

WILLIAM S. RICHARDSON SCHOOL OF LAW
PACIFIC ASIAN LEGAL STUDIES CERTIFICATE CHECKLIST AND APPROVAL FORM

STUDENT NAME _____

Date Submitted _____

Instructions: Certificate candidates must complete the following substantive and procedural requirements in order to be awarded a certificate upon graduation. Please submit this completed form, including required signatures and other relevant supporting documentation, to the Front Desk at least 30 days before graduation.

- To qualify for certificate approval, all certificate courses offered with a graded option must be taken for a letter grade. (C/NC will not be recognized.)
- PALS candidates are strongly advised to discuss their proposed program with a PALS faculty member during the first semester of their second year.

(1) Successful completion of:

_____ International Law: LAW 585 (3)

(2) Successful completion of a minimum of **three** credits from the following:

_____ Asian Comparative Law: LAW 587 (3)
_____ Law and Society in China: LAW 586 V[1-3]
_____ Law and Society in Japan: LAW 514 V[1-3]
_____ Native Hawaiian Rights: LAW 581 V[1-3]
_____ Pacific Islands Legal Systems: LAW 594 V[2-3]

Credits for successful completion of courses in (2) may be applied to the eight credits required under (3).

(3) Successful completion of a minimum of **eight** credits from the following:

_____ Advanced Legal Studies (subject to approval): LAW 520 V[1-3] e.g.; International Arbitration, Indigenous Peoples' Rights
_____ Asian Comparative Labor Law: LAW 556 (3)
_____ Chinese Business Law: LAW 578 V[2]
_____ Domestic Ocean & Coastal Law: LAW 592 (3)
_____ Externship (Pacific/Asia): LAW 555P (12)**
_____ Immigration Clinic: LAW 590Q V[3]
_____ Immigration Law: LAW 548 (2)
_____ International Business Transactions: LAW 579 V[1-3]
_____ International Environmental Law: LAW 528 V[2-3]
_____ International Intellectual Property: LAW 596 V[2-3]
_____ International Ocean Law: LAW 593 (2)
_____ International Protection of Human Rights: LAW 572 V[1-3]
_____ Native Hawaiian Rights Clinic: LAW 590I V[1-6]
_____ Topics in International Legal Studies – China: LAW 575C V[1-14]
_____ Topics in International Legal Studies – Japan: LAW 575J V[1-14]
_____ Topics in International Legal Studies – Korea: LAW 575K V[1-14]
_____ Topics in International Legal Studies – Pacific: LAW 575P V[1-14]
_____ Topics in International Legal Studies – Southeast Asia: LAW 575S V[1-14]
_____ U.S.-Japan Business Transactions: LAW 577 V[1-3]

_____ OTHER (with PALS Committee approval): _____

Completion of the one-semester 12 credit hour Pacific/Asia Externship (with prior approval) satisfies 6 credit for (3).

Externship placement _____ Committee approval _____ Date _____

(4) Maintenance of a cumulative grade point average of 2.0 or better in all courses submitted for certificate approval.

(5) Successful completion of **one** of the following:

_____ Write an article for the University of Hawai'i Law Review or the Asian Pacific Law and Policy Journal on an approved* PALS topic.
_____ Complete a two credit-hour directed study which produces a paper under law school faculty supervision on an approved* PALS topic.
_____ Complete the Second-Year Seminar paper with an approved* PALS topic.

Paper / Article title _____ SYS or supervising faculty _____

Committee approval _____ Date _____

*** Required approvals on paper topics or any other matter must be obtained from the PALS Committee at least 30 days before graduation.**

With prior approval, directed study courses, externships, and graduate courses outside the Law School and other ABA approved schools, including study abroad, may be approved by the PALS Committee in substitution or as otherwise appropriate for certificate requirements.

All course offerings and certificate requirements are subject to change.

Certificate Awarded _____

Checked by _____

Date _____

PACIFIC ASIAN LEGAL STUDIES LAW COURSE DESCRIPTIONS

(selected courses; for other offerings, please see the Law School catalog)

Asian Comparative Law: LAW 587 V[2-3] *

This course is intended to provide an introduction to the civil law tradition, particularly as exemplified by the legal systems of East and South East Asia. After a brief review of comparative law study and the historical development of civil law, the course will examine the structure and role of the courts, the judicial process, constitutional law and administrative law in Western Europe and in the Asian civil law countries.

