

语言理论与实践

工作论文

法律语篇的语言学视角

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——对一起强奸杀人重罪案的系统功能语法分析

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摘要: 本文以系统功能语言学的三个元功能框架为理论基础, 分析了一起强奸杀人案嫌疑人的所谓“自首”语料, 证明这一所谓的“自首”并非真正意义上的自首, 因为该嫌疑人的“自首”与我国刑法要求的自首的要件不符。由此说明, 语言学分析运用于司法领域可以进一步保证司法的公平性和公正性。

关键词: 盘问; 元功能; 要件; 自首

A Linguistic Perspective on Legal Discourse: the systemic-functional grammar analysis of a rape-murder case

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Abstract: The framework applied here is the three meta-functions in Halliday's the systemic functional grammar. The data concerns the suspect's voluntary surrender. The finding is that the data analyzed regarding the suspect's voluntary surrender is not in line with the necessary elements of the concept of voluntary surrender stipulated by the national Criminal Law. This paper calls on judicial professionals to turn to linguistic analysis when it is necessary, so that more justice is served.

Key words: interrogation; meta-function; necessary elements; voluntary surrender

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