

Enforcement Rules of the Hospice Palliative Care Act

Article 1 These Rules are established pursuant to Article 14 of the Hospice Palliative Care Act (hereinafter referred to as the Act).

Article 2 Physicians shall record the following in the medical records of those diagnosed as terminally ill patients as set forth in Subparagraph 2, Article 3 of the Act:

1. The course of treatment;
2. Diagnoses related to the illness;
3. The pathological conditions and vital signs at the time of diagnosis as well as the cause of incurability.

Article 3 The provisions of Paragraph 2, Article 6-1 of the Act shall apply to the method of annulling the note as provided in the proviso to Paragraph 1 of the same article.

Article 4 The two physicians set forth in Subparagraph 1, Paragraph 1, Article 7 of the Act are not limited to the physicians who perform diagnoses at the same time or who work for the same medical institution.

Article 5 The specialist physicians set forth in Paragraph 2, Article 7 of the Act refer to specialist physicians who specialize in fields related to the injuries or diseases sustained by the patients.

Article 6 In the event that two or more close relatives fit the definition in the same subparagraph of Paragraph 4, Article 7 of the Act, the provisions of Paragraph 6 of the same article, which stipulate that consent may be given by one person, mean that one of the close relatives may present a letter of consent agreeing not to perform or to terminate or withdraw cardiopulmonary resuscitation or life-sustaining treatment pursuant to Paragraph 3 of the same article.

Article 7 The family members set forth in Article 8 of the Act refer to the family members who are present when the medical

institution is offering hospital palliative care or requesting a decision on life-sustaining treatment.

Article 8 The letter of intent or the letter of consent stipulated in Article 9 of the Act shall be an original copy. However, in the event of patient transfer, the medical institution that previously diagnosed and treated the patient shall retain a photocopy, and the original copy shall be forwarded when the patient is transferred.

If the letter of intent has been saved as a scanned electronic file in the database of the central competent authority in accordance with Paragraph 2, Article 6-1 of the Act, the medical institution that diagnosed and treated the patient may download or print out the letter of intent. The downloaded or printed letter of intent shall have the same effect as the original copy set forth in the preceding paragraph.

If the patient is able to present a photocopy or carbon copy of the previously signed letter of consent when receiving medical care at the same or a different medical institution, another signature is not required. The medical institution that diagnosed and treated the patient shall retain the photocopy or carbon copy along with the medical record.

Article 9 These Rules shall take effect on the date of promulgation.