

- the Faculty of Law is Useless”  
 Kousuke Nasu (Associate Professor, Setsunan University)
- (7) “Comments: From the Standpoint of the Man of Business”  
 Kouji Miyakawa (Tokyo Bar Association)
- (8) “The Training of the Legal Profession, the Law School, and Education in Legal Philosophy”  
 Yachiko Yamada (Professor, Chuo University)
- (9) “The Training of the Legal Profession and Legal Philosophy in U.S.”  
 Hitohiko Hirano (Professor, Ritsumeikan University)
- (10) “Normalization of Education in Legal Philosophy”  
 Hiroshi Kamemoto (Professor, Kyoto University)
- (11) “Comments: From the Standpoint of the Studies on Positive Law”  
 Hiroto Dogauchi (Professor, The University of Tokyo)
- (12) “Comments: From the Standpoint of Legal Philosophy”  
 Itaru Shimazu (Professor, Chiba University)

## 11. Comparative Law

I. *The Japan Society of Comparative Law* held its 69th General Meeting at Ryukoku University on June 3rd and 4th, 2006

### **Symposium: “Nonperformance of An Obligation-Remedies of the Buyer in Case of the Warranty Against Defects”**

- (1) “Introduction”  
 Toyohiro Nomura (Professor, Gakushuin University)
- (2) “Germany”  
 Takashi Oka (Professor, Gakushuin University)
- (3) “France”  
 Masamichi Nozawa (Professor, Rikkyo University)
- (4) “The United Kingdom and France”  
 Yoshikazu Yamashita (Associate Professor, Gakushuin University)
- (5) “China”  
 Weirong Tschian (Associate Professor, Takaoka University of Law)
- (6) “Cambodia”

Yoshihisa Nomi (Professor, Tokyo University)

(7) “Japan”

Masami Okino (Professor, Gakushuin University)

(8) “International Trends”

Hiroo Sono (Professor, Hokkaido University)

**Mini-symposium A: “Globalization of Terrorism after 9/11 and Legal Response: A Comparative Study of Europe, America and Japan”**

(1) “The Aim of the Mini- Symposium”

Tamio Nakamura (Professor, Tokyo University)

(2) International Law: “Internalized Global War and International Law: Did September 11 Change the World? ”

Koji Teraya (Associate Professor, Tokyo University)

(3) American Law: “September 11th Terrorist Attacks and Countermeasures in American Law”

Shigeo Miyagawa (Professor, Waseda University)

(4) U.K. Law: “UK’s Response to Terrorism Post 9/11 under the Human Rights Act 1998 and the European Convention on Human Rights”

Akiko Ejima (Professor, Meiji University)

(5) European Union Law: “The EU’s Response to Terrorism after 9.11— Pitfall of Human rights Protection?”

Tamio Nakamura (Professor, Tokyo University)

(5) Japanese Law: “Japan’s Response to Terrorism Post 9/11 under its Constitutional Law”

Hajime Yamamoto (Professor, Tohoku University)

**Mini-symposium B: ”Principles of European Contract Law”**

(1) “The Purpose of the Project”

Shiomi Yoshio (Professor, Kyoto Univeristy)

(2) “Die Bedeutung und die Problematik der Europäischen Vertragsprinzipien im Hinblick auf die Rechtsvereinheitlichung in Europa”

Yuko Nishitani (Associate Professor, Tohoku University)

(3) “Principles of European Contract Law and German Civil Law”

Kunihiro Nakata (Professor, Ryukoku University)

- (4) “Principles of European Contract Law and French Law”

Keita Baba (Professor, Konan University)

- (5) “PECL and Modernization of Japanese Contract Law”

Yoshio Shiomi (Professor, Kyoto University)

### **Mini-symposium C: “Reforms of Legal Professional Training System in East Asia: The Impacts of Japanese Law School Model”**

- (1) “Introduction”

Ken Suzuki (Professor, Hokkaido University)

- (2) “Korea”

Katsuhiko Oka (Professor, Nagasaki Prefectural University)

- (3) “Taiwan”

Ken Suzuki (Professor, Hokkaido University)

- (4) “China”

