

ENFORCEMENT DECREE OF THE WETLANDS CONSERVATION ACT

[Enforcement Date: Apr. 3, 2008] [Presidential Decree No.20763, Apr. 3, 2008, Other Laws and Regulations Amended]

Ministry of Environment (Nature Policy Division) 02-2110-6735

Article 1 (Purpose)

The purpose of this Decree is to provide for the matters delegated by the Wetlands Conservation Act and those necessary for the enforcement thereof. *<Amended by Presidential Decree No. 19072, Sep. 30, 2005>*

Article 2 (Matters to Be Included in National Wetland Management Plan)

The term “matters prescribed by Presidential Decree: in Article 5 (2) 6 of the Wetlands Conservation Act (hereinafter referred to as the “Act”) refers to the following matters: *<Amended by Presidential Decree No. 19072, Sep. 30, 2005>*

1. Analysis of cause for damage to wetlands and restoration of the damaged wetlands;
2. Matters for cooperation between the central administrative agencies concerned and local governments in relation to the conservation of wetlands;
3. Fostering specialized manpower and specialized institutions for conservation of wetlands;
4. Education and public relations for conservation of wetlands; and
5. Financial resources and the methods of raising financial resources for the implementation of the National Wetland Management Plan as prescribed in Article 5 of the Act (hereinafter referred to as the “basic plan”).

Article 3 (Measure Necessary for Implementation of National Wetland Management Plan)

The head of the relevant central administrative agency, Special Metropolitan City Mayor, Metropolitan City Mayor, *Do* governor, or the Special Self-Governing *Do* governor (hereinafter referred to as the “Mayor/*Do* governor) requested to take measures necessary for the implementation of the basic plan by the Minister of Environment (hereinafter referred to as the “Minister”) or the Minister of Land, Transport and Maritime Affairs shall submit the result of the measures to the Minister or the Minister of Land, Transport and Maritime Affairs within six months from the date of such request. *<Amended by Presidential Decree No. 20188, Jul. 24, 2007; Presidential Decree No. 20722, Feb. 29, 2008>*

Article 3-2 (Organization and Operation of National Wetland Review Committee)

(1) The chairperson (hereinafter referred to as the “chairperson”) of the National Wetland Review Committee pursuant to Article 5-2 (1) of the Act (hereinafter referred to as the “Committee”) shall represent the Committee and exercise overall control of the affairs of the Committee.

(2) In the event that the chairperson is unable to perform his/her duties due to unavoidable reasons, such duty shall be vicariously performed by the order of the public official belonging to high-ranking public officials group in charge of overall affairs of the wetland policies in the Ministry of Environment, and the public official belonging to high-ranking public officials group in charge of the overall affairs of the coastal wetland policies in the Ministry of Land, Transport and Maritime Affairs, among the vice-chairpersons of the Committee. *<Amended by Presidential Decree No. 20722, Feb. 29, 2008>*

(3) The term of office of the commissioned members shall be three years, and they may be reappointed; and the term of office of the supplementary members shall be for the remaining period of the predecessors.

(4) The Committee shall have one executive secretary and one clerk to deal with the administrative affairs of the Committee.

(5) The executive of the Committee shall be the head of the division in charge of the affairs for conservation of wetlands in the Ministry of Environment, and the clerk shall be

appointed by the chairperson among the directors in charge of the affairs for conservation of wetlands in the Ministry of Environment.

[This Article Newly Inserted by Presidential Decree No. 20188, Jul. 24, 2007]

Article 3-3 (Meeting of Committee)

(1) The chairperson shall convene a meeting of the Committee in the event that at least five members of the committee request thereof or that the chairperson deems it necessary, and shall preside over such meeting.

(2) Where the chairperson intends to convene a meeting of the Committee, he/she shall notify the date and time, and the agenda not later than seven days prior to the opening of the meeting to the members: *Provided*, that in the case of emergency, he/she may notify thereof not later than three days prior to the opening of the meeting.

(3) The meeting shall open with the attendance of a majority of the registered members, and shall conclude a resolution with the consenting votes of a majority of the present members.

