琉球大学学術リポジトリ

米国管理下の南西諸島状況雑件 啓発・広報(V)

メタデータ	言語:
	出版者:
	公開日: 2019-02-01
	キーワード (Ja): 在沖縄米軍関係者, 現地広報活動,
	米国財務長官来日, 大臣内奏用資料,
	返還協定に関する報道, 国会への中間報告,
	寄稿・広報資料、返還協定反対論, 自民党,
	公用地等の暫定使用, 沖縄復帰祝典
	キーワード (En):
	作成者: -
	メールアドレス:
	所属:
URL	http://hdl.handle.net/20.500.12000/43487

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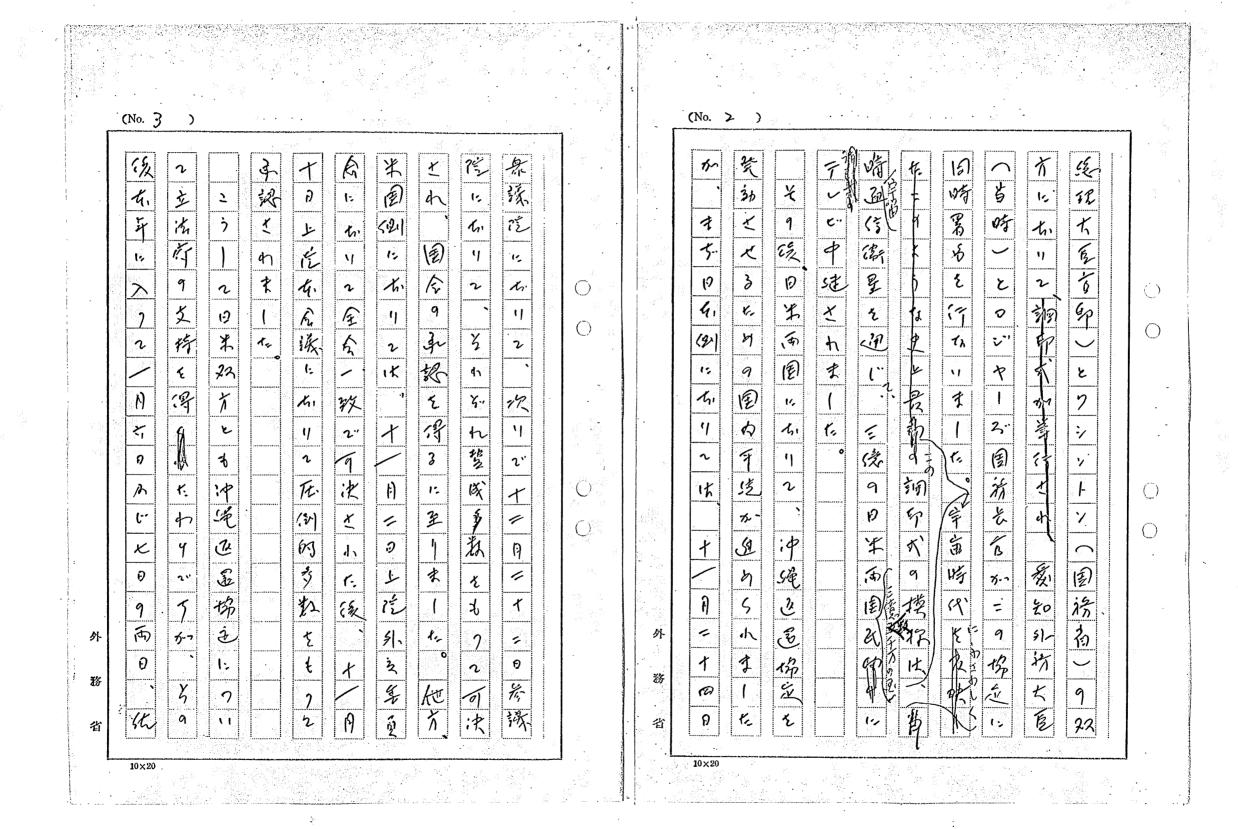
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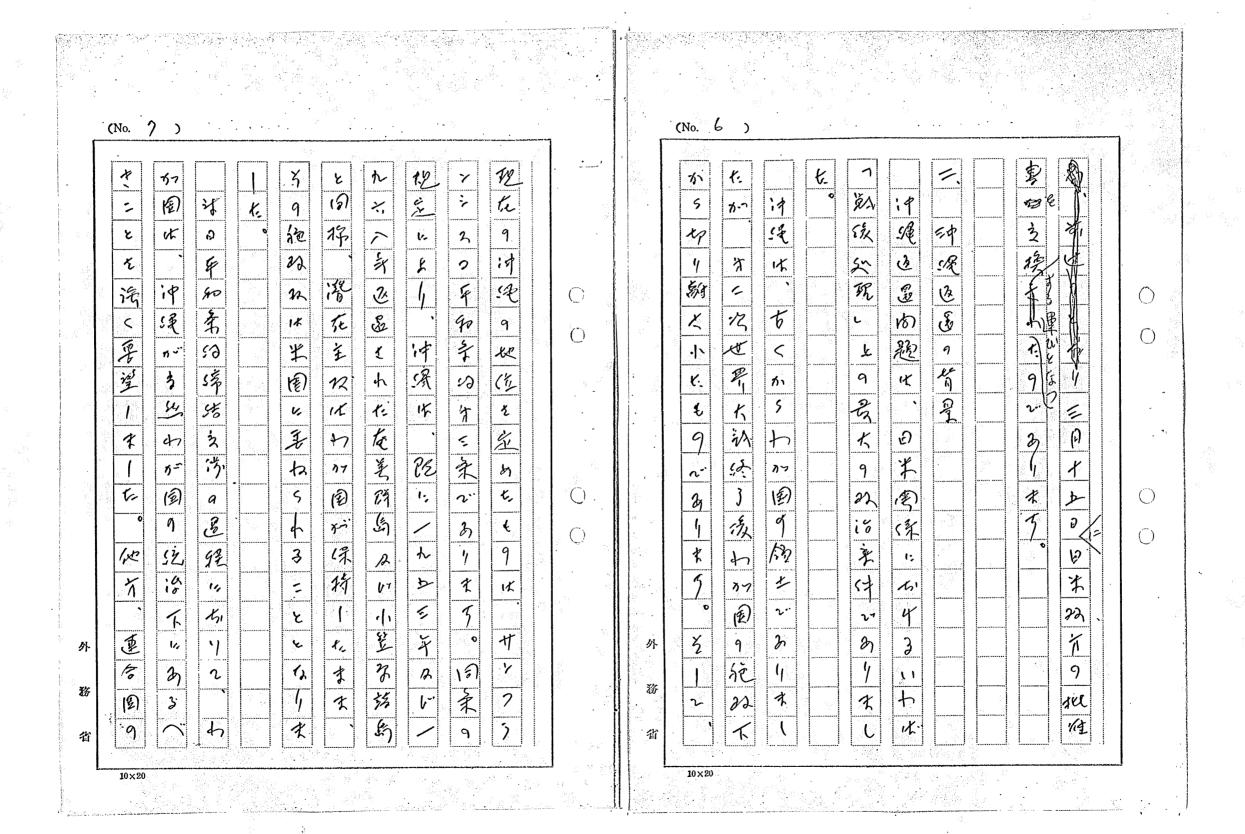
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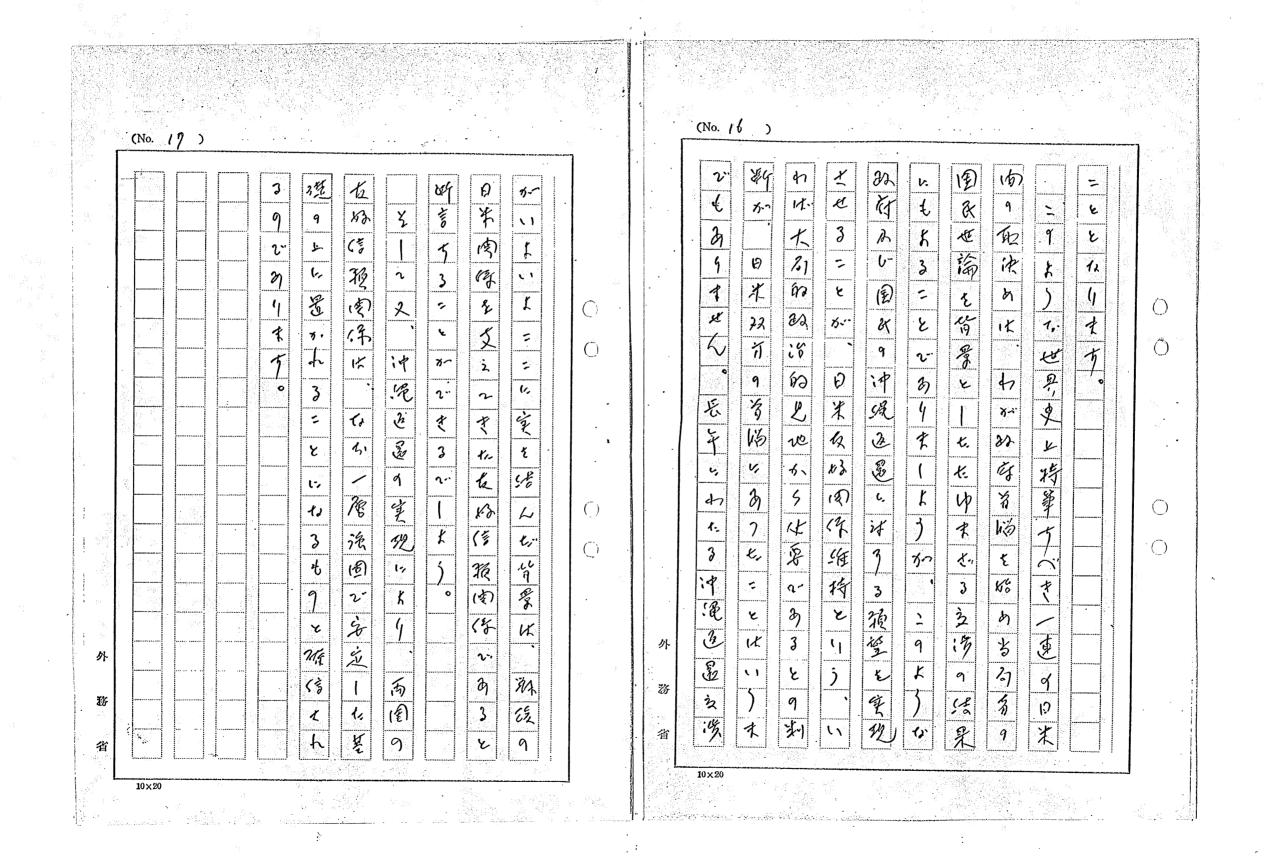
