

7. Legal History, Sociology of Law and Legal Philosophy

a. Legal History

The 37th general meeting of the *Japan Legal History Association* was held at Meiji University on Apr. 3 and 4, and the 33rd study meeting at Doshisha University on Oct. 12 and 13, 1985. The 38th general meeting was held at Senshu University on Apr. 26 and 27, and the 34th study meeting at Kanazawa University on Oct. 10 and 11, 1986. The programs of these meetings were as follows:

[The 37th general meeting]

First Day:

1. On *Kingoku* or Imprisonment in the Beginning of the Meiji Era, by Takahiko Nemoto (LL. M., Meiji University).
2. On the Military Order No.1 Issued in the 40th Year of the Meiji Era, by Shinpachiro Goto (Professor, Takayama Junior College).
3. Historical Background of the Compilation of *Kyōng Kuk Tae Chōn* or Collected Statutes for National Administration, by I Pyōng Su (Professor, Nihon University).
4. Criminal Ideology in Ancient India, by Takashi Shirai (Professor, Kogakukan University).
5. On the Method and the Manner for the Study of Legal History, by Masahata Kubo (Emeritus Professor, Tokyo University).

Second Day:

1. The Finance in *Land* and *Landstände*, from the Later Middle Ages through Early Modern Period, by Norio Chiba (Lecturer, Meiji University).
2. Military System in *Land* under the German Absolutism, by Hideo Jinbo (Associate Professor, Tohoku Gakuin University).

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3. On Urfehdebrief, by Kenji Wakasone (Professor, Kumamoto University).

4. J. Lipsius' Idea of "Raison d'Etat", by Susumu Yamanouchi (Associate Professor, Seijo University).

5. François de Connan's Theory of Contract, by Kozo Ogawa (Associate Professor, Hokkaido University).

[The 33rd study meeting]

The First Day:

1. The Reform of the Land System in the Okayama *Han* or *Daimyo* Domain from the End of the Tokugawa through the Beginning of Meiji Restoration, by Seiichi Hashimoto (LL.M., Osaka University).

2. On Transferring the Right of Creditor under the Law of Medieval Japan, by Toichi Ashida (LL.M., Kansai University).

3. *Provocatio* in the Early Republican Rome, by Mitsuo Kumamaru (LL.M., Waseda University).

4. On Marriage Settlement in the Seventeenth- and Eighteenth-Century England, by Masato Kurihara (Associate Professor, Kagawa University).

The Second Day:

The second day was devoted to the problems on the history of the administration of justice.

1. A Case Study of the *Jiyu Minken* Movement or the People's Movement for Civil Liberties in the Form of Civil Suit, by Kaisaku Kumagai (Professor, Ryukoku University).

2. On the Foundation of the Kyoto Judicial Court, by Hiroshi Asako (LL.M., Waseda University).

3. The Formation of the Chinese Type of Judicial System, by Akira Momiyama (Associate Professor, Shimane University).

4. On the Forms of Responsibility in Roman Law, by Kozo Shibata (Professor, Kyoto University).

5. Jurisdiction of the Lord in the Period of Absolutism in France, by Yoshio Shigaki (LL.M., Kyushu University).

[The 38th general meeting]

The First Day:

1. The Village Structure in the Thirteenth- and Fourteenth-Century England, by Yuji Sawada (LL.M., Waseda University).

2. The Relationship between Stadtgemeinde and the Principality in the Fourteenth-Century Koblenz, by Toshio Sakurai (Lecturer, Kanazawa University).

3. Some Problems on Studies of Commentaries of *Ritsuryo* or Tang-Styled Penal and Administrative Codes, by Makoto Saikawa (LL.M., Waseda University).

4. The Trial of Divorce Cases Undertaken Prior to the Enactment of the Civil Code in Kyoto District Court, by Kazuhiro Murakami (LL.M., Kobe University).

5. On *Li* and *Fa* or Rite and Punishment in Ancient China, by Hideaki Ishikawa (Associate Professor, Kagoshima University).

6. Recent Studies on Contemporary China's Legal History, by Hiroshi Miyasaka (Professor, Senshu University).

The Second Day:

1. On the Reasons for Rejection of Appearance in Common Law during Its Formation, by Katsujiro Matsumura (Professor, Kaigi University).

2. The Law of Adultery in the Ancient Athens, by Mariko Sakurai (Associate Professor, Tokyo Liberal Arts University).

3. On the Interpretation of Commentaries Concerning the Household Statute in the Administrative Code, by Mitsuo Riko (Professor, Keio Gijuku University) and Akira Haseyama (LL.M., Keio Gijuku University).

4. On *Enkiri Kakekomi* or the Japanese Type of Asylum in the Tokugawa Era, by Tadashi Takagi (Associate Professor, Kanto Junior College).

5. The System of Parliamentary Adjudication at the End of the Fourteenth Century in England, by Kaoru Kitano (Associate Professor, Morioka Junior College).

6. *Gewere* in *Sachsenspiegel*, by Takeshi Ishikawa (Professor, Hokkaido University).

[The 34th study meeting]

The First Day:

The first day was all devoted to the historical examination of the law suit and the administration of justice.

1. On the Formation Process of Court Law in the Meiji Era, by Akihisa Fujiwara (Professor, Kobe University).

2. On the Development of "Criminal Justice" in Japan, by Shiro Ishii (Professor, Tokyo University).

3. The Historical Divergence between the Jury System and the Inquisitorial Procedure, by Sadao Koyama (Professor, Tohoku University).

4. Legal Procedure in *Chou* and *Hsien* (Department and District) Government under the *Ch'ing* Dynasty, by Shuzo Shiga (Professor, Chiba University).

The Second Day:

1. Augustin Leiser's Legal Theory, by Minoru Tanaka (Professor, Kansei Gakuin University).

2. Punishments in *Gallia* and *Germania* from the Later Ancient Times through the Early Medieval, by Yoichi Nishikawa (Associate Professor, Tokyo University).

3. The Administration by the *Daijokan* or Central Government Office in the Transitional Period from Ancient to Medieval Japan, by Akira Taniguchi (Professor, Meijo University).

4. Modern Characteristics of Anti-Prostitution Regulation, by Kojiro Arai (Professor, Taisho University).

5. Changes in the Hokkaido Cultivation Law and the Settlement of Peasants from the Hokuriku Area, by Kaisaku Kumagai (Professor, Ryukoku University).