

PUBLIC SECURITY INVESTIGATION AGENCY
ESTABLISHMENT BILL

LAW No 241 of 1952

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Chapter 1 General Provisions

(Purposes of this Law)

Article 1. The purposes of this Law shall be to clearly provide for the range of functions and authority of the Public Security Investigation Agency and to provide for a sufficient system for the efficient carrying out of the administrative business put in charge of said Agency.

(Establishment)

Art. 2. There shall be established the Public Security Investigation Agency (Koan Chosa Cho), which shall operate as an external organ of the Attorney General's Office.

(Duty)

Art. 3. The Public Security Investigation Agency shall be an administrative organ responsible for the carrying out of all the administrative business of the State pertaining to the investigation, request for action and others with regard to control of subversive organizations under the provisions of the Subversive Activity Prevention Law (Law No. _____ of 19 for the purpose of contribution to the insuring of public security.

(Authority)

Art. 4. The Public Security Investigation Agency shall have the following authorities in order to carry out its business prescribed by this Law; provided that any such authority shall be exercised in conformity to laws (including orders based thereon):

(1) Defrayment within the limit of the budget of expenses necessary for the carrying out of the business of the Agency;

(2) Collection of revenues and payment necessary for carrying out the business of the Agency;

(3) Establishment and administration of offices and others directly necessary for the carrying out of the business of the Agency;

(4) Procurement of office supplies and others directly necessary for the carrying out of the business of the Agency;

(5) Disposition of unnecessary items of property;

- (6) Appointment, dismissal, rewarding and punishment of personnel of the Agency, and other matters pertaining to personnel administration in the Agency;
- (7) Provision and administration of facilities necessary for the welfare and health of the personnel of the Agency;
- (8) Provision and administration of housing to be lent to the personnel of the Agency;
- (9) Compilation, distribution or publication of statistics on the business of the Agency and investigation material;
- (10) Inspection of the business of the Agency and taking necessary steps in accordance with laws and orders;
- (11) Information and propaganda of the business of the Agency;
- (12) Decision on official seals of the Agency;
- (13) Investigation with regard to control of subversive organizations
- (14) Request to the Public Security Investigation Commission for action to subversive organizations; and
- (15) Other authorities which shall be vested in the Agency under laws (including orders based thereon).

Chapter 2 Internal Divisions

(Internal Divisions)

Art. 5. There shall be established the following three divisions in the Public Security Investigation Agency;

- General Affairs Division;
- 1st Investigation Division;
- 2nd Investigation Division;
- (Special post)

Art. 6 There shall be installed one Deputy Director in the Public Security Investigation Agency.

2. The Deputy Director shall assist the Director of the Public Security Investigation Agency in managing the business of the Agency.

(Business of General Affairs Division)

Art. 7. The General Affairs Division shall be charged with the following business:

- (1) Confidential matters;
- (2) Classification of positions, appointment and dismissal of personnel, matters pertaining to service limitation, disciplinary punishment and service of personnel, and other personnel affairs including welfare and training of the personnel of the Agency;
- (3) Keeping of the official seals of the Director and the Agency;
- (4) Receiving, sending out, filing and keeping of official documents;
- (5) Making estimates of income and expenditure, settlement of accounts, accounting and auditing;
- (6) Administration of official properties and articles;
- (7) Administrative examination and inspection;
- (8) Coordination and adjustment of the business of the divisions of the Agency;
- (9) General supervision of local branches of the Agency;
- (10) Gathering, filing and keeping of domestic and foreign material in relation to the business of the Agency;
- (11) General planning and adjustment of laws and orders with reference to the business of the Agency;
- (12) ^{THE} ^{OF EXPLANATION} hearing and request for action under the provisions of the Subversive Activity Prevention Law;
- (13) Other business of the Agency not assigned to any other division or organ of the Agency.

(Business of 1st Investigation Division)

Art. 8. The 1st Investigation Division shall be in charge of investigation of organizations which shall have carried on any of the terroristic subversive activities as referred to in Article ~~3~~⁴ paragraph 1 item (1) of the Subversive Activity Prevention Law.

(Business of the 2nd Investigation Division)

Art. 9. The 2nd Investigation Division shall be responsible for investigation of organizations which shall have carried on any of the terroristic subversive activities as enumerated in Article ~~8~~⁷ paragraph 1 item (2) of the Subversive Activity Prevention Law.

Chapter 3 Auxiliary Organs

(Research and Training Institute of Public Security Investigation Agency)

Art. 10. There shall be established the Research and Training Institute of the Public Security Investigation Agency (Koan Chosa Cho Kenshu Sho) under the supervision of the Director of the Public Security Investigation Agency, in order to give the personnel of the Agency training necessary for performance of their duties.

2. The Research and Training Institute of the Public Security Investigation Agency shall be established in Tokyo.

3. The internal organization of the Research and Training Institute of the Public Security Investigation Agency shall be prescribed by the Attorney General's Office ordinance.

Chapter 4 Local Branches

(Establishment of local branches)

Art. 11. The Public Security Investigation Agency shall ^{have,} as its local branches, the Public Security Investigation Bureau and the Local Public Security Investigation Bureau, in order to allot a part of such business as provided for in Articles 8 and 9.