Yukinori Udagawa (Associate Professor, Nagoya University)

### **Study Group: Anglo-American Law**

- (1) “Regulations of Banking Industry in a Global Context”

Chaired by Akira Inoue (Professor, Chuo University)

Reported by Rikako Watai (Associate Professor, Nihon University)

- (2) “Energy Industry and Competition Law in the United Kingdom”

Chaired by Keikichi Ohama (Professor, Waseda University)

Reported by Humihito Tomooka (Associate Professor, Nihon University)

- (3) “Legal Analysis of Violent Videogame Regulation in the United States”

Chaired by Fumio Nakajima (Professor, Kanazawa University)

Reported by Koji Higashikawa (Associate Professor, Kanazawa University)

### **Study Group: Continental Law and Anglo-American Law**

- (1) “The Reform of the Contract Law and the Significance in the European Community”

Chaired by Kiyooki Fukuda (Professor, Meiji Gakuin University)

Reported by Mitsutaka Tsunoda (Professor, Shinshu University)

- (2) “Judicial Reform under Blair: Constitutional Reform Act 2005”

Chaired by Michiatsu Kaino (Professor, Waseda University)

Reported by Hidenori Sakakibara (Professor, Nanzan University)

### **Study Group: Socialist Law**

- (1) “Land Property Rights on ‘Tanzania Village Land Act, 1999’”

Chaired by Kazutaka Sugiura (Professor, Nagoya University)

Reported by Hiromi Amemiya (Associate Professor, Toyama University)

- (2) “A Study of Trial Supervision in Chinese Criminal Procedure: Comparative Study with Vietnam and Russia”

Chaired by Ken Suzuki (Professor, Hokkaido University)

Reported by Arinori Kawamura (Research Associate, Kobe University)

- (3) “Conceptualizing the Constitutional Monarchy and the 1924 Constitution of Mongolia: A Review of the Drafting Process of the 1924 Constitution”

Chaired by Akio Komorida (Professor, Tokyo University)

Reported by Masaki Nakamura (PhD Candidate, Nagoya University)

**II. *The Japanese American Society for Legal Studies*** held its 43rd General Meeting at Hosei University on September 9 and 10, 2006.

### **Symposium: “The Current Situation of American Legal Professional Ethics —Changes in Society and Arguments about Legal Professions”**

Eric L. Hirschhorn (Lawyer, Winston & Strawn), Bradley Wendel (Professor, Cornell Law School), Masahiro Shimojo (Lawyer, Nishimura & Partners), Takao Suami (Professor, Waseda University), Yasutomo Morigiwa (Professor, Nagoya University)

### **Workshop: “Reviewing Holmes”**

Mitsuo Kanai (Associate Professor, Fukushima University), Hisashi Aizawa (Associate Professor, Hokkaido University), Kouichi Taniguchi (Associate Professor, Tokyo Metropolitan University), Hironobu Asan (Professor, Kobe University)

**Case Studies:**

- (1) *Mainstream Marketing Services, Inc. v. FTC*, 358 F.3d 1228 (10th Cir. 2004)  
Hidetomo Sasaki (Associate Professor, Meiji University)
- (2) *EEOC v. Luce, Forward, Hamilton & Scripps*, 345 F.3d 742 (9th Cir. 2003)  
Atsumi Fujiwara (Associate Professor, Shigakukan University)

**III.** *Die Japanisch-Deutsche Gesellschaft für Rechtswissenschaft* held its Symposium at Kyoto University on December 16, 2006

**Symposium: “The Tense Relationship between the Europeanization of Contract Law and German Civil Law”**

Klaus Richter (Doctor, Berlin University)

**IV.** *La Societe franco-japanaise de Science Juridique* held its 47th General Meeting at Tokyo University on February 17, 2006

**First Session:**

General Meeting

An Activity Report, a Financial Report, Report on Activity Plans, etc.

