To expectant mothers and their families,

Guide to The Japan Obstetric Compensation System for Cerebral Palsy

What is The Japan Obstetric Compensation System for Cerebral Palsy?
In addition to quickly compensating for the economic burden affecting families with children born with severe cerebral palsy, this system seeks to avoid conflict and find an early solution, and works to improve the quality of obstetric care by analyzing the cause and providing contributory information to prevent the recurrence of similar cases.

Persons Eligible for Compensation
For births occurring after January 2015, the qualifications for compensation in cases of cerebral palsy will be revised. As a result, for children born on January 1, 2015 or later, standards regarding length of pregnancy and birth weight have been set, as well as “other specified requirements” for pregnancies longer than 28 weeks, differ from those for children born on or before December 31, 2014.
Children who satisfy the following three items are targeted for compensation.

1. A birth weight of 2,000 grams or more and a pregnancy of 33 weeks or longer. For pregnancies 28 weeks or longer, other specified requirements are included.
2. Cerebral palsy corresponding physical disability certificate Class I/II.
3. Cerebral palsy not caused by congenital reasons or factors during the neonatal period.

* This system does not cover children who die before the age of 6 months.

(Regarding 2) Authorization for compensation is carried out based on the doctor’s certificate and diagnosis standard of this system.
(Regarding 3) Cases where the main cause of severe motor impairment cannot be clearly identified as “congenital reasons or factors during the neonatal period” will be targeted for compensation.

Compensation Details
Once certified for compensation, a lump-sum payment for preparation and installment payment will be combined for a total of 30 million yen.

To provide the foundation expenses for nursing care
Lump-sum payment for preparation: 6 million yen

To provide nursing care expenses
Installment compensation payment: total 24 million yen (1.2 million yen, 20 time-installments in a year)

Application Period of Compensation
Applications for compensation are accepted from the child’s first birthday until his/her fifth birthday. However, in cases of severe condition and early diagnosis is possible, application for compensation may be submitted 6 months after the birth.
Reminders for Expectant Mothers

- The childbirth facility will issue a “Registration Certificate” identifying all expectant mothers under the management of this hospital as eligible for application to this compensation system. Please fill in this certificate (the compensation agreement is printed on the back).
- Please retain the “registration certificate” (1st and 2nd) for five years after birth in the maternal and child health handbook.

System Structure

Compensation

- Expectant mothers (each child)
- Childbirth facilities
- Insurance premiums
- Insurance fee
- Contractor (Japan Council for Quality Health Care [JCQHC]) Operating Organization
- Property and casually insurance company

- Promise of Compensation
- Registration Certificate
- Childbirth delivery expenses

1. The compensation is promised under the standard compensation agreements regulated by the operating organization.
2. If you are approved as a recipient of compensation by the operating organization, the operating organization will apply to the insurance for payment as a duty of the affiliated childbirth facility. Also, the insurance company will provide the compensation payment.

Other Points to Remember

- Only births at childbirth facilities which participate in “The Japan Obstetric Compensation System for Cerebral Palsy” are eligible for compensation by this system.
- If you accept payment for damages due to malpractice from the childbirth facility, double payment of compensation (i.e. compensation payment and liability payment) is not allowed.

Please contact the childbirth facility where delivery occurred or the contact address below for details regarding compensation standards and specific procedures.

For inquiries regarding the “The Japan Obstetric Compensation System for Cerebral Palsy”
Japan Obstetric Compensation System for Cerebral Palsy Special Call Center

[Contact Information]

Website of The Japan Obstetric Compensation System for Cerebral Palsy
http://www.sanka-hp.jcqhc.or.jp/