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鳩總甲第八二六號

昭和二十三年七月二十一日

法務廳矯正總務局長

行刑管區長御中

医学実験に收容者参加の件

受刑者が医学実験に協力するため志願参加することは社会福祉のたゞにも有益な事と思われ、各所においてその取扱手続が區々にわたる虞があるから今後は次の要件を具えた上申書によつて認可を受けられることとせられたい。その個々につき當庁においては医学上の権威者と協議の上許否を決定することとする。

W. sign Japan custom

記

- 一、実験者の資格
- 二、実験の目的、種類、方法
- 三、実験の場所、日時、期間及び被験実験者の数
- 四、管区長及所長の意見
- 五、実験が人類の福祉に貢献し且つ実験成功の見込みが充分あると共に実験による危険の程度とその防止方法
- 六、参加受刑者が実験の詳細な説明を聞き、何等の強制も約束もなく全く自発的に志願していると共に、更に実験のどの段階に自己の身体を提供する旨の承諾書に署名することを承知していること

（この参加申出は本人の仮釈放審査の一つの条件に考慮されることは、受刑者に説明して差支えない。）

七、実験について特別の経費を要せず又平常執務に妨げない事。
八、実験はなるべく施設外で実施されること。望ましいが、その際はその具体的方法所内において実施するときは、実験者側より被実験者に與えられる養護又は給養の詳細。
九、以上の指令は管下の各所長に速に連絡されたい。

N/O Mchur

Delivered to P.B. on October 4, 1950
by T. Kurata of C. & R. Bureau, A.G.O.

To: Dr. Burdett G. Lewis,
Prison Branch, PSD., G-2, SCAP., .

From: Urashiro Furuhashi, Bureau Director of C.&R. Bureau.

Subject: Matter concerning the Medical Demonstration using prison inmates.

The above subject was proposed to C. & R. Bureau by Warden of Saga Juvenile Prison through District Supervisor of Fukuoka C. & R. District Headquarter. Then, about the above subject, C. & R. Bureau Technicians, C. & R. Advising Councils Members, Mr. Tadao Takahashi of Tokyo Medical University Professor studied from stand point of practical demonstration.

They came to this conclusion. By this kind of medical demonstration, any bad causes for the health of the persons who would be used for the demonstration may ~~be~~ not take place.

Would you please give us your opinion about the matter whether to be approved or not?

- Remarks: Doctors who make demonstration: Tamotsu Iwahashi, of Medical Section Chief of Saga Juvenile Prison.
- 1) Doctor who makes advices: Toichiro Sawada of Kyushu Medical University Professor, & Member of Prison Affairs Committee.
 - 2) Kind of Demonstration: Beri-Beri Reaction of Urine
 - 3) Place: Saga Juvenile Prison Medical Section.
Dates: From August, 1950 to September, 1950 (For about two months)
Persons needed: Four (All volunteers among prisoners)
Method of Demonstration:
Food which has the shortage of B¹ is given to the person under demonstration. (But daily colori 3035, main, white rice) and let the person take the symptoms of minor B¹ deficiency disease. Comprised B¹ in the Urine is checked.
 - 4) This demonstration is tried for the purpose of early discovery of B¹ deficiency condition (Vitamin B¹) in human body, through Urine examination.

RP

S. Honda

Urashiro Furuhashi,
Bureau Director of C. & R. Bureau,
Attorney General's Office.

T/TK

Mr Lewis
Mr White and I
believe this is a
justifiable request &
should be approved
providing there being
treated voluntarily and;
a signed statement of
such be kept in the
prison files; and it
should be given
favorable publicity.

AMF

To : Prison Administrator, Public Safety Division, G-2 Section,
General Headquarters of the Supreme Commander for the
Allied Powers.

From : Criminal Administration Assistant to the Attorney-General.

Subject: Medical Examination of Prison Inmates.

1 August 1949

As per annexed copy, this Office received an application for approval of the subject plan from the Chief of the Tochigi Prison through the Tokyo Correction and Rehabilitation District Supervisor. I am of opinion that this plan is useful in basic research for scientific treatment of female inmates, and hereby submits it to your Office for approval.

Tosuke Sato

T. Sato
Criminal Administration
Assistant to the Attorney-General.

Incls:

"A" Application from Tokyo Correction
and Rehabilitation District Supervisor
concerning the subject matters
(English translation).

"B" Application from Tochigi Prison Chief,
concerning the same matters
(English translation).

"A"

No : Tokan-shu No. 3156
Date : 16 July, 1949
From : IE, Tomomutsu; Supervisor, Tokyo Correction and
Rehabilitation District.
To : FURUHASHI, Urashiro; Director, Correction and Rehabili-
tation Bureau.
Subject: Medical Examination of Prison Inmates.

Having received an application for approval from the Chief of the Tochigi Prison as per copy annexed hereto with respect to the subject matters, I transmit it to you with my opinion appended.

Opinion:

The medical examination will contribute to the welfare of the inmates and it is to be carried out only for those agreeing to it. There is no fear of inflicting any bodily pain or injury to health.

"B"

No. Tochi-Hatsu 1760

Date : 12 July 1949

From : TSUGAWA, Shunkichi; Chief, Tochigi Prison

To : FURUHASHI, Urashiro; Director, Correction and Rehabilitation Bureau, Attorney-General's Office

Subject: Regarding Medical Examination of Prison Inmates

I have received an application to carry out medical examination of prison inmates according to the following particulars. Your direction is hereby sought for.