(4) Where the chairperson deems necessary for execution of the affairs, he/she may have the related specialists be present and state their opinions, or request the heads of the related agencies or organizations to submit the related data.

(5) The executive secretary of the Committee shall prepare the minutes of a meeting, and report thereof in the next meeting.

[This Article Newly Inserted by Presidential Decree No. 20188, Jul. 24, 2007]

Article 3-4 (Allowance and Travel Expenses, etc.)

Allowances and travel expenses may be paid to the members of the Committee or the related specialists within the limit of the budget: *Provided* that the same shall not apply where a member who is a public official attends the Committee in direct connection with the affairs as part of his/her duties.

[This Article Newly Inserted by Presidential Decree No. 20188, Jul. 24, 2007]

Article 3-5 (Utilization of Result of Deliberation of Committee)

(1) The chairperson shall inform the result of the deliberation to the heads of the central administrative agencies concerned and the Mayor/*Do* governor.

(2) The heads of the central administrative agencies concerned or the Mayor/*Do* governor shall make efforts to reflect the result of the deliberation of the Committee in the wetland policies and the budget thereof within the jurisdictional area.

[This Article Newly Inserted by Presidential Decree No. 20188, Jul. 24, 2007]

Article 3-6 (Detailed Rules for Operation)

Matters necessary for the organization and operation of the Committee, other than the matters prescribed in this Decree, shall be determined by the chairperson through the resolution of the Committee.

[This Article Newly Inserted by Presidential Decree No. 20188, Jul. 24, 2007]

Article 4 <Deleted by Presidential Decree No. 19072, Sep. 30, 2005>

Article 5 (Public Hearing for Designation of Wetland Protection Area, etc.)

(1) Where it is necessary for hearing the opinions of the local residents as prescribed in Article 8 (3) of the Act, the Minister or the Minister of Land, Transport and Maritime Affairs may request the Mayor/*Do* governor or the head of the city/*Gun/Gu* (referring to the head of the autonomous *Gu*, and the same shall apply hereinafter) to hold a public hearing. <Amended by Presidential Decree No. 19072, Sep. 30, 2005; Presidential Decree No. 20722, Feb. 29, 2008>

(2) In the event that it is necessary for hearing the opinions of the local residents as prescribed in Article 8 (4) of the Act, the Mayor/*Do* governor may request the head of the city/*Gun/Gu* to hold a public hearing. <Newly Inserted by Presidential Decree No. 19072, Sep. 30, 2005>

Article 6 (Reasons for Revocation, etc. of Designation of Wetland Protection Area, etc.)

The term “unavoidable cases for the reasons of public interest or military affairs as prescribed by Presidential Decree” refers to the cases applicable to the following subsections: *<Amended by Presidential Decree No. 20188, Jul. 24, 2007>*

1. Where it is unavoidable for the implementation or development of material resources of large scale national policy projects which exert serious effect on the national economy such as construction projects of sea routes;
2. Where it is unavoidable for the prevention of damages to lives and properties, such as prevention of flood, etc.; and
3. Where the Minister of National Defense deems it is necessary for military operations, establishment and protection of military installations, or protection of military secrets.

Article 7 (Method, etc. of Establishment of Conservation Plan)

(1) In the event that the Minister or the Minister of Land, Transport and Maritime Affairs intends to establish a conservation plan for the wetland protection areas, etc. pursuant to Article 11 of the Act (hereinafter referred to as a “conservation plan”, he/she may request the Mayor/*Do* governor or the head of the city/*Gun*/*Gu* to submit opinions on the conservation plan. *<Amended by Presidential Decree No. 19072, Sep. 30, 2005; Presidential Decree No. 20722, Feb. 29, 2008>*

(2) In the event that the Mayor/*Do* governor intends to establish a conservation plan pursuant to Article 11 of the Act, he/she may request the head of the city/*Gun*/*Gu* to submit their opinions on the conservation plan. *<Newly Inserted by Presidential Decree No. 19072, Sep. 30, 2005>*

(3) When the Minister, the Minister of Land, Transport and Maritime Affairs, or the Mayor/*Do* governor has established a conservation plan, he/she shall inform such plan to the heads of the central administrative agencies concerned, the Mayor/*Do* governor, or the head of the city/*Gun*/*Gu*. The same shall apply to the case of changing a conservation plan. *<Amended by Presidential Decree No. 19072, Sep. 30, 2005; Presidential Decree No. 20722, Feb. 29, 2008>*

Article 8 (Matters to Be Included in Conservation Plan)

Matters for the conservation, use and management of wetlands as prescribed in Article 11 (2) 3 of the Act shall include the matters concerning each of the following subsections:

1. Projects to improve the quality of lives of the relevant local residents;
2. Maintenance of the diversity of living things; and
3. Projects to conserve wetlands including projects to restore wetlands.

Article 9 (Facilities for Conservation and Use of Wetlands <Amended by Presidential Decree No. 20188, Jul. 24, 2007>)

The term “other facilities for conservation of wetlands, which are prescribed by Presidential Decree” in Article 12 (1) 4 of the Act refers to the facilities applicable to any of the following facilities:

1. Facilities to prevent the pollution of wetlands; and
2. Facilities to observe the Wetland Ecosystems.

Article 10 (Utilization, etc. of Facilities for Conservation and Use of Wetlands <Amended by Presidential Decree No. 20188, Jul. 24, 2007>)

The person who establishes the facilities for conservation and use of wetlands referred to in Article 12 (1) of the Act shall have managers for utilization, operation and management of the relevant facilities. <Amended by Presidential Decree No. 20188, Jul. 24, 2007>

Article 10-2 (Exception to Activity Restriction)

The term “cases prescribed by Presidential Decree within the minimum extent for the military purpose” in the *proviso* of Article 13 (1) refers to the cases applicable to any of the following subsections:

1. In the case of mission operations, search and patrol (including ambushing activity);

2. In the case of opening search paths; and

3. In the case of removing reeds for observation and securing range of vision.

[This Article Newly Inserted by Presidential Decree No. 20188, Jul. 24, 2007]

Article 11 (Activities, etc. Subject to Approval or Consultation)

(1) The activities subject to approval or consultation as prescribed in Article 13 (3) of the Act refers to the activities applicable to any of the following subsections: *<Amended by Presidential Decree No. 19072, Sep. 30, 2005; Presidential Decree No. 19639, Aug. 4, 2006; Presidential Decree No. 20722, Feb. 29, 2008>*

1. Reclamation as prescribed in subsection 3 of Article 2 of the Public Waters Reclamation Act;

2. Activities subject to permission for occupation and use as prescribed in Article 5 (1) of the Public Waters Management Act;

3. Activities subject to permission and consultation for diversion of farmland as prescribed in Article 36 of the Farmland Act;

4. Occupation subject to permission pursuant to Article 33 (1) of the River Act and Article 50 of the same Act;

5. Activities subject to permission for collecting aggregate as prescribed in Article 22 (1) of the Aggregate Collection Act;

6. Diversion subject to permission, report, and consultation for diversion of grassland as prescribed in Article 23 of the Grassland Act; and

7. Installation of the forest roads referred to in Article 9 (1) of the Creation and Management of Forest Resources Act, and activities of lumbering standing timber subject to permission and report referred to in Article 36 (1) and (4) of the same Act.

(2) A person who intends to perform the activities as prescribed in section (1) shall submit a written application attached with the documents prescribed by the joint Ordinance of the

Ministry of Environment and the Ministry of Land, Transport and Maritime Affairs (hereinafter referred to as the “Joint Ordinance”) to the Minister, the Minister of Land, Transport and Maritime Affairs, or the Mayor/Do governor. *<Amended by Presidential Decree No. 19072, Sep. 30, 2005; Presidential Decree No. 20722, Feb. 29, 2008>*

Article 11-2 (Application for Approval, etc. for Exclusion of Application of Provisions for Restriction on Activities)

