

Keio Law School LL.M. program: Syllabus index (講義要綱 目次)

【1-1】 Law, Culture and Development in Asia / Hiroshi MATSUO .....	1
【1-2】 Introduction to Asian Law from Japanese Perspective / Shinya IMAIZUMI .....	6
【1-3】 Japanese Law (State and Citizen) / Hajime YAMAMOTO, Hiroki SASAKURA, Toshinori WADA .....	9
【1-4】 Japanese Law (Economy and Social Structure) / Naoki KANAYAMA, Eriko TAOKA, Shinichiro HAYAKAWA .....	11
【1-5】 Japanese Law (Legal History and Transformation) / Daniel FOOTE .....	14
【1-6】 Japanese Law (Contemporary Issues) / Akira ROKUSHA .....	16
【2-1】 International Commercial Transactions / David LITT, Edward JOHNSON.....	19
【2-2】 Government Relations and Law / David LITT.....	21
【2-3】 Cross-Border Litigation / Susumu MASUDA .....	24
【2-4】 Securities Regulations and Finance Transactions in Japan / Susumu MASUDA ....	26
【2-5】 Bankruptcy Laws / Hajime UENO .....	28
【2-6】 Law, Finance and Taxation of Corporate Acquisitions / Koichi KUSANO, Yasutaka NISHIKORI, Tatsuya TANIGAWA.....	32
【2-7】 European Integration and Global Business Law / Katsuhiro SHOJI, Fumihiko AZUMA, Yoshiharu ICHIKAWA, Maki SATO, Hiroshi MIYASHITA .....	35
【2-8】 Corporate Governance and Risk Management / David LITT, Katsuya NATORI .....	37
【2-9】 International Commercial Arbitration / Susumu MASUDA, Yoshimi OHARA, Farrugia BREE .....	39
【2-10】 Japanese Competition Law / Hiroshi YAMADA .....	41
【2-11】 Business Strategy and Contract / Andrew SUTTER.....	43
【3-1】 Environmental Law and Litigation in Japan / Akira ROKUSHA, Rikako WATAI.....	45
【3-2】 Environmental Law and Disaster / Akira ROKUSHA .....	47
【3-3】 Introduction to Space Law / Setsuko AOKI .....	50

【3-4】 Multinational Corporations and Law / Ariel TREHEARNE .....	53
【3-5】 Legal Theory of Globalization / Mikhail XIFARAS .....	55
【3-6】 Globalization and International Human Rights in Japan / Hajime YAMAMOTO, Akiko EJIMA .....	57
【3-7】 Globalization and International Criminal Law / Philipp OSTEN.....	59
【4-1】 Intellectual Property from a Global Perspective / Toshiko TAKENAKA, Yuko KIMIJIMA.....	61
【4-2】 Global Intellectual Property Management / Toshiko TAKENAKA .....	63
【4-3】 Transnational Intellectual Property Enforcement / Toshiko TAKENAKA.....	65
【4-4】 International IP Licensing Agreements / Stuart BERAHA, Masato HAYAKAWA .....	67
【5-1】 Area Studies of Law (South East Asia) / Hiroshi MATSUO .....	69
【5-2】 Area Studies of Law (China) / Shiyuan HAN .....	71
【5-3】 Area Studies of Law (Korea) / Seunghyeon SEONG.....	73
【5-4】 Area Studies of Law (Singapore) / Gary LOW .....	75
【5-5】 Area Studies of Law (EU) / Katsuhiro SHOJI .....	77
【6-1】 Introduction to American Law / David LITT, Aaron MONROE-SHERIDAN.....	79
【6-2】 Comparative Constitutional Law / David LITT .....	81
【6-3】 Comparative Contract Law / Naoki KANAYAMA, Kenji SAIGUSA, David LITT .....	83
【6-4】 Comparative Corporate Law / David LITT, Aaron MONROE-SHERIDAN .....	87
【6-5】 Comparative Corporate Finance and Law / Simon COLLINS, Karl PIRES, Eric MARCKS .....	90
【7-1】 Seminar (International Security Law) / Setsuko AOKI .....	92
【7-2】 Seminar (Frontier of the Cyberspace Law) / Shigenori MATSUI .....	94
【7-3】 Seminar (Japan's Trade Law and Policy) / Rikako WATAI, Masako MIYATAKE .....	96
【7-4】 Seminar (Legal Issues in China, India and ASEAN) / Akira MORIWAKI, Ryo KOTOURA, Atsutoshi MAEDA .....	98
【8-1】 Presenting Japanese Law / Aaron MONROE-SHERIDAN .....	100

【8-2】 Graduate Writing Seminar / Toshiko TAKENAKA, Aaron MONROE-SHERIDAN..	102
【8-3】 Research Paper I / Setsuko AOKI.....	104
【8-3】 Research Paper I / Naoki KANAYAMA .....	105
【8-3】 Research Paper I / Katsuhiko SHOJI.....	106
【8-3】 Research Paper I / Hiroshi MATSUO .....	107
【8-3】 Research Paper I / Hajime YAMAMOTO .....	108
【8-3】 Research Paper I / Akira ROKUSHA .....	109
【8-3】 Research Paper I / Rikako WATAI.....	110
【8-3】 Research Paper I / Makoto SHIMADA .....	111
【8-3】 Research Paper I / David LITT.....	112
【8-3】 Research Paper I / Koichi KUSANO .....	113
【8-3】 Research Paper I / Susumu MASUDA.....	114
【8-3】 Research Paper I / Hiroki SASAKURA.....	115
【8-3】 Research Paper I / Toshinori WADA.....	116
【8-4】 Research Paper II / Setsuko AOKI.....	117
【8-4】 Research Paper II / Naoki KANAYAMA .....	118
【8-4】 Research Paper II / Hiroshi MATSUO .....	119
【8-4】 Research Paper II / Hajime YAMAMOTO .....	120
【8-4】 Research Paper II / Akira ROKUSHA .....	121
【8-4】 Research Paper II / Rikako WATAI .....	122
【8-4】 Research Paper II / David LITT.....	123
【8-4】 Research Paper II / Koichi KUSANO .....	124
【8-4】 Research Paper II / Toshinori WADA.....	125
【9-1】 Negotiation / Makoto SHIMADA, Masako MIYATAKE .....	126
【9-2】 Arbitration / Makoto SHIMADA, Masako MIYATAKE, Satoshi YAMABE .....	130
【9-3】 Drafting International Agreements / John SASAKI, Keiko OHARA .....	134

<b>【9-4】</b>	Drafting and Negotiation of M&A and JV Transactions / Nels HANSEN .....	137
<b>【9-7】</b>	Moot Court I / Setsuko AOKI .....	140
<b>【9-5】</b>	Moot Court I / Ariel TREHEARNE .....	143
<b>【9-8】</b>	Moot Court II / Setsuko AOKI .....	145
<b>【9-6】</b>	Moot Court II / Ariel TREHEARNE .....	148
<b>【9-9】</b>	Internship / Setsuko AOKI, Makoto SHIMADA, Reid MONROE-SHERIDAN .....	150

## Course Syllabus for LL.M. program (法務研究科グローバル法務専攻 講義要綱)

Course title(授業科目名)	【1-1】 Law, Culture and Development in Asia	
Instructor(s)(担当者名)	Hiroshi MATSUO	
Credits(単位数) : 2	Semester(開講学期) : Spring	(備考)

1. Course Objectives and Attainment Goals (授業の目的と到達目標)	This course aims to reveal the role of legal systems in the development process of Asian countries by taking into consideration the multilateral cultures in such countries. It will analyze the process of legal development and promotion of the rule of law including the access to justice in East and Southeast Asian countries. Then it will investigate the relation between legal development and economic, political and social development with special attention to both (1) the strength of informal and indigenous institutions which have originally developed in those countries and (2) the impact of globalization on such Asian countries.
2. Relationship to the relevant course (関連する科目との関係)	This course is an introduction to the legal system and its relation with the characteristic development in Asian countries. On the basis of this introductory knowledge about Asian law and culture, more advanced studies of Asian law may deepen the analyses of Asian law, such as Area Studies of Law, etc.
3. Course Type (授業の方法)	The lecture will provide basic information and perspectives about the topic. It will be followed by questions and comments by all participants.
4. Method of Evaluation (成績評価)	Evaluation is based on class contribution ( 20% ) , short presentations ( 20% ) , and a final essay (around 3000 words) ( 60% ) . The essay topic may be a country report on legal, economic, political and social development in Asian countries.
5. Course Material (教材)	There are no specific textbooks. However, materials will be distributed in advance. Reference books (alphabetical order by author's name, to be cited by the author's name and the year of publication) include: <ul style="list-style-type: none"> <li>- Antons, Christopher (ed.), <i>Law and Development in East and Southeast Asia</i>, Routledge Curzon, 2003.</li> <li>- Dam, Kenneth, <i>The Law-Growth Nexus: The Rule of Law and Economic Development</i>, Chapter 3: Competing Explanations, Brookings Institution Press, 2006.</li> <li>- Jayasuriya, Kanishka (ed.), <i>Law, Capitalism and Power in Asia: The rule of law and legal institutions</i>, Routledge, 1999.</li> <li>- 松尾弘『良い統治と法の支配：開発法学の挑戦』（日本評論社，2009）</li> </ul>

	<p>[Matsuo, Hiroshi, <i>Good Governance and the Rule of Law: A Challenge of Law and Development</i>, Nihon-hyoron-sha, 2009.]</p> <p>- 松尾弘『開発法学の基礎理論：良い統治のための法律学』（勁草書房, 2012）</p> <p>[Matsuo, Hiroshi, <i>Basic Theory of Law and Development: Jurisprudence for Good Governance</i>, Keiso-shobo, 2012.]</p> <p>- Peerenboom, Randall (ed.), <i>Asian Discourses of Rule of Law: Theories and implementation of the rule of law in twelve Asian countries, France and the U.S.</i>, Routledge Curzon, 2004.</p> <p>- Pistor, Katharina and Philip A. Wellons (eds.), <i>The Role of Law and Legal Institutions in Asian Economic Development 1960-1995</i>, Oxford University Press, 1999.</p> <p>- Stubbs, Richard, <i>Rethinking Asia's Economic Miracle: The Political Economy of War, Prosperity and Crisis</i>, Palgrave Macmillan, 2005.</p> <p>- The World Bank, <i>The East Asian Miracle: Economic Growth and Public Policy</i>, Oxford University Press, 1993.</p>
6. Course Description (授業内容 (細目))	
Session1 (第 1 回)	Introductory guide to this course including explanation of the required preparation and method of evaluation for this course, the use of materials, and other matters as appropriate and relevant.
Session2 (第 2 回)	<p>The legal system and economic, political and social development in Japan (1)</p> <p>Topic: Are there any unique combinations between law, politics and economics in Japan?</p> <p>References: Matsuo, Hiroshi, "Legal Reform and Economic Development in Japan," Course Material for 2015 Law and Development in Asian Countries;</p> <p>Katsuta, Aritsune, "Japan: A Gray Legal Culture," in: Örüci, Esin, Elspeth Attwooll and Sean Coyle (eds.), <i>Studies in legal systems: mixed and mixing</i>, Kluwer Law International, 1996, pp. 249-264.</p>
Session3 (第 3 回)	<p>The legal system and economic, political and social development in Japan (2)</p> <p>Topic: What are the features of the Japanese legal system and how do they influence economic, political and social developments?</p> <p>Reference: Frank Upham, "Mythmaking in the Rule-of-Law Orthodoxy," in: Thomas Carothers (ed.), <i>Promoting the Rule of Law Abroad: In Search of Knowledge</i>, Carnegie Endowment for International Peace, 2006: pp. 75-104.</p>
Session4 (第 4 回)	<p>The legal system and economic, political and social development in Japan (3)</p> <p>Topic: What is the current situation of access to justice in Japan and the future direction of its development?</p>

	Reference: Baum, Harald, "Globalization vs. Paternalistic Regulation: Some Thoughts about Economic Success, the Role of Law, and the Regulation of Japan's Financial Markets," in: Antons 2003: pp. 131-153.
Session5 (第 5 回)	The legal system and economic, political and social development in Northeast Asian countries (1): the case of Korea Topic: What are the roles of law and politics in economic development in Korea? Reference: Chaihark, Hahm, "Rule of Law in South Korea: Rhetoric and implementation," in: Peerenboom 2004: pp. 385-416.
Session6 (第 6 回)	The legal system and economic, political and social development in Northeast Asian countries (2): the case of Taiwan Topic: What are the features of the Taiwanese legal system and its relation with economic development? References: Cooney, Sean, "A community changes: Taiwan's Council of Grand Justices and Liberal Democratic reform," in: Jayasuriya 1999: pp. 253-280; Cooney, Sean, "The effects of rule of law principles in Taiwan," in: Peerenboom 2004: pp. 417-445.
Session7 (第 7 回)	The legal system and economic, political and social development in Northeast Asian countries (3): the cases of China and Hong Kong Topic: What are the features of the legal systems in China and Hong Kong and its relation with economic development? References: Chen, Jianfu, "Market Economy and the Internationalization of Civil and Commercial Law in the People's Republic of China," in: Jayasuriya 1999, pp. 69-94; Chen, Albert H. Y., and Cheung, Anne S., "Debating rule of law in the Hong Kong Special Administrative Region, 1997-2002," in: Peerenboom 2004: pp. 250-285.
Session8 (第 8 回)	The legal system and economic, political and social development in Southeast Asian Countries: the cases of Malaysia and Singapore Topic: What are the features of legal systems in Malaysia and Singapore and its relation with economic, political and social development? References: Thio, Li-Ann, "Rule of law within a non-liberal 'communitarian' democracy: the Singapore experience," in: Peerenboom 2004: pp. 183-224; Lee, H. P., "Competing conception of rule of law in Malaysia," in: Peerenboom 2004: pp. 225-249.
Session9 (第 9 回)	The legal system and economic, political and social development in Indochinese Countries: the cases of Vietnam, Cambodia and Laos (1) Topic: How has the legal system developed in relation with economic, political and social development in Vietnam, Cambodia and Laos and

	<p>what are their features?</p> <p>References: Gillespie, John, "Concept of law in Vietnam: transforming statist socialism," in: Peerenboom 2004: pp. 146-182;</p> <p>Landau, Ingrid, "Law and Civil Society in Cambodia and Vietnam: A Gramscian Perspective," <i>Journal of Contemporary Asia</i>, Vol. 38, 2008, pp. 244-258;</p>
<p>Session10 (第 10 回)</p>	<p>The legal system and economic, political and social development in Indochinese Countries: the case of Vietnam, Cambodia and Laos (2)</p> <p>Topic: Current status of access to justice in Indochinese countries</p> <p>References: Matsuo, Hiroshi, "Access to Justice in Indochinese Countries," in: Michèle and Henrik Schmiegelow (eds.), <i>Institutional Competition between Common Law and Civil Law: Theory and Policy</i>, Springer, 2014, pp. 249-277.</p>
<p>Session11 (第 11 回)</p>	<p>The legal system and the economic, political and social development in East and Southeast Asian Countries</p> <p>Topic: What are the features of the relation between law and development in East and Southeast Asian countries?</p> <p>Reference: Ohnesorge, John K. M., "The Rule of Law, Economic Development, and the Developmental States of Northeast Asia," in: Antons 2003: pp. 91-127.</p>
<p>Session12 (第 12 回)</p>	<p>The theory and practice of Law and Development (1): the relation between legal system and economic, political and social development</p> <p>Topic: Does economic development have a causal relation with (the rule of) law?</p> <p>Reference: Matsuo, Hiroshi, "The Rule of Law and Economic Development: A Cause or a Result?," in Yoshiharu Matsuura (ed.), <i>The Role of Law in Development: Past, Present and Future</i>, CALE Books 2, Nagoya University, 2005, pp. 59-70.</p>
<p>Session13 (第 13 回)</p>	<p>The theory and practice of Law and Development (2): An analysis of the East Asian Miracle and the Asian financial crisis from the viewpoint of law and development</p> <p>Topic: What is the role of government and law in East Asian economic development?</p> <p>Reference: Dam 2006, Chapter 3 Competing Explanations, pp. 56-69.</p>
<p>Session14 (第 14 回)</p>	<p>The theory and practice of Law and Development (3): The reception of the Western legal systems (Civil Law and Common Law system) into Asian countries</p> <p>Topic: Do legal origins (such as Common Law and Civil Law) influence economic development?</p> <p>Reference: Dam 2006, Chapter 2 Legal Institutions, Legal Origins, and Governance, pp. 56-69.</p>



<p>Session15 (第 15 回)</p>	<p>The theory and practice of Law and Development (4): The skepticism of law and development Topic: What are the views of skeptic or critical conception of law and development and the possible responses from law and development? Reference: Tamanaha, Brian, “The Primacy of Society and the Failures of Law and Development,” <i>Cornell International Law Journal</i>, Vol. 44, 2011, pp. 209-247.</p> <p>Summary discussions and guides to the preparation for the final essay.</p>
-------------------------------	--

## Course Syllabus for LL.M. program (法務研究科グローバル法務専攻 講義要綱)

Course title(授業科目名)	【1-2】 Introduction to Asian Law from Japanese Perspective	
Instructor(s)(担当者名)	Shinya IMAIZUMI	
Credits(単位数) : 2	Semester(開講学期) : Fall	(備考)

1. Course Objectives and Attainment Goals (授業の目的と到達目標)	This course is an introduction to the legal system of Southeast Asian countries. Not only it provides an opportunity for students to acquire basic knowledge on the law and intuitions of these countries, it also uses their experience on legal development and institutional reforms to understand the legal frameworks for building democratic governance, enhancing economic and social development, as well as managing ethnic relations in multicultural and multi-ethnic societies. It includes the comparison view with Japan and other Asian countries. Does the legal system matter for economic and social development in Southeast Asia? How does ethnic diversity influence the legal system of each country? How does the law manage ethnic relations? The course will cover the entire region, but relatively much attention will be devoted to Malaysia, the Philippines, and Thailand.
2 . Relationship to the relevant course (関連する科目との関係)	Law, Culture and Development in Asia Area Studies of Law(South East Asia) Seminar(Legal Issues in China, India and ASEAN)
3 . Course Type (授業の方法)	Lecture
4 . Method of Evaluation (成績評価)	Students are expected to attend all classes and keep up with the reading assignments. Grades will be based on a presentation, class contribution, and one final examination. 20% Presentation 30% Class contribution 50% Final Examination
5 . Course Material (教材)	Reading materials will be provided at classroom
6 . Course Description (授業内容 (細目))	
Session1 (第 1 回)	Introduction: What do we learn from Southeast Asian experience? - This introductory session overviews the history, politics, economy, society, and law of Southeast Asia. It also gives an outline of analytical

	framework.
Session2 (第 2 回)	Malaysia (1): Judicial System in Multiethnic Society - This session examines how ethnic diversity is reflected in the judicial and legal system in multi-ethnic society like Malaysia. It also considers how the indigenous law and dispute resolution mechanisms are incorporated into the modern formal legal system.
Session3 (第 3 回)	Malaysia (2): Affirmative Action for Majority? - This session examines how ethnic diversity in Malaysia is reflected in the constitutional law. If the Constitution provides for the privileges and interests to certain category of people, what is justification for that?
Session4 (第 4 回)	Philippines (1): 'Mixed Jurisdiction' - This session considers the influence of Spanish law and American law in the Philippines.
Session5 (第 5 回)	Philippines (2): Judicialization of Politics - This session reviews the constitutional development in the Philippines. It focuses the growing impact of judicial review especially after the 're-democratization' in 1986.
Session6 (第 6 回)	Philippines (3): Law and Muslim Population - This session examines how the Philippine law manages ethnic relations, especially in terms to Muslim population in the Southern region. How does the autonomous region under the 1987 Constitution work? A solution for ethnic conflict?
Session7 (第 7 回)	Philippines (4): Law and Migration - This session reviews the legal aspect of the growing labor migration in East and Southeast Asia: the legal framework of both labor sending and receiving countries with special focus to the Philippines, one of the largest labor migrants exporting countries in the world.
Session8 (第 8 回)	Thailand (1): Modernization of Law - This session overviews the legal development in Thailand (Siam, at that time) since late nineteen century as the case of adopting Western law in a not-colonized country. It will be compared to the similar experience of Japan.
Session9 (第 9 回)	Thailand (2): Unstable Democracy - This session examines the constitutional development of Thailand from the 1932 Constitutional Revolution to the present. It covers the pro-democratic constitutional reforms in 1990s, as well as the unstable democracy after the 2006 Coups.
Session10 (第 10 回)	Thailand (3): Judicial Reform - This session examines the judicial reform in Thailand as the case study of institutional changes to enhance the rule of law, as well as to provide legal infrastructure for economic development.
Session11 (第 11 回)	Thailand (4): Legislative Process - This session examines the institutional design for law-making. It reviews the general features of law-making process and its change under the pro-

	democratic constitutional reforms in Thailand.
Session12 (第 12 回)	Indonesia: Emerging Democracy - This session briefly reviews the legal development of Indonesia with special focus to the pro-democratic institutional reform after the collapse of the Suharto regime following the Asian economic crisis in 1997.
Session13 (第 13 回)	CLMV (1): Law and Economic Reform - This session provides for a quick review of the legal development of CLMV since 1990s: (1) the law and economic reform in two Socialist countries (Vietnam and Laos); (2) the post-conflict legal development in Cambodia and (3) the law and pro-democratic change in Myanmar after its democratization.
Session14 (第 14 回)	CLMV (2): Legal Technical Assistance - This session examines the Japanese legal technical assistance toward Asian countries especially CLMV. It reviews the projects on the codification of Civil Codes, Civil Procedure Codes, and other major legislation.
Session15 (第 15 回)	ASEAN - This session briefly reviews the legal aspects of ASEAN regional cooperation including the newly established ASEAN Economic Community.
Session16 (第 16 回)	Final Examination

## Course Syllabus for LL.M. program (法務研究科グローバル法務専攻 講義要綱)

Course title(授業科目名)	【1-3】 Japanese Law (State and Citizen)	
Instructor(s)(担当者名)	Hajime YAMAMOTO, Hiroki SASAKURA, Toshinori WADA	
Credits(単位数) : 2	Semester(開講学期) : Spring	(備考)

1. Course Objectives and Attainment Goals (授業の目的と到達目標)	The aim of this course is to present main features of contemporary Japanese law in the fields of constitutional law and criminal law from in global perspective. The focus will be on understanding legal relations and its recent transformations between State and citizen in these fields associated with ongoing globalization. This course is mainly intended for foreign students who are interested in studying current situations of Japanese law.
2. Relationship to the relevant course (関連する科目との関係)	This course together with the following courses provide solid base of knowledge in a broad range of Japanese Law. Japanese Law (Economy and Social Structure) Japanese Law (Legal History and Transformation) Japanese Law (Contemporary Issues)
3. Course Type (授業の方法)	The course is primarily lecture and discussion based. Students will be encouraged to present current legal situations of their origin countries in order to develop comparative sensibility.
4. Method of Evaluation (成績評価)	Report(50%) and class contribution (50%)
5. Course Material (教材)	There is no textbook for this course. Hand-outs will be given to students throughout the semester.
6. Course Description (授業内容 (細目))	
Session1 (第1回)	Introduction I : Japanese Constitutional Law History, fundamental principles and amendment
Session2 (第2回)	Political system 1 Parliamentary system, Executive power and Local autonomy
Session3 (第3回)	Political system 2 Imperial system and Pacifism
Session4	Courts and Judicial review

(第 4 回)	
Session5 (第 5 回)	Guarantee of fundamental rights 1: Equality Principle of equality, Affirmative action, Rights of foreigners
Session6 (第 6 回)	Guarantee of fundamental rights 2 : Personal freedoms Personal freedom, Freedom of thought and conscience, Freedom of religion, Freedom of expression, Academic freedom
Session7 (第 7 回)	Guarantee of fundamental rights 3 : Economic freedom Economic freedom, Right to choose occupation, Right to property
Session8 (第 8 回)	Guarantee of fundamental rights 4 : Social rights Welfare rights, Rights to receive education, Rights of workers
Session9 (第 9 回)	Introduction II : Japanese Criminal Justice System Quick overview of Japanese criminal justice system
Session10 (第 10 回)	Substantive criminal law 1 General principles
Session11 (第 11 回)	Substantive criminal law 2 Specific offences
Session12 (第 12 回)	Substantive criminal law 3 White collar crimes
Session13 (第 13 回)	Criminal procedure 1 Criminal investigation
Session14 (第 14 回)	Criminal procedure 2 Charging decision
Session15 (第 15 回)	Criminal procedure 3 Criminal adjudication

## Course Syllabus for LL.M. program (法務研究科グローバル法務専攻 講義要綱)

Course title(授業科目名)	【1-4】 Japanese Law (Economy and Social Structure)	
Instructor(s)(担当者名)	Naoki KANAYAMA, Eriko TAOKA, Shinichiro HAYAKAWA	
Credits(単位数) : 2	Semester(開講学期) : Spring	(備考)

1. Course Objectives and Attainment Goals (授業の目的と到達目標)	<p>The sessions are intended to give a general understanding on the Japanese civil law. General principles of contract, property, security, family and international private law are explained.</p> <p>The sessions are also intended to provide opportunities to find and think about the current issues arising in Japanese society. Through explanations from the viewpoint of legal history and comparative law, students will also be given an insight into characteristics of Japanese law.</p>
2. Relationship to the relevant course (関連する科目との関係)	<p>This course together with the following courses provide solid base of knowledge in a broad range of Japanese Law.</p> <p>Japanese Law (State and Citizen)</p> <p>Japanese Law (Legal History and Transformation)</p> <p>Japanese Law (Contemporary Issues)</p>
3. Course Type (授業の方法)	<p>The course is primarily lecture and discussion based.</p> <p>Lecture will be given by Taoka(session 1-5), Kanayama(session 6-10), and Hayakawa(session 11-15).</p>
4. Method of Evaluation (成績評価)	Class contribution 40%, Final Examination 60%
5. Course Material (教材)	Hand-outs will be given to students throughout the semester.
6. Course Description (授業内容 (細目))	
Session1 (第1回)	<p>Characteristics of the Japanese Civil Code, general principles of contract law, and the idea of contract</p> <p>Learn features of the Japanese Civil Code, general principles of contract law. Explore the notion of contract through a case study</p>
Session2 (第2回)	<p>Remedies in contracts</p> <p>Learn remedial means in a case of a contractual default, difference between remedies in contracts and those of torts through case studies</p>
Session3 (第3回)	<p>Good faith and fair dealings, and abuse of right</p> <p>Explore the meanings and roles of good faith in Japanese contract law through case studies. Consider roles of courts in relation to the private autonomy of parties involved.</p>

Session4 (第 4 回)	The idea of unconscionability, the clean hands, and available remedies Study cases where a contract can be considered void because of a violation of public order and moral, and consider the best possible way to solve the cases
Session5 (第 5 回)	Consumer Contract Act Understand general rules in the Consumer Contract Act. Based on what is learned in the previous sessions, consider, through case studies, how to modify general rules on contracts in order to properly address so-called consumer contracts where parties involved do not stand on equal footing.
Session6 (第 6 回)	Property Law (1) Basic principles of real property law
Session7 (第 7 回)	Property Law (2) Basic principles of personal property law
Session8 (第 8 回)	Security (1) Basic principles of Mortgage
Session9 (第 9 回)	Security (2) Basic principles of Personal Surety
Session10 (第 10 回)	Transfer of Credit Basic principles of transfer of credit
Session11 (第 11 回)	Japanese Family Law (1) : General principles, Marriage and divorce Learn the general principles and history of Japanese family law. Study the basic provisions and important jurisprudence on marriage and divorce, adding the viewpoint of comparative legal studies.
Session12 (第 12 回)	12. Japanese Family Law (2) : Child and parent Study basic provisions and important jurisprudence on child and parent. Explore the current situation in Japan concerning international protection of child.
Session13 (第 13 回)	13. Japanese Private International Law (1): General principles of Japanese private international law Learn the general principles and basic framework for dealing with International civil cases: three phases, i.e. international jurisdiction, conflict of law, and recognition/execution of foreign judgments.
Session14 (第 14 回)	14. Japanese Private International Law (2): Conflict of laws Learn important provisions of law regulating the conflict of laws in Japan. Some studies of jurisprudence concerning the conflict of law rules on contract, torts and family.
Session15 (第 15 回)	15. Japanese Private International Law (3): International jurisdiction and recognition/execution of foreign judgments Learn important provisions of laws regulating international jurisdiction and recognition/execution of foreign judgments. Some studies of relevant



	jurisprudence.
Session16 (第 16 回)	Final Examination

## Course Syllabus for LL.M. program (法務研究科グローバル法務専攻 講義要綱)

Course title(授業科目名)	【1-5】 Japanese Law (Legal History and Transformation)	
Instructor(s)(担当者名)	Daniel FOOTE	
Credits(単位数) : 2	Semester(開講学期) : Fall	(備考)

1. Course Objectives and Attainment Goals (授業の目的と到達目標)	This course will introduce students to Japanese legal history, beginning with the Edo Era, moving on to the Meiji Era and postwar reforms, and culminating with an examination of major reforms over the past two decades. By exploring the development of law and the legal system at key periods of change, the course will seek to identify continuities and transformations that have shaped Japanese law of today. In addition, the course will explore important aspects of the relationship between law and society in Japan, in historical and comparative focus, through an examination of major theoretical perspectives and empirical research. By doing so, the course will ask students to consider what is truly distinctive about law in Japan.
2. Relationship to the relevant course (関連する科目との関係)	This course together with the following courses provide solid base of knowledge in a broad range of Japanese Law. Japanese Law (State and Citizen) Japanese Law (Legal History and Transformation) Japanese Law (Contemporary Issues)
3. Course Type (授業の方法)	The class will be conducted in a highly interactive manner, focused on discussion of the assigned reading materials, with debates and other team exercises as well as class discussion.
4. Method of Evaluation (成績評価)	Heavy emphasis will be placed on class contribution. Grading will be based upon class performance (20%); a written report (of approximately 15-20 pages) (40%); and a final examination (40%).
5. Course Material (教材)	Readings will consist of excerpts from leading works on Japanese legal history and Japanese law and society, to be distributed to students.
6. Course Description (授業内容 (細目))	
Session1 (第 1 回)	Introduction
Session2 (第 2 回)	Part I: Legal History The Edo Era and Earlier: Continuing Significance?
Session3	Meiji Reforms and the Advent of Western Law

(第 3 回)	
Session4 (第 4 回)	The Making of Japan's Constitution; Women's Rights
Session5 (第 5 回)	Other Postwar Reforms: The Legal Profession, the Judiciary, and the Adversary System
Session6 (第 6 回)	"Invented Traditions"?: The Case of Labor Law
Session7 (第 7 回)	<i>Part II: Law and Society</i> Reluctant Litigants?: Quasi-Debate
Session8 (第 8 回)	Law and Social Change; Cause Lawyering and the Consumer Movement
Session9 (第 9 回)	Comparative Legal Consciousness; Dispute Resolution: Naming, Blaming, and Claiming in Japan
Session10 (第 10 回)	The Japanese Judiciary: Independent?; Passive, Active, or Both?
Session11 (第 11 回)	<i>Part III: Recent Justice System Reform in Historical Perspective</i> "Transparency": Information Disclosure, Personal Information Protection, State Secrets
Session12 (第 12 回)	Legal Training and the Legal Profession: The Trials and Tribulations of Legal Education Reform in Japan
Session13 (第 13 回)	Criminal Justice and the "Jury" System
Session14 (第 14 回)	Japanese Law in the East Asian Context: Comparisons and Mutual Influence
Session15 (第 15 回)	Conclusion
Session16 (第 16 回)	Final Examination

※This course is planned to be offered at 12 sessions x 2hours.

