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6 November 1948

Dear Mr. Prime Minister:

I have before me your note of November 6th renewing your request for my approval to the appointment of Mr. Nagata as Director of the Economic Stabilization Board and recommending the appointment of Mr. Ueda as the Attorney General and Mr. Kudo as Minister of State. There is no objection to the last two appointments indicated.

I note your assurances concerning Mr. Nagata's personal integrity and do not entertain the slightest doubt thereof. His appointment to the position of Director of the Economic Stabilization Board however, while a company of which he has been and is the President is under indictment for violations of the Economic Control Law, with which he would be charged with the administration, would be received by both the Allied World and the Japanese public with extreme suspicion and doubt. It could not fail to bring into question the integrity of purpose underlying the administration of your government and would therefore be inadmissible. I regret this greatly.

Sincerely yours,

DOUGLAS MacARTHUR.

The Prime Minister,
Tokyo, Japan.

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GENERAL HEADQUARTERS
SUPREME COMMANDER FOR THE ALLIED POWERS
Government Section

APD 500
4 February 1947

MEMORANDUM FOR: Central Liaison Office, Tokyo

SUBJECT: Clearance of Nominees for Responsible
Positions in the Public Service

In every instance of nomination of candidates by the (Imperial) Japanese Government for responsible positions in the Public Service concerning which SCAP Staff Sections are consulted as to technical qualifications and general acceptability, the JG will submit a duplicate list of such nominees to the Government Section accompanied by a certificate stating that each nominee has been screened on the basis of the new questionnaire and under the provisions of Imperial Ordinances Nos. 1, 2, and 3 and Cabinet and Home Ministry Ordinance No. 1 of 1947, and supplements thereto and that each nominee has been found eligible on the basis of such screening for the position or positions for which nominated.

COURTNEY WHITNEY
Brigadier General, U.S. Army
Chief, Government Section



AFO 500
4 January 1946

AG 091.1 (4 Jan 46)GS
(SCAPIN - 550)

MEMORANDUM FOR: IMPERIAL JAPANESE GOVERNMENT

THROUGH : Central Liaison Office, Tokyo.

SUBJECT : Removal and Exclusion of Undesirable Personnel
from Public Office.

1. The Potsdam Declaration states: "There must be eliminated for all time the authority and influence of those who have deceived and misled the people of Japan into embarking on world conquest, for we insist that a new order of peace, security, and justice will be impossible until irresponsible militarism is driven from the world".

2. In order to carry out this provision of the Potsdam Declaration, the Imperial Japanese Government is hereby ordered to remove from public office and exclude from government service all persons who have been:

a. Active exponents of militaristic nationalism and aggression.

b. Influential members of any Japanese ultra-nationalistic, terroristic, or secret patriotic society, its agencies or affiliates; or

c. Influential in the activities of the Imperial Rule Assistance Association, the Imperial Rule Assistance Political Society or the Political Association of Great Japan,

as those terms are defined in Appendix A to this directive.

3. The term "public office" as used in this directive shall mean and include.

a. Any position in the government service which is customarily filled by one with the civil service rank of Chokunin or above (or equivalent rank under any reorganization of the civil service system); or

b. Any other position in the government service not customarily filled by a member of the civil service which is equivalent or superior to the civil service rank of Chokunin (in the case of government corporations the term will include at least: Chairman of the Board of Directors, President, Vice-President, Director, Advisor and Auditor).

Public Office

4. The term "government service", as used in this directive, shall mean and include all positions in the central Japanese and Prefectural Governments and all of their agencies and local branches, bureaus (including Regional Administrative Bureaus) and offices and all positions in corporations, associations and other organizations in which said Governments or any of their agencies have a financial interest representing actual or working control.

5. The term "remove from public office" as used in this directive shall mean to discharge the person from the public office which he holds and to terminate his influence and participation therein, directly and indirectly. Persons removed from public office will not be entitled to any public or private pensions or other emoluments or benefits without the consent of this Headquarters. An official removed under this procedure will be dismissed summarily and will not be entitled to the hearing or other procedures precedent to removal to which he may have been entitled under Japanese law.

6. The term "exclude from government service" as used in this directive shall mean to bar the person in question from any position in the government service. Thus, persons removed from public office will be disqualified from holding any other positions in the government service. Also persons who may not be holding public offices from which they must be removed, may nevertheless be disqualified from taking a position in the government service. This disqualification from holding public office shall be continued until the provisions of the Potsdam Declaration quoted in paragraph 1 have been fulfilled in Japan.

