

(4) Work Rules and the Collective Labor Law, by Fujio Hamada (Professor, Kobe University).

Only a small percentage of workers are organized in unions in Japan. As a consequence, in most cases it is work rules, not collective agreements, that determine working conditions. According to the Labor Standards Act, an employer may make and alter work rules if the employer asks the opinion of the trade union or person that represents a majority of the employees of the establishment. The Supreme Court ruled that the provision of the work rule altered by an employer without getting consent of the employees have binding effect on the employees if the provision is reasonable. The reporters pointed out that most of the disputes concerning work rules were disputes over interests and argued that the criteria of the reasonableness of work rules should be clearly delineated.

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8. Legal History, Sociology of Law and Legal Philosophy

a. Legal History

The 39th General Meeting of *the Japan Legal History Association* was held at Shizuoka University on April 6 and 7, 1987. The 35th Study Meeting was held at Kumamoto University on October 17 and 18, 1987. The programs of these meetings were as follows:

[The 39th General Meeting]

The First Day:

(1) On the Sale of Land under the Kaoch'ang Kingdom, by Yasushi Kawamura (Assistant, Waseda University).

(2) Political Power and the People around the *Tenka Matsuri*, by Isao Makita (Lecturer, Setsunan University).

(3) On *Kujisen*, or Tax Revenues, under the Nihonmatsu *Daimyo* Domain in the Early Modern Periods, by Masashi Yoshida (Associate Professor, Tohoku University).

(4) On the Reform of the Judicial System in, or around, the 10th Year of Meiji, by Yoshihiro Mitsusaka (LL.M., Osaka University).

(5) The Enactment and Significance of the Existing Criminal Code, by Tamio Yoshii (Associate Professor, Kanagawa Junior College).

The Second Day:

(1) On *Moorleichen*, by Sumio Miura (Professor, Kansei Gakuin University).

(2) Savigny and the Sources of Roman Law, by Shigeo Nishimura (Professor, Kyushu University).

(3) The Establishment for Chanoine and the Power of Aristocrats, by Setsuo Watanabe (Associate Professor, Tokyo University of Agriculture and Technology).

(4) *Besthaupt* in 15th- and 16th- Century Germany, by Miho Mitsunari (LL.M., Osaka University).

(5) The Order of the Handicraft Manufacturing in 18th Century Germany, by Kazuo Muta (LL.M., Kyoto University).

[The 35th Study Meeting]

The First Day:

(1) *Ritsuryo*-Style Bureaucracy and the “*Hon-kan*”, or Official Rank System, by Hironori Mizumoto (Associate Professor, Kobe Gakuin University).

(2) On Article 16 of the Tang Code, *Fang buqu wei liang*, in the Chapter on Household and Marriage, by Makoto Okano (Associate Professor, Meiji University).

(3) The Criminal Justice System in the Nara Area during the Later Middle Ages, by Nobuhiro Ueda (Associate Professor, Kyushu University).

(4) On the Misdemeanor Regulations in Kumamoto *Daimyo* Do-

mains, by Hiroshi Kamata (Professor, Senshu University).

(5) On the Role of the Notable in Local Administrations during the Meiji Era, by Einosuke Yamanaka (Professor, Osaka University).

The Second Day:

(1) On the Appointment of Local Officials in Jiangnan, South of the Lower Reaches of the Changjiang River, under the Yuan Dynasty, by Tadashi Uematsu (Professor, Kagawa University).

(2) On H. Doneau's "A Theory of Private Law," by Takayoshi Nishimura (Lecturer, Teikyo University).

(3) Parental Authority about Agreements of Marriage, by Taichiro Tsuji (Associate Professor, Meiji Gakuin University).

(4) On the Council System in 18th Century North America, by Ryutaro Sasagawa (LL.M., Tohoku University).

(5) The Custom of Guilds in Bayern, by Mikio Kajiki (Professor, Hiroshima Shudo University).

b. Sociology of Law

The Japanese Association of Sociology of Law held its 1987 General Meeting on May 9 and 10 at Waseda University. The first day was devoted to a symposium on "The Formation and the Development of Rights"; the second day was devoted to reports given at section meetings.

[The First Day]

Symposium: The Formation and the Development of Rights.

(1) Diverse Categories of "New Rights" and Their Interaction, by Yonosuke Inamoto (Professor, Tokyo University).

(2) On the Right to Live in Peace, by Yoshiaki Yoshida (Professor, Meiji University).

(3) Taxpayers' Fundamental Rights, by Hirohisa Kitano (Professor, Nihon University).

(4) On the Rights of Liver, by Hiroyuki Ikeshima (Professor, Waseda University).

(5) Towards a Model of Activities to Institutionalize New Le-