**Second Session:**

Mini-symposium: “Revision of the French Real Securities Act in 2006”

Coordinator Akio Yamanome (Professor, Waseda University)

Reported by Hiroyuki Hirano (Professor, Keio University), Naoya Katayama (Professor, Keio University)

**V.** *The Association for “Social Systems & Law Studies”* held its General Meeting at Ritsumeikan University on June 2, 2006

**Report:**

“The Actual State of Judicial Independence in Countries at the Regime Transition Stage”

- (1) “Judicial Independence in the Republic of Poland and Russia (tentative)”

Akio Komorida (Professor, Tokyo University)

- (2) “The Actual State of Judicial Independence in Countries in the Regime Transition Stage- The Central Asian Countries and the Russian Federation”

Kazutaka Sugiura (Professor, Nagoya University)

- (3) “The Actual State and Structure of Judicial Independence in China”

Ken Suzuki (Professor, Hokkaido Univeristy)

**VI. *The Japanese Association of Asian Law*** held its 6th Study Meeting at Hokkaido University on June 24 and 25, 2006, and 7th Study Meeting at Nihon University on November 18, 2006

First Day:

Special Speech: “The Significance of Studying Asian Law in Comparative Legal Study”

Chaired by Ken Suzuki (Professor, Hokkaido University)

Reported by Kiyoshi Igarashi (Professor, Hokkai- Gakuen University)

Report:

Chaired by Noriko Kokubun (Professor, University of Tsukuba)

- (1) “Tort Liability Theory in Wrongful Death in China”  
Zhu Ye (Lecturer, Hokkaido University)
- (2) “Development of Litigations for Public Interest in Bangladesh”  
Hajime Sato (Researchers, Institute of Developing Economies)
- (3) “Problems of Islamic Law Derivation In Modern Law—Focusing on Right of First Refusal Agreement in Egyptian Civil Law”  
Satoe Horii (Researcher, Tokyo University of Foreign Studies, Research Institute for Languages and Cultures of Asia and Africa)  
Chaired by Noriko Kokubun (Professor, University of Tsukuba)

Second Day:

**Symposium: “Corruption and Law-Experiences from Asian Countries”**

Chaired by Machiko Kamio (Professor, Nihon University)

General: Masaki Ina (Professor, International Christian University)

General Report: “History of the Study of Corruption after the Second World War”

Minoru Ouchi (Professor, Nihon Fukushi University)

- (1) Current Situations of “Corruption” Problems and Legal Measures in China”

Wang Yunhai (Professor, Hitotsubashi University)

- (2) “Regulations to Combat Corruption in Thailand—Achievement and Problems of the National Anti- Corruption Commission”

Nao Otomo (Lecturer, Asia University)

- (3) “Study of Legal Problems Concerning Corruption in Indonesia: Measures against Corruption and Their Purposes after 1998”

Yuzuru Shimada (Lecturer, Nagoya University of Foreign Studies)

Discussion

### **7th Study Meeting**

#### Morning Session:

#### **Report:**

Chaired by Koichi Hosokawa (Associate Professor, Nihon University)

- (1) “Modernization of the Dispute Resolution System in Vietnam”

Yasunobu Sato (Professor, Tokyo University)

- (2) “Legal Behavior of Thai Mon—Acceptance and Refusal of Modern Law”

Senshu Miyahara (Lecturer, Miyakojo National College of Technology)

### **Symposium: “Phases of Modern Korean Law”**

Chaired by Keifu Suzuki (Professor, Sapporo Gakuin University)

- (1) “General”

Noriko Kokubun (Professor, University of Tsukuba)

- (2) “Seeking for the Determination Measurement of the ‘Nation’—Focusing on Cases Involving Nationality—”

Katsuhiko Oka (Professor, Nagasaki Prefectural University)

- (3) “Development and Problems of the Science of Administrative Law in Korea—Focusing on the Movement under the Roh Moo-hyun Administration—”

Ryutaku In (Professor, Soka University)

- (4) “Characteristics and Problems of Korean Guaranteed Minimum

Income System—Social Security Services under the Cooperation Model of Public and Private Institutions in Developing Welfare State —”

Yuki Katagiri (Professor, Otaru University of Commerce)

**VII.** The European Union Studies Association-Japan held its 27th Annual Conference at Tokyo University on November 11 and 12, 2006

First Day:

