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INTERNATIONAL PROSECUTION SECTION

Doc. No. 2168

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Date: 21 June 1946

ANALYSIS OF DOCUMENTARY EVIDENCE

DESCRIPTION OF ATTACHED DOCUMENT

Government Bulletin (Extra).

Date: 1 May 37 Original (X) Copy () Language: Japanes
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Has it been photostated? Yes () No (X)

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Document Division

SOURCE OF ORIGINAL: ??

PERSONS IMPLICATED:

CRIMES TO WHICH DOCUMENT APPLICABLE:

SUMMARY OF RELEVANT POINTS (with page references):

Full translation of pp. 1-4 showing law controlling important industries and methods of enforcement. Law controlling important industries (Imperial Ordinance #66) was promulgated 1 May 37, said important industries to be determined by an Imperial Ordinance. This ordinance is entitled "Matters concerning enforcement of law controlling important industries, Imperial Ordinance #67," also promulgated 1 May 37.

CERTIFICATE

W.D.C. No. 2168

Statement of Authenticity

I, Toru Nakagawa, hereby certify that I am officially connected with the Japanese Government in the capacity of the Chief of the Continental Affairs Section, Overseas Residents Division, Control Bureau, Foreign Office, and that as such official I have seen and know the document attached hereto and described as follows: Official Gazettes of the Manchoukuo Government for May, 1937. I further certify that the attached document is the official publication of the Manchoukuo Government.

Signed at Foreign Office on this 17th day of July, 1946.
Witness /s/ A.A. Muzzey

/s/ Toru Nakagawa
Chief of the Continental Affairs
Section, Overseas Residents
Bureau, Control Division,
Foreign Office. (SEAL)

I, Robert Teaze, hereby certify that ATIS Document No. SA 10090, Item 29, described as follows:

"Official Manchuria Government Gazette (MANSHUKOKU SEIFU KOHO)", May 1937.

was obtained by me in the course of my official duties from East Asia Research Institute and on 11 Jun 1946 was delivered to Mr. E. P. Monaghan of the International Prosecution Section.

Date: 18 July 1946

/s/ Robert S. Teaze

ROBERT S. TEAZE

2d Lt., AUS

ATIS Document Section

CERTIFICATE

W.D.C. No. I.P.S. No. 2168

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Witness /s/ A.A. Muzzey

/s/ Toru Nakagawa
Chief of the Continental Affairs
Section, Overseas Residents
Bureau, Control Division,
Foreign Office. (SEAL)

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"Official Manchuria Government Gazette (MANSHUKOKU SEIFU KOHO)", May 1937.

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Date: 18 July 1946

/s/ Robert S. Teaze
ROBERT S. TEAZE
2d Lt., AUS
ATIS Document Section

May 1, 1937 Fege 1

(1) Iaw Controlling Important Industries Imperial Criticance No. 60 Promulgated May 1, 1937

Article I. A person desiring to engage in any of the important industries shall obtain permission therefor of the State Minister or Ministers concerned in accordance with orders issued.

The kinds of the important industries shall be determined by Imperial Ordinance.

Article II. A person engaged in any of the important industries shall submit to the State Minister or Minister's concerned a written statement of his business program and a report on his business for each business year in accordance with orders issued.

Article III. The State Minister or Ministers concerned may issue to a person engaged in any of the important industries orders necessary for upholding the public interest or for exercising control in connection with such person's business.

Article IV. In case it is deemed especially necessary, the State Minister or Ministers concerned may cause a person engaged in any of the important industries to submit a report on the conditions of his business or property, or cause the officials concerned to conduct an examination of such person's safes, books and other documents or articles.

Article V. In any of the cases hereinunder mentioned, a person engaged in any of the important industries shall obtain permission of the State Minister or Ministers concerned in accordance with orders issued:

- When the said person desires to enter into an agreement for effecting a control or revise or abolish such agreement;
- 2. When the said person desires to enlarge his equipment for production or effect a change therein;
- When the said person desires to transfer to other persons the whole or part of his business;
- 4. When a merger is to be effected, in case the said person is a juridical person.

