

# ENFORCEMENT DECREE OF THE DRINKING WATER MANAGEMENT ACT

Wholly Amended by Presidential Decree No. 20241, Sep. 6, 2007  
Amended by Presidential Decree No. 20516, Dec. 31, 2007  
Presidential Decree No. 20818, jun. 13, 2008  
Presidential Decree No. 21014, Sep. 18, 2008  
Presidential Decree No. 21590, jun. 30, 2009  
Presidential Decree No. 21927, Dec. 30, 2009  
Presidential Decree No. 22715, Mar. 22, 2011  
Presidential Decree No. 23932, Jul. 4, 2012  
Presidential Decree No. 25050, Dec. 30, 2013  
Presidential Decree No. 25496, Jul. 21, 2014  
Presidential Decree No. 25784, Nov. 28, 2014  
Presidential Decree No. 27129, May 10, 2016

## Article 1 (Purpose)

The purpose of this Decree is to prescribe matters delegated by the Drinking Water Management Act and matters necessary for the implementation thereof.

## Article 2 (Drinking Water Quality Supervisors)

(1) The Minister of Environment, the Special Metropolitan City Mayor, a Metropolitan City Mayor, a Special Self-Governing City Mayor, a Do Governor, or the Governor of a Special Self-Governing Province (hereinafter referred to as a "Mayor/Do Governor") or the head of a Si/Gun/Gu (referring to the head of an autonomous Gu; hereinafter the same shall apply) shall appoint a drinking water quality supervisor referred to in Article 7 (1) of the Drinking Water Management Act (hereinafter referred to as the "Act") from among public officials under his/her control falling under any of the following subparagraphs: <Amended by Presidential Decree No. 21014, Sep. 18, 2008; Presidential Decree No. 24807, Oct. 22, 2013>

1. A person who holds a licence as a water environmental engineer, a sanitary engineer, or a sanitary examiner;
2. A person who graduated from the department or faculty of the related field, such as waterworks engineering, environmental engineering, chemistry, microbiology, hygienics, or sitology, at colleges or universities (referring to schools under Article 2 of the Higher Education Act; hereinafter the same shall

apply) or any person who has qualifications equivalent to or higher than those of the above-mentioned persons;

3. A person who has performed clerical services in the field of environmental administration or the sanitary food administration for at least one year.

(2) The scope of functions of drinking water quality supervisors shall be as follows:

1. Investigation on, guidance of, and supervision over the quality control of drinking water;
2. Investigation on, guidance of, and supervision over drinking water-related business.

#### **Article 2-2 (Areas Subject to Designation of Spring Water Preservation Areas)**

"An area prescribed by Presidential Decree" referred to in Article 8-3 (1) 3 of the Act refers to any of the following areas:

1. An area in which a well for drinking spring water is or will be installed;
2. An area the spring water quality of which is likely to worsen due to discharge of contaminants, etc. considering the use of adjacent land.

#### **Article 2-3 (Procedures for Designation, etc. of Spring Water Preservation Areas)**

(1) The head of a Si/Gun/Gu or a drinking spring water manufacturer may request the relevant Mayor/Do Governor to designate an area as a spring water preservation area referred to in Article 8-3 (1) of the Act (hereinafter referred to as "spring water preservation area") or to alter a designation, as prescribed by Ordinance of the Ministry of Environment.

(2) Where a Mayor/Do Governor intends to designate an area as a spring water preservation area or alter a designation, he/she shall determine the scope of the designation, in consideration of the following matters:

1. Distribution characteristics of spring water and actual conditions of its use;
2. Characteristics of the spring water quality and the state of contamination;
3. Actual conditions of the use of land adjacent to the relevant area and the installation of contamination-causing facilities;
4. Geological characteristics of, and the groundwater velocity in, the relevant area.

(3) Where a Mayor/Do Governor has designated an area as a spring water preservation area or altered a designation, he/she shall publicly notify the following matters:

1. Name of the spring water preservation area;
2. Location of the spring water preservation area;
3. Area of the spring water preservation area;
4. Date of the designation, or alteration of the designation, of the spring water preservation area;
5. Reasons for the designation, or alteration of the designation, of the spring water preservation area;
6. Topographical map drawn on a scale of 1 to 5000 or larger representing the scope of the spring water preservation area.

(4) "Alteration to minor matters prescribed by Presidential Decree" under the proviso to Article 8-3 (2) of the Act refers to any of the following cases:

1. Alteration of the name of a spring water preservation area;
2. Alteration of the location of a spring water preservation area following change in administrative districts;
3. Up to a 10/100 reduction in the floor space of a spring water preservation area.