Particulars:

I Names of experimenters

HASEGAWA, Toshio; Professor of Obstetrics and Gynaecology at the Tokyo University, responsible person

SUZUKI, Takeo; Assistant Researcher of the Tokyo University

TSUKAMOTO, Shin-ichi; ditto

IWAI, Shoji; Chief of the Obstetrics and ~~and~~ Gynaecological Department, Poor People's House.

KURITA, Shiro; Director, Tochigi Hospital.

II Purpose, Kind and Method

1. Statistical observation of non-menstruation.
2. Questioning the result of the use of synthetic male hormone for non-menstruation. The outcome is to be compared with the results in the two previous periods, from December 1946 to March 1947 and from November 1947 to December 1947.

III Place, date, period and number of subjects.

Place, Medical Section, Tochigi Prison;

Period, one month, from 8:30 a.m. to 5:00 p.m., each day.

- 2 -

Subject: 300 subjects in the prime of sexual maturity, age between 20 and 40. Others may be questioned for comparison.

IV My Opinion

Chief and Assistant Chief Technician of the Medical Section were consulted on the matters. The subjects are to be volunteers and the examination will not go further than questioning. This will be of benefit to obstetrics and gynaecology of Japan. No objection is conceivable.

V Both contribution to human welfare and the certainty of success are being expected.

VI No written consent will be necessary as the subjects are willing to undergo examination.

VII No special expenditure is required.

VIII It is desirable that medical examination be carried out outside the prison, but such is at present impracticable. The examination will be conducted in the Medical Section of Tochigi Prison. No special supplies will be given to the examined inmates.

Furyhachi desires reply
Started before instructions were issued.

Date : August 11, 1948

From : SUZUKI, Eizaburo, Warden, Fuchyu Prison.

To : SATO, Tosuke, Executive Assistant to the
 Attorney-General.

Subject : To let Inmates participate in Medical Experiments
 of testing the Effect of Insecticide in killing
 intestinal worms by the use of Japan-made
 insecticides ("Hekisillezoltin" and straw-extract)

In compliance with the desires put forward to carry on
 tests in accordance with the following conditions, the chief
 of the Medical, Scientific and Classification Section,
 Attorney-General's Office, having been consulted, the
 experiment was begun on July 1 and is continued since then.

A summary report of the procedure is hereby submitted in
 accordance with the intents of the Instruction "Kyo-so-ko"
 No. 826.

Conditions of Experiment

1. Qualification of experimenter:

OKUNI, Terutake, Assistant, Kakinuma Internal Medicine,
 Hospital attached to Tokyo University, Medical
 Department.

ABE, Masu, Apprentice.

NISHIHARA, Tetsu, Apprentice.

OKA, Shigeki, Apprentice.

Rec. 23 Aug 48
 mpw

- 2 -

2. The Purpose of experiment: Execution of the part assigned to the "Eastern Division" out of "the General Study of Intestinal Worms Insecticide" as an item of scientific experiment conducted by the Education Ministry.
- (a) Kind of the experiment: To contribute to the development of manufacture of insecticides of high efficiency through the ascertainment of effects of insecticides: straw-extract and Japan-made "hekisilzoltin"
- (b) The method of experiment: Let the holders of germs of intestinal worms take a fixed quantity of insecticide; study by means of the examination of all excretion for 8 succeeding days how intestinal worms are excreted; examine germs every week; on the third week strive for annihilation of worms and their germs by administering ante-treatment after "Santonin" system; and by the examination of germs in the third month, study the development of germs. All these studies will be contrasted with the results of study made in connection with the germs in those to whom no insecticide was given.
3. When and where the experiments are carried on: at Fuchū Prison. From July 1, 1948 to November 30.

- 3 -

4. Number of inmates to undergo the experiments. 300.
5. Opinion of the Superintendent of the Prison District and of the warden: (a) no interference with routine work of the inmates will take place, (b) as these insecticides are commonly used by general public and the use of an ordinary quantity of them is known not to wield danger on Man's life (c) annihilation of worms and their germs in the inmates will have beneficial effects from hygienic point of view (d) and if these experiments lead to an appearance of an insecticide of high efficiency, that is a great contribution to the general welfare of society. On the basis of these grounds the experiments are permitted to be carried on.
6. The rate of the growth of intestinal worms among the Japanese has recently become very high, making the measures to deal with this problem an imminent and grave question in the light of the maintenance of national health, so it is very desirable that an insecticide of high efficiency may be worked out through these experiments. Results of the experiments carried on before the present one show some substantial effects without any ill action.

- 3 -

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6. The rate of the growth of intestinal worms among the Japanese has recently become very high, making the measures to deal with this problem an imminent and grave question in the light of the maintenance of national health, so it is very desirable that an insecticide of high efficiency may be worked out through these experiments. Results of the experiments carried on before the present one show some substantial effects without any ill action.

- 4 -

7. Full, detailed explanation of experiments is freely given, and the supply of excreta is requested whenever the experimenter is in need of it.
8. No special ^{ur}expenditive is necessary; not ^rany routine business is interfered with.
9. No special allowance is given by the experiments to those undergoing the experiment.

GENERAL HEADQUARTERS
SUPREME COMMANDER FOR THE ALLIED POWERS
Civil Intelligence Section, G-2
PUBLIC SAFETY DIVISION

APO 500
26 July 1948

MEMORANDUM

SUBJECT: Use of Prisoners for Medical Experiments

TO: Executive Assistant Attorney General's Office

1. This Office is opposed to the principle of using prisoners in conducting medical experiments; however, worthy cases will be given consideration. No medical experiment will be conducted within the Japanese correctional system by the Attorney General's Office or its agencies without prior approval of the Supreme Commander for the Allied Powers. Requests for such approval will be made to Public Safety Division.