## Course Syllabus for LL.M. program (法務研究科グローバル法務専攻 講義要綱)

Course title(授業科目名)	【1-6】 Japanese Law (Contemporary Issues)	
Instructor(s)(担当者名)	Akira ROKUSHA	
Credits(単位数) : 2	Semester(開講学期) : Fall	(備考)

1. Course Objectives and Attainment Goals (授業の目的と到達目標)	This course aims to teach students how to conduct a basic analysis of current global environmental issues from a legal perspective. Student will develop an understanding of how to analyze environmental issues from both legal and economic viewpoints.
2. Relationship to the relevant course (関連する科目との関係)	Environmental Law and Litigation in Japan, and Environmental Law and Disaster
3. Course Type (授業の方法)	This course is primarily lecture and discussion based.
4. Method of Evaluation (成績評価)	Grade will be based on class contribution consisting of expression of opinion and asking questions. Every class short essay 50 % Positive attitude toward class 50 %
5. Course Material (教材)	There is no text book for this course. Hand-outs will be given to students throughout the semester.
6. Course Description (授業内容 (細目))	
Session1 (第1回)	What is environmental law? Students can understand that environmental law addresses issues that include pollution, natural and global conditions, landscape, eco-system and bio-diversity.
Session2 (第2回)	What are environmental policy and principle? The class will discuss types of environmental policies including regulation, use/disclosure of information and market mechanisms. We will discuss important basic principles including PPP: the "Polluter Pays Principle", preventive and/or precautionary principles and sustainable society.

Session3 (第 3 回)	Air pollution (1) How does a regulator monitor and regulate fixed pollution emission points like chemical factories?
Session4 (第 4 回)	Air pollution (2) How does a regulator monitor and regulate non-fixed emission points like cars, buses and trucks?
Session5 (第 5 回)	Global air pollution Students will understand the mechanisms of global air quality such as global warming caused by greenhouse gas and the hole in the ozone layer caused by chlorofluorocarbons (CFCs).
Session6 (第 6 回)	Water pollution River, lake, inland sea and ocean are polluted by chemical emissions from factory and by human lifestyles. How is it best to regulate these types of pollution?
Session7 (第 7 回)	Soil pollution Chemical materials pollute soil of agricultural land and city land. Poisoned agricultural land may damage human beings eating vegetables and fruit grown on such land. Poisoned city land can cause significant economic and health impacts.
Session8 (第 8 回)	Environmental Impact Assessment (EIA) EIA is the legal research process for environmental effects of big project while in the planning stage. We will examine laws requiring EIAs and their impact.
Session9 (第 9 回)	Why do companies emit industrial pollutants illegally? Students will analyze corporate behavior and discuss normal emission treatment systems.
Session10 (第 10 回)	Reduce, reuse and recycle How do we arrive at a society that uses resources in a sustainable manner? We will consider concepts such as Extended Producer Responsibility (EPR) and Design for Environment (DfE)
Session11 (第 11 回)	Eco-system and biodiversity Why do we preserve not only human health but biodiversity? Do animals have rights?
Session12 (第 12 回)	How do we protect beautiful landscapes of city, suburb, countryside, wilderness and other beautiful spots? Do people have a right of enjoying good views?

Session13 (第 13 回)	Atomic policy What is the most important cause of Fukushima Dai-ichi explosion? Students will analyze the mechanism of the explosion with the viewpoint of history and organization.
Session14 (第 14 回)	Environmental disputes Environmental disputes are resolved in court and ADR (Alternative Dispute Resolution). Students will be able to compare some organizations for resolution of these disputes.
Session15 (第 15 回)	Wrap-up discussion about environmental issues

## Course Syllabus for LL.M. program (法務研究科グローバル法務専攻 講義要綱)

Course title(授業科目名)	【2-1】 International Commercial Transactions	
Instructor(s)(担当者名)	David LITT, Edward JOHNSON	
Credits(単位数) : 2	Semester(開講学期) : Fall	(備考)

1. Course Objectives and Attainment Goals (授業の目的と到達目標)	This course will introduce students to the fundamentals of international commercial transactions. The focus will be on understanding the legal and business risks associated with international sales agreements, licensing and direct investment. Students will study real cases, with a focus on examples from Asia, and learn how to advise the international client.
2. Relationship to the relevant course (関連する科目との関係)	This course is relevant to all courses dealing with international business, especially courses focused on specific types of contracts such as: International IP Licensing Agreements Drafting International Agreements Drafting and Negotiation of M&A and JV Transactions
3. Course Type (授業の方法)	The course is primarily lecture and discussion based. Students will be given opportunities to review agreements and to work with other students in small groups on various problems.
4. Method of Evaluation (成績評価)	Class contribution (70%) , and short assignments (30%) such as mark-up of agreements.
5. Course Material (教材)	There is no textbook for this course. Hand-outs will be given to students throughout the semester.
6. Course Description (授業内容 (細目))	
Session1 (第 1 回)	Introduction to international commercial transactions
Session2 (第 2 回)	Sales contracts generally and introduction to the Convention on the International Sale of Goods

Session3 (第 3 回)	Convention on the International Sale of Goods
Session4 (第 4 回)	Documentary sales and letters of credit.
Session5 (第 5 回)	Review of an international sales agreement
Session6 (第 6 回)	Special issues regarding agents, distributors, and other indirect sales
Session7 (第 7 回)	IP licensing contracts and non-disclosure agreements
Session8 (第 8 回)	Licensing – focus on different types of licenses, as well as on the risks of license arrangements.
Session9 (第 9 回)	Foreign direct investment-The decision to invest abroad including financial vs strategic investment
Session10 (第 10 回)	Representative offices, branch offices and the permanent establishment
Session11 (第 11 回)	Wholly-owned subsidiaries, M&A and other forms of entry and/or market expansion
Session12 (第 12 回)	Letters of intent
Session13 (第 13 回)	Joint venturing, including review of a short JV Agreement
Session14 (第 14 回)	Joint venture contracts
Session15 (第 15 回)	Wrap-up of sales, licensing and foreign direct investment

※This course is planned to be offered at 12 sessions x 2hours.



## Course Syllabus for LL.M. program (法務研究科グローバル法務専攻 講義要綱)

Course title(授業科目名)	<b>【2-2】 Government Relations and Law</b>	
Instructor(s)(担当者名)	David LITT	
Credits(単位数) : 2	Semester(開講学期) : Spring	(備考)

1. Course Objectives and Attainment Goals (授業の目的と到達目標)	<p>This course explores the evolving interaction of law and public policy, and how diverse stakeholder groups, including domestic and foreign business interests, consumer advocates, foreign governments and multilateral organizations, gender, faith or other identity-based citizen groups, and political parties utilize government relations strategies to influence legal and regulatory development. Course participants will study various advocacy approaches used by different stakeholders, how successful advocacy arguments are crafted to align with stated governmental and societal needs and priorities, how advocacy arguments are complemented by engagement strategies to secure support from key decision makers, and how such advocacy activity plays a role in the overall democratic process. Participants will develop their own model Advocacy Project for a selected public policy goal, combining political, social and legal/regulatory analysis as well as the role of media, and mobilizing policy allies to achieve articulated goals.</p> <p>The course puts a strong emphasis on relevant, current examples of advocacy in areas such as sustainable energy and environmental policy, financial services regulatory reform, and healthcare policy. Although most examples will come from a business context, we will also explore the application of the same model of policy advocacy to other issues, such as social policy.</p>
2. Relationship to the relevant course (関連する科目との関係)	Students may apply substantive knowledge from other courses to their model advocacy project.
3. Course Type (授業の方法)	Seminar. Each class meeting will include initial overview lecture, to be followed by intensive and interactive discussion among professor and class members on assigned readings and each participant's Advocacy Project.
4. Method of Evaluation (成績評価)	50% class contribution and 50% student project.
5. Course Material (教材)	No textbook will be used. Reading materials will be based provided in advance of each class.

6. Course Description (授業内容 (細目))	
Session1 (第 1 回)	Introduction to the structures and pathways of influencing laws and regulatory developments in different types of political systems. How can government policy be influenced by different stakeholders in countries such as Japan, the United States, European Union and more authoritarian systems.
Session2 (第 2 回)	Compare and contrast advocacy approaches in different political systems. Commonalities and differences. The structural role of advocacy as a complement to government policy making and efficient information models. The role of lawyers in advocacy.
Session3 (第 3 回)	Legal constraints on Advocacy -- campaign finance and anti-bribery laws, foreign corrupt practices act, antitrust limitations.
Session4 (第 4 回)	Building a Government Relations strategy: the role of information and economic and policy analysis in strategy formulation.
Session5 (第 5 回)	Stakeholder mapping: the criticality of identifying key decision makers, allies and opponents, and achieving a "win win". Identifying the paths to advocacy goals. Legislative vs. regulatory change. Formulating effective action plans that communicate benefit of change to decision makers.  Discussion and assignment of model Advocacy Projects.
Session6 (第 6 回)	Government relations in a multi-lateral world. Domestic vs. foreign influencers. The role of national laws restricting foreign participation in the political process.
Session7 (第 7 回)	Specific issues in Japanese advocacy. Development of "lobbying" concept and specialists. Role of "gaiatsu", "naiatsu", combined approaches.
Session8 (第 8 回)	Specific issues in U.S. advocacy. Foreign lobbyists and trade and investment sensitivities. Escalating focus on employment and outsourcing issues.
Session9 (第 9 回)	Review of status of Advocacy Projects.
Session10 (第 10 回)	Global government relations -- the influencing of law and regulation through multilateral organizations: TPP, the G20, APEC, etc.
Session11 (第 11 回)	Third Party advocacy -- the role of industry organizations, activist organizations and other groups to reinforce calls for legal change.
Session12 (第 12 回)	Challenges in advocacy strategy: legal or constitutional impediments, contrary political consensus, and vested interests. How overly narrow and parochial articulation of goals can doom a government relations initiative.

Session13 (第 13 回)	Advocacy Project Simulation (1 of 3)
Session14 (第 14 回)	Advocacy Project Simulation (2 of 3)
Session15 (第 15 回)	Advocacy Project Simulation (3 of 3)

## Course Syllabus for LL.M. program (法務研究科グローバル法務専攻 講義要綱)

Course title(授業科目名)	【2-3】 Cross-Border Litigation	
Instructor(s)(担当者名)	Susumu MASUDA	
Credits(単位数) : 2	Semester(開講学期) : Spring	(備考)

1. Course Objectives and Attainment Goals (授業の目的と到達目標)	This course aims to give students an understanding of the theories and practice concerning cross-border litigation held in Japan. Particular focus will be given on the Japanese rules concerning international jurisdiction, conflict-of-laws, the recognition and enforcement of foreign judgments, and international civil procedures, with critical analysis from a global perspective. In addition, the course explores the strategy for international dispute resolution comparing litigation with arbitration and other alternative dispute resolution (ADR) methods.
2. Relationship to the relevant course (関連する科目との関係)	International Commercial Arbitration (not prerequisite to this course)
3. Course Type (授業の方法)	Lecture and Discussion based on court precedents
4. Method of Evaluation (成績評価)	Take-home examination (70%) and Student's contribution to class (30%)
5. Course Material (教材)	To be distributed prior to the first class
6. Course Description (授業内容 (細目))	
Session1 (第1回)	Introduction: ①An overview of the course and explanation of students' preparation for presentations in classes. ②Legal frame of cross-border litigation and relevant laws, civil court system and international lawyers' practice in Japan
Session2 (第2回)	International Jurisdiction (1): General principles and legal theories thereof, with comparison to those in common law countries
Session3	International Jurisdiction (2): Rules and legal theories relating to contract-type disputes

(第 3 回)	
<b>Session4</b> (第 4 回)	International Jurisdiction (3): Rules and legal theories relating to tort-type disputes
<b>Session5</b> (第 5 回)	International Jurisdiction (4): Rules and legal theories relating to other disputes of a commercial nature
<b>Session6</b> (第 6 回)	International Jurisdiction (5): Rules and theories relating to family-matter disputes
<b>Session7</b> (第 7 回)	Choice of Law (1): General principles and legal theories thereof, with comparison to those in the common law countries
<b>Session8</b> (第 8 回)	Choice of Law (2): Rules and legal theories relating to contractual obligations
<b>Session9</b> (第 9 回)	Choice of Law (3): Rules and legal theories relating to tort-type obligations
<b>Session10</b> (第 10 回)	Choice of Law (4): Rules and legal theories relating to property etc.
<b>Session11</b> (第 11 回)	Choice of Law (5): Rules and legal theories relating to family-matter disputes
<b>Session12</b> (第 12 回)	Recognition and Enforcement of Foreign Judgments (1): General principle and legal theories thereof, with comparison to those in the common law countries.
<b>Session13</b> (第 13 回)	Recognition and Enforcement of Foreign Judgments (2): Japanese legal precedents
<b>Session14</b> (第 14 回)	Introduction to Conciliation, Arbitration and other ADRs in Japan, with comparisons to litigation
<b>Session15</b> (第 15 回)	Epilogue: Summary of the course and explanation of take-home examination (assessment)
<b>Session16</b> (第 16 回)	Take-home examination

## Course Syllabus for LL.M. program (法務研究科グローバル法務専攻 講義要綱)

Course title(授業科目名)	<b>【2-4】 Securities Regulations and Finance Transactions in Japan</b>	
Instructor(s)(担当者名)	Susumu MASUDA	
Credits(単位数) : 2	Semester(開講学期) : Fall	(備考)

1. Course Objectives and Attainment Goals (授業の目的と到達目標)	The aim of this course is for students to learn the basic principles of Japanese securities law and practice of corporate finance. As to securities regulations, a comparison will be made to US securities law together with observations from a global perspective. As to corporate finance, the objective is for the students to understand the theories and practice of various loans typically used in international debt finance, capital market transactions and structured finance transactions, with comparison to those in common law jurisdictions.
2. Relationship to the relevant course (関連する科目との関係)	International Commercial Transactions Comparative Corporate Finance and Law Law, Finance and Taxation of Corporate Acquisitions (but not prerequisite to this course)
3. Course Type (授業の方法)	Lecture and Discussion based on finance agreements, documents and case-precedents. Guest speakers working in relevant areas will be occasionally invited to make presentations.
4. Method of Evaluation (成績評価)	Take-home examination (70%) and Student's contribution to class (30%)
5. Course Material (教材)	To be distributed prior to the first class
6. Course Description (授業内容 (細目))	
Session1 (第 1 回)	Introduction: An overview of the course and explanation of students' preparation for presentations in classes.
Session2 (第 2 回)	Loan Transactions and relevant laws (1): Various loans and their purposes and roles
Session3 (第 3 回)	Loan Transactions and relevant laws (2): Analysis of typical loan agreements and relevant laws with comparison to those in common-law jurisdictions

Session4 (第 4 回)	Loan Transactions and relevant laws (3): Analysis of typical loan agreements and relevant laws with comparison to those in common-law jurisdictions
Session5 (第 5 回)	Loan Transactions and relevant laws (4): Analysis of typical loan agreements and relevant laws with comparison to those in common-law jurisdictions
Session6 (第 6 回)	Loan Transactions and relevant laws (5): New developments in Japanese debt finance practice
Session7 (第 7 回)	Securities Regulations (1): Roles of securities laws and definition of securities
Session8 (第 8 回)	Securities Regulations (2): Corporate disclosure and its protection
Session9 (第 9 回)	Securities Regulations (3): Regulations relating to Tender Offer
Session10 (第 10 回)	Securities Regulations (4): Capital markets and players' rolls and liabilities
Session11 (第 11 回)	Securities Regulations (5): Insider trading and other illegal conducts
Session12 (第 12 回)	Structured Finance (1): Typical schemes and relevant legal issues
Session13 (第 13 回)	Structured Finance (2): New developments and relevant legal issues
Session14 (第 14 回)	Structured Finance (3): Security interests and secured creditors' remedies in case of debtor's default and insolvency
Session15 (第 15 回)	Structured Finance (4): Toward new regime (The Cape Town Convention)
Session16 (第 16 回)	Take-home examination

## Course Syllabus for LL.M. program (法務研究科グローバル法務専攻 講義要綱)

Course title(授業科目名)	【2-5】 Bankruptcy Laws	
Instructor(s)(担当者名)	Hajime UENO	
Credits(単位数) : 2	Semester(開講学期) : Fall	(備考)

1. Course Objectives and Attainment Goals (授業の目的と到達目標)	This course provides students with an overview of the basic principles of Japanese insolvency laws and focuses on the major aspects of bankruptcy and corporate reorganization that have come to significantly influence business transactions. While insolvency laws have become a mainstream focus of the business legal landscape, for most lawyers, their contact with insolvency laws are anticipatory than actual insolvency practice. The aim is to provide understanding as to how lawyers are to anticipate and work on insolvency issues.
2. Relationship to the relevant course (関連する科目との関係)	<ul style="list-style-type: none"> <li>• Securities Regulations and Finance Transactions in Japan</li> <li>• Comparative Corporate Finance and Law</li> </ul>
3. Course Type (授業の方法)	Lecture and discussion.
4. Method of Evaluation (成績評価)	Grading will be done with comprehensive evaluation based upon the final examination and classroom contribution and assignments during the course. In general, around 65 to 70% of the grade will come from the final examination.
5. Course Material (教材)	Handouts will be given to students throughout the semester.
6. Course Description (授業内容 (細目))	
Session1 (第 1 回)	<p>Overview of Insolvency Laws in Japan I</p> <ul style="list-style-type: none"> <li>- general overview of liquidation (<i>hasan</i>), civil rehabilitation (<i>minji saisei</i>) and corporate reorganization (<i>kaisha kousei</i>)</li> <li>- key differences between the types of proceedings and their attributes</li> <li>- what are the legislative intent and/or the spirit of the law behind the statutes? how can the statutes be different?</li> </ul>
Session2 (第 2 回)	<p>Overview of Insolvency Laws in Japan II</p> <ul style="list-style-type: none"> <li>- choice of restructuring framework -- which type of in-court proceeding?</li> </ul>



	<p>how do you choose? what are the factors to be considered?</p> <ul style="list-style-type: none"> <li>- interactions of insolvency laws with business and finance transactions</li> <li>- lawyers' involvements</li> </ul>
<p>Session3 (第 3 回)</p>	<p>Stay and Tasks of Insolvency Officials</p> <ul style="list-style-type: none"> <li>- overview of “stay” framework</li> <li>- overview of insolvency officials' duties and tasks</li> <li>- conservation of business operations and corporate value</li> <li>- what should be anticipated in facing insolvency filing?</li> </ul>
<p>Session4 (第 4 回)</p>	<p>Determination and Classification of Claims</p> <ul style="list-style-type: none"> <li>- overview of “claims” framework</li> <li>- what is a “claim”? what is the significance of a “claim” in insolvency?</li> <li>- negotiation with creditors -- what are the dynamisms? creditors committee?</li> <li>- how might interests align or conflict?</li> </ul>
<p>Session5 (第 5 回)</p>	<p>Validity and Binding Nature of Contractual Provisions</p> <ul style="list-style-type: none"> <li>- overview of treatment of contracts under insolvency proceedings</li> <li>- right to terminate by a creditor?</li> <li>- set-off?</li> <li>- triggering certain new transaction?</li> </ul>
<p>Session6 (第 6 回)</p>	<p>Clawback and Avoidance of “Preference” and Fraudulent Transfers</p> <ul style="list-style-type: none"> <li>- general overview of avoidance (<i>hinin</i>); what are the types of avoidance rights?</li> <li>- what is a “preference”? what constitutes “fraudulent transfer”?</li> <li>- what is the legislative intent? how was the statute amended and why?</li> <li>- how could these provisions be utilized or abused?</li> </ul>
<p>Session7 (第 7 回)</p>	<p>Determination of Bankruptcy Estate and Exempt Property</p> <ul style="list-style-type: none"> <li>- general overview of “estate”</li> <li>- what constitutes bankruptcy estate?</li> <li>- what assets are exempt?</li> <li>- what is the significance of being exempt?</li> </ul>
<p>Session8 (第 8 回)</p>	<p>Devising a Restructuring Plan</p> <ul style="list-style-type: none"> <li>- overview of “rehabilitation plan” and “reorganization plan”</li> <li>- what is the purpose?</li> <li>- how do you strike a balance between different interests and needs?</li> </ul>

	<ul style="list-style-type: none"> <li>- what are the constraints?</li> <li>- debt-to-debt conversion?</li> <li>- how do you fund the plan?</li> </ul>
<p>Session9 (第 9 回)</p>	<p>Effect of Bankruptcy on Secured Claims, and Bonds and Secured Bond Trust Act</p> <ul style="list-style-type: none"> <li>- overview of secured claims in insolvency proceedings</li> <li>- overview of the Secured Bond Trust Act</li> <li>- how are the bonds issued in Japanese financial markets?</li> <li>- what are the impediments?</li> <li>- practical impact, and how should we anticipate trustees will act?</li> </ul>
<p>Session10 (第 10 回)</p>	<p>“True Sale” and Secured Transactions</p> <ul style="list-style-type: none"> <li>- concept of “true sale” and secured transactions</li> <li>- what is the consequence of a “true sale” transaction in the context of insolvency proceedings?</li> <li>- what are the factors to be considered?</li> </ul>
<p>Session11 (第 11 回)</p>	<p>Interactions with Substantive Laws</p> <ul style="list-style-type: none"> <li>- As a later legal regime, how do the insolvency laws interact with the pre-existing Civil Code (<i>minpo</i>)?</li> <li>- what is the legislative intent?</li> <li>- how does substantive insolvency law affect applications and/or constructions of the Civil Code? why?</li> </ul>
<p>Session12 (第 12 回)</p>	<p>Leases, Service Contracts and Other Executory Contracts</p> <ul style="list-style-type: none"> <li>- impact of insolvency on leases and executory contracts</li> <li>- procedure</li> <li>- limitations</li> <li>- practical implications for commercial transactions</li> </ul>
<p>Session13 (第 13 回)</p>	<p>Discharge and Settlements</p> <ul style="list-style-type: none"> <li>- which obligations are affected by a bankruptcy discharge?</li> <li>- what a discharge does</li> <li>- what a discharge does not do</li> <li>- practical implications of settlements</li> </ul>
<p>Session14 (第 14 回)</p>	<p>Out-of-Court Restructuring of Business</p> <ul style="list-style-type: none"> <li>- general overview; what other alternatives are there for insolvent or financially distressed debtors?</li> </ul>

	<ul style="list-style-type: none"><li>- how are out-of-court restructurings different from in-court proceedings?</li><li>- what are the benefits?</li><li>- how do you choose between in-court and out-of-court restructurings?</li></ul>
Session15 (第 15 回)	Pre-packaged Insolvency Filings <ul style="list-style-type: none"><li>- what is a pre-packaged deal?</li><li>- what are the practical needs for a “pre-pack”? what are the benefits? potential impediments?</li><li>- how do you justify vis-à-vis creditors?</li></ul>
Session16 (第 16 回)	Final Examination

## Course Syllabus for LL.M. program (法務研究科グローバル法務専攻 講義要綱)

Course title(授業科目名)	<b>【2-6】 Law, Finance and Taxation of Corporate Acquisitions</b>	
Instructor(s)(担当者名)	Koichi KUSANO, Yasutaka NISHIKORI, Tatsuya TANIGAWA	
Credits(単位数) : 2	Semester(開講学期) : Spring	(備考)

1. Course Objectives and Attainment Goals (授業の目的と到達目標)	The main objective of this course is to provide students with a basic understanding of the theory and practice of M&A, as well as principles of Japanese law (including tax law) regulating M&A transactions.
2. Relationship to the relevant course (関連する科目との関係)	This course is intended to provide in depth knowledge of Japanese M&A which can complement classes such as : <b>Negotiation</b> <b>Arbitration</b>
3. Course Type (授業の方法)	Lectures and discussions will take place on a 50/50 basis.
4. Method of Evaluation (成績評価)	By examination to take place in the final class.
5. Course Material (教材)	To be distributed in or prior to the first class.
6. Course Description (授業内容 (細目))	
Session1 (第 1 回)	Orientation
Session2 (第 2 回)	Theories of M&A (1), which will focus on the goal of M&A and how to create and distribute the synergy effects resulting from M&A.
Session3 (第 3 回)	Theories of M&A (2), which will focus on possible structures to meet goals.
Session4 (第 4 回)	Preparation, negotiation and implementation of a stock purchase agreement (1). Based on a simple stock transfer deal for a non-public company, we will discuss the basic structure of a stock purchase agreement, including how we should incorporate the results of due

	diligence, legal filings, tax implications and so on. We will also cover negotiation strategies and procedures for closing.
Session5 (第 5 回)	Preparation, negotiation and implementation of a stock purchase agreement (2). Continuation of session 4.
Session6 (第 6 回)	Tender offer and cash-out of minority shareholders (1). We will learn about one of the most typical methods of acquiring a public company, i.e., a two-step cash squeeze-out process, including tender offer rules and the squeeze-out mechanism. We will also cover how insider trading regulations and tax issues affect this process.
Session7 (第 7 回)	Tender offer and cash-out of minority shareholders (2). Continuation of session 6.
Session8 (第 8 回)	Statutory mergers and alternative forms of transaction (1). In sessions 8 and 9, we will discuss M&A transactions where consideration is not cash but stock. Such transactions can generally take a form of a merger, stock-for-stock exchange ( <i>kabushiki-kokan</i> ), statutory stock-transfer ( <i>kabushiki-iten</i> ) and so on, taking into account legal and tax issues, as well as various business purposes. Also, as an advanced matter, we would like to briefly discuss cross-border integration deals.
Session9 (第 9 回)	Statutory merger and alternative forms of transaction (2). Continuation of session 8.
Session10 (第 10 回)	Leveraged buy-out and self-tender offers: We will discuss two specific types of M&A transactions, each of which has unique features. We will learn under what conditions and circumstances a leveraged buy-out is a competitive and attractive method of M&A. We will also learn how a self-tender offer can be a method of M&A.
Session11 (第 11 回)	M&A financing: In this session we will discuss the funding aspects of M&A transactions. After this session, you will understand how acquirers choose from among debt financing, equity financing and hybrids, as well as why M&A financing often has different sets of provisions from day-to-day corporate financing. During the class, we will pick up several provisions actually used in M&A financing.
Session12 (第 12 回)	Strategic alliances. This session will cover issues associated with joint venture companies. Incorporation of a joint venture company mostly involves a demerger ( <i>kaisha-bunkatsu</i> ) and/or a business transfer, and a comparison of those methods will take place in this session.
Session13 (第 13 回)	Fiduciary obligations of the management of the target corporation. In the case of an acquisition of a public company, the influence of the fiduciary obligations of directors of a target company is one of the most critical issues. In this session, we will discuss such fiduciary obligations, as well as protections for minority shareholders, including appraisal rights.
Session14	Hostile takeovers (1), which will focus on theories of hostile takeover.

