



RESOLUTION OF THE GOVERNMENT OF THE CZECH REPUBLIC

of 18 January 2021 No. 54

Adopting an Emergency Measure

In connection with Government Resolution No. 957 of 30 September 2020, under which the Government, pursuant to Articles 5 and 6 of Constitutional Act No. 110/1998 Coll., on the Security of the Czech Republic, declared a state of emergency in the Czech Republic due to the threat to health in connection with the documented occurrence of the coronavirus (known as SARS CoV-2) in the territory of the Czech Republic and within the meaning of Section 5(a) through (e) and Section 6 of Act No. 240/2000 Coll., on Crisis Management and on the amendment of certain acts (the Crisis Act), as amended, in order to deal with the crisis arising, it has decided to adopt crisis measures, hereby within the meaning of Section 6 (c) and Section 1 (1)(b) of the Crisis Act.

Effective from 12:00 a.m. of 19 January 2021 for the duration of the state of emergency, the **government**

I. hereby orders affidavits

1. of persons whose employment relationship is created starting from the date of announcement of this measure until termination of the state of emergency and whose agreed type of work is, in accordance with Act No. 258/2000 Coll., on the Protection of Public Health and on amendments of certain related acts, as amended, classified in category one or two and if this work does not include activities, for performance of which conditions for medical fitness are determined by another item of legislation or in Annex No. 2 part II of Decree No. 79/2013 Coll., on Occupational Health Services and Certain Types of Assessment Care, as amended, with the exception of points 1, 2, 4, 5 and 13 of the aforementioned Annex, and for whom no initial medical examination has been performed yet, to be viewed as an assessment of the medical fitness of job applicants in accordance with Act No. 373/2011 Coll., on Specific Healthcare Services, as amended; a specimen of the affidavit which can be used to replace the assessment of the medical fitness of job applicants is provided in the Annex to this measure; this affidavit is valid at most until 90 days have passed from the day following the termination of the state of emergency;
2. of persons whose employment relationship is created starting from the date of the announcement of this measure until the termination of the state of emergency and who perform activities which pose an epidemiological risk, to be viewed as a medical certificate issued in accordance with Section 19 (2) of Act No. 258/2000 Coll.; the affidavit which can be used to replace a medical certificate is valid at most until 90 days have passed from the day following the termination of the state of emergency;

II. grants an exception to the performance of periodical medical examinations in accordance with Decree No. 79/2013 Coll.; periodical medical examinations do not need to be provided and performed over the period of duration of this state of emergency;

III. orders

1. medical assessments, the validity of which ends over the course of the state of emergency, to continue to be deemed valid, i.e.

- a) **medical assessments** regarding medical fitness issued on the basis of initial medical examinations in accordance with Section 59 (1) of Act No. 373/2011 Coll. and according to Section 10 of Decree No. 79/2013 Coll., or periodical medical examinations in accordance with Section 11 of Decree No. 79/2013 Coll., for the period until the termination of the state of emergency and also for an additional period of at most
- i) 90 days from the day following the termination of the state of emergency, if the outcome of the medical assessment states that the assessed person is medically fit for the purpose which they were assessed for,
 - ii) 30 days from the day following the termination of the state of emergency, if the outcome of the medical assessment states that the assessed person is conditionally medically fit for the purpose which they were assessed for,
- b) **medical assessments** regarding medical fitness to perform work issued on the basis of an extraordinary medical examination pursuant to Section 12 (2)(e) or (f) (3) of Decree No. 79/2013 Coll., the validity of which expired during the period of the state of emergency, this being until the termination of the state of emergency and also for an additional period of at most
- i) 90 days from the day following the termination of the state of emergency, if the outcome of the medical assessment states that the assessed person is medically fit for the purpose which they were assessed for,
 - ii) 30 days from the day following the termination of the state of emergency, if the outcome of the medical assessment states that the assessed person is conditionally medically fit for the purpose which they were assessed for,
2. providers of occupational healthcare services in accordance with Act No. 373/2011 Coll. or registering providers of healthcare services for assessed persons, who are authorised to do so in accordance with Act No. 373/2011 Coll. or another item of legislation, subject to a request by an employer, to perform an initial medical examination or periodical medical examination of the person in question and to issue a medical assessment regarding their medical fitness to perform work within the deadline determined according to point I for the validity of the affidavit or point III/1 for the validity of medical assessments.

Ing. Andrej
Babiš, Prime
Minister