

Society,” by Prof. Tomohei Chida of Hitotsubashi University.

“Restriction of Freedom of Shipping and Changes in Shipping Policies,” by Prof. Masao Oda of the Tokyo University of Mercantile Marine.

[Second Day Session, Oct. 26]

Reports of the third session on “Legal Status of Ships,” – Chairman: Prof. Kanae Tajjudo of Kyoto University.

“Nationality and Jurisdiction of Ships,” by Prof. Teruji Kurahara of Hiroshima University.

“Basis of Formation of the Flag-of-Convenience System,” by Prof. Yukio Sato of Doshisha University.

Reports of the fourth session on “Navigational Interest and Sovereignty of Coastal Countries,” – Chairman: Prof. Sakutaro Kyojuka of Chuo University.

“Formation and Changes in the Concept of Innocent Passage,” by Prof. Toshio Okuhara of Kokushikan University.

“Development and Process of the Right of Hot Pursuit,” by Prof. Hisashige Hayashi of Kobe Gakuin University.

By Prof. TOKUSHIRO OHATA
SATORU TAIRA

9. Comparative Law

The Japan Society of Comparative Law held its 43rd general meeting on May 10 and 11, 1980, at Kanazawa University in Ishikawa Prefecture. The titles of the reports and the reporters are as follows:

[The First Day Session]

Prof. Yoshiyuki Noda of Gakushuin University, president

of the society, delivered an opening address in commemoration of the 30th anniversary of the Japan Society of Comparative Law.

Reports:

“Zukunftsaufgaben der Rechtsvergleichung,” by Prof. Hein Kötz, Direktor des Max-Planck-Instituts für ausländisches und internationales Privatrecht in Hamburg.

“L’objet de la comparaison des droits,” by Prof. Marc Ancel, académicien de l’Académie des sciences morales et politiques.

“Problems of the Comparative Civil Law in Socialist Legal Systems,” by Masao Fukushima, former professor of Tokyo University.

“American Legal Studies in Japan: Japanese Legal Studies in the United States,” by Prof. Hideo Tanaka of Tokyo University.

[The Second Day Session]

—*English and American Laws Division*—

“Liability for the Executive Inaction in England,” by Assoc. Prof. Yoshifumi Higashihira, Kobe University.

“Airport Noise Litigations in the United States,” by Assoc. Prof. Katsutoshi Fujita, Osaka City University.

—*Socialist Law Division*—

“My Studies of Socialist Law,” by Prof. Haruo Yanagi, Kita-Kyushu Junior College.

“Some Problems in the Study of Socialist Law,” by Assoc. Prof. Akio Komorida, Hokkaido University.

“Some Actual Problems in the Study of the Vietnamese Constitutional Law,” by Asst. Masanori Aikyo, Nagoya University.

“The Present Stage of the Legal System Concerning the Economic Control in the People’s Republic of China,” by Toshibumi Suginata, LL. M., Waseda University.

—*Continental Law Division*—

“Zur Theorie des Widerstandsrechts — besonders in bezug auf die Notstandsverfassung des Bonner Grundgesetzes,” by Assoc. Prof. Masanori Shiyake, Aichi University of Education.

"Le droit de copropriété en France: partie privative et partie commune," by Assoc. Prof. Shinichi Konuma, Aoyama Gakuin University.

"Le nouveau visage de la Cour de cassation française," by Assoc. Prof. Ichiro Kitamura, Tokyo University.

"Schlüsselfiguren in den deutschen und französischen Rechtsordnungen," by Prof. Masao Oki, Jochi University.

[Reference: *Hikakuho Kenkyu* (Comparative Law Journal) No. 42, *Hikakuho Gakkai* (Japan Society of Comparative Law), Tokyo]

The Japanese American Society for Legal Studies held its 17th general meeting at Kanazawa University in Ishikawa Prefecture on May 9, 1980. The titles of the reports and the reporters are as follows:

"The U.S. Maritime Law, especially in connection with Maritime Forwarding Agents," by Prof. Yukio Sato of Doshisha University.

"The United States Supreme Court, the Press and the First Amendment," by B.J. George, Jr., Professor of Law, New York Law School.

The 25th Case Study Meeting.

Reporters:

Prof. Hiroyuki Hata of Hiroshima University.

Assoc. Prof. Masaaki Fukuda of Osaka University.

Prof. Kazuo Sugeno of Tokyo University.

