

Abstract

The present thesis focuses on the constitutional culture of Hong Kong after its transition. It consists of three main chapters.

The first chapter, based on sociological methodology, analyzes the nature and character of the Modernity, historically points out that, the Modernity as the grand narrative has had a remarkable influence on the social development of Hong Kong, China and the world in general. In the context of postcolonial theory, this chapter will examine the social attitudes and the state of legal culture of Hong Kong after its transition. Furthermore, it will also discuss the nature of the identity dilemma of Hong Kong people.

The second chapter turns to the micro level to observe the constitutional culture of Hong Kong after its transition. It contains three sections. Section one appraises the issue of ultimate authority in the constitutional order of Hong Kong. Section two looks at the political system and the constitutional positioning. Section three considers the democratic politics of Hong Kong.

The third chapter comes back to the macro level. Section one is about deliberative democracy, this section starts by comprehensively evaluating the limitations of the Modernity and its important element----liberal democracy, and then explores the benefits of deliberative democracy. Section two looks at the culture trend over the world under the impact of globalization, it further considers an alternative concept of Modern Consciousness which argues that different cultures have to develop concurrently and equally through the constructive dialogue. Finally, the chapter proposes the author's view of the future constitutional development of Hong Kong.