
### Special Features

- **Sharp increase of crimes during the first half of the *Heisei* Era**
  (See pages 3 & 4)

- **Action Plan to Establish a Society Strong on Crime 2003**
  by Ministerial Meeting Concerning Measures Against Crime
  i. Prevention of crimes in the neighborhood threatening peaceful lives
  ii. Prevention of juvenile crimes through the whole society
  iii. Response to transnational threats
  iv. Protection of the economy and society from organized crime
  v. Development of infrastructure for restoration of a peaceful society

- **Action Plan to Establish a Society Strong on Crime 2008**
  Seven priorities including “building a society that does not create offenders” leading to prevention of re-offending (see page 2)

- **Decrease of crimes during the second half of the *Heisei* Era**
  (See pages 3 & 4)

### Contents of White Paper on Crime 2019

- Part 1 Major Legislation of Laws During the *Heisei* Era
- Part 2 Trends in Crimes and Juvenile Delinquencies During the *Heisei* Era
- Part 3 Treatment of Offenders and Juvenile Delinquents During the *Heisei* Era
- Part 4 Specific Types of Offenses/Offenders During the *Heisei* Era
- Part 5 Repeat Offenders During the *Heisei* Era
- Part 6 Crime Victims During the *Heisei* Era
- Part 7 Conclusion

### Measures Against Crimes

- **Act for Promotion of Justice System Reform 2001 and Promotion Plan for Justice System Reform 2002**

- **Legislation of 24 Acts to promote justice system reform by 2004**
  i. Act on the Expediting of Trials
     - Define conclusion of the proceeding of the first instance within two years as its objective
  ii. Comprehensive Legal Support Act
     - Establish Japan Legal Support Center supporting selection of court-appointed attorneys and assisting victims
  iii. Act Partially Amending Code of Criminal Procedure, etc.
     - Introduce pretrial arrangement proceedings, expedited trial proceedings, court-appointed attorneys for suspects under detention, indictment based on decision of committees for the inquest of prosecution
  iv. Act on Criminal Trials with the Participation of *Saiban-in*
     - Introduce *Saiban-in* trials
## Criminal Justice System in Line with the Time

- **Review Meeting on Prosecution in 2010**
- **Report of Legislative Council of the MOJ of 2014**
- **Act Partially Amending Code of Criminal Procedure, etc. of 2016**
  1. Introduce video and voice recording of interrogation
  2. Introduce an agreement system where the accused agrees to cooperate with the probe and the prosecutor agrees to dismiss/demand lenient penalty
  3. Introduce transactional immunity
  4. Expand the range of permissible wiretap targets and promote rationalization and efficiency of wiretap procedure
  5. Expand cases for which court appoints defense counsel for suspects
  6. Introduce issuance system of list of evidence
  7. Expand examination of witness through video link

## Prevention of Re-offending

- **Ministerial Meeting Concerning Measures Against Crime**
  1. Action Plan to Establish a Society Strong on Crime 2008
  3. Strategy to Make Japan the “Safest Country in the World” 2013
  4. Declaration of No Return to Crime, No Facilitation of a Return to Crime 2014
  5. Emergency Measures to Prevent Re-offending by Drug Addicts and Elderly Criminals 2016
- **Re-offending Prevention Promotion Act 2016 and Re-offending Prevention Promotion Plan 2017**

## Improvement of Offender Treatment

- **Penal Detention Facilities Act of 2005**
  1. Clarify inmates’ rights and obligations and scope of staff’s authority
  2. Improve treatment for sentenced inmates’ rehabilitation and re-integration e.g. individualized treatment, special guidance for reform
- **Juvenile Training School (JTS) Act and Juvenile Classification Home (JCH) Act of 2014**
  1. Specify treatment based on inmates’ characteristics in JTS
  2. Specify assessment based on professional knowledge and skills in JCH
  3. Introduce JCH’s support within the local community for crime and delinquency prevention
- **Offenders Rehabilitation Act of 2007**
  1. Specify prevention of re-offending as a goal of rehabilitation
  2. Organize and expand condition that probationers/parolees must comply with
  3. Improve adjustment of living conditions for parolees