#### **Article 2-4 (Hearing Opinions of Residents, etc.)**

"Minor matters prescribed by Presidential Decree" under the proviso to Article 8-4 (1) of the Act refers to the matters prescribed in Article 2-3 (4) 1 and 2.

#### **Article 3 (Persons Eligible for Permission for Developing Spring Water or Saline Groundwater)**

(1) "Any person who intends to develop spring water or saline groundwater (hereinafter referred to as "spring water, etc.") in excess of the scale prescribed by Presidential Decree" in Article 9 (1) of the Act means either of the following persons: <Amended by Presidential Decree No. 22715, Mar. 22, 2011; Presidential Decree No. 25784, Nov. 28, 2014>

1. A person who intends to engage in manufacturing business of drinking spring water or drinking saline groundwater (hereinafter referred to as "drinking spring water, etc.") pursuant to Article 21 (1) of the Act (including persons who use manufacturing facilities for drinking spring water, etc. to manufacture carbonated water);
2. A person who intends to develop spring water, etc. (referring to spring water, etc. part of which is used as raw material of beverages or of alcoholic beverages, etc.; hereinafter referred to as "other spring water") with water-intake capacity of at least 300 tons per day.

(2) In computing a water-intake capacity referred to in paragraph (1) 2, where a person who has already developed and used the spring water, etc. expands his/her water collection facilities, such expansion shall be computed on the basis of the total water-intake capacity. <Amended by Presidential Decree No. 22715, Mar. 22, 2011>

(3) "Important matters prescribed by Presidential Decree" in Article 9 (2) of the Act shall be as follows: <Newly Inserted by Presidential Decree No. 21014, Sep. 18, 2008; Presidential Decree No. 22715, Mar. 22, 2011>

1. Location and area of development of spring water, etc.;
2. Planned volume of water-intake;
3. Uses of spring water, etc.

#### **Article 3-2 (Matters Subject to Report on Changes of Provisional Permission for Development of Spring Water, etc.)**

"Matters prescribed by Presidential Decree" in Article 10 (3) of the Act shall be as follows:

1. Name or trade name;
2. Representative (applicable only to a corporation);
3. Location of the main business office.

#### **Article 3-3 (Designation, Public Notification, etc. of Management Areas for saline groundwater)**

(1) When a Mayor/Do Governor intends to designate an area as a management area for saline groundwater (hereinafter referred to as "management area"), he/she shall survey the matters prescribed in the following

subparagraphs. The same shall also apply when he/she intends to change a designated management area:

1. Environmental damage caused by development of saline groundwater to the relevant and periphery areas and measures to mitigate the damage;
2. Quantity of saline groundwater and safety of quality thereof.

(2) Before designating an area as a management area or changing a designation, a Mayor/Do Governor shall submit a report on the result of the survey under paragraph (1) (hereinafter referred to as "survey document") to the head of a relevant river basin environmental office or regional environmental office (hereinafter referred to as "local environmental agency") and discuss the matter of designation, or change of designation of, a management area with him/her.

(3) To examine a survey document, the head of a local environmental agency may hear opinions from the relevant specialized institutions or experts.

(4) When a Mayor/Do Governor designates an area as a management area or change a designation, he/she shall publicly announce any of the following matters in an official report of the competent local government without delay and shall make a report thereon to the Minister of Environment:

1. Name of the management area;
2. Date on which the management area is designated;
3. Location, area of the management area, and a drawing which indicates the management areas;
4. Daily quantity of saline groundwater that can be pumped environmentally safely;
5. Other matters that a Mayor/Do Governor deems necessary to publicize.

#### **Article 4 (Objects of Environmental Impact Survey)**

"Anyone who intends to develop spring water, etc., the daily water-intake capacity of which meets the standards set by Presidential Decree" in Article 13 (1) of the Act means a person who falls under Article 3 (1) 2. *<Amended by Presidential Decree No. 22715, Mar. 22, 2011>*

#### **Article 5 (Environmental Impact Examination Committee)**

(1) Every local environmental agency may establish an Environmental Impact Examination Committee (hereinafter referred to as the "Committee") to hear the opinions of experts in accordance with Article 18 (2) of the Act. *<Amended by Presidential Decree No. 22715, Mar. 22, 2011>*

(2) The Committee shall be comprised of not more than 30 persons including the chairperson. The Committee shall have three subcommittees, namely the geophysical subcommittee, the applied geology subcommittee and the water-quality environment subcommittee, and each subcommittee shall be comprised of not more than ten members.

