

原著

健康関係法規と憲法

小野恵

川崎医療福祉大学 医療技術学部 健康体育学科

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Study on the Constitution of Japan the Law of Health-relations

Megumi ONO

Department of Health and Sports Sciences Faculty of Medical Professions Kurashiki, 701-01, Japan

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Abstract

I would like to emphasize that the knowledge of law useful for businesses concerned with health must start with understanding the Constitution. First, I noticed we have to catch the future course the Constitution will secure for the nation from the representative judicial precedents about important provisions related to health. Second, I classified the principal law under the jurisdiction of the four government offices that carry out the provisions. Third, I discussed the right to live contained in the 1st item, and social welfare, social security and public health in the 2nd item, of article 25 of the Constitution from the view-point of legislative theory.

要約

健康関係職種に必要な法律の知識は、憲法への理解から始まらなくてはならないことを強調したい。1健康にとって重要な憲法条規に関連する代表的な判例から、憲法が国民に保障しようとしている現代国家の方向を知り 2憲法法規を具現するためにおかれた4(大)行政官庁を中心に、所掌する主要法律を分類した 3立法論的に、憲法25条第I項の生存権と第II項の社会福祉、(社会保障)、公衆衛生について考察した。