Article VI. In either of the cases hereinunder mentioned, a person engaged in any of the important industries shall report to the State Minister or Ministers concerned without delay

- 1. When the said person has abolished or suspended the whole or part of his business;
- When liquidation has been effected, in case the said person is a juridical person.

Article VII. When a person engaged in any of the important industries has violated the present law or orders issued thereunder or dispositions made under such orders, the State Minister or Ministers concerned may cancel the permission mentioned in Article J.

Article VIII. Then a person has engaged in any of the important industries without the permission of the State Minister or Ministers concerned, such person shall be punished with a fine not exceeding five thousand yuan (MY5,000).

Article IX. When a person has engaged in any of the important industries falls under either of the cases hereinunder mentioned, such person shall be punished with a fine not exceeding one thousand yuen (MY1,000):

- 1. When the said person has violated the order issued by the State Minister or Ministers concerned in accordance with the stipulation of Article JII.
- 2. When the said person has violated the stipulations of Article V.

Article X. When a person has failed to submit the report ordered by virtue of the stipulation of Article TV or has made a false report or has refused, obstructed or evaded the examination mentioned in the same Article, such person shall be purished with a fine not exceeding three hundred yuan (MY300).

Article XI. When a person has violated the stipulation of Article II or Article VI, such person shall be punished with a fine not exceeding one hundred yuan (MY100).

Article XII. When an employee or an operative has committed in connection with his employer's business any act that falls within the purview of the penal regulations of the present law, the employers, as well as the perpetrator of the act, shall be punished. In case, however, the employer is a sufferer from mental derangement or is a minor not possessing the same degree of business ability as an adult, his legal representative or representatives shall be punished.

Article XJII. When an employee or an operative of a juridical person has committed in connection with the business of the said juridical person any act that falls within the purview of the penal regulations of the present law, the executive partner or official of such juridical person, as well as the perpetrator of the act, shall be punished.

In case an executive partner or official of a juridical person has committed any act mentioned in the preceding peragraph, such partner or official shall be punished.

Article XIV. In the cases of Article XII and paragraph 1 of the foregoing Article, when the principal, the legal representative, the partner or the official has proved that there was no means of preventing the act in question from being committed, such person shall not be punished.

SUPPLEMENTARY REGULATIONS

The present law shall come into force on the Tenth day of the Fifth month of the Fourth year of Kangte.

A person who is actually engaged in his business at the time of the coming into force of the present law with a previous permission of the State Minister or Ministers concerned shall be regarded as having obtained permission under the present law.

A person who is actually engaged in his business at the time of the coming into force of the present law without the permission of the State Minister or Ministers concerned shall file a petition for the permission stipulated in the present law within sixty (60) days from the date of enforcement of the present law.

A person who has filed the petition mentioned in the foregoing paragraph may carry on his business as heretofore pending the receipt of the said permission.

FROM MANCHOUKUO OFFICIAL GAZETTE
May 1, 1937 Page 3

(2) Natters Concerning the Enforcement of the Inw Controlling Important Industries Imperial Ordinance No. 67
Promulgated May 1, 1937

Article I. The important industries as stipulated in paragraph 2 of Article I of the Law Controlling Important Industries shall be as follows:

Arms manufacturing industry;

Aircraft manufacturing industry;

Metor Car manufacturing industry:

Liquid fuel (mineral oils and absolute alcohol) manufacturing industry;

Tron, steel, aluminum, magresium, lead, zinc. gold, silver and copper refining industry (the wet process of refining gold or silver being excluded);

coal mining industry (that producing less than 50,000 metric tons per annum being excluded);

Woolen textile manufacturing industry (that carried on by hand-looms being excluded);

cotton spinning industry;

Cotton textile menufacturing industry (that carried on by hand-looms being excluded);

Hemp thread manufacturing industry (producing more than 50 metric tons per annum);

Homp spinning and weaving industry (that carried on by hand-looms being excluded);

Flour milling industry (having a capacity for a daily production of more than 500 sacks);

Beer brewing industry;

Sugar refining industry;

Tobacco manufacturing industry (producing more than 10,000,000 cigarettes per annum);

Soda manufacturing industry (refining industry of natural soda being excluded);

Fertilizer (sulphate of ammonium, nitrate of ammonium, super-phosphate of lime and calcardous nitrogen) manufacturing industry;

pulp manufacturing industry;
Oil milling industry (earried on by the abstraction system or that
equipped with more than 15 presses);

Cement manufacturing industry;

Match manufacturing industry.

