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### ANJeL Newsletter – June 2006

**In memoriam:** We are shocked and saddened to learn of the sudden **passing of Professor Malcolm Smith**, one of the doyens of Japanese Law studies in Australia, Japan, and the rest of the world. As many of you know, Mal was a University of Melbourne and Harvard graduate who established the Asian Law Centres at University of Melbourne and University of British Columbia. In 2004, he took a position with Chuo University in Tokyo to be part of the historic change in Japanese legal education. He also taught regularly at Chulalongkorn University in Thailand. Mal was a wonderful colleague and friend to many of us. To the very end he was actively contributing to ANJeL, as a foundation member of the Advisory Board, keen participant in ANJeL conference, and co-organiser of the following public lectures in Tokyo by Chief Justice Spigelman. The lecture at Chuo Law School will proceed, and ANJeL welcomes your thoughts on other ways to honour Mal's legacy, as well as any messages you might wish us to forward to his wife Ros and daughter Cara (via [anjel@law.usyd.edu.au](mailto:anjel@law.usyd.edu.au), in confidence).

1. Chief Justice Spigelman of the Supreme Court of New South Wales is leading a judicial delegation to Japan during the Year of Australia in Japan. The Chief Justice was a member of the Prime Ministerial delegation to Japan during the Whitlam years which resulted in the "NARA" Treaty of 1976. He is particularly interested in promoting judicial cooperation in Asia, and cross-border commercial dispute resolution. The Chief Justice will give two lectures, primarily to law students (*eibeibo* and *shotorihikiho* respectively), but open also to any ANJeL members who wish to attend:

(a) Lecture: "Issues in International Commercial Litigation" (including Justice Bergin, in charge of the Supreme Court's Commercial List; in English, with summary translation into Japanese)

When: **Thursday 13 July 2006**, 9.15-10.45am

Where: Sophia (Jochi) University Law School, Yotsuya Campus Building 10

[http://www.sophia.ac.jp/E/E\\_universityinfo.nsf/Content/yotsuya\\_access](http://www.sophia.ac.jp/E/E_universityinfo.nsf/Content/yotsuya_access)

ANJeL members: RSVP to Professor Souichirou Kozuka, Program Convenor – ANJeL-in-Japan (Kanto):  
[http://www.law.usyd.edu.au/anjel/content/anjel\\_people\\_prog.html](http://www.law.usyd.edu.au/anjel/content/anjel_people_prog.html)

(b) Lecture: "Australia-Japan Relations and Judicial Co-operation"

When: **Friday 14 July 2006**, 10am-12 noon

Where: Chuo Law School Moot Court Room

9th Floor, Ichigaya Campus, 42-8, Ichigaya Hommura-cho, Shinjuku-ku

(next to the Self Defence Forces Campus on Yasukuni-dori)

This second lecture is open to the public, and overflow seating is available via a video link to another classroom if the Moot Court is filled to capacity. Seats will be held in the Moot Court Room for ANJeL members until 9.55 am.

2. ANJeL is keen to support a team to compete in the Intercollegiate Negotiation (and Arbitration) competition in **Tokyo 2-3 December 2006**, preferably in the stream in Japanese, and initially limited to law students at or associated with ANU, UNSW and USydney. Interested candidates should contact Kent Anderson ([AndersonK@law.anu.edu.au](mailto:AndersonK@law.anu.edu.au)). They should be prepared for an interview around **mid-July**, and to set aside preparation time over November (despite exams!). Accommodation in Tokyo is provided by the competition sponsors, and ANJeL will provide some or all funding towards airfares.  
See [http://www.law.usyd.edu.au/anjel/content/anjel\\_teaching\\_comp.html](http://www.law.usyd.edu.au/anjel/content/anjel_teaching_comp.html)
3. Submissions for the \$1000 ANJeL Blake Dawson Waldron Essay Prize in Japanese Law, open to all Australian law students (even some in Japan), are due on **31 October 2001**. Please see [http://www.law.usyd.edu.au/anjel/content/anjel\\_teaching\\_essaypriz.html](http://www.law.usyd.edu.au/anjel/content/anjel_teaching_essaypriz.html) and notify anyone possibly interested.
4. ANJeL is delighted to announce agreement on a recurrent sponsorship proposal from Blake Dawson Waldron, a leading Australian law firm with particular interest in Japan. Funding will mainly be directed towards the Essay Prize and the Moot Competition, but other collaboration is also envisaged.
5. Issue 21 of the Journal of Japanese Law is at the printers. Hard copies are available to those who join the DJJV, ANJeL's affiliate in Germany, but selected articles are also available through ANJeL websites. Issue 22 in December will include some papers from the ANJeL Japanese Law conference in Sydney in February, including Chief Justice Spigelman's lunch-time address (program and materials available via [http://www.law.usyd.edu.au/anjel/content/anjel\\_events\\_past.html](http://www.law.usyd.edu.au/anjel/content/anjel_events_past.html)). Those interested in submitting a paper should check if it appears to fit the themes addressed at that conference, and do so **by 30 September 2006** following the Style Guide available at: [http://www.law.usyd.edu.au/anjel/content/anjel\\_research\\_pap.html](http://www.law.usyd.edu.au/anjel/content/anjel_research_pap.html)
6. ANJeL will again collaborate in the Kyoto Seminar in Japanese Law, taught intensively in English to both Japanese and international students at Ritsumeikan University Law School over **5-9 February 2007**. ANU, UNSW, and USydney have all accredited this course as the equivalent of one postgraduate law unit. Places are limited so students at those institutions should pre-register their interest with, respectively, Kent Anderson, Luke Nottage ([luken@law.usyd.edu.au](mailto:luken@law.usyd.edu.au)) or Leon Wolff ([leon.wolff@unsw.edu.au](mailto:leon.wolff@unsw.edu.au)), although formal registration will only commence from September. See: [www.kyoto-seminar.jp](http://www.kyoto-seminar.jp)
7. ANJeL will hold its next annual international conference at the Australian National University in Canberra on **5-6 July 2007**. The conference will follow the Japanese Studies Association of Australia conference at ANU from **1-4 July 2007**, where ANJeL will also sponsor a Japanese Law panel. A major theme will involve comparing Japan's new *saiiban-in* (quasi-jury) procedure for serious criminal cases, with input from senior academics and practitioners from both Australia and Japan. For details or to register interest, please contact [AndersonK@law.anu.edu.au](mailto:AndersonK@law.anu.edu.au).
8. ANJeL Judges-in-Residence Ishida and Miura have just returned to Japan after a very productive year of comparative law study based in Sydney and Melbourne respectively. Judge Ishida's paper comparing evidence law in Japan and Australia will soon be available via the ANJeL websites. Please welcome their successors, respectively Judge Masuo (Sydney) and Judge Kawajiri (Melbourne): [http://www.law.usyd.edu.au/anjel/content/anjel\\_people\\_judge.html](http://www.law.usyd.edu.au/anjel/content/anjel_people_judge.html).