2. Future memoranda or directives prepared by any of the Correctional Bureaus for distribution to the subordinate units will be:

- a. From the Executive Assistant, Attorney General, the Attorney General's Office.
- b. If memoranda or documents are signed, signatures will be by an Office no lower than the Office of the Executive Assistant Attorney General, for the Attorney General.

BURDETT G. LEWIS
Chief Prison Administrator

12 June '45

Draft of Regulation

To allow the inmates to volunteer for offering themselves as objects of medical experiments.

To allow some of the inmates to volunteer for offering themselves as objects of medical experiments and let them participate in these procedures, is deemed to be beneficial to social welfare, to it is desired that utmost assistance be given to such experimenters, so long as no harm is conceivable therefrom. In conducting these experiments attention should be given to the following conditions, in order that no misunderstanding on the part of society at large might be entertained.

1. That the medical experiments are ^{contributive} ~~conductive~~ to human welfare. ✓
2. That the medical experiments do not allow of any possibility of wielding ^{direct} ~~direct~~ danger upon life nor danger of after-illness. ✓
3. When experiments in respect of contagious sickness are conducted in prisons, the other inmates shall be well protected from all possible bad influences; and unless the isolating installation is considered satisfactory and prevention against the sickness under experiments is practicable, no such experiments shall be conducted.
4. The experimenter shall, even after the completion of experiments, control on his responsibility the health of volunteers who have undergone the experiments until it is completely restored to its former condition.
5. In inviting volunteers, detailed explanation shall be given and after their complete understanding and deliberate consideration, let them apply for volunteering entirely of their own volition. Care should be taken to collect an affidavit from

- 2 -

an applicant testifying to the fact that the application is entirely on their free volition and not forced in the least; and on accepting the application no pledge of release on parole shall be made.

6. Close examination of the mental and physical condition of the volunteers shall be made before the competent persons are determined ~~as~~ that no unexpected outcome may result.

7. During the period necessary for experiments, the assignment of work may be suspended.

8. As to meals and ~~medical~~ and other treatment to be given to the competent inmates during the period of experiments, appropriate measures shall be taken after consultation with the experimenter.

Medical experiments shall be commenced, after the study and consultation about the conditions above mentioned, and after obtaining the sanction of the main office. *Correction, Rehabilitation & General Affairs Bureau*

Further, reports should be made to the ^{Bureau} ~~main~~ Office on the progress of experiments and the results thereof.

THE CORRECTION, REHABILITATION
AND GENERAL AFFAIRS BUREAU,
THE ATTORNEY GENERAL'S OFFICE

June 2, 1948

Please
return
Yck

TO: Seishu Arasaki, Warden of Fukuoka Prison.
FROM: Urashiro Furuhashi, Director of the Correction, Rehabilitation and General
Affairs Bureau, The Attorney General's Office.

SUBJECT: Answer to the question for the prisoners' human body experiment
of medical science.

We consulted with ~~the~~ ~~our~~ members about the prisoners' human body experiment
of epidemic loose bowels disease which is attributable, referenced to your letter
of FUKU KEI HATSU No.750, as we received also the oral request from the chief of
Epidemic Prevention Hygiene Laboratory, the Public Welfare Ministry about this
case.

Then, this case was agreed among us as follows:

1. It will not be a wise thing from the stand point of management of group
sanitation that the epidemic disease which has not the clear measure of prevention
is brought into the prison institution.
2. The experiment of medical ~~xx~~ science in the prison institution shall not
be worked out, as the symptoms of the disease is comparatively severe and it ~~may~~
may not be free from danger to take an unexpectable result of experiments.

Therefore, we notice you that the experiments of such disease shall not be
worked out also in your prison.

If you want to have the experiments for the disease of medical science
it shall be the disease which has the clear measure of prevention without fail.

And moreover, even in the case of medical experiment at the Hospital of
University which is in the outside of prison with the applicants of prisoners
who offer their body for the purpose of experiment from their true heart,
that must be the disease which would be free from danger to their lives.

And also in this case, the concrete agreements must be worked among the
connected persons about the various kind of terms, under the authorization of
the Attorney General's Office.

(Translation)

THE CORRECTION, REHABILITATION
AND GENERAL AFFAIRS BUREAU,
THE ATTORNEY GENERAL'S OFFICE

June 2, 1948

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connected persons about the various kind of terms, under the authorization of
the Attorney General's Office.

(T.& Typed by Mr. Kurata)

(Translation)
FUKUOKA PRISONPlease
return
McK

FUKU KAIJIN HATSU No.750

May 29, 1948

TO: Yoshio Suzuki, The Attorney General,

FROM: Seishu Aramaki, Warden of Fukuoka Prison.

SUBJECT: Question for the approval or disapproval ^{about} of the offering of inmates to the medical experiment's use.

In Fukuoka District, there are happening to have epidemic diseases which ~~are~~ are attributable. This kind of loose bowels disease is spreading over in this country especially this year.

A few days ago, Assistant Professor Mr. Kimura of the First Medicine of Medical Department of Kyushu University said as follows:

"The study of the attributable loose bowels disease was suggested to the medical department of Kyushu University by the Fukuoka Military Government Team lately. Then they started the study of the disease, but it ~~was~~ very hard to get the person who would become the use of experiment. If there were any inmates who would like to become the man who offers his body for the experimental use, he asked us to ~~arrange~~ ^{offer such} inmates for the study, as he ~~would~~ like to use them."

