

○東京都障害者介護給付費等不服審査会条例

○Tokyo Metropolitan Government Ordinance on the Appeal Examination Board for
Nursing Care Benefits for Persons with Disabilities

平成一八年三月三十一日

March 31, 2006

条例第五五号

Ordinance No. 55

改正 平成二五年三月二九日条例第五八号

Ordinance No. 58 of March 29, 2013

平成二七年一二月二四日条例第一四七号

Ordinance No. 147 of December 24, 2015

東京都障害者介護給付費等不服審査会条例を公布する。

Tokyo Metropolitan Government Ordinance on the Appeal Examination Board for
Nursing Care Benefits for Persons with Disabilities is hereby promulgated.

東京都障害者介護給付費等不服審査会条例

Tokyo Metropolitan Government Ordinance on the Appeal Examination Board for
Nursing Care Benefits for Persons with Disabilities

(設置)

(Establishment)

第一条 障害者の日常生活及び社会生活を総合的に支援するための法律(平成十七年法律
第二百二十三号。以下「法」という。)第九十八条第一項の規定に基づき、法第九十七条第
一項の審査請求の事件を取り扱わせるため、知事の附属機関として、東京都障害者介護
給付費等不服審査会(以下「審査会」という。)を置く。

Article 1 Based on the provision of paragraph (1) of Article 98 of the Act on
Providing Comprehensive Support for the Daily Life and Life in Society of Persons with
Disabilities (Act No. 123 of 2005; hereinafter referred to as "the Act"), the Tokyo
Metropolitan Government Appeal Examination Board for Nursing Care Benefits for
Persons with Disabilities (hereinafter referred to as the "Examination Board") shall be
established as an attached organization to the governor to handle the cases of request
for administrative review set forth in paragraph (1) of Article 97 of the Act.

(平二五条例五八・一部改正)

(Partially amended by Ordinance No. 58 of 2013)

(定数)

(Fixed Number of Members)

第二条 法第九十八条第二項に規定する審査会の委員の定数は、五十人以内で知事が定め
る。

Article 2 (1) The fixed number of members of the Examination Board provided for in paragraph (2) of Article 98 of the Act shall be determined by the governor within 50 persons.

2 審査会は、委員のうちから法第百条第一項に規定する会長(以下「会長」という。)が指名する五人をもって構成する合議体で審査請求の事件を取り扱う。

(2) The Examination Board shall handle the case of request for administrative review in a council composed of five persons nominated by the chairperson provided for in Article 100, paragraph (1) of the Act (hereinafter referred to as the "Chairperson") from among the board members.

(委員)

(Board Members)

第三条 知事は、委員が心身の故障のために職務の執行ができないと認める場合又は委員に職務上の義務違反その他委員たるに適しない非行があると認める場合には、その委員を罷免することができる。

Article 3 (1) When the governor finds that any board member is not able to properly perform duties due to mental or physical disorder or if any board member has committed a violation of obligation in the course of duties or other misconduct unbecoming to a board member, the governor may dismiss the relevant board member.

2 委員は、職務上知り得た秘密を漏らしてはならない。その職を退いた後も同様とする。

(2) Board members must not divulge any secrets learned in the course of their duties. The same applies to any member after the member has retired from office.

3 委員は、在任中、政党その他の政治団体の役員となり、又は積極的に政治運動をしてはならない。

(3) While in office, a board member must not serve as an officer of a political party or other political organization, or actively engage in political campaigning.

(平二七条例一四七・追加)

(Added by Ordinance No. 147 of 2015)

(庶務)

(General Affairs)

第四条 審査会の庶務は、福祉保健局において処理する。

Article 4 General affairs of the Examination Board shall be handled by the Welfare and Public Health Bureau.

(平二七条例一四七・旧第三条繰下)

(Former Article 3 moved down by Ordinance 147 of 2015)

(委任)

第五条 法令及びこの条例に定めるもののほか、審査会の運営に関し必要な事項は、会長が審査会に諮って定める。

Article 5 Matters necessary for the operation of the Examination Board, in addition to those provided by laws and regulations and this ordinance, shall be determined by the Chairperson in consultation with the Examination Board.

(平二七条例一四七・旧第四条繰下)

(Former Article 4 moved down by Ordinance 147 of 2015)

附 則

Supplementary Provisions

1 この条例は、平成十八年四月一日から施行する。

(1) This ordinance comes into effect on April 1, 2006.

2 この条例の施行の日以後最初に開かれる審査会は、知事が招集する。

(2) The first meeting of the Examination Board after the date on which this ordinance comes into effect shall be convened by the governor.

附 則(平成二五年条例第五八号)

Supplementary Provisions (Ordinance No. 58 of 2013)

この条例は、平成二十五年四月一日から施行する。

This ordinance comes into effect on April 1, 2013.

附 則(平成二七年条例第一四七号)

Supplementary Provisions (Ordinance No. 147 of 2015)

この条例は、行政不服審査法(平成二十六年法律第六十八号)の施行の日から施行する。

This ordinance comes into effect on the date on which the Administrative Complaint Review Act (Act No. 68 of 2014) comes into effect.

(施行の日＝平成二八年四月一日)

(Effective date = April 1, 2016)