

公益／企業法務 Public Interest / Corporate Law		9 / 20 Wed 20 September 9:00-10:30 芙蓉の間・中 Fuyo – Central	
通信秘密保護制度 ～弁護士との相談内容は秘密か？～ What You Consult with Your Attorney about is Secret, or Not?			
依頼者が弁護士との相談内容を秘密にする権利は、欧米諸国において確立していますが、アジア太平洋地域では、コモンローの伝統により認める国と、相談内容の秘密を認めない国とに分かれます。国際的な取引関係の幅が大きく広がる中、金融規制・独禁法のエンフォースメントなどにかかる国際的な法律問題を解決するにあたり、法制度の違いが、さまざまな論点を生んでいます。依頼者の弁護士との通信秘密の保護の必要性、その運用方法などを検討します。		Attorney client privilege has been recognized as a confirmed privilege in the US and European countries. However, the Asia-pacific region and countries are divided to the countries where this privilege is in practice deriving from the common law tradition and the other counties where this privilege is not accepted. The difference of the legal systems is creating problems and making it difficult when resolving international legal issues like how to respond to enforcement of anti-trust laws and financial regulations), while international transactions are growing considerably. In this session, we will discuss about how necessary the attorney client privilege is and how the privilege is applied.	
Moderator	Ms Hiroko Namura	Japan	Sub-Chairperson of Attorney Client Privilege WG, Japan Federation of Bar Associations
Speakers	Justice Robert McDougall	Australia	Judge, Supreme Court of New South Wales
	Mr Scott Hammond	USA	Partner, Gibson Dunn; Former Deputy Attorney-General of Antitrust Division, US DOJ
	Mr Hyun-Sik Shin	Korea	Vice President, Korean Bar Association
	Mr Laurence W Bates	Japan/USA	Chief Legal Officer, LIXIL Corporation