

11. Comparative Law

I. *The Japan Society of Comparative Law* held its 64th General Meeting at Meiji University on June 2 and 3, 2001.

The First day

Reports:

(Anglo-American Law Section)

- (1) Constitutionality Review of Public Assistance Programs in the United States, by Fumihiko Takanashi (Waseda University).
- (2) Harmonization in the International Civil Suit Setting — Jurisdiction in Lawsuits Related to Contracts Entered into Through the Internet —, by Yoshiyuki Nakaji (Asahi University).
- (3) Divorce in Ireland: From the Brehon law to the 1996 Reform, by Arata Ono (Associate Professor, Senshu University).

(Continental Law Section)

- (1) *Das japanische und deutsche Sicherungsrecht im Vergleich — Charakteristika und Aufgaben —*, by Shigeru Toriyabe (Professor, Hiroshima University).
- (2) *Zur Behandlung des dinglichen Anspruchs in der Insolvenz in Japan und Deutschland*, by Chikaomi Hotta (Lecturer, Maritime Safety Academy).
- (3) *Die Wirkung über die Konzernverrechnungsklausel*, by Yosuke Murayama (Nagasaki University).
- (4) *L'apparition des principes à valeur constitutionnelle et des objectifs à valeur constitutionnelle dans le contrôle de constitutionnalité exercé par le Conseil constitutionnel français*, by Maki Kobayashi (Sophia University).

(Socialist Law Section)

- (1) On the Judiciary Reforms of the Central Asia Countries and Their Problems: For Uzbekistan and Kazakhstan, by Kazutaka Sugiura (Professor, Nagoya University).
- (2) The Financial Conditions Around the Courts in China, by Wan Yakushin (Fukuoka International University).

Mini Symposium (Anglo-American Law and Continental Law Section): Conceptions of Graduate Law Schools and Issues Regarding the Teaching and Research of Comparative and Foreign Law

- (1) Introduction, by Masao Horibe (Professor, Chuo University).
- (2) A Serious Discourse — Searching for a Legal Design for a New Law School System in Japan —, by Michiatsu Kaino (Professor, Waseda University).
- (3) In Search of a Better Scheme for Comparative and Foreign Law Teaching — An Optimistic view of Japanese Legal Education Reform —, by Satoru Osanai (Professor, Chuo University).
- (4) *Law School von japanischem Stil und die Aufgaben der Rechtsvergleichung in der Lehre und Forschung — bei Deutsches Recht*, by Seigo Hirowatari (Professor, University of Tokyo).

Mini Symposium (Socialist Law Section): Transformation of the Land Laws with the Expansion of the Market Economy into the Post-Socialist Countries

- (1) Introduction, by Ken Suzuki (Hokkaido University).
- (2) Transformation of the Land Laws with the Expansion of the Market Economy into the Post-Socialist Countries: Russia, by Toshio Morishita (Professor, Kobe University).
- (3) The Restoration of Private Landownership in Central Eastern Europe, by Teruji Suzuki (Professor, Tokai University).
- (4) The Transformation in the Legal Structure of Land Ownership and Its Utilization in Modern China, by Kyu Tao (Chinese Social Studies Gakuin).

The Second Day

Symposium: *Juristen als Institution — Globalisierung und Kulturwandel* —

- (1) General Introduction, by Seigo Hirowatari (Professor, University of Tokyo).
- (2) The Legal Profession in Transition: the German Perspective, by Iwao Sato (Associate Professor, University of Tokyo).
- (3) *Les juristes en France*, by Kazuhiko Yamamoto (Hitotsubashi University).

- (4) Reforms of the English Legal Profession, by Yukiko Hasebe (Professor, Gakushuin University).
- (5) American Legal Culture and Legal Profession, by Takashi Maruta (Professor, Kwansei Gakuin University).
- (6) The Judicial System of Korea, by Kimu Kyoin Duku (Lawyer).
- (7) Reform of the Legal Profession in the Russian Federation, by Kazuhiko Takahashi (Associate Professor, Kobe University of Foreign Studies).

II. *The Japanese American Society for Legal Studies* held its 38th General Congress at Tezukayama University on September 8 and 9, 2001.

