

Employment”

Hiroshi Ishibashi (Professor, Kumamoto University).

- (3) “The Employees’ Access to Related Information about Working Conditions held by the Employer”

Kiyoshi Takechi (Professor, Toyama University).

- (4) “Protection of Workers’ Personal Data and Privacy in the Information Society”

Ikuko Sunaoshi (Assistant Professor, Rikkyo University).

- (5) “Legal Construction for the Protection of Employees’ ‘Whistleblowing’: In Connection with the Recent Enactment of the Public Interests Disclosure Protection Law”

Fumito Komiya (Professor, Hokkai-Gakuen University).

8. Legal History

The Legal History Association held its 56th General Meeting at Hitotsubashi University on April 24 and 25, 2004 and its 52nd Study Meeting at Kyoto University on November 27 and 28, 2004.⁽¹⁾

1. The 56th General Meeting

Individual Presentations

- (1) “The Abolition of the Portuguese Consular Court in Japan—Before the Treaty Revision of 1894”

Emiko Nakaami (Student, Waseda University).

- (2) “The Agreement of Sales Contracts and Ownership Transfer in the French Civil Code from the Perspective of Legal History”

Guido Tsuno (Professor, Chuo University).

- (3) “The System of Parliament and Elections in Modern Germany—The Electoral Way in Prussia”

Kaori Matoba (Assistant, Osaka University).

⁽¹⁾ See “Japan Legal History Association” (<http://www.soc.nii.ac.jp/jalha/index.htm>) for further information. The Homepage is written mainly in Japanese, but partly in English.

Symposium: The 200th Anniversary of Code Civil I—The View from Outside

This symposium is one of the key studies of the Legal History Association (LHA). Considering the historical perspective of the Code Civil, speakers try to re-locate the meaning of modern Japanese law. They focus on the real functions of the Code Civil. The LHA launched an ambitious two-year project for the first time in its history. The second symposium (The View from Inside) is to be held in Toin Yokohama University in Spring, 2005).

(1) “Introduction”

Jiro Yashiki (Professor, Hitotsubashi University).

(2) “The Influence of the Code Civil on Japanese Civil Code” (Special Lecture)

Eiichi Hoshino (Emeritus Professor, Tokyo University).

(3) “The Influence of Code Civil on the Case of the ‘*Reich*’ Court—through Potier”

Klaus Luig (Professor, Köln University).

(4) “The Civil Code in Quebec Code Civil in Common Law”

Toshiyuki Oshima (Professor, Kobe Gakuin University).

(5) “For the Next Year—From the View from Outside to the View from Inside”

Takeshi Mizubayashi (Professor, Tokyo Metropolitan University).

Special Topic: The Present in the History of Criminal Law

(1) “Introduction”

Kenji Wakasone (Professor, Kumamoto University).

(2) “Shuko Tanomura and His Study of Chinese Legal History”

Michiko Nakajima (Research Student, Keio University).

(3) “The Comparative Study of China and Japan in the Criminal Anthropology of Lombroso”

Hiroki Shimizu (Part-time Lecturer, St. Luke’s College of Nursing).

(4) “Criminal Proceedings in Kamakura Period and their Expansion”

Tomohiro Nishita (Assistant Professor, the Historiographical Institute, the University of Tokyo).

(5) “The Establishment of Modern Imprisonment and its Aim”

Koji Fujimoto (Graduate Student, Hitotsubashi University).

2. The 52nd Study Meeting

Individual Presentations

- (1) "A Basic Study on Interdict in the Holy Place"
Ken Sasaki (Assistant, Kyoto University).
- (2) "The Position of Tenant in the Urban Disaster—From the Point of View of Legislative Process"
Syunichiro Koyanagi (Professor, Dokkyo University).

Symposium: When a Law is born

The theme of the symposium showed firstly the concerns of law-making. The analysis of law-making, enforcement and application enabled us to know how the law is formed in a certain society and time. Secondly, this symposium focused on the phenomenon of each enactment and attempted comparative studies to recognize the diversity of law. Each presentation varied from Ancient Greco-Roman, Japan, China to the Muslim world and were discussed in an interdisciplinary manner. Comments were made by both specialists in substantial law and those in legal history.

- (1) "Introduction"
Ichiro Nitta (Professor, Tokyo University).
- (2) "The Extraction of Law in Ancient Greece"
Yasunori Kasai (Professor, Niigata University).
- (3) "Legis Actio Sacramento in Rem and Manipatio in Ancient Rome"
Kozo Ogawa (Professor, Toin Yokohama University).
- (4) "When the Law is Born—In Case of the Early Medieval Europe"
Yoichi Nishikawa (Professor, Tokyo University).
- (5) "The Significance of Mediation in Late Medieval England"
Kaoru Kitano (Professor, Komazawa University).
- (6) "When the Law is Born—The Case of International Law"
Shigeru Oda (Emeritus Professor of Tohoku University, Former Judge of the International Court of Justice).
- (7) "The Formation of the *Goseibai Shikimoku*"
Takao Nagamata (Lecturer, Kokugakuin University).
- (8) "The Formation and Spread of Added Articles in Medieval Japan"

Yuishiro Maegawa (Assistant Professor, the Historiographical Institute, Tokyo University).

- (9) “The Ancient Code (Lu Ling) in China—From the Analysis of Sekinotsu Ryo”
Itaru Tomiya (Professor, Institute for Research in Humanities, Kyoto University).
- (10) “Before the Law is Born—In Case of the Judgment under the Sung Dynasty of China”
Yasushi Kawamura (Professor, Kwansei Gakuin University).
- (11) “When the Law is Born in the World of the Muslim Law”
Toru Miura (Professor, Ochanomizu University).
- (12) “Comment from the Perspective of the Sociology of Law”
Iwao Sato (Professor, Doshisha University).
- (13) “Comment from the Perspective of the Philosophy of Law”
Akira Hasegawa (Professor, Hokkaido University).
- (14) “Comment from the Perspective of the Substantial Law”
Hiroshi Kodama (Professor, Ryukoku University).
- (15) “Comment from the Perspective of the Modern Legal History”
Yuichi Ohira (Professor, Ritsumeikan University).

9. Sociology of Law

The Japanese Association for the Sociology of Law held the 2004 General Meeting at Ritsumeikan University on May 14, 15 and 16.

Symposium: Sociology of Law on Death and Life

1. General Session: Sociology of Law on Death and Life

- (1) “Brain Death and Organ Transplantation: A Review from Historical Sociology of Medicine”
Yasutaka Ichinokawa (Associate Professor, The University of Tokyo).
- (2) “Difference between Japanese Custom and Legal Institutions over Death, the Remains and Worship of the Dead”