

3. Family Law

The Japan Association of Socio-Legal Studies on Family Law held the 18th Annual Meeting at Shizuoka Rosei-kaikan in Shizuoka Prefecture on November 10, 2001.

Theme: To Resolve the Problem of Child Abduction among Parents
Introduction, by Noriko Mizuno (Professor, Tohoku University)

Reports:

- (1) Judicial Function of the Family Court, by Naoko Nakayama (Judge, Niigata Family Court).
 - (2) Actual Situation and Problems Regarding the Admonition of Performance by the Family Court, by Kenichi Hayashi (Training Institute of the Investigator of the Family Court).
 - (3) Petition for the Protection of Personal Liberty and Execution of the Adjudication of the Family Court, by Hiroshi Segi (Judge, Chiba District Court).
 - (4) From the Viewpoint of American Law, by Ryoko Yamaguchi (Assistant Professor, Yamanashi University).
 - (5) From the Viewpoint of German Law, by Yukiko Urano (Assistant Professor, Kobe University).
 - (6) From the Viewpoint of the Hague Convention, by Shinichiro Hayakawa (Professor, Tohoku University).
- Discussion, Moderators: Noriko Mizuno, Masako Wakabayashi (Professor, Meiji University).

4. Law of Civil Procedure and Bankruptcy

1998

The Japanese Association of the Law of Civil Procedure held its 68th General Meeting at Hiroshima University on May 16 and 17, 1998.

Individual Reports:

- (1) About the Fraudulent-Injury Nature of Denial, by Manabu Wagatsuma (Associate Professor, Tokyo Metropolitan University).
- (2) About the Discretion of the Court in Civil Procedure, by Tetsu Saito (Professor, Shimane University).
- (3) About the Anti-Public Order Nature and the Effect of an Irrevocable Judgement, by Yukihiro Okada (Professor, Mie University).
- (4) The Property Discovery of an Obligor in compulsory execution, by Eiji Uchiyama (Professor, Osaka Gakuin University).
- (5) The Situation of Lawsuit Management Under the New Code of Civil Procedure, by Makoto Kato (Judge, Hiroshima District Court).
- (6) Abandonment of Property by the Trustee, by Yoshihito Saito (Professor, Akita Keizai-hoka University).
- (7) Several Problems Involving the New Article 248 of the Code of Civil Procedure, by Keizo Sakamoto (Professor, Asahi University).
- (8) Relation of Arbitration and Conciliation in the Latest Legislation Trend, by Takashi Inomata (Associate Professor, Toin University of Yokohama).
- (9) The State of Information Circulation in Civil Procedure, by Yasutaka Machimura (Professor, Asia University).
- (10) Consumer Bankruptcy and ADR, by Munehide Nishizawa (Professor, Aoyama Gakuin University).

Mini-Symposium: The Present Condition and the Subject of the International Code of Civil Procedure Theory

- (1) The Judgment Framework of Exceptional Processing in the Determination of International Adjudication Jurisdiction, by Shunichiro Nakano (Professor, Kobe University).
- (2) International Lawsuit Competition, by Hiroshige Takada (Professor, University of Tokyo).
- (3) The Laws of Foreign Countries in Public-Relations civil Action, by Hajime Sakai (Professor Konan University).

1999

The Japanese Association of the Law of Civil Procedure held its 69th General Meeting at the University of Tokyo on May 15 and 16, 1999.

Individual Report:

- (1) Investigation of the Responsibility of Manager at the Time of Business Bankruptcy, by Noriyuki Honma (Associate Professor, Okayama University).
- (2) Several Problems Involving the Just Person Concerned in the U.S. Civil Action, and the Complainant Competence of a Party in an Environmental Lawsuit, by Hiromi Yamamoto (Associate Professor, Toa University).
- (3) About the Right of Clarification in the New Code of Civil Procedure, by Hidehiro Ishida (Associate Professor, Ehime University).
- (4) About the Interest Adjustment Between the Creditor and Stockholder by the Requirements for Approval of a Reorganization Scheme, by Junichi Matsushita (Professor, Gakushuin University).

Lecture:

The Theory and Practice in the Code of Civil Procedure, by Morio Takeshita (President, Surugadai University).

Symposium:

- (1) Theory and Practice of Provisional Seizure and Disposition, by Yukiko Hasebe (Professor Gakushuin University), Hiroshi Segi (Judge, Chiba District Court), and Minoru Koyama (Attorney).
- (2) The Idea of the Dispute Settlement in Theory and Practice by Yasuo Ueno (Professor, Waseda University), Yagi Ryoichi (Judge Kyoto District Court), and Masahiro Suzuki (Attorney).
- (3) Management in Bankruptcy Law of Lien, by Tetsuo Kato (Professor, Waseda University), Kaoru Kamata (Professor, Waseda University), and Koji Takeuchi (Attorney).

2000

The Japanese Association of the Law of Civil Procedure held its 70th General Meeting at Doshisha University on May 20 and 21, 2000.

Individual Report:

- (1) About Res Judicata and its Revision of Future Grant Judgment, by Kazuhiro Koshiyama (Associate Professor, Kagawa University).
- (2) Meaning of the Debt Re-Recognition System on Discharge

- in Bankruptcy, by Toshikazu Fujimoto (Associate Professor, Ritsumeikan University).
- (3) About Docket Fee, Hironao Kaneko (Tokyo Institute of Technology).
 - (4) The Problem Involving the Start of Parallel Bankruptcy Procedure, by Yuichiro Kigawa (Associate Professor, Tokai University).
 - (5) Procedural Effect of Vouching in, by Kiyoshi Mabuchi (Associate Professor, Komazawa University).
 - (6) The Future of Computerization and Civil Procedure in the Administration of Justice, by Hiromi Oda (Associate Professor, Matsuyama University).
 - (7) The Idea of Private Self-Government and the Conciliator's Role in Conciliation, by Aya Yamada (Associate Professor, Okayama University).
 - (8) The State of the Claim and Denial, by Mizuho Hata (Associate Professor, Kobe University).
 - (9) Planned Trial about the Usual Case in the Osaka District Court, by Michiki Sakamoto (Judge, Osaka District Court).
 - (10) The Present Condition and the Subject of the Goodfaith and Trust in Civil Procedure, by Yoshio Toga (Professor, Waseda University).

Symposium: Several Procedural Problems of Personal and Domestic Proceedings.

- (1) About the Actual Condition of the Latest Divorce Suit, and the Change of Jurisdiction to the Family Court, by Seiichiro Nishioka (Judge, Tokyo District Court judge).
- (2) Joint Processing of Judicial and Extrajudicial Matters in Domestic Disputes, by Masahiro Takata (Professor, Osaka City University).
- (3) Personal and Domestic Proceedings, Domestic Conciliation and Procedure Security, by Yasunori Honma (Professor, Nagoya University).
- (4) Effect of Domestic Proceedings, and the Related Disputes, by Kazuyuki Tokuda (Professor, Kyoto University).

2001

The Japanese Association of the Law of Civil Procedure held its 71st General Meeting at Kokugakuin University on May 19 and 20, 2001.

Individual Reports:

- (1) About Recognition of the Conciliation and Judgment on the Trial by the U.S. Class Action, by Eiji Adachi (Professor, Seijo University).
- (2) Reexamination of the Right of Management Disposal Theory in Lawsuit Charge, by Izuru Horino (Associate Professor, Kagawa University).
- (3) The Trial and Judgment Technique for Fair Point-At-Issue Formation, by Akiko Anzai (Associate Professor, Fukuoka University).
- (4) Proof of the Amount of Damages in the Claim for Damages Lawsuit for the Violation of the Antimonopoly Law, by Yasuo Yabuguti (Associate Professor, Iwate University).
- (5) The Limit of Private Referees in Civil Procedure, by Kiyotaka Fukunaga (Associate Professor, Nagoyakeizai University).
- (6) Reconsideration of the Advocacy Principle, by Kazuhiko Niwa (Associate Professor, Takaoka University of Law).
- (7) The Role of Discovery, Party and Court, by Masatoshi Kasai (Associate Professor, Kyoto University).
- (8) The Regulation Principle of the General Substantive Law in Bankruptcy Law, by Hironori Mizumoto (Associate Professor, Kumamoto University).
- (9) About the Procedure Legislation Problem of a Large Number of Parties Concerned in a Lawsuit in Large Numbers, by Tatsuo Ikeda (Professor Osaka University).
- (10) General Condition of Small Claim Management, by Minoru Ishida (Judge, Yokohama Summary Court).

Symposium: Theory and Practice in the New Code of Civil Procedure

- (1) The Phase of Arrangement Proceedings of Point-At-Issue of Evidence, by Hiroshi Takahashi (Professor, University of Tokyo).

- (2) The Procedural Principle of the Proof Aspect in the New Code of Civil Procedure, by Koichi Miki (Professor, Keio University).
- (3) The New Code of Civil Procedure and Judgment Effect, by Yasuo Ueno (Professor, Waseda University).
- (4) About the Revision About Party, by Kazuhiko Yamamoto (Professor, Hitotsubashi University).
- (5) The Comment to the Report, by Mariko Watabiki (Judge, Tokyo District Court), Kohei Nasu (Attorney).

5. Criminal Law and Procedure

The Criminal Law Society of Japan held its 79th General Meeting at Kyushu University on May 19 and 20, 2001.

Individual Reports:

- (1) Corporate Criminal Liability, by Tomomi Kawasaki (Lecturer, Doshisha University).
- (2) Criminal Prohibition of Sexual Expression, by Satoshi Mishima (Associate Professor, Osaka City University).
- (3) The Concept of Documents in Criminal Law (*Der Urkundenbegriff im Strafrecht*), by Yukinori Naruse (Associate Professor, Graduate School of Law, Tohoku University).
- (4) Probative Value of Confessions and Corroboration, by Shintaro Ueda (Associate Professor, Kagawa University).
- (5) The Structure of Self-Control (*Zur Struktur der Steuerungsfähigkeit*), by Takuto Yasuda (Associate Professor, Graduate School of Law, Osaka University).
- (6) The Legal Characterization of the Voluntary Interruption of a Crime (*Zum Grundgedanken des Rücktritts vom Versuch*), by Mari Kanazawa (Associate Professor, Yamagata University).

Lecture:

Criminal Policy in the Post-Modern Era (*Die Kriminalpolitik der Spätmoderne*), by Karl-Ludwig Kunz, Professor. Dr., Bern University