

2. First Session on October 12, 2008

Reports:

- (5) “Standards of Judicial Review”
Masaomi Kimizuka (Professor, Yokohama National University).
- (6) “Theories of Discretion and Theories of Human Rights”
George Shishido (Professor, Hitotsubashi University).
- (7) “Unconstitutionality and Illegality”
Tatsuya Fujii (Professor, Tsukuba University).
- (8) “Confirmational Litigation as ‘Fundamental Right Litigation’”
Hiroyuki Munesue (Professor, Osaka University).

3. Second Session on October 7, 2007

Reports:

- (9) “Non-‘cases and controversies’ Litigation and Judicial Power”
Keiko Yamagishi (Professor, Chukyo Univeristy).
- (10) “Remedies for Governmental Omission”
Mitsuru Noro (Professor, Osaka University).
- (11) “Temporary Remedies”
Ryuji Yamamoto (Professor, Tokyo University).
- (12) “The Activated Circumstances of Constitutional and Administrative Litigation”
Norihiko Sugihara (Judge, Tokyo District Court).

2. Law of Property and Obligations

The *Japan Association of Private Law* held its 72nd General Meeting at Nagoya University on October 12 and 13, 2008.

First Day:

Reports:

First Section

- (1) “Rents and Fixtures as Security for the Mortgage Loan—From a Cash Flow Control Perspective”

- Noriyuki Aoki (Associate Professor, Waseda University).
- (2) “Die Neuorientierung des Persönlichkeitsrechts”
Kazunari Kimura (Lecturer, Setsunan University).
- (3) “Pure Economic Loss Due to Defective Buildings”
Akiko Shindo (Associate Professor, Hokkaido University).
- (4) “‘Consideration of Relative Fault’ in the Law of Unjustified Enrichment—A suggestion from the Common Law”
Akimichi Sasakawa (Associate Professor, Kobe Gakuin University).

Second Section

- (1) “La dissuasion et la sanction dans la responsabilité civile”
Masako Hiromine (Associate Professor, Kobe Gakuin University).
- (2) “Rücktritt und § 541 jZGB”
Junkou Toyama (Associate Professor, Otaru University of Commerce).
- (3) “Das Beurteilungskriterium der Teilnichtigkeit”
Katsuhiro Kondo (Associate Professor, Fukushima University).
- (4) “La résolution judiciaire (légale) en droit français—La délivrance de la structure de la “condition résolutoire sous - entendue” et le sens du système de résolution”
Shinobu Fukumoto (Lecturer, the University of Kitakyushu).

Third Section

- (1) “Legal Status of Human Body Parts”
Yuichiro Sato (Associate Professor, Kobe Gakuin University).
- (2) “Konkurrenz und Ausgleich von Unterhaltssystem und Sozialhilfesystem”
Tokiyo Shimizu (Associate Professor, Tezukayama University).

Workshop: What’s yours is mine, what’s mine is my own—a theory on priority

Chaired by Hatsuru Morita (Associate Professor, Tohoku University).

The Person in Charge and Reporter:

Hatsuru Morita (Associate Professor, Tohoku University).

Commentator:

Hisakazu Matsuoka (Professor, Kyoto University).

Enlarged Workshop: Revision of Civil Code, messages from Korea to Japan

Chaired by Keizo Yamamoto (Professor, Kyoto University).

The Person in Charge and Reporter:

Atsushi Omura (Professor, University of Tokyo).

Reporter:

Changsoo Yang (Justice of the Supreme Court of the Republic of Korea, Former-Professor, Seoul National University).

Seung-woo Lee (Professor, Sungkunkwan University).

Second Day:

Symposium: A proposal for the Overall Amendment of the Japanese Civil Code

Chaired by Nobuhisa Segawa (Professor, Hokkaido University) and Masami Okino (Professor, Hitotsubashi University).

- (1) “The Opening Speech: Overall Sketch of the Proposal and Underlining Principles”

Masanobu Kato (Professor, Sophia University).

- (2) “The Comparison between the Recent German Civil Code Amendment and this Proposal”

Takashi Oka (Professor, Gakushuin University).

- (3) “The Comparison between the Ongoing French Civil Code Amendment and this Proposal”

Masamitsu Nozawa (Professor, Rikkyo University).

- (4) “The Legal Regime of Title Transfer”

Hisakazu Mitsuoka (Professor, Kyoto University).

- (5) “The Rights of Tenancy”

Akio Yamanome (Professor, Waseda University).

- (6) “The Legal Framework of Injunction”

Tadashi Otsuka (Professor, Waseda University).

Symposium: Pour la réforme de la prescription

Chaired by Masao Ikeda (Professor, Keio University) and Hiroki Morita (Professor, University of Tokyo).

- (1) “Invocation et renonciation”

Naoki Kanayama (Professor, Keio University).

- (2) “General Conception of the Interruption and Suspension of Prescription”

Miyohiko Matsuhisa (Professor, Hokkaido University).

- (3) “Délai et point de départ de la prescription—réflexion sur leur relation—”

Hiroyuki Hirano (Professor, Keio University).

- (4) “Agreement Concerning Prescription”

Naoko Kano (Professor, Keio University).

Commentator:

Atsushi Omura (Professor, University of Tokyo).

3. Family Law

The Japan Association of Socio- Legal Studies on Family Law held its 25th Annual Meeting at Chuo University on November 9, 2008.

Young Scholar’s Colloquium:

- (1) “The Possibility of the Constitutional Approach to a Family Problem, a Study Based on the Constitution of Germany”

Kayo Kurata (Lecturer, Kansai Gaidai University).

- (2) “A System of Procedural Protector and Respect for Children’s Minds in Germany”

Takeshi Sasaki (Research Student, Ritsumeikan University, Graduate School).

Symposium: “Special Adoption System, Tracing its 20 years— Seeking for Children’s Happiness—”

Moderators: Syuhei Ninomiya (Professor, Ritsumeikan University), Atsushi Motoyama (Professor, Ritsumeikan University).

Introduced by Atsushi Motoyama (Professor, Ritsumeikan University).

- (1) “The Actual State of the Adoption System in Japan—In Hopes of Amendment to the Special Adoption Law from the Scene of Adoption Mediation—”