

ANJeL

The Australian Network for Japanese Law

Inaugural ANJeL-in-Europe symposium

Japanese Law Compared: Past, Present and Future



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Collegio Ghislieri, Pavia, September 23, 2019



NUNZIANTE • MAGRONE

Venue: Collegio Ghislieri, Aula Goldoniana, Piazza del
Collegio Ghislieri 5, Pavia

Program:

- **9:30-9:40 Opening Remarks**

Luke NOTTAGE

Giulia ROSSOLILLO

- **9:40-10:30 1st Roundtable Discussion – THE
STATE OF JAPANESE LAW STUDIES IN
Europe**

Moderator: Renzo CAVALIERI (“Ca’ Foscari”
University, Venice)/Marco GIORGI (“Tor Vergata”
University, Rome)

Short reports by:

Dimitri VANOVERBEKE – Benelux

Béatrice JALUZOT – France

Moritz BAELZ/Harald BAUM - Germany

Wered BEN-SADE - Israel

Giorgio F. COLOMBO – Italy

Roger GREATREX - Scandinavia

Francisco BARBERAN - Spain

Luca SILIQUINI-CINELLI – UK

- **10:30-11:00 Coffee Break and Networking**
- **11.00-13:00 First session: Japanese law, Comparative law, Historical Perspectives**

Moderator: Elisa BERTOLINI

Legal Orientalism – A Concept and its Implications for the Understanding of East Asian Law – Moritz BAELZ

Comparison of Law, Legal Transplants and International Legal Fashion: Experiences from Japan and Germany – Harald BAUM

Unequal Treaties and Japanese Law in the XIX Century – Béatrice JALUZOT

The (not so much) changing role of law in Japan? A decade of participation of civilians in the criminal procedure in a historical perspective (1938 & 2019) – Dimitri VANOVERBEKE

Judicial Identity and the Supreme Court – Heather ROBERTS

- **13:00 – 14:00 Lunch Break (catered by ANJeL)**

- **14:00-15:40 Second session: Current Issues and Criticalities of Japanese Law: Ethics, Gender**

Moderator: Michela RIMINUCCI

Current Issues in the Legal Ethics Regulatory System in Japan – Kay-Wah CHAN

Legal Ethics: a Disciplinary Actions in Practice – Masako KAMIYA

Gender and Legal Education in Japan - Mark LEVIN

How Japanese Women Experience the Legal System: A Multi-Faceted, Mixed-Methods Study – Leon WOLFF

- **15:40-16:00 Coffee Break**

- **16:00-17:40 Third session: Dispute Resolution, Adjudication, Private Law**

Moderator: Matteo DRAGONI

Developing Japan as a Regional Hub for International Dispute Resolution: Dream Come True or Daydream? – Luke NOTTAGE

The Style of Judgments by Japanese Courts: How They (Judges) Write Them, and How We (Academics) Read Them – Soichiro KOZUKA

Luca SILIQUINI-CINELLI - Japanese Contract Law Reform: Reflections on the Theory and Practice of Comparative Law

Andrea ORTOLANI - Receptions and Rejections in the Reform of the Law of Obligations

- **17:40-17:50 Short Break**
- **17:50–18:20 2nd Roundtable: intra- and extra-EU collaboration on (a) research, (b) teaching, (c) outreach**

Facilitators: Heather ROBERTS and Leon WOLFF

- **18:20-18:30 Closing Remarks**

Giorgio F. COLOMBO

- **19:30 – Dinner (registration required)**

This workshop-style symposium will share current (or planned) research comparing Japanese law. Presenters will explain not only their (expected) findings but also whether and how their choice of topic or research method may be influenced by their home jurisdiction's legal tradition or approach towards comparative law. The symposium will then consider scope for productive research collaboration, as well as potential joint teaching and community outreach initiatives, across national borders within and beyond Europe. ANJeL co-directors and other key members will share their experiences of such cross-institutional cooperation since 2002. A broader aim of this symposium is to explore establishing a similar network of scholars and legal professionals across Europe, interested in engaging with Japanese law.

This event is supported by ANJeL and Nunziante Magrone, and sponsored by the Italian-Japanese Association for Comparative Law (AIGDC) and the Italian Association of Japanese Studies (AISTUGIA)

For information, please contact colombo@law.nagoya-u.ac.jp

List of Participants

Prof Moritz Baelz (Goethe University, Frankfurt, **Germany**)
Ms Martina Baradel (Birkbeck School of Law, **UK**)
Prof Francisco Barberán (University of Zaragoza, **Spain**)
Prof Harald Baum (MPI Hamburg, JIL general editor, **Germany**)
Dr Wered Ben-Sade (Hebrew University of Jerusalem, **Israel**)
A/Prof Francesca Benatti (University of Padua, **Italy**)
Ass/Prof Axel Berkofsky (University of Pavia, **Italy**)
Dr Elisa Bertolini (“L. Bocconi” University, Milan, **Italy**)
A/Prof Renzo Cavalieri (“Ca’ Foscari” University, Venice, **Italy**)
Dr Kay-Wah Chan (Macquarie University, **Australia**)
A/Prof Giorgio F. Colombo (Nagoya University, **Japan**) [primary convenor]
Dr Matteo Dragoni (University of Pavia, **Italy**)
Dr Marco Giorgi (“Tor Vergata” University, Rome, **Italy**)
Prof Roger Greatrex (Lund University, **Sweden**)
A/Prof David Green (Meijo University, **Japan**)
Prof Beatrice Jazulot (Sciences-Po and ENS Lyon, **France**)
Prof Masako Kamiya (Gakushuin University, **Japan**)
Prof Souichirou Kozuka (Gakushuin University, **Japan**)
Prof Mark Levin (University of Hawai’i, **USA**)
Prof Luke Nottage (USydney, ANJeL Co-director, **Australia**) [co-convenor]
Dr Andrea Ortolani (Keio University, **Japan**)
Adj/Prof Michela Riminucci (Kobe University, **Japan**)
Dr Heather Roberts (ANU, ANJeL Co-director, **Australia**)
Prof Giulia Rossolillo (University of Pavia, **Italy**) [local host]
Dr Luca Siliquini-Cinelli (Dundee University, **UK**)
Prof Dimitri Vanoverbeke (KU Leuven, **Belgium**)
A/Prof Leon Wolff (QUT, ANJeL Co-director, **Australia**)