(第 14 回)	
Session15 (第 15 回)	Hostile takeovers (2), which will focus on the history of hostile takeover attempts in Japan.
Session16 (第 16 回)	Examination

## Course Syllabus for LL.M. program (法務研究科グローバル法務専攻 講義要綱)

Course title(授業科目名)	<b>【2-7】 European Integration and Global Business Law</b>	
Instructor(s)(担当者名)	Katsuhiro SHOJI, Fumihiko AZUMA, Yoshiharu ICHIKAWA, Maki SATO, Hiroshi MIYASHITA	
Credits(単位数) : 2	Semester(開講学期) : Fall	(備考)

1. Course Objectives and Attainment Goals (授業の目的と到達目標)	This course explores how the European Union (EU) makes economic regulations in a strategic way and what impacts they have upon global business. Topics will include EU competition law, personal data law and the related issues, such as extraterritorial application. Course participants will study how businesses should respond to the EU's regulations.
2. Relationship to the relevant course (関連する科目との関係)	The focus of this course is business related topics in contrast to: Area Studies of Law(EU) Japanese Competition Law
3. Course Type (授業の方法)	The course is primarily lecture and discussion based. Students are free to ask questions anytime during the class.
4. Method of Evaluation (成績評価)	Evaluation will be based upon 15-minute tests carried out at the end of the class regarding the topic every week.
5. Course Material (教材)	There is no textbook for this course. Handouts will be given to students throughout the semester.
6. Course Description (授業内容 (細目))	
Session1 (第1回)	Introduction to European Union Law in general and its relationship with national law
Session2 (第2回)	The EU Internal Market Law: the free movement of goods, persons, services and capital.
Session3 (第3回)	Fundamental rights protection under European Union Law: Case-law based on general principles of law, Constitutional traditions common to the Member States and the European Convention on Human Rights, and the EU Charter of Fundamental Rights.

Session4 (第 4 回)	The European Union Law, the EU's free trade agreements and the relationship with WTO law.
Session5 (第 5 回)	Overview on EU Competition Law (1): Article 101 of the Treaty on the Functioning of the European Union (which prohibits agreements between two or more independent market operators which restrict competition) and its extraterritorial application.
Session6 (第 6 回)	Overview on EU Competition Law (2): Article 102 of the TFEU (which prohibits firms that hold a dominant position in a given market to abuse that position), and merger control.
Session7 (第 7 回)	Overview on EU Competition Law (3): Regulation 1/2003 on the implementation of Articles 101 and 102 of the TFEU.
Session8 (第 8 回)	Digital Markets and EU Competition Law (1): Merger control and the Facebook case.
Session9 (第 9 回)	Digital Markets and EU Competition Law (2): Article 102 of the TFEU and the Google case.
Session10 (第 10 回)	Telecommunications Regulations and EU Competition Law (1): Introduction on the relationship between economic regulations and competition law.
Session11 (第 11 回)	Telecommunications Regulations and EU Competition Law (2): Interplay between EU telecommunications regulations and competition law
Session12 (第 12 回)	Telecommunications Regulations and EU Competition Law (3): Comparisons the EU experiences with the USA's and Japan's ones.
Session13 (第 13 回)	The EU Personal Data Protection Law (1): Introduction to EU Directive 95/46 on personal data protection and the new (draft) Regulation amending it, in comparison with relevant laws in the USA and Japan.
Session14 (第 14 回)	The EU Personal Data Protection Law (2): The right to be forgotten.
Session15 (第 15 回)	The EU Personal Data Protection Law (3): Extraterritorial application

※This course is planned to be offered at 12 sessions x 2hours.



## Course Syllabus for LL.M. program (法務研究科グローバル法務専攻 講義要綱)

Course title(授業科目名)	<b>【2-8】 Corporate Governance and Risk Management</b>	
Instructor(s)(担当者名)	David LITT, Katsuya NATORI	
Credits(単位数) : 2	Semester(開講学期) : Spring	(備考)

1. Course Objectives and Attainment Goals (授業の目的と到達目標)	This course will introduce students to the basic principles of corporate governance and risk management. The course will be comparative in nature with the professors providing insights into the applicable principles and trends under US and Japanese law. Students will also develop an understanding of the difference between the work of an in-house company lawyer and a lawyer working in a law firm. To enhance this experience, one or more class sessions will be held outside of Mita campus.
2. Relationship to the relevant course (関連する科目との関係)	This course will consider compliance issues related to broad range of substantive legal areas relevant to among others. Securities Regulations and Finance Transactions in Japan European Integration and Global Business Law Japanese Competition Law Comparative Corporate Law
3. Course Type (授業の方法)	The course will be conducted in a seminar format with students working on hypothetical problems and discussing a variety of issues that can come up in the corporate environment.
4. Method of Evaluation (成績評価)	Grading will be based on class contribution (70%) and on an in-class presentation (30%).
5. Course Material (教材)	Materials will be handed out at the first class and throughout the semester.
6. Course Description (授業内容 (細目))	
Session1 (第 1 回)	Introduction to the course.
Session2 (第 2 回)	Lecture on the difference between in-house and outside attorneys.
Session3 (第 3 回)	General principles of corporate governance in the US and Japan.
Session4 (第 4 回)	Corruption--Foreign Corrupt Practices Act

Session5 (第 5 回)	Corruption--OECD Anti-bribery Convention and Japan
Session6 (第 6 回)	Corruption and Fraud--The Enron case
Session7 (第 7 回)	Work Rules
Session8 (第 8 回)	Protecting IP—the role of in-house counsel
Session9 (第 9 回)	Cloud Computing issues
Session10 (第 10 回)	Codes of Conduct
Session11 (第 11 回)	Codes of Conduct
Session12 (第 12 回)	Visit to Law Office or Company
Session13 (第 13 回)	Corporate Social Responsibility
Session14 (第 14 回)	Corporate Social Responsibility
Session15 (第 15 回)	Conclusion and Best Practices Review

## Course Syllabus for LL.M. program (法務研究科グローバル法務専攻 講義要綱)

Course title(授業科目名)	【2-9】 International Commercial Arbitration	
Instructor(s)(担当者名)	Susumu MASUDA, Yoshimi OHARA, Farrugia BREE	
Credits(単位数) : 2	Semester(開講学期) : Fall	(備考)

1. Course Objectives and Attainment Goals (授業の目的と到達目標)	This course is intended to give students a thorough introduction to the major issues in international commercial arbitration. It will also give students an opportunity to develop the skills required to enter practice in the field of international commercial dispute resolution. This class will be an excellent opportunity to improve your English, to meet many highly experienced practitioners, and to gain hands on experience in this important field of practice.
2. Relationship to the relevant course (関連する科目との関係)	Cross-Border Litigation; International Commercial Transactions; and other courses involving international business law.
3. Course Type (授業の方法)	Lecture and discussion, with students having opportunities to practice real world skills. The items indicated for each class are tentative and subject to change depending on the schedules of Professors Bree and Ohara and the speakers. In addition to each topic, students will have a chance to work on a hypothetical arbitration case throughout the term.
4. Method of Evaluation (成績評価)	Class contribution (70%) and a final mock arbitration (30%).
5. Course Material (教材)	Materials will be handed out for each class.
6. Course Description (授業内容 (細目))	
Session1 (第 1 回)	Overview of International Dispute Resolution Arbitration vs. Litigation/Mediation Arbitration in Japan
Session2 (第 2 回)	Arbitration as mechanism for resolving international disputes Arbitral institutions
Session3 (第 3 回)	Merits/demerits of using arbitration

Session4 (第 4 回)	Basic principles commonly adopted in modern arbitration laws New York Convention vs. Hague Convention on Choice of Court
Session5 (第 5 回)	International commercial arbitration under the new Arbitration Law Problems with the Old Law Problems with the old practices
Session6 (第 6 回)	Selection of arbitration rules UNCITRAL Model Law and the new Arbitration Law Liberalization of Lawyers Act Courts' attitude in arbitration-related court cases What has been improved?
Session7 (第 7 回)	Practical issues in international commercial arbitration Ethics and conflict issues in arbitration Selection of place of arbitration
Session8 (第 8 回)	Derailment tactics in arbitration
Session9 (第 9 回)	Arbitration and Insolvency
Session10 (第 10 回)	Practical issues in international commercial arbitration Evidence rules in arbitration How to conduct arbitration effectively & efficiently
Session11 (第 11 回)	Guest speaker from the JCAA
Session12 (第 12 回)	Enforcement of arbitral awards
Session13 (第 13 回)	Selecting Arbitrators and serving as an Arbitrator
Session14 (第 14 回)	ICC Arbitration
Session15 (第 15 回)	Summary of major points and review of performance

## Course Syllabus for LL.M. program (法務研究科グローバル法務専攻 講義要綱)

Course title(授業科目名)	【2-10】 Japanese Competition Law	
Instructor(s)(担当者名)	Hiroshi YAMADA	
Credits(単位数) : 2	Semester(開講学期) : Fall	(備考)

1. Course Objectives and Attainment Goals (授業の目的と到達目標)	The object of this course is to learn basic knowledge of Japanese Antimonopoly Act, for those who aim to enter the academia as well as to be practitioners.
2. Relationship to the relevant course (関連する科目との関係)	Basic knowledge of economic law, especially corporate law will help comprehension of the course. Those who have studied consumer-related law will be familiar with this area. European Integration and Global Business Law
3. Course Type (授業の方法)	Lecturer will explain the basic notion and raise questions in relation to the theme for consideration by participants.
4. Method of Evaluation (成績評価)	Participants' performance is evaluated by report submitted at mid-term(80%) as well as class contribution(20%).
5. Course Material (教材)	Lecturer provides materials for every session, which will be distributed in advance for preparation of the participants.
6. Course Description (授業内容 (細目))	
Session1 (第 1 回)	Outline of Antimonopoly Act (Act on Prohibition of Private Monopolization and Maintenance of Fair Trade (Act No. 54 of April 14, 1947) and Fair Trade Commission
Session2 (第 2 回)	Basic principle and terminology of the Antimonopoly Act
Session3 (第 3 回)	Private monopolization (Statutory interpretation)
Session4	Private monopolization (Case study)

(第 4 回)	
Session5 (第 5 回)	Unreasonable restraint of trade (Statutory interpretation)
Session6 (第 6 回)	Unreasonable restraint of trade (Case study-1)
Session7 (第 7 回)	Unreasonable restraint of trade (Case study-2)
Session8 (第 8 回)	Unfair Trade Practices (Statutory interpretation-1)
Session9 (第 9 回)	Unfair Trade Practices (Statutory interpretation-2)
Session10 (第 10 回)	Unfair Trade Practices (Case study)
Session11 (第 11 回)	Merger Regulation (Statutory interpretation)
Session12 (第 12 回)	Merger Regulation (Case Study)
Session13 (第 13 回)	Enforcement (Procedure)
Session14 (第 15 回)	Enforcement (Sanction and remedies)
Session15 (第 16 回)	Speech by guest speakers (To be Considered)

## Course Syllabus for LL.M. program (法務研究科グローバル法務専攻 講義要綱)

Course title(授業科目名)	【2-11】 Business Strategy and Contract	
Instructor(s)(担当者名)	Andrew SUTTER	
Credits(単位数) : 1	Semester(開講学期) : Spring	(備考)

1. Course Objectives and Attainment Goals (授業の目的と到達目標)	<p>The purpose of this course is to help you to understand and to communicate about certain basic concepts in international business and business transactions.</p> <p>We'll focus on a type of transaction called a "strategic alliance." This may sound mysterious, but the principle is simple: almost no company can do everything well by itself. Companies need to work together to develop new products, or to sell their products in new countries, or to do other innovative things. Strategic alliances arise in virtually every industry. In these transactions, legal issues and business issues are deeply mixed together. Lawyers must think like business people, and business people must have some legal understanding. This course is based on the instructor's more than 25 years of practice as a lawyer and business executive in Silicon Valley, Japan and elsewhere, during which he worked on many different types of alliance.</p> <p>In addition to encouraging strategic thinking, the course will emphasize communication. Even in a very friendly international business setting, foreigners will ask you lots of questions. They will expect you to answer in a confident way. They are interested in your ideas and your attitude – not in your grammar. So we will aim for an enjoyable and relaxed atmosphere, but please understand that you will be asked questions often. Try to think of them as an interesting challenge, and don't worry about making your English perfect – understandable is good enough. If you are shy to express yourself even in Japanese (or other mother tongue), this might not be a fun course for you.</p>
2. Relationship to the relevant course (関連する科目との関係)	Basic knowledge of contract law is required. A prior course that discussed intellectual property and licensing such as International IP Licensing Agreements would be very useful, but a very brief overview of those topics is included in this class.
3. Course Type (授業の方法)	Seminar format. Some materials (usually handouts by the instructor) will be provided on the website for you to read before class. In most classes we will review the materials briefly together, and then work on team exercises relating to that day's topic. All materials and class discussion will be in English. Teams may have internal discussions in Japanese if all team members understand that language.
4. Method of Evaluation (成績評価)	Your grade will be based on class contribution. Class contribution includes attendance, preparation, teamwork, your effort to communicate in English, and your effort to use the business and legal concepts presented in the course. The quality of your English grammar or pronunciation will not be relevant.
5. Course Material	Necessary materials will be posted on the website, or else provided in class. To maximize time for exercises, please be sure to read handouts

(教材)	*before* class when they are available.
6 . Course Description (授業内容 (細目) )	
Session1 (第 1 回)	Here is an anticipated schedule. However, every seminar is different. Due to student needs and interests, timing and topics may vary.  Session 1: What is an alliance?
Session2 (第 2 回)	Session 2: Deal Flow, Needs and Markets
Session3 (第 3 回)	Session 3: Markets and Business Models
Session4 (第 4 回)	Session 4: Intellectual Property Rights (IPR) and Licensing “Crash Course”
Session5 (第 5 回)	Session 5: IPR and Business Models
Session6 (第 6 回)	Session 6: From Business Model to Deal Terms: Seed Questions
Session7 (第 7 回)	Session 7: Alliance Types: Key Deal Points
Session8 (第 8 回)	Session 8: Putting It Together: Term Sheets for Alliance Contracts



## Course Syllabus for LL.M. program (法務研究科グローバル法務専攻 講義要綱)

Course title(授業科目名)	【3-1】 Environmental Law and Litigation in Japan	
Instructor(s)(担当者名)	Akira ROKUSHA, Rikako WATAI	
Credits(単位数) : 2	Semester(開講学期) : Spring	(備考)

1. Course Objectives and Attainment Goals (授業の目的と到達目標)	This course aims to teach students an in-depth analysis of the leading environmental litigation cases involving claims of injury to human health, harm to quality of life, damage to nature, and spoiled landscapes. Students will develop an understanding of how to prevent and deal with serious environmental litigation risks.
2. Relationship to the relevant course (関連する科目との関係)	Japanese Law (Contemporary Issues) Environmental Law and Disaster
3. Course Type (授業の方法)	The course is primarily lecture and discussion based.
4. Method of Evaluation (成績評価)	Grade will be based on class contribution consisting of expression of opinion and questions asked. Every class short essay 50 % Positive attitude toward class 50 %
5. Course Material (教材)	There is no text book for this course. Handouts will be given to students throughout the semester.
6. Course Description (授業内容 (細目))	
Session1 (第 1 回)	We will consider the various types of environmental issues that may result in litigation. Students will try to understand the mechanism of environmental dispute resolution from start to final resolution, by litigation and Alternative Dispute Resolution (ADR).
Session2 (第 2 回)	Kunitachi high building case Why the district court ordered the company to cut off the upper floors of high building and why the Supreme Court reversed the decision of the district court?
Session3 (第 3 回)	Tomo small bay case Why did the district court stop a project that would spoil the beautiful landscape?

Session4 (第 4 回)	Amami rabbit case Why did not the district court stop destruction of the forests in which the endangered Amami rabbit lived.
Session5 (第 5 回)	Yokkaichi Air Pollution Case Why did the district court order the petrochemical complex companies to compensate for damage to people's health?
Session6 (第 6 回)	Route 43 road case Why did the Supreme court approve the recovery of various damages incurred, but reject the request for an injunction?
Session7 (第 7 回)	Osaka airport case Why did the grand bench of the Supreme Court reject the request for an injunction against night takeoffs and landings that were claimed to disturb people's sleep?
Session8 (第 8 回)	Minamata case There are many cases arising from the Minamata environmental disaster, including those in civil, administrative and criminal forums. What can we learn from these many cases?
Session9 (第 9 回)	Teshima industrial waste case (1) What were the facts, and why was the polluter able to discard 500 thousand tons of emission on a small island in the Seto inland sea?
Session10 (第 10 回)	Teshima industrial waste case (2) How did ADR members resolve the complex Teshima case and claims among residents of the Seto islands, the polluter company and the governor of Kagawa Prefecture?
Session11 (第 11 回)	Reactor injunction case What are the decisions of the Supreme Court for nuclear reactor injunction cases?
Session12 (第 12 回)	Spike tire regulation case Why did Sendai City in Tohoku air quality remarkably improve during snow season -- from awful dust storms to clean air?
Session13 (第 13 回)	Nikko cedar case Why did the district court and the high court order the Ministry not to cut cedar tree to widen a road for tourist use?
Session14 (第 14 回)	Nibu Valley dam case Why did the sacred place of the Ainu people in Hokkaido sink under the illegal dam?
Session15 (第 15 回)	Discussion about environmental litigation cases

## Course Syllabus for LL.M. program (法務研究科グローバル法務専攻 講義要綱)

Course title(授業科目名)	【3-2】 Environmental Law and Disaster	
Instructor(s)(担当者名)	Akira ROKUSHA	
Credits(単位数) : 2	Semester(開講学期) : Spring	(備考)

1. Course Objectives and Attainment Goals (授業の目的と到達目標)	This course aims to teach students an in-depth analysis of the mechanism for responding to severe disasters under environmental law. Students will develop an understanding of how to create a suitable system for prevention and recovery from disasters.
2. Relationship to the relevant course (関連する科目との関係)	Japanese Law (Contemporary Issues) Environmental Law and Litigation in Japan
3. Course Type (授業の方法)	The course is primarily lecture and discussion based.
4. Method of Evaluation (成績評価)	Grade will be based on class contribution consisting of expression of opinion and questions asked. Every class short essay 50 % Positive attitude toward class 50 %
5. Course Material (教材)	There is no text book for this course. Handouts will be given to students throughout the semester.
6. Course Description (授業内容 (細目))	
Session1 (第1回)	Introduction Various severe disasters have taken place around the globe as a result of human beings' activities as well as global climate change. Many of these disasters damage the environment. Students can get a good sense of the image of environmental disaster with famous cases.
Session2 (第2回)	History of environmental disasters We will review the history of major environmental disasters including chemical explosions, acid rain, ozone hole, oil spill, nuclear reactor explosion, global warming, and use of radioactive and chemical weapons.
Session3	Chemical factory explosion disaster (1)

(第 3 回)	Seveso is a city in Italy. A dioxin explosion caused an environmental disaster in July 1976. Bhopal is a city in India. A chemical plant explosion made an environmental disaster in December 1984.
Session4 (第 4 回)	Chemical factory explosion disaster (2) The methods for prevention of chemical explosion include regulation and use/disclosure of information, such as the PRTR: Pollutant Release and Transfer Register.
Session5 (第 5 回)	Acid rain Low PH rain damages plants, animals and infrastructure.
Session6 (第 6 回)	Ozone hole CFC (Chlorofluorocarbons) and other compounds destroy ozone in the high atmosphere, and result in damage to human health.
Session7 (第 7 回)	Polluted ocean Gulf of Mexico oil spill of 2010 and Exxon Valdez oil spill of 1989 each damaged the ocean significantly.
Session8 (第 8 回)	Chernobyl nuclear environmental disaster April, 1986 Chernobyl nuclear power accident damaged the environment severely.
Session9 (第 9 回)	Fukushima Dai-ichi Nuclear Reactor (Part 1) regulation of nuclear power On March 11, 2011 14:46 Tohoku earthquake generated a huge disastrous tsunami, and water from the tsunami stopped the Fukushima Dai-ichi reactors' power supply systems, which stopped reactor cooling systems which led to the reactors' meltdowns. The radioactivity from reactors has polluted air and ocean. What are the cause and mechanisms of the severe environmental disaster? Students will learn a method of analyzing the history and organizational structures of nuclear reactor policy of Japan.
Session10 (第 10 回)	Fukushima Dai-ichi Nuclear Reactor (Part 2) litigation To understand the mechanisms of the severe environmental disaster we will analyze the opinions of Japanese courts relating to nuclear power plants and radioactivity.
Session11 (第 11 回)	Global Warming (Part 1) What is global warming? What are the types of environmental disaster caused by global warming?
Session12 (第 12 回)	Global Warming (Part 2) How do we prevent, recover from and adapt to global warming? Students will be asked to consider efforts for prevention for environmental disaster and reduced use of resources.
Session13 (第 13 回)	War and Peace The global environment may be seriously damaged by radioactive and chemical weapons.

Session14 (第 15 回)	Policies of prevention and recovery from environmental disaster What are the better policies to promote a global environment without disaster?
Session15 (第 16 回)	Discussion about environmental law and disaster.

## Course Syllabus for LL.M. program (法務研究科グローバル法務専攻 講義要綱)

Course title(授業科目名)	【3-3】 Introduction to Space Law	
Instructor(s)(担当者名)	Setsuko AOKI	
Credits(単位数) : 2	Semester(開講学期) : Spring	(備考)

1. Course Objectives and Attainment Goals (授業の目的と到達目標)	This course aims to help students understand the international mechanisms for cooperation in the peaceful exploration and use of outer space. The discussion will include United Nations' initiatives in making space law, commercial uses of outer space, the advanced international cooperation projects such as the international space station (ISS) and the promotion of peaceful uses of outer space.
2. Relationship to the relevant course (関連する科目との関係)	Substance of knowledge gained in this course may prove Moot Court I,II taught by professor Aoki which is expected to involve space law related problem.
3. Course Type (授業の方法)	Lecture and exercise (presentation by the students and class discussions)
4. Method of Evaluation (成績評価)	Active contribution to the class (50 %) Final Examination (50 %)
5. Course Material (教材)	International Space Law materials made by the instructor.
6. Course Description (授業内容 (細目))	
Session1 (第1回)	Introduction to space law (sources of law) Sources of international space law and the role of the UN Committee on the Peaceful Uses of Outer Space (COPUOS) where an important part of international space law has been made.
Session2 (第2回)	Five UN Treaties on Outer Space  Treaty-making in the UNCOPUOS and a summary of the contents of the five treaties on outer space
Session3 (第3回)	Principles of International Space Law ( 1 )

	<p>No Appropriation by States or companies to sell the Moon or other celestial bodies</p> <p>Property Rights in outer space: US Asteroid Mining Act of 2015 and the 2011 NASA Resolution on the use of the Moon</p>
<p>Session4 (第 4 回)</p>	<p>Principles of International Space Law ( 2 )</p> <p>Peaceful Uses of Outer Space provided for in the Outer Space Treaty and subsequent discussions in the Conference on Disarmament (CD) and other fora</p>
<p>Session5 (第 5 回)</p>	<p>Principles of International Space Law ( 3 )</p> <p>Responsibility and Liability of States</p> <p>Liability Convention and the Registration Convention: the problem of the procuring the launch</p>
<p>Session6 (第 6 回)</p>	<p>Liability Regime in Outer Space</p> <p>New phenomena in commercial launch and new liability problems; the 2004 General Assembly Resolution on the application of the Concept of the Launch State</p>
<p>Session7 (第 7 回)</p>	<p>Exercise 1 Collision Case between COSMS 2251 and Iridium 33</p> <p>The first satellite collision case in 2009</p> <p>Question: which country is responsible and liable for this collision?</p>
<p>Session8 (第 8 回)</p>	<p>International Cooperation: Is it a Legal Obligation and if so, in what sense?</p> <p>The Province of Mankind concepts; 1986 Remote Sensing Principles; 1996 Space Benefit Declaration and the 2013-2017 COPUOS agenda</p>
<p>Session9 (第 9 回)</p>	<p>Soft Law in Outer Space</p> <p>The function and the significance of “soft law” in outer space activities</p> <p>The four classifications of the soft law function. From soft law to regime.</p>
<p>Session10 (第 10 回)</p>	<p>Telecommunications and Space Law</p> <p>The function of the International Telecommunication Union (ITU)</p> <p>Old and New “paper satellite” problems and the new ITU resolution in 2012</p>
<p>Session11 (第 11 回)</p>	<p>Commercial Space Launch: national laws and contracts between companies</p> <p>1984 US Commercial Space Launch Act (amended in 1988, 1998 and</p>

	2004) 2008 French Space Operations Act, etc.
Session12 (第 12 回)	Space Debris Mitigation: COPUOS, IADC and ISO as well as national licensing systems  International and national laws and regulations in combating ever-increasing space debris: COPUOS and IADC space debris mitigation guidelines
Session13 (第 13 回)	Exercise 2 Consider the space debris mitigation business scheme  Presentation on a new venture in the space debris removal or mitigation business. Focus is placed on registration, jurisdiction and control and property rights in space debris as space objects.
Session14 (第 14 回)	Emerging norms of international space law (1)  Transparency and confidence-building measures (TCBM) in outer space COPUOS guidelines for long-sustainability in space International Code of Conduct (ICOC) (draft)
Session15 (第 15 回)	Exercise 3 Emerging norms of international space law  Presentation on prospective rules in international space law: from here to where?
Session16 (第 16 回)	Final Examination



