand. Further researches could be conducted on this ground.

**Keywords:** forum-selection clause, unincorporated association, declaratory action of fact, claims on successive creditor’s right, claims based on same transaction or occurrence, theory relating to standards, interpretation of procedural act

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