## Protection of Crime Victims

- **Notification to Crime Victims 1999**
  Prosecutors, etc. notify disposition of the case, trial date and judgment by the court to the crime victims.
- **Two Acts on protection of crime victims 2000**
  1. Introduce statement of opinions in court by crime victims
  2. Introduce inspection/copy of trial record by crime victims
- **Basic Act on Crime Victims 2004 and the Basic Plans for Crime Victims, etc. 2005, 2011 and 2016**
  1. Introduce crime victim participation in criminal procedure
  2. Introduce restitution order
  3. Expand the benefit system for crime victims
  4. Introduce decision to conceal the identities of crime victims
  5. Introduce crime victims’ observation of the proceedings of juvenile cases
  6. Expand inspection/copy of trial record by crime victims
  7. Introduce travel expenses for participating crime victims
Crime Trends During the Heisei Era

Penal Code offenses: reported cases, cleared persons and clearance rate

Rape: reported/cleared cases and clearance rate

Special fraud: reported/cleared cases

Note: "Special fraud" is a generic term to refer to certain types of fraud or extortion offenses in which the offender uses telephone or other devices to avoid facing victims in person when defrauding them into making money transfers, etc.
Trends in Specific Types of Offenses/Offenders During the *Heisei* Era

### Penal Code offenses: persons cleared by age groups and elderly ratio

#### (ten thousand persons)

<table>
<thead>
<tr>
<th>Year</th>
<th>Under 20</th>
<th>20~29</th>
<th>30~39</th>
<th>40~49</th>
<th>50~64</th>
<th>65~69</th>
<th>70 or older</th>
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<tbody>
<tr>
<td>1989</td>
<td>20,694</td>
<td>23,970</td>
<td>16,670</td>
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<td>13,363</td>
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<td>29,797</td>
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<td>2018</td>
<td>37,902</td>
<td>54,4</td>
<td>20,0</td>
<td>23,0</td>
<td>16,8</td>
<td>13,5</td>
<td>7,7</td>
</tr>
</tbody>
</table>

#### Elderly ratio

- Under 20: 20.9%
- 20~29: 43.1%
- 30~39: 15.2%
- 40~49: 6.5%
- 50~64: 10.8%
- 65~69: 4.4%
- 70 or older: 2.7%

### Penal Code offenses by females: cleared persons and female ratio

#### (ten thousand persons)

- **Total age groups**: 206,094
- **Adults**: 39,719
- **Juveniles**: 1,401

#### Female ratio

- Under 20: 20.9%
- 20~29: 43.1%
- 30~39: 15.2%
- 40~49: 6.5%
- 50~64: 10.8%
- 65~69: 4.4%
- 70 or older: 2.7%

### Penal Code offenses: composition ratio of types of offenses committed by elderly persons cleared (male/female)

#### [1] 1989

<table>
<thead>
<tr>
<th>Type of Offense</th>
<th>Male Elderly</th>
<th>Female Elderly</th>
<th>Total Elderly</th>
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</thead>
<tbody>
<tr>
<td>Theft</td>
<td>60.2</td>
<td>2.9</td>
<td>63.1</td>
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<tr>
<td>Other theft</td>
<td>17.4</td>
<td>6.4</td>
<td>23.8</td>
</tr>
<tr>
<td>Embezzlement</td>
<td>9.7</td>
<td>4.7</td>
<td>14.4</td>
</tr>
<tr>
<td>Injury/Assault</td>
<td>2.9</td>
<td>2.1</td>
<td>5.0</td>
</tr>
<tr>
<td>Fraud</td>
<td>2.8</td>
<td>0.7</td>
<td>3.5</td>
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</tbody>
</table>


<table>
<thead>
<tr>
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<th>Male Elderly</th>
<th>Female Elderly</th>
<th>Total Elderly</th>
</tr>
</thead>
<tbody>
<tr>
<td>Theft</td>
<td>45.6</td>
<td>11.5</td>
<td>57.1</td>
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<tr>
<td>Other theft</td>
<td>6.1</td>
<td>6.1</td>
<td>12.2</td>
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<td>Embezzlement</td>
<td>26.8</td>
<td>9.3</td>
<td>36.1</td>
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<tr>
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<td>2.4</td>
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<td>4.3</td>
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<tr>
<td>Embezzlement</td>
<td>7.6</td>
<td>2.4</td>
<td>10.0</td>
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</table>