7. The mere removal of officials from public office and the exclusion from government service of those persons described herein will not be sufficient to establish the new order of peace, security and justice envisaged by the Potsdam Declaration. If Japan is to achieve a peacefully inclined and responsible government, the greatest care must be taken to appoint new officials who will foster the revival and strengthening of democratic tendencies among the Japanese people and who will respect fundamental human rights and freedom of speech, religion and thought. If existing civil service qualification regulations provide obstacles to the appointment of such officials or unduly narrow the field from which appointments may be made, such regulations shall be amended or superseded.

8. The removals ordered by this directive shall be effected as expeditiously as possible, priority being given to the more important positions. Removal may be postponed in the case of individuals who are absolutely required to insure demobilization of the Japanese armed forces in the outlying theaters or to carry out the provisions of this directive. When their assistance is no longer absolutely required they will be dismissed. The names of such individuals, their positions, the reason for their disqualification, and the reasons for their temporary retention will promptly be reported to this Headquarters. The time of their final dismissal will also promptly be reported.

AG 091.1 (4 Jan 46) GS, Memo to IJG.

9. Appendix "A" contains a list of the categories of persons who must be removed from public office and excluded from government service by the Imperial Japanese Government in order to carry out the provisions of paragraph 2 of this directive. Persons included in the categories listed in Appendix "A" shall be removed from public office as provided in paragraphs 8 and 10 and shall thereafter be excluded from government service. However, if the Imperial Japanese Government represents that in order to carry on indispensable peaceful executive activities of such government, the temporary reinstatement of an individual so removed is essential and that it is impossible to obtain a suitable replacement, an application so stating, signed by a responsible official of the Imperial Japanese Government, may be filed with this Headquarters. Such applications shall contain a statement of the name, rank, position, duties, and responsibilities of the individual involved; shall state fully the reasons why such temporary reinstatement is regarded as essential, the requested period of temporary reinstatement and the efforts made to obtain a suitable replacement. Such application shall be accompanied by a copy of the questionnaire described in paragraph 10, below. No such temporary reinstatement will be effected by the Imperial Japanese Government until this Headquarters has registered its approval in writing.

10. In order to insure that the government service is cleansed of undesirable personnel the following action will be taken:

a. The Imperial Japanese Government will instruct each of its Ministries or other appropriate agencies to remove from the positions described in paragraph 3 which are within its competence, any persons whom the records show or who are known to have been within the categories listed in Appendix "A". A Questionnaire (see below) will be obtained from each such individual before he is notified of his dismissal.

b. In addition, the Imperial Japanese Government will instruct each of its Ministries or other appropriate agencies to prepare and distribute to all incumbents of positions described in paragraph 3 and to future applicants for government positions which are within its competence, the Questionnaire contained in Appendix "B". Such Questionnaires will be reviewed and on the basis of them and any other knowledge in possession of the Government, individuals will be removed from office or denied employment in accordance with the provisions of this directive.

11. Each Ministry or other appropriate agency will prepare a Plan for handling the Questionnaires which will provide for:

- a. Distribution.
- b. Collection.
- c. Review.

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- d. Action on basis of information in Questionnaire.
- e. Classification and filing -- this system should permit reference to the Questionnaire in terms of agency, rank of officials, and action taken (e.g. removal or retention.)

12. Each Plan will provide for screening of positions occupied by higher rank officials first. A duplicate set of completed Questionnaires will be provided at the Headquarters of each Ministry or other agency where it will be available for inspection or removal by this Headquarters.

13. In addition to the Questionnaires each Ministry or other agency will maintain at its headquarters an alphabetical file of Questionnaire Record Cards substantially in the form indicated in Appendix "C" available for inspection or removal by this Headquarters. The cards will be filled out in English (also in Japanese if desired). Identical numbers, with an identifying label for each Ministry or other agency, will be assigned to each Questionnaire and the Record Card relating thereto.

14. In order that the forthcoming elections may provide a full opportunity for democratic elements in Japan to obtain memberships in the Imperial Diet denied them during the years of Japan's militaristic nationalism and aggression and in order to eliminate from the new Diet the influence of those who have deceived and misled the people of Japan into embarking on world conquest, any person who comes within the categories described in Appendix "A" shall be disqualified as a candidate for any elective position in the Imperial Diet. Any such person shall be disqualified from standing at any time as a candidate for Prefectural Governor or Mayor of a city (Shi). Also, all such persons shall be removed from and henceforth excluded from appointment to the House of Peers. The Imperial Japanese Government shall adopt measures to enforce this disqualification of candidates for elective office, including the issuance of necessary regulations, the publication of disqualification categories prepared in conformity herewith and the certification by each candidate that he is not thereby disqualified from standing for election. A comprehensive report of the measures proposed to be adopted will be furnished to this Headquarters.

