

Act on the Experience of Assistant Judges and Public Prosecutors in Practicing Law (Tentative translation)

(Act No. 121 of June 18, 2004)

(Purpose)

Article 1 The purpose of this Act is to further improve the abilities and qualifications of assistant judges and public prosecutors (limited to those who have completed the training as legal apprentices and for whom ten years have not yet elapsed from the date of their initial appointment as public prosecutors; the same applies hereinafter except in Article 7, paragraph (5), Article 11, paragraph (4), and Article 12) as well as to further enhance their duties as attorneys, by taking necessary measures to enable them to experience their duties as attorneys by leaving their position for a certain period of time and becoming attorneys, as part of the measures to diversify their experience (meaning to gain other work experience and other diversified experience that contributes to improving their abilities and qualifications as judges or public prosecutors and enhancing their duties; the same applies in paragraphs (1) and (4) of the following Article), in light of the fact that the role of the judiciary has become more important as a result of changes in the social and economic situations at home and abroad, and that there is a demand for judges and public prosecutors with broad and deep insight who can respond to diverse and wide-ranging requests from the citizens for the judiciary.

(Experience as an Attorney)

- Article 2 (1) If the Supreme Court finds it to be appropriate, in consideration of the necessity for an assistant judge to experience performing their duties as an attorney for a certain period as part of the diversification of their experience, the hindrance to their duties associated with this, and other circumstances, the Supreme Court may require the assistant judge to perform their duties as an attorney for a specified period based on an agreement between the attorney corporation or the attorney / registered foreign lawyer joint corporation or the attorney who intends to enter into the employment contract provided for in paragraph (7) with the consent of the assistant judge (including the consent pertaining to the matters provided for in paragraph (3)).
- (2) Prior to obtaining the consent referred to in the preceding paragraph, the Supreme Court must clearly indicate to the assistant judge the content of the agreement referred to in that paragraph.
- (3) In the case referred to in paragraph (1), the Supreme Court is to appoint the

assistant judge as a Court Secretary, and the assistant judge loses their office at the time of the appointment.

- (4) If the Minister of Justice finds it appropriate in consideration of the necessity for a public prosecutor to have experience in performing professional duties as an attorney at law for a certain period as part of the diversification of experience, the hindrance to the duties involved, and other circumstances, the Minister may have the public prosecutor perform professional duties as an attorney at law for a specified period based on an agreement between the Legal Professional Corporation or Attorney / Registered Foreign Lawyer Joint Corporation or the attorney at law with which the Public Prosecutor intends to enter into the employment contract provided for in paragraph (7), with the consent of the public prosecutor (including the consent pertaining to the matters provided for in paragraph (6)).
- (5) Prior to obtaining the consent referred to in the preceding paragraph, the Minister of Justice must clearly indicate to the public prosecutor the content of the agreement referred to in that paragraph.
- (6) In the case referred to in paragraph (4), the Minister of Justice is to appoint the public prosecutor to a government position within the Ministry of Justice (excluding the Public Prosecutor's Office; the same applies hereinafter), and the public prosecutor is to lose that position at the time of the appointment.
- (7) In the arrangement referred to in paragraph (1) or paragraph (4), the conclusion of an employment contract (including provisions on matters pertaining to the approval provided for in the proviso to Article 4, paragraph (2)) between a person who has been appointed to a government position belonging to the Court Secretary or the Ministry of Justice pursuant to the provisions of paragraph (3) or the preceding paragraph and becomes an attorney at law to perform their duties pursuant to the provisions of paragraph (1) or paragraph (4) (hereinafter referred to as an "official engaged in attorney duties") and a legal professional corporation, an attorney / registered foreign lawyer joint corporation, or an attorney at law that employs the official engaged in attorney duties (hereinafter referred to as the "accepting legal professional corporation, etc."), the working terms and conditions of the accepting legal professional corporation, etc., the period during which the official will perform their duties as an attorney at law pursuant to the provisions of paragraph (1) or paragraph (4) (hereinafter referred to as the "period of practicing attorney duties"), matters pertaining to the completion of the experience of practicing attorney at law pursuant to these provisions (hereinafter referred to as the "experience of practicing attorney at law"), and other matters specified by the Rules of the Supreme Court in the case of an assistant judge and by Order of the Ministry of Justice Order in the case of a prosecutor, which should be agreed upon when the official is to perform their

duties as an attorney at law or.

- (8) When the Supreme Court or the Minister of Justice intends to change the contents of the arrangement referred to in paragraph (1) or paragraph (4), they must obtain the consent of the relevant assistant judge or public prosecutor, or the relevant official engaged in attorney services. In this case, the provisions of paragraph (2) or paragraph (5) apply *mutatis mutandis*.

(Period of Practicing Attorney Duties)

Article 3 The period of practicing attorney duties may not exceed two years; provided, however, that if the Supreme Court or the Minister of Justice finds it to be particularly necessary, the period may be extended for a period not exceeding three consecutive years from the date on which the legal professional experience commenced, with the consent of the legal professional employee and the accepting legal professional corporation, etc.