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日本政府は、協定発効の日から五年間、沖縄におけるVOA中銀局の運営間、沖縄におけるVOA中銀局の運営について協議後にVOAの将来の運営について協議をに入ることを規定している。なお、交換公文において、周波数その他中銀局の活動に関する技術的事項のほか、米の活動に関する技術的事項のほか、米の活動に関する技術的事項のほか、米の活動に関する技術的事項のほか、米の活動に関する技術的事項のほか、米の活動に関する技術的事項のほか、米の活動に関する技術的事項のほか、米の活動に関する技術の事項の目から五年 声明の核抜きに関す ことを規定している。本条項に関し最に三億二千万ドルを米国政府に支払う 要するが、所要の認可、免許または許要するが、所要の認可、免許または許可を受けるための申請を復帰または許可を受けるための申請を復帰 b、航空運送業務の取扱いについて いが、沖縄の復帰に伴う、a、外国人 いが、沖縄の復帰に伴う、a、外国人 発効することを規定している。 る批准む交換の後二ヵ月で、本協定は 対力発生について、東京で行なわれ **び菜種に応じ関係業法等に基づく免許** 人営業者に、外資法に基づく認可およ に事業を営んでいる外国企業および個日本政府は、現に沖縄において適法 より、それぞれ次のとおりとなった。簡により、後者については了解覚書にも、前者については愛知外務大臣の書 および外国企業の取扱い、いが、沖縄の復帰に伴う、 百を、六月十七 免許または許 大月十七日付吉野外務省アメリカ局 長とスナイダー駐日米国公使との間の 長とスナイダー駐日米国公使との間の は日本国本土と那顧との間の国内航空 は日本国本土と那顧との間の国内航空 は日本国本土と那顧との間の国内航空 は、五年の暫定期間中引き続き運航が は、五年の暫定期間中引き続き運航が は、五年の暫定期間中引き続き運航が は、五年の暫定期間中引き続き運航が は、五年の暫定期間中引き続き運航が は、五年の暫定期間中引き続き運航が は、五年の暫定期間中引き続き運航が は、五年の暫定期間中引き続き運航が において本年一月一日前から混綻して において本年一月一日前から混綻して 球政府の免許を育する外国人宗誕士、筑 球政府の免許を育する外国人宗誕士、筑 球政府の免許を育する外国人宗誕士、筑 で要の指置をとる旨を前記書簡におい で述べている。これらはいずれも日本 政府の政策として米側へ通報したもの である。 b、航空企業 外 簽 省

