Bibliography of Recently Published Japanese Law Books

Prepared and Annotated by Masao Fukushima, Librarian
Attorney-General's Office Library
Branch of the National Diet Library
Tokyo

The publications listed here are on order or are in the libraries indicated by these symbols:

CLL—Los Angeles County Law Library, 703 Hall of Records, Los Angeles 12, Calif.
CSt-H—Hoover Institute and Library, Stanford University, Stanford, Calif.
CtY-L—Yale Law Library, New Haven, Conn.
IEN-L—Elbert H. Gary Library, Northwestern University, Chicago 11, Ill.
MiU-L—Law Library, University of Michigan, Ann Arbor, Mich.
MnU-L—Law Library, University of Minnesota, Minneapolis, Minn.
WaU-L—Law Library, University of Washington, Seattle 5, Wash.

The author took an important part in drafting the new Law of Criminal Procedure, he has annotated the articles of the law, adding his own opinion dissenting from the legislative authority. This book should be called the authoritative textbook on the new law.


Our Civil Code, revised after the war, incorporates the principle of Truth and Sincerity ([Treu und Glauben]) This principle was important long before the revision of the code, and has been adopted in the statutes and cases in Japan. The book is divided into two parts, theory and cases.


This is an excellent book, one of the very few texts dealing with the legal history of Japan (both public and civil law) from remote times to Meiji period. The ages are divided into Antiquity (250 B.C.–603 A.D.), Ancient Times (603–964), Middle Age (967–1467), Recent Times (1467–1858), subject matter is classified as organization of central government.

IEN-L, MiU-L, WaU-L

Ishii, Teruhisa (Professor, Tokyo University) Kigyō keitai ron (Legal forms of the enterprises) Tokyo Yōhikaku, 1947 Pp. 360. 350 yen.

The author, a mercantile law scholar, suggests forms of economic organization and enterprise for the peaceful reconstruction of Japanese economy

WaU-L

Ishimoto, Masao (Professor, Osaka Prefectural University) Hōjinkaku no riron to rekishi (Theory and history of judicial persons) Tokyo Nihon Hyoronsha, 1947 Pp. 281. 200 yen.

The author is concerned with the essential characteristics of judicial persons, and compares the legal theories in German and Roman law

WaU-L


Among the many published annotations to the 1946 Constitution, this work by seventeen members of the Tokyo University Law Faculty is reputed the most detailed and the best.

IEN-L, WaU-L

Kamo, Michitaka (Professor, Waseda University) Iriai no kenkyu (Studies on “Iriai” [common profit]) 2d ed. Tokyo Nihon Hyōronsha, 1948. Pp. 496. 350 yen.

The Civil Code preserves the right of “Iriai,” the right of villagers to gather in common firewood and grass from forest and pasture. Iriai had its origin in the feudal age. The author collects the Supreme Court cases preceding the civil code, and studies analytically the essence and nature of the right.

IEN-L, WaU-L


A sociological-legal study of the land laws of Japan and China.

IEN-L, MnU-L, WaU-L

*(To be continued in August issue)*