(Practice of Attorney at Law)

Article 4 (1) In accordance with the details specified in the agreement referred to in Article 2, paragraph (1) or paragraph (4), an Official Engaged in Attorney Services is to conclude an employment contract (including the provisions on the matters concerning the approval provided for in the proviso to the following paragraph) with the Accepting Legal Professional Corporation, etc., obtain attorney registration (meaning the registration provided for in Article 8 of the Attorney Act (Act No. 205 of 1949); the same applies in Article 7, paragraphs (4) and (5)) pursuant to the provisions of the same Act, and engage in attorney services based on the employment contract during the period in which the Official Engaged in Attorney Services is engaged in attorney services.

- (2) If an Official Engaged in Attorney Services is requested by a party or other relevant person to handle the part of the duties of an Attorney that the official engages in pursuant to the provisions of the preceding paragraph, if the Incoming Legal Professional Corporation, etc. is a Legal Professional Corporation or an Attorney / Registered Foreign Lawyer Joint Corporation, the Official Engaged in Attorney Services is to handle the part of the duties that the Legal Professional Corporation or Attorney / Registered Foreign Lawyer Joint Corporation is entrusted to handle by the party or other relevant person, and if the Incoming Legal Professional Corporation, etc. is an Attorney, the Official Engaged in Attorney Services is to handle the part of the duties that the Incoming Legal Professional Corporation, etc. is requested to handle by the party or other relevant person, jointly with the Attorney; provided, however, that if an Incoming Legal Professional Corporation, etc. has individually approved the part of the duties that the Official Engaged in Attorney Services engages in, the Official Engaged.

(Duties and Remuneration of Attorneys Engaged in Legal Services)

- Article 5 (1) Although an official engaged in attorney services retains their status as a Court Secretary or a Ministry of Justice official (meaning a person who holds a government position belonging to the Ministry of Justice; the same applies hereinafter) during the period in which they are engaged in attorney services, they do not engage in their duties.
- (2) No salary is paid to an Official Engaged in Attorney Services during the period in which they are engaged in attorney services.
- (3) The provisions of the Act on Remuneration of Officials in the Regular Service (Act No. 95 of 1950; including as applied *mutatis mutandis* pursuant to the Act on Temporary Measures concerning Court Officials (Act No. 299 of 1951); the same applies in Article 10) do not apply to an official engaged in attorney services during the period during which the official engages in attorney services.

(Service of Attorneys Engaged in Legal Services)

- Article 6 (1) In performing attorney services pursuant to the provisions of Article 4, an official engaged in attorney services must not utilize their position as a Court Secretary or an official of the Ministry of Justice, or the influence of having been an assistant judge or a public prosecutor prior to their experience of attorney services.
- (2) The provisions of the Article 104 of the National Public Officers Act (Act No. 120 of 1947) (including as applied *mutatis mutandis* pursuant to the Act on Temporary Measures concerning Court Officials) do not apply to the practice of attorney services under the provisions of Article 4 by officials engaged in attorney services.
- (3) On finding it to be necessary to do so, the Supreme Court or the Minister of Justice may request that an Official Engaged in Attorney Services make a report on the status of the working terms and conditions at the Accepting Legal Professional Corporation, etc. and the attorney's engagement in the practice of law under the provisions of Article 4 (excluding particulars that constitute confidential information learned in the course of duty as provided for in Article 23 of the Attorney Act).
- (4) With regard to the application of the provisions of the National Public Service Ethics Act (Act No. 129 of 1999; including as applied *mutatis mutandis* pursuant to the Act on Temporary Measures concerning Court Officials; hereinafter the same applies in this paragraph) concerning officials engaged in legal services, the relevant officials engaged in legal services (limited to those who, on the day preceding the day on which they were appointed to a government position belonging to the Court Secretary or the Ministry of

Justice pursuant to the provisions of Article 2, paragraph (3) or paragraph (6), received a salary of not less than the monthly salary set forth in item (viii) of the row for assistant judge in the Appended Form of the Act on the Compensation of Judges (Act No. 75 of 1948) or a salary of not less than the monthly salary set forth in item (xvi) of the row for public prosecutor in the Appended Form of the Act on the Salaries of Public Prosecutors (Act No. 76 of 1948)) are deemed to be officials at the assistant director level or higher rank at National Public Service Ethics Act.

- (5) With regard to the application of the provisions of Article 82 of the National Public Officers Act (including as applied *mutatis mutandis* pursuant to the Act on Temporary Measures concerning Court Officials; hereinafter the same applies in this paragraph) to officials engaged in attorney services, the term "or National Public Service Ethics Act" in paragraph (1), item (i) of the same Article is deemed to be replaced with ", National Public Service Ethics Act (including as applied *mutatis mutandis* pursuant to the provisions of Article 6, paragraph (4) of the Act on Assistant Judges' and Prosecutors' Experience in Attorney Services (Act No. 121 of 2004)) or the Act on Assistant Judges' and Prosecutors' Experience in Attorney Services".

(Completion of Practicing Experience as an Attorney)

Article 7 (1) When the period of practicing attorney duties expires, the experience in practicing attorney duties is to end.

