

Japan: Ordinance No. 54 of 1981, Immigration Control and Refugee Recognition Act Enforcement Regulations

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Comments This is an official translation provided by the Ministry of Justice. This document includes only selected provisions relating to refugees.

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Article 55

Recognition of Refugee Status.

(1)Any person who applies for, in accordance with the provision of Article 61-2, paragraph 1 of the Act, the recognition of refugee status shall appear at the regional immigration bureau and shall submit in duplicate the application in the annexed Form No. 74, the materials showing that the person concerned is a refugee, and a photograph.However, in respect to the person who is unable to fill in the application because of illiteracy, handicaps or other special reasons, the submission of the application may be substituted by stating the matters to be filled in the application.

(2)In the occasion of the application in the preceding paragraph, an applicant shall present the following document.In this occasion, if he is unable to present a passport or certificate of status of residence, he shall submit in duplicate the written statement expressing the reasons why he cannot present it:

(1)A passport or certificate of status of residence;

(2)The alien registration certificate;

(3)The landing permit for temporary refuge, in case he has been given the landing permission for temporary refuge.

(3)The Minister of Justice shall make an inquiry to the Chairman of National Public Security Committee about whether the person has been applied for the recognition of refugee status under the provision of Article 61-2, paragraph 1 of the Act may have committed an act stipulated in Article 1 F (b) of the

Convention relating to the Status of Refugees.

Article 56

Withdrawal of Recognition of Refugee Status.

The notification of the withdrawal of the recognition of refugee status provided for in Article 61-2-2, paragraph 2 of the Act shall be done by "Notice on the Withdrawal of Refugee Status" in the annexed Form No. 77.

Article 57

Preparation of Protocol.

(1)When the refugee inquirer has requested the appearance of the persons concerned and asked the questions under the provision of Article 61-2-2, paragraph 2 of the Act, he shall prepare the protocol recording their statements.

(2)When the refugee inquirer has prepared the protocol pursuant to the preceding paragraph, he shall make the persons concerned read it, or read it aloud to them, make them confirm the contents recorded by him, have them sign it, and sign the same himself. In this occasion, if the person concerned is unable or refuses to sign, the refugee inquirer shall make an additional entry to that effect in the protocol.

Article 58

Filing of Objection.

(1)Filing the objection under the provision of Article 61-2-4 of the Act shall be done by submitting to the regional immigration bureau "Appeal" in the annexed Form No. 78 and the materials showing the reasons of dissatisfaction in duplicate.

(2)When the Minister of Justice finds that the objection filed pursuant to the provision of Article 61-2-4 of the Act is well-grounded, he shall issue the certificate of refugee status in the annexed Form No. 75 to the person concerned, and when the Minister of Justice finds that the objection filed is groundless, he shall notify to the person concerned to that effect by "Notice" in the annexed Form No. 79.

Article 59

Refugee Travel Document.

(1)An alien who applies for, in accordance with the provision of Article 61-2-6, paragraph 1 of the Act, the refugee travel document shall appear at the regional immigration bureau and submit in duplicate the application in the annexed Form No. 80 and the photograph.

(2) In the occasion of the application in the preceding paragraph, an applicant shall present the documents in Article 55, paragraph 2 and the certificate of refugee status. In this occasion, the proviso of Article 55, paragraph 2 shall be applied mutatis mutandis.

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