

# Basic Act for Persons with Disabilities (Overview)

## Chapter I General Provisions

### 1 . Purpose

Realization of a **society of coexistence (cohesive society)** with mutual respect for personality and individuality of all citizens, **regardless of whether or not they have a disability**

### 2 . Definitions

<b>Persons with a Disability</b>	A person with a disability (physical, intellectual, mental (including developmental), and others) affecting the functions of the body or mind, and who are <b>in a state of facing substantial limitations in their continuous daily life or social life because of a disability or a social barrier.</b>
<b>Social Barriers</b>	<b>Social barriers</b> that stand as obstacles against persons with disabilities engaging in daily life or social life (items, institutions, practices, ideas, and other things in society)

⇒ Defined **based on concept of “social model” adopted by the CRPD.**

The concept that limitation faced by persons with disabilities in their daily and social lives are not caused only by their physical/mental functional disabilities, but by various social barriers

### 3 . Basic Principles

Coexisting in the local community      Prohibition of discrimination  
International cooperation

### 4 . Basic Policy for the Measures

The measures must be systematically formulated and implemented through a coordinated framework of cooperation in accordance with the sex, age, state of the disability, and lifestyle of a person with a disability

The national government and the local public entities must hear the opinions of persons with disabilities and other relevant persons and endeavor to respect such opinions

### 5 . Basic Programme for Persons with Disabilities, etc

**The most fundamental program for governmental measures for persons with disabilities** (5-year plan by cabinet decision)

Currently, the 4<sup>th</sup> Basic Programme for Persons with Disabilities is underway (for 5 years from FY2018)

The program is formulated by hearing opinions of the Commission on Policy for Persons with Disabilities

**Prefectures and municipalities formulate their individual program for persons with disabilities** following the Basic Programme for Persons with Disabilities

Also provides responsibilities of the national and local governments and people in Japan, the Week of Persons with Disabilities (Dec 3rd to 9th every year), and the White Paper on Persons with Disabilities

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## Chapter II to III Individual Provisions

### Medical Care, Nursing Care

Medial expenses allowance, nursing care, living support  
Development of welfare devices, training of assistant dogs

### Secure Housing

Securing housing for persons with disabilities  
Promotion of housing appropriate for person with disabilities

### Development of Cultural Ordinations

Improvement of culture, art, and sports facilities, and subsidization to relevant activities

### Education

Improvement of education based on specifics of disabilities  
Securing human resources, improvement of educational environment

### Access to Public Facilities

Systematic promotion of accessibility  
Accommodation for persons with disabilities with assistant dogs

### Disaster Prevention and Crime Prevention

Disaster prevention and crime prevention measures according to gender, age, condition of disabilities and ways of living

### Promotion of Employment

Securing employment opportunities, stabilizing employment  
Alleviation of economic burden in employing persons with disabilities

### Access to Information

Promulgation of easy-to-use broadcasting and communications  
Prompt and appropriate information communication at the time of disasters

### Accommodation in Election, etc.

Improvement of education for smooth voting  
Securing means of communication in legal procedures

Also provides matters on pension, medical care and childcare, work consultation, consumer protection, international cooperation and prevention of injuries and diseases which cause disabilities

## Chapter IV Commission on Policy for Persons with Disabilities

### 1 . Mission

Studying and delivering, as well as offering opinions concerning formulation of the Basic Programme for Persons with Disabilities  
Monitoring implementation status of the Basic Programme for Persons with Disabilities  
Possible to make recommendations to relevant ministers, if deemed necessary  
Offering opinions concerning the basic policy for the Act for Eliminating Discrimination against Persons with Disabilities

### 2 . Structure

Members are appointed by Prime Minister among persons with disabilities, persons engaged in programs for independence and social participation of persons with disabilities, and academic experts (max 30 persons)  
Panels, such as councils, are established also in prefectures (possibly also in municipalities)