15. The Imperial Japanese Government will make the following reports to this Headquarters (in English; in triplicate):

- a. Reports required by paragraphs 8 and 14 hereof.
- b. An initial report of the Plan of each Ministry or other agency called for by paragraph 11. This Headquarters may direct revision of any of these Plans if they are not considered adequate.
- c. A weekly report, divided into sections for the fields of

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competence of each Ministry or other agency, showing:

- (1) Total number of positions whose incumbents are to be investigated.
- (2) Number and type of positions investigated previously and during the current week.
- (3) Number of persons removed or denied employment during the current week.
- (4) Names, ranks, positions, and Questionnaire numbers of persons removed or denied employment during the current week.

16. This Headquarters will provide for inspections and investigations necessary to check compliance with this directive, and the Imperial Japanese Government will render any assistance required for the making of such inspections and investigations. Action taken by the Japanese Government with respect to removal or denial of employment and with respect to disqualification of candidates for elective office will be reviewed and may be reversed by this Headquarters.

17. Wilful falsification of or failure to make full and complete disclosures in any Questionnaire, report or Application provided for in this directive will be punishable by the Supreme Commander for the Allied Powers as a violation of the Surrender Terms. In addition, the Imperial Japanese Government will make any provisions necessary to provide adequate punishment in Japanese courts and under Japanese law for such wilful falsification or non-disclosure and will undertake such prosecutions as may be required.

18. In addition to the general provisions of this directive covering all public offices, this Headquarters has made and may make more restrictive requirements respecting employment of certain classes of individuals at all levels in special fields.

19. All officials and subordinates of the Imperial Japanese Government affected by the terms of this order will be held personally responsible and strictly accountable for compliance with and adherence to the spirit and letter of this directive.

FOR THE SUPREME COMMANDER:

Inclosures:

H. W. ALLEN,
Colonel, USA,
Asst Adjutant General.

- Appendix A - Removal and Exclusion Categories.
- Appendix B - Questionnaire.
- Appendix C - Questionnaire Record Card.

APPENDIX "b"

REMOVAL AND EXCLUSION CATEGORIES

A. War Criminals.

Persons arrested as suspected war criminals unless released or acquitted.

B. Career military and naval personnel: special police and officials of the war ministries.

Any person who has at any time held any of the following positions:

1. Member of:

Board of Fleet Admirals and Field Marshals
Supreme Military Council
Imperial General Headquarters
Army and Navy General Staffs
Supreme Council for Direction of the War

2. Commissioned officer in the Imperial Japanese Regular Army or Navy or in the Special Volunteer Reserve.

3. Commissioned or non-commissioned officer, enlisted man or civilian employee who served in or with the Military Police (Kempei-Tai) or Naval Police, the TOKOMU KIKAN, KAIGUN TOKUMU BU, or other special or secret intelligence or military or naval police organizations.

4. Ministry of War (unless appointed since 2 September 1945)

Minister
Permanent Vice-Minister
Parliamentary Vice-Minister
Parliamentary Councillor
Chief Secretary

All civilian officials of the civil service rank of Chokunin, or above, or who occupy positions normally held by persons of such rank.

5. Ministry of the Navy (unless appointed since 2 September 1945)

Minister
Permanent Vice-Minister
Parliamentary Vice-Minister
Parliamentary Councillor
Chief Secretary

All civilian officials of the civil service rank of Chokunin, or above, or who occupy positions normally held by persons of such rank.

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C. Influential Members of Ultra-nationalistic, Terroristic or Secret Patriotic Societies.

Any person who has at any time:

1. Been a founder, officer, or director of; or
2. Occupied any post of authority in; or
3. Been an editor of any publication or organ of; or
4. Made substantial voluntary contributions (a sum or property the value of which is large in itself or large in proportion to the means of the individual in question) to any of the organizations or their branches, subsidiaries, agencies, or affiliates (other than the organizations referred to in paragraph D below) described in the Memorandum to the Japanese Government on "Abelition of Certain Political Parties, Associations and Societies" AG 091 (4 Jan 46) GS.

D. Persons Influential in the Activities of IRRA, IRAPS, and the Political Association of Great Japan.

Any person who has at any time:

1. Been a founder or national officer, a national director, national committee chairman, or a leading official of a prefectural or metropolitan subdivision of; or
2. Been an editor of any publication or organ of:
 - a. The Imperial Rule Assistance Association (Taisei Yokusankai) and any of its affiliates.
 - b. The Imperial Rule Assistance Political Society (Taisei Seijikai) and any of its affiliates or agencies.
 - c. The Political Association of Great Japan and any of its affiliates or agencies.