## Course Syllabus for LL.M. program (法務研究科グローバル法務専攻 講義要綱)

Course title(授業科目名)	【3-4】 Multinational Corporations and Law	
Instructor(s)(担当者名)	Ariel TREHEARNE	
Credits(単位数) : 2	Semester(開講学期) : Fall	(備考)

1. Course Objectives and Attainment Goals (授業の目的と到達目標)	This course is intended to explore the basic nature and operational framework for multinational enterprises (MNEs). In an era of rapid globalization, MNEs have become a tremendous force able to strongly influence a wide variety of areas from international and global politics to local issues of development. The key questions we will be asking in this course are: (1) from where do multinational enterprises come and how do they operate, and (2) whether /how MNEs are regulated now and whether/how they should be regulated on an international or global level.
2. Relationship to the relevant course (関連する科目との関係)	Comparative Corporate Law, Corporate Governance & Risk Management
3. Course Type (授業の方法)	The course will be conducted in a seminar format with students conducting independent research online and in the library and then reporting/discussing the results in class. The main language of the classroom will be English but students are free to ask questions and to discuss topics in Japanese as necessary.
4. Method of Evaluation (成績評価)	Grading will be based on seminar contribution (50%) and either a short in-class presentation or a short research paper (50%), depending on student numbers.
5. Course Material (教材)	Materials will be handed out at the first class and throughout the semester.
6. Course Description (授業内容 (細目))	
Session1 (第 1 回)	Introduction to the course and defining the MNE
Session2 (第 2 回)	MNEs and the Global Economy
Session3 (第 3 回)	MNEs Framework for International Operations

Session4 (第 4 回)	MNEs and the Environment
Session5 (第 5 回)	MNEs and Labor
Session6 (第 6 回)	MNEs and IP Rights
Session7 (第 7 回)	MNEs and Economic Regulation
Session8 (第 8 回)	MNEs and the UN
Session9 (第 9 回)	Codes of Conduct and Corporate Social Responsibility as "Soft" Law
Session10 (第 10 回)	Codes of Conduct and Corporate Social Responsibility as "Soft" Law
Session11 (第 11 回)	A different framework for analysis: watch and discuss the movie "The Corporation"
Session12 (第 12 回)	A different framework for analysis: watch and discuss the movie "The Corporation"
Session13 (第 13 回)	Foreign Direct Investment and the Settlement of Investment Disputes
Session14 (第 14 回)	Putting it all together: MNE foreign direct investment group exercise (1)
Session15 (第 15 回)	Putting it all together: MNE foreign direct investment group exercise (2)

## Course Syllabus for LL.M. program (法務研究科グローバル法務専攻 講義要綱)

Course title(授業科目名)	【3-5】 Legal Theory of Globalization	
Instructor(s)(担当者名)	Mikhail XIFARAS	
Credits(単位数) : 1	Semester(開講学期) : Spring	※Summer

1. Course Objectives and Attainment Goals (授業の目的と到達目標)	Western Legal Tradition and Globalization: the main objective of this course is to offer a critical presentation of the current debate on the historical and political meaning of the Globalization of Western Legal Thought, through the study of some classic and contemporary theories, from Kant to Koskenniemi and Onuma.
2. Relationship to the relevant course (関連する科目との関係)	Law, Culture and Development in Asia Japanese Law (Legal History and Transformation)
3. Course Type (授業の方法)	The course is primarily lecture and discussion based.
4. Method of Evaluation (成績評価)	Class contribution 20% Report 80%
5. Course Material (教材)	Readings are requested for each class. A syllabus will be given to the students previous to the beginning of the course.
6. Course Description (授業内容 (細目))	
Session1 (第 1 回)	※Class schedule will be consulted with the students on the first class.  Introduction. The genealogy of the idea of Universal Law in European Legal thinking and the problem of legal cosmopolitanism in current legal thought.
Session2 (第 2 回)	Three stories about Global Law. Story one : The rise of a World State (Hegel, Kojeve)
Session3 (第 3 回)	Story two : The rise of Global Constitutionalism (Habermas et alii)
Session4 (第 4 回)	Story three : The rise of a common culture of legalism (Koskenniemi)

Session5 (第 5 回)	What's wrong with these stories ? Global Law, its others (Teubner, Spivak) and its borders (Ranciere)
Session6 (第 6 回)	Global Law from the inter-civilizational perspective and its critic (Onuma)
Session7 (第 7 回)	Legal hybrids in the Global - a theoretical proposal
Session8 (第 8 回)	General conclusion

## Course Syllabus for LL.M. program (法務研究科グローバル法務専攻 講義要綱)

Course title(授業科目名)	<b>【3-6】 Globalization and International Human Rights in Japan</b>	
Instructor(s)(担当者名)	Hajime YAMAMOTO, Akiko EJIMA	
Credits(単位数) : 1	Semester(開講学期) : Fall	(備考)

1. Course Objectives and Attainment Goals (授業の目的と到達目標)	First, this course will offer lectures on the rules, organizations and legal processes that have been established to address human rights issues as they have developed during the post-war period through today. The course will then focus on various influences of international human rights law upon Japanese law and related problems. The discussion will focus on treaties and customary law of human rights, and remaining challenges to Japanese law.
2. Relationship to the relevant course (関連する科目との関係)	Japanese Law (State and Citizen) Area Studies of Law(EU)
3. Course Type (授業の方法)	The course is primarily lecture and discussion based. Students will be encouraged to present current legal situations of their origin countries in order to develop comparative sensibility.
4. Method of Evaluation (成績評価)	Essay(50%) and class contribution (50%)
5. Course Material (教材)	There is no textbook for this course. Hand-outs will be given to students throughout the semester.
6. Course Description (授業内容 (細目) )	
Session1 (第 1 回)	Introduction : Overview of international law and international human rights law, their historical development and remaining problems
Session2 (第 2 回)	International Covenant on Civil and Political Rights and International Covenant on Economic, Social and Cultural Rights
Session3 (第 3 回)	Other important international human rights agreements: Convention on the Elimination of All Forms of Discrimination Against Women, Convention on the Rights of the Child, International Convention

	on the Elimination of All Forms of Racial Discrimination
Session4 (第 4 回)	Guest speaker: International human rights law activist in Japan
Session5 (第 5 回)	International human rights law and Japan 1: Case study 1: Influence of International human rights law upon Japanese law Judgments of the Nibutani case and the Otaru Public Bath case
Session6 (第 6 回)	International human rights law and Japan 2: Case study 2: Influence of International human rights law to Japanese law Judgments related to Japanese Family law (Nationality law, status of 'illegitimate' children, prohibition of couple having different surnames)
Session7 (第 7 回)	International human rights law and Asia

## Course Syllabus for LL.M. program (法務研究科グローバル法務専攻 講義要綱)

Course title(授業科目名)	<b>【3-7】 Globalization and International Criminal Law</b>	
Instructor(s)(担当者名)	Philipp OSTEN	
Credits(単位数) : 1	Semester(開講学期) : Fall	(備考)

1. Course Objectives and Attainment Goals (授業の目的と到達目標)	<p>This course will introduce students to the fundamentals of international criminal law. The focus will be on understanding the basic legal concepts underlying this field of law and their historical development, up to the creation of the International Criminal Court (ICC).</p> <p>Students will study historical and present-day cases and deepen their comprehension of legal doctrines, institutions and practice of the international criminal justice system. A special focus will be put on the ICC and other international tribunals and their function in the global system of combatting the most serious international crimes.</p>
2. Relationship to the relevant course (関連する科目との関係)	<p>There is no prerequisite for this course. However, a basic knowledge of closely related fields of law, i.e. courses in Criminal Law, Public International Law and International Human Rights Law will aid and deepen the understanding of this course's contents.</p>
3. Course Type (授業の方法)	<p>The course is primarily lecture and discussion based. Students will be required to participate actively and deliver a presentation (based on a term paper) on topics to be assigned at the outset of the course.</p> <p>In addition, guest speakers will present practice-oriented insights.</p>
4. Method of Evaluation (成績評価)	<p>The evaluation (grading) of the students will take into account the degree of active contribution to the course discussions (40%) and the presentation (term paper) rendered in class (60%). There will be no examination.</p>
5. Course Material (教材)	<p>Course materials will be announced and/or handed out at the first class and throughout the course.</p> <p>Reference books will be introduced at the first class, including <i>inter alia</i> Antonio Cassese et al., <i>International Criminal Law: Cases and Commentary</i>, Oxford University Press, Oxford, 2011.</p>
6. Course Description (授業内容 (細目))	
Session1 (第1回)	<p>Introductory session: overview of the course contents and materials</p> <p>Assignment of presentation topics (term paper)</p>
Session2 (第2回)	<p>Basic notions and principles of international criminal law; sources of law</p>

Session3 (第 3 回)	Historical origins of international criminal law (1): from Versailles to the Nuremberg and Tokyo war crimes trials
Session4 (第 4 回)	Historical origins of international criminal law (2): developments in the Cold War era – Nuremberg principles, Genocide convention etc.
Session5 (第 5 回)	UN-installed international criminal tribunals and their practice: the tribunals for the former Yugoslavia (ICTY) and Rwanda (ICTR)
Session6 (第 6 回)	The International Criminal Court (ICC): legal foundation, jurisdiction, core crimes
Session7 (第 7 回)	Attribution of individual criminal responsibility for international crimes – recent developments in the case law of the ICC etc.
Session8 (第 8 回)	N/A (Wrap-up session)



## Course Syllabus for LL.M. program (法務研究科グローバル法務専攻 講義要綱)

Course title(授業科目名)	<b>【4-1】 Intellectual Property from a Global Perspective</b>	
Instructor(s)(担当者名)	Toshiko TAKENAKA, Yuko KIMIJIMA	
Credits(単位数) : 2	Semester(開講学期) : Spring	(備考)

1. Course Objectives and Attainment Goals (授業の目的と到達目 標)	This course aims to prepare students who will practice intellectual property laws in the global market by covering the core subject of IP laws, including patents, copyright, trademark and trade secrets, from the global perspective of major players in the global market such as U.S., E.U., Japan and China. Through lectures and discussions students will understand the fundamental principles of these bodies of law from the comparative law perspective and obligations under major IP international agreements.
2. Relationship to the relevant course (関連する科目との関 係)	This course complements: Global Intellectual Property Management Transnational Intellectual Property Enforcement International IP Licensing Agreements
3. Course Type (授業の方法)	Lectures and discussions
4. Method of Evaluation (成績評価)	Final paper
5. Course Material (教材)	Handouts: Online materials including cases, law review articles and book chapters.
6. Course Description (授業内容 (細目))	
Session1 (第 1 回)	Introduction: IP Related International Agreements <ul style="list-style-type: none"><li>Examining major IP related international agreements including Paris Convention, Berne Convention, TRIPS</li></ul>
Session2 (第 2 回)	IP Systems in Common Law and Civil Law <ul style="list-style-type: none"><li>A review of major differences of IP systems in common law countries and civil law countries and influence of harmonization policy</li></ul>
Session3 (第 3 回)	US Patent Procurement <ul style="list-style-type: none"><li>A review of patent granting procedure at the U.S. Patent and Trademark Office (USPTO) and conditions of patentability under U.S. Patent Act</li></ul>

Session4 (第 4 回)	<p>US Patent Enforcement</p> <ul style="list-style-type: none"> <li>• A review of U.S. judiciary system and validity challenges at UPSTO and at infringement proceeding</li> </ul>
Session5 (第 5 回)	<p>EU Patent Procurement</p> <ul style="list-style-type: none"> <li>• A review of patent granting procedure at the European Patent Office (EPO) and conditions of patentability under the European Patent Convention</li> </ul>
Session6 (第 6 回)	<p>EU Patent Enforcement</p> <ul style="list-style-type: none"> <li>• A review of judiciary systems in Germany and validity challenges at EPO and German Patent Court</li> </ul>
Session7 (第 7 回)	<p>Japanese Patent Enforcement</p> <ul style="list-style-type: none"> <li>• A review of patent enforcement at Japanese courts and validity challenges at JPO</li> </ul>
Session8 (第 8 回)	<p>Product Design Protection in US and Japan</p> <ul style="list-style-type: none"> <li>• A comparative study of product design protection under U.S. Patent Act, EU Designs Directive and Japanese Design Act</li> </ul>
Session9 (第 9 回)	<p>Trade Secret Protection in US and Japan</p> <ul style="list-style-type: none"> <li>• A comparative study of trade secret protection under U.S. Uniform Trade Secret Act and Japanese Unfair Competition Law</li> </ul>
Session10 (第 10 回)	<p>Trademark Protection in US, EU and Japan</p> <ul style="list-style-type: none"> <li>• A review of U.S. Lanham Act (Federal Trademark Act) and EU Community Trademark Regulations in comparison with Japanese Trademark Act</li> </ul>
Session11 (第 11 回)	<p>Unfair Competition in US, EU and Japan</p> <ul style="list-style-type: none"> <li>• A review of US Lanham Act and EU Directive on misleading advertising in comparison with Japanese unfair competition prevention law</li> </ul>
Session12 (第 12 回)	<p>Copyright in US and Japan</p> <ul style="list-style-type: none"> <li>• A review of online content related issues under US and Japanese copyright law</li> </ul>
Session13 (第 13 回)	<p>Ownership of IP</p> <ul style="list-style-type: none"> <li>• A review of employee invention systems under US and Japanese Patent Act and German Employee Invention Act in comparison with Work for hire doctrines under Copyright Acts</li> </ul>
Session14 (第 15 回)	<p>Patent Systems in Asia</p> <ul style="list-style-type: none"> <li>• A review of patent systems in South Korea, China, and ASEAN countries</li> </ul>
Session15 (第 15 回)	<p>Review: Harmonization and Best Practice</p> <ul style="list-style-type: none"> <li>• A discussion on major differences in IP systems in US, EU and Japan to propose the best practice for harmonization</li> </ul>

## Course Syllabus for LL.M. program (法務研究科グローバル法務専攻 講義要綱)

Course title(授業科目名)	【4-2】 Global Intellectual Property Management	
Instructor(s)(担当者名)	Toshiko TAKENAKA	
Credits(単位数) : 2	Semester(開講学期) : Spring	(備考)

1. Course Objectives and Attainment Goals (授業の目的と到達目標)	This course aims to prepare students to manage intellectual property portfolio by providing fundamental knowledge for managing patents and other types of intellectual property rights in technology and online content. Students will learn how IP rights are used to protect businesses of multinational firms and small and medium sized enterprises in different industry sectors. Based on a variety of patent data including both patent applications, patent grants and patent litigations, students will develop IP procurement, licensing and enforcement strategies.
2. Relationship to the relevant course (関連する科目との関係)	Intellectual Property from a Global Perspective is the prerequisite to take this course.
3. Course Type (授業の方法)	Lectures and discussions
4. Method of Evaluation (成績評価)	Final Paper
5. Course Material (教材)	Handouts: Online materials including cases, law review articles and book chapters.
6. Course Description (授業内容 (細目))	
Session1 (第1回)	Introduction: Current Trends in US and EU <ul style="list-style-type: none"> <li>Intellectual Property as Assets</li> <li>Patent Assertion Entities</li> </ul>
Session2 (第2回)	IT Industry: Software Patent Protection <ul style="list-style-type: none"> <li>Patent or Copyright</li> <li>Patenting and enforcement trends</li> <li>Patent Eligibility and Protection Scope</li> </ul>
Session3 (第3回)	IT Industry: Software Patent Protection <ul style="list-style-type: none"> <li>Copyright Eligibility</li> <li>Open Source Software Licensing</li> </ul>

Session4 (第 4 回)	IT Industry: Industry Standard <ul style="list-style-type: none"> <li>• Smart phone patent war</li> <li>• FRAND and SEP litigation</li> </ul>
Session5 (第 5 回)	Pharmaceutical Industry: Innovative and Generic Drug Competition <ul style="list-style-type: none"> <li>• Patenting and enforcement trends</li> <li>• Patent and non-patent incentives for drug R&amp;D</li> </ul>
Session6 (第 6 回)	Pharmaceutical Industry: Innovative and Generic Drug Competition <ul style="list-style-type: none"> <li>• ANDA litigation in US</li> <li>• Reverse payment arrangements</li> </ul>
Session7 (第 7 回)	Biotechnology Industry: Patenting Human Genes and Regenerative Technologies <ul style="list-style-type: none"> <li>• Patenting and enforcement trends</li> <li>• Patent eligibility</li> <li>• Research ethics</li> </ul>
Session8 (第 8 回)	Academic-Industry Technology Transfer: Bayh Dole System <ul style="list-style-type: none"> <li>• Patenting and enforcement trends</li> <li>• Bridging the valley of death: Roles of VC funding</li> </ul>
Session9 (第 9 回)	Music Industry: Online Copyright Infringement <ul style="list-style-type: none"> <li>• Enforcement trends</li> <li>• DMCA: IPS Secondary liability</li> <li>• Fair Use and Other limitations on Copyright Infringement</li> </ul>
Session10 (第 10 回)	Newspaper and Book Publishing Industry: Online Copyright Infringement <ul style="list-style-type: none"> <li>• Enforcement trends</li> <li>• News Aggregation: Copyright and Misappropriation</li> <li>• Fair Use and Other limitations on Copyright Infringement</li> </ul>
Session11 (第 11 回)	Online Resale Industry: Online Trademark Infringement <ul style="list-style-type: none"> <li>• Enforcement trends</li> <li>• IPS Secondary liability</li> <li>• Look &amp; Feel trade dress protection</li> </ul>
Session12 (第 12 回)	Consumer Products Industry: Product Design <ul style="list-style-type: none"> <li>• Enforcement trends</li> <li>• Design-Trademark-Copyright protection</li> </ul>
Session13 (第 13 回)	Food industry: Trademark and Geographic Indication <ul style="list-style-type: none"> <li>• Enforcement trends</li> <li>• Wine and sprits</li> </ul>
Session14 (第 14 回)	IP Audit <ul style="list-style-type: none"> <li>• Due diligence process</li> <li>• Checklist</li> </ul>
Session15 (第 15 回)	Review and Best Practice

## Course Syllabus for LL.M. program (法務研究科グローバル法務専攻 講義要綱)

Course title(授業科目名)	【4-3】 Transnational Intellectual Property Enforcement	
Instructor(s)(担当者名)	Toshiko TAKENAKA	
Credits(単位数) : 2	Semester(開講学期) : Spring	(備考)

1. Course Objectives and Attainment Goals (授業の目的と到達目標)	This course aims to prepare students who will manage transnational litigation in enforcing patents and other intellectual property rights by reviewing patent enforcement systems in three most important jurisdictions in the global technology market: US and Germany. It will review both substantial and procedural aspects of patent and other IP rights validity challenges in civil action and patent offices and elements to establish infringement. Based on litigation data, students will develop an IP enforcement strategy whether to bring a civil action and/or filing a procedure to challenge intellectual property rights; where to bring such an action; and when and how to settle their dispute.
2. Relationship to the relevant course (関連する科目との関係)	This course complements: Intellectual Property from a Global Perspective Global Intellectual Property Management International IP Licensing Agreements
3. Course Type (授業の方法)	Lectures and discussions
4. Method of Evaluation (成績評価)	Final Paper
5. Course Material (教材)	Toshiko Takenaka et al, Patent Enforcement in the United States, Germany and Japan Handouts
6. Course Description (授業内容 (細目))	
Session1 (第 1 回)	Introduction: Current Trends in Transnational IP Litigation <ul style="list-style-type: none"> <li>• Litigation landscape: U.S. and Germany</li> <li>• History and Patent Enforcement Institution</li> </ul>
Session2 (第 2 回)	Establishing Patent Infringement: U.S. <ul style="list-style-type: none"> <li>• Analytical framework</li> <li>• Claim Interpretation</li> </ul>
Session3 (第 3 回)	Establishing Patent Infringement: U.S. <ul style="list-style-type: none"> <li>• Literal and equivalent Infringement</li> <li>• Jury trial</li> </ul>

Session4 (第 4 回)	Establishing Patent Infringement: Germany <ul style="list-style-type: none"> <li>Analytical Framework</li> <li>Claim Interpretation and Infringement</li> </ul>
Session5 (第 5 回)	Validity Challenge: U.S. <ul style="list-style-type: none"> <li>Fundamental rules</li> <li>Grounds for challenging validity</li> </ul>
Session6 (第 6 回)	Validity Challenge: U.S. <ul style="list-style-type: none"> <li>Validity challenges at USPTO</li> <li>Other types of defenses</li> </ul>
Session7 (第 7 回)	Validity Challenge: U.S. <ul style="list-style-type: none"> <li>Validity Challenges at EPO and German Patent Court</li> <li>Grounds for challenging validity</li> <li>Other types of defenses</li> </ul>
Session8 (第 8 回)	Enforcement Procedure: U.S. <ul style="list-style-type: none"> <li>Pre-filing strategies</li> <li>Pre-trial procedure</li> <li>Jury trial</li> </ul>
Session9 (第 9 回)	Enforcement Procedure: Germany <ul style="list-style-type: none"> <li>Pre-filing strategies</li> <li>Evidence taking procedure</li> </ul>
Session10 (第 10 回)	Patent Infringement Remedies: U.S. <ul style="list-style-type: none"> <li>Injunction</li> <li>Damages</li> </ul>
Session11 (第 11 回)	Border Measures: U.S. and Germany <ul style="list-style-type: none"> <li>International Trade Commission</li> <li>ITC Procedure and remedy</li> </ul> Boarder seizure under EU and German laws
Session12 (第 12 回)	ANDA Litigation: U.S. <ul style="list-style-type: none"> <li>35 USC 271(e)</li> <li>Procedure and remedies</li> </ul>
Session13 (第 13 回)	Product Design and Trademark Litigation: U.S. and Germany <ul style="list-style-type: none"> <li>EU Judiciary</li> <li>Pre-filing strategies</li> <li>Pre-trial procedure</li> </ul>
Session14 (第 14 回)	Enforcement Strategies <ul style="list-style-type: none"> <li>Patent data metrics</li> <li>When and where to sue</li> </ul>
Session15 (第 15 回)	Review: Best Transnational IP Enforcement Strategies <ul style="list-style-type: none"> <li>A discussion on major differences in IP systems in US, EU and Japan to propose the best practice for harmonization</li> </ul>

## Course Syllabus for LL.M. program (法務研究科グローバル法務専攻 講義要綱)

Course title(授業科目名)	<b>【4-4】 International IP Licensing Agreements</b>	
Instructor(s)(担当者名)	Stuart BERAHA, Masato HAYAKAWA	
Credits(単位数) : 2	Semester(開講学期) : Fall	(備考)

1. Course Objectives and Attainment Goals (授業の目的と到達目標)	<p>Many of the most important business transactions in recent decades involve the licensing of intellectual property (IP). If successful, such IP licensing transactions have generated huge fortunes and created new business empires; if failures, the transactions can damage an otherwise strong and capable company.</p> <p>This course will provide students with an overview of the basic principles of intellectual property (IP) law for international business, comparing US and Japanese law. After acquiring the basic principles, the main focus of the course will be on IP licensing strategy and on drafting and negotiating licensing and related agreements. We will cover a range of different types of IP transactions, including technology licenses, brand/trademark licenses, non-disclosure agreements, franchise agreements and joint technology development arrangements, and will review "case studies" based in part upon actual transactions.</p>
2. Relationship to the relevant course (関連する科目との関係)	<p>This course complements:</p> <p>Intellectual Property from a Global Perspective Global Intellectual Property Management Transnational Intellectual Property Enforcement</p>
3. Course Type (授業の方法)	<p>This course will be a combination of lecture and discussion. Students will be asked to do a small amount of writing and negotiating in class. The main language of the class will be English, but students may ask questions or discuss topics in Japanese as necessary.</p>
4. Method of Evaluation (成績評価)	<p>Grading will be based upon class contribution (75%) and on a short exam (25%) in English.</p>
5. Course Material (教材)	<p>Materials will be handed out or made available online at the first class and throughout the semester.</p>
6. Course Description (授業内容 (細目))	
Session1 (第1回)	<p>Forms of doing international business--sales, distribution, licensing/franchising, direct investment and joint ventures</p>

Session2 (第 2 回)	Overview of IP law - comparison of US with Japan and other major jurisdictions.
Session3 (第 3 回)	Confidentiality and non-disclosure agreements
Session4 (第 4 回)	Confidentiality and non-disclosure agreements (continued)
Session5 (第 5 回)	Technology licensing issues - patent, know-how and copyright
Session6 (第 6 回)	Technology licensing issues (continued)
Session7 (第 7 回)	Trademark/brand licensing issues
Session8 (第 8 回)	Antitrust issues in IP licensing
Session9 (第 9 回)	Bankruptcy issues in IP licensing
Session10 (第 10 回)	Introduction of case study #1 -- coffee chain master franchise
Session11 (第 11 回)	Drafting the license -- master franchise case study
Session12 (第 12 回)	The lawsuit and settlement -- master franchise case study
Session13 (第 13 回)	Introduction of case study #2 -- mobile telephone technology development joint venture (JV)
Session14 (第 14 回)	Drafting the license -- technology development JV case study
Session15 (第 15 回)	Ending the relationship -- technology development JV case study
Session16 (第 16 回)	Final Exam

※This course is planned to be offered at 12 sessions x 2hours.



## Course Syllabus for LL.M. program (法務研究科グローバル法務専攻 講義要綱)

Course title(授業科目名)	【5-1】 Area Studies of Law (South East Asia)	
Instructor(s)(担当者名)	Hiroshi MATSUO	
Credits(単位数) : 1	Semester(開講学期) : Fall	(備考)

1. Course Objectives and Attainment Goals (授業の目的と到達目標)	This course will focus on the relation between legal reform and social development in East Asian countries such as Korea, Taiwan, China, Hong Kong SAR, Vietnam, Laos and Cambodia. It will analyze in detail the role of legal reform programs which these countries undertook in order to promote economic activities. Then it will ask how the differences in political systems and the manner in which democracy has been promoted have influenced, and have been influenced by, economic development as well as by legal reform in the particular circumstances of each country.
2. Relationship to the relevant course (関連する科目との関係)	This course aims to engage in more advanced research on the law and development of particular countries. An introductory guide to law and society in Asian countries will be provided by Law, Culture and Development in Asia (Spring Semester). Introduction to Asian Law from Japanese Perspective Area Studies of Law(China) Area Studies of Law(Korea) Area Studies of Law(Singapore) Seminar(Legal Issues in China, India and ASEAN)
3. Course Type (授業の方法)	The lecture will provide basic information and perspectives about the topic, and will be followed by discussion consisting of questions and comments by all participants.
4. Method of Evaluation (成績評価)	Evaluation is based on an class contribution(20%), short presentations(20%), and a final essay (around 3000 words) (60%). The essay topic can be a country report on the legal, economic, political and social development in Japan, Korea, Taiwan, China, Hong Kong SAR, Vietnam, Laos or Cambodia.
5. Course Material (教材)	There are no specific textbooks. However, materials will be distributed in advance. Reference books (alphabetical order by author's name, to be cited by the author's name and the year of publication) include: - Aoki, Masahiko, Hyung-Ki Kim and Masahiro Okuno-Fujiwara, <i>The Role of Government in East Asian Economic Development: Comparative Institutional Analysis</i> , Oxford University Press, 1996. - Fishlow, Albert, Catherine Gwin, Stephan Haggard, Dani Rodrik and Robert Wade, <i>Miracle or Design?: Lessons from the East Asian Experience</i> , Overseas Development.