- (2) If an Employee Engaged in Legal Services who is a Court Secretary has lost the status under the employment contract set forth in Article 4, paragraph (1) with the Incoming Legal Professional Corporation, etc., or in other cases specified by the Rules of the Supreme Court, and the Supreme Court finds that it is impossible or inappropriate for the Employee Engaged in Legal Services who is a Lawyer to continue with the experience in legal services, the Supreme Court must promptly terminate the experience in legal services.
- (3) If an official engaged in legal professional duties who is a MOJ official loses the status under the employment contract set forth in Article 4, paragraph (1) with the relevant accepting legal professional corporation, etc., or in other cases specified by Order of Ministry of Justice Order, and the Minister of Justice finds that it is impossible or inappropriate for the official to continue with the experience in legal professional duties, the Minister must promptly terminate the experience in legal professional duties.
- (4) If the experience in attorney duties of an official engaged in attorney duties who is a Court Secretary ends pursuant to the provisions of paragraph (1) or paragraph (2), the official engaged in attorney duties is to have their attorney registration rescinded pursuant to the provisions of the Attorney Act, and the Supreme Court must take the necessary procedures to appoint the official

engaged in attorney duties as an assistant judge or judge; provided, however, that this does not apply when there are grounds to find the appointment to be inappropriate.

- (5) When the experience in attorney duties of an official engaged in attorney duties who is an official of the Ministry of Justice ends pursuant to the provisions of paragraph (1) or paragraph (3), that official is to have their attorney registration rescinded pursuant to the provisions of the Attorney Act, and the Minister of Justice must take necessary measures for appointing that official as a prosecutor. In this case, the provisions of the proviso to the preceding paragraph apply *mutatis mutandis*.

(Special Provisions for the National Public Officers mutual aid association Act)
Article 8 (1) The provisions of Article 39, paragraph (2) of the National Public Officers mutual aid association Act (Act No. 128 of 1958) and the provisions concerning short-term benefits in the same Act (excluding the provisions of Article 68-3 of the same Act; hereinafter the same applies in this paragraph) do not apply to an employee engaged in attorney services. In this case, if an employee (meaning an employee provided for in Article 2, paragraph (1), item (i) of the same Act; hereinafter the same applies in this paragraph) to whom the provisions concerning short-term benefits in the same Act apply becomes an employee engaged in attorney services, with regard to the application of the provisions concerning short-term benefits in the same Act, the employee is deemed to have retired (meaning retirement provided for in Article 2, paragraph (1), item (iv) of the same Act) on the day preceding the day on which the employee became an employee engaged in attorney services, and if an employee engaged in attorney services becomes an employee to whom the provisions concerning short-term benefits in the same Act apply, with regard to the application of the provisions concerning short-term benefits in the same Act, the employee.

- (2) With regard to the application of the provisions of the National Public Officers' mutual aid association Act concerning retirement pension benefit to officials engaged in attorney duties, the services of an attorney provided for in Article 4, paragraph (1) are deemed to be public duties.

- (3) An Official Engaged in Attorney Services may not utilize the welfare services set forth in the items of Article 98, paragraph (1) of the National Public Officers mutual aid association Act.

- (4) With regard to the application of the provisions of the National Public Officers mutual aid association Act to employees engaged in attorney services, the phrase "remuneration specified by Cabinet Order as being equivalent remuneration" in Article 2, paragraph (1), items (v) and (vi) of the same Act is deemed to be replaced with "remuneration specified by the Management Rules

of the Society as set forth in paragraph (1) of the following Article as being equivalent remuneration"; the phrase "the following items" in Article 99, paragraph (2) of the same Act is deemed to be replaced with "item (iii)"; the phrase "the relevant items" in the same items is deemed to be replaced with "the same item"; the phrase "and expenses borne by the national government" in the same paragraph is deemed to be replaced with "and expenses borne by the accepting legal professional corporation, etc. set forth in Article 2, paragraph (7) of the Act on the Experience of Attorneys Duty of Assistant Judges and Prosecutors (Act No. 121 of 2004) (hereinafter referred to as the "accepting legal professional corporation, etc. ")"; the phrase "expenses borne by the national government" in item (iii) of the same paragraph is deemed to be replaced with "expenses borne by the accepting legal professional corporation, etc."; the phrase "the heads of Ministries and Agencies (including the Minister of the Environment), agencies engaged in administrative execution, or employee organizations" and the phrase "the national government, agencies engaged in administrative execution, or employee organizations" in Article 102, paragraph (1) of the same Act are deemed to be replaced with "the accepting legal professional corporation, etc. and the national government"; the phrase "Article 99, paragraph (2) (including as applied pursuant to the provisions of paragraphs (6) through (8) of the same Article following the deemed replacement of terms) and paragraph (5) of the same Article (including as applied pursuant to the provisions of paragraphs (7) and (8) of the same Article following the deemed replacement of terms)" in paragraph (4) of the same Article is deemed to be replaced with "Article 99, paragraph (2), item (iii)"; the phrase "and paragraph (5) of the same Article (including as applied pursuant to the provisions of paragraphs (7) and (8) of the same Article following the deemed replacement of terms."

(Special Provisions for the Child and Childcare Support Act)

Article 9 With regard to the application of the provisions of the Child and Child Care Support Act (Act No. 65 of 2012) to an employee engaged in legal services, the accepting legal professional corporation, etc. is deemed to be an organization prescribed in Article 69, paragraph (1), item (iv) of the same Act.