E. Officers of Financial and Development Organizations involved in Japanese Expansions:

Any person who has at any time between 7 July 1937 and 2 September 1945, occupied any of the positions listed below;

Chairman of the Board of Directors, President, Vice-President, Director, Advisor or Auditor of any of the following or, in territory occupied by the Japanese armed forces since 7 July 1937, manager of a branch of:

South Manchurian Railway Company
Manchuria Development Company
North China Development Company
Central China Development Company

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Southern Development Company
Taiwan Development Company
Manchuria Heavy Industry Development Company
Nanyo Development Company
Oriental Development Company
Wartime Finance Bank
United Funds Bank
Southern Development Bank
Overseas Funds Bank
Chosen Colonization Bank
Deutsche Bank Fuer Ostasien
Bank of Chosen
Bank of Taiwan
Bank of Manchukuo
Manchurian Development Bank
Korean Trust Company

Any other bank, development company or institution whose foremost purpose has been the financing of colonization and development activities in colonial and Japanese-occupied territory, or the financing of war production by the mobilization or control of the financial resources of colonial or Japanese-occupied territories.

F. Governors of Occupied Territories.

Japanese officials who have held the positions listed below:

1. Korea:

Governor General
Chief Civilian Administrator
Members of Privy Council

2. Formosa:

Governor General
Chief Civilian Administrator

3. Kwantung:

Governor General
Chief Administrator
Director of the Bureau of Pacification

4. South Seas:

Governor General
Director of South Seas Administration Office

5. Netherlands East Indies:

Chief Military Administrator
Chief Civil Administrator

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6. Malaya:

Chief Military Administrator
Chief Civil Administrator
Mayor of Singapore

7. French Indo-China:

Governor General
Inspector General of Police
Director of Bureau of General Affairs
Financial Charge d'Affaires

8. Burma:

Advisers to the Burmese Administration
Chief to the Political Affairs Department of the Japanese
Military Administration
Chief of the Internal Affairs Department of the Central
Administration

9. China:

Advisers to the Nanking Puppet Government
Ambassador

10. Manchukuo:

Director of General Affairs Board
Vice-Director of General Affairs Board
Officers of the Central organization of the Concordia Society

11. Others:

Responsible Japanese Officials controlling collaborationist
native governments in the mongolian Federated Autonomous
Government, the Philippine Puppet Republic, the Provisional
Government of Free India, and Thailand.

G. Additional Militarists and Ultra-Nationalists.

1. Any person who has denounced or contributed to the seizure
of opponents of the militaristic regime.

2. Any person who has instigated or perpetrated an act of
violence against opponents of the militaristic regime.

3. Any person who has played an active and predominant govern-
mental part in the Japanese program of aggression or who by speech,
writing or action has shown himself to be an active exponent of militant
nationalism and aggression.

QUESTIONNAIRE

Questionnaire
number _____
(to be assigned by
Ministry or other
Appropriate agency)

(Instructions: This Questionnaire shall be filled out in both Japanese and English. The English version will prevail if discrepancies exist between it and the Japanese version. Answers must be typewritten or printed clearly in block letters. Every question must be answered precisely and conscientiously and no space is to be left blank. If the question is to be answered by either "yes" or "no", print the word "yes" or "no" in the appropriate space. If the question is inapplicable, so indicate by some appropriate word or phrase such as "none" or "not applicable". Add supplementary sheets if there is not enough space in the questionnaire. Omissions or false or incomplete statements are criminal offenses and will result in prosecution and punishment.)

A. PERSONAL

1. List position which you hold or for which you are under consideration, with Civil Service Grade: _____
2. Name: _____
(Surname) (First & Middle Name)
3. Other names which you have used or by which you have been known: _____
4. Date of Birth: _____
5. Place of birth: _____
6. Height: _____
7. Weight: _____
8. Scars, marks, or deformities: _____
9. Present address: _____
(in full)
10. Permanent Residence: _____
(in full)
11. Identity card type & number: _____
12. List any instances when you have been arrested, together with the reasons therefor, and any crimes of which you have been convicted: _____

13. Give any Civil Service rank and grade now held: _____

B. CHRONOLOGICAL RECORD OF EMPLOYMENT AND MILITARY SERVICE

14. In the space below, give a chronological history of your employment, including all of the positions which you have held, since 1 January 1931. In reporting either governmental or military positions, be sure to give all of the ranks which you may, at any time, have held: _____

