

MHLW Notification No. 0930-4

30 September 2011

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Chair
Labor Policy Council

We would appreciate your feedback on the attached “Outline of the draft ministerial ordinance for revision of the Ordinance on Prevention of Ionizing Radiation Hazards” pursuant to the provision of the Article 9, Paragraph 1, Item 1 of the Act established by the Ministry of Health, Labour and Welfare.

Yoko Komiyama
Minister
The Ministry of Health, Labour and Welfare

Outline of the draft ministerial ordinance for revision the Ordinance on Prevention of Ionizing Radiation Hazards

Section 1

Submission of records relevant to workers engaged in the designated emergency work.

1. Records of medical examination results

The employer shall submit a copy of official medical examination records described in (1) and (2) of workers who are currently or previously engaged in the emergency work by the specified date. The emergency work here, corresponds to the specific work designated by the Minister of MHLW, hereinafter referred to as “designated emergency work.” Ready to be processed records by computers that come in electronic forms, magnetic forms, or any other forms may not be decipherable by undesignated personnel. Copies of such records should be prepared in electromagnetic media. The period of report requirements for records includes the period when workers are required to receive special medical examination prescribed in Para.4, Art.66 of the Industrial Safety and Health Act, hereafter referred to as “Act.”

* The emergency response to the incidents that occurred at the Tokyo Electric Power Company Fukushima Daiichi Nuclear Power Station as a result of the Great East Japan Earthquake will be specified as the designated emergency work.

(1) Medical examination card prescribed by Article 51 of the Ordinance on Industrial Safety and Health, hereinafter referred to as “Ordinance.” The medical examination card constitute the record of general medical examinations (Para.1, Art. 44 of the Ordinance), medical examinations for specified work (Para. 1, Art. 45 of the Ordinance), and special medical examinations directed by the provision in Para.4, Art. 66 of the Act.

(2) Ionizing radiation medical examination card as stipulated in Article 57 of the Act.

2. Status report on radiation dose control, etc.

The employer shall prepare and submit a status report on radiation dose control, etc. to the Minister of MHLW by the dates specified in (1) and (2) below in the form of writing or in electromagnetic media, according to the classification of workers specified in the guidelines for radiation doses calculated by the method specified by the Minister of MHLW as stipulated in Para.2, Art. 9 of the Act, based on the measurements or data calculations as stipulated in Para. 3 or Para.5 of Art. 8 of the Act, and meet the requirements for records and other miscellaneous items stipulated in Para. 1, Art. 45 of the Act.

- (1) At the end of every month for workers engaged in the designated emergency work. This rule applies only during the period that the relevant workers are engaged in the designated emergency work.
- (2) At the end of every three months for workers engaged in radiation work other than the designated emergency work. This rule applies only during the period that relevant workers are engaged in radiation work, excluding the period during designated emergency work.

Section 2

Replacement of terms relating to the submission of records for workers engaged in the designated emergency work

1. The employer shall submit records concerning medical examinations described in the preceding Section 1-1(1) and (2) that were received by workers during the period they were engaged in the designated emergency work or radiation work prior to the effective date of this Ordinance including the period when those workers were assigned to have special medical examinations as stipulated in Para. 4, Art. 66 of the Ordinance. If workers were assigned to have special medical examinations, the records must be submitted by 30 November 2011.
2. The employer shall prepare and submit a status report on radiation dose control, etc. for workers who are engaged in or had engaged in the designated emergency work prior to the effective date of this Ordinance as specified in the preceding Section 1-2, by 31 October, 2011.

Section 3 Miscellaneous

1. This Ministerial Ordinance shall come into effect from the date of promulgation.
2. Adjustments will be made as appropriate.