Explaining the object of the experiments, the symptoms of the patient who got the disease, that medical treatment, and the counter measures for weakness, we noticed the prisoners that if there were any person who would like to offer his body for the purpose of human body experiment from the stand point of his free will, that person would be allowed to apply for it. Then, the result of notification was this: About 200 inmates applied.

At present they are needed about ^{total:} 30 or 40 persons in the human body experiment ~~at present~~. At first two or three persons are used for the study of disease.

It shall ~~be~~ not be adequate matters that the prisoners are used for the experiments ^{of epidemic disease} in the days of overcrowded condition at prison. But in other hand, taking up the prisoners' pure heart to offer their body for the study of medical science, it shall not be thought if improper thing that the experiment would be

- 2 -

worked out ^{if} after the strict physical examination and the ^{full} preparation of prevention for infection were carried out.

We are expecting to get the opinion from the Correction, Rehabilitation and General Affairs Bureau as soon as possible.

Seishu Aramaki
Warden of Fukuoka Prison.

Remarks: The Opinions of the Fukuoka Military Government Team:

"As for the Military Government Team, the order can not be given to the prison, but it seems that it is not ^{unproper thing} ~~to have a~~ human body experiment for the disease study, using the persons ^{among prisoners} who offer their bodies to the experimental uses from their ^{own} ~~own~~ hearts."

This opinion was received by the Chief of Prison Hospital.

Regulation No. 403

6, February 1947.

Notice on Directive Concerning Experimentation of
Murine Typhus on Human Body.

To : Warden of Fuchu Prison.

From : Director of Prison Affairs.

Concerning the above matter, the Director of Government Institution of Infection Diseases, Tokyo Imperial University, has made a request to the Vice-Minister of Justice and submitted a plan to the Public Health and Welfare Section GHQ. SCAP. Because of the matter being a very valuable scientific study for medical circles of today, this office would cooperate with them and if there be any inmates in your prison who would volunteer himself for this undertaking, let him offer his service under the following conditions.

Conditions.

1. Let some competent specialists from the Government Institution of Infectious Disease come to your prison to explain your inmates the meaning, purpose and method of study under consideration as well as to give lectures on various types of typhus diseases in order to give important knowledge ~~extending~~ to the diseases. Then you will ask any inmates to volunteer themselves as an experimental patient.
2. In enlisting ^{ex}perimental patients, let them know all about compensations and addition food provisions etc., which will be given to them. But their decision should totally be volunteered or totally their ~~own~~ own free will.
3. The party conducting the experiment shall select amongst from all volunteered candidates who are considered to be sound physical condition and other matter.
4. The experimental patients shall submit their agreement paper for he volunteered for the service of experiment.
5. Compensation and addition food provision shall be furnished by either Welfare ~~experiment~~ Ministry or the Institution of Infections diseases.
6. Considering of special nature of experiment, the sanitation and ~~disinfective~~ disinfective of the prison shall strictly be enforced in order to give feeling of safety to all the inmates.

7. Medical treatment and other important matters relating with the experiment should be carefully record after consultation with both authorities of the Institution of Infections Diseases and the Welfare Ministry.
8. Medical care for those experimental prisoners should be more precautions and more nutritions than those given by ordinary hospitals.
9. For conducting this experiment, appropriate cooperation should be shown by both the Public Health and Welfare Section, GHQ. SCAP. and the Welfare Ministry of Japan.

3rd February 1947.

Vice-Minister of Justice.

Concerning Similarity between Epidemic Typhus and Murine Typhus, we have decide to carry out experiment of Murine Typhus on human body according to the plan described in a copy of letter encloued herewith by solicitation of the Public Health and Welfare Section, GHQ. SCAP. For conducting this experiment on the disease, without fatal danger, it is necessary to have 72 persons being selected from male volunteers of sound health applid for this experiment. Although we have already asked several hospitals to send as volunteers, we had to ask you to permit us to get some inmates of prisons under supervision to volunteer for this experiment. In consulting with respective staff officers, please help us to carry out our experiment as indicated in the plan.

The present experiment will help to solve important matters relating to public health protection measure in the future. We ask you to assist us for the sake of Medical science.

T. Tamiya, Director
Government Institution of Infections Disease,
Tokyo Imperial University.

THE ATTORNEY GENERAL'S OFFICE
The Correctional & Rehabilitation
General Affairs Bureau.

February 17, 1948

SUBJECT: REPORT FOR THE MURINE TYPHOID EXPERIMENT ON
HUMAN BODIES. (February 10, 1948)

February 7, 1948

In the afternoon, Mr. Suzuki, Warden of Fuchu Prison went to the National Health Protection Laboratory with the Chief of the Medical Section for the purpose of investigation of the Murine Typhoid Experiment on human bodies, and encouraged the experiments to keep their conducts in good behaviour.

February 10, 1948.

The persons, which were selected to the experiments for the third time, Kikuchi Shigeo, Kobayashi Hideo, Yoshizaki Akio were sent to the National Health Protection Laboratory by the same way of the former time. They said that the development of the laboratory had been going on well from the general stand point.

Zenishi Okada.
Chief of the Correction and Re-
habilitation General Affairs
Bureau.

