

Thought of Trust in Ordinary Life of Japan

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This is a lecture given by author at the second general meeting of the Japan Association of the Law of Trust.

The author intends to describe how the thought of Anglo-American Trust is recognized and utilized in Japanese ordinary life and to think about a solution of many difficult and disputed problems of interpretation of Japanese Civil Law, enacted on the model of German Civil Law.

- (1) Spirit of Trust Doctrine.
- (2) Thought of trust is recognized concerning following property relations.
 - a) family, husband and wife, parents and children.
 - b) unincorporated entity.
 - c) religious corporation.
 - d) property of partnership.
 - e) property tendered to the public.
- (3) Objects of utilizing trust.
 - a) religious purpose, ancestor-worship.
 - b) protecting spendthrift.
 - c) controlling enterprises.
 - d) investment.
- (4) Tentative interpretation of many disputed interpretation problems of Japanese civil law by applying trust theories.