	- Stiglitz, Joseph E. and Shahid Yusuf (eds.), <i>Rethinking the East Asian Miracle</i> , the World Bank and Oxford University Press, 2001.
6. Course Description (授業内容 (細目))	
Session1 (第 1 回)	Introductory guide to this course including explanation of the preparation and evaluation for this course, the use of materials, and other matters as appropriate and relevant.
Session2 (第 2 回)	Law and Development in Korea The role of political leaders and development laws for economic growth and the extension of economic activities in East and Southeast countries
Session3 (第 3 回)	Law and Development in Taiwan The influence of institutions developed under colonization by imperial Japan, and development policies after independence
Session4 (第 4 回)	Law and Development in China The introduction of a socialist market economy and its relation with democracy promotion, and the features of China
Session5 (第 5 回)	Law and Development in Hong Kong SAR The influence of institutions developed under colonization by the United Kingdom and development policies after the World War II.
Session6 (第 6 回)	Law and Development in Vietnam The introduction of a socialist market economy and its relation with democracy promotion, and the features of Vietnam
Session7 (第 7 回)	Law and Development in Laos The introduction of a socialist market economy and its relation with democracy promotion, and the features of Laos
Session8 (第 8 回)	Law and Development in Cambodia The role of legal reforms after the civil wars under legal assistance programs sponsored by international organizations and foreign governments

## Course Syllabus for LL.M. program (法務研究科グローバル法務専攻 講義要綱)

Course title(授業科目名)	【5-2】 Area Studies of Law (China)	
Instructor(s)(担当者名)	Shiyuan HAN	
Credits(単位数) : 1	Semester(開講学期) : Spring	※Summer

1. Course Objectives and Attainment Goals (授業の目的と到達目標)	The course will mainly focus on Chinese Contract Law. In the globalization era it is necessary for the students to have a basic knowledge of basic transaction rules governing Chinese market.
2. Relationship to the relevant course (関連する科目との関係)	For Japanese students or oversea students who have learned or will learn Japanese civil law (or the law of obligation), this course on Chinese Contract Law will help them to have a comparative perspective and to have a better understanding of their national laws. Japanese Law (Economy and Social Structure) Comparative Contract Law
3. Course Type (授業の方法)	Lecturing plus discussion.
4. Method of Evaluation (成績評価)	Final paper 60%; Class contribution 40%.
5. Course Material (教材)	1. 『中国契約法の研究——日中法学者の対話をめざして—— (仮題)』 成文堂、2016年 (Fourth coming)。 (小口、瀬川、松岡、渡辺、韓、王) 2. Shiyuan Han, A Snapshot of Chinese Contract Law from an Historical and Comparative Perspective, in: Chen & van Rhee (eds.) Towards a Chinese Civil Code, Martinus Nijhoff Publishers 2012.
6. Course Description (授業内容 (細目))	
Session1 (第1回)	Introduction: Historical Development of Chinese Contract Law
Session2 (第2回)	Formation of a Contract under Chinese Contract Law
Session3 (第3回)	Validity of Contract
Session4 (第4回)	Performance of Contract

Session5 (第 5 回)	Remedies for Breach (1): Penalty clauses and specific performance
Session6 (第 6 回)	Remedies for Breach (2): Damages
Session7 (第 7 回)	Remedies for Breach (3): Termination
Session8 (第 8 回)	Chinese Sales Law: Transfer of property and Risk

## Course Syllabus for LL.M. program (法務研究科グローバル法務専攻 講義要綱)

Course title(授業科目名)	【5-3】 Area Studies of Law (Korea)	
Instructor(s)(担当者名)	Seunghyeon SEONG	
Credits(単位数) : 1	Semester(開講学期) : Spring	※Summer

1. Course Objectives and Attainment Goals (授業の目的と到達目標)	The course is intended to serve as an introductory guide for foreign law students who may be interested in studying the laws of Korea. Korean law has its intrinsic value and its significance lies in its hybrid system. For the students interested in the comparative law, Korean law provides a unique combination of characteristics of civil law tradition adopted mainly from Western European countries such as Germany and of common law features under the influence of Anglo-American law. This course will take account of the new challenges of comparative contract law in the global discourse on the theory of legal family, such as, from the role of mixed legal systems to globalizing contract law. The lecture will mainly focus on the law of contract in Korea and will trace briefly the traditional position of civil law and common law in the field of contract law with the aim of discovering the identity of Korean contract law.
2. Relationship to the relevant course (関連する科目との関係)	Introduction to Asian Law from Japanese Perspective Area Studies of Law(China) Area Studies of Law(Singapore)
3. Course Type (授業の方法)	The course is primarily lecture and discussion based. Students are free to ask questions anytime during the class.
4. Method of Evaluation (成績評価)	Evaluation is based on class contributions (including presentation) (40%) and a final essay (60%). The essay topic can be a national report on the topics of this lecture.
5. Course Material (教材)	There are no specific text books. The materials will be introduced in advance. Reference books: - Korea Legal Research Institute, Introduction to Korean Law, Springer, 2013 - Sang Hyun Song, Introduction to the Law and Legal System of Korea, Kyung Mun Sa, 1983

	- Books LLC, Korean Law, Books LLC, 2010 Web Sources of Korean Law in English <a href="http://elaw.klri.re.kr/eng_service/main.do">http://elaw.klri.re.kr/eng_service/main.do</a> <a href="http://www.moleg.go.kr/english/korLawEng">www.moleg.go.kr/english/korLawEng</a> Web Sources of Korean Court's decision in English <a href="http://eng.scourt.go.kr/eng/decisions/guide.jsp">http://eng.scourt.go.kr/eng/decisions/guide.jsp</a>
6 . Course Description (授業内容 (細目) )	
Session1 (第 1 回)	Introduction to the past and present of Korean Law - Before and after the year of 1945 - Reception of Western legal system and theory - Korean law as hybrid system in the legal traditions - Why do the law students in Korea learn the Roman law today?
Session2 (第 2 回)	Introduction to the system of Korean civil code, especially contract law - General contract Law and consumer contract law : Freedom of Contract and its Limits
Session3 (第 3 回)	1. The Law of Contract in Korea – Formation of contract and Good faith in Historical and Global perspective
Session4 (第 4 回)	2. The Law of Contract in Korea –Types of Breach of contract in Historical and Global perspective
Session5 (第 5 回)	3. The Law of Contract in Korea – (I) Remedies of Breach of contract in Historical and Global perspective: Damages
Session6 (第 6 回)	4. The Law of Contract in Korea – (2) Remedies of Breach of contract in Historical and Global perspective: Termination
Session7 (第 7 回)	Interaction of Property law and Contract law in the sales of Law in Korea
Session8 (第 8 回)	The New Challenge of Comparative Contract Law in Korea

## Course Syllabus for LL.M. program (法務研究科グローバル法務専攻 講義要綱)

Course title(授業科目名)	【5-4】 Area Studies of Law (Singapore)	
Instructor(s)(担当者名)	Gary LOW	
Credits(単位数) : 1	Semester(開講学期) : Spring	※Summer

1. Course Objectives and Attainment Goals (授業の目的と到達目標)	This course is designed for non-Singapore lawyers desiring to work with or within the Singapore legal system. This is accomplished by equipping the candidate with practical and working knowledge of various aspects of the legal system. At the end of the course, candidates are expected to exhibit basic understanding and familiarity with the fundamental aspects of this legal system, and not the least that the Singapore legal system, although derived from and can be classified as a part of the English common law tradition, is not a mere offshoot of its erstwhile colonial masters.
2. Relationship to the relevant course (関連する科目との関係)	This course exposes candidates to the legal framework of one of the most open economies in the world, and an important stakeholder in South East Asia, and enables candidates – should they so wish – to apply skills and knowledge learnt in this course to the comparative law aspects of the LL.M. programme. Introduction to Asian Law from Japanese Perspective Area Studies of Law(China) Area Studies of Law(Korea)
3. Course Type (授業の方法)	Candidates should not expect lectures ex cathedra. The course is, instead, envisaged to be highly interactive: where relevant, the socratic method will be employed, as will small group discussions and presentations. Candidates are thereby encouraged to grapple with the deeper issues that underlie each seminar topic.
4. Method of Evaluation (成績評価)	Evaluation in this course builds on the methods of instruction. Participation in class discussion therefore accounts for 20% of the grade, with group presentations allotted further 20%. The remainder of the grade is accounted for in the final take-home written examination.
5. Course Material (教材)	By its nature, a course on the Singapore legal system will be disparate, with occasional reference to parliamentary debates, statutes and cases, as well as journal articles and textbooks. The type of material referenced will depend on the topic in the particular session. While that may be the case, the primary textbook to be used is Gary Chan & Jack Lee (eds) The Legal System of Singapore: Institutions, Principles and Practices (LexisNexis 2015), and candidates will find comfort consulting its pages.
6. Course Description (授業内容 (細目))	
Session1 (第 1 回)	The Legal History of Singapore. This topic sets the historical-legal scene in Singapore, straddling events of legal as well as constitutional significance and which have helped shape the system both conceptually as well as practically.

Session2 (第 2 回)	The Sources of Law in Singapore. This topic deals with the (problem of) reception of English law during and after colonial dates, and how the system adapted its laws after the country gained independence.
Session3 (第 3 回)	Singapore's Legal Institutions (I). Candidates are introduced to the various legal institutions in Singapore (the familiar trias politicas though at times with a local twist), as well as their practical workings and relevance to legal practice.
Session4 (第 4 回)	Singapore's Legal Institutions (II) – the Rule of Law. Building on the previous seminar, this topic invites candidates to assess whether Singapore's constitutional framework (e.g. judicial independence) accords with the tenets of the rule of law.
Session5 (第 5 回)	The Legal Profession (I). Candidates are introduced to various bodies in the legal profession, such as the Law Society, the Association of Corporate Counsel, and the Singapore Academy of Law. There is consideration of professional ethics as well as disciplinary proceedings.
Session6 (第 6 回)	The Legal Profession (II). Candidates are exposed to issues of reform of the Singapore legal education, and the liberalization of the legal sector, and are invited to consider the factors agitating for change and whether change is for the better.
Session7 (第 7 回)	Autochthony in Singapore. This topic identifies the legal system's drive to develop an autochthonous system and the practical implications of such a drive.
Session8 (第 8 回)	The Future of the Singapore Legal System. This topic while offering a glimpse into the future, acts also as a curtain closer for the course. It consolidates key issues discussed in the preceding weeks and looks ahead to important topical issues such as the rise of Singapore as a legal disputes resolution hub, an intellectual property hub, the continued development of an autochthonous system, and the growth of community law and legal social involvement.



## Course Syllabus for LL.M. program (法務研究科グローバル法務専攻 講義要綱)

Course title(授業科目名)	【5-5】 Area Studies of Law (EU)	
Instructor(s)(担当者名)	Katsuhiro SHOJI	
Credits(単位数) : 1	Semester(開講学期) : Spring	(備考)

1. Course Objectives and Attainment Goals (授業の目的と到達目標)	This course explores how European Union (EU) law influences international law (and <i>vice versa</i> ). After a general introduction to fundamental rights protection in the EU legal system, course participants will study how the EU implemented United Nations (UN) Security Council Resolutions on smart sanctions against terrorists including related persons and entities, and what issues these sanctions present in relation to fundamental rights, using the <i>Kadi</i> judgments as the main focus for analysis.
2. Relationship to the relevant course (関連する科目との関係)	European Integration and Global Business Law complements this course and focuses on business and economic regulation.
3. Course Type (授業の方法)	The course is primarily lecture and discussion based. Students are free to ask questions anytime during the class.
4. Method of Evaluation (成績評価)	Evaluation will be based upon 15-minute tests carried out at the end of the class each week concerning the topic.
5. Course Material (教材)	There is no textbook for this course. Handouts will be given to students throughout the semester.
6. Course Description (授業内容 (細目))	
Session1 (第 1 回)	Introduction to the protection of fundamental rights under European Union (EU) Law in general.
Session2 (第 2 回)	The autonomy of EU Law vis-à-vis national law, and international law.
Session3 (第 3 回)	The development of the “equivalent protection” doctrine by the German Federal Constitutional Court and the European Court of Human Rights.

Session4 (第 4 回)	The relationship of fundamental rights protection under EU Law with the UN Security Council resolutions on smart sanctions against terrorists (1): <i>Kadi II</i> decisions by the General Court and by the Court of Justice of the EU.
Session5 (第 5 回)	The relationship of fundamental rights protection under EU Law with the UN Security Council resolutions on smart sanctions against terrorists (2): <i>Kadi II</i> decisions by the General Court and by the Court of Justice of the EU.
Session6 (第 6 回)	Comparative study on the relationship of fundamental rights protection under the ECHR with the UN Security Council resolutions on smart sanctions against terrorists (3): the case-law of the European Court of Human Rights.
Session7 (第 7 回)	Finding the balance between constitutional core values of the EU and international law: Reconceptualisation of the “equivalent protection” doctrine?

## Course Syllabus for LL.M. program (法務研究科グローバル法務専攻 講義要綱)

Course title(授業科目名)	【6-1】 Introduction to American Law	
Instructor(s)(担当者名)	David LITT, Aaron MONROE-SHERIDAN	
Credits(単位数) : 2	Semester(開講学期) : Fall	(備考)

1. Course Objectives and Attainment Goals (授業の目的と到達目 標)	This course will provide both a general introduction to the American legal system and an introduction to U.S. business law. Topics related to the general introduction of the American legal system will include basic principles of American law, the legal profession, and civil procedure and the U.S. court system. Topics covered within U.S. business law include contracts, corporations, and securities law. An American-style law school casebook will be used for the entire course.
2 . Relationship to the relevant course (関連する科目との関 係)	This course provides a contrast to : Introduction to Asian Law from Japanese Perspective Japanese Law (State and Citizen) Japanese Law (Economy and Social Structure) Japanese Law (Legal History and Transformation) Also, this course offers background for other classes that include a significant US law component such as : Comparative Constitutional Law Comparative Contract Law Comparative Corporate Law
3 . Course Type (授業の方法)	Lecture and discussion.
4 . Method of Evaluation (成績評価)	Grades will be based 50% upon class contribution and 50% upon student presentations.
5 . Course Material (教材)	Gerald Paul McAlinn, Dan Rosen and John P. Stern, An Introduction to American Law (Carolina Academic Press, 2nd edition 2010) (or 3 <sup>rd</sup> edition now in preparation)
6 . Course Description (授業内容 (細目) )	
Session1 (第 1 回)	Introduction
Session2	Basic Principles I (law making power of the federal government)

(第 2 回)	
Session3 (第 3 回)	Basic Principles II (law making power of the states)
Session4 (第 4 回)	Role of the president and the courts
Session5 (第 5 回)	Civil Procedure I (long-arm jurisdiction)
Session6 (第 6 回)	Civil Procedure II (substance/content distinction)
Session7 (第 7 回)	Contracts (fundamentals)
Session8 (第 8 回)	Contracts (consideration and damages)
Session9 (第 9 回)	Torts (fundamentals)
Session10 (第 10 回)	Torts (products liability, class actions, and punitive damages)
Session11 (第 11 回)	Real Property
Session12 (第 12 回)	Legal Profession
Session13 (第 13 回)	Business Entities and Corporate Law
Session14 (第 14 回)	Securities Law
Session15 (第 15 回)	Student Presentations

## Course Syllabus for LL.M. program (法務研究科グローバル法務専攻 講義要綱)

Course title(授業科目名)	<b>【6-2】 Comparative Constitutional Law</b>	
Instructor(s)(担当者名)	David LITT	
Credits(単位数) : 2	Semester(開講学期) : Spring	(備考)

1. Course Objectives and Attainment Goals (授業の目的と到達目標)	This course will cover a variety of issues under US and Japanese Constitutional Law. At the first class, we will select topics of interest and then select leading US and Japanese Supreme Court cases dealing with the issues selected. The purpose of the course is to compare how these issues are dealt with in two different countries. This will provide students with insights into the difference between Civil Law and Common Law jurisdictions as well as some of the differences between US and Japanese society. It will also give the students an excellent opportunity to consider and explain Japanese legal principles in English, a skill that will be very valuable in the future. Students will also select a country, research basic constitutional law issues, and lead a class discussion. Finally, we will have guest speakers to talk about constitutional issues in several other countries.
2. Relationship to the relevant course (関連する科目との関係)	The course is related to the Japanese Law (State and Citizen) class and the Introduction to American Law class, but offers a comparative approach looking in much more detail at a limited number of specific constitutional law issues.
3. Course Type (授業の方法)	We will use a seminar format with plenty of chances for students to express their ideas and to ask questions. We will spend approximately two weeks per topic selected although this may be extended as necessary.
4. Method of Evaluation (成績評価)	Evaluation will be based 50% upon student presentations and/or papers related to comparative constitutional issues, and the remainder on classroom contribution.
5. Course Material (教材)	Leading constitutional law cases will be handed out at the first class and throughout the semester.
6. Course Description (授業内容 (細目))	
Session1 (第 1 回)	Introduction to the course, overview of US Constitutional Law and selection of issues to be covered.

Session2 (第 2 回)	The US Constitution, Bill of Rights and the Supreme Court.
Session3 (第 3 回)	Issue 1 Freedom of Religion--The Free Exercise Clause
Session4 (第 4 回)	Issue 1 Freedom of Religion--The Free Exercise Clause
Session5 (第 5 回)	Issue 2 Freedom of Religion--The Establishment Clause
Session6 (第 6 回)	Issue 2 Freedom of Religion--The Establishment Clause
Session7 (第 7 回)	Issue 3--Same Sex Marriage
Session8 (第 8 回)	Issue 3--Same Sex Marriage
Session9 (第 9 回)	Issue 4--Separation of powers
Session10 (第 10 回)	Issue 4--Separation of powers
Session11 (第 11 回)	Issue 5--Judicial review
Session12 (第 12 回)	Issue 5--Judicial review
Session13 (第 13 回)	Issue 6--Free Speech and Pornography (People v. Larry Flynt)
Session14 (第 14 回)	Issue 6--Affirmative Action
Session15 (第 15 回)	International law as a source of constitutional principles

## Course Syllabus for LL.M. program (法務研究科グローバル法務専攻 講義要綱)

Course title(授業科目名)	<b>【6-3】 Comparative Contract Law</b>	
Instructor(s)(担当者名)	Naoki KANAYAMA, Kenji SAIGUSA, David LITT	
Credits(単位数) : 2	Semester(開講学期) : Spring	(備考)

1. Course Objectives and Attainment Goals (授業の目的と到達目標)	<p>The objective of this class will be to learn about Japanese contract law by comparison with US contract law. The class will provide an opportunity for Japanese students to learn about US contract law and for foreign students to learn about Japanese contracts law.</p> <p>Students who complete this course should be able to improve their comparative law abilities in the field of contract law and their abilities to analyze and discuss contract law concepts.</p>
2. Relationship to the relevant course (関連する科目との関係)	<p>The course is relevant to many other Japanese law and US law subjects, both because many such subjects involve specialized types of contracts and because of the perspective gained in this course from a comparative law analysis.</p> <p>International IP Licensing Agreements Comparative Corporate Finance and Law Drafting International Agreements Drafting and Negotiation of M&amp;A and JV Transactions</p>
3. Course Type (授業の方法)	<p>The class will be held in a seminar style. For each class, one famous case from either a Japanese or US court will be reviewed and analyzed. Students, nominated in advance, will be required to make presentations to the class. Based on the student presentation, each case will be discussed mainly from the Japanese and US law perspectives. Participants with knowledge of or experience in a jurisdiction other than Japan or the United States will be expected to participate in the discussion by providing input from the perspective of such jurisdiction's law.</p>
4. Method of Evaluation (成績評価)	50% for class contribution, 50% for a term paper
5. Course Material (教材)	<p>Materials will be distributed in class or via internet.</p> <p>The following is a tentative class schedule; there may be some modifications, which will be announced at the first class.</p>
6. Course Description (授業内容 (細目))	
Session1 (第1回)	<p>〈Introduction〉</p> <p>We will discuss contract law in Japan and the United States (federal system; common law system); origins and sources of contract law</p>

Session2 (第 2 回)	<p>〈Vacation Condominium Case〉 Date of the judgment: 1996.11.12 Case number: 1996 (O) No. 1056</p> <p>«Issues» -The obligation that is an element of the contract -Multiple contracts between the same parties -In case of two or more contracts between the same parties, is it possible to cancel one contract based upon an event of default under another contract -Principles of contract interpretation under Japanese law.</p>
Session3 (第 3 回)	<p>〈Objective Interpretation〉 Zell v. American Seating Co., 138 F.2d 641 (2d Cir. 1943) U.S. Circuit Court of Appeals for the Second Circuit. November 4, 1943.</p> <p>«Issues» -Parole evidence rule in US contract interpretation, objective vs. subjective interpretation.</p>
Session4 (第 4 回)	<p>〈Withdrawal of bank deposits by automated teller machine〉 Date of the judgment: 2003.04.08 Case number: 2002(Ju) No.415</p> <p>«Issues» The effect of a withdrawal of a bank deposit by a person without rights, by means of automatic withdrawal. Conditions to the application of article 478 of the Civil Code (holder of quasi-possession of a claim).</p>
Session5 (第 5 回)	<p>〈US cases under Articles 3 and 4 of the Uniform Commercial Code〉</p> <p>«Issues» We will consider examples from US law addressing similar issues to the unauthorized automated teller machine withdrawal case.</p>
Session6 (第 6 回)	<p>〈UFJ Acquisition – Claim by Sumitomo Trust〉 Date of the judgment: 2004.08.30 Case number: 2004(Kyo)No. 19</p> <p>«Issues» -Effect of consent -Effect of the exclusive negotiation commitment (i.e. a promise not to have consultations with a third party about conflicting transactions) made in a basic agreement involving the transfer of one company's business -Determination of damages recoverable in case of infringement of the exclusive negotiation commitment.</p>
Session7 (第 7 回)	<p>〈Texaco v. Pennzoil〉 We will consider a U.S. episode that presents similar issues, including a U.S. court (and jury) approach to claims of tortiously induced breach of contract, and determination of damages recoverable in such case.</p>
Session8	<p>〈Loan Shark Case〉 Date of the judgment: 2008.06.10</p>



(第 8 回)	<p>Case number 2007 (Ju) No. 569</p> <p>«Issues» We consider the Japanese courts' approach toward consumer/borrower claims involving predatory lenders. Specifically, when dealing with a borrower's claim for tort damages against a loan shark group, is it necessary to deduct the amount of benefit from the amount of damage suffered by the victim by set-off of profit and loss or similar adjustment?</p>
<p>Session9 (第 9 回)</p>	<p>〈Interest Rate Restriction〉 Harris v. Green Tree Financial Corp., United States Court of Appeals for the Third Circuit.</p> <p>«Issues» We will consider U.S. cases involving consumer finance, interest rate restrictions and predatory lending, including application of the Federal Arbitration Act.</p>
<p>Session10 (第 10 回)</p>	<p>〈Case on Karaoke Establishment〉 Date of the judgment: 2009.01.19 Case number: 2007 (Ju) No. 102</p> <p>«Issues» -Application of "damage which would ordinarily arise" to determination of damages recoverable for claimed loss of business profits (Article 416, paragraph (1) of the Civil Code) -Existence of creditor's obligation to take measures to avoid or reduce (i.e. mitigate) damages</p>
<p>Session11 (第 11 回)</p>	<p>〈Mitigation〉 Tennessee Valley Authority v. United States (US Court of Claims, 2006).</p> <p>«Issues» We will consider a U.S. court's approach to the definition of "reasonably foreseeable" consequential damages and the duty of a creditor to mitigate damages.</p>
<p>Session12 (第 12 回)</p>	<p>〈Surrogate Mother〉 Date of the decision: 2007.03.23 Case number: 2006 (Kyo) No. 47 <a href="http://www.courts.go.jp/english/judgments/text/2007.03.23-2006.-Kyo-.No..47.html">http://www.courts.go.jp/english/judgments/text/2007.03.23-2006.-Kyo-.No..47.html</a></p> <p>«Issues» -Reproductive technology, parent-child relationship and public policy as a limit on enforceability of contracts.</p>
<p>Session13 (第 13 回)</p>	<p>〈Guest speaker〉</p> <p>A lawyer active in the field of international business law will give a lecture on contract law-related issues.</p>

Session14 (第 14 回)	〈Guest speaker〉  A lawyer active in the field of international business law will give a lecture on contract law-related issues.
Session15 (第 15 回)	〈Guest speaker〉  A lawyer active in the field of international business law will give a lecture on contract law-related issues.

## Course Syllabus for LL.M. program (法務研究科グローバル法務専攻 講義要綱)

Course title(授業科目名)	【6-4】 Comparative Corporate Law	
Instructor(s)(担当者名)	David LITT, Aaron MONROE-SHERIDAN	
Credits(単位数) : 2	Semester(開講学期) : Fall	(備考)

1. Course Objectives and Attainment Goals (授業の目的と到達目標)	The main objective of this course is for students to understand the similarities and differences between Japanese and U.S. corporate law by using comparative law methods. The course explores why corporate transactions, especially relating to corporate governance, work differently in Japan and the U.S. by analyzing recent cases and relevant legal, contractual and business issues, with a focus on contests for corporate control.
2. Relationship to the relevant course (関連する科目との関係)	While the course will discuss corporate transactions and policies, in the same manner as other M&A-related courses, it will focus more upon comparison of legal standards and other influences upon corporate governance, by reading relevant cases and examining actual transactions. It should complement rather practical training courses that focus on drafting and negotiation. Law, Finance and Taxation of Corporate Acquisitions Corporate Governance and Risk Management Comparative Corporate Finance and Law Negotiation Drafting International Agreements Drafting and Negotiation of M&A and JV Transactions
3. Course Type (授業の方法)	We will use the case method as well as lectures. Students will be expected to analyze cases, contracts and other materials and answer challenging questions in class. Each student will be asked to take the lead in presenting a significant corporate transaction or episode for the class.
4. Method of Evaluation (成績評価)	Evaluation will be based 50% upon each students's presentation/report and 50% on classroom contribution.
5. Course Material (教材)	The course materials will be distributed throughout the term. Materials consist primarily of excerpts from court cases, case studies, reports on market practices, other influential third party reports and public disclosure material documenting the transactions.
6. Course Description (授業内容 (細目))	

Session1 (第 1 回)	Introduction; Basic Corporation Law Theory: Agency Problems; Corporation as a Nexus of Contracts
Session2 (第 2 回)	Shareholder vs Management control; Corporate purpose; Basic fiduciary duties of directors and application in an M&A context (the Smith v Van Gorkom example).
Session3 (第 3 回)	Capital Markets and Basic Concepts of Corporate Finance; Debt vs Equity; IPO's; Basic Categories of M&A transactions.
Session4 (第 4 回)	Some basics of private company M&A.
Session5 (第 5 回)	Basics of public company M&A. Friendly transactions. Insider trading regulation.
Session6 (第 6 回)	Public company M&A. The tender offer in U.S. and Japan.
Session7 (第 7 回)	Defensive techniques in the U.S.
Session8 (第 8 回)	The Japanese poison pill and comparison with the U.S. poison pill, in theory and practice.
Session9 (第 9 回)	Going private transactions in the U.S. and Japan.
Session10 (第 10 回)	Hostile M&A Case study #1
Session11 (第 11 回)	Hostile M&A Case study #2
Session12 (第 12 回)	Hostile M&A Case study #3
Session13 (第 13 回)	Going private transaction case study
Session14 (第 14 回)	Friendly M&A case study

Session15 (第 15 回)	The Past and Future of Japanese Corporate Governance
-----------------------	--

## Course Syllabus for LL.M. program (法務研究科グローバル法務専攻 講義要綱)

Course title(授業科目名)	<b>【6-5】 Comparative Corporate Finance and Law</b>	
Instructor(s)(担当者名)	Simon COLLINS, Karl PIRES, Eric MARCKS	
Credits(単位数) : 2	Semester(開講学期) : Fall	(備考)

1. Course Objectives and Attainment Goals (授業の目的と到達目標)	Objective: To teach students the key elements of the law and practice of corporate finance and mergers and acquisitions.  Abstract: This course will provide students with an overview from a practitioner's perspective of the law and practice of corporate finance and mergers and acquisitions. The course will focus on the basic concepts and legal principles and structures of standard corporate finance structures and transactions, such as equity and debt finance, convertible equity and debt securities, bank finance, capital markets securitization structures, and venture capital financings. The course will also examine the basic M&A structures, such as asset and stock acquisitions, mergers, joint ventures, and advanced topics in reflected in recent M&A practice in the major global M&A markets.
2. Relationship to the relevant course (関連する科目との関係)	Introduction to American Law, Comparative Corporate Law, and other business law courses.
3. Course Type (授業の方法)	Instruction will be in English, and will comprise lectures, case studies and Socratic method for class discussion.
4. Method of Evaluation (成績評価)	Final Report (80%) and Class Contribution (20%).
5. Course Material (教材)	The method of instruction will utilize practical materials developed from real transactions to provide students with a view of the practical aspects of legal practice in these fields and the nature of these types of complex financial transactions within a single county and on a cross-border basis.
6. Course Description (授業内容 (細目))	
Session1 (第 1 回)	Forming a company, raising initial capital, venture capital term sheet (Eric Marcks)
Session2 (第 2 回)	Venture capital financing (Eric Marcks)