(3) The head of each local environmental agency shall be the chairperson and members shall be commissioned or appointed by the head of the relevant local environmental agency among the persons falling under any of the following subparagraphs:

1. Persons who are assistant professors or higher in position in the related departments in the fields of geophysics, applied geology and water-quality environment at universities;

2. Persons who have engaged in the research and development of underground water at national and public research institutions for at least ten years as researchers or higher in position;
  3. Persons who have obtained doctorates in the specialized fields referred to in subparagraph 1;
  4. Persons who have research or practice experience for at least five years in any of the fields referred to in subparagraph 1 after having obtained master's degrees in any such field;
  5. Persons who have obtained qualifications as certified technicians in the specialized fields referred to in subparagraph 1 pursuant to the National Technical Qualifications Act;
  6. Other persons who are recognized by the head of the local environmental agency as having qualifications equivalent to those of the persons referred to in subparagraphs 1 through 5.
- (4) Where a member falls under any of the following, the head of each local environmental agency may dismiss or remove the relevant member: *<Newly Inserted by Presidential Decree No. 27129, May 10, 2016>*
1. Where he/she becomes unable to perform his/her duties due to mental illness;
  2. Where he/she engages in any misconduct in connection with his/her duties;
  3. Where he/she is deemed unsuitable as a member due to neglect of his/her duties, injury to dignity, or other grounds;
  4. Where he/she personally expresses his/her intention to discontinue performing his/her duties.
- (5) Detailed matters concerning the organization, operation, etc. of the Committee shall be determined by the Minister of Environment.

#### **Article 6 (Qualification Standards for Quality Managers)**

The qualification standards for quality managers under Article 27 (4) of the Act shall be as follows: *<Amended by Presidential Decree No. 22715, Mar. 22, 2011>*

1. In the case of the manufacturing business of drinking spring water, etc. and water treatment chemicals, the persons who fall under any subparagraph of Article 2 (1);
2. In the case of the manufacturing business of water purifiers, the persons who fall under any of the following items:
  - (a) Any person who holds a license as a water quality environment engineer, sanitary engineer, sanitary examiner, process control engineer or quality control engineer;
  - (b) Any person who has graduated from any department or faculty related to the fields of waterworks engineering, environmental engineering, chemistry, microbiology, hygienics, process control or quality control in universities, or any person who has an equivalent or higher qualification;
  - (c) Any person who has been engaged in the field of water quality environment, sanitation, process control, quality control or water purifier manufacturing for at least two years.

#### **Article 7 (Objects Subject to Imposition of Charges)**

(1) Objects subject to imposition of the water quality improvement charges (hereinafter referred to as "charges") under Article 31 (1) of the Act shall be as follows: *<Amended by Presidential Decree No. 22715, Mar. 22, 2011; Presidential Decree No. 25784, Nov. 28, 2014>*

1. Spring water, etc. pumped by a person who has obtained permission for development pursuant to Article 9 of the Act and is categorized as follows:

(a) Spring water, etc. pumped by a person who has obtained permission for development of other spring water;

(b) Spring water, etc. pumped by a person who uses manufacturing facilities for drinking spring water, etc. to manufacture carbonated water;

2. Spring water, etc. pumped by a person who has obtained permission for manufacturing business of drinking spring water, etc. (hereinafter referred to as "manufacturer of drinking spring water, etc.") pursuant to Article 21 (1) of the Act;

3. Drinking spring water, etc. imported by a person registered to engage in import-sale business of drinking spring water, etc. (hereinafter referred to as "import-sale business operator of drinking spring water, etc.") pursuant to Article 21 (3) of the Act.

(2) Any of the following drinking spring water shall be exempt from the charges imposed under paragraph (1): *<Amended by Presidential Decree No. 22715, Mar. 22, 2011>*

1. Drinking spring water to be exported;

2. Drinking spring water to be supplied to foreign armed forces or foreign diplomatic missions in Korea;

3. Drinking spring water to be supported and provided for relief of victims pursuant to Article 66 (3) 1 of the Framework Act on the Management of Disasters and Safety;

4. Spring water, etc. pumped for an environmental impact survey under Article 13 (1) of the Act or for an environmental impact examination under Article 18 (1) of the Act.

(3) A person falling under each subparagraph of paragraph (1) shall submit, to the Minister of Environment quarterly, documents evidencing that the relevant drinking spring water is exempt from the charges under paragraph (2), as prescribed by Ordinance of the Ministry of Environment.