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NFORMATION BULLETIN

Public Information Bureau, Ministry of Foreign Affairs

TOKYO, JAPAN

北米十一課長

Supplement

1972

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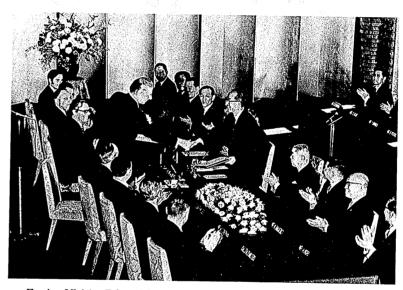
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OKINAWA REVERSION TO TAKE PLACE ON MAY 15, 1972

Circumstances Leading to Exchange of Ratification Instruments

The instruments of ratification of the Japan-United States agreement on the reversion of Okinawa were exchanged between Foreign Minister Takeo Fukuda and the then U.S. Ambassador to Japan Armin H. Meyer at the Prime Minister's official residence in Tokyo on March 15, 1972, in the presence of Prime Minister Eisaku Sato.



Foreign Minister Takeo Fukuda (right, standing) shakes hands with the then U.S. Ambassador Armin H. Meyer after signing instruments of ratification for the Okinawa reversion agreement in a ceremony held at the Prime Minister's official residence on March 15.

The Agreement had been signed simultaneously in Tokyo (Prime Minister's official residence) and Washington (State Department) on June 17 last year by the then Foreign Minister Kiichi Aichi and Secretary of State William P. Rogers, respectively. The signing ceremonies were viewed by well over 300 million Japanese and American people through mutual television transmission via communications satellite, befitting the new "information age."

Later, both Japan and the United States went through their respective domestic procedures for the effectuation of the Reversion Agreement. On the Japanese side, the Agreement was approved by a majority in the House of Representatives on November 24 and then in the House of Councillors on December 22. In the United States, meanwhile, it was approved unanimously by the Senate Foreign Relations Committee on

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November 2 and passed, by an overwhelming majority, at a plenary session of the Senate on November 10.

Both Japan and the United States thus obtained the endorsement of their legislatures regarding the Reversion Agreement. Then when Prime Minister Sato and President Richard M. Nixon conferred in San Clemente, California, on January 6 and 7 this year to exchange opinions on Japanese-American relations in general, the date of Okinawa's reversion was fixed for May 15 this year.

Article 9 of the Agreement provides that it shall take effect two months after the exchange of the ratification instruments. Therefore, agreement on May 15 as the date of reversion made it necessary to exchange the ratification instruments two months before that date, i.e. on March 15.

After the summit talks in San Clemente, the Japanese and U.S. Governments embarked on preparations for the exchange of the ratification instruments on March 15. In Japan, the instrument of ratification was formally approved at the Cabinet meeting of March 10, then signed by Prime Minister Sato and Foreign Minister Fukuda and attested by His Majesty the Emperor. On the American side, meanwhile, President Nixon signed the instrument of ratification on January 28. As a result, the two Governments exchanged the ratification instruments on March 15.

Background of Okinawa Reversion

The question of the reversion of Okinawa was one of the biggest political issues the two nations had to deal with in the aftermath of World War II.

Okinawa was Japanese territory, but separated from Japanese administration after the end of World War II. And the current status of Okinawa was determined in Article 3 of the Treaty of Peace with Japan, signed in 1951 at San Francisco. The Article prescribes that the administrative rights over the islands were entrusted to the United States, although Japan retained residual sovereignty, as was the case with the Amami Islands and the Ogasawara (Bonin) Islands (already returned to Japan in 1953 and 1968, respectively).

In the course of the negotiations for the Peace Treaty, though Japan naturally expressed an ardent desire to retain Okinawa under its administration, there were strong voices among the Allied Powers that Japan should renounce its sovereignty over the islands. The circumstances leading to the formulation of Article 3 of the Peace Treaty are well explained by the following statement of the then U.S. Secretary of State John Foster Dulles:

"Article 3 deals with the Ryukyu and other islands to the South and Southeast of Japan. These, since the surrender, have been under the sole administration of the United States. Several of the Allied Powers

urged that the Treaty should require Japan to renounce its sovereignty over these Islands in favor of United States sovereignty. Others suggested that these Islands should be restored completely to Japan. In the face of this division of Allied opinion, the United States felt that the best formula would be to permit Japan to retain residual sovereignty, while making it possible for these Islands to be brought into the United Nations Trusteeship system, with the United States as administering authority."

It has been a truly unfortunate condition stemming from Japan's defeat in war that part of Japan's territory and one million of its nationals living there have been placed under the administrative rule of a foreign power for a long time. It was only natural that the Okinawan islanders and the people of the Japanese mainland came to wish strongly for the restoration of this territory and its people to their original state—i.e. to Japanese administration. Therefore, the very essence of Okinawa's reversion was to attain this national wish.

It was at a meeting between Prime Minister Nobusuke Kishi and President Dwight D. Eisenhower in June 1957 that Japan brought up the Okinawa reversion issue with the United States for the first time after the coming into effect of the Peace Treaty. A Joint Communique issued by the two leaders on June 22 reads in part:

"The Prime Minister emphasized the strong desire of the Japanese people for the return of administrative control over the Ryukyu and Bonin Islands to Japan. The President reaffirmed the U.S, position that Japan possesses residual sovereignty over these islands.

He pointed out, however, that so long as the conditions of threat and tension exist in the Far East, the United States will find it necessary to continue the present status. He stated that the U.S. will continue its policy of improving the welfare and well-being of the inhabitants of the islands and of promoting their economic and cultural advancement."

After that, the Japanese Government repeatedly asked for the U.S. Government's favorable consideration of Japan's request for the reversion to Japan of the administrative rights over Okinawa through all levels of governmental contacts between the two nations, including summit meetings between Prime Minister Hayato Ikeda and President John F. Kennedy in June 1961 and between Prime Minister Sato and President Lyndon B. Johnson in January 1965. However, the American side refrained from making any concrete commitment to the Japanese request.

At the second summit meeting between Prime Minister Sato and President Johnson in November 1967, the reversion of the Bonin Islands was agreed upon in principle. On that occasion, Japan and the United States agreed for the first time to conduct a joint and continuing review of the status of Okinawa in accordance with the principle of returning the administrative rights to Japan.

Later, negotiations between the two nations on the reversion of Okinawa were started by Foreign Minister Takeo Miki and American Ambassador U. Alexis Johnson and subsequently taken over by Foreign Minister Kiichi Aichi and American Ambassador Armin H. Meyer. In the meantime, President Richard M. Nixon took over from President Johnson in January 1969 and full-scale talks for Okinawa's reversion were conducted with the Nixon Administration.

In November 1969, Prime Minister Sato visited the United States for the third time since his assumption of the premiership and conferred with President Nixon. The two leaders agreed, as enunciated in their Joint Communique issued on November 21, 1969, that the administrative rights over Okinawa will be returned to Japan in 1972. The Reversion Agreement signed on June 17 last year, for which the ratification instruments were exchanged recently, sets forth concrete arrangements for the reversion of the island chain on the basis of the said Joint Communique. The Agreement is formally titled the "Agreement between Japan and the United States of America concerning the Ryukyu Islands and the Daito Islands."

Significance of Okinawa Reversion

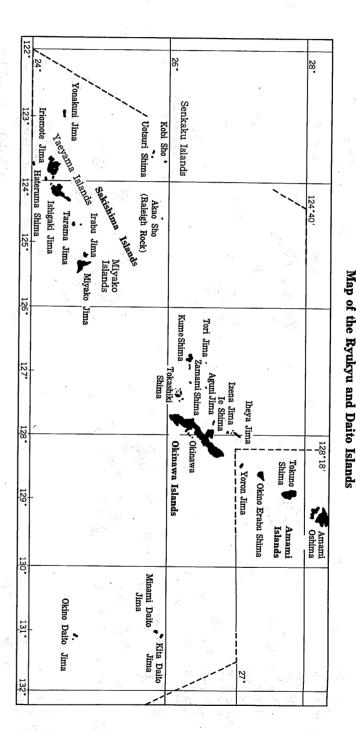
It is indeed rare in world history that a territory placed under foreign administration as a result of war is reverted to its original state through peaceful talks. Of the areas falling under Article 3 of the Peace Treaty, the Amami Islands and the Bonin Islands were reverted to Japanese administration in 1953 and 1968 respectively as already noted. Therefore, the forthcoming reversion of Okinawa will restore to their original state all of those Japanese territories entrusted to American administration after the war.