Session3 (第 3 回)	Borrowing from banks – mandate letters and term sheets (Simon Collins)
Session4 (第 4 回)	Expanding domestically – acquisition of a business (Karl Pires)
Session5 (第 5 回)	Expanding internationally – forming a joint venture (Karl Pires)
Session6 (第 6 回)	Financing – Loan Agreements (Simon Collins)
Session7 (第 7 回)	Financing - Security (Simon Collins)
Session8 (第 8 回)	Financing – Non-debt options – Bonds, Securitization, IPO(Simon Collins)
Session9 (第 9 回)	M&A exit – Auction (Eric Marcks)
Session10 (第 10 回)	M&A exit – Rep & Warranty Insurance (Eric Marcks)
Session11 (第 11 回)	M&A exit – Asset purchase agreement and negotiations (Karl Pires)
Session12 (第 12 回)	M&A exit – Stock purchase / merger agreement and negotiations (Karl Pires)
Session13 (第 13 回)	Recent trends in M&A (Eric Marcks)
Session14 (第 14 回)	Review (Simon Collins)
Session15 (第 15 回)	Q&A (Simon Collins)

## Course Syllabus for LL.M. program (法務研究科グローバル法務専攻 講義要綱)

Course title(授業科目名)	【7-1】 Seminar (International Security Law)	
Instructor(s)(担当者名)	Setsuko AOKI	
Credits(単位数) : 1	Semester(開講学期) : Fall	(備考)

1. Course Objectives and Attainment Goals (授業の目的と到達目標)	<p>完成されたコースシラバス集に合致させる</p> <p>This course will examine emerging issues threatening international security from the international viewpoint. Focus is especially placed on two areas: non-proliferation efforts and cyber operations. The former studies legal aspects of the relevant treaties, UN Security Council sanctions as well as export control regimes and corresponding national legislation. The latter involves the in-depth study of the emerging Law of Armed Conflict (LOAC) in case of cyber-attack.</p>
2. Relationship to the relevant course (関連する科目との関係)	The course will consider issues that are generally addressed in other courses within the LL.M. curriculum.
3. Course Type (授業の方法)	Lecture and exercise (presentation by the students and class discussions)
4. Method of Evaluation (成績評価)	Class Contribution (50 percent) Report (50 percent)
5. Course Material (教材)	Materials prepared by Prof. Setsuko AOKI
6. Course Description (授業内容 (細目))	
Session1 (第1回)	<p>International security threats today</p> <p>State-to-state security threats and threats from non-State actors</p> <p>Human Security: international law and UN Laws</p>
Session2 (第2回)	<p>Disarmament, arms control and non-proliferation</p> <p>Difference in concepts international law developments and the functions of the Conference on Disarmament (CD)</p>
Session3 (第3回)	<p>Nuclear Non-proliferation efforts (1)</p> <p>PTBT and CTBT, regional nuclear free zones treaties</p> <p>Non-proliferation Treaty (NPT) and IAEA safeguards</p>



	NPT after the cold war era and IAEA Safeguards Protocol (INFCIRC/540) NPT review conferences and the implications of international law
Session4 (第 4 回)	Nuclear non-proliferation efforts (2)  Nuclear Suppliers Group (NSG) export control measures ICJ judgement nuclear test case
Session5 (第 5 回)	Biological and chemical weapons non-proliferation efforts  Biological Weapons Prohibition Treaty, failed attempts to make its verification protocol and recent efforts in the review conferences; Chemical Weapons Prohibition Convention and its intrusive inspection systems; Australia Group (AG) export control measures for the biological and chemical non-proliferation
Session6 (第 6 回)	Proliferation Security Initiative (PSI) and UNSC Resolution 1540  Non-proliferation combating the non-space actors From non-proliferation to counter-proliferation
Session7 (第 7 回)	New threats in new domains  Outer space and cyber space as emerging domains Cyber security and Cyber Crime Convention: its significance and challenges
Session8 (第 8 回)	Cyber security and use of force in the cyber space  When use of force or armed attack is exercised in cyber space International law concepts and state practice

## Course Syllabus for LL.M. program (法務研究科グローバル法務専攻 講義要綱)

Course title(授業科目名)	【7-2】 Seminar (Frontier of the Cyberspace Law)	
Instructor(s)(担当者名)	Shigenori MATSUI	
Credits(単位数) : 1	Semester(開講学期) : Spring	※Summer

1. Course Objectives and Attainment Goals (授業の目的と到達目標)	Purpose: To provide necessary materials to think about the most controversial contemporary issues in the cyberspace law Goal: to understand the issues, to understand how they are dealt with in each countries, and to discuss what kind of solution would be best
2. Relationship to the relevant course (関連する科目との関係)	The course will consider issues that are generally addressed in other courses within the LL.M. curriculum.
3. Course Type (授業の方法)	seminar
4. Method of Evaluation (成績評価)	Class contribution (active participation into the class discussion) 30% Final paper (student is expected to pick up specific topic and submit a paper on that topic) 70%
5. Course Material (教材)	Course materials provided by the instructor
6. Course Description (授業内容 (細目))	
Session1 (第1回)	Jurisdiction and Reach of State Power Does the court have a jurisdiction to hear a defamation case against the foreign defendant who uploaded defamatory statement in the foreign country? Does the local court have a jurisdiction to issue injunction against Google in the United States? Is it legitimate for the government to enforce anti-hate speech law to foreign defendant who uploaded the hate speech in foreign country?
Session2 (第2回)	Transmission of Information in the Cyberspace and Broadcasting Broadcasting is treated differently from print media for the purpose of protection of freedom of expression. Is transmission of information in the cyberspace a broadcasting to be regulated by the government? What kind of regulation would be justified?

<p>Session3 (第 3 回)</p>	<p>Network Neutrality</p> <p>The users of the Internet get access to the Internet by public telephone communication line, cable, optical cable or wi-fi or wireless telephone transmission and they need to have contract with providers to provide access. Is the government mandated to require these access providers to provide equal access to all the users regardless of the content they are accessing? Should they be treated as telecommunication service providers and should be treated as common carriers?</p>
<p>Session4 (第 4 回)</p>	<p>Promotion of Terrorist Activities</p> <p>Increased threat of terrorist activities prompted the government to ban extreme radicalism or promotion of terrorist activities. Could the government ban advocacy of illegal conducts? Is there any problem for prohibiting the promotion of terrorist activities? How about the ban on dangerous information in the cyberspace?</p>
<p>Session5 (第 5 回)</p>	<p>The Right to be Forgotten</p> <p>The European Court of Justice ordered Google in Spain to delete certain search result on light of the protection of personal information in Europe. This decision was praised by many as protecting the right to be forgotten. Should such right be acknowledged? Is there any problem ordering the search engine to delete search result while leaving the website unremoved?</p>
<p>Session6 (第 6 回)</p>	<p>Revenge Porn</p> <p>Publishing nude picture of ex-girlfriend after break-up is often called revenge porn. With the increased concern with the harms resulting from revenge porno, many countries came to enact a ban on revenge porn. What exactly is an issue? Is there really a necessity to enact a specific bam? What kind of ban should be introduced?</p>
<p>Session7 (第 7 回)</p>	<p>Hate Speech and Blasphemy in the Cyberspace</p> <p>Hate speech has become a very serious question in many countries but the attitude toward hate speech is radically different between the United States and European countries. Is it necessary to ban hate speech? What kind of speech needs to be banned? Is there a similar necessity to ban blasphemy as well?</p>
<p>Session8 (第 8 回)</p>	<p>Collection and Use of Big Data</p> <p>Collection and use of big data has raised very serious question in light of the necessity of protecting personal information. What kind of questions is raised? Is there any way to regulate the collection and use of big data? To what extent the government and private companies should be allowed to collect and use personal information of users?</p>

## Course Syllabus for LL.M. program (法務研究科グローバル法務専攻 講義要綱)

Course title(授業科目名)	<b>【7-3】 Seminar (Japan's Trade Law and Policy)</b>	
Instructor(s)(担当者名)	Rikako WATAI, Masako MIYATAKE	
Credits(単位数) : 1	Semester(開講学期) : Fall	(備考)

1. Course Objectives and Attainment Goals (授業の目的と到達目標)	This course aims at acquiring knowledge and ability to analyze and foresee the direction and potential of Japan's trade and investment policy in the Asia-Pacific region and beyond from a legal perspective.
2. Relationship to the relevant course (関連する科目との関係)	Government Relations and Law Multinational Corporations and Law There is no prerequisite to this seminar.
3. Course Type (授業の方法)	Seminar The course will consist of approximately one-half lecture and one-half in-class discussions.
4. Method of Evaluation (成績評価)	A paper will be required.
5. Course Material (教材)	Reading Assignments are from Andrew T. Guzman and Joost H.B. Pauwelyn, INTERNATIONAL TRADE LAW and supplement. Additional reading assignments are mainly from WTO and OECD websites.
6. Course Description (授業内容 (細目))	
Session1 (第 1 回)	Introduction Legal Framework over International Trade and Investment Law
Session2 (第 2 回)	International Economic Organizations and Law Basic Principles and Exceptions to International Trade and Investment Law
Session3 (第 3 回)	Trade and Investment Rules and Dispute Settlement System of the GATT/WTO WTO Dispute Settlement Body, WTO Panels, and the WTO Appellate Body
Session4	Role of Regional Trade Agreement Trans-Pacific Strategic Economic Partnership Agreement

(第 4 回)	
Session5 (第 5 回)	Case Study WTO cases
Session6 (第 6 回)	Case Study Regulatory Treatment over Foreign Direct Investment
Session7 (第 7 回)	Case Study Foreign Exchange and Foreign Trade Act
Session8 (第 8 回)	Wrap-up Session Japan's Trade Law and Policy in a Globalizing World Class Presentation of Written Work

## Course Syllabus for LL.M. program (法務研究科グローバル法務専攻 講義要綱)

Course title(授業科目名)	【7-4】 Seminar (Legal Issues in China, India and ASEAN)	
Instructor(s)(担当者名)	Akira MORIWAKI, Ryo KOTOURA, Atsutoshi MAEDA	
Credits(単位数) : 1	Semester(開講学期) : Spring	(備考)

1. Course Objectives and Attainment Goals (授業の目的と到達目標)	To comprehend the basic varieties or differences among Asian countries/regions (incl. China, India and ASEAN member countries/regions) in terms of various legal issues to be considered by a company which is contemplating making investments in any of the countries/regions, e.g., FDI restrictions, corporate governance issues, M&A regulations, labor law issues, cartel and unfair competition rules, dispute resolution systems and anti-corruption issues.
2. Relationship to the relevant course (関連する科目との関係)	Law, Culture and Development in Asia Introduction to Asian Law from Japanese Perspective Area Studies of Law(South East Asia) Area Studies of Law(China) Area Studies of Law(Korea) Area Studies of Law(Singapore)
3. Course Type (授業の方法)	Lecture and Discussion through numerous case studies
4. Method of Evaluation (成績評価)	Class Contribution 60% Short Essay 40%
5. Course Material (教材)	Handouts will be provided by instructors and/or guest speakers throughout the semester.
6. Course Description (授業内容 (細目))	
Session1 (第1回)	Introduction: What factors should be considered when making a new investment? Is there an "Asian flavor" in common concepts or systems among Asia countries/regions?
Session2 (第2回)	China I Brief legal history of China Basic legal framework and systems, and legal practice in China (from the viewpoint of FDI restrictions, corporate governance issues, M&A regulations, labor law issues, cartel and unfair competition rules, dispute resolution systems and anti-corruption issues, etc.)
Session3	China II (Continued from China I)

(第 3 回)	
Session4 (第 4 回)	India I Brief legal history of India Basic legal framework and systems, and legal practice in India (from the viewpoint of FDI restrictions, corporate governance issues, M&A regulations, labor law issues, cartel and unfair competition rules, dispute resolution systems and anti-corruption issues, etc.)
Session5 (第 5 回)	India II (Continued from India I)
Session6 (第 6 回)	ASEAN I Brief legal history of ASEAN countries/regions Basic legal framework and systems, and legal practice in ASEAN countries/regions (from the viewpoint of FDI restrictions, corporate governance issues, M&A regulations, labor law issues, cartel and unfair competition rules, dispute resolution systems and anti-corruption issues, etc.)
Session7 (第 7 回)	ASEAN II (Continued from ASEAN I)

## Course Syllabus for LL.M. program (法務研究科グローバル法務専攻 講義要綱)

Course title(授業科目名)	【8-1】 Presenting Japanese Law	
Instructor(s)(担当者名)	Aaron MONROE-SHERIDAN	
Credits(単位数) : 1	Semester(開講学期) : Spring	(備考)

1. Course Objectives and Attainment Goals (授業の目的と到達目標)	<p>This course will allow both Japanese and foreign students to build skills in explaining and discussing Japanese law topics in English. For Japanese-speaking students, the course will provide an opportunity to improve legal English ability and cross-cultural legal communication skills. For international students, the course will provide an opportunity to study Japanese law together with Japanese law students in a comparative context.</p> <p>The course will also provide an opportunity for Japanese and international students to collaborate and exchange ideas both in and outside the classroom.</p>
2. Relationship to the relevant course (関連する科目との関係)	<p>The focus of the course is the communication of clear, cross-cultural explanations of Japanese law concepts in English.</p> <p>This course relates to:</p> <p>Japanese Law (State and Citizen) Japanese Law (Economy and Social Structure) Japanese Law (Legal History and Transformation)</p>
3. Course Type (授業の方法)	<p>Each class will focus on a hypothetical client request or major practical question regarding Japanese law. These prompts will span various topics, including litigation, criminal law, corporate contracts, and constitutional law. Students will work in groups to analyze the issues in the Japanese law context and prepare a clear explanation in English. The instructor will then lead a discussion of the issue using the students' analysis as a starting point.</p> <p>Classes will be taught in English and all students are encouraged to participate in class discussions regardless of English language skill level. Students will not be graded on their English abilities, but they will be required to speak in English. Each student will make a short final presentation in English on a Japanese law topic of the student's choice.</p>
4. Method of Evaluation (成績評価)	<p>50% - Class contribution 50% - Final presentation</p>
5. Course Material (教材)	<p>Course materials will be shared electronically with the students. Materials will consist primarily of short English language documents, including summaries of Japanese law prepared in English by Japanese lawyers and academics, simple corporate contracts, and newspaper articles.</p>
6. Course Description (授業内容 (細目) )	



Session1 (第 1 回)	Introduction to course and start of discussion of Japanese criminal law
Session2 (第 2 回)	Japanese Criminal Law (continued from introductory session)
Session3 (第 3 回)	Japanese Corporate Law
Session4 (第 4 回)	Japanese Litigation and Civil Procedure (Part 1)
Session5 (第 5 回)	Japanese Litigation and Civil Procedure (Part 2)
Session6 (第 6 回)	Japanese Constitutional Law
Session7 (第 7 回)	Student Presentations and Discussion (Part 1)
Session8 (第 8 回)	Student Presentations and Discussion (Part 2)

## Course Syllabus for LL.M. program (法務研究科グローバル法務専攻 講義要綱)

Course title(授業科目名)	【8-2】 Graduate Writing Seminar	
Instructor(s)(担当者名)	Toshiko TAKENAKA, Aaron MONROE-SHERIDAN	
Credits(単位数) : 2	Semester(開講学期) : Spring	(備考)

1. Course Objectives and Attainment Goals (授業の目的と到達目標)	This seminar aims to prepare LL.M. candidates for the advanced research aspect of their program. Through class instruction and individual tutoring, students select research topics, submit periodic writing assignments and make formal presentations, culminating in the submission of a major research paper.
2. Relationship to the relevant course (関連する科目との関係)	A required course for students who are enrolled in the double degree LL.M. program between Keio University Law School and University of Washington School of Law.
3. Course Type (授業の方法)	Seminar
4. Method of Evaluation (成績評価)	Class discussion (25%) Writing projects (50%) Presentations (25%)
5. Course Material (教材)	Handouts
6. Course Description (授業内容 (細目))	
Session1 (第1回)	Introduction: Teaching styles at US Law Schools <ul style="list-style-type: none"> <li>• Socratic method</li> <li>• Problem solution method</li> </ul>
Session2 (第2回)	Japanese Legal Writing Basics <ul style="list-style-type: none"> <li>• Grammar and Format</li> </ul>
Session3 (第3回)	Japanese Legal Research <ul style="list-style-type: none"> <li>• Sources of law</li> <li>• Secondary materials</li> </ul>
Session4 (第4回)	U.S. Legal Writing Basics <ul style="list-style-type: none"> <li>• Grammar and Format</li> <li>• Sources of law; secondary materials</li> </ul>

Session5 (第 5 回)	European Legal Writing Basics <ul style="list-style-type: none"> <li>• Grammar and Format</li> <li>• Sources of law; secondary materials</li> </ul>
Session6 (第 6 回)	Writing Styles <ul style="list-style-type: none"> <li>• Descriptive v. analytical and critical</li> <li>• Persuasive writing</li> </ul>
Session7 (第 7 回)	U.S. Style Writing <ul style="list-style-type: none"> <li>• Making a claim</li> <li>• Selecting a comparative law topic</li> </ul>
Session8 (第 8 回)	Analysis on Legal Writing Samples (Japanese Sample) <ul style="list-style-type: none"> <li>• Discussion on sample reading</li> </ul>
Session9 (第 9 回)	Analysis on Legal Writing Samples (U.S. Sample) <ul style="list-style-type: none"> <li>• Discussion on sample reading</li> </ul>
Session10 (第 10 回)	Analysis on Legal Writing Samples (European Sample) <ul style="list-style-type: none"> <li>• Discussion on sample reading</li> </ul>
Session11 (第 11 回)	Class Discussions and Presentation Skills <ul style="list-style-type: none"> <li>• How to use PPT slides</li> <li>• Outline and conclusion</li> </ul>
Session12 (第 12 回)	Preparing Law School Classes <ul style="list-style-type: none"> <li>• Reading assignments</li> <li>• Elements of statutes and cases</li> </ul>
Session13 (第 13 回)	Law School Exam Writing <ul style="list-style-type: none"> <li>• IRAC</li> <li>• Rule development; Synthesis; application</li> </ul>
Session14 (第 14 回)	Presentations <ul style="list-style-type: none"> <li>• Student presentation exercise</li> </ul>
Session15 (第 15 回)	Presentations <ul style="list-style-type: none"> <li>• Student presentation exercise</li> </ul>

## Course Syllabus for LL.M. program (法務研究科グローバル法務専攻 講義要綱)

Course title(授業科目名)	【8-3】 Research Paper I	
Instructor(s)(担当者名)	Setsuko AOKI	
Credits(単位数) : 2	Semester(開講学期) : Spring/Fall	(備考)

1. Course Objectives and Attainment Goals (授業の目的と到達目標)	Professor Setsuko Aoki will supervise research papers on public international law and space law (international and national) topics in areas that she has knowledge. Students are requested that they discuss specific topics of their choice in advance with Professor Aoki to confirm suitability thereof. The purpose of this course is that students will acquire the capability to do research, analyze, and write a research paper which reflects the result of analysis in academically sophisticated English.
2. Relationship to the relevant course (関連する科目との関係)	International Law in all areas and aspects is closely related for students they consider taking this course. It is recommended that a student has already finished at least one course of international law.
3. Course Type (授業の方法)	Individual guidance
4. Method of Evaluation (成績評価)	Grade will be given based upon the results reflected in the final research paper.
5. Course Material (教材)	Materials will vary by research topics. That will be decided after the discussion with individual students with respect to the topic of the research.

## Course Syllabus for LL.M. program (法務研究科グローバル法務専攻 講義要綱)

Course title(授業科目名)	【8-3】 Research Paper I	
Instructor(s)(担当者名)	Naoki KANAYAMA	
Credits(単位数) : 2	Semester(開講学期) : Spring/Fall	(備考)

1. Course Objectives and Attainment Goals (授業の目的と到達目標)	Professor Kanayama will consider supervision of research papers on Japanese, comparative or international law topics in areas that he has knowledge. Students must discuss specific topics in advance and confirm suitability, as well as Professor Kanayama's availability and willingness to supervise them. The purpose of the course is for the student to research and analyze an issue in detail and at a high level of sophistication, and to reflect the results of such research and analysis in a carefully written and edited paper.
2. Relationship to the relevant course (関連する科目との関係)	The Research Paper will allow a student an opportunity to use the tools developed in all of his or her other coursework. Detailed relationship will depend upon the topic.
3. Course Type (授業の方法)	Individual guidance
4. Method of Evaluation (成績評価)	Grade will be based upon the results reflected in the final research paper.
5. Course Material (教材)	Materials will vary by research topic.

## Course Syllabus for LL.M. program (法務研究科グローバル法務専攻 講義要綱)

Course title(授業科目名)	【8-3】 Research Paper I	
Instructor(s)(担当者名)	Katsuhiro SHOJI	
Credits(単位数) : 2	Semester(開講学期) : Spring/Fall	(備考)

1. Course Objectives and Attainment Goals (授業の目的と到達目標)	Professor Shoji will consider supervision of research papers on European Union law and related topics in areas that he has knowledge. Students must discuss specific topics in advance and confirm suitability, as well as Professor Shoji's availability and willingness to supervise them. The purpose of the course is for the student to research and analyze an issue in detail and at a high level of sophistication, and to reflect the results of such research and analysis in a carefully written and edited paper.
2. Relationship to the relevant course (関連する科目との関係)	The Research Paper will allow a student an opportunity to use the tools developed in all of his or her other coursework. Detailed relationship will depend upon the topic.
3. Course Type (授業の方法)	Individual guidance
4. Method of Evaluation (成績評価)	Grade will be based upon the results reflected in the final research paper.
5. Course Material (教材)	Materials will vary by research topic.

## Course Syllabus for LL.M. program (法務研究科グローバル法務専攻 講義要綱)

Course title(授業科目名)	【8-3】 Research Paper I	
Instructor(s)(担当者名)	Hiroshi MATSUO	
Credits(単位数) : 2	Semester(開講学期) : Spring/Fall	(備考)

1. Course Objectives and Attainment Goals (授業の目的と到達目標)	The purpose of this program is to do detailed researches on the particular topic selected from among the major problems of law and development by taking into consideration the features of Asian countries. The topic will include the relation between the legal reform program and economic and political development in a particular country and particular period, the strength of indigenous institutions, the roles of political leaders, the corruption problem from the viewpoint of governance structure, etc.
2. Relationship to the relevant course (関連する科目との関係)	Law, Culture and Development in Asia (Spring Semester) will be an introduction to the major agenda of law and development in Asian countries from which any particular topic can be drawn for this course. Area Studies of Law may also be useful for collecting relevant materials for this course.
3. Course Type (授業の方法)	Researches and writing papers will be promoted by the discussions with the instructor.
4. Method of Evaluation (成績評価)	Evaluation is based on the content of a paper submitted as an output of this course.
5. Course Material (教材)	There are no special materials for this course. Materials will be provided by the instructor as appropriate and relevant.

## Course Syllabus for LL.M. program (法務研究科グローバル法務専攻 講義要綱)

Course title(授業科目名)	【8-3】 Research Paper I	
Instructor(s)(担当者名)	Hajime YAMAMOTO	
Credits(単位数) : 2	Semester(開講学期) : Spring/Fall	(備考)

1. Course Objectives and Attainment Goals (授業の目的と到達目標)	Professor Yamamoto will consider supervision of research papers on comparative constitutional law topics in areas that he has knowledge. Students must discuss specific topics in advance and confirm suitability, as well as Professor Yamamoto's availability and willingness to supervise them. The purpose of the course is for the student to research and analyze an issue in detail and at a high level of sophistication, and to reflect the results of such research and analysis in a carefully written and edited paper.
2. Relationship to the relevant course (関連する科目との関係)	The Research Paper will allow a student an opportunity to use the tools developed in all of his or her other coursework. Detailed relationship will depend upon the topic.
3. Course Type (授業の方法)	Individual guidance
4. Method of Evaluation (成績評価)	Grade will be based upon the results reflected in the final research paper.
5. Course Material (教材)	Materials will vary by research topic.



## Course Syllabus for LL.M. program (法務研究科グローバル法務専攻 講義要綱)

Course title(授業科目名)	【8-3】 Research Paper I	
Instructor(s)(担当者名)	Akira ROKUSHA	
Credits(単位数) : 2	Semester(開講学期) : Spring/Fall	(備考)

1. Course Objectives and Attainment Goals (授業の目的と到達目標)	Professor Rokusha will consider supervision of research papers on environmental law topics and environmental disaster law topics in areas that he has knowledge. Students must discuss specific topics in advance and confirm suitability, as well as Professor Rokusha's availability and willingness to supervise them. The purpose of the course is for the student to research and analyze an issue in detail and at a high level of sophistication, and to reflect the results of such research and analysis in a carefully written and edited paper.
2. Relationship to the relevant course (関連する科目との関係)	The Research Paper will allow a student an opportunity to use the tools developed in all of his or her other coursework. Detailed relationship will depend upon the topic.
3. Course Type (授業の方法)	Individual guidance
4. Method of Evaluation (成績評価)	Grade will be based upon the results reflected in the final research paper.
5. Course Material (教材)	Materials will vary by research topic.

## Course Syllabus for LL.M. program (法務研究科グローバル法務専攻 講義要綱)

Course title(授業科目名)	【8-3】 Research Paper I	
Instructor(s)(担当者名)	Rikako WATAI	
Credits(単位数) : 2	Semester(開講学期) : Spring/Fall	(備考)

1. Course Objectives and Attainment Goals (授業の目的と到達目標)	Professor Watai will consider supervision of research papers on comparative studies over administrative law and regulatory process. Interested students must discuss specific topics in advance and confirm suitability. The paper should reflect research of sufficient substance.
2. Relationship to the relevant course (関連する科目との関係)	Seminar (Japan's Trade Law and Policy) Environmental Litigation in Japan  There is no prerequisite but it is helpful if the student has studied administrative law.
3. Course Type (授業の方法)	Individual Guidance
4. Method of Evaluation (成績評価)	Grade will be based upon the results reflected in the final research paper.
5. Course Material (教材)	Materials will vary by research topic.

## Course Syllabus for LL.M. program (法務研究科グローバル法務専攻 講義要綱)

Course title(授業科目名)	【8-3】 Research Paper I	
Instructor(s)(担当者名)	Makoto SHIMADA	
Credits(単位数) : 2	Semester(開講学期) : Spring/Fall	(備考)

1. Course Objectives and Attainment Goals (授業の目的と到達目標)	Students must choose a specific topic of the research paper from among the following subjects: international litigation, international arbitration and other ADR, contract and commercial laws of England, laws related to art business. Students must then discuss the topic with the supervisor to confirm suitability, as well as the supervisor's availability and willingness to supervise them. The purpose of the course is for the student to research and analyze an issue in detail and at a high level of sophistication, and to reflect the results of such research and analysis in a carefully written and edited paper.
2. Relationship to the relevant course (関連する科目との関係)	The Research Paper will allow a student an opportunity to use the tools developed in all of his or her other coursework. Detailed relationship will depend upon the topic.
3. Course Type (授業の方法)	Individual guidance
4. Method of Evaluation (成績評価)	Grade will be based upon the results reflected in the final research paper.
5. Course Material (教材)	Materials will vary by research topic.