#### **Article 8 (Amounts of Water Quality Improvement Charges)**

An amount of charges imposed under Article 31 (2) of the Act shall be as follows: *<Amended by Presidential Decree No. 22715, Mar. 22, 2011; Presidential Decree No. 25784, Nov. 28, 2014>*

1. In cases falling under Article 7 (1) 1 (a), the amount classified as below:

(a) From January 1, 2010 to December 31, 2010: 1,600 won per one cubic meter;

(b) From January 1, 2011 to December 31, 2011: 1,900 won per one cubic meter;

(c) From January 1, 2012: 2,200 won per one cubic meter;

2. In cases falling under Article 7 (1) 1 (b) and subparagraphs 2 and 3 of the same paragraph, the amount classified as below:

(a) From January 1, 2010 to December 31, 2010: 3,400 won per one cubic meter;

(b) From January 1, 2011 to December 31, 2011: 2,800 won per one cubic meter;

(c) From January 1, 2012: 2,200 won per one cubic meter.

**Articles 9 through 11 Deleted.** *<by Presidential Decree No. 21014, Sep. 18, 2008>*

## **Article 12 (Imposition, Procedure for Collection and Deadline of Payment of Charges)**

(1) The Minister of Environment shall compute charges and issue a payment notice by 10th of the month following the month beginning the next quarter as prescribed by Ordinance of the Ministry of Environment.

(2) The payment deadline of charges under paragraph (1) shall be the end of the month in which a payment notice has been issued.

(3) An import-sale business operator of drinking spring water, etc. shall submit to the Minister of Environment a quarterly actual import record by the end of the month when the next quarter begins pursuant to by Ordinance of the Ministry of Environment. <Amended by Presidential Decree No. 22715, Mar. 22, 2011>

### **Article 12-2 (Payment of Expenses for Collection, etc.)**

(1) "Persons prescribed by Presidential Decree" in Article 31 (7) of the Act means persons provided in Article 7 (1) 1 (a) or (b), or in subparagraph 2 of the same paragraph. <Amended by Presidential Decree No. 22715, Mar. 22, 2011; Presidential Decree No. 25784, Nov. 28, 2014>

(2) Where the Minister of Environment has delegated the collection of the charges and additional dues to a Mayor/Do Governor pursuant to Article 55 (1) of the Act, he/she shall pay an amount equivalent to 20/100 of the charges and additional dues collected, to the relevant Mayor/Do Governor as collection expenses pursuant to Article 31 (8) of the Act.

### **Article 12-3 (Support for Mayor/Do Governor Who Designated Areas as Spring Water Preservation Areas)**

The Minister of Environment may grant, as subsidies for designation and management business of spring water preservation areas, an amount calculated by multiplying the prescribed ratio ranging from 5/100 to 10/100 by the charges for water quality improvement collected from the development of relevant spring water, to a Mayor/Do Governor who has designated an area as a spring water preservation area pursuant to Article 31 (9) of the Act, in consideration of the following matters:

1. Financial situation of the relevant City/Do;
2. Area, actual conditions of land use, and geological and water quality characteristics of the spring water preservation area of the relevant City/Do.

### **Article 13 (Deferment of Collection and Payment of Charges in Installments, etc.)**

(1) The period during which the collection is deferred pursuant to Article 32 (4) of the Act shall be not more than two years from the date following the date on which the collection of charges is deferred and the frequency of payments of the charges in installments during such period shall be not more than twelve times. <Amended by Presidential Decree No. 21590, Jun. 30, 2009; Presidential Decree No. 22715, Mar. 22, 2011>

(2) Any person who intends to have the collection of charges deferred or to pay such charges in installments pursuant to Article 32 (1) of the Act shall submit to the Minister of Environment an application for deferment of collection of the charges or an application for payment of the charges in installments prescribed by Ordinance of the Ministry of Environment by no later than three days prior to

the deadline of payment. <Amended by Presidential Decree No. 21014, Sep. 18, 2008>

**Article 13-2 (Procedure for Notice of Deferment, etc. of Collection of Charges, etc.)**

(1) The Minister of Environment shall, when he/she grants deferment of collection or payment in installments pursuant to Article 32 of the Act, issue a written notice stating such amount of money deferred, deferment period, amount of money to be paid in installments, payment period and other necessary matters to an applicant.

(2) The decision of deferment of collection or payment in installments shall come into effect on the date when an application under Article 13 (2) is submitted.

(3) When deferment of collection or payment in installments is granted to an applicant, a payment notice shall be issued so that it can be delivered to an applicant 15 days prior to the payment due date.

(4) The provisions of Articles 29 through 34 of the Framework Act on National Taxes shall apply mutatis mutandis to the provision of security under Article 32 (2) of the Act.