**Plenary Session:**

Chaired by Takashi Okamura (Professor, Sophia University)

- (1) “Past Records and Future Vector of European Integration”  
Toshiro Tanaka (Professor, Keio University) , Jean Monnet (Professor, Keio University)
- (2) “French identity crisis: French Social Model and European Integration  
Shigeyasu Osabe (Professor, Hosei Univeristy)
- (3) “European Integration and Anti-terrorism Policy—The roles of the member states, the European Commission and the European Parliament in the making of the EU response to the global threat of terrorism—”  
Yasuji Ishigaki (Professor, Tokai University)

**Plenary Session:**

Chaired by Hiroshi Okuma (Professor, Seijo Univeristy)

- (1) “Evaluation and New Public Management in the European Union”  
Koji Fukuda (Professor, Waseda University)
- (2) “On the future of a Constitution for Europe”  
Antonio Missiroli (Professor, European Policy Center)

Second day:

**Morning Session A:**

Chaired by Takao Suami (Professor, Waseda University)

- (1) “Application of EC Competition Law on Public Services”



Yuka Aoyagi (Ph.D. Candidate, Graduate School of Law, Waseda University)

- (2) “Decentralised Enforcement of EC Competition law—On the Occasion of the 5th Enlargement—”

Hideaki Tada (Professor, Toyo University)

- (3) “Convergence and Divergence between Basic Freedoms of Internal Market”

Takuma Obase (Ph.D. Candidate, Graduate School of Law, Waseda University)

### **Morning Session B:**

Chaired by Katsuhiro Shoji (Professor, Keio University), Jean Monnet (Professor, Keio University)

- (1) “The Politics of GMO in the European Union”

Jun Inoue (Ph.D. Candidate, Keio University)

- (2) “M & A in the Internal Market—Free Movement of Capital and Freedom of Establishment—”

Hiromi Ueda (Professor of Law, Asia University)

- (3) “The Concept of ‘Services of general interest’ and the proposed ‘Service Directive’ in the EU”

Toru Harada (Ph.D. Candidate, Graduate School of Law, Waseda University)

### **Morning Session C:**

Chaired by Mineko Usui (Professor, Komazawa Women’s University)

- (1) “Security Policies of Japan and the European Union: Searching for Commonalities”

Olena Mykal (Ph.D. Candidate, Graduate School of Law, Waseda University)

- (2) “German Integration and ‘Euro-Atlantic Community’, 1954-1955”

Shin Kaneko (Lecturer, Keiai University)

- (3) “Britain and the European Payments Union”

Mei Kudo (Research Associate, Tsuda College)

### **Afternoon Session:**

Chaired by Masami Kodama (Professor, Kurume University)

- (1) “The idea and reality of ‘European Social Model’  
Misako Nishio (Ph.D. Candidate, Graduate Schools for Law and Politics University of Tokyo)
- (2) “The Possibility for Direct Democracy in the European Communities”  
Yuko Hosoi (Lecturer, Hosei University)
- (3) “EU’s Southeastward Enlargement and Challenges for the Western Balkans”  
Yoji Koyama (Niigata University)

## 12. International Law and Organizations

**I.** *The Japanese Society of International Law* held its 2006 Spring Session at Okayama University on May 13, 2006.

- (1) “The Doctrine of Necessity in International Law: Its Historical Development and Contemporary Problems”  
Takuhei Yamada (Associate Professor, Kobe Gakuin University)
- (2) “Rules of International Law on Civil Jurisdiction”  
Tadashi Kanzaki (Professor, Gakushuin University)
- (3) “Factors Affecting Asian FTA Practices: An Approach to Surmount Difficulties”  
Chang- fa Lo (Professor, National Taiwan University)
- (4) “Changing the Legal Text of the WTO Agreement: International Negotiations and National Implementations”  
Tomohiko Kobayashi (Deputy Director, Ministry of Economy, Trade and Industry)
- (5) “The Development and Significance of Regional Economic Integration”  
Akio Shimizu (Professor, Waseda University)

**II.** *The Japanese Society of International Law* held its 2006 Fall Session at Yokohama National University on October 7 and 8, 2006.

Day One: