

GRADUATE SCHOOL OF LAW / FACULTY OF LAW

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GRADUATE SCHOOL OF LAW FACULTY OF LAW

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OVERVIEW

For over a century, the Faculty of Law, founded in 1899, and the Graduate School of Law have played a central role both in the teaching and research activities of law and political science in Japan. As for teaching, the Faculty/School has been committed to strengthening students' abilities to further their knowledge, opinion, wisdom and logical thinking, as well as to nurture their spirits of intellectual autonomy by inspiring their will to search out and sense of initiatives which derives from their own critical views. In research, the Faculty/School has been devoted to searching for truth through free dialogues and discussions and has successfully made a considerable and unique contribution by engaging with the world and actively dealing with key issues of the society in any given period.

The Graduate School of Law and the Faculty of Law have faced vast changes during the last several years. In April 2004, Kyoto University was incorporated as a National University Corporation. It was at this time, that the Law School Program was added as a new professional school to systematically link legal education at the university, with the National Bar Examination and the following judicial training as the comprehensive process of legal training. The Law School Program has over 200 students enrolled each year. The Legal and Political Studies Program at the Graduate School of Law is designed for those interested in an academic career. Currently the Legal and Political Studies Program admits about 15 students for the Master of Laws (LL.M.) program and about 30 students in the Doctor of Laws (LL.D.) program each year. Bridging these two graduate programs and placing the Law School Program within the Graduate School of Law, the School provides students with opportunities for both advanced research training and practical legal training. As more emphasis has been placed upon the graduate programs, the Faculty of Law program has been streamlined and now focuses on basic scholarship. Currently about 330 new students in law and political science are enrolled for the Bachelor of Laws (LL.B.) program each year.

The Master's program of the International and Public Policy was reorganized and evolved into the Graduate School of Government in April 2006, cooperating with the Graduate School of Economics, to train high-level future professionals in public service who will get involved in designing, execution and assessment of public policy.

To respond to such dynamic organizational change and further strengthen our educational programs, a group of legal practitioners, including judges, prosecutors, lawyers as well as government officials and corporate executives, has joined the faculty along with the research faculty. The educational staff at the Graduate School of Law consists of 57 professors and 12 associate professors, who also teach undergraduate courses in the Faculty of Law.

ACADAEMIC PROGRAMS

GRADUATE DIVISION MASTERS PROGRAM

The Graduate School of Law offers the Legal and Political Studies Program designed for students who wish to pursue academic careers in law and political science. Applicants for the master's degree program must have completed 16 years of education including four years in college or university by the end of March of the current academic year. There are no nationality requirements. Application must be made by early August, and the entrance examination is held in early September. Students must complete at least 30 credits from the subjects offered at the Graduate School, submit a thesis and pass an oral examination on their thesis. There is a minimum residence requirement of two years.

A special entrance examination is held in February for international students. Details on the special examination are available upon request from the Graduate School of Law Office. International students who satisfy certain conditions may be admitted as degree candidates through special admission by the Board of the Graduate School. Non-degree research students may be admitted to research on specific subjects. They may use libraries, attend lectures and seminars but do not obtain any diploma or qualification

DOCTORAL PROGRAM

Those who hold a master's degree may pursue a Doctor of Laws degree by submitting a dissertation within three years after completing the required minimum three years of research in residence. A dissertation must make an original contribution to scholarly research.

LAW SCHOOL PROGRAM

The Law School Program is a professional graduate program established in 2004 to educate and train future professionals in legal practice, the judiciary, government and other public services. It provides theoretical knowledge, practical legal skills and professional ethics essential to law practice. This program is geared toward the National Bar Examination. The Program does not offer any research degree nor advanced degree other than a J.D. degree.

UNDERGRADUATE DIVISION

Undergraduate students in the Faculty of Law are required to take a minimum of 48 credits from an approved list of general subjects, usually to be taken in the first and second years, and additional 80 credits from law, politics or economics in order to receive a bachelor's degree. There are no required subjects. Four credits are given for each subject, unless otherwise specified. There is a minimum residence requirement of four years. Students may stay be enrolled in the Undergraduate Program for no more than eight years. International students granted a Japanese Government Scholarship

may be admitted and pursue a bachelor's degree.

RESEARCH PROGRAM

Researchers and visiting scholars from other universities or institutes may be accepted by the admission of the Board of the Faculty.

LIBRARY

Established in 1899, the Law Library now holds about 660,910 volumes, 285,069 Japanese and 375,841 foreign, including collections of rare books, covering every field of law and political science, and subscribes to more than 1,100 serial titles. Its mission is to provide information resources as well as research and educational services to the faculty members and students.

CENTERS

THE INTERNATIONAL LEGAL AND POLITICAL DOCUMENTATION CENTER

(<http://www.users.kudpc.kyoto-u.ac.jp/~c53851/>)

Established in 1979, the International Legal and Political Documentation Center provides the following services:

- 1) Acquires parliamentary and legislative publications, primary political resources and basic resources related to international law and politics in major countries in Europe and North America.
- 2) Provides a "reference search service" to researchers and students.
- 3) Provides research guides on law and legislative process and maintains the "Political and Legislative Materials (POLEM)" database and a foreign law reference search tool on the web to serve information literacy needs.

THE CENTER FOR LAW AND POLICY STUDIES

The Graduate School of Law has strengthened and focused on its graduate program since 1992 and has begun active exchange programs with legal practitioners. In that year, new professorships were established to deal with cross-sectional advanced issue areas and promote the exchange between legal practitioners and researchers. In the same year, the Senshu Course L.L.M. Program was established as part of the master's program to train and reeducate professionals equipped with highly professional knowledge and comprehensive analytical and judgment skills. Through such programs, we have strived to enhance exchange between the university and society and vitalize our graduate programs.

The Center for Law and Policy Studies, affiliated with the Graduate School of Law, was founded in 1998 and aims to contribute to further closer collaboration with legal practitioners and improve research and education of law and political science.

PUBLICATIONS

HOGAKURONSO (Kyoto Law Review) published monthly by the Kyoto University Law Association.

FACULTY

Professors:

YOSHIOKA, Kazuo, LL.D. (Kyoto Univ.), Criminology and Criminal Justice
 MORIMOTO, Shigeru, Corporation Law; Financial Services Law; Negotiable Instruments Law
 SHIBAIKE, Yoshikazu, Administrative Law
 TOKUDA, Kazuyuki, Law of Civil Procedure, including Civil Execution and Insolvency Law
 KAWAKAMI, Rin-itu, LL.D. (Kyoto Univ.), Occidental Legal History and History of Social Thought
 NISHIGORI, Seishi, Civil Law, in particular the Law of Torts
 SHIYAKE, Masanori, Constitutional Law including general legal theory of state
 IDA, Ryuichi, Public International Law; Law of International Organizations; International Law of Bioethics
 OKAMURA, Shuichi, Administrative Law
 ONO, Noriaki, LL.D. (Kyoto Univ.), History of Political Thought
 HAYASHI, Nobuo, Roman Law
 MATOBA, Toshihiro, LL.D. (Kyoto Univ.), Political Science
 OHISHI, Makoto, LL.D. (Tohoku Univ.), Constitutional Law; Parliamentary Law
 ITO, Yukio, Ph.D. (Kyoto Univ.), Political and Diplomatic History of Japan
 YAMAMOTO, Yutaka, Civil Law
 TERADA, Hiroaki, Chinese Legal History
 TAKAGI, Hikaru, Administrative Law
 KINAMI, Atsushi, LL.D. (Kyoto Univ.), Anglo-American Law
 MATSUOKA, Hisakazu, Civil Law
 MABUCHI, Masaru, LL.D. (Kyoto Univ.), Public Administration and Public Policy
 SHINKAWA, Toshimitsu, Ph.D. (Univ. of Toronto), Comparative Political Economy and Welfare States
 KAWAHAMA, Noboru, Competition Law
 MURANAKA, Takashi, Labor Law
 ASADA, Masahiko, International Law
 SHIOMI, Yoshio, LL.D. (Kyoto Univ.), Civil Law
 KAMEMOTO, Hiroshi, Legal Philosophy
 SAKAMAKI, Tadashi, Law of Criminal Procedure
 YAMAMOTO, Katsumi, Law of Civil Procedure, including Civil Execution, Insolvency Law
 OKAMURA, Tadao, Tax Law; International Taxation
 SUZAKI, Hiroshi, Commercial Law; Insurance Law
 MAEDA, Masahiro, Corporation law; Securities Regulation
 SUZUKI, Motoshi, Ph.D. (University of South Carolina), International Political Economy,
 YAMAMOTO, Keizo, LL.D. (Kyoto Univ.), Civil Law
 KITAMURA, Masashi, LL.D. (Kyoto Univ.), Commercial Law
 SHIOMI, Jun, Criminal Law
 HATTORI, Takahiro, German Law
 ITO, Takao, LL.D. (Kyoto Univ.), Japanese Legal History
 AKIZUKI, Kengo, Public Administration
 YOKOYAMA, Mika, French Law, Civil Law
 NAKANISHI, Hiroshi, International Politics
 SAKUMA, Takeshi, LL.D. (Kyoto Univ.), Civil Law
 KASAI, Masatoshi, Law of Civil Procedure, including Civil Execution, Insolvency Law
 KARATO, Teruhiro, LL.D. (Kyoto Univ.), Political History
 SAKAI, Hironobu, International Law
 DOI, Masakazu, Constitutional Law
 MORI, Toru, LL.D. (Kyoto Univ.), Constitutional Law
 YAMADA, Aya, Civil Procedure
 TAKAYAMA, Kanako, Criminal Law

NAKANISHI, Yasushi, Private International Law
 HASHIMOTO, Yoshiyuki, LL.D. (Kyoto Univ.), Civil Law
 MACHIDORI, Satoshi, LL.D. (Kyoto Univ.), Comparative Politics
 YASUDA, Takuto, LL.D. (Kyoto Univ.), Criminal Law
 HORIE, Shinji, Law of Criminal procedure

Associate Professors:

SHIMADA, Yukinori, Comparative Politics
 FUKASAWA, Ryuichiro, Administrative Law
 FUNAKOSHI, Motoaki, LL.D. (Kyoto Univ.), Sociology of Law
 INAMORI, Kimiyoshi, Social Security Law
 SOGABE, Masahiro, Constitutional Law
 SAITO, Maki, Commercial Law; Corporation Law
 NARAOKA, Sochi, LL.D. (Kyoto Univ.), Political and Diplomatic History
 MASUDA, Fumiko, Private International Law
 ECHI, Yasuyuki, Economic Law
 SASAKI, Takeshi, Roman Law
 TAKATANI, Chika, Japanese Legal History
 OTTMAN, Esta Tina,

Following staff are only for the Law School program.

Professors:

NAKATA, Akitaka
 OHYAMA, Takashi
 MATSUDA, Kazuhiro
 TAKENAKA, Yukari

Adjunct Professors:

NAKAI, Yasuyuki
 MASUICHI, Toru
 NAGASE, Takaaki
 KAWABATA, Masafumi
 TOYODA, Yukihiro
 NISHIOKA, Shigeyasu

COURSES

GRADUATE DIVISION MASTERS AND DOCTORAL PROGRAMS

JAPANESE LEGAL HISTORY

Professor ITO, Takao

This course presents a study of Japanese laws based on historical documents.

EUROPEAN LEGAL HISTORY

Professor KAWAKAMI, Rin-itsu

This course examines the growth of interest in the comparative study of law, which arose following the dissolution of the traditional unity of Jus Commune in Europe, and discusses and analyzes various legal cultures of the contemporary world from a historical perspective.

ROMAN LAW

Professor HAYASHI, Nobuo

This course examines materials on Roman Law, especially *Corpus juris civilis*.

CHINESE LEGAL HISTORY

Professor TERADA, Hiroaki

Readings of the classical Chinese books and documents concerning the law and government of imperial China.

LEGAL PHILOSOPHY

Professor KAMEMOTO, Hiroshi

A comparative analysis of the main topics in Continental and Anglo-American legal theories.

SOCIOLOGY OF LAW

Associate Professor FUNAKOSHI, Motoaki

The course reviews contemporary socio-legal theories.

ANGLO - AMERICAN LAW

Professor KINAMI, Atsushi

This course examines the substantive due process doctrine that has developed under Section 1 of the Fourteenth Amendment to the United States Constitution.

GERMAN LAW A / B

Professor HATTORI, Takahiro

This course aims to give a comprehensive or intensive analysis of the problems and topics concerning the modern German legal system.

FRENCH LAW A / B

Professor YOKOYAMA, Mika

Topics to be covered here are: historical development of the French legal system, modern sources of law, the court system and the framework of civil law.

CONSTITUTIONAL LAW I

Professor DOI, Masakazu

This course examines recent trends in constitutional law theories in the U.S. by studying books and some important law review articles.

CONSTITUTIONAL LAW II

Professor MORI, Toru

This course presents a comparative study of German constitutional law through reading books and articles in German.

CONSTITUTIONAL LAW III

Professor OISHI, Makoto

This seminar examines the theory and practices of legislation on fundamental rights, discussing in particular the French constitutional system.

SPECIAL LECTURE ON PUBLIC LAW

Professor SHIYAKE, Masanori

This course presents a comparative study of German public law through the reading of articles in German.

ADMINISTRATIVE LAW I

Professor TAKAGI, Hikaru

ADMINISTRATIVE LAW II

Professor SHIBAIKE, Yoshikazu

A comparative study of law in public administration. Main topics to be covered are discretion, delegation of powers, hearing rights, interest representation, tort liability of governmental units and judicial review of administrative actions.

ADMINISTRATIVE LAW III

Professor OKAMURA, Shuichi

This course deals with the various aspects of public administration. The following topics are studied: business regulation; environmental protection; land and city planning; social security; immigration control; and freedom of information and data protection.

TAX LAW

Professor OKAMURA, Tadao

This course offers a comparative study of income taxation in Japan, the United States of America, and European countries. Topics to be discussed are concepts of taxable income, the scope of deductible expenses, the treatment of capital gains and losses, the integration of corporation and individual income taxes, and international aspects of income taxation.

INTERNATIONAL LAW I

Professor SAKAI, Hironobu

This course offers an intensive study of major problems in Law of the Treaties.

INTERNATIONAL LAW II

Professor ASADA, Masahiko

This course offers an intensive study of contemporary issues relative to international law.

LAW OF INTERNATIONAL ORGANIZATIONS

Professor IDA, Ryuichi

This course deals with the legal aspects of international organizations, including their history, principles, structures, functions and activities. Special emphasis will be given to the United Nations.

CIVIL LAW I

Professor NISHIGORI, Seishi

This course offers a survey of Japanese civil law from a historical perspective.

CIVIL LAW II

Professor MATSUOKA, Hisakazu

This course offers a survey of new German Property Law (Sachenrecht) through leading textbook of German Civil Code.

CIVIL LAW III

Professor SHIOMI, Yoshio

This course offers a comparative study of Japanese and Anglo-American law of unjust enrichment.

CIVIL LAW IV

Professor YAMAMOTO, Keizo

This course offers a comparative study of Japanese Law and European contract laws.

CIVIL LAW V

Professor SAKUMA, Takeshi

This course deals with recent trends in the studies of civil law from the perspectives of both the content and the method of study, by reading important papers which have appeared during the past ten years.

COMMERCIAL LAW I

Professor KITAMURA, Masashi

This course offers a study of modernizing company law and securities regulation.

COMMERCIAL LAW II

Professor SUZAKI, Hiroshi

This course offers a study of German corporation law.

COMMERCIAL LAW III

Professor MAEDA, Masahiro

A comparative analysis of important topics in American and Japanese corporation laws.

LAW OF BUSINESS ORGANIZATIONS

Professor MORIMOTO, Shigeru

ECONOMIC LAW A / B

Professor KAWAHAMA, Noboru

This course offers a comparative analysis of important topics in the antimonopoly regulations of Japan and the United States.

SOCIAL LAW A / B

Professor MURANAKA, Takashi

This course covers labor law and its border areas. The topics to be covered vary from year to year. This year's topics will be some aspects of labor law in Germany.

SOCIAL SECURITY LAW

Associate Professor INAMORI, Kimiyoshi

This course deals with selected topics in social security law: social insurance, family allowances, social welfare services, public assistance and industrial injury schemes.

LAW OF CIVIL PROCEDURE I

Professor TOKUDA, Kazuyuki

This course deals with selected topics in civil procedure, insolvency law and arbitration from a comparative point of view.

LAW OF CIVIL PROCEDURE II A / B

Professor YAMAMOTO, Katsumi

This course deals with important topics in Japanese civil procedure.

LAW OF CIVIL PROCEDURE III

Professor KASAI, Masatoshi

This course deals with important topics in Japanese civil procedure.

PRIVATE INTERNATIONAL LAW

Professor NAKANISHI, Yasushi

A comparative study of private international law and international civil procedural law.

CIVIL LAW SPECIAL SEMINAR (for LL.D candidates only)

Professor YAMAMOTO, Yutaka

This course deals with selected topics of modern contract law.

CRIMINAL LAW I

Professor TAKAYAMA, Kanako

This course offers a comparative study of substantive criminal law in Germany, the U.S.A. and Japan.

CRIMINAL LAW II

Professor SHIOMI, Jun

This course offers a comparative study of substantive criminal law in Germany, the U.S.A. and Japan.

CRIMINAL PROCEDURE

Professor SAKAMAKI, Tadashi

This course offers a comparative study of criminal procedure in Japan and the U.S.

CRIMINOLOGY

Professor YOSHIOKA, Kazuo

This course deals with the new trends in crime theories and the criminal justice system.

POLITICAL SCIENCE

Professor MATOBA, Toshihiro

This course presents a comparative study of party politics in modern democratic countries.

HISTORY OF POLITICAL THOUGHT

Professor ONO, Noriaki

This course offers readings of English language texts on the history of political thought.

POLITICAL HISTORY

Professor KARATO, Teruhiro

This seminar examines suitable topics of modern European history, using texts in the original languages.

POLITICAL AND DIPLOMATIC HISTORY OF JAPAN

Professor ITO, Yukio

This seminar course deals with Japanese politics in the Meiji era, and includes practice in the reading of hand written papers by modern Japanese politicians.

INTERNATIONAL POLITICS

Professor NAKANISHI, Hiroshi

In recent years this course has examined the following

topics: the machinery of foreign policies; the image of international relations; peace; foreign policy in different ages; international relations between the wars; and the two world wars and their impacts.

INTERNATIONAL POLITICAL ECONOMY

Professor SUZUKI, Motoshi

This course provides both theoretical and analytical perspectives on the nature and dynamics of international political economy. It reviews major theories of the field—realism, institutionalism, and constructivism—and also examines the standard methodological tools such as game theory and statistics. It concerns how power, preferences, and institutions operate in the construction of international politico-economic orders and how changes in such orders affect state behavior and the distribution of benefits across states.

COMPARATIVE POLITICS

Associate Professor SHIMADA, Yukinori

This course offers comparative-historical analysis on the state formation and development of modern European countries.

AMERICAN POLITICS

Professor MACHIDORI, Satoshi

This course deals with major subjects of American politics from theoretical viewpoints.

POLITICAL PROCESS

Professor SHINKAWA, Toshimitsu

A comparative study of Western and Japanese politics with a special focus on the interface and interplay between politics and markets.

PUBLIC ADMINISTRATION

Professor AKIZUKI, Kengo

This course introduces graduate students to a wide variety of topics in public administration, but primary focus this year is upon “trust” between governmental authorities and the general public. After reading some of the social capital literature, we will try to build a tentative survey questionnaire directed to residents to assess how trustful they are to their local government. Issues such as public ethics, corruption and democratic values will also be included in our discussion.

PUBLIC POLICY

Professor MABUCHI, Masaru

The aim of this course is to look comparatively at the causes of and the responses to the recent Japanese and Asian financial/economic crises.

ACADEMIC WRITING

Associate Professor OTTMAN, Esta Tina

This course will focus on improving English academic writing, particularly in the legal and political science fields. Goals include the production of academic research papers, dissertations and related writing skills such as research proposals and applications for graduate studies (depending on student needs).

LAW SCHOOL PROGRAM**BASIC COURSES**

The courses in this group are designed for students to learn the basic principles of law and framework of the legal system, which all lawyers are required to master. Law faculty graduates are exempted from taking the courses.

FRAME OF GOVERNMENT

Professor OHISHI, Makoto

BASIC THEORY OF FUNDAMENTAL RIGHTS

Professor MORI, Toru

ADMINISTRATIVE LAW (BASIC)

Professor TAKAGI, Hikaru

CRIMINAL LAW (BASIC) I

Professor SHIOMI, Jun

CRIMINAL LAW (BASIC) II

Professor SHIOMI, Jun

CRIMINAL PROCEDURE (BASIC)

Professor HORIE, Shinji

CIVIL LAW (BASIC) I

Professor SHIOMI, Yoshio

CIVIL LAW (BASIC) II

Professor MATSUOKA, Hisakazu

FAMILY LAW (BASIC)

Part-time Lecturer KAMITANI, Yuu

COMMERCIAL AND CORPORATION LAW (BASIC)

Associate Professor SAITO, Maki

CIVIL PROCEDURE (BASIC)

Professor YAMAMOTO, Katsumi

CORE COURSES

This group of courses is intended to help students develop capacities for "thinking like a lawyer": analyzing legal problems and applying legal principles and rules appropriately to actual cases. Students, at the same time, are expected to acquire basic practical skills and a sense of ethics essential for the legal profession.

PUBLIC LAW (ADVANCED) I

Professors SHIBAIKE, Yoshikazu
OKAMURA, Shuichi
TAKAGI, Hikaru

PUBLIC LAW (ADVANCED) II

Professors SHIYAKE, Masanori
OKAMURA, Shuichi
TAKAGI, Hikaru
DOI, Masakazu
MORI, Toru
Associate Professor FUKASAWA, Ryuichiro

PUBLIC LAW (ADVANCED) III

Professors DOI, Masakazu
MORI, Toru

CRIMINAL LAW AND PROCEDURE I

Professors SHIOMI, Jun
TAKAYAMA, Kanako
YASUDA, Takuto

CRIMINAL LAW AND PROCEDURE II

Professor SAKAMAKI, Tadashi

CRIMINAL LAW AND PROCEDURE III

Professor HORIE, Shinji

CIVIL LAW (ADVANCED) I

Professors YAMAMOTO, Keizo
SAKUMA, Takeshi

CIVIL LAW (ADVANCED) II

Professors YAMAMOTO, Yutaka
SHIOMI, Yoshio

CIVIL LAW (ADVANCED) III

Professors MATSUOKA, Hisakazu
YOKOYAMA, Mika

CORPORATION LAW (ADVANCED) I

Professors MORIMOTO, Shigeru
KITAMURA, Masashi

CORPORATION LAW (ADVANCED) II

Professors SUZAKI, Hiroshi
MAEDA, Masahiro

CIVIL PROCEDURE (ADVANCED) I

Professors TOKUDA, Kazuyuki
YAMAMOTO, Katsumi
KASAI, Masatoshi
YAMADA, Aya

CIVIL PROCEDURE (ADVANCED) II

Professors TOKUDA, Kazuyuki
YAMAMOTO, Katsumi
KASAI, Masatoshi
YAMADA, Aya

CIVIL LEGAL WRITING

Professors SAKUMA, Takeshi
YAMADA, Aya
HASHIMOTO, Yoshiyuki
Associate Professor SAITO, Maki

CRIMINAL PROCEDURE IN PRACTICE

Professors OHYAMA, Takashi
TAKENAKA, Yukari
Adjunct Professor NAGASE, Takaaki

CIVIL PROCEDURE IN PRACTICE

Professors NAKATA, Akitaka
KASAI, Masatoshi
Adjunct Professor KAWABATA, Masafumi

PROFESSIONAL RESPONSIBILITY

Professor YAMADA, Aya
Adjunct Professor MASUICHI, Toru
Visiting Professor NISHIMURA, Takeshi
Part-time Lecturer MATSUDA, Shigemitsu

TORIYAMA, Hanroku

ELECTIVE COURSES ON LAW PRACTICE

These courses are for students to understand how law really works in practice and to prepare themselves for a smooth transition into legal practice, through on-the-job training at lawyers' offices and simulation exercises.

LAWYERING I

Adjunct Professor NAKAI, Yasuyuki
Part-time Lecturers KUBOI, Toshiaki
NAKATSUKASA, Masahiro

LAWYERING II

Adjunct Professor TOYODA, Yukihiro
Part-time Lecturers FUJII, Masao
ITO, Tomoyuki

SEMINAR ON LAWYERING

Adjunct Professors NAKAI, Yasuyuki
TOYODA, Yukihiro
MASUICHI, Toru
Visiting Professor SHIMIZU, Masanori
Part-time Lecturers FUJII, Tsukasa
TAKAHASHI, Tsukasa
IJIMA, Nae
NAKATSUKASA, Naoko
SANADA, Naomi

SEMINAR ON CRIMINAL TRIAL

Professor OHYAMA, Takashi
Adjunct Professor NAGASE, Takaaki

SEMINAR ON CIVIL TRIAL

Professor NAKATA, Akitaka
Adjunct Professor KAWABATA, Masafumi

MOOT COURT

Adjunct Professor KAWABATA, Masafumi

LEGAL CLINIC

Professors YAMAMOTO, Yutaka
SHIOMI, Yoshio
YOKOYAMA, Mika
Part-time Lecturers IKEGAMI, Tetsuro
YOSHIDA, Seiji
KATO, Shinichiro
HIRAO, Yoshiaki
FUNAHASHI, Keiko
UEDA, Atsushi

EXTERNSHIP

Professors SHIOMI, Yoshio
SAKAMAKI, Tadashi
MAEDA, Masahiro
YAMADA, Aya

ELECTIVE COURSES I

These courses are designed for students to deepen insight into humanity and society, and to reflect on the significance of law and roles of the legal profession, from the various viewpoints of philosophy, history, sociology, political science and comparative law.

CONTEMPORARY THEORY OF JUSTICE

Professor KAMEMOTO, Hiroshi

AN INTRODUCTION TO ECONOMICS FOR LAWYERS

Part-time Lecturer TSUNEKI, Atsushi

ECONOMIC ANALYSIS OF LAW

Part-time Lecturer TSUNEKI, Atsushi

PERSPECTIVES ON LAW

Associate Professor FUNAKOSHI, Motoaki

LAW AND SOCIAL CHANGE IN MODERN JAPAN I

Professor ITO, Takao

LAW AND SOCIAL CHANGE IN MODERN JAPAN II

Professor ITO, Takao

EUROPEAN LEGAL HISTORY

Part-time Lecturer MIMINO, Kenji

HISTORY OF LEGAL PROFESSION

Professor HAYASHI, Nobuo

LAW AND JUSTICE IN TRADITIONAL CHINA

Professor TERADA, Hiroaki

AMERICAN LAW - B

Professor KINAMI, Atsushi

LAW AND POLITICS IN CONTEMPORARY GERMANY

Professor HATTORI, Takahiro

FRENCH LAW

Professor YOKOYAMA, Mika

POLITICAL AND DIPLOMATIC HISTORY OF MODERN JAPAN

Professor ITO, Yukio

AMERICAN POLITICS AND CONSTITUTIONAL CASES

Professor MACHIDORI, Satoshi

CITY AND REGIONAL PLANNING

Visiting Professor KOKURA, Muneharu

ELECTIVE COURSES II

Students taking these courses will enhance their understanding of more specific legal fields and develop advanced practical legal capacities through challenging themselves to the most up-to-date or highly complex legal problems.

BIOETHICS AND LAW

Professor HATTORI, Takahiro

INFORMATION LAW

Professor MORI, Toru

FREEDOM OF INFORMATION AND DATA PROTECTION

Visiting Professor KOKAI, Nobunari

CONTEMPORARY ISSUES ON GOVERNMENT INSTITUTIONS

Professor DOI, Masakazu

CONSTITUTIONAL THEORY AND HISTORY Professor DOI, Masakazu	Adjunct Professor NISHIOKA, Shigeyasu
LEGISLATION Part-time Lecturer KAWASAKI, Masaji	CONSUMER LAW Visiting Professor ABO, Yoshihiro
LOCAL GOVERNMENT Adjunct Professor, School of Government IMANAKA, Yasuyuki	CONTEMPORARY CONTRACT LAW Professor YOKOYAMA, Mika
ENVIRONMENTAL POLICY AND LAW Part-time Lecturer OHKUBO, Noriko	HEALTH LAW Professor NISHIGORI, Seishi
ENVIRONMENTAL LAW Part-time Lecturer YOSHIMURA, Ryoichi	COMMERCIAL TRANSACTIONS Professor KITAMURA, Masashi
CONTEMPORARY ISSUES IN THE LAW OF PUBLIC REMEDIES Professor TAKAGI, Hikaru	INSURANCE LAW Professor SUZAKI, Hiroshi
TAXATION I Professor OKAMURA, Tadao	SECURITIES REGULATION Professor MORIMOTO, Shigeru
TAXATION II Professor OKAMURA, Tadao	FINANCIAL SERVICES REGULATION Part-time Lecturers MORISHITA, Kunihiko TOTSUKA, Takaharu
INTERNATIONAL LAW I Professor SAKAI, Hironobu	COMPETITION LAW I Professor KAWAHAMA, Noboru
INTERNATIONAL LAW II Professor SAKAI, Hironobu	COMPETITION LAW II Professor KAWAHAMA, Noboru
INTERNATIONAL LAW - SPECIAL LECTURE Part-time Lecturers MURAKAMI, Masanao KOTERA, Akira	COMPETITION POLICY AND LAW Professor KAWAHAMA, Noboru
BUSINESS CRIME Professor TAKENAKA, Yukari	INTELLECTUAL PROPERTY LAW I Professor MATSUDA, Kazuhiro
SELECTED CRIMINAL CASES ON SELF-DEFENSE AND JUSTIFICATION Adjunct Professor NAGASE, Takaaki	INTELLECTUAL PROPERTY LAW II Part-time Lecturer UENO, Tatsuhiro
CONTEMPORARY ISSUES IN CRIMINAL PROCEDURE I Professor TAKENAKA, Yukari	ADVANCED PATENT LAW Professor MATSUDA, Kazuhiro
CONTEMPORARY ISSUES IN CRIMINAL PROCEDURE II Professor OHYAMA, Takashi	INSOLVENCY LAW I Professor YAMAMOTO, Katsumi
STUDIES ON LATEST CRIMINAL CASES I Professor YASUDA, Takuto	INSOLVENCY LAW II Professor TOKUDA, Kazuyuki
STUDIES ON LATEST CRIMINAL CASES II Professor TAKAYAMA, Kanako	CIVIL EXECUTION AND PROVISIONAL REMEDIES Professor KASAI, Masatoshi
CRIMINAL JUSTICE AND PENAL SYSTEM Professor YOSHIOKA, Kazuo	ALTERNATIVE DISPUTE RESOLUTIONS Professor YAMADA, Aya
CRIMINAL DEFENSE Part-time Lecturers IWASA, Yoshihiko AKITA, Masashi	PRIVATE INTERNATIONAL LAW I Professor NAKANISHI, Yasushi
STUDIES ON SELECTED CIVIL CASES	PRIVATE INTERNATIONAL LAW II Professor NAKANISHI, Yasushi
	INTERNATIONAL CIVIL LITIGATION Professor NAKANISHI, Yasushi
	INTERNATIONAL BUSINESS TRANSACTIONS Part-time Lecturer TAKASUGI, Naoshi

LABOR LAW I	Professor MURANAKA, Takashi
LABOR LAW II	Professor MURANAKA, Takashi
SOCIAL SECURITIES LAW	Associate Professor INAMORI, Kimiyoshi
BUSINESS LAW AND PRACTICE I	Part-time Lecturers KOJIMA, Youtaro SAITO, Norimichi
BUSINESS LAW AND PRACTICE II	Part-time Lecturer ODA, Takaaki
DOING BUSINESS IN CHINA	Part-time Lecturer MORIKAWA, Shingo
LAW AND THEORY OF FINANCIAL TRANSACTIONS	Part-time Lecturers TAKEI, Kazuhiro KOHRIYA, Daisuke
MERGERS AND ACQUISITIONS	Part-time Lecturers TANAHASHI, Hajime ISHIWATA, Gaku
LAW OF TRUSTS	Part-time Lecturer AMANO, Yoshihiro
SEMINAR ON ENVIRONMENTAL LAW	Visiting Professor MURAMATSU, Akio
SEMINAR ON CRIMINAL PROCEDURE	Professor OHYAMA, Takashi
SEMINAR ON TAXATION	Part-time Lecturer MIYAZAKI, Yuko
SEMINAR ON INTELLECTUAL PROPERTY	Part-time Lecturers HIRANO, Shigetoshi FUJIKAWA, Yoshito
SEMINAR ON PATENT LAW	Professor MATSUDA, Kazuhiro
SEMINAR ON COMMERCIAL TRANSACTIONS	Part-time Lecturers NAKAJIMA, Toru SUGINO, Yoshikazu
SEMINAR ON INSOLVENCY LAW	Adjunct Professors NAKAI, Yasuyuki MASUICHI, Toru Part-time Lecturer MASUDA, Katsuhisa
SEMINAR ON LABOR LAW	Part-time Lecturers KAMADA, Yukio YOSHIDA, Hajime YUKINAGA, Yumi TAKEBAYASHI, Ryutaro
SEMINAR ON COMPETITION LAW	Part-time Lecturer NAGASAWA, Tetsuya

SEMINAR ON FINANCIAL TRANSACTIONS
Part-time Lecturer AMANO, Katsusuke

SEMINAR ON CIVIL PROCEDURE THEORY
Professor YAMAMOTO, Katsumi

SEMINAR ON COMPETITION LAW THEORY
Professor KAWAHAMA, Noboru

SEMINAR ON LABOR LAW THEORY
Professor MURANAKA, Takashi

UNDERGRADUATE DIVISION

CONSTITUTIONAL LAW I
Professor OHISHI, Makoto
The main theme of this course is the constitutional framework government of Japan. Some of the topics to be covered here are: theory, structure and principles of Constitutional Democracy, constitutional history of Japan, Electorate, and semi-direct democracy, the Parliamentary System of government (Emperor-Diet-Cabinet), the Judiciary, Public Finance and Local Government.

CONSTITUTIONAL LAW II
Professor SHIYAKE, Masanori
The main theme of this course is the essentials of the Bill of Rights of the Constitution of Japan. This course attempts to present a comprehensive account of the living constitution of Japan.

ADMINISTRATIVE LAW I
Professor OKAMURA, Shuichi
The course concerns the law relating to administrative process. The central topics include the rule of law; the distinction between public and private law; the organization of the administration; administrative discretion; delegated legislation; effects of administrative acts; unlawful administrative acts and their annulment; administrative guidance (gyosei shido) and administrative procedure.

ADMINISTRATIVE LAW II
Professor SHIBAIKE, Yoshikazu
This course concerns remedies for unjust or unlawful administrative actions and laws of various activities of public administration. The central topics include the tort liability of government; judicial review of administrative action; administrative complaint procedure.

TAX LAW
Professor OKAMURA, Tadao
This course offers an overview of the corporate income taxation. It attempts to provide a working understanding of the tax concepts and statutory provisions dealing with gross income, deductions, assets, capital contribution, distribution, liquidation, and reorganization. The course is designed as important background for those planning to engage in the business sector.

SOCIAL SECURITY LAW
Associate Professor INAMORI, Kimiyoshi
Topics to be covered in this course include the following: social insurance, family allowances, social welfare services, public assistance and industrial injury compensation.

INTERNATIONAL LAW I

Professor SAKAI, Hironobu

Topics to be covered in this course include the following: the nature and basis of international law; the relation between international law and municipal law; sources of international law; the law of treaties; states as subjects of international law (recognition of states and governments, succession of states, and rights and duties of states); territorial jurisdiction of states; and the law of the sea and outer space.

INTERNATIONAL LAW II

Professor ASADA, Masahiko

This course deals with those topics of public international law which relate to personal jurisdiction of States and international disputes. Thus, it examines diplomatic and consular relations law, status of individuals in international law, issues of State responsibility, peaceful settlement of disputes, international security including the United Nations system, and the laws of armed conflicts.

LAW OF INTERNATIONAL ORGANIZATIONS

Professor IDA, Ryuichi

This course deals with the legal aspects of international organizations, including their history, principles, structures, functions and activities. Special emphasis will be given to the United Nations.

CRIMINAL LAW I

Professor TAKAYAMA, Kanako

This course deals with the general theory of crime and punishment. Topics to be covered here are: social control by criminal law; the principle of legality; *actus reus* and *mens rea*; justification and excuse; attempt; complicity; concurrence of criminal acts; and penalties.

CRIMINAL LAW II

Professor YASUDA, Takuto

This course is commonly called the "Special Part of Criminal Law". Lectures are given on the definition and elements of each offense provided in the Penal Code and some other important statutes. Offenses covered here are, for example, homicide, assault, abortion, false imprisonment, kidnapping, rape, libel, theft, robbery, fraud, embezzlement, riot, arson, forgery, and bribery.

CRIMINAL PROCEDURE

Professor SAKAMAKI, Tadashi

Topics to be covered in this course are the following: criminal investigation (including arrest, interrogation, search and seizure), assistance of counsel, criminal court and prosecution system, trial process, criminal evidence law, sentencing, appeals and new trial.

CRIMINOLOGY

Professor YOSHIOKA, Kazuo

Lectures are given on such topics as the history of theories on crime and punishment; analysis of crime problems and criminal behavior; criminal statistics; structure and activities of the criminal justice system; criticism of decision making in prosecution and sentencing; new trends of correction and prisoners' rights; reform of the Prison Act; the juvenile justice system and its reform.

CIVIL LAW I

Professor SAKUMA, Takeshi

This Course covers Book I and IV of the Japanese Civil Code. Book I deals with the General Provisions. Topics to be discussed here are: introduction to Civil Law; the natural and judicial person; the subject-matter of private rights; the judicial act (which deals not only with contracts, but also includes any voluntary acts bringing about legal effects); the law of agency; acquisitive and extinctive prescription. The latter covers family law which deals with marriage and divorce, parents and children (including adoption), guardianship and family support.

CIVIL LAW II

Professor YAMAMOTO, Keizo

This course covers Book II of the Civil Code, dealing with the law of real rights. Topics are divided into: the meaning and function of real rights; the transfer of real rights; the legal effects arising from interference with real rights; the extinction of real rights; ownership rights, possessory rights; superficies and other real rights in connection with land use and hypothetical and other real rights as security devices.

CIVIL LAW III

Professor YAMAMOTO, Yutaka

This course covers the General Theory of the Law Obligation as well as the Law of Succession. Topics of the General Theory of the Law Obligation are divided into: the meaning and function of obligation; the subject of obligation; effect of obligation; obligation with a plurality of parties; assignment of claim and extinction of obligation. The lectures on the Law of Succession deal with successors; effect of succession; acceptance and renunciation of succession; separation of property; will and legally secured portions.

CIVIL LAW IV

Professor HASHIMOTO, Yoshiyuki

This Course covers Section 2 to 5 of Book III of the Japanese Civil Code. These parts deal with the grounds of civil obligation. Topics to be discussed here are: General Principles of Contracts, Types of Contracts (Sales, Donatio, Loan, Lease, Construction, Bailment, Partnership etc. including new atypical Contracts), *negotiorum gestio*, unjust enrichment and Torts.

COMMERCIAL LAW I

Professor MORIMOTO, Shigeru

This course consists of three parts. First, it deals with the historical development and characteristics of commercial law, especially in relation to civil law. Then it proceeds to the explanation of the general provisions of the commercial registry, trade name, merchant's bookkeeping, and merchant's agents. Third, more time will be spent in explaining laws on commercial papers, i.e., promissory notes, bills of exchange and checks in connection with the banking law.

COMMERCIAL LAW II

Professor MAEDA, Masahiro

This is a study of corporation law based mainly on "Company Law (2005)". Major topics are as follows: formation; shares and shareholders; corporate governance; corporate finance; and structural changes.

ECONOMIC LAW

Professor KAWAHAMA, Noboru

This course deals with important topics in antimonopoly

law, such as "private monopoly" and "unfair transactions".

LAW OF CIVIL PROCEDURE I

Professor TOKUDA, Kazuyuki

This course deals with the organization of civil courts and the process of civil litigation (the procedure in the first instance).

PRIVATE INTERNATIONAL LAW

Professor NAKANISHI, Yasushi

Topics to be covered here are: nationality law, international jurisdiction, the recognition and enforcement of foreign judgments, the nature, scope, origin, and development of private international law, the structure of conflicts rules, nationality and domicile, the problem of classification, the doctrine of renvoi, proof of foreign law, law of natural and juristic persons, law of property, law of obligations, and family law.

INTERNATIONAL TRADE LAW

Part-time Lecturer MORISHITA, Tetsuo

This course will examine the mechanisms of international trade which is regulated by private and public laws. The topics will include: international trade laws and regulations, treaties and rules, such as laws and regulations relating to international sales and purchase of goods, international payment, transportation and insurance. The topics also include international arbitration and litigation.

LABOR LAW

Professor MURANAKA, Takashi

This course covers both "collective labor law" (trade union law) and "individual labor law" (law of employment contract). Main topics are: principles of labor law; fundamental rights of workers; trade unions; unfair labor practices; collective bargaining; collective agreement; trade disputes; employment contracts; rules of employment; wages; working hours, recesses, holidays and annual vacation with pay; safety and sanitation and accident compensation.

LEGAL PHILOSOPHY

Professor KAMEMOTO, Hiroshi

The topics to be covered here are the historical development and main topics of legal philosophy: natural law theory vs. legal positivism; the structure of legal order; justice and human rights; judicial process and legal reasoning.

SOCIOLOGY OF LAW

Associate Professor FUNAKOSHI, Motoaki

The topics to be covered are, among others, the theory of law, judiciary, legal professions, and the legal culture.

