

Course title	Comparative Law in Asian Context 1 (Kobe SALAD)				
Teacher(s)	SAITO Akira			開講区分	単位数
				1st semester	2.0
Numbering Code	J2ML600	Day・Period	Other	Timetable Slot Code	1J397

Lesson topic

This program is designed for the students who study law in various jurisdictions within and beyond Asia for promoting the understanding as to the diversity of legal systems and social cultures in Asia from the spirit of building inclusive and mutually beneficial relationships among the lawyers in the next generation. Students will learn the value of sustainable diversity of legal cultures and how the productive relationships will be constructed under these circumstances through the lectures and workshops given by the excellent academics and practitioners from various places and backgrounds.

Lesson target

Upon completing the course, students should be able to understand the difference of legal cultures among the jurisdictions in Asia and beyond. Students also should understand the difference of the measures of dispute management mechanisms for international business disputes including ADRs in various jurisdictions in the context of comparative law and culture.

Syllabus and plan

The current issues concerning the business law in Asia and the recent development of dispute management is discussed extensively.

The course is organized by the support of organizing members with various backgrounds in research and practice. The guest speakers are carefully selected by the organizing members according to the expertise and special experience and knowledge for the specific topics to be discussed. Substantial time for the discussion between the speakers and the students will be reserved after each lecture.

Session 1: Many Futures of Dispute Management (August 14/15) 4 classes

In this session, the academics and practitioners specialized in dispute resolution will present the recent development of theory and practice developed in the field of international business disputes including international arbitration and commercial mediation. The impact of transactional change and contract law is also discussed.

Session 2: Managing Business Disputes within and beyond Asia (August 21/22) 4 classes

The transition of global hub for international business disputes is accelerated by the rapidly changing political and economic situation in these days. In this session, the panelists selected from emerging dispute resolution hubs in Asia, Middle East and Africa.

Session 3: Law and Economy of the Post-Pandemic World (August 28/29) 4 classes

The change of society and industry brought by the Covid-19 pandemic is leading the fundamental change of law and economy in the world. In this session, renowned professors of law discuss these new phenomena based on the interdisciplinary perspectives including law and economics.

Session 4: Connecting within and beyond Asia (September 4/5) 4 classes

In this session, the impact of the development of investment towards the transnational infrastructures connecting various areas within and beyond Asia on the structure of industries and the transitions of geopolitical situation and the legal environment of transnational business transactions are widely discussed by the panelists carefully selected from various jurisdictions.

Evaluation method

Your final grade will be calculated according to the following process:
In class contribution (50%), final essay (50%).

Topic will be announced in due course.

Evaluation baseline

Final essay should be completed with appropriate research questions, hypotheses, logical arguments, evidence based on the discussion in the course. References are also required.

Notice (include info. on related class)

All the sessions are conducted in English only.
Students should participate in this course with PC equipped with speaker, camera and microphone. All the program will be provided via Zoom.

Review and preparation

Read the materials (if any) for each session before attending the course. The materials will be posted in the folders of Dropbox, the access information of which will be sent to all the registered students.

Office hour · Contact information

Make an appointment via email

Message for student

This program is dedicated to the young generation in Asia who promote the rule of law and develop the mutually-beneficial networks of people for peace and prosperity.

Improvements in Teaching

Text

N/A

Reference Material

N/A

Classroom Language

English

Keywords

Asia. Rule of Law, Comparative Law, Dispute Management, ADR, Arbitration. Mediation, International Commercial Courts, Geopolitics, Infrastructure