## Course Syllabus for LL.M. program (法務研究科グローバル法務専攻 講義要綱)

Course title(授業科目名)	【8-3】 Research Paper I	
Instructor(s)(担当者名)	David LITT	
Credits(単位数) : 2	Semester(開講学期) : Spring/Fall	(備考)

1. Course Objectives and Attainment Goals (授業の目的と到達目標)	Professor Litt will consider supervision of research papers on comparative and international law topics in areas that he has knowledge. Students must discuss specific topics in advance and confirm suitability, as well as Professor Litt's availability and willingness to supervise them. The purpose of the course is for the student to research and analyze an issue in detail and at a high level of sophistication, and to reflect the results of such research and analysis in a carefully written and edited paper.
2. Relationship to the relevant course (関連する科目との関係)	The Research Paper will allow a student an opportunity to use the tools developed in all of his or her other coursework. Detailed relationship will depend upon the topic.
3. Course Type (授業の方法)	Individual guidance
4. Method of Evaluation (成績評価)	Grade will be based upon the results reflected in the final research paper.
5. Course Material (教材)	Materials will vary by research topic.

## Course Syllabus for LL.M. program (法務研究科グローバル法務専攻 講義要綱)

Course title(授業科目名)	【8-3】 Research Paper I	
Instructor(s)(担当者名)	Koichi KUSANO	
Credits(単位数) : 2	Semester(開講学期) : Spring/Fall	(備考)

1. Course Objectives and Attainment Goals (授業の目的と到達目標)	Professor Kusano will consider supervision of research papers on law, finance and taxation of corporate acquisitions in areas that he has knowledge. Students must discuss specific topics in advance and confirm suitability, as well as Professor Kusano's availability and willingness to supervise them. The purpose of the course is for the student to research and analyze an issue in detail and at a high level of sophistication, and to reflect the results of such research and analysis in a carefully written and edited paper.
2. Relationship to the relevant course (関連する科目との関係)	The Research Paper will allow a student an opportunity to use the tools developed in all of his or her other coursework. Detailed relationship will depend upon the topic.
3. Course Type (授業の方法)	Individual guidance
4. Method of Evaluation (成績評価)	Grade will be based upon the results reflected in the final research paper.
5. Course Material (教材)	Materials will vary by research topic.

## Course Syllabus for LL.M. program (法務研究科グローバル法務専攻 講義要綱)

Course title(授業科目名)	【8-3】 Research Paper I	
Instructor(s)(担当者名)	Susumu MASUDA	
Credits(単位数) : 2	Semester(開講学期) : Spring/Fall	(備考)

1. Course Objectives and Attainment Goals (授業の目的と到達目標)	Professor Masuda will consider supervision of research papers on cross-border litigations, international finance and security regulations in areas that he has knowledge. Students must discuss specific topics in advance and confirm suitability, as well as Professor Masuda's availability and willingness to supervise them. The purpose of the course is for the student to research and analyze an issue in detail and at a high level of sophistication, and to reflect the results of such research and analysis in a carefully written and edited paper.
2. Relationship to the relevant course (関連する科目との関係)	The Research Paper will allow a student an opportunity to use the tools developed in all of his or her other coursework. Detailed relationship will depend upon the topic.
3. Course Type (授業の方法)	Individual guidance
4. Method of Evaluation (成績評価)	Grade will be based upon the results reflected in the final research paper.
5. Course Material (教材)	Materials will vary by research topic.

## Course Syllabus for LL.M. program (法務研究科グローバル法務専攻 講義要綱)

Course title(授業科目名)	【8-3】 Research Paper I	
Instructor(s)(担当者名)	Hiroki SASAKURA	
Credits(単位数) : 2	Semester(開講学期) : Spring/Fall	(備考)

1. Course Objectives and Attainment Goals (授業の目的と到達目標)	Professor Sasakura will consider supervision of research papers on criminal law and procedure topics in areas that he has knowledge. Students must discuss specific topics in advance and confirm suitability, as well as Professor Sasakura's availability and willingness to supervise them. The purpose of the course is for the student to research and analyze an issue in detail and at a high level of sophistication, and to reflect the results of such research and analysis in a carefully written and edited paper.
2. Relationship to the relevant course (関連する科目との関係)	The Research Paper will allow a student an opportunity to use the tools developed in all of his or her other coursework. Detailed relationship will depend upon the topic.
3. Course Type (授業の方法)	Individual guidance
4. Method of Evaluation (成績評価)	Grade will be based upon the results reflected in the final research paper.
5. Course Material (教材)	Materials will vary by research topic.

## Course Syllabus for LL.M. program (法務研究科グローバル法務専攻 講義要綱)

Course title(授業科目名)	【8-3】 Research Paper I	
Instructor(s)(担当者名)	Toshinori WADA	
Credits(単位数) : 2	Semester(開講学期) : Spring/Fall	(備考)

1. Course Objectives and Attainment Goals (授業の目的と到達目標)	Professor Wada will consider supervision of research papers on criminal law topics in areas that he has knowledge. Students must discuss specific topics in advance and confirm suitability, as well as Professor Wada's availability and willingness to supervise them. The purpose of the course is for the student to research and analyze an issue in detail and at a high level of sophistication, and to reflect the results of such research and analysis in a carefully written and edited paper.
2. Relationship to the relevant course (関連する科目との関係)	The Research Paper will allow a student an opportunity to use the tools developed in all of his or her other coursework. Detailed relationship will depend upon the topic.
3. Course Type (授業の方法)	Individual guidance
4. Method of Evaluation (成績評価)	Grade will be based upon the results reflected in the final research paper.
5. Course Material (教材)	Materials will vary by research topic.



## Course Syllabus for LL.M. program (法務研究科グローバル法務専攻 講義要綱)

Course title(授業科目名)	【8-4】 Research Paper II	
Instructor(s)(担当者名)	Setsuko AOKI	
Credits(単位数) : 2	Semester(開講学期) : Spring/Fall	(備考)

1. Course Objectives and Attainment Goals (授業の目的と到達目標)	<p>Professor Setsuko Aoki will supervise research papers on public international law and space law (international and national) topics in areas that she has knowledge. Students are requested that they discuss specific topics of their choice in advance with Professor Aoki to confirm suitability thereof. The purpose of this course is that students will acquire the capability to do research, analyze, and write a research paper which reflects the result of analysis in academically sophisticated English.</p> <p>Research Paper I is a pre-requisite for Research Paper II. Research Paper II is intended for students who wish to pursue a research topic of greater complexity or at greater depth than is possible in a single academic term under Research Paper I. Accordingly, students who select Research Paper II will be expected to conduct longer-term research that continues over a second consecutive academic term, and to produce a more substantial paper than could be expected in a single term.</p>
2. Relationship to the relevant course (関連する科目との関係)	International Law in all areas and aspects is closely related for students they consider taking this course. It is recommended that a student has already finished at least one course of international law.
3. Course Type (授業の方法)	Individual guidance
4. Method of Evaluation (成績評価)	Grade will be given based upon the results reflected in the final research paper.
5. Course Material (教材)	Materials will vary by research topics. That will be decided after the discussion with individual students with respect to the topic of the research.

## Course Syllabus for LL.M. program (法務研究科グローバル法務専攻 講義要綱)

Course title(授業科目名)	【8-4】 Research Paper II	
Instructor(s)(担当者名)	Naoki KANAYAMA	
Credits(単位数) : 2	Semester(開講学期) : Spring/Fall	(備考)

1. Course Objectives and Attainment Goals (授業の目的と到達目標)	<p>Professor Kanayama will consider supervision of research papers on Japanese, comparative or international law topics in areas that he has knowledge. Students must discuss specific topics in advance and confirm suitability, as well as Professor Kanayama's availability and willingness to supervise them. The purpose of the course is for the student to research and analyze a topic in detail and at a high level of sophistication, and to reflect that analysis in a carefully written and edited paper.</p> <p>Research Paper I is a pre-requisite for Research Paper II. Research Paper II is intended for students who wish to pursue a research topic of greater complexity or at greater depth than is possible in a single academic term under Research Paper I. Accordingly, students who select Research Paper II will be expected to conduct longer-term research that continues over a second consecutive academic term, and to produce a more substantial paper than could be expected in a single term.</p>
2. Relationship to the relevant course (関連する科目との関係)	The Research Paper will allow a student an opportunity to use the tools developed in all of his or her other coursework. Detailed relationship will depend upon the topic.
3. Course Type (授業の方法)	Individual guidance
4. Method of Evaluation (成績評価)	Grade will be based upon the results reflected in the final research paper.
5. Course Material (教材)	Materials will vary by research topic.

## Course Syllabus for LL.M. program (法務研究科グローバル法務専攻 講義要綱)

Course title(授業科目名)	【8-4】 Research Paper II	
Instructor(s)(担当者名)	Hiroshi MATSUO	
Credits(単位数) : 2	Semester(開講学期) : Spring/Fall	(備考)

1. Course Objectives and Attainment Goals (授業の目的と到達目標)	<p>The purpose of this program is to do detailed researches on the particular topic selected from among the major problems of law and development by taking into consideration the features of Asian countries. The topic will include the relation between the legal reform program and economic and political development in a particular country and particular period, the strength of indigenous institutions, the roles of political leaders, the corruption problem from the viewpoint of governance structure, etc.</p> <p>Research Paper I is a pre-requisite for Research Paper II. Research Paper II is intended for students who wish to pursue a research topic of greater complexity or at greater depth than is possible in a single academic term under Research Paper I. Accordingly, students who select Research Paper II will be expected to conduct longer-term research that continues over a second consecutive academic term, and to produce a more substantial paper than could be expected in a single term.</p>
2. Relationship to the relevant course (関連する科目との関係)	<p>Law, Culture and Development in Asia (Spring Semester) will be an introduction to the major agenda of law and development in Asian countries from which any particular topic can be drawn for this course.</p> <p>Area Studies of Law may also be useful for collecting relevant materials for this course.</p>
3. Course Type (授業の方法)	Researches and writing papers will be promoted by the discussions with the instructor.
4. Method of Evaluation (成績評価)	Evaluation is based on the content of a paper submitted as an output of this course.
5. Course Material (教材)	There are no special materials for this course. Materials will be provided by the instructor as appropriate and relevant.

## Course Syllabus for LL.M. program (法務研究科グローバル法務専攻 講義要綱)

Course title(授業科目名)	【8-4】 Research Paper II	
Instructor(s)(担当者名)	Hajime YAMAMOTO	
Credits(単位数) : 2	Semester(開講学期) : Spring/Fall	(備考)

1. Course Objectives and Attainment Goals (授業の目的と到達目標)	<p>Professor Yamamoto will consider supervision of research papers on comparative constitutional law topics in areas that he has knowledge. Students must discuss specific topics in advance and confirm suitability, as well as Professor Yamamoto's availability and willingness to supervise them. The purpose of the course is for the student to research and analyze a topic in detail and at a high level of sophistication, and to reflect that analysis in a carefully written and edited paper.</p> <p>Research Paper I is a pre-requisite for Research Paper II. Research Paper II is intended for students who wish to pursue a research topic of greater complexity or at greater depth than is possible in a single academic term under Research Paper I. Accordingly, students who select Research Paper II will be expected to conduct longer-term research that continues over a second consecutive academic term, and to produce a more substantial paper than could be expected in a single term.</p>
2. Relationship to the relevant course (関連する科目との関係)	The Research Paper will allow a student an opportunity to use the tools developed in all of his or her other coursework. Detailed relationship will depend upon the topic.
3. Course Type (授業の方法)	Individual guidance
4. Method of Evaluation (成績評価)	Grade will be based upon the results reflected in the final research paper.
5. Course Material (教材)	Materials will vary by research topic.

## Course Syllabus for LL.M. program (法務研究科グローバル法務専攻 講義要綱)

Course title(授業科目名)	【8-4】 Research Paper II	
Instructor(s)(担当者名)	Akira ROKUSHA	
Credits(単位数) : 2	Semester(開講学期) : Spring/Fall	(備考)

1. Course Objectives and Attainment Goals (授業の目的と到達目標)	<p>Professor Rokusha will consider supervision of research papers on environmental law topics and environmental disaster law topics in areas that he has knowledge. Students must discuss specific topics in advance and confirm suitability, as well as Professor Rokusha's availability and willingness to supervise them. The purpose of the course is for the student to research and analyze a topic in detail and at a high level of sophistication, and to reflect that analysis in a carefully written and edited paper.</p> <p>Research Paper I is a pre-requisite for Research Paper II. Research Paper II is intended for students who wish to pursue a research topic of greater complexity or at greater depth than is possible in a single academic term under Research Paper I. Accordingly, students who select Research Paper II will be expected to conduct longer-term research that continues over a second consecutive academic term, and to produce a more substantial paper than could be expected in a single term.</p>
2. Relationship to the relevant course (関連する科目との関係)	The Research Paper will allow a student an opportunity to use the tools developed in all of his or her other coursework. Detailed relationship will depend upon the topic.
3. Course Type (授業の方法)	Individual guidance
4. Method of Evaluation (成績評価)	Grade will be based upon the results reflected in the final research paper.
5. Course Material (教材)	Materials will vary by research topic.

## Course Syllabus for LL.M. program (法務研究科グローバル法務専攻 講義要綱)

Course title(授業科目名)	【8-4】 Research Paper II	
Instructor(s)(担当者名)	Rikako WATAI	
Credits(単位数) : 2	Semester(開講学期) : Spring/Fall	(備考)

1. Course Objectives and Attainment Goals (授業の目的と到達目標)	<p>Professor Watai will consider supervision of research papers on comparative studies over administrative law and regulatory process. Interested students must discuss specific topics in advance and confirm suitability.</p> <p>Research Paper I is a pre-requisite for Research Paper II. Research Paper II is intended for students who wish to pursue a research topic of greater complexity or at greater depth than is possible in a single academic term under Research Paper I. Accordingly, students who select Research Paper II will be expected to conduct longer-term research that continues over a second consecutive academic term, and to produce a more substantial paper than could be expected in a single term.</p>
2. Relationship to the relevant course (関連する科目との関係)	<p>Seminar (Japan's Trade Law and Policy) Environmental Litigation in Japan</p> <p>There is no prerequisite but it is helpful if the student has studied administrative law.</p>
3. Course Type (授業の方法)	Individual Guidance
4. Method of Evaluation (成績評価)	Grade will be based upon the results reflected in the final research paper.
5. Course Material (教材)	Materials will vary by research topic.

## Course Syllabus for LL.M. program (法務研究科グローバル法務専攻 講義要綱)

Course title(授業科目名)	【8-4】 Research Paper II	
Instructor(s)(担当者名)	David LITT	
Credits(単位数) : 2	Semester(開講学期) : Spring/Fall	(備考)

1. Course Objectives and Attainment Goals (授業の目的と到達目標)	<p>Professor Litt will consider supervision of research papers on comparative and international law topics in areas that he has knowledge. Students must discuss specific topics in advance and confirm suitability, as well as Professor Litt's availability and willingness to supervise them. The purpose of the course is for the student to research and analyze a topic in detail and at a high level of sophistication, and to reflect that analysis in a carefully written and edited paper.</p> <p>Research Paper I is a pre-requisite for Research Paper II. Research Paper II is intended for students who wish to pursue a research topic of greater complexity or at greater depth than is possible in a single academic term under Research Paper I. Accordingly, students who select Research Paper II will be expected to conduct longer-term research that continues over a second consecutive academic term, and to produce a more substantial paper than could be expected in a single term.</p>
2. Relationship to the relevant course (関連する科目との関係)	The Research Paper will allow a student an opportunity to use the tools developed in all of his or her other coursework. Detailed relationship will depend upon the topic.
3. Course Type (授業の方法)	Individual guidance
4. Method of Evaluation (成績評価)	Grade will be based upon the results reflected in the final research paper.
5. Course Material (教材)	Materials will vary by research topic.

## Course Syllabus for LL.M. program (法務研究科グローバル法務専攻 講義要綱)

Course title(授業科目名)	【8-4】 Research Paper II	
Instructor(s)(担当者名)	Koichi KUSANO	
Credits(単位数) : 2	Semester(開講学期) : Spring/Fall	(備考)

1. Course Objectives and Attainment Goals (授業の目的と到達目標)	<p>Professor Kusano will consider supervision of research papers on law, finance and taxation of corporate acquisitions in areas that he has knowledge. Students must discuss specific topics in advance and confirm suitability, as well as Professor Kusano's availability and willingness to supervise them. The purpose of the course is for the student to research and analyze a topic in detail and at a high level of sophistication, and to reflect that analysis in a carefully written and edited paper.</p> <p>Research Paper I is a pre-requisite for Research Paper II. Research Paper II is intended for students who wish to pursue a research topic of greater complexity or at greater depth than is possible in a single academic term under Research Paper I. Accordingly, students who select Research Paper II will be expected to conduct longer-term research that continues over a second consecutive academic term, and to produce a more substantial paper than could be expected in a single term.</p>
2. Relationship to the relevant course (関連する科目との関係)	The Research Paper will allow a student an opportunity to use the tools developed in all of his or her other coursework. Detailed relationship will depend upon the topic.
3. Course Type (授業の方法)	Individual guidance
4. Method of Evaluation (成績評価)	Grade will be based upon the results reflected in the final research paper.
5. Course Material (教材)	Materials will vary by research topic.



## Course Syllabus for LL.M. program (法務研究科グローバル法務専攻 講義要綱)

Course title(授業科目名)	【8-4】 Research Paper II	
Instructor(s)(担当者名)	Toshinori WADA	
Credits(単位数) : 2	Semester(開講学期) : Spring/Fall	(備考)

1. Course Objectives and Attainment Goals (授業の目的と到達目標)	<p>Professor Wada will consider supervision of research papers on criminal law topics in areas that he has knowledge. Students must discuss specific topics in advance and confirm suitability, as well as Professor Wada's availability and willingness to supervise them. The purpose of the course is for the student to research and analyze a topic in detail and at a high level of sophistication, and to reflect that analysis in a carefully written and edited paper.</p> <p>Research Paper I is a pre-requisite for Research Paper II. Research Paper II is intended for students who wish to pursue a research topic of greater complexity or at greater depth than is possible in a single academic term under Research Paper I. Accordingly, students who select Research Paper II will be expected to conduct longer-term research that continues over a second consecutive academic term, and to produce a more substantial paper than could be expected in a single term.</p>
2. Relationship to the relevant course (関連する科目との関係)	The Research Paper will allow a student an opportunity to use the tools developed in all of his or her other coursework. Detailed relationship will depend upon the topic.
3. Course Type (授業の方法)	Individual guidance
4. Method of Evaluation (成績評価)	Grade will be based upon the results reflected in the final research paper.
5. Course Material (教材)	Materials will vary by research topic.

## Course Syllabus for LL.M. program (法務研究科グローバル法務専攻 講義要綱)

Course title(授業科目名)	【9-1】 Negotiation	
Instructor(s)(担当者名)	Makoto SHIMADA, Masako MIYATAKE	
Credits(単位数) : 2	Semester(開講学期) : Spring	(備考)

1. Course Objectives and Attainment Goals (授業の目的と到達目標)	<p>This course focuses on a legal practice of international business transactions through the method of the study of experience called role-playing in contractual negotiations. It takes as its starting point an understanding of civil and commercial law applicable to international commercial activities and looks at these in strategic way to consider how the rules can be used most effectively in negotiation for and drafting of an international agreement.</p> <p>The aim of this course is to help you to get a practical and realistic understanding of how laws and rules related to international commercial activities may be best used in negotiating and drafting terms of a commercial contract. It will include some consideration of the skills required of a lawyer dealing with negotiation in international business transactions.</p> <p><b>On successful completion of this course, you will be expected to be able to:</b></p> <p><u>Knowledge and understanding:</u></p> <ul style="list-style-type: none"> <li>· demonstrate a knowledge of the structure of typical international business transactions and laws and rules applicable to them, including appropriate familiarity with the relevant provisions of Civil and Commercial laws of Japan.</li> <li>· interpret and apply those laws and rules appropriately within the types of scenario that might arise in negotiation of an international agreement.</li> </ul> <p><u>Skills:</u></p> <ul style="list-style-type: none"> <li>· address complex problems in contractual negotiation scenario in an effective way</li> <li>· analyse and synthesise complex factual data and/or research material to identify issues and potential solutions in relation to contractual negotiations.</li> <li>· show an ability to approach a complex discrepancies between the parties in contractual negotiation in a practical and professional way</li> </ul> <p><u>Values and attitudes:</u></p> <ul style="list-style-type: none"> <li>· take an appropriate professional approach in relation to contractual negotiation.</li> <li>· work as a lawyer in cooperation with other lawyers in ways appropriate for professional commercial law practice</li> </ul>
---	--

2 . Relationship to the relevant course (関連する科目との関係)	The basic knowledge of civil and commercial law in your own jurisdiction is essential for this course. Sound knowledge or parallel study of private international law and/or international business law is desirable though not a prerequisite.						
3 . Course Type (授業の方法)	<p>This course is taught through two separate series of sessions consisting of (i) a series of seminar sessions, and (ii) a series of negotiation practice sessions. Students will participate in both sessions.</p> <p>(i) Seminar Sessions: Seminars will deal with topics related to the basic structure and provisions of international commercial contract, basic negotiation method and technique, drafting of commercial agreement. It will include discussion of topics, student presentations and sometimes skills based work. For each seminar you will be given a list of advanced reading and questions to consider for discussion in class.</p> <p>(ii) Negotiation Practice Sessions: Students will be in separate teams, acting as lawyers for Japanese and English clients played by instructors. Two teams will conduct contractual negotiations in a realistic scenario presented by the client, acted by an instructor, of each side. Seminars will move from the first meeting with the respective client to drafting a contract based on the result of negotiation, taking into account of legal requirements in the relevant jurisdiction and the successful business for both sides.</p> <p>At master's level self-directed learning is important. You will be expected to be ready to engage fully in class discussion on the questions set for consideration and in role paying as lawyer based of the case papers.</p>						
4 . Method of Evaluation (成績評価)	<p>This course will be assessed through (i) student's class contribution and (ii) one final report for formative assessment. Class contribution consists of oral contributions to each class and results of cooperative works produced during the course. For the final report you will be asked to write a 2000 word piece of coursework and to submit on or before the end of the sessions.</p> <p><i>Assessment pattern:</i></p> <table><tr><th>Assessment component</th><th>Assessment type</th><th>Weighting</th></tr><tr><td>Class contribution</td><td>Oral contribution in class discussion and role playing and jointly written assignments, including proposal letters, draft contracts, arbitral and witness statements, etc.</td><td>50%</td></tr></table>	Assessment component	Assessment type	Weighting	Class contribution	Oral contribution in class discussion and role playing and jointly written assignments, including proposal letters, draft contracts, arbitral and witness statements, etc.	50%
Assessment component	Assessment type	Weighting					
Class contribution	Oral contribution in class discussion and role playing and jointly written assignments, including proposal letters, draft contracts, arbitral and witness statements, etc.	50%					

	Final report (2000 word coursework)	Written assignment	50%
5 . Course Material (教材)	All seminars are supported by materials, which will include reading and reference lists, case papers, website links.  For Japanese students, I recommend the following book written in Japanese language to gain basis knowledge of common law system which is frequently used in various international business transactions. 「イギリス取引法入門（慶應義塾大学出版会、2014 年）」		
6 . Course Description （授業内容（細目））			
Session1 (第 1 回)	Seminar 1: outline of legal practices of international business transactions		
Session2 (第 2 回)	Seminar 2: general consideration of international commercial contract		
Session3 (第 3 回)	Seminar 3: basic terms of international commercial contracts		
Session4 (第 4 回)	Negotiation Practice 1: consultation with clients		
Session5 (第 5 回)	Seminar 4: general consideration for contractual negotiation drafting international contract		
Session6 (第 6 回)	Negotiation Practice 2: drafting proposal to counterparty based on client's instructions		
Session7 (第 7 回)	Negotiation Practice 3: 1 <sup>st</sup> negotiation meeting with the counterparty and report of result to client		
Session8 (第 8 回)	Negotiation Practice 4: Discussion with client and drafting counter-proposal based on client's instructions		
Session9 (第 9 回)	Seminar 5: drafting an international commercial contract		
Session10 (第 10 回)	Negotiation Practice 5: 2 <sup>nd</sup> Negotiation Meeting with the counterparty and discussion with client		
Session11	Negotiation Practice 6: consultation with client and report to and		

(第 11 回)	consultation with client
Session12 (第 12 回)	Negotiation Practice 7: 3 <sup>rd</sup> negotiation meeting with counterparty and drafting counter-proposal based on client's instructions
Session13 (第 13 回)	Negotiation Practice 8: final negotiation meeting with the counterparty and drafting counter-proposal based on client's instructions
Session14 (第 14 回)	Negotiation Practice 9: drafting final version of the agreement and report and explanation to the client.
Session15 (第 15 回)	Comments on the process and result of negotiation practice

※This course is planned to be offered at 12 sessions x 2hours.

## Course Syllabus for LL.M. program (法務研究科グローバル法務専攻 講義要綱)

Course title(授業科目名)	【9-2】 Arbitration	
Instructor(s)(担当者名)	Makoto SHIMADA, Masako MIYATAKE, Satoshi YAMABE	
Credits(単位数) : 2	Semester(開講学期) : Fall	(備考)

<p>1. Course Objectives and Attainment Goals (授業の目的と到達目標)</p>	<p>This course focuses on a legal practice of international commercial arbitration through the method of the study of experience called role-playing in an arbitral proceeding. It takes as its starting point an understanding of rules and laws applicable to commercial arbitration and looks at these in strategic way to consider how the rules can be used most effectively in the arbitral proceedings.</p> <p>The aim of this course is to help you to get a practical and realistic understanding of how laws and rules related to international commercial arbitration may be used in dispute resolutions. It will include some consideration of the skills required of a lawyer dealing with the proceedings of arbitration.</p> <p><b>On successful completion of this course, you will be expected to be able to:</b></p> <p><u>Knowledge and understanding:</u></p> <ul style="list-style-type: none"> <li>· demonstrate a knowledge of the rules of arbitration proceedings, including appropriate familiarity with the Arbitration Law of Japan and ICC Rules of Arbitration.</li> <li>· interpret and apply those laws and rules appropriately within the types of scenario that might arise in the proceedings of international commercial dispute resolutions.</li> </ul> <p><u>Skills:</u></p> <ul style="list-style-type: none"> <li>· address complex problems in commercial arbitration scenarios in an effective way</li> <li>· analyse and synthesise complex factual data and/or research material to identify issues and potential solutions in relation to commercial arbitration.</li> <li>· show an ability to approach a complex commercial dispute in a practical and professional way</li> </ul> <p><u>Values and attitudes:</u></p> <ul style="list-style-type: none"> <li>· take an appropriate professional approach in relation to commercial arbitration.</li> <li>· work as a lawyer in cooperation with other lawyers in ways appropriate for professional law practice</li> </ul>
<p>2. Relationship to the relevant course</p>	<p>The basic knowledge of civil and commercial law and civil procedural rules in your own jurisdiction is essential for this course. Sound knowledge or parallel study of private international law and/or international business law is useful though not a prerequisite. Students</p>

(関連する科目との関係)	should also need to study laws and rules of arbitration during this course.						
3 . Course Type (授業の方法)	<p>This course is taught through three separate series of sessions consisting of (i) a series of seminar sessions and (ii) a series of arbitration practice sessions. Students will participate in both sessions.</p> <p>(iii) Seminar Sessions: Seminars will deal with topics related to the basic structure and provisions of international commercial contract, basic negotiation method and technique, drafting of commercial agreement. Seminars will include discussion of topics, student presentations and sometimes skills based work. For each seminar you will be given a list of advanced reading and questions to consider for discussion in class.</p> <p>(iv) Arbitration Practice Sessions: Students will be in separate teams, acting as lawyers for Japanese and English clients played by instructors. Each team of lawyers will act as attorneys representing their respective client in a realistic scenario of commercial arbitration proceeding. Seminars will include the first meeting with the respective client, initiation of an arbitration, preparation and submission of statements and evidence before the arbitral tribunal played by an instructor, examination and cross-examination of witnesses, focusing on what considerations a lawyer should have in mind at each stage, and what options may be available. The sessions will complete by the grant of an arbitral award upon the parties.</p> <p>At master’s level self-directed learning is important. You will be expected to be ready to engage fully in class discussion on the questions set for consideration and in role paying as lawyer based of the case papers.</p>						
4 . Method of Evaluation (成績評価)	<p>This course will be assessed through (i) student’s class contribution and (ii) one final report for formative assessment. Class contribution consists of oral contributions to each class and results of cooperative works produced during the course. For the final report you will be asked to write a 2000 word piece of coursework and to submit on or before the end of the sessions.</p> <p><i>Assessment pattern:</i></p> <table><tr><th>Assessment component</th><th>Assessment type</th><th>Weighting</th></tr><tr><td>Class contribution</td><td>Oral contribution in class discussion and role playing and jointly written assignments, including proposal letters, draft contracts, arbitral and</td><td>50%</td></tr></table>	Assessment component	Assessment type	Weighting	Class contribution	Oral contribution in class discussion and role playing and jointly written assignments, including proposal letters, draft contracts, arbitral and	50%
Assessment component	Assessment type	Weighting					
Class contribution	Oral contribution in class discussion and role playing and jointly written assignments, including proposal letters, draft contracts, arbitral and	50%					

		witness statements, etc.	
	Final report (2000 word coursework)	Written assignment	50%
5 . Course Material (教材)	All seminars are supported by materials, which will include reading and reference lists, case papers, website links.  For Japanese students, I recommend the following book written in Japanese language to gain basis knowledge of common law system which is frequently used in various international business transactions. 「イギリス取引法入門（慶應義塾大学出版会、2014 年）」		
6 . Course Description （授業内容（細目））			
Session1 (第 1 回)	Seminar 1: general consideration of international commercial arbitration		
Session2 (第 2 回)	Seminar 2: outline of arbitral proceedings, basic structure of arbitral statements		
Session3 (第 3 回)	Arbitration Practice 1: hearing from client		
Session4 (第 4 回)	Arbitration Practice 2: drafting Request for Arbitration including Particulars of Claim, discussion with the client		
Session5 (第 5 回)	Arbitration Practice 3: drafting Statement (Answer to the Particulars of Claim)		
Session6 (第 6 回)	Seminar 3: role of case management conference, preparation for evidence and disclosure		
Session7 (第 7 回)	Arbitration Practice 4: Preliminary Meeting with the counterparty and the arbitrator		
Session8 (第 8 回)	Arbitration Practice 5: Preparation for Terms of Reference, Discussion with the counterparty		
Session9 (第 9 回)	Arbitration Practice 6: Case Management Conference		
Session10 (第 10 回)	Seminar 4: examination of witnesses and role of witness statements		



Session11 (第 11 回)	Arbitration Practice 7: Preparation for Witness Statements
Session12 (第 12 回)	Arbitration Practice 8: Preparation for examination and cross-examination of witnesses
Session13 (第 13 回)	Arbitration Practice 9: examination and cross-examination of witnesses at arbitral trial
Session14 (第 15 回)	Arbitration Practice 10: preparation for final statement
Session15 (第 16 回)	Arbitration Award and Comments on Arbitration Practice

※This course is planned to be offered at 12 sessions x 2hours.

