11. Comparative Law

I. The Japan Society of Comparative Law held its 70th General Meeting at Hokkaido University on June 2 and 3, 2007.

First Day

1. Anglo-American Law Section:

Nao Imagawa (Doctoral Course, Waseda University).

(2) “Affiliation Agreement of the Television Network in the United States”
Fumiaki Isomoto (Doctoral Course, Gakushuin University).

(3) “The Constitutional Analysis of Abortion Law in the Supreme Court of the United States”
Satoshi Kotake (Professor, Takushoku University).

2. Continental Law Section:

(1) “A Criticism of the Italian Comparative Scholarship upon Common Frame of Reference’s Approach to European Civil Code”
Gakuro Himeno (Associate Professor, Kokugakuin University).

(2) “Die Eigenart des dingliche Anspruchs — Zugleich ein Beitrag zur Anspruchslehre Windscheids —”
Yoshikazu Kawasumi (Professor, Ryukoku University).

3. Socialist Law Section:

(1) “The Constitution Protection in China — Mainly on an Argument over the Institutional Reform on the Judicial Review System —”
Ei Kashima (Doctoral Course, Meiji Gakuin University).

Sieh-chuen Hung (Research Associate, Hokkaido University).

Minori Okouchi (Associate Professor, Niigata University).

4. Mini-Symposium A

“Reviews of the Case-Law Doctrine of the Rehnquist Court”

1. “The Purpose of the Symposium”
Shigenori Matsui (Professor, University of British Columbia).

2. “The Rehnquist Court and Federalism”
Shigenori Matsui (Professor, University of British Columbia).

3. “The Rehnquist Court and Substantive Due Process”
Tatsuya Fujii (Associate Professor, University of Tsukuba).

Masanori Kamio (Lecturer, Meiji Gakuin University).

Hitomi Yoshida (Associate Professor, Kanto Gakuin University).

5. Mini-Symposium B

“Réforme française du droit des sûretés en 2006”

1. “Rapport introductif”
Akio Yamanome (Professor, Waseda University).

2. “De l’histoire générale de la réforme et de la refonte du droit des sûretés personnelles et des sûretés réelles mobilières”
Hiroyuki Hirano (Professor, Keio University).

Naoya Katayama (Professor, Keio University).
6. Mini-Symposium C

“Comparative Studies on the ‘System of Control Over Justice’ Reforms in Existing and Former Socialist Countries”

(1) “Introductory Remarks”
   Kazutaka Sugiura (Professor, Nagoya University).
(2) “China”
   Kazushige Sakaguchi (Research Fellow of JSPS).
(3) “Vietnam”
   Takayuki Ii (Associate Professor, Hirosaki University).
(4) “Russian Federation”
   Kazutaka Sugiura (Professor, Nagoya University).
(5) “Uzbekistan”
   Shigeru Kodama (Professor, Mie University).

Second Day

Symposium: “Comparative Study on Association Law”

(1) “Introduction”
   Iwao Sato (Professor, University of Tokyo).
(2) “Association Law in America: Associations in the Pluralistic Society and the Dynamism of the Law”
   Takeshi Fujitani (Associate Professor, Hokkaido University).
(3) “England: the Law of Charity”
   Akihiro Okada (Professor, Kobe University).
(4) “La loi sur les associations en France”
   Gakuto Takamura (Associate Professor, Ritsumeikan University).
(5) “Association Law in Germany”
   Iwao Sato (Professor, University of Tokyo).
   Ken Suzuki (Professor, Hokkaido University).
(7) “Poland — Focusing on the Act on Public Benefit Organizations”
   Akio Komorida (Professor, University of Tokyo).
(8) “Comment — Association from the Point of View of Comparative
Studies of Social Services and Policies
Taro Miymoto (Professor, Hokkaido University).

II. The Japanese American Society for Legal Studies held its 44th General Meeting at Kobe University on September 15 and 16, 2007.

First Day

Case Study

Hironari Momioka (Associate Professor, Hokkaido University of Education).
(2) “Hanig v. City of Winner, 692 N.W.2d 202 (S.D. 2005)”
Koichi Yamaoka (Project General Manager, National Diet Library).
Masaharu Miyawaki (Associate Professor, Ritsumeikan University).

Second Day


Chaired by Mitsugi Shinada (Professor, Kobe City University of Foreign Studies) and Yoshimi Kikuchi (Professor, Waseda University).
(1) “The United States Approach to Economic Assistance to the Elderly: Cultural Values in Conflict”
Lawrence A. Frolik (Professor, University of Pittsburgh School of Law).
Sidney D. Watson (Professor, Saint Louis University School of Law).
(3) “The United States Protecting the Elderly”
Fusako Seki (Associate Professor, Yokohama National University).
(4) “Elderlies’ Income Security in the United States”
Toshio Ohara (Associate Professor, Kanto Gakuin University).
(5) “Doctrine of Age Discrimination in the United States”
Ryoko Sato (Associate Professor, Kobe University).

Takeshi Ogata (Associate Professor, Doshisha University).

III. *Die Japanisch-Deutsche Gesellschaft für Rechtswissenschaft* held its Symposium at *Kyoto University* on November 17, 2007.

**Symposium:**

“Die Ausgestaltung der Grundrechte — notwendige Dimension oder modisches As”
Prof. Dr. Christian Bumke (Bucerius Law School).

IV. *La Société franco-japonaise de Science Juridique* held its 2007 General Meeting at the Gakushikai Branch on February 16, 2008.

(1) “Case Study on the Process of Implementation of la Loi Solidarité et Renouvellement Urbains and the Law of Neighboring Democracy”
Gakuto Takamura (Associate Professor, Ritsumeikan University).

(2) “Transformation and Solidarity in the French Pension System”
Sayaka Dake (Associate Professor, Tohoku University).

(3) “Recent Research Direction on the Origin of le Recours pour Excès de pouvoir — or the Original Vision of the ‘Judiciary’ and the ‘Administration’ in France —”
Yukio Okitsu (Associate Professor, Kobe University).

V. The *Association for “Societal System & Law” Studies* held its 2007 General Meeting at the Hokusei Gakuen University on June 1, 2007.

**Transformation of Compensation for Damages Connecting with System Transition or System Reform**

(1) “On the Theme of Symposium 2007”
Yu Shinoda (Professor, Hokusei Gakuen University).

(2) “Specific Performance in Russian Civil Law and Systemic Transformation”
Tomoyoshi Ito (Professor, Chuo University).

2007 Conference

**First Day**

**Individual Reports**

Chaired by Kikuo Nishizawa (Associate Professor, Kochi Junior College).

1. “Current Discussion on Public Interest Litigation in China — with a Central Focus on Environmental Concerns — ”
   Jiro Sakurai (Associate Professor, Nagoya University).

2. “TRIPS and Public Health: Thailand’s Compulsory License over the AIDS-Drug Patent”
   Sakda Thantcu (Chulalongkorn University).

   Atsuko Sese (Associate Professor, Sinshu University).

**Second Day**

**Symposium: “Gender Issues from the Viewpoint of the Family Register System in East Asia”**

Chaired by Koza Kagawa (Professor, Osaka Jogakuin College).
(1) “Explanation of aim”
Machiko Kamio (Professor, Nihon University).
(2) “Patriarchy and East Asia”
Kaku Sechiyama (Associate Professor, University of Tokyo).
(3) “The Japanese Family Register System and Gender”
Machiko Kamio (Professor, Nihon University).
(4) “Family Registration in Taiwan and Gender”
Ken Suzuki (Professor, Hokkaido University).
(5) “The Birth, Death, Marriage and Divorce Registration System in Korea — Departure from the Paternal Ancestry Principle”
Kiyoshi Aoki (Professor, Nanzan University).
(6) “The Chinese Family Register System and Gender Issues”
Arinori Kawamura (Lecturer, Japan Coast Guard Academy).
(7) “Gender Issues in the Vietnamese Family Register System”
Koza Kagawa (Professor, Osaka Jogakuin College).