Article JI. The State Minister or Ministers concerned as referred to in the Law Controlling Important Industries shall be the Minister of Industry (within the jurisdiction of the Department of Mongolia Administration, the Minister of Mongolia Administration) and the Minister of Defense as regards arms and aircraft manufacturing industries; the Minister of Industry (within the jurisdiction of the Department of Mongolia Administration, the Minister of Mongolia Administration, and the Minister of Finance as regards liquid fuel and match manufacturing industries; and the Minister of Industry (within the jurisdiction of the Department of Mongolia Administration, the Minister of Mongolia Administration) as regards the other industries.

Statement of Official Procurement

I, Edward P. Monaghan, hereby certify that I am associated with the General Headquarters of the Supreme Commander for the Allied Powers, and that the attached document, IPS No. 2168, Manchoukuo Government Bulletin for May 1937, was obtained by me from Lt. Robert S. Teaze, ATIS Document Section, in the conduct of my official business. Signed at Tokyo on this

Witness: /s/ R.H. Larsh

/s/ Edward P. Monaghan Name

Investigator, I.P.S.
Official Capacity

Statement of Official Procurement

I, Edward P. Monaghan, hereby certify that I am associated with the General Headquarters of the Supreme Commander for the Allied Powers, and that the attached document, IPS No. 2168, Manchoukuo Government Bulletin for May 1937, was obtained by me from Lt. Robert S. Teaze, ATIS Document Section, in the conduct of my official business. Signed at Tokyo on this 27th day of August, 1946. /s/ Edward P. Monaghan Witness: /s/ R.H. Larsh

Name

Investigator, I.P.S. Official Capacity

政府公報

朝命第六十六號 重要產業統制法 一九三七年 为月

王管部大王,許可可受人心 重要產業引營了上九者八命今度的所派你

重要產業,種類,動戶可以下定人

紫年度各事業計畫書及事業報告者了主管部 大正是提出人了 重要產業子營工者八命令

第三條 務二開上公益上又八統制上小馬亡命命 主管部大正、重要產業方營公者一對上其一業 コーラ 得

第四条 文書物件习檢查七品口上引得 業习營公者了一一其一業務若八財 人又八河部一官吏了子具一金庫我衛其一他請然, 主管部大臣特心多小部 在人大说 可報告心 一片、重要之法

定公河流山主管部大正,许可引 重要產業可學品者左 場合於六命命 受うべと トスル

統制協定了夢又八之下改廢七

生產設備了廣放人變更之 事業一全部又八一部可讓彼

第六條 四弦人志場會於方合併与為北下人 方人子主管部大正正在出了で

二弦人た場合於解散了為了上人 事業人全部又一部了废止又八休上

笔條 重要產業多營工者本弦茶、本弦二卷十十

發不命令又八之二基十五為人處方。遠反 主管部大五、第一条一部可取到了

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第九條 重要產業一卷者左一谷號一該當公

八千圓以下一四割食二處人

第三條規定一個主管部大臣 今蓮反

一第五條,想定道反至二十

第四条規定依り命心己 方が

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七條 第一條又一第六條規定一選反

百圓以下對金之歲人

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第十五条 这个任用人其他,從業員这人,業務、 本法一到則衛九行為為 外京路如行行社員又職員之是四門人 該行為首四門心

3人,幸好新行名社员又,我员前项,行为习意儿上 六、生、社員又、職員、處四到又

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要產業、左通

兵器製造業 航空機製造業

自動車製造業

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観松業(日産能力五百俊以上,モノ)