(Names, locations and jurisdictions)

Art. 12. The names, locations and jurisdiction areas of the Public Security Investigation Bureaus and Local Public Security Investigation Bureaus shall be as mentioned in List No. 1 attached hereto.

2. The chiefs of the Public Security Investigation Bureaus mentioned left in List No. 2 attached hereto shall direct and supervise the Local Bureaus of Public Security Investigation enumerated right in the same list.

(Internal Organization)

Art. 13. The internal organization of the Public Security Investigation Bureaus and Local Public Security Investigation Bureaus shall be prescribed by the Attorney General's Office ordinance.

Chapter 5 Personnel

(Personnel)

Art. 14. There shall be assigned to the Public Security Investigation Agency public security investigators and other necessary personnel besides the Director and Deputy Director.

2. The public security investigators shall conduct investigations with regard to control of subversive organizations.

3. The appointment, dismissal, promotion, disciplinary punishment of the personnel assigned to the Public Security Investigation Agency and other matters pertaining to personnel administration shall be in accordance with the National Public Service Law (Law No. 120 of 1947).

(Full strength)

Art. 15. The fixed number of the personnel to be assigned to the Public Security Investigation Agency shall be prescribed by law separately.

(Stationing outside of place of office)

Art. 16. If in the opinion of the Director of the Public Security Investigation Agency it is necessary to do so, he may station any public security investigator in any place other than the place wherein the office to which such investigator is assigned is located.

(Exercise of duty beyond jurisdiction area)

Art. 17. Any public security investigator in the service of the Public Security Investigation Bureau or Local Public Security

Investigation Bureau may, if in his opinion it is necessary to do so, perform his duty beyond the jurisdiction area of the office to which he is assigned.

Supplementary Provisions:

1. This Law shall be put in force as from the day of enforcement of the Subversive Activity Prevention Law.

2. The Law for Establishment of Attorney General's Office (Law No. 193 of 1947) shall be amended in part as follows:

"Special Examining Bureau" in Article 5 paragraph 1 shall be deleted.

Article 7 paragraph 3 shall be deleted.

Article 13-(12) shall be deleted.

Article 13-(11) shall be made Article 13-(12) and the following one Article shall be added next to Article 13-(10):

"Article 13-(11). As to the Public Security Investigation Agency, the Public Security Investigation Agency Establishment Law (Law No. _____ of 1952) shall apply."

3. The National Government Organization Law (Law No. 120 of 1948) shall be amended in part as follows:

"Public Security Investigation Agency" shall be added in the column of Agency of the Attorney General's Office in Annexed Table No. 1.

4. The Law for the Fixed Numbers of Personnel in the Administrative Organs (Law No. 126 of 1949) shall be amended in part as follows:

In the item of the Attorney General's Office in the table of Article 2 paragraph 1, "42,342" shall be amended as "41,197"; "Juridical Examination Administration Commission, _____" as

"Juridical Examination Administration Commission, _____" as
Public Security Investigation
Public Security Investigation

ration Commission _____
Commission _____
Agency $\frac{10}{1,712}$ " ; "43,488" as "44,055"; and in the item of the
 $1,702$

Grand Total, "841,668" shall be amended as "842,235".

5. The Immigration Agency Establishment Order (Cabinet Order No. 320 of 1951) shall be amended in part as follows:

In Article 18 paragraph 1, "Special Examining Bureau of the Attorney General's Office" shall be amended as "Public Security Investigation Agency."

6. The personnel in the service of the Special Investigation Bureau of the Attorney General's Office at the time of enforcement of this Law shall be personnel of the Public Security Investigation Agency, unless specifically appointed in writ.

List No. 1

<u>NAME</u>	<u>LOCATION</u>	<u>JURISDICTION AREA</u>
Kanto Public Security Investigation Bureau	Tokyo	Tokyo
Kanagawa Local Public Security Investigation Bureau	Yokohama	Kanagawa Prefecture
Saitama Local Public Security Investigation Bureau	Urawa	Saitama Prefecture
Chiba Local Public Security Investigation Bureau	Chiba	Chiba Prefecture
Ibaraki Local Public Security Investigation Bureau	Mito	Ibaraki Prefecture
Tochigi Local Public Security Investigation Bureau	Utsunomiya	Tochigi Prefecture
Gunma Local Public Security Investigation Bureau	Mayebashi	Gunma Prefecture
Yamanashi Local Public Security Investigation Bureau	Kofu	Yamanashi Prefecture
Nagano Local Public Security Investigation Bureau	Nagano	Nagano Prefecture
Niigata Local Public Security Investigation Bureau	Niigata	Niigata Prefecture
Kinki Public Security Investigation Bureau	Osaka	Osaka Prefecture
Kyoto Local Public Security Investigation Bureau	Kyoto	Kyoto Prefecture
Hyogo Local Public Security Investigation Bureau	Kobe	Hyogo Prefecture
Nara Local Public Security Investigation Bureau	Nara	Nara Prefecture
Shiga Local Public Security Investigation Bureau	Otsu	Shiga Prefecture
Wakayama Local Public Security Investigation Bureau	Wakayama	Wakayama Prefecture
Chubu Public Security Investigation Bureau	Nagoya	Aichi Prefecture
Miye Local Public Security Investigation Bureau	Tsu	Miye Prefecture
Shizuoka Local Public Security Investigation Bureau	Shizuoka	Shizuoka Prefecture