(Special Provisions for the Act on Remuneration of Officials in the Regular Service)

Article 10 (1) With regard to the application of the provisions of Article 23, paragraph (1) of the Act on Remuneration of Officials in the Regular Service and paragraph (6) of the Supplementary Provisions to persons who used to be officials engaged in attorney services, the services of an attorney provided for in Article 4, paragraph (1) (including commuting provided for in Article 7,

paragraph (2) of the industrial accident compensation insurance and Harbor Act (Act No. 50 of 1947) related to the services of the attorney (limited to commuting provided for in Article 1-2, paragraph (1), items (i) and (ii) of the National Public Officers' Accident Compensation Act (Act No. 191 of 1951) when the place of work related to the services of the attorney is deemed to be a place of work provided for in the same Article; the same applies in paragraph (1) of the following Article)) are deemed to be public duties.

- (2) With regard to the application of the provisions of Article 11-7, paragraph (3), Article 11-8, paragraph (3), Article 12, paragraph (4), Article 12-2, paragraph (3), and Article 14, paragraph (2) of the Act on Remuneration of Officials in the Regular Service to a person who was an official engaged in legal services, the official engaged in legal services is deemed to be an employee, etc. of an agency engaged in administrative execution provided for in Article 11-7, paragraph (3) of the same Act.

(Special Provisions for the National Public Officers Retirement Allowance Act)
Article 11 (1) With regard to the application of the provisions of the Act on National Public Officers' Retirement Allowance (Act No. 182 of 1953) in the case where an employee engaged in attorney services or a person who was an employee engaged in attorney services has retired, injury or illness or death in the course of duty pertaining to the services of an attorney prescribed in Article 4, paragraph (1) is deemed to be injury or illness or death in the course of public duty prescribed in Article 4, paragraph (2), Article 5, paragraph (1), and Article 6-4, paragraph (1) of the same Act, and injury or illness due to commuting prescribed in Article 7, paragraph (2) of the industrial accident compensation insurance and Harbor Act pertaining to the services of the attorney is deemed to be injury or illness due to commuting prescribed in Article 4, paragraph (2), Article 5, paragraph (2), and Article 6-4, paragraph (1) of the.

- (2) With regard to the application of the provisions of Article 6-4, paragraph (1) and Article 7, paragraph (4) of the National Public Officers' Retirement Allowance Act to employees or former employees engaged in attorney services, the period during which they engage in attorney services is deemed not to fall under the period during which they are not required to actually perform their duties as provided for in Article 6-4, paragraph (1) of the same Act.

- (3) The provisions of the preceding paragraph do not apply if an employee engaged in legal services or a person who was an employee engaged in legal services receives payment of severance pay, etc. as prescribed in Article 30, paragraph (1) of the Income Tax Act (Act No. 33 of 1965) (including what is deemed to be severance pay, etc. pursuant to the provisions of Article 31 of the same Act) from the accepting legal professional corporation, etc.

- (4) With regard to the monthly amount of salary or dependency allowance, or area allowance or wide-area transfer allowance therefor (hereinafter referred to as "salary, etc." in this paragraph), which is the basis for calculating the retirement allowance pursuant to the provisions of the National Public Officers Retirement Allowance Act, to be paid to an official engaged in attorney services when the official retired during the period of attorney services, the monthly salary, etc. of the official engaged in attorney services is the monthly salary, etc. that the official engaged in attorney services received on the day preceding the day on which the official was appointed to a government position belonging to the Court Secretary or the Ministry of Justice pursuant to the provisions of Article 2, paragraph (3) or paragraph (6); provided, however, that if it is found to be necessary, necessary measures may be taken in consideration of the balance with other assistant judges or judges, or public prosecutors.
- (5) With regard to the application of the provisions of Article 6-4 of the Act on National Public Officers' Retirement Allowance in cases where an official engaged in attorney duties or a person who was formerly an official engaged in attorney duties has retired, the relevant person is deemed to have been engaged in the duties which they were engaged in on the day before the day on which they were appointed to a government position belonging to the Court Secretary or the Ministry of Justice pursuant to the provisions of Article 2, paragraph (3) or paragraph (6) during the period in which they engaged in attorney duties.

(Treatment upon Return to Assistant Judge or Public Prosecutor)

Article 12 Appropriate consideration must be given to the treatment of an official engaged in legal services who is a Court Secretary and appointed as an assistant judge or judge after the completion of their experience of legal services, and to the treatment of an official engaged in legal services who is an official of the Ministry of Justice and appointed as a prosecutor after the completion of their experience of legal services, to the extent considered necessary in terms of balance with other assistant judges, judges, or prosecutors.

(Responsibilities of the Supreme Court and the Minister of Justice)

Article 13 In implementing this Act, the Supreme Court and the Minister of Justice must endeavor to ensure the proper implementation of this Act while giving consideration to the nature of the respective duties of judges, public prosecutors, and attorneys.

(Rules of the Supreme Court and Delegation to Ministry of Justice Order)

Article 14 (1) Beyond what is provided for in this Act, matters necessary for the

enforcement of this Act pertaining to assistant judges are prescribed by the Rules of the Supreme Court.

- (2) Beyond what is provided for in this Act, matters necessary for the implementation of this Act pertaining to public prosecutors are specified by Ministry of Justice Order.
- (3) The Minister of Justice must, when intending to enact, amend or abolish the Ministry of Justice Order set forth in Article 2, paragraph (7) or Article 7, paragraph (3), hear the opinions of the National Personnel Authority. The same applies when intending to enact, amend or abolish the Ministry of Justice Order set forth in the preceding paragraph that provide for matters under the jurisdiction of the National Personnel Authority.