孝酒製造業

煙車製造業(紙卷煙草年一午萬年以上

曹重制董事(天然曹蓮,精製光 肥料 一院酸了之一点、确酸了之三

石灰宣素)製造業

いう製造業 油房業(抽出式一天及壓作器十 製造業

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今,重要產業統制被於行,自己 时則

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一九三七年 五月 尚又私は、二分添附世子書類が满洲 物なることを、こうなあはせて 满洲口政府 證明

九四六年七月 外務省管理局 十七日 大陸課長 於

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六年十一日、口際機事局 · E· 户 なるものなることを、ころは、治明す 公務上東西研究所 满洲口政府公敦日部 一九四六年

ロバート、シーティー八番

之書課

加四六年七月十

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記人民門門門

Wind P. Monaghan (名)

際檢察部調查官

DOGUMENT 2168

The Manchoukue Government Bulletin, No. 924° for the month of May. 1937. pages 1-4. inclusive, published Saturday. May 1. 1937.

Pages 1, 2 and part of 3 is the Ordinance No. 66, entitled "Law Controlling Important Industries."

Also, pages 3 and 4 contain Ordinance No. 67. entitled "Matters Concerning the Enforcement of the Law Controlling Important Industries."

On page 20 of the document being Volume of Manchoukuo Government Bulletine for the month of May, 1937, of said Bulletin, appears the following:

"Publisher: HSINKING General Affairs Board.

Seller: SHANGFOWTI, HSINKING, Building, Repairs and Supply Bureau.

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FROM MANCHOUKUO GOVERNMENT OFFICIAL GAZETTE May 1, 1937 Page 1

(1) Law Controlling Important Industries
Imperial Ordinance No. 50
Promulgated May 1, 1937

Article I. A person desiring to engage in any of the important industries shall obtain permission therefor of the State Minister or Ministers concerned in accordance with orders issued,

The kinds of the important industries shall be determined by Imperial Ordinance.

Article II. A person engaged in any of the important industries shall submit to the State Minister or Ministers concerned a written statement of his business program and a report on his business for each business year in accordance with orders issued.

Article JJJ. The State Minister or Ministers concerned may issue to a person engaged in any of the important industries orders necessary for upholding the public interest or for exercising control in connection with such person's business.

Article IV. In case it is deemed especially necessary, the State Minister or Ministers concerned may cause a person engaged in any of the important industries to submit a report on the conditions of his business or property, or cause the officials concerned to conduct an examination of such person's safes, books and other documents or articles.

Article V. In any of the cases hereinunder mentioned, a person engaged in any of the important industries shall obtain permission of the State Minister or Ministers concerned in accordance with orders issued:

- 1. Then the said person desires to enter into an agreement for effecting a control or revise or abolish such agreement;
- When the said person desires to enlarge his equipment for production or effect a change therein;
- 3. When the said person desires to transfer to other persons the whole or part of his business;
- 4. When a merger is to be effected, in case the said person is a juridical person.

Article VI. In either of the cases hereinunder mentioned, a person engaged in any of the important industries shall report to the State Minister or Ministers concerned without delay.

- When the said person has abolished or suspended the whole or part of his business;
- 2. When liquidation has been effected, in case the said person is a juridical person.

Article VII. When a person engaged in any of the important industries has violated the present law or orders issued thereunder or dispositions made under such orders, the State Minister or Ministers concerned may cancel the permission mentioned in Article J.

Article VIII. When a person has engaged in any of the important industries without the permission of the State Minister or Ministers concerned, such person shall be punished with a fine not exceeding five thousand yuan (NY5,000).

Article IX. When a person has engaged in any of the important industries falls under either of the cases hereinunder mentioned, such person shall be punished with a fine not exceeding one thousand yuen (MY1,000):

- 1. When the said person has violated the order issued by the State Minister or Ministers concerned in accordance with the stipulation of Article III.
- 2. When the said person has violated the stipulations of Article V.

Article X. When a person has failed to submit the report ordered by virtue of the stipulation of Article IV or has made a false report or has refused, obstructed or evaded the examination mentioned in the same Article, such person shall be purished with a fine not exceeding three hundred yvan (MY300).

Article XI. When a person has violated the stipulation of Article II or Article VI, such person shall be punished with a fine not exceeding one hundred yuan (MY100).