(1) A person who intends to obtain approval or hold consultation for not being applied by the provisions of Article 13 (1) and (2) of the Act pursuant to Article 13 (5) of the Act shall submit a written application attached with the documents prescribed by the Joint Ordinance to the Minister, the Minister of Land, Transport and Maritime Affairs, or the Mayor/Do governor. *<Amended by Presidential Decree No. 19072, Sep. 30, 2005; Presidential Decree No. 20722, Feb. 29, 2008>*

(2) When the Minister, the Minister of Land, Transport and Maritime Affairs, or the Mayor/Do governor has received the application for the approval or consultation pursuant to the provisions of section (1), he/she shall grant approval or consultation in the event that the relevant activity applies to any of the subsections of Article 13 (5) of the Act and it does not considerably interfere with the functions of the relevant wetlands. *<Amended by Presidential Decree No. 19072, Sep. 30, 2005; Presidential Decree No. 20722, Feb. 29, 2008>*

(3) The term “other cases prescribed by Presidential Decree where it is inevitable for public interest” refers to the cases applicable to any of the following subsections: *<Newly Inserted by Presidential Decree No. 20188, Jul. 24, 2007>*

1. Where it is unavoidable for the implementation or development of material resources of large scale national policy projects which exert serious effect on the national economy such as construction projects of sea routes; and
2. Where it is unavoidable for the prevention of damages to lives and properties, such as prevention of flood, etc.;

[This Article Newly Inserted by Presidential Decree No. 18017, Jun. 25, 2003]

Article 12 (Exception to Entry Restriction, etc.)

The term “activities prescribed by Presidential Decree, which do not interfere with the conservation and management of wetland protection areas” refers to the activities applicable to any of the following subsections: *<Amended by Presidential Decree No. 19072, Sep. 30, 2005; Presidential Decree No. 19639, Aug. 4, 2006; Presidential Decree No. 20722, Feb. 29, 2008>*

1. Academic survey and research recognized by the Minister, the Minister of Land, Transport and Maritime Affairs, or the Mayor/*Do* governor;
2. Activities for conservation and restoration of ecosystem recognized by the Minister, the Minister of Land, Transport and Maritime Affairs, or the Mayor/*Do* governor;
3. Activities for survey and protective measures of cultural properties under the Protection of Cultural Properties Act;
4. Survey on forest resources under Article 32 of the Creation and Management of Forest Resources Act;
5. Survey on habitation conditions of birds and beasts under the Protection of Wild Fauna and Flora Act; and
6. Other activities deemed necessary for the public interests by conservation of wetlands and publicly announced by the Minister, the Minister of Land, Transport and Maritime Affairs, or the Mayor/*Do* governor.

Article 13 (Exception to Prohibited Activities in Wetland Protection Areas and Wetland Areas to Be Improved *<Amended by Presidential Decree No. 18017, Jun. 25, 2003>*)

The term “cases prescribed by Presidential Decree where it is necessary for public interests or military affairs” refers to the cases applicable to any of the following subsections, where the person who establishes the basic plan for reclamation under Article 4 of the Public Waters Reclamation Act or the person who intends to grant a license for reclamation of public waters under Article 9 of the same Act or the permission for collecting aggregate under Article 22 of the Aggregate Collection Act has consulted with the Minister or the

Minister of Land, Transport and Maritime Affairs. <Amended by Presidential Decree No. 18017, Jun. 25, 2003; Presidential Decree No. 19072, Sep. 30, 2005; Presidential Decree No. 20188, Jul. 24, 2007; Presidential Decree No. 20722, Feb. 29, 2008>

Article 14 (Project Scale for Retention of Wetlands)

The term “percentage prescribed by Presidential Decree” in Article 17 (1) of the Act refers to one quarter.

