

of the Judicial Council of the Civil Law Division has begun to reconsider the system, including adjudication of incompetence, since June, 1995. I hope the Adult Guardianship Law will be enacted promptly taking into consideration the developments on Adult Guardianship in Europe and the United States.

**Prof. MASAYUKI TANAMURA**

#### **4. Law of Civil Procedure and Bankruptcy**

*The Japanese Association of the Law of Civil Procedure* held its 65th General Meeting at Toyo University on May 20 and 21, 1995. The titles of individual reports and the symposium were as follows:

##### ***[Individual Reports]***

(1) The Conditions for the Order of *Référé* of France, by Koichi Honda (Professor, Kanto Gakuin University).

(2) The Present State and Problems of the Family Court System with respect to the Scope of Practical Use of Partition of Estate Proceedings, by Mayumi Ohashi (Associate Professor, Yamaguchi University).

(3) Views concerning the Principle of Distribution of Debtor's Property under the Bankruptcy Act, by Masashi Nakanishi (Associate Professor, Kansei Gakuin University).

(4) Aspects of Legal Aid Cases, by Takashi Yamashiro (Professor, Toin University of Yokohama).

(5) Expansion and its Limit of Standing, by Tsuyoshi Hara (Professor, Sapporo Gakuin University).

(6) The Substantive Functions of Clerks in the Process of Fact Finding, by Kiichi Nishino (Professor, Niigata University).

(7) Limitation of Jōkoku Appeals in Germany, by Saburo Katano (Associate Professor, Aichi University).

(8) For the Reinstatement of Action for Confirmation of a

Boundary, by Shintaro Hayashi (Associate Professor, Tohoku Gakuin University).

(9) Small Claims Court System and Installment · Moratorium Judgment System of Scotland, by Satoshi Miyagawa (Associate Professor, Setsunan University).

(10) Trends in Corporate Reorganization Cases and the Practical Uses of Corporate Reorganization Procedure, by Takuya Miyama (Judge, Tokyo District Court).

### **[Symposium]**

Theme: Problems of Shareholders' Derivative Actions under Procedural Law

(1) The Aims of the System and the Present State of Shareholders' Derivative Actions, by Hiromasa Nakajima (Professor, Tokyo Metropolitan University).

(2) The Position of the Shareholder Plaintiff in a Shareholders' Derivative Action, by Hiroshige Takata (Professor, Kobe University).

(3) The Position of the Corporation in a Shareholders' Derivative Action, by Kazuyuki Tokuda (Professor, Nagoya University).

**Prof. TETSUO KATO**  
**Assist. JUNKO SHIBATA**

## **5. Criminal Law and Procedure**

*The Criminal Law Society of Japan* held its 73rd General Meeting at Kansai University on June 3 and 4, 1995. The topics of the General Meeting are outlined as follows:

### **1. Reports of Individual Studies**

(1) The Modern Significance of the Principle of Prohibition of *Ex Post Facto* Law, by Koichi Kawaguchi (Associate Professor, Nara Industrial University).