

**IMPLEMENTING ORDER OF THE ACT AGAINST DELAY IN
PAYMENT OF SUBCONTRACT PROCEEDS, ETC. TO
SUBCONTRACTORS**
(January 4, 2001(Cabinet Order No.5 of 2001))

(Amendment: October 3 , 2003 (Cabinet Order No. 452 of 2003))

The Cabinet shall establish the Implementing Order of the Act against Delay in Payment of Subcontract Proceeds, etc. to Subcontractors pursuant to the provisions of Section 2 (7) 1 of the Act Against Delay in Payment of Subcontract Proceeds, etc. to Subcontractors (Law No. 120 of 1956).

Section 1 [The information-based product and service stipulated in Section 2 (7) 1 of the Law]

(1) The information-based product stipulated in Section 2 (7) 1 of the Act against Delay in Payment of Subcontract Proceeds, etc. to Subcontractors (hereinafter referred to as “the Law”) shall be computer program.

(2) The service stipulated in Section 2 (7) 1 of the Law shall be as follows:

- (i) transport service;
- (ii) custody service using storages; and
- (iii) information processing service.

Section 2 [Provision by information / telecommunication means]

(1) When a parental entrepreneur provides the documentation stipulated in Section 3 (2) of the Law in accordance with the provision of the Section, it shall in advance present the type and content of the method of its documentation provision stipulated in the first part of the said Section (hereinafter referred to as the “electronic method”) against its contractor and get its approval in way of written document or electronic method as provided by FTC rule.

(2) Even though the parental entrepreneur got approval in accordance with the Subsection above, it shall not provide the document stipulated in Section 3 (2) of the Law by the electronic method to the subcontractor when the subcontractor makes a written or electronic proposal not to receive the document by the electronic method: Provided that the foregoing shall not apply to cases where the said contractor approves again in accordance with the Subsection above.