ESSAYS
IN COMMEMORATION OF
THE SEVENTIETH BIRTHDAY OF
PROFESSOR OSANAI SATORU

Published by
THE CHUO UNIVERSITY LAW ASSOCIATION
TOKYO
CONTENTS

Articles

Japanese Meiji Law: Legal and Historical Perspectives

The Legal Limits of Right of Administration According to Constitutional Principles and the Supreme Court of Canada

Changes of Judicial Cases in the Edo Period of Japan

The Role of Abortion and the Anti-Abortion Movement in the United States

Universal Jurisdiction Understood in the Framework of the Law

An Exceptional Exception to the Equal Protection Doctrine of China’s Constitution

KAWAKITA Noboru

Landmark Cases

The History of Japanese Law

The Development of Japanese Commercial Law

The Translation and Comparative Study of Japanese Law
Friends, who was then a member of the faculty at China. Together they —

I first met Professor Oasal through Malcolm Smith, one of my oldest

con which can guide our future work.

lems. As a scholar, scholar, and friend to so many, his work stands as a be-

found it only as we will open our eyes to the experiences of other legal sys-

He has looked the task intellectual and practical rewards that are to be

Professor Oasal has taught and continues to teach all of us whose lives

our own legal system.

portance might provide for the solution to problems that we cannot in

will pass by the experience of other nations and the lessons that they ex-

balance of our own society and the legal and social history. All too easily, we

see legal problems and legal solutions through the prism provided by the

how we will improve ourselves in the legal system of our own nation. We will

Ordinarily, then, those of us who enter upon the study of practice of the

Which it exists.

is uniquely reflective of the particular society from which it grows and in

characteristic of the society itself. And because that is so a nation's legal sys-

portions of the state itself. A nation's legal system is a defining character-

and controversies between parties when they are physical persons con-

tries which foster society. It provides for the determination of disputes

A nation's legal system provides for the creation and enforcement of the

—Scholar, Teacher, Friend—

PROFESSOR SATORU OASANAI
ciliated an extended visit to the Law School during which my wife and I each spoke with Professor Osanai’s students. We soon learned from them, and from our own observation, of the deep respect in which Professor Osanai was rightly held by all he taught and all with whom he worked. And we learned of the breadth of vision which he brought to his work and he communicated to his students. Here indeed was a rare scholar and teacher to be treasured by all who had the privilege to be taught by him. And here too was, and is, a man of unbounded generosity of friendship.

As a Judge of the Federal Court of Australia, my wife continues to welcome students from Chuo as they visit Australia each year. As a Judge of the High Court of Australia, I have been encouraged to look beyond the confines of the Australian legal system and its history. For this, and so much else, we and all of his Australian friends are indebted to Professor Osanai - scholar, teacher, friend.

K.M. Hayne
A Justice of the High Court of Australia