

1. Has your Government adopted any national legislation implementing the Rome Statute (“the Statute”), or otherwise enacted legislation pertaining to the Rome Statute?

Yes

https://laws.e-gov.go.jp/law/419AC0000000037/20270331_507AC0000000039

(in Japanese)

5. In implementing the Statute, did your Government draft a stand-alone legislation or did it incorporate the articles or substantive provisions of the Statute into pre-existing law?

It is a stand-alone legislation.

6. Does the implementing legislation incorporate the substantive crimes through reference to the Statute or by incorporating the crimes into domestic law?

It refers to the Statute on article 1.

7. Does the implementing legislation incorporate the following aspects of cooperation with the Court and if yes, how?

(a) Arrest and surrender;

Yes. The following articles refer to the arrest and surrender:

Article 19-33, 34-35, 36-37

(b) Interim release and release of persons (acquittal, non-confirmation of charges, etc);

Yes.

Article 23(2), 25(2),(3),35(2)

(c) Cooperation with OTP investigations;

Yes.

Article 6-13

(d) Cooperation with the Court on the identification, tracing and freezing or seizure of proceeds, property and assets and instrumentalities of crimes;

Yes.

Article 38-48

(e) Enforcement of sentences;

Yes.

Article 38-48

(f) Witness protection;

Yes

Article 54, 55,56

(g) Other forms of cooperation (see in particular article 93 of the Rome Statute).

Yes.

Articles

14-16 Judicial Examination of Evidence and Service of Documents

17-18 Transfer of a Sentenced Person or a Witness

53 Destruction of Evidence etc.

56 Bribery of a Witness

8. Does the implementing legislation designate a channel of communication with the Court?

Yes, Minister for Foreign Affairs will receive the request of cooperation(art.3 and 5).

In case the request comes through ICPO, National Public Safety Commission will be the receiving authority(art.52)

9. Does the implementing legislation create a central national authority or designate a national focal point for cooperation with the Court?

No.

10. Does the implementing legislation provide for the privileges and immunities of the Court? (See in particular article 48 of the Rome Statute and the Agreement on the Privileges and Immunities of the International Criminal Court)

No.