

Description of the Resident Prosecutors to the Agency Against Corruption of the Ministry of Justice

I .Purpose

A.Implementation of a litigation system with prosecutors as the director of investigations To implement the pre-investigation mechanism, the Agency Against Corruption, investigated cases shall be investigated under immediate direction of resident prosecutors. Compared to the traditional mode of guided investigation by prosecutors, this mechanism provides a better grasp of the investigation progress and case status. The goal is the implementation of a crime investigation mechanism with the prosecutor as the subject of investigation.

B.Liaison and coordination between the Agency Against Corruption and Prosecutors' Offices of all levels To strengthen the efficiency of execution of malpractice investigation affairs, resident prosecutors are utilized to establish a liaison and coordination mechanism between the Agency Against Corruption and courts at all levels in an effort to enhance corruption investigation performance.

II .Legal basis

The Guidelines for the Ministry of Justice to Select Resident Prosecutors to the Agency Against Corruption for the Handling of Malpractice Investigation Affairs (Amended official letter No. 10704018560 issued by the Ministry of Justice on July 25, 2018)

III .Selection method

Outstanding senior chief prosecutors and prosecutors with leadership, communication, and coordination abilities and experience in the field of anti-corruption and relevant crime investigation practices shall be selected from Prosecutors' Offices at all levels by the Ministry of Justice.

IV .Tasks

Resident prosecutors handle the following malpractice investigation affairs:

(A)Legal counseling for corruption crimes.

(B)Direction of advance search for evidence for corruption cases.

(C)Direction of crime investigations conducted by personnel in charge of malpractice investigation affairs at the Agency Against Corruption.

(D)Coordination of investigations for the same case conducted by the Agency Against Corruption and other judicial police authorities.

V.Management methods

A.Where Prosecutors' Offices of all levels receive requests from the Agency Against Corruption to provide direction for investigations, cases shall be numbered and registered pursuant to the "Prosecutor's Case Numbering, Assigning and Concluding Guideline " and a resident prosecutor from said office shall be assigned to conduct investigations and handle malpractice investigation affairs at the Agency Against Corruption.

B.The resident prosecutors shall direct investigation of cases in accordance with the "Directions Governing the Handling of Criminal Litigation Cases" and "Search and Seizure by Prosecutorial Authorities". Besides, they shall submit reports to the Chief Prosecutor of their Prosecutors' Office in a timely manner.