GENERAL HEADQUARTERS
SUPREME COMMANDER FOR THE ALLIED POWERS
Civil Intelligence Section, G-2
PUBLIC SAFETY DIVISION

APD 500
26 July 1948

MEMORANDUM

SUBJECT: Use of Prisoners for Medical Experiments

TO: Executive Assistant Attorney General's Office

1. This Office is opposed to the principle of using prisoners in conducting medical experiments; however, worthy cases will be given consideration. No medical experiment will be conducted within the Japanese correctional system by the Attorney General's Office or its agencies without prior approval of the Supreme Commander for the Allied Powers. Requests for such approval will be made to Public Safety Division.

2. Future memoranda or directives prepared by any of the Correctional Bureaus for distribution to the subordinate units will be:

- a. From the Executive Assistant, Attorney General, the Attorney General's Office.
- b. If memoranda or documents are signed, signatures will be by an Office no lower than the Office of the Executive Assistant Attorney General, for the Attorney General.

BURDETT G. LEWIS
Chief Prison Administrator

23 Dec. 48

Chief Administrator -

1. While I concur with Maj. Tempers comments,
I wish to make reference to our oral conversation
on this paper 16 Dec. for your consideration.

YCK

Comment

22 Dec. 48

I do not feel qualified to give an opinion insofar as detrimental effects to the individual physical health is concerned, because of such experiment. I am of the opinion that there would be no harmful mental affect to the prisoners, providing the prisoners selected, were given an opportunity to volunteer their services for such experiment.

l. E. J.

December 14, 1948

To: Chief of Prison Branch,
PSD., GHQ., SCAP.,

Subject: Medical Experimentation concerning the Participation of
Inmates.

The above subject which was applied by the Warden of Saga Juvenile
Prison has the purport of study in the preventive measures by observation
of making inquiry into female prisoners from a sociogynecological
standpoint, especially in the extent of spread of sexual diseases
and in the character of non-menstruation due to confinement, and
will become a contribution to the promotion of human welfare.

As Attorney General's Office think that the authorization is
desireable as the experimentation is unattended by bodily harm and of
medical value, would you kindly give us the approve for the above
subject?

Hoping for your favourable answer,

Tosuke Sato
Tosuke Sato,
Executive Assistant to
Attorney General.

(TT/TK)

*16 Dec
Refers to Mr. Kunita - Myx
Group - for advice
vto*

Concerning the Participation of Inmates in
Medical Experimentation

1. Prison by which application has been made for authorization:
Saga Juvenile Prison.
2. Qualification and name of experimenter: ^{Dr.} KUSABA, Shozo, research
^{technician} student, Nagasaki Medical University.
3. Directing instructor: Professor Mitani, of Nagasaki Medical Uni-
versity.
4. Object of experimentation: Study of preventive measures by obser-
vation of making inquiry into female prisoners from a socio-
gynecological standpoint, especially in the extent of spread
of sexual diseases and in the character of non-menstruation
due to confinement.
5. Kind of experiment: Obsteric and gynecological study of female
prisoners.
6. Method: Study of preventive measures on investigation based large-
ly on questioning, partly on gynecological diagnosis, on
the formation of models of membrane tissue, and on the exami-
nation of the causes of non-menstruation.
7. Place of experiment: Consultation room for female prisoners, Saga
Juvenile Prison.
8. Duration of study: Two years.
9. Subjects: Those female prisoners who apply for treatment.
10. Views of director of Prison District and Warden: The Warden thinks
that it is a contribution to the promotion of human welfare
to remove ^{what} evils by the prevention and treatment of non-mens-
^{Can you prove this}truation due to confinement, and it is desirable that the
authorization should be given.

The Director's view is that the authorization is desirable as the experimentation is unattended by bodily harm and of medical value.

11. There are full prospects of the experiments proving successful, and, moreover, it is testified by the research worker that they involve no danger and are free from any harmful consequences.
12. The cost of treatment for experiment is to be borne by the research worker. It is also clear that the work does not interfere with attending to the prison's regular routine.

7 July '48

To: Chief Prison Administrator

"Use of Prisoners For Medical Experiments"

1. Attached are last drafts both ours and Japanese of the proposed directive, "Use of Prisoners For Medical Experiments." Japanese draft submitted and discussed in conference 6 July '48.
2. It is believed the Japanese will go along with the body of our draft with the following changes:
 - a. Paragraph 2 a. changed to read: Show that the proposed experiment contributes to human welfare and that the outlook for the success of the experiment appears to be good. State the known hazards of the experiment and the planned measures to adequately safeguard all personnel concerned.
 - b. Paragraph 2 f. changed to read: That whenever possible and practicable the experiments will be carried on outside but in close proximity of the institution or agency of the Attorney General's office. It will be the responsibility of the agent or agency conducting the experiment to furnish the supplies, personnel, and equipment required, except inmates, and security personnel.

3. The Japanese did not agree with our heading. The Japanese stated in publishing directives of this type the heading would be in the following order but to read Japanese fashion: a. Directive Number - attorney General's office, CARGAB. b. date. c. From: Director of the Correction, Rehabilitation and General Affairs Bureau. d. To: Supervisor of the Correctional District e. Subject: Use of Prisoners For Medical Experiments.
4. Suggest approval of the draft as changed with publication held until District Regulations are passed and that heading and signature follow Prison Branch suggestion for the following reasons; a. The Ex. Asst is responsible for these three Bureaus and it will show to the subordinates that the three are on the same level in practice as well as paper.