Article XII. When an employee or an operative has commuted in connection with his employer's business any act that falls within the purview of the penal regulations of the present law, the employers, as well as the perpetrator of the act, shall be punished. In case, however, the employer is a sufferer from mental derangement or is a minor not possessing the same degree of business ability as an adult, his legal representative or representatives shall be punished.

Article XIII. When an employee or an operative of a juridical person has committed in connection with the business of the said juridical person any act that falls within the purvious of the penal regulations of the present law, the executive partner or official of such juridical person, as well as the perpetrator of the act, shall be punished.

In case an executive partner or official of a juridical person has committed any act mentioned in the preceding paragraph, such partner or official shall be punished.

Article XIV. In the cases of Article XII and paragraph 1 of the foregoing Article, when the principal, the legal representative, the partner or the official has proved that there was no means of preventing the act in question from being committed, such person shall not be punished.

SUPPLEMENTARY REGULATIONS

The present law shall come into force on the Tenth day of the Fifth month of the Fourth year of Kangte.

A person who is actually engaged in his business at the time of the coming into force of the present law with a previous permission of the State Minister or Ministers concerned shall be regarded as having obtained permission under the present law.

A person who is actually engaged in his business at the time of the coming into force of the present law without the permission of the State Minister or Ministers concerned shall file a petition for the permission stipulated in the present law within sixty (60) days from the date of enforcement of the present law.

A person who has filed the petition mentioned in the foregoing paragraph may carry on his business as heretofore pending the receipt of the said permission.

FROM MANCHOUKUO OFFICIAL GAZETTE
May 1, 1937 Page 3

(2) Natters Concerning the Enforcement of the law Controlling Important Industries Imperial Ordinance No. 67 Promulgated May 1, 1937

Article I. The important industries as stipulated in paragraph 2 of Article I of the Law Controlling Important Industries shall be as follows:

Arms manufacturing industry;

Aircraft manufacturing industry;

Metor Car manufacturing industry;

liquid fuel (mineral oils and a solute alcohol) manufacturing industry;

Tron, steel, aluminum, magnesium, lead, zinc. gold, silver end copper refining industry (the wet process of refining gold or silver being excluded);

coal mining industry (that producing less than 50,000 metric tons per annum being excluded);

Woolen textile manufacturing industry (that carried on by hand-looms being excluded);

cotton spinning industry;

Cotton textile menufacturing industry (that carried on by hand-looms being excluded);

Hemp thread manufacturing industry (producing more than 50 metric tons per annum);

Hemp spinning and weaving industry (that carried on by hand-looms being excluded);

Flour milling industry (having a capacity for a daily production of more than 500 sacks);

Beer brewing industry;

Sugar refining industry;

Tobacco manufacturing industry (producing more than 10,000.000 cigarettes per annum);

Soda manufacturing industry (refining industry of natural soda being excluded);

Fertilizer (sulphate of ammonium, nitrate of ammonium, super-phosphate of lime and calcardous nitrogen) manufacturing industry;

Pulp manufacturing industry;

Oil milling industry (earried on by the abstraction system or that equipped with more than 15 presses);

Coment manufacturing industry;

Match manufacturing industry.

Article JI. The State Minister or Ministers concerned as referred to in the Law Controlling Important Industries shall be the Minister of Industry (within the jurisdiction of the Department of Mongolia Administration, the Minister of Mongolia Administration) and the Minister of Defense as regards arms and aircraft manufacturing industries; the Minister of Industry (within the jurisdiction of the Department of Mongolia Administration, the Minister of Mongolia Administration) and the Minister of Finance as regards liquid fuel and match manufacturing industries; and the Minister of Industry (within the jurisdiction of the Department of Mongolia Administration, the Minister of Mongolia Administration) as regards the other industries.

Article III. When the Minister of Industry (within the jurisdiction of the Department of Mongolia Administration, the Minister of Mongolia Administration) desires to collect reports or cause examinations to be conducted in connection with arms manufacturing industry by virtue of the stipulations of Article IV of the Law Controlling Important Industries, the said Minister shall consult in advance with the Minister of Defense.

