

EXHIBIT No. 3528

(2)

The Office which issued the document : War Service Section/GUMMUKA/  
The Subject: Requests of the U.S. Government for Visits to  
its Prisoners of War and Detained Non-Combatants.  
Minister: Delegated by the Minister.  
Bureau Chief: Deputy signed by SATO.  
Section Chief: Deputy signed by NINOMIYA  
Section Member: Signed by YAMAZAKI  
Copyist: Signed by UCHIDA  
Correlated: Chief of Military Service Bureau: signed by KAMIMURA  
Section Chiefs:  
War Affairs: Signed by SANADA  
Defense: Signed by TSUBOI  
POW Information: YAMAZAKI  
General Staff Headquarters: 14th Section,

(Mil. Asiatic Secret)

Vice Minister's Answer to the Foreign Vice Minister.

I beg to inform you that the following is my (or/our) opinion on  
the above-mentioned subject which you asked me about by Jo 3  
Secret Go No. 370 of Feb. 28th.

Article 86 of the Geneva Treaty on prisoners of war in 1929  
cannot be accepted and applied wholly/completely or exactly  
as it is/.

In view of the fact, however, that Japan is, on her own part,  
providing facilities to, and treating properly, her prisoners  
of war, in case the United States of America expresses her  
intention to endeavor sufficiently to give proper treatment to  
Japanese not only in the United States of America but also in  
the countries in America which have declared war upon Japan  
and have severed their diplomatic relations with her, the  
above-mentioned Article 86 will be applied mutatis mutandis as  
the occasion may demand and the representative of Switzerland  
will be permitted to pay visits. As to the enforcement details,  
our intention is to investigate each case and give permission.