Yek
(Kiame)

Draft

date -

THE ATTORNEY GENERAL
Office of The Executive Assistant
Tokyo, Japan

FILE : CARGAB

SUBJECT : Use of Prisoners For Medical Experiments

TO : All Correction and Rehabilitation District Headquarters

1. The Attorney General's office regards with favor petitions calling for the cooperation of prisoners in medical experiments; however, in order to avoid any duplication of effort and delays in determining the type, nature and location of such experiments, each petition or request for use of any institution is to be forwarded to this office for approval where it will be considered on an individual basis and decision rendered after consultation with competent medical authorities. Each petition will provide concise information concerning the following:

a. Answer the questions of who, what, where, when, why and how.

b. Include the formally expressed approval or disapproval of the Supervisor or Warden of each correction district or institution concerned.

2. Generally, each petition must be accompanied with exact information concerning the following:

a. Show that the proposed experiment contributes to human welfare and that the outlook for the success of the experiment appears to be good.

b. That the agent or agency which purposes to conduct the experiment is a competent and accredited public or private one.

c. That an appropriate number of inmates are willing to participate in the experiment after adequate explanation of its meaning, purpose and their exact point in it.

d. That each inmate is willing to sign an affidavit stating that each one is willing, and of his own accord, to participate in the experiment without duress, or any promise of reward, even to the extent indicated of submitting his person to the experiment as stated in the petition and plans for the conduct of the various stages of the experiment.

(Note: It will be explained to each inmate that adequate consideration will be given to his willing participation in the experiment if, and when, he is being considered for parole.)

e. That the proposed experiment will be carried on with only normal costs to the Office of Attorney General or institutions of that office, and that the experiment will be so conducted so as not to interfere with the routine administration of the concerned institutions or agency.

f. That whenever possible and practicable the experiments will be carried on outside of the institution or agency of the Attorney General's office.

3. This directive is to be brought to the attention of each institution under the jurisdiction of Correction District supervisors.

For the Attorney General .

Signed ,

Executive Ass't to
The Attorney General

THE CORRECTION, REHABILITATION &
GENERAL AFFAIRS BUREAU,
THE ATTORNEY GENERAL'S OFFICE.

6 July 48
Dircc NO. - Atty Gen office, CHA GA P
+ memo
date
From
TO
Subject

2 TO: SUPERVISOR OF THE CORRECTIONAL DISTRICT,
1 FROM: DIRECTOR OF THE CORRECTION, REHABILITATION AND GENERAL
AFFAIRS BUREAU.
3 SUBJECT: USE OF PRISONERS FOR MEDICAL EXPERIMENTS.

It is deemed to be beneficial to social welfare that prisoners participate as volunteers in the procedures of medical experiments for cooperation; however each institution is requested to provide a petition with the following items for approval hereafter, as there is a fear for variation in the measures of management in each institution.

1. Qualification for the person who takes the participation of the medical experiments.
2. Object, kinds and measures of medical experiments.
3. Number of the person who is under the experiments, and the place, date and term of experiments.
4. Supplies and nourishments which would be given to the persons who are under experiments by the conductor of experiments.
5. Dangerousness of experiments and the measures of its prevention.
6. Opinions of Warden of prison and supervisor of prison districts.
7. Show that the proposed experiment contributes to human welfare and that the outlook for the success of the experiment appears to be good.
8. Show that the inmates ^{is} ~~are~~ willing to participate in the experiment after adequate explanation of its full meaning, and ^{is} ~~are~~ willing to sign an affidavit stating that each one is willing and of his own accord, to participate in the experiment without duress, to extent indicated of submitting his person to the experiment as stated in the petition and plans for the conduct of the various stages of the experiment.

(It will be explained to each inmate that adequate/consideration will be given to his willing participation in the experiment ^{parole} X

(if, and when, he is being considered for parole)

9. That the proposed experiment will be carried on with only normal costs, (no special expenses) and that the experiment will be so conducted so as not to interfere with the routine administration of the concerned institutions.

10. That whenever possible and practicable the experiments will be carried on outside of the institution, and Show that ~~definitive~~ concrete methods of experiment.

This directive is to be brought to the attention of each warden of institution immediately under the jurisdiction of Correction District.

*Memo to Sales Office
Do not look into same, but
spec. in app. by this Bq.*

*1. For Ed. Mr. To Abbey
2. If report - not lower than Sata
3.*

*Final draft
published and
distributed.*

GARGAS, MD-10826

July 21, 1948.

From : Director of GARGAS, The Attorney General's Office
To : Supervisors of District of Prisons.
Subject : Use of Prisoners for Medical Experiments.

It is considered to be significant for the welfare of the society that the prisoners will join voluntarily to co-operate the medical experiments, but as the transaction thereof used to be various, the approval should be gained according to the following form of report hereafter. Approval or disapproval is to be decided individually after the consultation with the authorities of the medical world at this office.

1. Qualification of experimentalist.
2. Purpose, kind and method of the experiment.
3. Place, time and period of the experiment and number of the experimented.
4. The opinions of the supervisor of district of prisons and warden of prison.
5. That the experiments are contributive to human welfare and sufficient outlook for the success and the degree of hazard by the experiment and preventive measures for it.
6. That the joining prisoners are given the full explanation of the experiment and no duress and promise in the least and entirely on their free volition and that prisoners agreed to sign on the letter of acknowledgement saying that they offer their bodies for any step of the experiment.

(It will be explained to each inmate that adequate consideration will be given to his willing participation in the experiment, if, and when, he is being considered for parole.)

- 2 -

7. That the special expense is not needed for the experiment and that the experiment does not disturb the daily business.
8. The experiment is hoped to be carried on outside of the institution, and the concrete means at that time, and if when the experiment is to be carried on inside of institution the detail of the supply from the experimentalist to the experimented.