Supplementary Provisions

(Effective Date)

- (1) This Act comes into effect as of the date specified by Cabinet Order within a period not exceeding one year from the date of promulgation; provided, however, that the provisions set forth in the following items come into effect as of the dates specified respectively in those items:
 - (i) the provisions of paragraph (3) of the Supplementary Provisions: the date of promulgation;
 - (ii) the provisions of the following paragraph: the day specified by Cabinet Order within a period not exceeding nine months from the date of promulgation.

(Preparatory Actions)

- (2) Even prior to the date on which this Act comes into effect, the Supreme Court or the Minister of Justice may conclude an agreement as referred to in Article 2, paragraph (1) or (4) with a legal professional corporation or an attorney-at-law that seeks to enter into an employment contract as prescribed in paragraph (7) of that Article, obtain the consent of an assistant judge or a public prosecutor as prescribed in those provisions, and carry out other necessary preparations for the implementation of this Act.
- (3) When the Minister of Justice intends to enact the Ministry of Justice Order referred to in Article 2, paragraph (7), Article 7, paragraph (3), or the second sentence of Article 14, paragraph (3), the Minister may hear the opinions of the Authority even prior to the date of enforcement of this Act.

(mutual aid association Associated with partial amendment of the National Public Officers transitional measure Act under the Health Promotion Act)

- (4) If the date on which this Act comes into effect falls before the date on which

the provisions of Article 10 of the Supplementary Provisions of the Health Promotion Act (Act No. 103 of 2002) come into effect, with regard to the application of the provisions of Article 8, paragraph (3) during the period until the day preceding the date on which the provisions of that Article come into effect, the phrase "the items of Article 98, paragraph (1)" in that paragraph is deemed to be replaced with "the items of Article 98".

(mutual aid association Associated with partial amendment of the National Public Officers' mutual aid association Act under the Act Partially Amending the National Public Officers' transitional measure Act)

- (5) If the date on which this Act comes into effect falls before the date on which the provisions of Article 2 of the Act Partially Amending the National Public Officers' mutual aid association Act (Act No. 130 of 2004) come into effect, with regard to the application of the provisions of Article 8, paragraphs (1) and (4) until the day preceding the date on which the provisions of that Article come into effect, the phrase "the proviso to Article 68-2, paragraph (1), Article 68-2, paragraphs (2) and (3), and" in Article 8, paragraph (1) is deemed to be replaced with "the proviso to Article 68-2, paragraph (1), and" and the term "specified incorporated administrative agency" in Article 8, paragraph (4) is deemed to be replaced with "incorporated administrative agencies, national university corporations, etc".

(Special Provisions for the Former Child Allowance Act as Applied pursuant to the Act on Child Allowance Payments in Fiscal Year 2010)

- (6) The provisions of Article 9 apply mutatis mutandis to an employee engaged in attorney services to whom a child allowance is paid pursuant to the provisions of the Act on Child Allowance Payments in Fiscal Year 2010 (Act No. 19 of 2010). In this case, the term "Child and Childcare Support Act" in the title of the same Article is deemed to be replaced with "Former Child Allowance Act in the case where the Act on Child Allowance Payments in Fiscal Year 2010 applies", the term "Child and Childcare Support Act (Act No. 65 of 2012)" in the same Article is deemed to be replaced with "Child Allowance Act (Act No. 73 of 1971) prior to the amendment by the provisions of Article 1 of the Act for Partial Amendment of the Child Allowance Act (Act No. 24 of 2012) pursuant to the provisions of Article 20, paragraph (1) of the Act on Child Allowance Payments in Fiscal Year 2010 (Act No. 19 of 2010) that remains in force pursuant to the provisions of Article 11 of the Supplementary Provisions of the same Act, and the term" Article 69, paragraph (1), item (iv) "is deemed to be replaced with" Article 20, paragraph (1).

(Special Provisions for the Former Child Allowance Act Applied under the Act

on Special Measures Concerning Payment of Child Allowance in Fiscal Year 2011)

- (7) The provisions of Article 9 apply mutatis mutandis to an employee engaged in attorney services to whom a child allowance is paid pursuant to the provisions of the Act on Special Measures Concerning Payment, etc. of Child Allowance in Fiscal Year 2011 (Act No. 107 of 2011). In this case, the term "Child and Childcare Support Act" in the title of the same Article is deemed to be replaced with "Former Child Allowance Act in the case where the Act on Special Measures Concerning Payment, etc. of Child Allowance in Fiscal Year 2011 is applied", the term "Child and Childcare Support Act (Act No. 65 of 2012)" in the same Article is deemed to be replaced with "Child Allowance Act (Act No. 73 of 1971) prior to the amendment by the provisions of Article 1 of the Act for Partial Amendment of the Child Allowance Act (Act No. 24 of 2012) pursuant to the provisions of Article 20, paragraph (1), paragraph (3) or paragraph (5) of the Act on Special Measures Concerning Payment, etc. of Child Allowance in Fiscal Year 2011 (Act No. 107 of 2011) (Act No. 24 of the same Act) which remains in force pursuant to the provisions of Article 12 of the.

Supplementary Provisions [Act No. 136 of October 28, 2004] [Extract]

(Effective Date)

- (1) This Act comes into effect as of the date of promulgation.