2007 General Meeting

1. Individual Reports

Chaired by Ken Suzuki (Professor, Hokkaido University).
(1) “Chinese Local Regulations concerning Disclosure of Information — Two Forms”
Jin Ishizuka (Associate Professor, University of Yamanashi)
(2) “The Change of the Use of People Mediation — the Meaning of the 2002 Reform”
Wang Ce (Researcher, the Advanced Institute for Law and Politics)

2. Symposium: “The Development of the Regulation of Financial Competition in East Asian Countries”

(1) “Explanation of aim”
Yuka Kaneko (Professor, Kobe University).
(2) “Facilitation of Competition Policy in Finance: Implications for Asia”
Mamiko Yokoi (Professor, University of London/Research Fellow, Financial Services Agency).
(3) “Institutional Reform for the Improvement of the Function and the Soundness of the Banking Sector in Indonesia”
Motoaki Tazawa (Professor, Meijo University).

(4) “Policies for Promoting Competition of Financial Facilities — the Case of Malaysia”
Rika Nakagawa (Reseacher, Japan External Trade Organization).

Yuka Kaneko (Professor, Kobe University).

VII. The European Union Studies Association-Japan held its 28th Annual Conference at Kobe University on November 24 and 25, 2007.

Common Theme: “50 Years of the Treaty of Rome — Achievements and Perspectives —”

First Day

1. First Session

Chaired by Asatsugu Tatsumi (Professor, Hannan University).

(1) “Retrospects and Prospects of 50 Years of European Economic Integration”
Soko Tanaka (Professor, Chuo University).

(2) “Structural Transformation of the World Economy and the Integration of the EU — The significance of EU integration and its policy implications for the formation of the broader regional community —”
Soichi Enkyo (Professor, Nihon University).

(3) “Fifty Years of Article 296 of the Treaty”
Mineko Usui (Professor, Komazawa Women’s University).

2. Second Session

Chaired by Toshiro Tanaka (Professor, Keio University).

(1) “The Governance Structure of Financial and Securities Regulation in the EU”
Mamiko Yokoi-Arai (Professor, University of London/Research Fellow, Financial Services Agency).

(2) “Half a Century of European Integration: A Historical/Analytical
Framework”
Stefano Bartolini (Professor, Director Robert Schuman Centre for Advanced Studies European University Institute).

Second Day

1. Group A

Chaired by Yasunobu Tanaike (Professor, Kinki University).

(1) “Regional Specialization and Concentration of European Industries”
Nobuhiro Suyama (Doctoral Course, Kobe University).

(2) “EU Educational Policy, Economic Effectiveness and Governance”
Yukio Konishi (Lecturer, Konan University), Sadayoshi Takaya (Professor, Kansai University).

(3) “The Construction of the Union and the Creation of a European Identity: An Analysis of the Continuity with Nationalism in the “European Integration” Movement”
Ryoko Yoshino (Research Fellow, Soka University).

2. Group B

Chaired by Hirotaka Watanabe (Professor, Tokyo University of Foreign Studies)

(1) “A Resonance of Two Regional Governances: Open Regionalism and Networked Europe”
Toru Oga (Lecturer, Kobe University).

(2) “The Idea of Euratom, German Rearmament and the German Trade Unions 1950–1960”
Hitoshi Suzuki (Doctoral Course, Keio University).

(3) “French Diplomacy towards EURATOM: Inclusion of Territories Overseas”
Tomoya Kuroda (Doctoral Course, Keio University).

3. Group C

Chaired by Takao Suami (Professor, Waseda University).

(1) “The Development of Immigration and Asylum Policy in the EU to Date and as of Now”
Emiko Nakasaka (Associate Professor, Hiroshima University).
Comparative Analysis of GATT Case Law from the European Court of Justice and Italian Courts
Fumihiko Azuma (Doctoral Course, Keio University).

The Dynamics of Service Sector Liberalisation in the EU: Explaining the Extension of Liberalisation to the ‘Public’ Sector
Yasuko Asano (Doctoral Course, Tsukuba University).

4. Plenary Session

Chaired by Koji Fukuda (Professor, Waseda University).

(1) “The Change in the European Industrial Relations through Economic and Monetary Integration and Enlargement”
Kaoru Hoshino (Professor, Ritsumeikan University).

