

Order for Enforcement of the Act on Punishment of Acts Inflicting Death or Injury on Others by Driving a Motor Vehicle, etc.

(Cabinet Order No. 166 of April 23, 2014)

The Cabinet hereby enacts this Cabinet Order pursuant to Article 2, item (vi) and Article 3, paragraph (2) of the Act on Punishment of Acts Inflicting Death or Injury on Others by Driving a Motor Vehicle, etc. (Act No. 86 of 2013).

(Definition)

Article 1 The term "motor vehicle" as used in this Cabinet Order means the motor vehicle prescribed in Article 1, paragraph (1) of the Act on Punishment of Acts Inflicting Death or Injury on Others by Driving a Motor Vehicle (hereafter referred to as "the Act").

(Passage-prohibited Road)

Article 2 Road or a part thereof specified by Cabinet Order set forth in Article 2, item (vi) of the Act is to be as follows:

- (i) a road or a part thereof which motor vehicles are prohibited from passing through by road signs, etc. referred to in Article 8, paragraph (1) of the Road Traffic Act (Act No. 105 of 1960) (excluding those on which the target of passage prohibition is limited to motor vehicles satisfying certain conditions (excluding those related solely to the days or hours of passage; the same applies in the following item) by the road signs, etc. and those listed in the following item);
- (ii) a road or a part thereof on which motor vehicles are prohibited from proceeding in a given direction by road signs, etc. referred to in Article 8, paragraph (1) of the Road Traffic Act (excluding those on which the target of passage prohibition is limited to motor vehicles satisfying certain conditions by the relevant road signs, etc.);
- (iii) a part of a national expressway (meaning a road as prescribed in Article 4, paragraph (1) of the National Highway Act (Act No. 79 of 1957)) or a limited highway (meaning a limited highway as prescribed in Article 48-4 of the Road Act (Act No. 180 of 1952)), other than those on which motor vehicles must proceed pursuant to the provision of Article 17, paragraph (iv) of the Road Traffic Act; or
- (iv) a safety zone or any other road section prescribed in Article 17, paragraph (6) of the Road Traffic Act.

(Diseases Likely to Hinder Driving of Motor Vehicles)

Article 3 Diseases specified by Cabinet Order set forth in Article 3, paragraph (2) of the Act are to be as follows:

- (i) schizophrenia when it presents symptoms which are likely to cause the driver to lack any of the capacities of reasoning, prediction, decision making or operation which are necessary for driving a motor vehicle safely;
- (ii) epilepsy when the recurrence of seizures causing impaired consciousness or impaired mobility of the driver is likely to occur (excluding those in which the recurrence of seizures occurs only during sleep);
- (iii) recurrent syncope (meaning the disease inflicting transient impaired consciousness on a person due to ischemia of the whole brain where the recurrence of seizures is likely to occur);
- (iv) hypoglycemia when it presents symptoms which are likely to cause the driver to lack any of the capacities of reasoning, prediction, decision making or operation which are necessary for driving a motor vehicle safely;
- (v) manic-depressive disorder (including mania and depression) when it presents symptoms which are likely to cause the driver to lack any of the capacities of reasoning, prediction, decision making or operation which are necessary for driving a motor vehicle safely; and
- (vi) sleep disorder when it presents symptoms of serious drowsiness.