

# **Bylaws Relating to the Confirmation Procedure Prior to Application of Statutes in the Financial Services Agency**

**By Financial Services Agency**

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## **Bylaws relating to the confirmation procedure prior to application of statutes in the Financial Services Agency**

A Cabinet meeting on March 27, 2001 (regarding the introduction of the confirmation procedure prior to application of statutes by the administrative body) decided that "in fields such as IT and finance where new industries, products and services are actively developed, when this occurs in private business, to improve the ability to foresee whether or not there will be conflicts with statutes, inquiries in advance will be allowed regarding the application of specific legal regulations to the development in question and that ensuring the impartiality of administration and improvement in transparency will be achieved by the dissemination of the content of the inquiry and the response of the administrative body", following on from this it was determined that "in the fields noted above, regarding specific actions related to private businesses pursuing their own business activities, whether or not these actions are subject to specific legal regulations will be confirmed with the administrative body holding jurisdiction beforehand and that body will, along with providing a response, proceed disseminate that response".

Based on this cabinet decision, the Financial Services Agency implemented these procedures from July 16 this year with bylaws as outline below.

### **Description**

#### **1. Application**

##### **(1) Range of applicable statutes (articles)**

The statutes applicable to this procedure in the Financial Services Agency fall within the following laws under the jurisdiction of the Financial Services Agency and administrative ordinance articles based on these laws, corresponding to the objective of the Cabinet decision taken on March 27, 2001 (regarding the introduction of the confirmation procedure prior to application of statutes by the administrative body) where "regarding specific actions related to private businesses pursuing their own business activities, whether or not these actions are subject to specific legal regulations will be confirmed with the administrative body holding jurisdiction beforehand and that body will, along with providing a response, disseminate the response provided".

- (1) When the concerned article provides the basis for dealing with applications (refers to the application stated in the Administration Procedure Law)