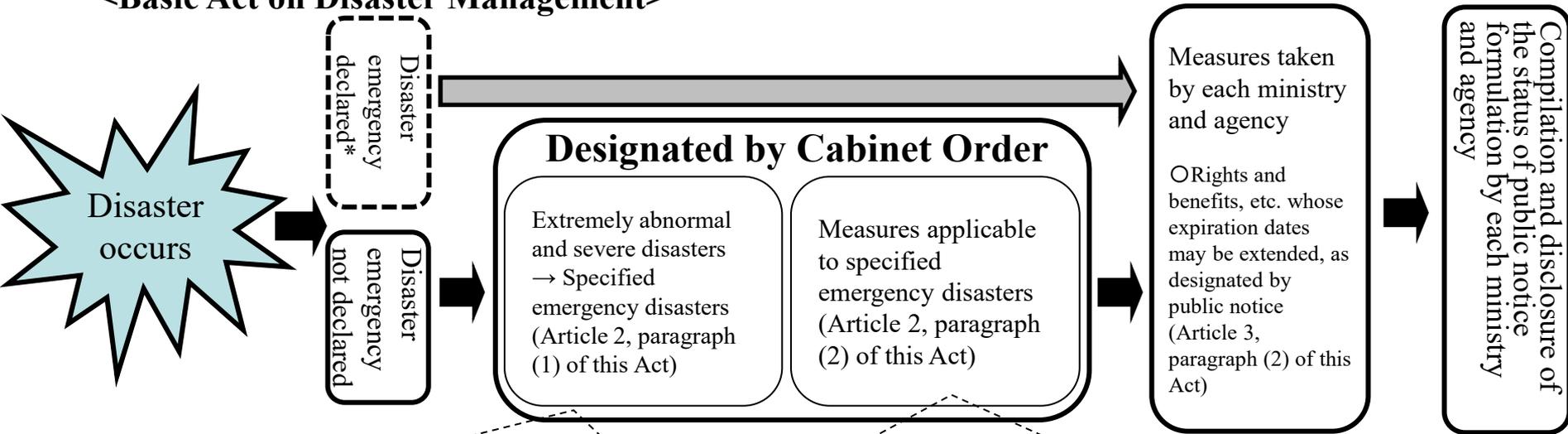


Outline of the Act on Special Measures to Preserve the Rights and Benefits of Victims of Specified Emergency Disasters (Act No. 85 of 1996)

Outline of the Act on Special Measures to Preserve the Rights and Benefits of Victims of Specified Disasters

<Basic Act on Disaster Management>



What is an "extremely abnormal and severe emergency disaster"?

Comprehensive consideration of various factors, including the following:

- (1) The occurrence of a large number of deaths, missing persons, injured persons, evacuees, etc.
- (2) The occurrence of numerous house collapses, etc.
- (3) Widespread disruption of transportation and lifelines
- (4) Devastation of daily operations and the working environment throughout the region

* This declaration is issued to promote emergency response measures in the event of an extremely abnormal and severe emergency disaster likely to significantly affect the national economy and public welfare.

- Expected to be issued in the event of a disaster similar to or exceeding the Great Kanto Earthquake.
- No implementation has yet occurred.

