

Reward

GENERAL HEADQUARTERS
SUPREME COMMANDER FOR THE ALLIED POWERS
APO 500

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AG 015 (19 Feb 46)LS-L
SCAPIN 1937

9 October 1948

MEMORANDUM FOR: JAPANESE GOVERNMENT

SUBJECT: Amendment to Exercise of Criminal Jurisdiction

1. Reference is made to:

a. Memorandum for the Japanese Government, dated 19 February 1946, File AG 015 (19 Feb 46)LS-L, Subject: Establishment of Military Occupation Courts, SCAPIN 756 as amended by,

b. Memorandum for the Japanese Government, dated 19 September 1946, File AG 015 (19 Sep 46)LS-L, Subject: Amendments to Exercise of Civil and Criminal Jurisdiction, SCAPIN 1218, and

c. Memorandum for the Japanese Government, dated 27 June 1947, File AG 015 (27 Jun 47)LS-L, Subject: Amendment to Exercise of Criminal Jurisdiction, SCAPIN 1740.

2. Delete paragraph 5b of reference 1a above, as amended, and substitute therefor the following:

"Provost courts shall have power to adjudge confinement at hard labor, not in excess of ten (10) years; fines, not in excess of five thousand U. S. dollars (\$5,000), or its equivalent, determined at the prevailing rate of exchange or military conversion rate at the time of the imposition of the fine, or specified alternative confinement at hard labor in lieu of payment of fine; expulsion; padlocking of property, irrespective of value; and, in cases only of illegal use or possession of property in violation of the Japanese law, confiscation, without limit of value, of property so used or held;

"PROVIDED, That no sentence of imprisonment at hard labor exceeding one year, or of a fine exceeding one thousand five hundred U. S. dollars (\$1,500), or its equivalent, shall be imposed by a provost court consisting of less than three (3) members:

Superseded by Scapin 2127

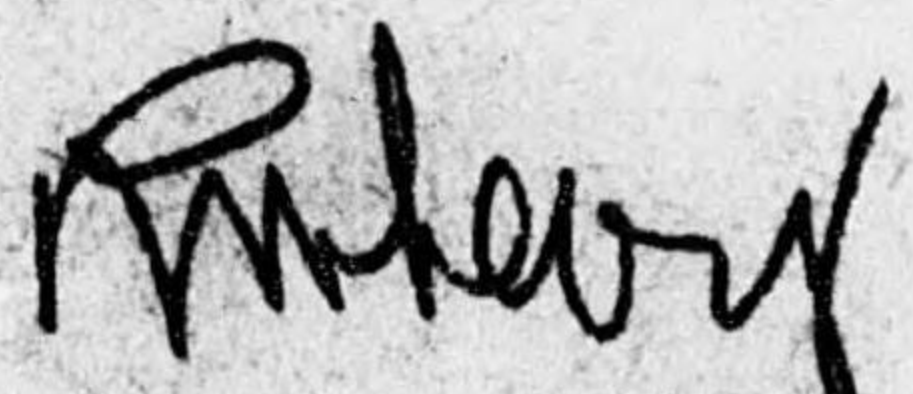
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"PROVIDED FURTHER, That no sentence to confinement plus alternative confinement in lieu of payment of fine shall total more than ten years, and no such sentence shall total more than one year if imposed by a court consisting of less than three members."

2. Except as otherwise provided herein, the provisions of the Memorandum cited in paragraph 1a above, as amended, shall continue in full force and effect.

FOR THE SUPREME COMMANDER:


R. M. LEVY,
Colonel, AGD,
Adjutant General.