



The Australian Network for Japanese Law

NEWSLETTER – September 2011

Events & Initiatives

Kyoto Seminar (6-10 February) and Tokyo Seminar (13-16 February 2012) in Japanese Law: applications for LLB, JD or Masters credit via USydney Law School open Monday 12 September – Friday 7 October:

http://sydney.edu.au/law/caplus/kyoto_to_kyo_program.shtml. For the first time, LLB or JD students in Australia can enrol on a HECS-fee basis.

ANU LLM students can receive credit for the Kyoto Seminar through LAWS8171: <http://studyat.anu.edu.au/courses/LAWS8171/details.html>.

Mr Akira Kawamura, ANJEL Advisor, has also kindly **donated a \$750 scholarship for a student enrolling via USydney who demonstrates financial hardship**. This is in addition to the \$750 ANJEL Akira Kawamura Course Prizes for the overall best student in Japanese Law courses offered through USydney and ANU. ANJEL thanks Mr Kawamura for his ongoing support and his election as President of the International Bar Association.

4th ANJEL Australia-Japan Business Law Seminar, Saturday 11 Feb 2-5.30pm at Herbert Smith, Tokyo: comparing developments in Australian labour law (Prof Joellen Riley) and the new “Australian Consumer Law” (Dr Luke Nottage), including dispute management aspects and with comments/comparisons from Herbert Smith lawyers. Please save the date and register preliminary interest by emailing anjelinfo@gmail.com.

Submissions for the **\$1000 ANJEL Blake Dawson Essay Prize in Japanese Law** are due by **30 November 2011**. See

http://sydney.edu.au/law/anjel/content/anjel_teaching_essaypriz.html and please also tell your students or classmates!

“Team Australia” has been finalised for the **INC Negotiation and Arbitration Competition in Tokyo over 2-3 December**. Four ANU law students and five USydney students (including one already in Japan on exchange, former ANJEL assistant Glenn Kembrey) will compete again in English and Japanese, coached by former Team member Rohan Kapur. For financial support already, we thank the INC organisers (and their own main sponsor, Sumitomo Chemical), Allens Arthur Robinson, ANU, Nagashima Ohno and Tsunematsu, Sofico Australia and the University of Sydney. We warmly welcome further (tax-deductible) donations: forms and more info are at sydney.edu.au/law/anjel/content/anjel_teaching_comp.html

10th ANJEL International Conference, “Socio-legal Norms in Preventing and Managing Disasters in Japan: Asia-Pacific and Interdisciplinary Perspectives”, Sydney Law School, 1-2 March 2012: This anniversary conference, commemorating Japan’s “3-11” disaster in 2011 as well as ANJEL’s decade-long efforts to compare Japanese Law in broad context, is also supported by Tohoku University, the Japanese Studies Department, CAPLUS and the China Studies Centre at the University of Sydney, and will include specialists (often with first-hand experience of recent disasters) from China, Indonesia, NZ and the USA as well as Japan. Please save these dates and keep an eye on <http://sydney.edu.au/news/law/456.html> for future developments.

ANJeL Achievements

ANJeL Deputy Director Dr Hitoshi Nasu has co-edited a **volume from the conference co-hosted in Sydney in November 2009**: A copy of [Human Rights in the Asia-Pacific Region: Towards Institution Building](#) can be purchased at a discount price using the *attached* order form.

Issues 30 and 31 of the *Journal of Japanese Law* have been published: see <http://www.djjv.org/Englisch/journal.htm> and some articles reproduced at http://sydney.edu.au/law/anjel/content/anjel_research_pap.html

ANJeL co-hosted **two seminars** on "Australia's new policy on investor-state dispute settlement" (3 August) and "Building an Asia-Pacific Community" (30 August) at USydney. ANJeL Co-Director Luke Nottage presented at both seminars. ANJeL especially thanks **Canon Australia** for being the main sponsor of the 30 August mini-symposium.

