## the American

## JUDICATURE Society



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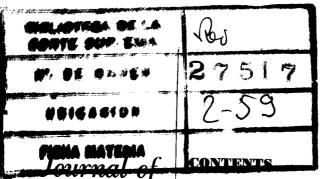
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by Frederick W. Invernizzi

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## Judicial Administration in Asia

COURT congestion is a problem in at least three Asian countries—Japan, Free China and the Philippines—as well as the United States, and it may be the number one world wide obstacle to the prompt and efficient administration of justice.

Expanding populations, along with postwar increase of business activity and cultural advances, have been placing heavier and heavier burdens on the courts of the three countries so far visited in a two-month survey of the administration of justice in Asia.

Efforts to speed up disposition of cases embrace most of the familiar remedies being advocated and adopted in the United States but with some conspicuous exceptions. These countries do not have the jury system, and neither the problems arising out of it nor the corresponding solutions find any application here.

Pre-trial procedure is being used with success in the Philippines, patterned directly after our own Federal Rule 16, but its further extension is being slowed by lawyers who prefer to spend more time on a case and charge a larger fee, and by the personal pride of the litigants who, once involved in litigation, feel a humiliation in either defeat or settlement and