SUPPLEMENTARY

The present Ordinance shall come into force on the day of enforcement of the Law Controlling Important Industries.

2168

Certified list of the Chiefs of the General Affairs Board of Manchukuo.

- 1. KOMAI Tokuzo (1 7 7 10)
- 2. ENDO Ryusaku () ***
- 3. NAGAOKA Ryuichiro (Wy 1/2)
- 4. ODACHI Shigeo (~) 12 3
- 5. HOSHINO Naoki (Tith All High
- 6. TAKABE Rokuzo ()

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Certified list of the Chiefs of the Manchurian
Affairs Board (TAIMAN JIMU KYOKU)

1. HAYASHI Senjuro (

2. KAWASHIMA Yoshiyuki (

3. TERAUCHI Juichi (

4. NAKAMURA Koichi (

5. SUGIYAMA Gen (

6. ITAGAKI SEISHIPO (

7. HATA Shunroku (

8. TOJO Hideki (

4. TOJO Hideki (

7. TAIMAN JIMU KYOKU)

1. HATA Shunroku (

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Kwanteng arkny		Churt of Staff of Kurtility Cruy	
1931	a commency or the		JINZABURO
8/32	Lut Gen. HONJO, SHIGERU		MAJ. Sew. MIYAKE JINZABURO
weide	COMMANDER-AT-TIME-MANCHURIAN-INCIDENT		CHIEF STAFF AT OF MANCAURIAN INCIDENT
10/20/45	WAS NO JAP AMBASSER - BT THIS TIME LEFT to BECOME A - MEMBER - IMPURIAL WAR	1933	MAJ GEN, HASHIMOTO, TORANOSUKE.
m. C	COUNCIL JAPAN.		arstchief Staff-
8/32 +0		32 40	
BIEDIN	FIELD MAR, MUTO, NOBUYOSHI -	35	RIEUT-Seu. KOISO, KUNIAKI
DEFICE	ComBINED. OFFICE of Commander of ARMY	LIVING	APRIL -1939 OVERSEAS. MINISTER - HUANUMA
	AND AIMBASSABER	349AMO	Retire 6 aning 7/38
9/1	ant HICIHIPIDI		
8/33+0	Inter # HISTHIKARI	P	0. n (Toskizo?)
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lettred old		1	Howard 1927 - Defiety Chery Stoff Kanulung farmen 1934
12/34 +0			
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RETIRED EN ING	AFTER - 2-26-36 Moldent. As selver Jeneral Te		LISUT GEN. ITAGAKI, SEISHIRO.
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4	RETIRED DUE to NOMO HAIN INCIDENT. CLASH ON	June 1938	POLAKINAGA MARINISTER NA Konege Cab
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	4)	5/38	LIEUT GEN TO DO, HIDEKI.
71. 4.		SUGAMO	KONOYE. CAB. THOMY 35 TI DEC38
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1.		9/39	LIEUT, SEN. ISOGAI RENSUKE
		LIVING	LIEUT, SEN. ISOGAI, RENSUKE
9/39 +0	LIEUT GEN. UMEZU, YOSHYIRO		4+ Sen II MURA, Jo
LIVING	1440-1941 Year Book - COMDR Ketauling army and		There was a change - Thursas
- 6	Concurrently Jak turbayator MANETO		place taken of the Jewast
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- Charles

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2nd Kouage Cabeuch 7/18/41 to 10/16/41

Freque affairs - ad. Teigiro Toyoda Non Gen Tayo Shogo Murala Commentus - Shogo Murala Prist Planing Board - It Sen. Tenchi Suzuki

topo = 10-16-41 - 7/19-1944

war topo
Whishers - Chery Secretary

ad Nomura - Kronesse

16maye-6/4/37-1/4/39
Wevanuma 1/5/39-8/29/39
able - 8/20/39-1/15/40

Ymax 1/11-3+0 to 7/21/40
228 Karge 7/21/40 to 7/16/41
3 20 Kargy 7/18/40 to 10/16/41
Togo-10/16/41- 444