Supplementary Provisions [Act No. 102 of October 21, 2005] [Extract]

(Effective Date)

Article 1 This Act comes into effect as of the date of enforcement of the Postal Service Privatization Act.

Supplementary Provisions [Act No. 113 of November 7, 2005] [Extract]

(Effective Date)

Article 1 This Act comes into effect as of the first day of the month following the month that includes the date of promulgation (if the date of promulgation is the first day of a month, that day); provided, however, that the provisions of Article 2, Article 3, Article 5, and Article 7, and Articles 6 through 15 and Articles 17 through 32 of the Supplementary Provisions come into effect as of April 1, 2006.

(transitional measure upon partial amendment of the Act on the Experience of Assistant Judges and Prosecutors in Practicing Attorneys)

Article 26 With regard to the application of the provisions of Article 11, paragraph (4) of the Act on the Experience of Attorney Duties of Assistant Judges and Prosecutors amended by the provisions of the preceding Article in the case where a person who was appointed to a government position belonging to the Court Secretary or the Ministry of Justice pursuant to the provisions of Article 2, paragraph (3) or paragraph (6) of the Act on the Experience of Attorney Duties of Assistant Judges and Prosecutors before the Conversion Date has retired on or after the Conversion Date, the phrase "the monthly amount of the salary, etc." in Article 11, paragraph (4) of the same Act is deemed to be replaced with "the monthly amount of the salary, the dependency allowance, or the adjustment allowance

Supplementary Provisions [Act No. 115 of November 7, 2005] [Extract]

(Effective Date)

Article 1 This Act comes into effect as of April 1, 2006.

Supplementary Provisions [Act No. 116 of November 7, 2005] [Extract]

(Effective Date)

Article 1 This Act comes into effect as of the first day of the month following the month that includes the date of promulgation (if the date of promulgation is the first day of a month, that day); provided, however, that the provisions of Article 2, the following Article, and Article 3 of the Supplementary Provisions come into effect as of April 1, 2006.

Supplementary Provisions [Act No. 118 of November 7, 2005] [Extract]

(Effective Date)

Article 1 This Act comes into effect as of the first day of the month following the month that includes the date of promulgation (if the date of promulgation is the first day of a month, that day); provided, however, that the provisions of Article 2 and the following Article through Article 6 of the Supplementary Provisions come into effect as of April 1, 2006.

Supplementary Provisions [Act No. 12 of March 31, 2006] [Extract]

(Effective Date)

Article 1 This Act comes into effect as of April 1, 2006.

Supplementary Provisions [Act No. 101 of November 17, 2006] [Extract]

(Effective Date)

Article 1 This Act comes into effect as of April 1, 2007.

Supplementary Provisions [Act No. 108 of July 6, 2007] [Extract]

(Effective Date)

Article 1 This Act comes into effect as of the date specified by Cabinet Order no later than December 31, 2008; provided, however, that the provisions set forth in the following items come into effect as of the dates specified respectively in those items:

(i) and (ii) Omitted;

(iii) the provisions of Article 2, Article 4, and Article 5, and the provisions of the following Article, Article 8, Article 11 (limited to the part pertaining to the mutatis mutandis application of Article 8 of the Supplementary Provisions), Articles 20 through 22, Article 24, Article 25, Articles 27 through 29, Articles 33 through 35, and Article 36 of the Supplementary Provisions (limited to the provisions revising Article 16 and Article 24, paragraph (1) of the Act on Personnel Exchanges between the State and Private Enterprises (Act No. 224 of 1999) by revising "paragraph (7) of the Supplementary Provisions" to "paragraph (6) of the Supplementary Provisions"), and the provisions revising Table of Contents of the Act for Establishment of the Cabinet Office (Act No. 89 of 1999) in Article 40 of the Supplementary Provisions, and the provisions deleting Article 67 of the same Act and revising Article 68 of the same Act to Article 67 of the same Act: the date specified by Cabinet Order within a period not exceeding two years from the date of promulgation.

Supplementary Provisions [Act No. 110 of July 6, 2007] [Extract]

(Effective Date)

Article 1 This Act comes into effect as of April 1, 2008; provided, however, that the provisions set forth in the following items come into effect as of the dates specified respectively in those items:

(i) the provisions of Article 1, Article 6, Article 13, Article 16, and Article 19 of this Act, and the provisions of Article 23, Article 25, Article 27, and Article 28 of the Supplementary Provisions: the date of promulgation.

(Delegation to Cabinet Order of Other transitional measure)

Article 28 Beyond what is provided for in these Supplementary Provisions, transitional measure necessary for the enforcement of this Act are specified by

Cabinet Order.

Supplementary Provisions [Act No. 5 of March 30, 2009] [Extract]

(Effective Date)

Article 1 This Act comes into effect as of March 31, 2009; provided, however, that the provisions set forth in the following items come into effect as of the dates specified respectively in those items:

(i) omitted;

(ii) the provisions of Article 2, and Article 4, Article 7, Articles 9 through 12, Article 14, Article 15, and Article 19 of the Supplementary Provisions: April 1, 2010.