**Article 14 Deleted.** <by Presidential Decree No. 21014, Sep. 18, 2008>

**Article 15 (Purposes for Charges for Water Quality Improvement)**

“Purposes prescribed by Presidential Decree” referred to in subparagraph 3 of Article 33 of the Act mean any of the following purposes: <Amended by Presidential Decree No. 24807, Oct. 22, 2013>

1. Implementation of a survey for the designation of a groundwater preservation area under Article 12 of the Groundwater Act;
2. Implementation of a basic survey and restoration works for the development, utilization, preservation and management of groundwater resources;
3. Support for a Mayor/Do Governor who has designated an area as a spring water preservation area under Article 31 (9) of the Act.

**Article 16 Deleted.** <by Presidential Decree No. 25496, Jul. 21, 2014>

**Article 17 (Restrictions, etc. on Advertisement)**

(1) In any of the following cases, the Minister of Environment may restrict advertisements of drinking spring water, etc. pursuant to Article 39 (1) of the Act: <Amended by Presidential Decree No. 22715, Mar. 22, 2011; Presidential Decree No. 23932, Jul. 4, 2012>

1. Where the advertisement of drinking spring water, etc. is likely to mislead the citizens' awareness of health;
2. Where the advertisement of drinking spring water, etc. is likely to hinder the tap-water provision business.

(2) Matters necessary for the specific standards and procedures for and methods of placing restrictions on advertisements pursuant to paragraph (1) and other matters shall be prescribed by Ordinance of the Ministry of Environment. <Amended by Presidential Decree No. 23932, Jul. 4, 2012>

(3) Deleted. <by Presidential Decree No. 23932, Jul. 4, 2012>

**Article 17-2 (Standards for Recall or Destruction)**



“If they fail to meet the standards prescribed by Presidential Decree and therefore have caused or are likely to cause harm to public health” in Article 47 (5) of the Act means either of the following: <Amended by Presidential Decree No. 25496, Jul. 21, 2014>

1. Where drinking spring water, etc. is in violation of any of water quality standards for drinking spring water determined under Article 5 of the Act;
2. Where any toxic substance is detected in containers of drinking spring water, etc. in violation of the standards and specifications for containers prescribed in the code of foods, etc. under Articles 9 and 14 of the Food Sanitation Act.

#### **Article 17-3 (Methods of Publication, etc.)**

(1) A drinking water-related business operator in receipt of an order to publish under Article 47-2 (1) of the Act shall, without delay, publish the following matters:

1. Title describing the details of the relevant violation;
2. Trade name of the relevant product and name of the drinking water-related business operator;
3. Location of the place of business;
4. Details of the relevant violation (it shall be compared with the standards prescribed in the relevant statutes so that the severity of such violation can be recognized);
5. Date of manufacture or import, and expiration date, of the non-compliant products.

(2) Where the Minister of Environment or a Mayor/Do Governor intends to order publication pursuant to Article 47-2 (1) of the Act, he/she shall take into account the details and severity of violations, the period and frequency of violations, the scope and consequences of damage caused by such violations, etc. In such cases, he/she shall afford the relevant drinking water-related business operator an opportunity to submit explanatory materials or to state his/her opinions before ordering publication. <Newly Inserted by Presidential Decree No. 25496, Jul. 21, 2014>

(3) Notwithstanding the latter part of paragraph (2), the Minister of Environment or a Mayor/Do Governor need not afford an opportunity to state opinions, where the relevant case falls under any subparagraph of Article 21 (4) of the Administrative Procedures Act or where the relevant violator has clearly expressed his/her intention to give up the opportunity to state his/her opinions. <Newly Inserted by Presidential Decree No. 25496, Jul. 21, 2014>

(4) Where a drinking water-related business operator publishes under paragraph (1), such publication shall be made in a general daily newspaper registered for nationwide circulation under Article 9 (1) of the Act on the Promotion of Newspapers, etc., while such operator shall request the agency which has ordered such publication to post it on the homepage of such agency.

#### **Article 18 (Payment of Penalty Surcharges)**

(1) Where the Minister of Environment or a Mayor/Do Governor intends to impose a penalty surcharge under Article 51 (1) of the Act, he/she shall issue a written notice for payment, indicating the kind of violation, the amount of the relevant penalty surcharge, the place of payment, and other necessary matters.