The First Day

Workshop: Presidential Elections and Courts:

- (1) Rethinking the Role of the Federal Judiciary in American Political Life: Election 2000 and the Rehnquist Court, by Keisuke Abe (Associate Professor, Seikei University).
- (2) Law's Encounter with Politics in the Presidential Election Crisis: the Case of 1876–1877 Revisited, by Hiroshi Okayama (Lecturer, University of Tokyo).
- (3) Public Perception of the U.S. Judicial System and the 2000 Presidential Election, by Tomohiko Maeda (Assistant, Rikkyo University).

The Second Day

Symposium: United States Environmental Law — from the Viewpoint of Efficiency and Justice —

III. *Japanisch-Deutsche Gesellschaft für Rechtswissenschaft*

(Activities of *Japanisch-Deutsche Gesellschaft für Rechtswissenschaft* will be placed in the next issue.)

IV. *La Société Franco-japonaise de Science juridique*

(Activities of *La Société Franco-japonaise de Science juridique* will be placed in the next issue.)

V. *The European Union Studies Association-Japan* held its 22nd Annual Conference at Nagasaki Junshin Catholic University on November 17 and 18, 2001.

Symposium:

- (1) The Development of EC Constitutional Order Between Maastricht and Nice, by Tamio Nakamura (Associate Professor, University of Tokyo).
- (2) The Reforms of the Main Institutions and the Decision-Making of the European Union, by Yoshikatsu Washie (Associate Professor, Doshisha University).
- (3) Human Rights and Democracy in the EU Conditionality, by Nao Yamamoto (Doshisha University).
- (4) On the Changed Character of EU Development Policy — From the Lome Convention to the Cotonou Agreement —, by Keiichi Maeda (Professor, Osaka University of Commerce).
- (5) Nationalism, States, and the European Union, by Malcolm Anderson (the former president of the European Union Studies Association-World).
- (6) The Treaty of Nice and Enhanced Cooperation, by Yumiko Nakanishi (Lecturer, Senshu University).
- (7) European Strategy for Space and Galileo Project, by Kazuto Suzuki (Lecturer, University of Tsukuba).
- (8) Fischer's "European Federation" and the Future of the Nation States in the European Union, by Mitsuo Miyamoto (Professor, Seikei University).
- (9) Scottish National Movement and the European Integration: The SNP's Experience, by Takehito Fukuda (Kyushu University).
- (10) The Revolution of Information Technology in the European Union, by Hitoshi Suzuki (Professor, Yamagata University).
- (11) The Integration in the Comparative Advantage Sector of the EU and Its Implication for the World Economy, the Case Study of the Pharmaceutical Industry, by Kenichi Ando (Associate Professor, Shizuoka University).
- (12) Euregios and the Border Region Policy of the EU, by Hisashi Watanabe (Professor, Tokyo Keizai University).

- (13) The Road to a Single Currency in Europe: The Politics of Commitment, 1988–89, by Michito Tsuruoka (Keio University).
- (14) Anti-EU Tendency of Women in Sweden, by Ritsuko Saotome (Lecturer, Fuji Women's University).

12. International Law

The Japanese Association of International Law held its 2001 Spring Session at Aoyama Gakuin University on May 13.

- (1) The Hierarchical and Constitutional Nature of International Human Rights: From the Perspective of Rights from which No Derogation Is Permitted, by Koji Teraya (Assistant Professor, Hokkaido University).
- (2) The Function of Nullity in International Law, with Particular Reference to Its Relationship with Responsibility, by Shotaro Hamamoto (Assistant Professor, Kobe University).
- (3) Retaliation Bombing as an Armed Counter Measure Against International Terrorism: Another Limit of the Security Council and its Detouring, by Yasuhiko Miyauchi (Assistant Professor, Koku-gakuin University).
- (4) The Morality, Legality and Legitimacy of "Peaceful Enforcement" Action: The Kosovo Crisis and the Use of Force by NATO, by Toshiya Hoshino (Assistant Professor, Osaka University).
- (5) The Concept of the United Nations Law, with Particular Reference to the Agreements Concluded by Subsidiary Bodies of General Assembly, by Hiroko Akizuki (Assistant Professor, Asia University).

The Japanese Association of International Law held its 2001 Autumn Session at Doshisha University on October 13 and 14.

Plenary Session:

- (1) The Normative and Inter-State Settlement Models in International