Asian Comparative Labor Law: LAW 556 V[2-3] *

This course will examine comparative law issues, area studies of Asian legal systems, and focus on Asian labor laws and their administration in a comparative Asian context. Some emphasis may be given to how that may affect foreign direct investment, and also, how the laws may relate to foreign migrant contract workers, both as to sending and host countries. Attention will be given to China and Japan, and topics and discussions will compare legal approaches used by these and other Asian countries in dealing with common issues. A research paper is required in lieu of an examination.

Chinese Business Law: LAW 578 V[2] *

This course is intended to provide an introduction to business and commercial law in the People's Republic of China. After a brief overview of China's political and legal system, the course will examine basic areas of domestic business legislation, including torts and contract law, the regulation of private business, the reform of state enterprises, the development of company and securities laws, and the regulation of land-use and other property rights. More specialized topics, such as arbitration and dispute resolution, the Chinese approach to intellectual property issues, or the use of joint ventures and other foreign investment vehicles, may also be included.

Externship (Pacific/Asia): LAW 555P (12)

Students perform research, drafting, investigation, and other lawyering tasks for judges and attorney supervisors in Asia or Pacific Island jurisdictions. The course is graded on a credit/no credit basis. Pre/subsequent: classroom component (see externship director).

International Law: LAW 585 (3)

An examination of the evolving process of formulating rules to govern the transnational problems requiring global solutions. After looking at the United Nations and other international and regional organizations, students focus on: (a) the Law of the Sea negotiations, (b) the laws of war, (c) human rights, and (d) economic problems. Students examine both the substantive content of the current rules and the procedures by which they are being developed. Finally, the course examines the enforcement mechanisms and ways in which international law can be used in the courts of the United States.

Law and Society in China: LAW 586 V[3]

This course is intended to provide students with an overview of the historical foundations of Chinese law as well as an introduction to the present legal system in the People's Republic of China. The first part of the course will survey classical legal theory, the administration of justice during the Qing dynasty and late Qing-Republican legal reforms. The second part will analyze the development of current PRC legal institutions (including the role of the judiciary and legal professionals) and then focus on key areas of recent PRC legislation: dispute resolution, the criminal process, family law and the status of women, and political rights. As a conclusion, comparisons will be drawn with the legal systems in Taiwan, Hong Kong and Singapore--what is uniquely Chinese about their development?

Law and Society in Japan: LAW 514 V[1-3]

This course begins with an extended historical review of the foundations of Japanese law in society, looking at Japan's adoption and adaptation of Chinese legal doctrines, continental European legal structures and ideas, and most recently, American influences. Next, we will consider the structure of contemporary law in Japan, by looking at the various players in the legal system, some important legal doctrines, and the real-world operation of Japan's laws today.

Native Hawaiian Rights: LAW 581 V[3]

The purpose of this course is to examine the status and evolution of the rights of Native Hawaiians to the land and its usufructs. Areas of study include the relationship of the rights to possession and use of the land vested in the Monarchy, the chiefs, and native tenants prior to the imposition of a Western legal system defining land tenure; the effect of the Great Mahele of 1848; the erosion of native land rights through adverse possession, land court registration, and quiet title litigation; the Hawaiian Homes Commission Act; and the recently revived question of land reparation. Finally, the course analyzes the potential for utilizing native rights based on statute, custom, and use to fashion new and expanded rights to land and its usufructs.

Native Hawaiian Rights Clinic: LAW 590I V[3]

Students in this clinic work under the direct supervision of a Native Hawaiian Rights specialist providing legal services to actual clients.

Pacific Islands Legal Systems: LAW 594 V[2-3] *

This course is intended for students who wish to: (1) increase their knowledge of the substantive rules of one or more Pacific Island jurisdictions; and, (2) study the development of legal systems to broaden their understanding of the basic requirements and general characteristics of legal systems. The course will also consider the relationship between the Pacific Islands legal systems and custom and tradition, and will explore the various ways that Pacific jurisdictions have, or have not, been successful in reflecting the values of the people in the substantive and procedural law of the jurisdictions.

Topics in International Legal Studies: LAW 575 V[1-3] *

Selected topics presented by faculty members or visiting scholars, focusing upon subjects in the Pacific and Asian area. (C) China; (J) Japan; (K) Korea; (P) Pacific; (S) Southeast Asia.

U.S. - Japan Business Transactions: LAW 577 V[2-3]

This course will primarily focus on developing an understanding of the legal environment facing foreign businesses operating in Japan. Our studies will include consideration of the business environment and culture, issues relating to governmental oversight, contract consciousness, corporate law, and dispute resolution. In part, we will use the example of an actual joint venture between an American and a Japanese company as a tool for studying the relevant issues from a practical perspective.

* - Course offered every other year

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7/15/04