<Amended by Presidential Decree No. 22715, Mar. 22, 2011>

(2) Persons notified under paragraph (1) shall pay the penalty surcharge at the receiving agency designated by the Minister of Environment or a Mayor/Do governor within 20 days: Provided, That when the payment within the deadline is impractical on account of a natural disaster or other unavoidable reasons, the payment shall be made within seven days from the date the causes for obstructing the payment have ceased to exist. <Amended by Presidential Decree No. 22715, Mar. 22, 2011>

(3) A receiving agency that has received the penalty surcharge under paragraph (2) shall issue a receipt to the person who has paid it.

(4) When a receiving agency of the penalty surcharge has received the penalty surcharge under paragraph (2), it shall notify it without delay to the Minister of Environment or a Mayor/Do Governor. <Amended by Presidential Decree No. 22715, Mar. 22, 2011>

(5) The payment of penalty surcharges may not be made in installments.

#### **Article 19 (Standards for Computation of Penalty Surcharges)**

The amount of penalty surcharges under Article 51 (2) of the Act shall be computed by applying the standards specified in attached Table 1 to the period of operation suspension or the period of business suspension as prescribed by Ordinance of the Ministry of Environment in light of the kind, degree, etc. of offenses committed. <Amended by Presidential Decree No. 22715, Mar. 22, 2011>

#### **Article 19-2 (Publication of Violations, etc.)**

(1) Where the Minister of Environment or a Mayor/Do Governor intends to publish information concerning a disposition under Article 51-2 of the Act, he/she shall take into account the details and severity of violations, the period and frequency of violations, the scope and consequences of damage caused by such violations, etc.

(2) Before publishing information concerning a disposition under Article 51-2 of the Act, the Minister of Environment or a Mayor/Do Governor shall inform the relevant person subject to publication of such fact in order to afford him/her an opportunity to submit explanatory materials or to state his/her opinions.

(3) Notwithstanding paragraph (2), the Minister of Environment or a Mayor/Do Governor need not afford an opportunity to state opinions, where the relevant case falls under any subparagraph of Article 21 (4) of the Administrative Procedures Act or where the relevant violator has clearly expressed his/her intention to give up the opportunity to state his/her opinions.

(4) Where the Minister of Environment or a Mayor/Do Governor publishes information concerning a disposition under Article 51-2 of the Act, he/she shall publish it in a general daily newspaper registered for nationwide circulation under Article 9 (1) of the Act on the Promotion of Newspapers, etc. or post it on the homepage of the relevant agency.

#### **Article 20 (Delegation and Entrustment)**

(1) Pursuant to Article 55 (1) of the Act, the Minister of Environment shall delegate his/her authority to a Mayor/Do Governor for the following: <Amended by Presidential Decree No. 22715, Mar. 22, 2011; Presidential Decree No. 25496, Jul. 21, 2014>

1. Imposition and collection of water quality improvement charges and additional dues under Article 31 of the Act;

1-2. Receipt of and deliberation on objections to charges filed and notification of the results of deliberation under Article 31-2 of the Act;

2. Approval for deferred collection of charges and the payment of charges in installments, etc. under Article 32 of the Act;

3. Deleted. <by Presidential Decree No. 25496, Jul. 21, 2014>

(2) Pursuant to Article 55 (1) of the Act, the Minister of Environment shall delegate his/her authority to the head of a river basin environmental office or the head of a local environmental agency for the following: <Amended by Presidential Decree No. 20818, Jun. 13, 2008; Presidential Decree No. 21014, Sep. 18, 2008; Presidential Decree No. 22715, Mar. 22, 2011>

1. and 2. Deleted; <by Presidential Decree No. 22715, Mar. 22, 2011>

3. Technical examination of an environmental impact survey document under Article 18 of the Act;

4. and 5. Deleted; <by Presidential Decree No. 22715, Mar. 22, 2011>

6. Orders to submit reports, inspection, collection, or perusal under Article 42 (1) of the Act;

6-2. Designation, receipt of modification reports, revocation of designation and suspension of business of inspection institutions of drinking water quality (limited to inspection institutions of drinking water quality in the field prescribed by Ordinance of the Ministry of Environment) under Article 43 (1) and (6) of the Act;

7. Hearings on authority delegated under subparagraphs of Article 50 of the Act;

8. Imposition and collection of penalty surcharges under Article 51 of the Act (limited to inspection institutions of drinking water quality under subparagraph 6-2);

9. Authority for imposition, collection, etc. of administrative fines under Article 61 (2) of the Act.

(3) Pursuant to Article 55 (1) of the Act, the authority of the Minister of Environment shall delegate his/her authority to the President of the National Institute of Environmental Research for the following: <Amended by Presidential Decree No. 20818, Jun. 13, 2008; Presidential Decree No. 21014, Sep. 18, 2008; Presidential Decree No. 22715, Mar. 22, 2011>

