

Outline of the Basic Act on the Advancement of Public and Private Sector Data Utilization

Purpose By appropriately and effectively utilizing the wide variety and large amount of information that circulates via the Internet and other advanced information and telecommunications networks, and in consideration of the importance of further development of an environment that contributes to the solution of problems faced by Japan, such as response to the rapid progress of the declining birth rate and aging population, the purpose of this Act is to determine the responsibilities of the State, local public entities, and companies by providing for basic principles with respect to the advancement of the appropriate and effective use of public and private sector data (hereinafter referred to as "public and private sector data utilization"), to provide for matters that form the basis of the formulation of the basic plan for the advancement of public and private sector data utilization and other measures for the advancement of public and private sector data utilization, and to comprehensively and effectively promote measures for the advancement of public and private sector data utilization by establishing the Strategic Conference for the Advancement of Public and Private Sector Data Utilization, thereby contributing to the realization of a society in which the citizens are able to live safely and free of anxiety and to a comfortable living environment.(Article 1)

Chapter 1 General Provisions

- ◆ The term **"public and private sector data"** means information (*1) recorded in an electronic or magnetic record (*2), which is managed, used or provided by the State or a local public entity, or an incorporated administrative agency or any other company in performing its function or business. (Article 2)
 - *1: Excluding information that is likely to damage national security, inhibit the maintenance of public policy, or be an obstacle to the protection of public safety
 - *2: Meaning a record which is created in electronic form, magnetic form, or any other form that cannot be perceived by the human senses
- ◆ **Basic Principles**
 - (1) Ensuring smooth circulation of information in combination with measures under the Basic Act on the Formation of an Advanced Information and Telecommunications Network Society, etc. (Article 3, paragraph (1))
 - (2) Contributing to the realization of a vigorous Japanese society by promoting the **formation of self-reliant and unique local communities, creation of new businesses, reinforcement of international competitiveness, etc.** (Article 3, paragraph (2))
 - (3) Contributing to the effective and efficient promotion of administration through planning and drawing measures **based on the information obtained through Public and Private Sector Data Utilization** (Article 3, paragraph (3))
 - (4) In advancing public and private sector data utilization,
 - **Security and reliability** must be ensured, and the **rights and interests** of the citizens, **national security**, etc. must be kept from being damaged (Article 3, paragraph (4))
 - **Further use of information and telecommunications technology** in the fields that contribute to increasing convenience for citizens and administrative fields other than said fields (Article 3, paragraph (5))
 - **Establishment of the foundation** to ensure the appropriate utilization of public and private sector data while protecting the rights and interests of the citizens (Article 3, paragraph (6))
 - Establishment of standards, securing of compatibility, and development of other foundations for **ensuring coordination among a wide variety of actors** (Article 3, paragraph (7))
 - Utilization of advanced technology such as **AI, IoT, and cloud computing** (Article 3, paragraph (8))
- ◆ **Responsibilities of the State, Local Public Entities, and Companies (Articles 4 to 6)**
- ◆ **Legislative Measures, etc. (Article 7)**

Chapter 2 Basic Plan for the Advancement of Public and Private Sector Data Utilization

- ◆ Formulation of the Basic Plan for the Advancement of Public and Private Sector Data Utilization by the government (Article 8)
- ◆ Formulation of a prefectural plan for the advancement of public and private sector data utilization by each prefecture (Article 9, paragraph (1))
- ◆ Formulation of a municipal plan for the advancement of public and private sector data utilization by each municipality (obligation to make efforts) (Article 9, paragraph (3))

Chapter 3 Basic Measures

- ◆ Establishment of online use for administrative procedures as a principle and promotion of online use for procedures of private companies, etc. (Article 10)
- ◆ Advancement of public and private sector data utilization held by the State, local public entities, and companies by themselves, etc. and review of related systems (including increase in the smoothness of circulation of content) (Article 11)
- ◆ Building a mechanism for the participation of individuals in data circulation, etc. for the purpose of promoting the smooth circulation of public and private sector data (Article 12)
- ◆ Rectification of the disparity among citizens in their opportunities for using information and telecommunications technology or their ability to utilize it arising from geographical constraints, age, and other elements (Article 14)
- ◆ Development of standards for information systems, securing of compatibility among those systems, review of business, and development of the foundations for ensuring coordination among the information systems of public and private sectors (service platform) (Article 15)
- ◆ Ensuring consistency between the State's measures and local public entities' measures (Article 19)
- ◆ In addition, utilization of Individual Number Cards (Article 13), promotion of research and development, etc. (Article 16), development and securing of human resources (Article 17), and promotion of education and learning, dissemination and enlightenment, etc. (Article 18)

Chapter 4 Strategic Conference for the Advancement of Public and Private Sector Data Utilization

- ◆ Establishment of the Strategic Conference for the Advancement of Public and Private Sector Data Utilization under the Strategic Headquarters for the Promotion of an Advanced Information and Telecommunications Network Society (Article 20)
- ◆ Organization of the Strategic Conference for the Advancement of Public and Private Sector Data Utilization (the chairperson is the Prime Minister) (Articles 22 and 23)
- ◆ Formulation of a draft plan and development of a system for implementation of measures based on the plan, etc. (designation of priority fields and recommendation to the head of the relevant administrative organ, etc. by the chairperson) (Articles 20 to 28)
- ◆ Cooperation for Local Public Entities (Article 27)

Supplementary Provisions

- ◆ The effective date is the date of promulgation. (Paragraph (1) of the Supplementary Provisions)
- ◆ State's cooperation for local public entities to contribute to the smooth enforcement of this Act (Paragraph (2) of the Supplementary Provisions)