#### [3] 2018

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<th>Female Elderly</th>
<th>Total Elderly</th>
</tr>
</thead>
<tbody>
<tr>
<td>Theft</td>
<td>23.0</td>
<td>7.7</td>
<td>30.7</td>
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<tr>
<td>Other theft</td>
<td>16.8</td>
<td>13.5</td>
<td>30.3</td>
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<td>15.5</td>
<td>5.7</td>
<td>21.2</td>
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<tr>
<td>Fraud</td>
<td>2.2</td>
<td>1.9</td>
<td>4.1</td>
</tr>
<tr>
<td>Embezzlement</td>
<td>7.5</td>
<td>2.2</td>
<td>9.7</td>
</tr>
</tbody>
</table>

#### All age groups

- **Total**: 312,992
- **Adults**: 29,797
- **Juveniles**: 6,625
- **Female**: 9,400
- **Male**: 20,397

#### Penalties

- Theft: 26.2
- Shoplifting: 26.2
- Other theft: 36.2
- Embezzlement: 10.9
- Fraud: 2.9
- Injury/Assault: 9.7
- Embezzlement: 2.8

#### Types of Offenses/Offenders

- **Penal Code offenses**: composition ratio of types of offenses committed by elderly persons cleared (male/female)

#### Trends

- Penalties have increased over time.
- Elderly offenders have become a significant portion of the cleared population.

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*Note: The data and charts are for illustrative purposes only and do not reflect actual data.*
Members of Boryokudan cleared

[1] Penal Code offenses

(thousand persons)

[2] Special Acts offenses

(thousand persons)

Penal Code offenses by foreigners: cases/persons cleared

(thousand cases)

(thousand persons)

Special Acts offenses by foreigners: cases/persons cleared

(thousand cases)

(thousand persons)
Trends in Juvenile Delinquencies During the Heisei Era

Penal Code offenses, etc. by juveniles: juveniles cleared and rate per population

[1] Penal Code offenses, dangerous driving causing death or injury, and negligent driving offenses causing death or injury

<table>
<thead>
<tr>
<th>Year</th>
<th>Total (thousand persons)</th>
<th>Rate per population of juveniles</th>
<th>Rate per population of adults</th>
</tr>
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<tbody>
<tr>
<td>1946</td>
<td>0</td>
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<td>1960</td>
<td>600</td>
<td>120</td>
<td>30</td>
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<td>1970</td>
<td>392.6</td>
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<td>1980</td>
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<td>2000</td>
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<td>2010</td>
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<td>2.5</td>
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<tr>
<td>2018</td>
<td>120</td>
<td>3</td>
<td>1.7</td>
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Penal Code offenses by juveniles: composition ratio of types of offenses committed by juveniles cleared

<table>
<thead>
<tr>
<th>Year</th>
<th>Total (thousand persons)</th>
<th>Theft</th>
<th>Embezzlement</th>
<th>Injury</th>
<th>Breaking into a residence</th>
<th>Assault</th>
<th>Damage to property</th>
<th>Extortion</th>
<th>Others</th>
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<tr>
<td>1989</td>
<td>75.0</td>
<td>11.2</td>
<td>5.0</td>
<td>3.0</td>
<td>3.0</td>
<td>0.4</td>
<td>0.7</td>
<td>0.4</td>
<td>0.4</td>
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<tr>
<td>2003</td>
<td>57.8</td>
<td>25.4</td>
<td>5.3</td>
<td>4.6</td>
<td>1.8</td>
<td>2.7</td>
<td>1.2</td>
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<tr>
<td>2018</td>
<td>58.6</td>
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<td>8.0</td>
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<td>2.0</td>
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Special Acts offenses by juveniles: Juveniles cleared