[Reference: *America Ho* [1980] No. 2, *the Japanese American Society for Legal Studies*, Tokyo]

The Nichi-Doku-Hogaku-Kai (Japanisch-Deutsche Gesellschaft für Rechtswissenschaft) held its 1980 general meeting at the Kyoto University Hall in Kyoto on May 12, 1980. Prof. Hein Kötz (Direktor des Max-Planck-Instituts für ausländisches und internationales Privatrecht in Hamburg) delivered a lecture entitled "Über den Stil höchstrichterlicher Entscheidungen. Ein Vergleich zwischen den Stilen der Urteilsbegründung französischer,

anglo-amerikanischer und deutscher Obergerichte.”

The lecture meetings of the visiting German professor were also held in Osaka, Tokyo, and Sapporo by the society. Dr. Kötz spoke on “Die gütliche Beilegung des Rechtsstreits durch den Richter” at the Tokyo German Culture Center on May 19, sponsored jointly by the Nichi-Doku-Hogaku-Kai and the Tokyo Goethe Institute.

The association also held a lecture meeting at the Tokyo German Culture Center on Oct. 3, 1980.

Titles and speakers:

“Vom Gesellschaftsrecht zum Unternehmensrecht — die neueste Entwicklung des Gesellschaftsrechts in der Bundesrepublik Deutschland” by Prof. Thomas Raiser.

“Das Wechselspiel der Beweislastverteilung im Arzthaftungsprozess,” by Prof. Gottfried Baumgärtel.

[Reference: Jahrbuch der Japanisch-Deutschen Gesellschaft für Rechtswissenschaft 5, *Nichi-Doku-Hogaku-Kai* (Japanisch-Deutsche Gessellsschaft für Rechtswissenschaft), Tokyo]

The Franco-Japanese Law Association (La Société franco-japonaise de Science juridique) held its 19th annual general meeting at Gakushi Kaikan Hall in Tokyo on Mar. 14, 1980. Assoc. Prof. Ichiro Kitamura of Tokyo University made a report entitled “Le nouveau visage de la Cour de Cassation française.”

The association held a roundtable talk and discussion meeting with Prof. Marc Ancel, académicien de l’Académie des sciences morales et politiques, at l’Institut Franco-Japonais du Kansai on May 13, 1980. The same meeting was held at l’Institut Franco-Japanais du Tokyo on May 16.

[Reference: *Nichifutsu Hogaku* No. 11, La Société franco-japonaise de Science juridique, Tokyo]

The Japan Association of EC Studies was inaugurated at the fifth meeting of the EC researchers held at Ritsumeikan University in Kyoto on Nov. 8, 1980, for the purpose of studying the European Community from all angles including law, politics,

economy and other social sciences. The first national study meeting of the newly-established association was held at the same university on Nov. 8 and 9. The titles of the reports and the reporters are as follows:

[The First Day Session] Nov. 8

—Themes were free—

“Budgetary Powers of the European Parliament,” by Koji Fukuda LL. M., Doshisha University. Chairman: Prof. Teruo Kanamaru of Doshisha University.

“On the European Monetary System (EMS),” by Assoc. Prof. Soko Tanaka of Shimonoseki Municipal University. Chairman: Prof. Shigetsugu Okumura of Osaka City University.

“Authorities of Major EC Organizations,” by Prof. Norio Komuro of Defense Academy. Chairman: Prof. Shigeru Kozai of Kyoto University.

Special Lecture Meeting:

Chairman: Prof. Katsutoshi Uchida of Doshisha University.

Lecturer: D.W.Allen, chief advisor to the Legal Department, the EC Commission headquarters.

Title: “Legal Problems of the Actions of the European Communities in the International Energy Cooperation.”

Lecturer: Alester Satton, first secretary, EC Representation in Japan.

Title: “Legal Aspects of EC Foreign Policies.”

[The Second Day Session] Nov. 9

—Themes were free—

“Lomé II: A Study of its Negotiation Process from the Viewpoint of the North-South Stalemate,” by Assoc. Prof. Hiroshi Okuma of Seijo University. Chairman: Assoc. Prof. Yoshikiyo Minami of Shinshu University.

[Symposium]

“Coordination between Competition Policy and Industrial Policy in the EEC”

Chairmen: Prof. Hiroshi Arakawa of Seijo University.

Prof. Kenji Katayama of Fukuyama University.

Prof. Haruyuki Yamate of Ritsumeikan University.

“Unfair Competition in EC,” by Prof. Kenji Katayama of Fukuyama University.

“State Aid and Maintenance of Competition,” by Prof. Akira Negishi of Kobe University.

“Industrial Policy of the European Community — Its Problems,” by Prof. Akio Nomura of Momoyama Gakuin University.

