Table of Contents

Preface ...................................................................................................................... iii

I. Phenomenology of Self-Regulation

Terminology, Development, and Institutional Framework of Self-regulation in Japan
Marc Dernauer ........................................................................................................ 3

Terminology, Development, and Institutional Framework of Self-regulation in Germany
Petra Buck-Heeb ................................................................................................. 27

II. Types of Self-Regulation

Hiroyuki Kansaku .................................................................................................. 61

Genuine Self-regulation in Germany. Drawing the Line
Florian Mösllein ...................................................................................................... 83

Self-regulation Induced by the State in Japan
Souchi Kozuka ........................................................................................................ 109

Self-Regulation Induced by the State in Germany
Jens-Hinrich Binder ............................................................................................. 127

III. Theory und Practice of Self-Regulation

Self-regulations and Constitutional Law in Japan as Seen from the Perspective of Legal Pluralism
Yuki Asano .......................................................................................................... 147
# TABLE OF CONTENTS

Self-commitments and the Binding Force of Self-regulation with Respect to Third Parties in Germany
*Patrick C. Leyens* ............................................................................................................... 157

Legitimacy and Limits of Self-regulation in Japan
*Takahito Kato* .................................................................................................................. 181

Legitimacy and Limits of Self-regulation in Germany
*Andreas Dieckmann* ........................................................................................................ 195

## IV. Self-Regulation in Transnational Perspective

*Lex Mercatoria* and Self-Regulation in Transnational Perspective
*Yuko Nishitani* .................................................................................................................. 213

The Hague Principles on Choice of Law. Their Addressees and Impact
*Jürgen Basedow* .............................................................................................................. 245

## V. Comparative Resume

Self-Regulation in Private Law in Japan and Germany. A Comparative Perspective
*Moritz Bälz/Michael Pfeifer* .......................................................................................... 261

Contributors ...................................................................................................................... 281