C. MEMBERSHIP IN ORGANIZATIONS

15. In the space below, report whether or not you are or were a member or a founder or organizer or an officer of the national office or of a prefectural or metropolitan sub-division of the Imperial Rule Assistance Association, the Imperial Rule Assistance Political Society, or the Political Association of Great Japan. Report also whether or not you acted as editor for any publication of any of these associations or organized any branches or special activities for any of them:

16. In the space below, report any other party, association, society, fraternity, club, union, institution, whether social, political, military, patriotic, professional, cultural, honorary, athletic or otherwise, of which you are or were a member. Make this report whether or not this society was secret. State whether or not you were a founder or organizer or leader, or occupied any post of authority in any such organization and whether you have been an editor of any of its publications:

17. Has any member of your family held office, rank, or post of authority, or been otherwise influential, in any of the organizations listed above? If so give his name and address, his relationship to you and a description of the position which he held and of the organization:

18. With the exception of regular membership dues, list and give details of any contributions of money or property which you have made, directly or indirectly, to any of the organizations listed above, including any contributions made by any natural or juridical person or legal entity on your behalf or through your solicitation or influence:

19. Have you ever been the recipient of any titles, ranks, medals, testimonials, or other honors from any of the above organizations? If so, state the nature of the honor, the date conferred, and the reason:

D. RECORD OF OTHER SERVICE

20. With exception of those you have specifically mentioned in Sections B and C above, list:

(a) Any part time, unpaid or honorary position of authority or trust you have held since 1 January 1931 as a representative of the Army or Navy or of any National Ministry or other Central Government agency or as a representative of the Imperial Rule Assistance Association, the Imperial Rule Assistance Political Society, the Political Association of Great Japan, or their agencies, affiliates, or successor organizations.

(b) Any service of any kind you have rendered, since 1 January 1931, in any military, police, law-enforcement, peace protection, or intelligence organization or in any organization concerned with Protection and Surveillance and control of thought, speech, religion, or assembly.

From:	To:	Name and Type of Organization	Highest office or Rank you held or Type of your service	Date of Apmt to highest office or rank	Duties

E. WRITINGS AND SPEECHES

21. List on a separate sheet the titles and publishers of all publications from 1 January 1931 to the present which were written in whole or in part or compiled or edited by you, and all public addresses made by you, giving subject, date and approximate circulation and in the case of speeches, the number in audience. If such publications or speeches were sponsored by any organization give its name. If no speeches or publications write "None" in this space:

F. CORPORATE POSITIONS

22. With the exception of those you have specifically mentioned above, list any corporate directorships or executive positions held by you since 1 January 1931 and where you served whether in Japan proper or outside of Japan.

<u>Corporation</u>	<u>Position Held</u>	<u>Dates</u>

APPENDIX "B" to AG 091.1 (4 Jan 46) GS, Memo to IJG

G. REMARKS

23. _____

The statements on this Questionnaire are true and I understand that any omissions or false or incomplete statements are criminal offenses and will subject me to prosecution and punishment.

Signed _____ Date _____
(Signature of individual to whom the
Questionnaire relates)

CERTIFICATION OF SERVICE SUPERIOR

(Instructions: This certification shall be signed by the service superior (or other responsible official) of the incumbent of public office, or, in the case of applicants for public office, by the official responsible for employing the applicant).

I certify that the above is the true name and signature of the individual concerned and that, with the exceptions noted below, the answers made on this Questionnaire are true to the best of my knowledge and belief and the information available to me.

Exceptions (if no exceptions, write "none")

Signed _____ Official Position _____ Date _____

QUESTIONNAIRE RECORD CARD

NAME: _____ Questionnaire No. _____
 (Surname) (First & Middle Name) Japanese Governmental Agency

ADDRESS: _____

Position which applicant holds or for which he is under consideration (with Civil Service Grade):

Summary of pertinent portions of Individual's Record: _____

- ACTION TAKEN (Choose one): DATE: _____
- () Removed from position: _____ (describe position)
 - () Application for employment as _____ (describe position) denied.
 - () Retained in position: _____ (describe position)
 - () Application for employment as: _____ approved.

OTHER ACTION:

(Here record any applications to Hq. SCAP, for approval of appointment or reinstatement, the action taken by Hq. SCAP, on such application, the action taken by the Japanese Government accordingly and the date of such action. Also record any other action concerning the individual, such as reversal of initial retention of the individual upon direction of SCAP, conviction of the individual for falsifications or omissions in the Questionnaire, subsequent employment of the individual, etc.)

APPENDIX "C"