

## 德國波昂基本法緊急法制之探討

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The Study of Emergent Institution of Born Basic Law In Germany

by

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### 摘 要

威瑪時期的經驗，留給德國人一難忘的回憶，因此，當他們在波昂重建他們的家園和重新制訂波昂基本法時，德人就竭力的避免重蹈威瑪時期的覆轍，特別是緊急法制。

如今，德國的緊急法制，在世界憲法史上，可謂是一獨特的先例。他們成功的避免了威瑪憲法的缺點，但卻面對，甚至創造了新的問題。

關鍵詞：基本法，緊急法制

### ABSTRACT

The experience that the German had ruled by the government of Weimar period, had left they a painful memory.

Therefore, when they reestablished their Country in Born, and instituted the Born basic Law, they exhaustively escaped the same problem that the Weimar Constitution had, especially about the emergent institution.

Now the emergent institution of Born basic Law always been called "the unique case in the consitutional history of the world", the German escaped the old problem successfully, but they sill face, even create the new one.

Key words: Born basic Law, Emergent institution.

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