The above mentioned directive should be notified to the wardens under your control promptly.

THE ATTORNEY GENERAL
Office of The Executive Assistant
Tokyo, Japan

FILE : CARGAB

SUBJECT : Use of Prisoners For Medical Experiments

TO : All Correction and Rehabilitation District Headquarters

1. The Attorney General's office regards with favor petitions calling for the cooperation of prisoners in medical experiments; however, in order to avoid any duplication of effort and delays in determining the type, nature and location of such experiments, each petition or request for use of any institution is to be forwarded to this office for approval where it will be considered on an individual basis and decision rendered after consultation with competent medical authorities. Each petition will provide concise information concerning the following:

a. Answer the questions of who, what, where, when, why and how.

b. Include the formally expressed approval or disapproval of the Supervisor or Warden of each correction district or institution concerned.

2. Generally, each petition must be accompanied with exact information concerning the following:

a. Show that the proposed experiment contributes to human welfare and that the outlook for the success of the experiment appears to be good.

b. That the agent or agency which purposes to conduct the experiment is a competent and accredited public or private one.

c. That an appropriate number of inmates are willing to participate in the experiment after adequate explanation of its meaning, purpose and their exact point in it.

d. That each inmate is willing to sign an affidavit stating that each one is willing, and of his own accord, to participate in the experiment without duress, or any promise of reward, even to the extent indicated of submitting his person to the experiment as stated in the petition and plans for the conduct of the various stages of the experiment.

(Note: It will be explained to each inmate that adequate consideration will be given to his willing participation in the experiment if, and when, he is being considered for parole.)

e. That the proposed experiment will be carried on with only normal costs to the Office of Attorney General or institutions of that office, and that the experiment will be so conducted so as not to interfere with the routine administration of the concerned institutions or agency.

f. That whenever possible and practicable the experiments will be carried on outside of the institution or agency of the Attorney General's office.

3. This directive is to be brought to the attention of each institution under the jurisdiction of Correction District supervisors.

For the Attorney General

Signed ,

Executive Ass't to
The Attorney General

CARGAB, RD-NO826

July 21, 1948.

From : Director of CARGAB, The Attorney General's Office
To : Supervisors of District of Prisons.
Subject : Use of Prisoners for Medical Experiments.

It is considered to be significant for the welfare of the society that the prisoners will join voluntarily to co-operate the medical experiments, but as the transaction thereof used to be various, the approval should be gained according to the following form of report hereafter. Approval or disapproval is to be decided individually after the consultation with the authorities of the medical world at this office.

1. Qualification of experimentalist.
2. Purpose, kind and method of the experiment.
3. Place, time and period of the experiment and number of the experimented.
4. The opinions of the supervisor of district of prisons and warden of prison.
5. That the experiments are contributive to human welfare and sufficient outlook for the success and the degree of hazard by the experiment and preventive measures for it.
6. That the joining prisoners are given the full explanation of the experiment and no duress and promise in the least and entirely on their free volition and that prisoners agreed to sign on the letter of acknowledgment saying that they offer their bodies for any step of the experiment.

(It will be explained to each inmate that adequate consideration will be given to his willing participation in the experiment, if, and when, he is being considered for parole.)

- 2 -

7. That the special expense is not needed for the experiment and that the experiment does not disturb the daily business.
8. The experiment is hoped to be carried on outside of the institution, and the concrete means at that time, and if when the experiment is to be carried on inside of institution the detail of the supply from the experimentalist to the experimented.

The above mentioned directive should be notified to the wardens under your control promptly.

23 July 48

THE ATTORNEY GENERAL'S OFFICE
THE CORRECTION REHABILITATION
AND GENERAL AFFAIRS BUREAU

July 23, 1948

Handwritten: May info copy

SUBJECT: CONCERNING PURCHASE OF FUMOTO FACTORY OF KATAKURA KOGYO
KABUSHIKI KAISHA (KATAKURA INDUSTRY CO., LTD.,)

1. Reason of Purchase:

There is the female division in the compound of Saga Juvenile Prison, but this not suitable from the standpoint of the enlightenment and cultivation of the juvenile. Furthermore the capacity of this female division is 82 and the population is 240 at the end of July, 1948 and this overcrowded condition hinders the adequate treatment of the female prisoners. And we were looking for property for the purpose of separating the female division and making it independent, and fortunately we knew that we shall be able to get the Fumoto Factory of Katakura Kogyo Kabushiki Kaisha comparatively cheap and we want to purchase it.

2. Location of the property.

Fumoto-mura, Miyoki-gun, Saga Prefecture.

About 20 kilometer (12.5 miles, 5 Ri) from Saga Juvenile Prison.

3. Property to Purchase.

Land about 10,000 tsubo (About 8.33 acre)

Floor Space 1000 " (About 0.83 acre)

4. Price: ¥ 2,900,000

5. Demand of budget for the purchase is to be made very promptly, and until we get the approval of the budget we loan the property and as this negotiation is already made with the company, we are going to reconstruct the building partly in hurry. The anticipation of the approval of the budget is promising.

6. Penal Administration after the movement to the place:

a) This should be a branch prison of Saga Juvenile Prison.

b) The officials to work there are the all officials who are working at the present female division of Saga Juvenile Prison.

- 2 -

- c) Walls are to be prepared only around the cell-houses.
- d) In the site, recreation field, flower-beds and so on are to be constructed to beautify the institution.
- e) For the girl-inmates, 2 hours' school education is scheduled daily.
- f) About the industry, Carpet-making, Weaving (By Machine), and Tailoring are to be enforced like at the present and besides the above mentioned, as there is brick-making factory prepared by the company, it is planned to begin the Brick Making for applicants, but as it is a heavy and hard work for women, the by-turn system is to be adopted and relieve of fatigue is taken into consideration.

