

# The Japanese Yearbook of International Law (Vol. 62, 2019)

The latest Volume of the Japanese Yearbook of International Law (Vol. 62, 2019) has been released. The Volume dedicates one section to the introduction of the new legislation on international jurisdiction of Japanese courts in family matters. (For an introduction of the new rules relating to international jurisdiction in matter of divorce, see Yasuhiro Okuda, "New Rules of International Jurisdiction over Divorce in Japanese Courts", *Yearbook of Private International Law*, Vol. 20 (2018/2019), pp. 61-72).

The Volume also contains an English translation of the new rules as well as English translation of some court decisions relating to public and private international law.

Relevant content include the following:

## **NEW LEGISLATION ON THE INTERNATIONAL JURISDICTION OF JAPANESE COURTS ON PERSONAL STATUS LITIGATIONS AND DOMESTIC RELATIONS CASES**

*Aki Kitazawa*, Introductory Note, p. 118

*Yuko Nishitani*, New International Civil Procedure Law of Japan in Status and Family Matters, p. 119

*Yuko Nishitani*, International Adjudicatory Jurisdiction in Matrimonial Matters in Japan, p. 151

*Masako Murakami*, International Jurisdiction of Child-Related Cases in Japan, p. 189

*Takami Hayashi*, International Jurisdiction in Case Related to Succession: New Rules in Japan, p. 209

*Manabu Iwamoto*, Recognition and Enforcement of Foreign Decisions on Personal Status Litigation and Family Relations Cases, p. 226

## **JUDICIAL DECISIONS IN JAPAN**

### **Public International Law**

Tokyo High Court, Judgment, December 14, 2017, p. 426

*Compensation for War Injuries - Individuals' Right to Seek Compensation under Additional Protocol I to the Geneva Conventions in 1977 - Individuals' Right to Seek Compensation under Customary International Law*

Nagoya High Court, Judgment, April 11, 2018, p. 433

*Immigration Control and Refugee Recognition Act - Enforced Deportation - Circumstances to Be Taken into Account - De Facto Marriage with a Nikkei Nisei (Second Generation of Japanese Emigrant)*

Tokyo District Court, Judgment, February 28, 2018, p. 440

*Dispute over an Employment Contract - Immunity from the Civil jurisdiction of Diplomatic Agent - Article 31(1)(c) of the Vienna Convention on Diplomatic Relations*

Tokyo District Court, Judgment, March 20, 2018, p. 443

*Application for Reconsideration of Refugee Status by Persons Who Have Already Left Japan - Definition of Refugees - Burden of Proof- Situation in Syria*

Tokyo District Court, Judgment, July 5, 2018, p. 447

*The Cessation Clause - Article 1-C(5) of the Refugee Convention - Burden of Proof- Situation in Sri Lanka*

### **Private International Law**

Supreme Court (1st Petty Bench), Judgment, March 15, 2018, p. 452

*International Child Abduction - Habeas Corpus Relief*

Tokyo High Court, Judgment, June 29, 2017, p. 455

*Jurisdiction over the Claim Based on Non-performance of Carriage Contract - Piercing the Corporate Veil*

Tokyo High Court, Decision, June 30, 2017, p. 458

*Order of Seizure - Applicable Law of Statutory Lien*

Tokyo High Court, Decision, August 1, 2018, p. 462

*Setting aside of Arbitral Award - Procedural Public Policy*

Tokyo District Court, Decision, June 12, 2018, p. 468

*Applicable Law of the Claim Arising from a Tort of Defamation - Disclosure of Identification Information of the Sender- Word of Mouth on the Website*

## **DOCUMENT**

National Legislation Act for the Partial Revision of the Personal Status Litigation Act, Etc. (Act No. 20 of April 25, 2018), p. 486

More information on the Yearbook (former Annual) and the content of its past volumes is available at <http://www.ilajapan.org/jyil/>.