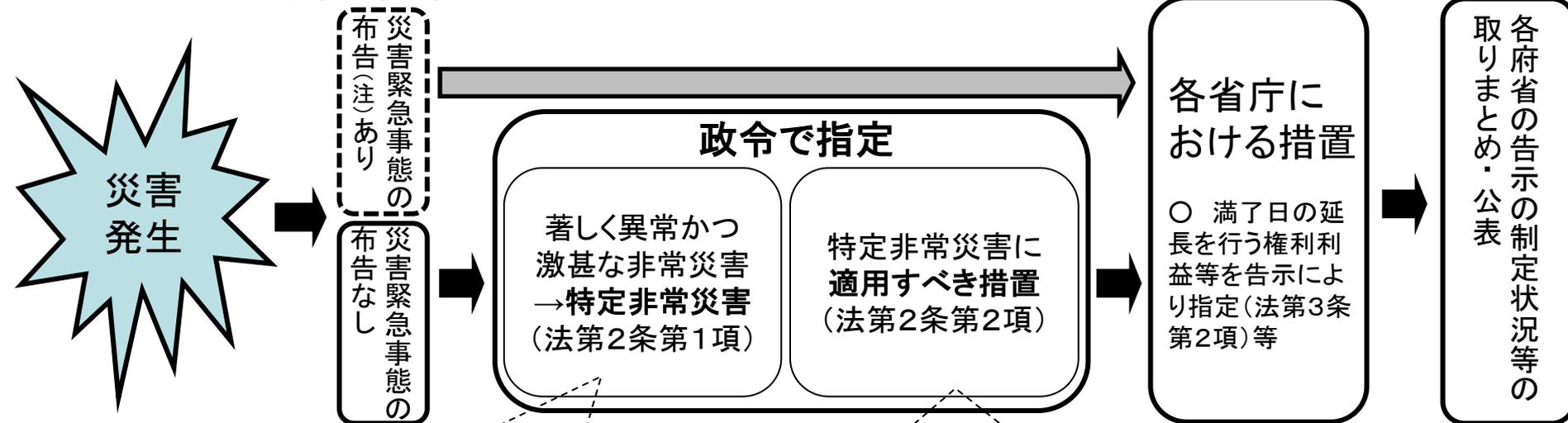
Details of measures applicable

- (1) Extension of expiration dates for administrative rights and benefits (Article 3 of this Act) (e.g., driver's license (Road Traffic Act, Article 92-2))
- (2) Exemption from liability for obligations not performed within the prescribed deadlines (Article 4 of this Act) (e.g., the obligation to notify the closure, etc. of pharmacies (Act on Securing Quality, Efficacy, and Safety of Products Including Pharmaceuticals and Medical Devices, Article 10))
- (3) Special provisions regarding the commencement of bankruptcy proceedings for corporations due to insolvency (Article 5 of this Act)
- (4) Special measures under the Civil Code regarding the period for acceptance or renunciation of inheritance (Article 6 of this Act)
- (5) Special measures on mediation application fees under the Civil Mediation Act (Article 7 of this Act)
- (6) Special measures regarding the duration of emergency temporary housing under the Building Standards Act (Article 8 of this Act)

特定非常災害の被害者の権利利益の保全等を図るための 特別措置に関する法律(H8法律第85号)の概要

特定非常災害の被害者の権利利益の保全等を図るための特別措置に関する法律の概要

<災害対策基本法>



「著しく異常かつ激甚な非常災害」とは？

次の事項等の諸要因を総合的に勘案

- ①死者・行方不明者、負傷者、避難者等の多数発生
- ②住宅の倒壊等の多数発生
- ③交通やライフラインの広範囲にわたる途絶
- ④地域全体の日常業務や業務環境の破壊

(注) 国の経済及び公共の福祉に重大な影響を及ぼすべき異常かつ激甚な災害時に、応急対策の推進のため発せられるもの

- ・関東大震災に類する又はこれを超える災害時に発布想定
- ・未だ適用実績なし

適用すべき措置の内容

- ①行政上の権利利益に係る満了日の延長(法第3条)
(例: 運転免許証(道交法92条の2))
- ②期限内に履行されなかった義務に係る免責(法第4条)
(例: 薬局の休廃止等の届出義務(医薬品医療機器等法10条))
- ③債務超過を理由とする法人の破産手続開始の決定の特例(法第5条)
- ④相続の承認又は放棄をすべき期間に関する民法の特例措置(法第6条)
- ⑤民事調停法による調停の申立ての手数料の特例措置(法第7条)
- ⑥建築基準法による応急仮設住宅の存続期間の特例措置(法第8条)