

### **Symposium: The Corporate Law Legislation and Civil Procedural Problems**

Coordinator: Hiroshi Yamamoto (Professor, Kobe University).

- (1) “Issues of the Standing and the Representatives of Corporations in Litigation on Actions at so-called ‘Organization Acts’”  
Hiromasa Nakajima (Professor, Keio Gijuku University).
- (2) “Issues of the Conditions for Action (*Soshoyoken*), Notice of the Reasons not to file (*Futeisotsuchi*) and the Intervention on the Shareholders’ Representative Actions”  
Masatoshi Kasai (Professor, Kyoto University).
- (3) “Settlement of the Court Case, Authority of the Bond Manager and the Standing of Trustees in Bankruptcy or Bankrupt Corporations on the Shareholders’ Representative Actions”  
Junichi Matsushita (Professor, Tokyo University).

## **5. Criminal Law and Procedure**

The Criminal Law Society of Japan held its 85<sup>th</sup> General Meeting at Kobe Convention Center on May 17 and 18, 2008.

### **Individual Reports:**

- (1) “Modern Significance of the Offences against Public Safety”  
Shuichiro Hoshi (Associate Professor, Capital Tokyo University).
- (2) “The Unity of Facts Constituting the Offense Charged”  
Norio Tsujimoto (Associate Professor, Kinki University).
- (3) “Problems on Causal Theory and Significance of Theory of Objective Attribution”  
Mitsuharu Adachi (Associate Professor, Ritsumeikan University).
- (4) “Subsequent Participation by forbearance in the Result from Wrongful Conduct”  
Masanori Matsuo (Associate Professor, Kanseigakuin University).
- (5) “Principal and Accessory”  
Ryosuke Terunuma (Associate Professor, Okayama University).

- (6) “Confrontation Clause and the Right to Present a Perfect Defense”  
Mutsu Ito (Associate Professor, Mie University).
- (7) “Cooperating Accomplices and Leniency”  
Kazuharu Inoue (Associate Professor, Tohoku University).

## **Joint Studies:**

### **1. Freedom, Security and Criminal Law**

#### “Introduction”

Katsuyoshi Ikuta (Professor, Ritsumeikan University).

- (1) “Freedom, Security and Criminal Law in Everyday Life—Lessons from Professional Experience”  
Yutaka Takebana (National Police Agency).
- (2) “Freedom, Security and Criminal Law in the Battle against Organized Crime”  
Takaaki Matsumiya (Professor, Ritsumeikan University).
- (3) “Freedom, Security and Criminal Law from the Perspective of Drug Abuse Prevention”  
Shokin Kim (Professor, Ryukoku University).

### **2. Problems and Views for the Enforcement of the Act of “Lay Judges (Saiban-in)”**

#### “Introduction”

Yuji Shiratori (Professor, Hokkaido University).

- (1) “Some Problems on Trial by Saiban-in at its dawn”  
Osamu Watanabe (Professor, Konan University).
- (2) “Intensive Hearing Participation of Victims and Conditions to Active a Criminal Court”  
Kouji Tabuchi (Professor, Kyushu University).
- (3) “Effects of Victim’s picture and statement on judicial decisions—Approach from psychology and Law”  
Makiko Naka (Professor, Hokkaido University).
- (4) “Saiban-in System, Trial Advocacy and Fact-Finding”  
Kei Shinomiya (Attorney at Law).

### **3. Significance and Issues of Introducing of Private Sector Into Prisons—about Japanese PFI Prisons**

“Objects of this Symposium”

Masakazu Doi (Professor, Kyushu University).

- (1) “The Development of PFI in the Prison Sector in Japan”  
Koichi Hamai (Professor, Ryukoku University).
- (2) “Present situation and Issues on Administration of the Mine Rehabilitation Program Center”  
Manabu Nakajima (Mine Social Rehabilitation Center).
- (3) “Rehabilitation Programs of the Shimane Asahi Rehabilitation Center”  
Tadashi Utashiro (Obayashi-gumu).
- (4) “A Comparative Legal Analysis of Prison Privatization”  
Naoya Yamaguchi (Associate Professor, Kobegakuin University).
- (5) “Some Fundamental Questions about the Japanese PFI Prisons”  
Kazumasa Akaike (Associate Professor, Ryukoku University).

#### **Lecture**

“Reform of Criminal Justice System in Korea”

Shin, Dong Woon (Professor, Seoul University).

Interpreter: Lee Dong Hee (Professor, Korean National Police University).

#### **Workshops:**

- (1) “Criminal Law in the State of Emergency”  
Koichi Kawaguchi (Professor, Kansai University).
- (2) “Nonpunishable Subsequent Acts”  
Kazutaka Ueshima (Professor, Kobe University).
- (3) “Entering the Common Use Space of the Multifamily Housing and Intrusion upon Habitation”  
Tetsuo Seki (Professor, Kokushikan University).
- (4) “Tough Penalty Policy on the Crimes Related to Driving Vehicles”  
Takeshi Honjo (Associate Professor, Hitotsubashi University).
- (5) “Criminal Defense System for Suspect and Center for Legal Advice and Assistance”  
Yoshinori Okada (Professor, Nanzan University).

- (6) “Death Investigation System and Expert Witness on Forensic Pathology”  
Itaru Fukushima (Professor, Ryukoku University).
- (7) “Challenges and Prospects for Pre-trial Detention System in Japan”  
Nanae Toyosaki (Associate Professor, Kyushu University).
- (8) “Monitoring Boards for Prisons—What are their idea and activities?”  
Ikuzo Maeno (Attorney at Law).
- (9) “Elderly Offenders”  
Koichi Hamai (Professor, Ryukoku University).
- (10) “The Revision of Juvenile Law 2007”  
Kenji Takeuchi (Professor, Kyushu University).
- (11) “International Criminal Law and ICC”  
Osamu Niikura (Professor, Aoyamagakuin University).

## 6. Commercial Law

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

### Symposium:

“Rethinking the Law on Groups of Companies overall”  
Shigeru Morimoto (Professor, Kyoto University) et al.

### Workshop:

- (1) “What’s yours is mine, what’s mine is my own - a theory on priority”  
Hatsuru Morita (Associate Professor, Tohoku University).
- (2) “Die Regelung des Verterters bzw. Vermittlers im handelsverkehr.”  
Hiroshi Suzuki (Professor, Kyoto University) et al.

### Reports:

- (1) “Legal Status of Cross-Shareholdings”  
Akira Tokutsu (Associate Professor, Hokkaido University).
- (2) “Development in the Regulations on Shadow Directors under the UK Companies Act and its Implications for the Japanese Company Law