

The 96th Meeting (August 26, 2014)

○ Agenda

- Discussion for the completion of the Interim Report Draft for the Civil Code (law of obligations) Reform.

○ Summary of minutes

1 The members reviewed the Materials No.83-1 and No.83-2, which were the second drafts of the Interim Report for the Civil Code (law of obligations) Reform. Concrete issues were as follows:

1. Public order and good moral (Art.90 of the Civil Code)
2. Mental capacity
3. Manifestation of intention
4. Representation
5. Void and rescission
6. Conditions and due date
7. Prescription
8. Purpose of a claim (except for the issue of statutory interest rate)
9. Statutory interest rate
10. Right to demand performance, ect.
11. Damages accruing from non-performance of an obligation
12. Cancellation of a contract
13. Assumption of a risk
14. Delay in acceptance
15. Right of subrogation of the obligee
16. Right to request avoidance of fraudulent acts
17. Multiple parties
18. Guarantee obligations
19. Assignment of claims
20. Negotiable instruments
21. Assumption of the obligation
22. Transfer of a contractual status
23. Payment
24. Set off
25. Novation
26. General principles on contracts
27. Formation of a contract
28. Formulaic general conditions
29. Contracts for a third party

30. Sales
31. Gift
32. Loan for consumption
33. Lease
34. Loan for use
35. Contracts for work
36. Mandate
37. Employment
38. Deposit
39. Partnership

2 As a result of above discussion, the members decided “28 Formulaic general conditions (*teikei yakkan*)” in Material No.83-1 to leave pending for the whole section, and adopted the rest of the part as “the Interim Report Draft for the Civil Code (law of obligations) Reform” with necessary small modifications.

The members will continue to discuss the section of “Formulaic general conditions.”

- **Material**
 - Omitted.