Gifu Local Public Security Investigation Bureau	Gifu	Gifu Prefecture
Fukui Local Public Security Investigation Bureau	Fukui	Fukui Prefecture
Toyama Local Public Security Investigation Bureau	Toyama	Toyama Prefecture
Ishikawa Local Public Security Investigation Bureau	Kanazawa	Ishikawa Prefecture
Chugoku Public Security Investigation Bureau	Hiroshima	Hiroshima Prefecture
Yamaguchi Local Public Security Investigation Bureau	Yamaguchi	Yamaguchi Prefecture
Okayama Local Public Security Investigation Bureau	Okayama	Okayama Prefecture
Tottori Local Public Security Investigation Bureau	Tottori	Tottori Prefecture
Shimane Local Public Security Investigation Bureau	Matsuyama	Shimane Prefecture
Kyushu Public Security Investigation Bureau	Fukuoka	Fukuoka Prefecture
Saga Local Public Security Investigation Bureau	Saga	Saga Prefecture
Nagasaki Local Public Security Investigation Bureau	Nagasaki	Nagasaki Prefecture
Oita Local Public Security Investigation Bureau	Oita	Oita Prefecture
Kumamoto Local Public Security Investigation Bureau	Kumamoto	Kumamoto Prefecture
Kagoshima Local Public Security Investigation Bureau	Kagoshima	Kagoshima Prefecture
Miyazaki Local Public Security Investigation Bureau	Miyazaki	Miyazaki Prefecture
Tohoku Public Security Investigation Bureau	Sendai	Miyagi Prefecture
Fukushima Local Public Security Investigation Bureau	Fukushima	Fukushima Prefecture
Yamagata Local Public Security Investigation Bureau	Yamagata	Yamagata Prefecture
Iwate Local Public Security Investigation Bureau	Morioka	Iwate Prefecture

Akita Local Public Security Investigation Bureau	Akita	Akita Prefecture
Aomori Local Public Security Investigation Bureau	Aomori	Aomori Prefecture
Hokkaido Public Security Investigation Bureau Bureau	Sapporo	Areas in Hokkaido except those within the jurisdictions of the Hakodate, Asahigawa, Kushiro and Kitami Local Public Security Investigation Bureaus
Hakodate Local Public Security Investigation Bureau	Hakodate	Areas within the jurisdictions of the Oshima and Hiyama Branch Offices of Hokkaido Government Office, and Utsutsu, Suttsu and Shimamaki Counties and Isoya Village, Isoya County, within the jurisdiction of the Shiribeshi Branch Office of Hokkaido Government Office.
Asahigawa Local Public Security Investigation Bureau	Asahigawa	Areas within the jurisdictions of the Kamikawa, Rumoi and Soya Branch Offices of the Hokkaido Government Office, and Uryu County and Otoya Village, Sorachi County, within the jurisdiction of the Sorachi Branch Office of Hokkaido Government Office.
Kushiro Local Public Security Investigation Bureau	Kushiro	Areas within the jurisdictions of the Tokachi, Kushiro and Nemuro Branch Offices of Hokkaido Government Office.
Kitami Local Public Security Investigation Bureau	Kitami	Areas within the jurisdiction of the Abashiri Branch Office of Hokkaido Government Office.

Shikoku Public Security Investi- gation Bureau	Takamatsu	Kagawa Prefecture
Ehime Local Public Security Investigation Bureau	Matsuyama	Ehime Prefecture
Tokushima Local Public Security Investigation Bureau	Tokushima	Tokushima Prefecture
Kochi Local Public Security Investigation Bureau	Kochi	Kochi Prefecture

List No. 2

Public Security Investiga-
tion Bureau

Local Public Security Investi-
gation Bureau

Kanto

Kanagawa
Saitama
Chiba
Ibaraki
Tochigi
Gunma
Yamanashi
Nagano
Niigata

Kinki

Kyoto
Hyogo
Nara
Shiga
Wakayama

Chubu

Miye
Shizuoka
Gifu
Fukui
Toyama
Ishikawa

Chugoku

Yamaguchi
Okayama
Tottori
Shimane

Kyushu

Saga
Nagasaki
Oita
Kumamoto
Kagoshima
Miyazaki

Tohoku

Fukushima
Yamagata
Iwate
Akita
Aomori

Hokkaido

Hakodate
Asahigawa
Kushiro
Kitami

Shikoku

Ehime
Tokushima
Kochi

Reasons for submission of this legislative bill to Diet

With the proposed enforcement of the Subversive Activity Prevention Law, it is essential to establish the Public Security Investigation Agency to be in charge of investigation of subversive organizations and request for action against such organizations under the said Law.