Article 15 (Reward)

(1) The administrative authority or inspection agency which has received the report or complaint on the activities in violation of the provisions of Article 13 (1) or (2) of the Act pursuant to the provisions of Article 19 of the Act shall notify the outline of such event to the Minister, the Minister of Land, Transport and Maritime Affairs, or the Mayor/Do governor. <Amended by Presidential Decree No. 19072, Sep. 30, 2005; Presidential Decree No. 20722, Feb. 29, 2008>

(2) The Minister, the Minister of Land, Transport and Maritime Affairs, or the Mayor/Do governor who has received the notification as prescribed in section (1) may pay the reward within the limit of the budget until two months after the date the final and conclusive judgment is made on the event. <Amended by Presidential Decree No. 19072, Sep. 30, 2005; Presidential Decree No. 20722, Feb. 29, 2008>

(3) The amount of the reward as prescribed in section (2) shall be within 10/100 of the amount of the fine sentenced for the relevant case (referring to the ceiling amount of the fine of the relevant applying penal provision in the case of receiving a sentence of imprisonment).

Article 16 (Compensation Claim)

(1) A person who intends to claim compensation for damages pursuant to the provisions of Article 20 (2) of the Act shall submit a written claim for compensation for damages stating the following matters attached with the documentary evidence concerning the damage to the Minister, the Minister of Land, Transport and Maritime Affairs, or the Mayor/Do governor:

<Amended by Presidential Decree No. 19072, Sep. 30, 2005; Presidential Decree No. 20722, Feb. 29, 2008>

1. Name, address, and resident registration number of the claimant;
2. Time and place of incurring damage;
3. Contents of the damage; and
4. Amount of the damage, its details, and method of calculation.

(2). When the Minister, the Minister of Land, Transport and Maritime Affairs, or the Mayor/Do governor has received the claim for compensation for damages pursuant to the provisions of section (1), he/she shall notify the following matters to the claimant:
<Amended by Presidential Decree No. 19072, Sep. 30, 2005; Presidential Decree No. 20722, Feb. 29, 2008>

1. Consultation period and consultation method; and
2. Time, method, and procedures for compensation.

Article 17 (Application for Adjudication of Compensation for Damage)

(1) A person who intends to file an application for adjudication with the land expropriation committee pursuant to the provisions of Article 20 (4) of the Act shall submit a written application for adjudication stating the following matters to the competent land expropriation committee:

1. Name and address of the relevant person;
2. Time and place of incurring damages;
3. Contents of the damage;
4. Amount of the damage and its details; and
5. Details of the consultation.

Article 17-2 (Land Purchase Procedure, etc.)

(1) A person who intends to sell the land, etc. pursuant to the provisions of Article 20-2 (1) of the Act shall submit the following documents (including electronic documents) to the Minister or the Minister of Land, Transport and Maritime Affairs: *Provided*, that where the information on the documents to be submitted may be confirmed through the common usage of the administrative information as prescribed in Article 21 (1) of the Act on Promotion of the Digitalization of Administrative Affairs, etc. for Creation of Electronic Government, such confirmation may substitute for the such documents: *<Amended by Presidential Decree No. 18312, Mar. 17, 2004; Presidential Decree No. 19072, Sep. 30, 2005; Presidential Decree No. 20722, Feb. 29, 2008>*

1. Documents stating the name, address, etc. of the owner of the land, etc. to sell (referring to the names of the juristic person and its representative where the owner is a juristic person);
2. Lot number, category, area size, current status of usage and establishment of rights, a certified copy of register of the land, etc., and other related documents proving the ownership thereof; and
3. Documents stating the details of structures, etc. located in the land to sell.

(2) In the event that the Minister or the Minister of Land, Transport and Maritime Affairs has received the application for his/her purchase of the land, etc. pursuant to the provisions of section (1), he/she shall determine whether or not to purchase such land, etc. within the limit of the budget of the relevant year. *<Amended by Presidential Decree No. 20722, Feb. 29, 2008>*

(3) When the Minister or the Minister of Land, Transport and Maritime Affairs has determined whether or not to purchase the land, etc. pursuant to the provisions of section (2), he/she shall notify such decision to the owner of the relevant land, etc. In this case, where he/she has determined to purchase the land, etc., he/she shall also notify the purchase price computed pursuant to the provisions of Article 20-2 (3) of the Act. *<Amended by Presidential Decree No. 20722, Feb. 29, 2008>*

[This Article Newly Inserted by Presidential Decree No. 18017, Jun. 25, 2003]