## Course Syllabus for LL.M. program (法務研究科グローバル法務専攻 講義要綱)

Course title(授業科目名)	【9-3】 Drafting International Agreements	
Instructor(s)(担当者名)	John SASAKI, Keiko OHARA	
Credits(単位数) : 2	Semester(開講学期) : Fall	(備考)

1. Course Objectives and Attainment Goals (授業の目的と到達目標)	<p>The objective of this course is to provide law students with the basic tools to understand, analyze, draft and negotiate international agreements. We will start with general principles of contract drafting and review, and then look at specific provisions that often become the subject of negotiation in an international context. Finally, we will look at some specific kinds of agreements and the issues they raise in cross-border transactions, including license agreements, joint venture agreements and M&amp;A agreements.</p> <p>In addition to the technical skills required to draft international agreements, we will place these contracts in the real world. This means understanding the business goals of your client as well as the other party, and the possible negotiation strategies of your opposing counsel. Also, with the current trend toward the commoditization of legal services, lawyers are increasingly required to expand the scope of their perspective to beyond simply legal matters. We will try to prepare you for this reality, so that you can provide practical advice while still protecting the interests of your client, to be “deal-makers” and not “deal-breakers”.</p>
2. Relationship to the relevant course (関連する科目との関係)	<p>International Commercial Transactions Law, Finance and Taxation of Corporate Acquisitions Comparative Contract Law Comparative Corporate Finance and Law Also, other business law classes relate to this course.</p>
3. Course Type (授業の方法)	<p>We will use a U.S.-style Socratic method of discussion during class. We may also use mini-quizzes during certain classes to confirm your progress in understanding the important points. We will also use a portion of the overall class time (e.g., 20%) for practical exercises, such as drafting and/or mock negotiations. The final exam will be an oral exam.</p>
4. Method of Evaluation (成績評価)	<p>Class contribution - 60%; Final examination - 40%</p>
5. Course Material (教材)	<p>Handouts - Contract forms</p>
6. Course Description (授業内容 (細目))	
Session1	1. Overview of Drafting International Agreements

(第 1 回)	<ul style="list-style-type: none"> <li>- Introduction and Overview</li> <li>- Purpose and Objectives</li> </ul>
Session2 (第 2 回)	2. Structure of an International Agreement <ul style="list-style-type: none"> <li>- Business vs. Legal Provisions</li> <li>- Substantive vs. Boilerplate Provisions</li> </ul>
Session3 (第 3 回)	3. Specific Provisions in an International Agreement <ul style="list-style-type: none"> <li>- Governing Law and Jurisdiction</li> <li>- Dispute Resolution</li> <li>- Representations and Warranties</li> <li>- Covenants</li> <li>- Conditions</li> </ul>
Session4 (第 4 回)	4. Specific International Agreements - LOI <ul style="list-style-type: none"> <li>- Letters of Intent (LOIs)</li> <li>- Memoranda of Understanding (MOUs)</li> </ul>
Session5 (第 5 回)	5. Specific International Agreements - NDA <ul style="list-style-type: none"> <li>- Confidentiality Agreements</li> <li>- Non-Disclosure Agreements</li> </ul>
Session6 (第 6 回)	6. Specific International Agreements – Commercial Transactions <ul style="list-style-type: none"> <li>- Sale and Purchase Agreement</li> <li>- Distribution Agreement</li> <li>- Supply Agreement</li> </ul>
Session7 (第 7 回)	7. Specific International Agreements – M&A Transactions <ul style="list-style-type: none"> <li>- Stock Sale and Purchase Agreement</li> <li>- Merger Agreement</li> <li>- Asset Sale and Purchase Agreement</li> </ul>
Session8 (第 8 回)	8. Specific International Agreements – Intellectual Property Contracts <ul style="list-style-type: none"> <li>- License Agreement</li> <li>- Development Agreement</li> <li>- Collaboration Agreement</li> <li>- Manufacturing Agreement</li> <li>- SaaS Agreement</li> <li>- Inventions Assignment Agreement</li> </ul>
Session9 (第 9 回)	9. Specific International Agreements – Joint Ventures <ul style="list-style-type: none"> <li>- Joint Venture Agreement</li> <li>- Shareholder Agreement</li> <li>- Ancillary Agreements</li> </ul>
Session10 (第 10 回)	10. Specific International Agreements – Venture Capital Financing <ul style="list-style-type: none"> <li>- Stock Purchase Agreement</li> <li>- Investor Rights Agreement</li> <li>- Right of First Refusal and Co-Sale Rights Agreement</li> <li>- Voting Agreement</li> </ul>

<b>Session11</b> (第 11 回)	11. Specific International Agreements – Fund Formation - Limited Partnership Agreement - Limited Liability Company Operating Agreement
<b>Session12</b> (第 12 回)	12. Specific International Agreements – Service Contracts - Service Agreement - Employment Agreement
<b>Session13</b> (第 13 回)	13. Field Trip - TBD
<b>Session14</b> (第 14 回)	14. Remaining Issues - Issues - Local Corporate Law Compliance - Taxes
<b>Session15</b> (第 15 回)	15. Wrap-Up/Conclusion
<b>Session16</b> (第 16 回)	Final Examination

## Course Syllabus for LL.M. program (法務研究科グローバル法務専攻 講義要綱)

Course title(授業科目名)	<b>【9-4】 Drafting and Negotiation of M&amp;A and JV Transactions</b>	
Instructor(s)(担当者名)	Nels HANSEN	
Credits(単位数) : 2	Semester(開講学期) : Fall	(備考)

1. Course Objectives and Attainment Goals (授業の目的と到達目標)	<p>This course aims to teach you the basic practical elements of M&amp;A, strategic alliances and joint ventures through assignments and exercises derived from real-life examples. We will conduct basic contract drafting and negotiation exercises throughout the course, and discuss the legal and business impact of the language as we progress through the elements of these agreements and other documents. Further, we will conduct due diligence exercises to simulate early assignments that one might get at a law firm doing M&amp;A and connect due diligence with the practicalities of drafting and negotiation to bring home the underestimated importance of legal due diligence and provide practical advice directed at prospective new associates doing this work. Participants in this course should emerge with a basic understanding of how these agreements work in practice, the ability to fix or avoid some common technical blunders, and how to explain these provisions to their future clients once they start their careers. During the course, we will also discuss how foreign law and Japanese law can impact how these agreements are interpreted, and the implications for choice of law in these agreements and the laws under which a strategic alliance is formed.</p>
2. Relationship to the relevant course (関連する科目との関係)	<p>There are no formal prerequisites for this course. Any courses related to contract drafting and practice may be helpful, but the material in this course is intended to be at a basic, introductory level.</p> <p>Drafting International Agreements Law, Finance and Taxation of Corporate Acquisitions</p>
3. Course Type (授業の方法)	<p>We will take a practical approach, using examples derived from real contracts as the core of our teaching materials. The course materials will include examples of how contracts were negotiated between foreign companies and Japanese companies, as well as purely foreign transactions. The percentage of the class time that will involve negotiations or practical exercises other than lectures will depend on the progress of such negotiations and exercises, but about 10-20% of the course time would be such practical exercises.</p>
4. Method of Evaluation (成績評価)	<p>Grading will be based primarily on short practical assignments given after the lectures, where students will be asked to apply the knowledge gained from course materials and class discussion. In addition, class contribution will count for a small portion of the grading. The full breakdown is as follows:</p> <p>Class contribution (10%); and Assignments (90%), within which the following 3 factors will account for 30% each: Carefulness in drafting;</p>

	Identifying issues; and Effectively addressing issues.
5. Course Material (教材)	The course materials will consist primarily of contracts, term sheets and narrative descriptions of the situation in which a hypothetical lawyer finds him or herself drafting a contract or negotiating with a counterparty. Lessons 1-14 focus on M&A. Lessons 15-16 will focus on terms more typical in the strategic alliance and joint venture context. Tax and accounting considerations, while often very important, are beyond the scope of this course and will be touched upon only lightly.
6. Course Description (授業内容 (細目) )	
Session1 (第 1 回)	Introduction and Overview; Due Diligence Basics
Session2 (第 2 回)	The Closing: What happens when the deal is effectuated
Session3 (第 3 回)	Working Capital Adjustments and other price terms
Session4 (第 4 回)	Escrows and Holdbacks; Registration Rights
Session5 (第 5 回)	Earn-Outs: A way to bridge a valuation gap, or a trap for the unwary Buyer?
Session6 (第 6 回)	Representations and Warranties of the Seller: What is being bought, and what can the seller say about it?
Session7 (第 7 回)	The Seller Disclosure Schedule; revisiting Due Diligence of the Buyer and Seller
Session8 (第 8 回)	Indemnification claims, escrow accounts and releases
Session9 (第 9 回)	Conditions to the Closing
Session10 (第 10 回)	Termination and Effect of Termination
Session11 (第 11 回)	Interim Covenants: What can happen, and what must happen, between Signing and Closing?
Session12 (第 12 回)	"Miscellaneous," "General" or "Boilerplate" Provisions

Session13 (第 13 回)	Ancillary Agreements
Session14 (第 14 回)	Dispute resolution and settlement
Session15 (第 15 回)	Strategic Alliances: Governance rights, non-competes, capital calls Put and Call Rights; Share transfer restrictions

## Course Syllabus for LL.M. program (法務研究科グローバル法務専攻 講義要綱)

Course title(授業科目名)	【9-7】 Moot Court I	
Instructor(s)(担当者名)	Setsuko AOKI	
Credits(単位数) : 2	Semester(開講学期) : Fall	(備考)

1. Course Objectives and Attainment Goals (授業の目的と到達目標)	This course aims at studying both the procedure of international trial done before the International Court of Justice (ICJ) as well as the technique to write Memorial and develop arguments in the oral proceedings thereof. Students are recommended to participate in the Asia-Pacific round of the Manfred Lachs Moot Court competition held each May/June in the Asia-Pacific countries. The goal is to win the Asia-Pacific round and to proceed in the semi-final and even final competitions held in late September to early October.
2. Relationship to the relevant course (関連する科目との関係)	In order to have an experience of the full cycle of Moot Court competition, the student is encouraged to take both Moot Court I,II although not necessarily in that order.
3. Course Type (授業の方法)	Exercises and training with necessary lectures and writing training
4. Method of Evaluation (成績評価)	Memorial writing (60 percent) Class contribution (40 percent)
5. Course Material (教材)	Manfred Lachs Moot Court competition materials offered by the International Institute of Space Law (IISL) <a href="http://www.iislweb.org/lachsmoot/">http://www.iislweb.org/lachsmoot/</a>
6. Course Description (授業内容 (細目) )	
Session1 (第 1 回)	What is the Manfred Lachs space law moot court competition?  Its traditions and procedures from national to regional to world competition Explanation about the competition procedures
Session2 (第 2 回)	Reading of the year 2017's competition problem  Introduction of the problem (about 3000 words) The essence of the problem in terms of international space law
Session3 (第 3 回)	Exercise 1 Extracting the points in international space law (1)  Significant points under the international space law are discussed.



	Explanation of the space law relating to such points is given.
Session4 (第 4 回)	Exercise 2 Extracting the points in international space law (2)  Significant points under the international space law are discussed. Explanation of the space law relating to such points is given.
Session5 (第 5 回)	Training 1 Writing of the Memorial of the plaintiff and defendant (1)  “Memorial” (development of the claims of the plaintiff and defendant) will be written in a team of two- to three students Advice of the writing technique, etc.
Session6 (第 6 回)	Training 2 Writing of the Memorial of the plaintiff and defendant (2)  “Memorial” (development of the claims of the plaintiff and defendant) will be written in a team of two- to three students Advice of the writing technique, etc.
Session7 (第 7 回)	Training 3 Writing of the Memorial of the plaintiff and defendant (3)  “Memorial” (development of the claims of the plaintiff and defendant) will be written in a team of two- to three students Advice of the writing technique, etc.
Session8 (第 8 回)	Training 4 Moot Court oral proceedings (1)  The plaintiff team and defendant team develop their arguments on the first question of the year 2017’s problem.
Session9 (第 9 回)	Training 5 Moot Court oral proceedings (2)  The plaintiff team and defendant team develop their arguments on the second question of the year 2017’s problem.
Session10 (第 10 回)	Training 6 Moot Court oral proceedings (3)  The plaintiff team and defendant team develop their arguments on the third question of the year 2017’s problem.
Session11 (第 11 回)	Class discussion of the performance and problems findings to amend Memorials to submit the Manfred Lachs Moot Court Competition. Start writing a second version of the Memorials
Session12 (第 12 回)	Training 7 Writing of the revised version of the Memorial of the plaintiff and defendant (1)  Preparation for the submission of the Memorial to the IISL Asia-Pacific round
Session13 (第 13 回)	Training 8 Writing of the revised version of the Memorial of the plaintiff and defendant (2)  Preparation for the submission of the Memorial to the IISL Asia-Pacific round
Session14	Training 8 Moot Court Competition (1)

(第 14 回)	Invite judges (space law experts) and formal style competition will be conducted.
Session15 (第 15 回)	Training 9 Moot Court Competition (2)  Invite judges (space law experts) and formal style competition will be conducted. Submit the two Memorials (plaintiff and defendant) to the IISL.

※This course is planned to be offered at 12 sessions x 2hours.

## Course Syllabus for LL.M. program (法務研究科グローバル法務専攻 講義要綱)

Course title(授業科目名)	【9-5】 Moot Court I	
Instructor(s)(担当者名)	Ariel TREHEARNE	
Credits(単位数) : 2	Semester(開講学期) : Spring	(備考)

1. Course Objectives and Attainment Goals (授業の目的と到達目 標)	<p>This course is designed to provide students a solid foundation in the basics of oral advocacy and experience with developing written submissions for use in arbitration of all kinds. All students will use the Jessup International Moot Court materials as the foundation for skill development in the course.</p> <p>Student participation in moot courts is also encouraged and may include the Vis Japan pre moot, the Japan Cup/Asia Cup, depending on yearly schedules.</p> <p>The goal of all students should be to be able to confidently present ideas in a persuasive manner, both orally and in writing.</p>
2. Relationship to the relevant course (関連する科目との関 係)	<p>Moot Court I and Moot Court II taught by professor TREHEARNE are designed to complement each other.</p> <p>Moot Court I uses materials from the Jessup International Moot Court, while Moot Court II is designed to participate in the intercollegiate negotiation competition. Either course maybe taken before the other.</p> <p>International Commercial Arbitration Cross-Border Litigation</p>
3. Course Type (授業の方法)	<p>Seminar format supplemented by lectures, exercises, and training.</p>
4. Method of Evaluation (成績評価)	<p>Students will be evaluated based on their contribution to class(50%), and demonstrated application of the techniques learned in the course(50%).</p>
5. Course Material (教材)	<p>Materials used will depend on student numbers, abilities, and interest but will include those materials used each year in the Jessup International Moot Court:</p> <p><a href="https://www.ilsa.org/jessuphome/2014-08-15-09-28-07/competition-materials">https://www.ilsa.org/jessuphome/2014-08-15-09-28-07/competition-materials</a></p>
6. Course Description (授業内容 (細目) )	
Session1 (第 1 回)	<p>Introduction to arbitration and advocacy</p> <p>Introduction to the Jessup International Law Moot Court</p>
Session2	<p>Discussing the problem and identifying potential legal issues; placing those issues within the appropriate legal context (1)</p>

(第 2 回)	
Session3 (第 3 回)	Discussing the problem and identifying potential legal issues; placing those issues within the appropriate legal context (2)
Session4 (第 4 回)	Effective writing (1): key concepts
Session5 (第 5 回)	Sources of legal research and review of the first batch of basic materials
Session6 (第 6 回)	Effective writing (2): practice drafting submissions
Session7 (第 7 回)	Effective writing (3): practice drafting submissions
Session8 (第 8 回)	Oral advocacy (1): use and effectiveness
Session9 (第 9 回)	Oral advocacy (2): examples of effective and ineffective oral advocacy, group discussion
Session10 (第 10 回)	Oral advocacy (3): self evaluation and peer evaluation
Session11 (第 11 回)	Sources of legal research and review of the second batch of basic materials
Session12 (第 12 回)	Oral advocacy (4): witnesses
Session13 (第 13 回)	Revising written submissions (and the use of post hearing submissions)
Session14 (第 14 回)	Revising written submissions (and the use of post hearing submissions)
Session15 (第 15 回)	Students will participate in either (1) an internal moot court within KLS with judges invited from international law firms and academia, or (2) an external moot court

※This course is planned to be offered at 12 sessions x 2hours.

## Course Syllabus for LL.M. program (法務研究科グローバル法務専攻 講義要綱)

Course title(授業科目名)	【9-8】 Moot Court II	
Instructor(s)(担当者名)	Setsuko AOKI	
Credits(単位数) : 2	Semester(開講学期) : Spring	(備考)

1. Course Objectives and Attainment Goals (授業の目的と到達目 標)	This course aims at studying both the procedure of international trial done before the International Court of Justice (ICJ) as well as the technique to write Memorial and develop arguments in the oral proceedings thereof. Students are recommended to participate in the Asia-Pacific round of the Manfred Lachs Moot Court competition held each May/June in the Asia-Pacific countries. The goal is to win the Asia- Pacific round and to proceed in the semi-final and even final competitions held in late September to early October.
2. Relationship to the relevant course (関連する科目との関 係)	In order to have an experience of the full cycle of Moot Court competition, the student is encouraged to take both Moot Court I,II although not necessarily in that order.
3. Course Type (授業の方法)	Exercises and training with necessary lectures and writing training
4. Method of Evaluation (成績評価)	Memorial writing (60 percent) Class contribution (40 percent)
5. Course Material (教材)	Manfred Lachs Moot Court competition materials offered by the International Institute of Space Law (IISL) <a href="http://www.iislweb.org/lachsmoot/">http://www.iislweb.org/lachsmoot/</a>
6. Course Description (授業内容 (細目) )	
Session1 (第 1 回)	What is the Manfred Lachs space law moot court competition?  Its traditions and procedures from national to regional to world competition Explanation about the competition procedures
Session2 (第 2 回)	Analysis of the issues relating to the year 2017's competition problem  Points of importance in terms of international space law, international law and other related fields of law
Session3	Exercise 1 Extracting the points in international space law (1)

(第 3 回)	Significant points under the international space law are discussed. Explanation of the space law relating to such points is given.
Session4 (第 4 回)	Exercise 2 Extracting the points in international space law (2)  Significant points under the international space law are discussed. Explanation of the space law relating to such points is given.
Session5 (第 5 回)	Training 1 Analysis of the Memorial of the plaintiff and defendant (1) Existent "Memorial" (development of the claims of the plaintiff and defendant) will be analyzed so that revised version of memorials will be more effectively written in a team of two- to three students.
Session6 (第 6 回)	Training 2 Writing of the Memorial of the plaintiff and defendant (2)  Revised version of "Memorial" (development of the claims of the plaintiff and defendant) will be written in a team of two- to three students
Session7 (第 7 回)	Training 3 Writing of the Memorial of the plaintiff and defendant (3)  Second revised version of "Memorial" (development of the claims of the plaintiff and defendant) will be written in a team of two- to three students
Session8 (第 8 回)	Training 4 Moot Court oral proceedings (1)  The plaintiff team and defendant team develop their arguments on the first question of the year 2017's problem possibly for the world final round to be held in Australia. (In case the Keio team cannot go to world finals, preparation will be made for alternative competition to be held in Japan.)
Session9 (第 9 回)	Training 5 Moot Court oral proceedings (2)  The plaintiff team and defendant team develop their arguments on the second question of the year 2017's problem possibly for the world final round to be held in Australia. (In case the Keio team cannot go to world finals, preparation will be made for alternative competition to be held in Japan.)
Session10 (第 10 回)	Training 6 Moot Court oral proceedings (3)  The plaintiff team and defendant team develop their arguments on the third question of the year 2017's problem for preparing possibly for the world final round to be held in Australia. (In case the Keio team cannot go to world finals, preparation will be made for alternative competition to be held in Japan.)
Session11 (第 11 回)	Class discussion of the performance and problems findings to amend Memorials to submit the Manfred Lachs Moot Court Competition. Start writing the final version of the Memorials
Session12	Training 7 Writing of the final version of the Memorial of the plaintiff and defendant (1)

(第 12 回)	Focus is placed on the accuracy, consistency and the style.
Session13 (第 13 回)	Training 8 Writing of the final version of the Memorial of the plaintiff and defendant (2)  Consistency of the logic is reconfirmed.
Session14 (第 14 回)	Training 8 Moot Court Competition (1)  Invite judges (space law experts) and formal style competition will be conducted.
Session15 (第 15 回)	Training 9 Moot Court Competition (2)  Invite judges (space law experts) and formal style competition will be conducted. Submit the final Memorials (plaintiff and defendant) to the International Institute of Space Law (IISL) for the world finals.

## Course Syllabus for LL.M. program (法務研究科グローバル法務専攻 講義要綱)

Course title(授業科目名)	【9-6】 Moot Court II	
Instructor(s)(担当者名)	Ariel TREHEARNE	
Credits(単位数) : 2	Semester(開講学期) : Fall	(備考)

1. Course Objectives and Attainment Goals (授業の目的と到達目標)	<p>This course is designed to provide students practical experience with oral advocacy and developing written submissions. Depending on (a) numbers, and (b) language abilities, students will be expected to participate in the intercollegiate negotiation competition (the INC) held in Japan in late November each year.</p> <p>Participation in other moots may also be possible, depending on student interest, scheduling, and numbers.</p> <p>The goal of all students should be to be able to confidently present ideas in a persuasive manner, both orally and in writing.</p>
2. Relationship to the relevant course (関連する科目との関係)	<p>Moot Court I and Moot Court II taught by professor TREHEARNE are designed to complement each other.</p> <p>Moot Court I uses materials from the Jessup International Moot Court, while Moot Court II is designed to participate in the intercollegiate negotiation competition. Either course maybe taken before the other.</p> <p>International Commercial Arbitration Cross-Border Litigation</p>
3. Course Type (授業の方法)	Seminar format supplemented by lectures, exercises, and training.
4. Method of Evaluation (成績評価)	<p>Students will be evaluated based on their contribution to class (50%), and demonstrated application of the techniques learned in the course (50%) through written submissions and oral submissions.</p> <p>*Note: any scores earned at the INC will not be used as the basis for the course score</p>
5. Course Material (教材)	Materials used will depend on student numbers, abilities, and interest but will include those materials from the INC (see <a href="http://www.negocom.jp/eng/">http://www.negocom.jp/eng/</a> )
6. Course Description (授業内容 (細目))	
Session1 (第1回)	<p>Introduction to advocacy (negotiation and arbitration)</p> <p>Introduction to the INC</p>



Session2 (第 2 回)	Discussing the problem and identifying potential legal issues; placing those issues within the appropriate legal context (1)
Session3 (第 3 回)	Effective writing (1): key concepts, review of confidential materials
Session4 (第 4 回)	Effective writing (2): practice drafting submissions
Session5 (第 5 回)	Effective writing (3): practice drafting submissions, transmission of submissions to INC
Session6 (第 6 回)	Effective writing (4): practice drafting submissions, transmission of submissions to INC
Session7 (第 7 回)	Oral advocacy (1): introduction to oral advocacy and examples of effective and ineffective oral advocacy
Session8 (第 8 回)	Attending INC (two days)
Session9 (第 9 回)	Oral advocacy (2): self evaluation and peer evaluation
Session10 (第 10 回)	Effective writing (5): reviewing judge feedback and self evaluation
Session11 (第 11 回)	Oral advocacy (4): witnesses (interviewing)
Session12 (第 12 回)	Oral advocacy (5): witnesses (cross examination)
Session13 (第 13 回)	Effective writing (6): post hearing submissions drafting
Session14 (第 14 回)	Student final oral presentations (1)
Session15 (第 15 回)	Student final oral presentations (2)  Wrap-up and feedback

## Course Syllabus for LL.M. program (法務研究科グローバル法務専攻 講義要綱)

Course title(授業科目名)	【9-9】 Internship	
Instructor(s)(担当者名)	Setsuko AOKI, Makoto SHIMADA, Reid MONROE-SHERIDAN	
Credits(単位数) : 2	Semester(開講学期) : Spring/Fall	(備考)

1. Course Objectives and Attainment Goals (授業の目的と到達目標)	In Internship, each student is dispatched to a host institution (law firm/company or government agency/ international institution) for a specified period of time to learn in the law in a “real world” work environment. By learning in such an environment, students can come to understand law practice, the significance of lawyers’ mission and responsibility, and increase learning their motivation.
2. Relationship to the relevant course (関連する科目との関係)	N/A
3. Course Type (授業の方法)	<p>During summer between terms (in principle for a period of at least 10 days or 15 days), students will go to their host law firm and will study by undertaking actual legal work under the supervision of a lawyer. At conclusion of the internship, the student will present a report to the internship committee.</p> <p>Students must attend an advance preparatory guidance session at the law school.</p> <p>(As it is not always possible to identify a host law office for every student wishing an internship, students must remain flexible in their study plans.)</p>
4. Method of Evaluation (成績評価)	[Pass/fail] based upon report of supervisor and student self-report
5. Course Material (教材)	N/A