1. Approval of self-standards and self-specifications of drinking spring water, etc. under Article 36 (2) of the Act;

1-2. Designation, receipt of modification reports, revocation of designation and suspension of business of inspection institutions (excluding inspection institutions of drinking water quality under paragraph (2) 6-2 and inspection institutions of quality of water purifiers) under Article 43 (1) and (6) of the Act;

2. Evaluation of capability to measure and analyze water quality under Article 43 (4) of the Act;

3. Hearings (limited to matters concerning authority delegated pursuant to subparagraph 1-2) under subparagraph 1 of Article 50 of the Act;

4. Imposition and collection of penalty surcharges under Article 51 of the Act (limited to inspection institutions, other than inspection institutions of quality of water purifiers and inspection institutions of

drinking water quality under paragraph (2) 6-2).

(4) Pursuant to Article 55 (2) of the Act, the Minister of Environment may entrust part of the training of quality managers under Article 28 (1) of the Act to a business operators' association.

#### **Article 20-2 (Reexamination of Regulation)**

The Minister of Environment shall take measures including improvement, examining the appropriateness of the following matters every three years from the base date specified as follows (referring to the period that ends on the day before the same day as the base date of every third year): *<Amended by Presidential Decree No. 25496, Jul. 21, 2014>*

1. Objects subject to imposition of charges under Articles 7 and 8 and amounts of such charges: July 22, 2014;
2. Standards for computation of penalty surcharges under Article 19 and attached Table 1: July 22, 2014;
3. Standards for imposition of administrative fines under Article 21 and attached Table 2: July 22, 2014.

#### **Article 21 (Standards for Imposition of Administrative Fines)**

Standards for imposing administrative fines under Article 61 (1) and (2) shall be as stipulated in attached Table 2.

#### ADDENDA

##### **Article 1 (Enforcement Date)**

This Decree shall enter into force on the date of its promulgation.

##### **Article 2 Omitted.**

##### **Article 3 (Relationship to Other Statutes)**

Where the previous Enforcement Decree of the Management of Drinking Water Act is cited in other statutes at the time when this Decree enters into force, the corresponding provisions in this Decree shall be deemed to have been cited in lieu of the previous provisions if such provisions corresponding thereto exist in this Decree.

#### ADDENDA *<Presidential Decree No. 20516, Dec. 31, 2007>*

##### **Article 1 (Enforcement Date)**

This Decree shall enter into force on January 1, 2008.

##### **Articles 2 through 7 Omitted.**

#### ADDENDA *<Presidential Decree No. 20818, Jun. 13, 2008>*

##### **Article 1 (Enforcement Date)**

This Decree shall enter into force on the date of its promulgation: Provided, That the amended provisions of Article 21 shall enter into force on June 22, 2008.

## **Article 2 (Transitional Measures due to Change of Delegated Institutions)**

(1) It shall be deemed that a person who has been designated as an inspection institution of water quality of drinking water by the president of the National Institute of Environmental Research before this Decree enters into force, whose competent administrative agency is changed into the head of a river basin environmental office or the head of a regional environmental office pursuant to the amended provisions of Article 20, has been designated by the head of a river basin environmental office or the head of a regional environmental office where his/her main office is located as an inspection institution of water quality of drinking water.

(2) The president of the National Institute of Environmental Research shall, notwithstanding the amended provisions of Article 20, conduct the administrative disposition on an application for designation of an inspection institution of water quality of drinking water filed before this Decree enters into force or the administrative disposition on an inspection institution of water quality of drinking water which is in process at the time when this Decree enters into force.

ADDENDA <Presidential Decree No. 21014, Sep. 18, 2008>

## **Article 1 (Enforcement Date)**

This Decree shall enter into force on September 22, 2008.

## **Article 2 (Transitional Measures concerning Imposition, etc. of Charges on Developer of Other Spring Water)**

(1) The Minister of Environment shall announce the amount of money computed by adding average rate of tap water per one ton from January 1, 2008 through September 21, 2008 to average amount of money of the charges for the use of water by the end of November 2008. In such cases, average rate of tap water shall be computed based on the amount of money per one ton from January 1, 2008 through September 30, 2008, and average amount of money of the charges for the use of water shall be computed as average amount of money in the year of 2008.

(2) A developer of other spring water shall submit the computed volume of spring water used as raw material of products sold from January 1, 2008 through September 21, 2008 to the Minister of Environment by the end of November 2008.