7. It is said, for the receipt of this property, the permission of Ministry of Finance and approval of G.H.Q., SCAP are needed.

政令第 刑務所及び拘置所令(案)

内閣は、法務廳設置法(昭和二十二年法律第九十三号)第十三條の規定に基づき、ここに刑務所及び拘置所令を制定する。

第一條 監獄法(明治四十一年法律第二十八号)第一條の規定による監獄の名称及び位置は別表の通りこれを定める。

各監獄の種類並びに特設監獄の名称及び位置は、法務總裁がこれを定める。

第二條 監獄は、法務總裁の管理に属する。

第三條 法務總裁は、必要があると認めるときは、分監を置くことができる。

法務總裁は、必要があると認めるときは、前項に定めるもの外特設監獄を置くことができる。

第四條 監獄に通じて左の職員を置く。

法務廳事務官

専任百三十四人

二級

小菅、大阪、高松、名古屋、

盛、廣島、福岡、宮城及

び札幌の刑務所長の職に

ある者の内四人を一級と

することができる。

専任一万二千七百二十九人

三級

法務廳技官

専任百四十七人

二級

専任四百十四人

三級

法務廳教官

専任十人

二級

専任六十人

三級

B 監獄の作業によつて建築を直営する必要があるときは、建築費

予算の範囲内において、臨時に三級の法務廳事務官又は法務廳技

官を増員することができる。

第五條 監獄の長は、一級又は二級の法務廳事務官、法務廳技官又は法務廳教官の中から法務總裁がこれを補する。

分監の長は、二級又は三級の法務廳事務官、法務廳技官又は法務廳教官の中から法務總裁がこれを補する。

第六條 監獄の長は、法務總裁の指揮監督を受けて、監獄の事務を掌理し、部下の職員を指揮監督する。

法務總裁は、必要があると認めるときは、監獄の事務に関して一の監獄の長をして他の監獄の長を指揮監督させることができる。

第七條 分監の長は、監獄の長の指揮監督を受けて、分監の事務を掌理し、部下の職員を指揮監督する。

第八條 監獄に看守長、副看守長及び看守を置く。看守長は、二級又は三級の法務廳事務官をもつて、副看守長及び看守は三級の法

法務廳事務官をもつて、これに充てる。

第九條 事務の分課及び処罰の規定については、法務總裁がこれを定める。

附 則

- 1 この政令は、公布の日から、これを施行する。
- 2 監獄官制（大正十一年勅令第四百三十四号）及び監獄官吏定員令（昭和二十二年司法省令第二十八号）は、これを廃止する。
- 3 この政令施行の際現に監獄官制による監獄の職員に在る者は、別に辭令を發せられなきは、この政令による監獄の職員に同級及び同俸給をもつて夫々任せられたものとする。
- 4 この政令施行の際現に監獄官制による監獄の職員で休職中のものは、別に辭令を發せられなきは、休職のまま前項の例により、監獄の職員に同級及び同俸給をもつて任ぜられたものとする。

(別表)

監獄の名称及び位置

名称	位置	監
東京拘置所	東京都葛飾区	
京都拘置所	京都府京都市	
大阪拘置所	大阪府大阪市	
神戸拘置所	兵庫県神戸市	
名古屋拘置所	愛知県名古屋市中区	
小菅刑務所	東京都葛飾区	
豊多摩刑務所	埼玉県浦和市	
府中刑務所	東京都北多摩郡府中町	
横濱刑務所	神奈川県横浜市中区	
千葉刑務所	千葉県千葉市	
宇都宮刑務所	栃木県宇都宮市	
前橋刑務所	群馬県前橋市	
静岡刑務所	静岡県静岡市	

甲府刑務所	山梨縣甲府市
長野刑務所	長野縣長野市
新潟刑務所	新潟縣新潟市
京都刑務所	京都府京都市
大阪刑務所	大阪府堺市
神戸刑務所	兵庫縣明石郡大久保町
滋賀刑務所	滋賀縣大津市
和歌山刑務所	和歌山縣和歌山市
徳島刑務所	徳島縣徳島市
高松刑務所	香川縣高松市
高知刑務所	高知縣高知市
名古屋刑務所	愛知縣名古屋
三重刑務所	三重縣津市
岐阜刑務所	岐阜縣岐阜市

金澤刑務所	石川縣金澤市
富山刑務所	富山縣富山市
廣島刑務所	廣島縣廣島市
山口刑務所	山口縣山口市
岡山刑務所	岡山縣岡山市
鳥取刑務所	鳥取縣氣高郡大正村
松江刑務所	島根縣松江市
松山刑務所	愛媛縣松山市
長崎刑務所	長崎縣諫早市
福岡刑務所	福岡縣福岡市
北方刑務所	福岡縣小倉市
大分刑務所	大分縣大分市
熊本刑務所	熊本縣熊本市
鹿兒島刑務所	鹿兒島縣鹿兒島市
宮崎刑務所	宮崎縣宮崎市

官城刑務所	官城縣 仙台市
秋田刑務所	秋田縣 秋田市
青森刑務所	青森縣 東津輕郡 荒川村
札幌刑務所	北海道 札幌郡 札幌村
旭川刑務所	北海道 旭川市
帶廣刑務所	北海道 帶廣市
網走刑務所	北海道 網走市