(transitional measure Accompanying the partial amendment of the Act on Personnel Exchange between the State and Private Enterprises)

Article 15 The provisions of the Acts listed in the items of the preceding Article as amended by the provisions of the same Article apply to a person who commences childcare leave, etc. prescribed in Article 68-2, paragraph (1) of the New National Mutual Aid Act on or after the date of enforcement of the provisions listed in Article 1, item (ii) of the Supplementary Provisions, and with regard to a person who commences childcare leave, etc. prescribed in Article 68-2, paragraph (1) of the Former National Mutual Aid Act prior to the same date, the provisions then in force remain applicable.

(Adjustment Provisions)

Article 19 If this Act and the Act Partially Amending the Employees' Pension Insurance Act and Other Acts to Integrate the employee pension Systems have provisions that amend the provisions of the same Act, and the amended provisions come into effect on the same date, the provisions of the relevant Act are to be amended first by the Act Partially Amending the Employees' Pension Insurance Act and Other Acts to Integrate the employee pension Systems, and then amended by this Act.

(Delegation to Cabinet Order of Other transitional measure)

Article 20 Beyond what is provided for in these Supplementary Provisions, transitional measure necessary for the enforcement of this Act are specified by Cabinet Order.

Supplementary Provisions [Act No. 19 of March 31, 2010] [Extract]

(Effective Date)

Article 1 This Act comes into effect as of April 1, 2010; provided, however, that the provisions of Article 20 of the Supplementary Provisions come into effect as of the date of promulgation.

(Delegation to Cabinet Order)

Article 20 Beyond what is provided for in these Supplementary Provisions, transitional measure necessary for the enforcement of this Act are specified by Cabinet Order.

Supplementary Provisions [Act No. 14 of March 31, 2011] [Extract]

(Effective Date)

Article 1 This Act comes into effect as of April 1, 2011 (if the date of promulgation of this Act comes after the first day of the same month, the date of promulgation).

Supplementary Provisions [Act No. 107 of August 30, 2011] [Extract]

(Effective Date)

Article 1 This Act comes into effect as of October 1, 2011; provided, however, that the provisions of Article 24 of the Supplementary Provisions come into effect as of the date of promulgation.

(Delegation to Cabinet Order)

Article 24 Beyond what is provided for in these Supplementary Provisions, transitional measure necessary for the enforcement of this Act are specified by Cabinet Order.

Supplementary Provisions [Act No. 24 of March 31, 2012] [Extract]

(Effective Date)

Article 1 This Act comes into effect as of April 1, 2012; provided, however, that the provisions set forth in the following items come into effect as of the dates specified respectively in those items:

- (i) the provisions of Article 38 of the Supplementary Provisions: the date of promulgation.

(Delegation to Cabinet Order)

Article 38 Beyond what is provided for in these Supplementary Provisions, transitional measure necessary for the enforcement of this Act are specified by Cabinet Order.

Supplementary Provisions [Act No. 42 of June 27, 2012] [Extract]

(Effective Date)

Article 1 This Act comes into effect as of April 1, 2013.

Supplementary Provisions [Act No. 63 of August 22, 2012] [Extract]

(Effective Date)

Article 1 This Act comes into effect as of October 1, 2015; provided, however, that the provisions set forth in the following items come into effect as of the dates specified respectively in those items:

- (i) the provisions of the following Article and Article 3 of the Supplementary Provisions, Article 28, Articles 159 and 160: the date of promulgation.

(Delegation to Cabinet Order of Other transitional measure)

Article 160 (1) Beyond what is provided for in these Supplementary Provisions, the transitional measure necessary for the enforcement of this Act are specified by Cabinet Order.

Act on the Arrangement of Related Acts that Accompany the Enforcement of the Act Partially Amending the Child and Childcare Support Act and the Act on Advancement of Comprehensive Service Related to Education, Child Care, etc. of Preschool Children (Act 67 of 2012) Extract

(transitional measure upon partial amendment of the Act on the Experience of Assistant Judges and Prosecutors in Practicing Attorneys)

Article 56 With regard to the collection of contributions prescribed in Article 20, paragraph (1) of the Former Child Allowance Act for which the provisions then in force remain applicable pursuant to the provisions of Article 38 concerning officials engaged in attorney services prescribed in Article 2, paragraph (7) of the Act on Assistant Judges and Prosecutors' Experience in Attorney Services prior to the revision by the provisions of the preceding Article, the provisions then in force remain applicable, notwithstanding the provisions of Article 9 of the Act on Assistant Judges and Prosecutors' Experience in Attorney Services after the revision by the provisions of the preceding Article.

(Delegation to Cabinet Order)

Article 73 Beyond what is provided for in this Act, transitional measure necessary for the enforcement of this Act are specified by Cabinet Order.

Supplementary Provisions [Act No. 67 of August 22, 2012] [Extract]

This Act comes into effect as of the date on which the Child and Childcare Support Act comes into effect; provided, however, that the provisions set forth in the following items come into effect as of the dates specified respectively in those items:

- (i) the provisions of Article 25 and Article 73: the date of promulgation.

Supplementary Provisions [Act No. 96 of November 26, 2012] [Extract]

(Effective Date)

Article 1 This Act comes into effect as of January 1, 2013; provided, however, that the provisions set forth in the following items come into effect as of the dates specified respectively in those items:

- (i) through (v) Omitted;
- (vi) the provisions of Article 5, and the provisions of Article 6, Article 9, Article 10, and Articles 16 through 22 of the Supplementary Provisions: October 1, 2015.

