

# KOBE GAKUIN HOGAKU

(The Law and Politics Review)

---

Vol. 18

No. 1・2

Oct. 1987

---

*Essays dedicated to Professor Shizuo TAWARA  
and Professor Taneomi KUNITOSHI  
in Commemoration of their Retirement*

## CONTENTS

### Articles

- Due Dilligence Requirement for the Plaintiff Investors  
in Civil Actions of Misrepresentation.....*Akira Morita* ( 1 )
- Die Entwicklung und Problem über das Urteil, das die  
Anfechtungsklage des rechtswidrigen Verwaltungsakts  
wegen Gemeinwohls als unbegründet abweist.....*Tetsuro Otobe* ( 25 )
- A Study on State Action Doctrine. ....*Satoshi Kinoshita* ( 79 )
- The Probrem of the Brain Death.  
—Perspective from judicial view point—.....*Akira Ishihara* (151)

### Materials

- The New Divorce Law of Canada.  
—An Act respecting Divorce and Corollary Relief—  
..... *Kouhei Murai* ( 213 )

---

Published by  
KOBE-GAKUIN HOGAKU-KAI  
(Kobe-Gakuin Law Association)  
KOBE-GAKUIN UNIVERSITY