“Competition and Structural Adjustment in the Community,” by Assoc. Prof. Masumi Hakogi of Fukushima University.

[Reference: EC Studies In Japan No. 1, Yuhikaku, Tokyo]

The Japanese Association of Socialist Law Study held meetings on the following various subjects in 1980:

“Trends of Soviet Criminology,” by Assoc. Prof. Kan Ueda of Ritsumeikan University at Tokyo University on Jan. 26.

“The Right of Citizens to Receive Higher Education in the Soviet Union,” by Assoc. Prof. Jiichi Niimi of Fukushima University at Tokyo University on Apr. 18.

“Second Economy in the Soviet Union,” by Prof. Leon Lipson (U.S.) at Tokyo University on June 23.

“Socialist Model of Representation,” by Prof. Barbara Zawatska (Poland) at Waseda University (Tokyo) on Sept. 19.

“Problems of Economic Law in the Soviet Union,” by Prof. V. V. Laptev (U.S.S.R.) at Tokyo University on Nov. 28.

“Problems of Poland Today,” by Dr. Jerzy Makarczyk at Tokyo University on Dec. 5.

The first Soviet-Japanese Legal Symposium was held in the Soviet Union from Nov. 25 through 28 and on Dec. 1 under the unified theme of “Role of Law in Social Development.”

[**First meeting**] on Nov. 25, at the conference room of the Institute of State and Law, the Soviet Academy of Science, Moscow.

“Pacifism of Japan’s Constitution — The Meaning of the Right to Live in Peace,” by Prof. Kenji Urata of Waseda University.

"Constitutional Principle of Soviet Foreign Policy," by Prof. M.A. Shafir (Moscow).

[Second Meeting] on Nov. 26, at the same place.

"Relations between Central and Local Governments, in the case of Japan," by Prof. Kazuaki Kato of Kwansei Gakuin University.

"Mutual Relationship between Highest Organization of Authority and Local Organizations of Authority," by Prof. S.V. Solovieva (Moscow).

"Constitutional Principle of Soviet Citizens' Participation in State Control—part I," by Prof. N.O. Lutschin (Moscow).

[Third Meeting - I] on Nov. 27 at the same place.

"Legal Consciousness and Behavior of Contemporary Japanese," by Prof. Tsuneo Inako of Nagoya University.

"Constitutional Principle of Soviet Citizens' Participation in State Control—part II," by Prof. N.O. Lutschin.

"Legal Awareness and Legal Education in Soviet Union," by Prof. N. Ya. Sokolov (Moscow).

[Third Meeting - II] on Nov. 27 at the same place.

"Role of Law in Establishing Industrial Capital in Japan," by Masao Fukushima, former professor of Tokyo University.

"Role of Law in Economic Development of Socialist Society," by Prof. R. O. Khalfina, the Institute of State and Law (Moscow).

[Fourth Meeting] on Nov. 28 at the same place.

Various Court Problems Viewed from Soviet Constitution," by Prof. V.M. Savitski, chief manager in charge of theoretical court problems, the Institute of State and Law (Moscow).

"Development of Modern Society and Legal Functions in Japan," by Prof. Yoshinobu Someno of Nihon University.

[Fifth Meeting] on Dec. 1 at the Institute of Philosophy and Law in Tashkent.

(An opening address was delivered by Prof. E. Yu. Yusupov, director of the Institute of Philosophy and Law, Tashkent.)

"Development of Environmental Law System in Postwar Japan," by Prof. Michitaro Kai of Osaka City University.

“Development of Anti-Pollution Regulation and Its Characteristics in Japan,” by Prof. Tsumoru Ushiyama of Waseda University.

“Environmental Preservation Laws in Soviet Union,” by Prof. O.S. Kolbasov, chief manager in charge of legal problems of environmental preservation, the Institute of State and Law (Moscow).

“Development of Environmental Preservation Law in Uzbekistan,” by Prof. M.M. Faiziev, member of the Science Academy of Uzbek Republic.

“Legal Protection of Nature in Uzbek Republic,” by Prof. Boiko, member of the Science Academy of Uzbek Republic.

“Basic Research Trends in the Field of Natural Environment Protection of the Science Academy of Uzbek Republic,” by Prof. Mukhamedov, member of the Science Academy of Uzbek Republic.

[Reference: “Role of Law in Social Development,” by Japanese participants in the Soviet-Japanese Legal Symposium, *Hōritsu Jihō* No. 6, Vol. 53, Nihon Hyoron Publishing Co., Tokyo]

By Assoc. Prof. MICHITARO URAKAWA

HITOSHI TERAOKA