Supplementary Provisions [Act No. 28 of May 31, 2013] [Extract]

This Act comes into effect as of the date on which the Number Use Act comes into effect; provided, however, that the provisions set forth in the following items come into effect as of the dates specified respectively in those items:

- (i) the provisions of Articles 33 through 42, Article 44 (limited to the amending provisions that add one item after Article 4, paragraph (3), item (xli) of the Act for Establishment of the Cabinet Office), and Article 50: the date of promulgation.

Supplementary Provisions [Act No. 63 of June 26, 2013] [Extract]

(Effective Date)

Article 1 This Act comes into effect as of the date specified by Cabinet Order within a period not exceeding one year from the date of promulgation; provided, however, that the provisions set forth in the following items come into effect as of the dates specified respectively in those items:

- (i) the provisions in Article 4 for revising Article 20 and Article 64 of the Supplementary Provisions of the Act for Partial Revision of the National Pension Act, etc., the provisions in Article 5 for revising Article 19, paragraph (2) of the Supplementary Provisions of the Act for Partial Revision of the National Pension Act, etc., and the provisions of the following Article and Article 139 of the Supplementary Provisions, Article 143, Articles 146

and 153: the date of promulgation.

Supplementary Provisions [Act No. 22 of April 18, 2014] [Extract]

(Effective Date)

Article 1 This Act comes into effect as of the date specified by Cabinet Order within a period not exceeding six months from the date of promulgation; provided, however, that the provisions set forth in the following items come into effect as of the dates specified respectively in those items:

- (i) the provisions of the following Article and Articles 39 through 42 of the Supplementary Provisions: the date of promulgation.

Supplementary Provisions [Act No. 67 of June 13, 2014] [Extract]

(Effective Date)

Article 1 This Act comes into effect as of the date on which the Act Partially Amending the Act on General Rules for Incorporated Administrative Agencies (Act No. 66 of 2014; hereinafter referred to as the "Act to Amend General Rules Act") comes into effect; provided, however, that the provisions set forth in the following items come into effect as of the dates specified respectively in those items:

- (i) the provisions of Article 14, paragraph (2), Article 18, and Article 30 of the Supplementary Provisions: the date of promulgation.

(Effect of Dispositions)

Article 28 Dispositions, procedures, and other acts made or to be made prior to the enforcement of this Act pursuant to the provisions of the respective Acts prior to the revision by this Act (including orders based thereon), for which corresponding provisions exist in the respective Acts revised by this Act (including orders based thereon; hereinafter referred to as the "New Act Order" in this Article), are deemed to be dispositions, procedures, and other acts made or to be made pursuant to the corresponding provisions of the New Act Order (including Cabinet Orders based thereon), except as otherwise provided for by the Acts.

(Delegation to Cabinet Order of Other transitional measure)

Article 30 Beyond what is provided for in Article 3 through the preceding Article, transitional measure necessary for the enforcement of this Act (including transitional measure concerning penal provisions) are specified by Cabinet Order (or with regard to matters under the jurisdiction of the National Personnel Authority, by the Rules of the National Personnel Authority).

Supplementary Provisions [Act No. 33 of June 3, 2015] [Extract]

(Effective Date)

Article 1 This Act comes into effect as of the day specified by Cabinet Order within a period not exceeding one month from the date of promulgation.

Supplementary Provisions [Act No. 34 of June 3, 2015] [Extract]

(Effective Date)

Article 1 This Act comes into effect as of the day specified by Cabinet Order within a period not exceeding one month from the date of promulgation.

Supplementary Provisions [Act No. 33 of May 29, 2020] [Extract]

(Effective Date)

Article 1 This Act comes into effect as of the day specified by Cabinet Order within a period not exceeding two years and six months from the date of promulgation.

Supplementary Provisions [Act No. 47 of June 12, 2024] [Extract]

(Effective Date)

Article 1 This Act comes into effect as of October 1, 2024; provided, however, that the provisions set forth in the following items come into effect as of the dates specified respectively in those items:

- (i) the provisions of Article 4 that amend Article 25-2 of the Child Welfare Act, the provisions of Article 20, and the provisions of Article 21 that amend Article 4, paragraph (1) of the Supplementary Provisions of the Act Partially Amending the Child and Childcare Support Act (limited to the part that amend the phrase "the day on which five years have elapsed from the effective date" to "March 31, 2030"), and the provisions of Article 46 of the Supplementary Provisions: the date of promulgation of this Act;
- (ii) and (iii) Omitted;
- (iv) the following provisions: April 1, 2025:
 - (a) through (l) Omitted;
 - (m) the provisions in Article 33 of the Supplementary Provisions for amending Article 8, paragraph (1) of the Act on the Experience of Assistant Judges and Public Prosecutors in Practicing Attorneys (Act No. 121 of 2004);
- (v) the following provisions: April 1, 2026;

(a) through (l) Omitted;

(m) the provisions in Article 33 of the Supplementary Provisions for amending Article 8, paragraph (4) of the Act on the Experience of Assistant Judges and Prosecutors in Performing Attorneys Duties.

(Delegation to Cabinet Order of Other transitional measure)

Article 46 Beyond what is provided for in these Supplementary Provisions, transitional measure necessary for the enforcement of this Act (including transitional measure concerning penal provisions) are specified by Cabinet Order.