Article 18 (Delegation of Authority)

(1) The Minister shall delegate the following authority related to inland wetlands to the heads of the river basin environmental offices or regional environmental offices (hereinafter referred to as the “heads of regional environmental government offices”): *<Amended by Presidential Decree No. 20188, Jul. 24, 2007>*

1. Establishment and implementation of conservation plans for the wetland protection areas, etc. as prescribed in Article 11 of the Act;
2. Installation of facilities for conservation and use of wetlands referred to in Article 12 (1) of the Act;
3. Approval for installation of facilities for conservation and use of wetlands referred to in Article 12 (2) of the Act;
4. Approval or consultation as prescribed in Article 13 (3) or (5) of the Act;
5. Order to suspend activities, order to restore to the original state, and orders of the measures equivalent thereto for the wetland protection areas as prescribed in Article 14 of the Act;
6. Restriction and prohibition of access, lifting such restriction and prohibition, and the public announcement thereof, as prescribed in Article 15 of the Act;
7. Collection of the use fee as prescribed in Article 18-2 (1) and (2) of the Act;
8. Payment of rewards as prescribed in Article 19 of the Act;
9. Commission and management of the honorary guides for wetland ecology as prescribed in Article 22-3 of the Act;
10. Imposition and collection of the fine for negligence as prescribed in Article 27 (1) 1 of the Act; and
11. Consultation on the matters of exceptions to the prohibited activities in the wetland protection areas and wetland areas to be improved as prescribed in Article 13.

(2) The Minister shall delegate the authority for purchasing the land, etc. as prescribed in Article 20-2 of the Act in relation to inland wetlands to the head of the city/*Gun* or the head of the autonomous *Gu* (hereinafter referred to as the “head of the city/*Gun*”) pursuant to the provisions of Article 21 (1) of the Act: *Provided*, that the authority for purchasing the land extending over two or more city/*Gun* or autonomous *Gu* shall be delegated to the head of the city/*Gun* who has jurisdiction over the area to which the largest portion of the relevant land belongs to.

(3) The Minister of Land, Transport and Maritime Affairs shall delegate the following authority related to coastal wetlands to the heads of the regional maritime affairs and port offices in accordance with Article 21 (1) of the Act: <*Amended by Presidential Decree No. 20188, Jul. 24, 2007; Presidential Decree No. 20722, Feb. 29, 2008*>

1. Establishment and implementation of conservation plans for the wetland protection areas, etc. as prescribed in Article 11 of the Act;
2. Installation of facilities for conservation and use of wetlands referred to in Article 12 (1) of the Act; and
3. Commission and management of the honorary guides for wetland ecology as prescribed in Article 22-3 of the Act.

(4) The Minister of Land, Transport and Maritime Affairs shall delegate the authority for purchasing the land, etc. in relation to coastal wetlands to the head of the city/*Gun* pursuant to the provisions of Article 21 (1) of the Act: *Provided*, that the authority under subsection 5 for the land, etc. extending over two or more city/*Gun* or autonomous *Gu* shall be delegated to the head of the city/*Gun* who has jurisdiction over the area to which the largest portion of the relevant land belongs to: <*Amended by Presidential Decree No. 20722, Feb. 29, 2008*>

1. Order to suspend activities, order to restore to the original state, and orders of the measures equivalent thereto for the wetland protection areas as prescribed in Article 14 of the Act;
2. Restriction and prohibition of access, lifting such restriction and prohibition, and the public announcement thereof, as prescribed in Article 15 of the Act;

3. Collection of the use fee as prescribed in Article 18-2 (1) and (2) of the Act;
4. Payment of rewards as prescribed in Article 19 of the Act;
5. Authority for purchase of the land, etc. as prescribed in Article 20-2 of the Act; and
6. Imposition and collection of the fine for negligence as prescribed in Article 27 (1) 1 of the Act.