ANJeL Co-Director Leon Wolff (Bond U) co-organised a **panel** on "[Internationalising Japanese Law: Sport, Culture and Dispute Resolution](#)" for the [JSAA biennial conference](#) in Melbourne 4-7 July. ANJeL-in-ASEAN convenor Dr Dan Puchniak (NUS) coordinated a **panel** for the *8th Asian Law Institute Conference - Law in Sustainable Asia*, held at Kyushu University in Japan on 26-27 March 2011.

ANJeL is pleased to welcome Dr Masahiro Kohara, Consul-General of Japan in Sydney, to ANJeL's Advisory Board; Judge Minoru Sonoda (Sydney), Judge Atsuyuki Taniike (Melbourne), Judge Ryotaro Ashiba (Canberra) and Dr Yusuke Tanemura (Canberra) as ANJeL Visitors; and Eriko Kadota as ANJeL Assistant.

ANU also just hosted for two weeks Prof Yoshihisa Hayakawa of Rikkyo University as he did work on sports doping and arbitration.

Research Spotlight

1. ANJeL Advisor Dr Harald Baum and Co-Director Dr Luke Nottage have agreed with Hein to publish a **2nd edition of their *Annotated Selective Bibliography of Japanese Business Law in Western Languages*** (Rothman, 1998), joined as co-authors by their former students Joel Rheuben (now completing an LLM at the University of Tokyo) and Dr Markus Thier (Uni Frankfurt). To be published in digital format (linked to articles on HeinOnline) as well hard copy, this 2nd edition will survey major articles and books published over 1998-2010, including those listed in the comprehensive [Encyclopedia of Japanese Commercial and Business Law](#) co-edited by Dr Baum (in German, Carl Heymanns, 2011: http://www.djjv.org/Englisch/encyclopedia_engl.htm). **Please email luke.nottage@sydney.edu.au about any of your major works published recently (especially since 2010) or forthcoming soon**, which we might otherwise miss.
2. In July 2010, **Trevor Ryan** was awarded his doctorate from the Australian National University College of Law. Trevor's thesis evaluated changes in law catalysed by radical demographic transition. It described the tension between liberalism and decentralised regulatory strategies to address demographic change. In particular, the thesis explored the blurring distinction between public and private law, and the role of a communitarian conception of contract law in fostering productive relationships among state, commercial, and civil society players in the areas of childcare, retirement pensions, and adult guardianship.

Human Rights in the Asia-Pacific Region Towards Institution Building

Edited by Hitoshi Nasu, Ben Saul

The Asia-Pacific is known for having the least developed regional mechanisms for protecting human rights. This edited collection makes a timely and distinctive contribution to contemporary debates about building institutions for human rights protection in the Asia-Pacific region, in the wake of ASEAN's establishment in 2009 of a sub-regional human rights commission.

Drawing together leading scholarly voices, the book focuses on the systemic issue of institutionalising human rights protection in the Asia-Pacific. It critically examines the prospects for deepening and widening human rights institutions in the region, challenging the orthodox scepticism about whether the Asia-Pacific is "ready" for stronger human rights institutions and exploring the variety of possible forms that regional and sub-regional institutions might take. The volume also analyses the impediments to new institutions, whilst questioning the justifications for them. The collection provides a range of perspectives on the issues and many of the chapters bring interdisciplinary insights to bear. As such, the collection will be of interest to scholarly, practitioner, and student audiences in law, as well as to readers in international relations, political science, Asian studies, and human rights.

HB: 9780415602549 **\$180.00**

Published May 2011, 274 pages

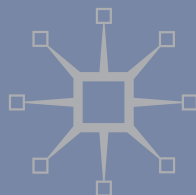
Series: Routledge Research in Human Rights Law, Routledge

Discount Price AUD\$144.00

About the Authors

Dr Hitoshi Nasu is a lecturer in law at The Australian National University and a deputy director of The Australian Network for Japanese Law (ANJeL). He is the author of *International Law on Peacekeeping* (Martinus Nijhoff, 2009).

Associate Professor Ben Saul is Co-Director of the Sydney Centre for International Law at the Faculty of Law, The University of Sydney, and a barrister specialising in human rights law. He is the author of *Defining Terrorism in International Law* (Oxford, 2006).





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