JAPANESE LEGAL HISTORY

Professor ITO, Takao

Topics to be covered here are: the nature of Japanese pre-modern legal systems, the making of modern Japanese law, and the development of modern legal systems.

EUROPEAN LEGAL HISTORY

Part-time Lecturer MIMINO, Kenji

This course will discuss the formation and development of the academic study of law in Europe from the days of Bologna to the present, including the following areas: the historical role of the medieval law schools and the jurists as a social class; and the transformation of legal studies during the 19th century in the rise of the historical jurisprudence and the free

law movement.

ROMAN LAW

Professor HAYASHI, Nobuo

This course consists of seven chapters, taking each historical background into consideration: constitutions, sources of law and jurists, law of Procedures, law of Persons, law of Property (inclusive of Inheritance), law of Obligations and Public Law (especially Criminal Law).

CHINESE LEGAL HISTORY

Professor TERADA, Hiroaki

This course gives an overview of the legal system and the legal culture in late imperial China. The following topics are included: family law, land law, civil justice, criminal justice and the nature of traditional Chinese law.

INTRODUCTION TO ANGLO-AMERICAN LEGAL SYSTEMS

Professor KINAMI, Atsushi

This course aims at providing an overview of the legal system in the United States with focus of the common law origins of the system, the government structure, the interstate relations, and the guarantee of equality.

INTRODUCTION TO LAW

Professor YASUDA, Takuto

This introductory course provides students with an overview of the basic structure and functions of the legal system using various topics and theories of law.

FAMILY AND LAW

Professor NISHIGORI, Seishi

This introductory course provides students with the basic structure of family law and social and legal functions of families.

GERMAN LAW

Professor HATTORI, Takahiro

This course provides students with an overview of the German legal system especially focusing on the public laws.

FRENCH LAW

Professor YOKOYAMA, Mika

Topics to be covered here are: the historical development of the French legal system, modern sources of law, the court system, the framework of civil law.

PRINCIPLES OF POLITICAL SCIENCE

Professor MATOBA, Toshihiro

The political institutions of the major countries have undergone remarkable changes, and today therefore differ both structurally and functionally from those of the last century. In this course of lectures, the process of these changes will be traced and the nature of the differences will be elucidated from the viewpoint of comparative politics.

POLITICAL PROCESS

Professor SHINKAWA, Toshimitsu

This course provides an examination of empirical political theories with reference to post-war Japanese politics, including group theory, pluralism, corporatism, new institutionalism and statism.

COMPARATIVE POLITICS

Associate Professor SHIMADA, Yukinori

This course offers a comparative-historical study of the state formation and political modernisation in Western European countries, especially Britain and Germany.

AMERICAN POLITICS

Professor MACHIDORI, Satoshi

This is a lecture course on American political history, institutional structure, and interactions among actors in policy-making process.

INTERNATIONAL POLITICS

Professor NAKANISHI, Hiroshi

The lecture will deal with the following problems: basic power concepts; national interests; international systems; historical development; relations between foreign policy and domestic politics; decision making processes; the several forms of security policy; the effects of interdependence and its problems; and the foreign policy styles of the major powers. As far as possible these will be discussed through concrete examples.

INTERNATIONAL POLITICAL ECONOMY

Professor SUZUKI, Motoshi

This course provides both theoretical and analytical perspectives on the nature and dynamics of international political economy. It reviews major theories of the field—realism, liberalism, and institutionalism—and also applies game theory to analyses of crucial global issues. In particular, it examines the balance of power, international crises, alliance, economic globalization, and international institutions.

POLITICAL HISTORY

Professor KARATO, Teruhiro

This course is a study of the modern history of Europe focusing on the nation-state.

POLITICAL AND DIPLOMATIC HISTORY OF JAPAN

Professor ITO, Yukio

This course explores the relationship between foreign and domestic policies from the Meiji Restoration to the present. Major topics include developments of party politics, bureaucracy and modern monarchy.

HISTORY OF POLITICAL THOUGHT

Professor ONO, Noriaki

A study of Western political thought as intellectual history.

PUBLIC ADMINISTRATION

Professor AKIZUKI, Kengo

Contemporary public administration constitutes a substantial part of the governmental process. This course discusses the ingredients of public administration: bureaucratic organization, personnel administration, leadership and morale, planning, decision-making, budgetary process, and so forth. Local government is also discussed in this course.

PUBLIC POLICY

Professor MABUCHI, Masaru

The aim of this course is to examine the structure, the process and the behavior of the Japanese bureaucracy that make and implement the public policies as well as to provide the basic methods of analyzing several areas of the public

policies.

INTRODUCTION TO POLITICAL SCIENCE I

Professor SHINKAWA, Toshimitsu

This course offers introductory reflections on some basic political trends since the Meiji Restoration.

INTRODUCTION TO POLITICAL SCIENCE II

Associate Professor SHIMADA, Yukinori

This course offers comparative-historical analyses on the development of parliamentary systems in Britain, France and Germany from the Middle Ages to the post-war era, focusing on the principal concepts such as “popular will”, “representation” and “common good”.

HISTORY OF JAPANESE POLITICAL THOUGHT

Part-time Lecturer ANZAI, Toshimitsu

This lecture provides an examination of the Japanese political thought from the ancient era to the Edo period, regarding its influence to the concrete political situation.

JUDICIAL SYSTEM

Professor YAMADA, Aya

This course provides an introduction to the judicial system in Japan.

DIPLOMATIC HISTORY

Part-time Lecturer IGUCHI, Haruo

This lecture addresses the history of United States diplomacy since 1776 in the context of America’s domestic politics and status in world affairs.

PRACTICE AND LAW IN ASSET MANAGEMENT

Professor KITAMURA, Masashi

Professor KAWAKITA, Hidetaka

This course provides the basic structure and law of asset management in business. At the point of law, we focus on Japanese financial instrument and exchange law and company law.

FOREIGN BOOK READING (English)

Associate Professors TAKATANI, Chika

RESEARCH ON FOREIGN LITERATURE

Professors HAYASHI, Nobuo (French)

KIMAMI, Atsushi (English)

YAMADA, Aya (English)

NISHIGORI, Seishi (German)

SEMINARS

Seminars are offered by thirty-eight professors in their respective specialty fields.