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<tr>
<td>1989</td>
<td>0</td>
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<td>0</td>
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<tr>
<td>2003</td>
<td>30,458</td>
<td>182.6</td>
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<tr>
<td>2018</td>
<td>269.6</td>
<td>173.7</td>
<td>392.6</td>
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Number of juveniles cleared (Penal Code offenses, dangerous driving causing death or injury, and negligent driving offenses causing death or injury)

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Number of persons cleared

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Treatment of Offenders/Juvenile Delinquents During the *Heisei* Era

**Procedure of Criminal Justice**

**Judicial Police Officials**

- Investigation initiated by public prosecutors etc.
- Dispositions as trivial offenses: 60,548
- Non-penal fine for traffic offenses

**Public Prosecutors Offices**

- Reception: 984,819
  - Penal Code offenses: 210,001
  - Negligent driving offenses causing death or injury: 419,395
  - Special Acts offenses: 355,423 (excludes road traffic-related violations 89,901)
- Disposition: 996,145
  - Prosecuted: 308,721
    - Public trial: 83,768
    - Summary order procedure: 224,953
  - Not prosecuted: 632,323
    - Suspended prosecution: 568,392

**Courts**

- Finalized judgements: 275,901
  - Imprisonment (with/without work): 50,766
    - Life imprisonment: 25
    - Imprisonment without suspension of execution: 18,836
      - with probation: 1,567
    - Imprisonment with full suspension of execution: 31,930
      - with probation: 2,481
  - Definite term: 50,766
  - Imprisonment with partial suspension of execution: 992
  - Release on parole: 12,299
    - Imprisonment with partial suspension of execution: 992
  - Provisional release from workhouse: 2,481
  - Discharge: 0
- Detention in workhouse in lieu of payment of fines: 1,202

**Penal Institutions**

- New sentenced inmates: 18,272
  - Imprisonment with partial suspension of execution: 1,537
- Released sentenced inmates: 21,032
  - (Excludes road traffic-related violations 89,901)

**Probation Offices**

- Release on the completion of the term of imprisonment: 8,523
- Completion of the term of imprisonment: 210
  - with probation: 209
  - Imprisonment with partial suspension of execution: 12,299
  - Provisional release from workhouse: 2,481
  - Revocation of parole, etc.: 0

**Women's Guidance Home**

- Guidance disposition
- Discharge

**Numbers denote persons**

8
Judicial Police Officials
- Juvenile offenders
- Juvenile offenders under 14 yrs. old or Pre-delinquents

Public Prosecutors Office
- Reception 57,191
- Referral to family courts 55,101

Child Consultation Centers
- Measures prescribed in the Child Welfare Act

Family Courts
- Juvenile cases conclusively disposed 54,796

Juvenile Training Schools
- Committal 2,108
- Release 2,156

Juvenile Classification Homes
- Committed 6,711

Referral to director of child consultation center etc. 139

Protective measures 15,369

Probation Offices
- Commencement of probationary/parole supervision 15,091

New sentenced inmates in Penal Institutions (Juvenile Prisons, etc.)
- 15
- Completion of the term of imprisonment with partial suspension of execution with probation
- Release on parole with partial suspension of execution
- Full suspension of execution
- Imprisonment with partial suspension of execution

Courts
- Acquittal, fine, etc.

Transfer

Non-penal fine for traffic offenses

Measures prescribed in the Child Welfare Act

Referral to family courts

Juvenile offenders under 14 yrs. old or Pre-delinquents

Probationary supervision 12,945

Probation Office
- Commencement of probationary/parole supervision 15,091

Release on parole 2,146

Discharge

Release on parole

Probationary supervision

Referral to Children's Self-reliance Support Facilities, etc.
155

Termination of the probationary supervision, etc.

Revocation, etc.
Repeat Offenders/Juvenile Delinquents During the Heisei Era

Penal Code offenses: repeat offenders among persons cleared, and ratio of repeat offender

Penal Code offenses by juveniles: repeat juvenile delinquents among juveniles cleared and ratio of repeat juvenile delinquents

Percentages of reimprisonment of released sentenced inmates, by reasons for the previous release

[1] Within 2 years

[2] Within 5 years