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The reversion of these islands, which should go down in world history as a remarkable event, was made possible in large measure by the untiring negotiations conducted by the leaders of the Japanese Government and the authorities concerned with the backing of Japanese public opinion. Needless to say, however, there was an awareness among both the Japanese and U.S. leaders that from a broad political viewpoint of maintaining the friendly relationship between the two countries it was absolutely necessary to meet the strong desire of the Japanese Government and people for the reversion of Okinawa.

It is against such a background of mutual friendship and trust sustaining the Japan-U.S. relationship since the end of the war that years of negotiations between the two nations on the reversion of Okinawa have finally borne fruit.

It is also believed that the return of Okinawa will place the friendly relationship of trust between Japan and the United States on a still more solid and stable foundation.



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Main Points of the Agreement

The Agreement for the reversion of Okinawa consists of a preamble and nine articles, and its salient points are as follows:

1. Preambi

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The preamble mentions the circumstances leading up to the conclusion of the Reversion Agreement. It says that the Prime Minister and the President reviewed together in November 1969 the status of Okinawa and agreed that the two Governments should enter immediately into consultations regarding the specific arrangements for accomplishing the early reversion of the islands to Japan. The two Governments, it also says, have conducted such consultations and have reaffirmed that the reversion of the islands to Japan be carried out on the basis of the Sato-Nixon Joint Communique.

2. Article I

This article provides that the U.S. shall return the administrative rights over Okinawa, accorded under Article 3 of the Treaty of Peace, to Japan effective as of the date of entry force of the Agreement. The islands to be returned cover all the territories placed under American administration under Article 3 of the Treaty of Peace other than those already returned to Japan. The geographical scope of these islands is confirmed in terms of latitudes and longitudes in the Agreed Minutes. Accordingly, there is not the slightest doubt that the Senkaku Islands are also included.

3. Article II

It is confirmed that treaties and agreements concluded between Japan and the U.S., including the Treaty of Mutual Cooperation and Security and its related arrangements, will become applicable to Okinawa as of the date of the effectuation of the Reversion Agreement.

4. Article III

This article stipulates that on the date of entry into force of the Agreement, Japan grants the U.S. the use of facilities and areas in Okinawa in accordance with the Japan-U.S. Treaty of Mutual Cooperation and Security and its related arrangements.

In this context, the Memorandum of Understanding between Foreign Minister Aichi and Ambassador Meyer dated June 17 enumerates (A) the installations and sites which Japan is prepared to provide to the U.S. Forces as from the date of reversion (total: 88), (B) the facilities and areas which will be returned to Japan after reversion (total: 12) and (C) the installations and sites now used by the Government of the U.S. the whole or part of which will be released on or prior to reversion (total: 34).

5. Article IV

This article deals with the problem of claims. First, it says, Japan waives all claims of Japan and its nationals arising in Okinawa during

the American administration, but the waiver does not include claims of Japanese nationals specifically recognized in the laws of the U.S. or the local laws of Okinawa applicable during the period of American administration. Of those claims not waived, principal ones are mentioned in the Agreed Minutes.

Furthermore, the U.S. Government will make ex gratia contributions to the owners of lands which sustained the same damage as did the lands covered by payments for the restoration of land to the original state under the U.S. High Commissioner's Ordinance No. 60, but for which no such payments have been received. Such contributions will be made in an equitable manner in relation to the payments made under the said Ordinance.

In an exchange of Notes, moreover, the U.S. Government has agreed to undertake, in consultation with the Japanese Government, to complete necessary preparations as expeditiously as possible for the settlement of the question arising out of the submersion of lands in the military port of Naha through the disposition of lands reclaimed and now held by the U.S. Government in Okinawa to the extent necessary for this purpose.

6. Article V

This article provides that Japan recognizes in principle the validity of final judgments in civil cases rendered by any court in Okinawa and also to assume jurisdiction over any civil and criminal cases pending in any court in Okinawa. The courts referred to in this article are those of the Government of the Ryukyu Islands and the U.S. Civil Administration and do not include courts-martial of the U.S. Forces.