[This Article Newly Inserted by Presidential Decree No. 18017, Jun. 25, 2003]

Article 19 (Report)

The heads of the regional environmental governmental offices, regional maritime affairs and port offices, or the head of city/*Gun/Gu* shall respectively report the results of execution of the affairs delegated pursuant to the provisions of Article 18 to the Minister or the Minister of Land, Transport and Maritime Affairs by Jan. 31 of the following year. <Amended by Presidential Decree No. 19072, Sep. 30, 2005; Presidential Decree No. 20722, Feb. 29, 2008>

Article 19-2 (Appointment as Honorary Guide to Wetlands)

(1) When the Minister, the Minister of Land, Transport and Maritime Affairs, or the Mayor/*Do* governor intends to commission the honorary guides for wetland ecology pursuant to the provisions of Article 22-3 of the Act, he/she shall commission the persons who has completed a specified education course recognized by the Minister or the Minister of Land, Transport and Maritime Affairs among the applicants who apply to one of the following subsections: <Amended by Presidential Decree No. 20722, Feb. 29, 2008>

1. Persons having research or administrative experience related to conservation of wetlands or having experience in services at organizations related to conservation of wetlands for not less than two years; and
2. Persons having profound academic knowledge or experiences in the field of wetlands or natural environment.

(2) The period of commission for the honorary guides for wetland ecology pursuant to the provisions of Article 22-3 of the Act shall be two years.

(3) The scope of action for the honorary guides for wetland ecology shall be as follows:
<Amended by Presidential Decree No. 20188, Jul. 24, 2007>

1. Public relations and guidance for conservation of wetlands;
2. Guidance against the damaging activities to wetlands and notification thereof to the related agencies;
3. Suggestion for conservation of wetland protection areas, etc. and operation of facilities for conservation and use of wetlands; and
4. Guidance of eco-tourism in wetland protection areas, etc.

(4) The Minister, the Minister of Land, Transport and Maritime Affairs, or the Mayor/Do governor may support the activities of the honorary guides for wetland ecology within the limit of the budget. < Amended by Presidential Decree No. 20722, Feb. 29, 2008>

[This Article Newly Inserted by Presidential Decree No. 18017, Jun. 25, 2003]

Article 20 (Imposition and Collection of Fine for Negligence)

(1) In the event of imposing a fine for negligence pursuant to the provisions of Article 27 (2) of the Act, the imposing person shall examine and confirm the relevant offense, and notify the person subject to the disposition of fine for negligence to pay the fine for negligence by clearly stating the fact of offense, amount of fine for negligence, method of objection, and period of objection in writing.

(2) When the Minister, the Minister of Land, Transport and Maritime Affairs, or the Mayor/Do governor intends to impose a fine for negligence, he/she shall give an opportunity to state his/her opinion orally or in writing (including electronic document) to the person subject to the disposition of fine for negligence by designating a period of not less than ten days. In this case, where no opinion has been stated by the designated date, it shall be deemed that there is no opinion. <Amended by Presidential Decree No. 18312, Mar. 17,

2004; Presidential Decree No. 19072, Sep. 30, 2005; Presidential Decree No. 20722, Feb. 29, 2008>

(3) When the Minister, the Minister of Land, Transport and Maritime Affairs, or the Mayor/Do governor determines the amount of the fine for negligence, he/she shall take into account the motive and results of the relevant offense, whether or not there is any possibility for the damaged wetland ecosystem to recover to its original state, etc. <Amended by Presidential Decree No. 19072, Sep. 30, 2005; Presidential Decree No. 20722, Feb. 29, 2008>

(4) The procedures for collection of fines for negligence shall be prescribed by the Joint Ordinance.

ADDENDA (Enforcement Decree of the River Act <Presidential Decree No. 20763, Apr. 3, 2008>

Article 1 (Enforcement Date)

This Act shall enter into effect on Apr. 7, 2008.

Article 2 Omitted.

Article 3 (Amendment of Other Laws and Regulations)

(1) through (10) Omitted.

(11) Part of the Enforcement Decree of Wetlands Conservation Act shall be amended as follows:

Article 11 (1) 4 shall be changed as follows:

4. Occupancy subject to permission referred to in Articles 33 (1) and 50 of the River Act.

(12) through <20> Omitted.

Article 4 Omitted.