(2) “Gender Politics of the European Union — A Case of ‘Regulatory Empire’ —”
Hidenori Tozawa (Professor, Tohoku University).

(3) “The EU’s relations with North Korea: Its Possibilities and Limitations”
Masami Kodama (Professor, Kurume University).

(4) “The EU and Third Countries: From Cooperation to Diplomacy”
Michael Reiterer (Adjunct Professor, University of Innsbruck).

VIII. The Waseda University Institute of Comparative Law held the 50th Anniversary International Symposium “Legal Terminology in the Era of Globalization — Comparative Studies on Legal Transplant in Europe and East Asia” at Waseda University on December 8 and 9, 2007.

First Day

Part I. Prospects of European Law

(1) “The Aim of the Symposium”
Michiatsu Kaino (Professor, Waseda University).

(2) “What’s ‘Japanese’ about the Japanese Legal System? An American Perspective”
Eric A. Feldman (Professor, Pennsylvania University).

(3) “Development of Sources of European Law and Methodology of
Comparative Law"
Stefan Vogenauer (Professor, Director of the Institute of European and Comparative Law, University of Oxford).

(4) “Contemporary Context of Modern Legal Thoughts”
Hideo Sasakura (Professor, Waseda University).

(5) “Universality and Context of Law in a Comparative View of Legal Technical Assistance — Europa and East Asia”
Rolf Knieper (Emeritus Professor, Bremen University).

(6) “Context of Technical Legal Assistance and Significance of the Knieper Theory”
Yoshiki Kurumizawa (Professor, Waseda University).

Part II. Japanese Law and East Asia

(1) “Introduction to Part II”
Koji Ohmi (Professor, Waseda University).

(2) “East Asian Private Law: Reception of German Law and Development of Taiwan Civil Code”
Wang Zejian (Emeritus Professor, National Taiwan University, Former Grand Justice).

Second Day

(3) “Acceleration of Market Oriented Economies in Asia and the Idea of Civil-Commercial Law”
Tatsuo Uemura (Professor, Dean, the Faculty of Law, Waseda University, Director, the 21st Century Center of Excellence the Waseda Institute for Corporation Law and Society).

(4) “Special Comments from Japanese Civil Code Reform Standpoint”
Takashi Uchida Ph.D. (Former Professor, University of Tokyo, Senior Advisor for the Ministry of Justice).

Sun Xianzhong (Professor, Chinese Academy of Social Science, Director of Civil Law Division).

(6) “Trend of Korean Civil Code Reform and Pandekten”
Kim SangYong (Professor, Yonsei University, Korean Institute of Legal Research).
(7) “Dynamism of Reception and Diversity of Law: Network Society, Rule Games and Institutional Change”
Weidong Ji (Professor, Kobe University).
(8) “Closing Remarks”
Hikota Koguchi (Professor, Waseda University).

12. International Law and Organizations

I. The Japanese Society of International Law held its 2007 Spring Session at the University of Tsukuba on May 12, 2007.
(1) “The Principle of res judicata in International Litigation”
Dai Tamada (Associate Professor, Okayama University)
(2) “Countermeasures in International Law: From the Point of View of the Legal Structure of International Dispute Settlement”
Naoki Iwatsuki (Associate Professor, Rikkyo University)
Hatsue Shinohara (Professor, Waseda University)
(4) “Ediwin M. Borchard and Diplomatic Protection”
Nobuyuki Kato (Professor, Hokkai-Gakuen University)
(5) “Human Rights and International Law: from the Experience in the Human Rights Committee”
Nisuke Ando (Professor Emeritus, Kyoto University)

II. The Japanese Society of International Law held its 2007 Fall Session at Tezukayama University on October 6 and 7, 2007.

Day One
(1) “The International Dispute Settlement Process and the Function of International Law”
Naoya Okuwaki (Professor, Tokyo University)
(2) “The Paradox of Legalization: Hierarchy of Authority Structure and Fragmenting Multilateralism”
Takahiro Yamada (Professor, Tokyo Metropolitan University)