7. Article VI

It is stipulated that the properties of the so-called "three Public Corporations—namely, the Ryukyu Electric Power Corporation, the Ryukyu Domestic Water Corporation and the Ryukyu Development Loan Corporation—shall be transferred to the Japanese Government, while all other properties of the U.S. Government in Okinawa, located outside the facilities and areas to be provided to the U.S. on the date of reversion, shall be transferred to the Japanese Government in principle. These properties include Naha Airport facilities, administrative structures, road structures, air navigation facilities and ocean navigation aids. In addition, reclaimed lands held by the U.S. Government will become the property of the Japanese Government.

8. Article VI

Considering that the U.S. assets are being transferred to the Japanese Government, that the U.S. Government is carrying out the return of Okinawa to Japan in a manner consistent with the policy of the Japanese Government regarding nuclear weapons as specified in paragraph 8 of the Joint Communique of November 21, 1969, and that the U.S. Government will bear extra costs, particularly in the area of employment after reversion, the Japanese Government will pay to the U.S. Government a total of U.S. \$320,000,000 over a period of five years from the date of entry into force of the Agreement.

9. Article VIII

This clause provides that the Japanese Government consents to the continued operation by the U.S. Government of the Voice of America relay station on Okinawa Island for a period of five years from the date of entry into force of this Agreement, and that the two Governments shall enter into consultation two years after the said date on future operations of the Voice of America cn Okinawa Island.

Furthermore, Notes exchanged by the two Governments provide for technical matters relative to the activities of the relay station, including frequencies, and also stipulate that the U.S. Government shall be responsible for the settlement of all claims against the relay station arising from its activities. Moreover, although sole responsibility for the programs relayed through the station will rest with the U.S. Government, the Japanese Government reserves the right to express its views on the said programs, and the U.S. Government will respect the views so expressed.

10. Article IX

The Agreement will enter into force two months after the date of the exchange of the ratification instruments in Tokyo.

In addition, Japan has informed the United States of its policies regarding the treatment of foreign nationals and firms in Okinawa and has agreed with the U.S. on air services in connection with Okinawa's reversion through Foreign Minister Aichi's letter and a memorandum of understanding, respectively, although these have no direct relation to the Reversion Agreement.

a. Treatment of Foreign Nationals and Firms

A letter dated June 17 from Foreign Minister Aichi to U.S. Ambassador Meyer states that those foreign firms and individual entrepreneurs which are legitimately engaged in business in Okinawa will be required to make applications after the reversion for validation under the Law concerning Foreign Investment and, with certain business activities, for license or permit under other relevent laws of Japan, and that the Japanese Government will promptly accord the said validation, license or permit, although certain firms will have to make adjustments required by the Japanese Government.

As for the treatment of foreign professionals, the letter says that foreign lawyers who have been continuously practicing in Okinawa since January 1, 1971, and foreign doctors and dentists licensed under the pertinent laws in Okinawa will be allowed to practice as at present under certain conditions. The letter is designed to inform the U.S. Government of the Japanese Government policies on these matters.

b. Air Services

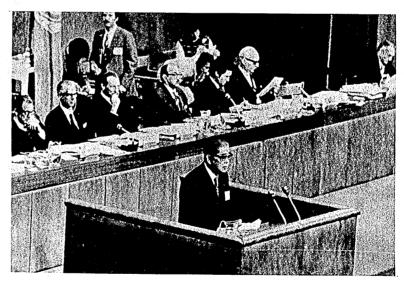
A memorandum of understanding between Director-General Bunroku Yoshino of the American Affairs Bureau, Ministry of Foreign Affairs, and Minister Richard L. Sneider of the U.S. Embassy in Japan, dated June 17, states that after the Okinawa reversion, the American air carriers now operating into Okinawa shall not have the right to carry cabotage traffic (domestic traffic) between Japan proper and Naha, but shall be allowed to continue international services for a provisional period of five years.



JAPAN TO RAISE OFFICIAL DEVELOPMENT AID TO 0.7% OF GNP

-Japan's Chief Delegate Aichi Addresses 3rd UNCTAD-

Kiichi Aichi, head of the Japanese delegation to the Third Session of the United Nations Conference on Trade and Development (UNCTAD) in Santiago, Chile, explained Japan's policies for "international cooperation for development" in a general statement delivered on April 14 or the second day of the conference.



Former Japanese Foreign Minister Kiichi Aichi addresses the UNCTAD meeting on April 14. On the dias (background) are U.N. Secretary General Kurt Waldheim (third from left) and Chilean Foreign Minister Clodomiro Almeyda_(fourth from left.)