(3) The Minister of Environment shall issue a payment notice of the charges for volume of spring water used under paragraph (2) by December 10, 2008 and the deadline of payment shall be by 25th of the same month.

(4) A developer of other spring water shall submit volume of spring water drawn from September 22 through September 30, 2008 to the Minister of Environment by the end of January 2009.

(5) Notwithstanding the amended provisions of Article 12 (1), a payment notice of the charges for water quality improvement on spring water under paragraph (4) shall be issued by February 10, 2009 and the deadline of payment shall be the end of February 2009.

### **Article 3 (Transitional Measures concerning Collection of Charges on Manufacturers of Drinking Spring Water and Import-Sale Business Operators of Drinking Spring Water)**

(1) The previous provisions of Articles 8 through 12 shall apply to the charges for water quality improvement from July 1 through September 21, 2008 on manufacturers of drinking spring water and import-sale business operators of drinking spring water.

(2) Manufacturers of drinking spring water and import-sale business operators of drinking spring water shall submit the volume of spring water drawn and the actual import record of drinking spring water from September 22 through September 30, 2008 to the Minister of Environment by the end of January 2009.

(3) Notwithstanding the amended provisions of Article 12 (1), a payment notice of charges for water quality improvement for the period under paragraph (2) shall be issued by February 10, 2009 and the deadline of payment shall be the end of February 2009.

### **Article 4 Omitted.**

ADDENDA <Presidential Decree No. 21590, Jun. 30, 2009>

### **Article 1 (Enforcement Date)**

This Decree shall enter into force on July 1, 2009. (Proviso Omitted.)

### **Articles 2 through 9 Omitted.**

ADDENDUM <Presidential Decree No. 21927, Dec. 30, 2009>

This Decree shall enter into force on January 1, 2010.

ADDENDA <Presidential Decree No. 22715, Mar. 22, 2011>

### **Article 1 (Enforcement Date)**

This Decree shall enter into force on March 23, 2011.

### **Article 2 (Applicability concerning Deferment of Collection and Payment of Charges in Installments, etc.)**

The provisions concerning the deferment of collection and payment of charges for water quality improvement in installments under the amended Article 13 shall apply from a charge imposed after this Decree enters into force.

### **Article 3 (Transitional Measures concerning Penalty Surcharges and Administrative Fines)**

(1) Standards for calculating penalty surcharges and imposing administrative fines for any violation committed before this Decree enters into force shall be governed by the previous provisions.

(2) The disposition of imposing an administrative fine which has been received due to a violation committed before this Decree enters into force shall be included in the calculation of frequency of violations under the amended provisions of attached Table 2.

#### **Article 4 Omitted.**

ADDENDUM <Presidential Decree No. 23932, Jul. 4, 2012>

This Decree shall enter into force on January 1, 2013.

ADDENDA <Presidential Decree No. 24807, Oct. 22, 2013>

#### **Article 1 (Enforcement Date)**

This Decree shall enter into force on the date of its promulgation.

#### **Article 2 (Transitional Measures concerning Standards for Imposing Penalty Surcharges)**

The previous provisions shall apply to the standards for imposing penalty surcharges for violations committed before this Decree enters into force.

ADDENDUM <Presidential Decree No. 25050, Dec. 30, 2013>

This Decree shall enter into force on January 1, 2014. (Proviso Omitted.)

ADDENDA <Presidential Decree No. 25496, Jul. 21, 2014>

#### **Article 1 (Enforcement Date)**

This Decree shall enter into force on July 22, 2014.

#### **Article 2 (Applicability to Provision of Opportunity to State Opinions on Publication of Orders for Seizure, Destruction, etc.)**

The amended provisions of the latter part of Article 17-3 (2) and of paragraph (3) of the same Article shall apply beginning with the first order of publication made after this Decree enters into force.

#### **Article 3 (Applicability to Provision of Opportunity to State Opinions on Publication of Information related to Administrative Dispositions including Revocation of Permission)**

The amended provisions of Article 19-2 (2) and (3) shall apply beginning with the first publication made after this Decree enters into force.

ADDENDA <Presidential Decree No. 25784, Nov. 28, 2014>

#### **Article 1 (Enforcement Date)**

This Decree shall enter into force on the date of its promulgation.

#### **Article 2 (Applicability to Imposition of Charges on Drinking Spring Water, etc.)**

The imposition of charges under the amended provisions of Article 7 (1) 1 shall apply beginning with the first spring water, etc. pumped after this Decree enters into force.

ADDENDUM <Presidential Decree No. 27129, May 10, 2016>

This Decree shall enter into force on the date of its promulgation.