

# EROSION CONTROL WORK ACT

Wholly Amended by Act No. 4748, Mar. 24, 1994

Amended by Act No. 4816, Dec. 22, 1994

Act No. 5079, Dec. 29, 1995

Act No. 5153, Aug. 8, 1996

Act No. 5454, Dec. 13, 1997

Act No. 5766, Feb. 5, 1999

Act No. 6187, Jan. 21, 2000

Act No. 6489, Jul. 24, 2001

Act No. 6841, Dec. 30, 2002

Act No. 7678, Aug. 4, 2005

Act No. 8104, Dec. 28, 2006

Act No. 8283, Jan. 26, 2007

Act No. 8592, Aug. 3, 2007

Act No. 8852, Feb. 29, 2008

Act No. 9176, Dec. 26, 2008

Act No. 10331, May 31, 2010

Act No. 10844, Jul. 14, 2011

Act No. 11690, Mar. 23, 2013

Act No. 12052, Aug. 13, 2013

Act No. 13137, Feb. 3, 2015

Act No. 14517, Dec. 27, 2016

Act No. 15080, Nov. 28, 2017

Act No. 17012, Feb. 18, 2020

Act No. 18022, Apr. 13, 2021

## Article 1 (Purpose)

The purpose of this Act is to contribute to the promotion of the public interest and the development of industries by effectively executing erosion control work in order to prevent devastation of national land, protect the life and property of the people from landslide, etc. and conserve the national land. <Amended on Aug. 13, 2013>

## **Article 2 (Definitions)**

The terms used in this Act are defined as follows: *<Amended on Aug. 13, 2013; Dec. 27, 2016; Feb. 18, 2020>*

1. The term "devastated land" means an area which requires restoration work for the conservation of national land, prevention of disasters, creation of landscapes or development of source water, where mountainous districts (including other land; hereinafter the same shall apply) collapse, or soil and rocks, trees, etc. erode, or sand is blown by the wind due to natural or artificial causes;
2. The term "erosion control work" means a project building structures, or sowing or planting plants, as well as creating landscapes or developing source water incidental thereto, in order to restore devastated land, prevent or protect collapse of mountainous districts, erosion of soil and rocks, trees, etc. or sand blown by the wind, etc.;
3. The term "erosion control facilities" means structures built and plants sown or planted (including plants that have been growing before erosion control work is executed in areas where such is executed) by erosion control work;
4. The term "land for erosion control" means an area designated and publicly notified by the Special Metropolitan City Mayor, a Metropolitan City Mayor, the Special Self-Governing City Mayor, a Do Governor, the Governor of a Special Self-Governing Province (hereinafter referred to as "Mayor/Do Governor") or a Director General of a Regional Forest Service pursuant to Article 4, as the area where erosion control work has been executed or is to be executed;
5. The term "landslide" means the collapse of a mountainous district all at once due to natural or artificial causes;
6. The term "debris flow" means the fast rushing down of water-laden masses of soil, stone, trees, etc. from mountains or valleys.

## **Article 3 (Classification of Erosion Control Works)**

Depending on regions subject to erosion control work, erosion control works shall be classified as follows:

*<Amended on Aug. 13, 2013>*

1. Erosion control work in mountainous districts: Each of the following erosion control works executed in mountainous districts:
  - (a) A landslide prevention work: Erosion control work to prevent a landslide;
  - (b) A landslide restoration work: Erosion control work to restore a region where a landslide has occurred;
  - (c) A mountainous district conservation work: Erosion control work to prevent collapse or erosion of a mountainous district, or erosion of soil and stone;
  - (d) A mountainous district restoration work: Erosion control work to restore a mountainous district destroyed due to natural or artificial causes;

2. Erosion control work in coastal areas: Erosion control work executed in areas adjacent to the coast, such as sand dunes as follows:

(a) A work to create a forest for damage prevention along the beach: Erosion control work to reduce damage from tidal waves, wind and waves, sand blown by the wind, salt, etc.;

(b) A work to prevent coastal erosion: Erosion control work to prevent coastal erosion or restore the coast eroded by waves, etc.;

3. Erosion control work in wild stream: Erosion control work executed in mountainous valleys, stream or river connected to mountainous districts as follows:

(a) A mountain stream conservation work: Erosion control work to reduce the velocity of a mountain stream and prevent erosion and debris flow;

(b) A mountain stream restoration work: Erosion control work to restore a mountain stream destroyed due to natural or artificial causes;

(c) A construction work of an erosion control dam: Erosion control work to build a small dam across a mountain stream to prevent erosion and block soil, stone, trees, etc., and debris flow coming from upstream by reducing the gradient of a mountain stream, and develop source water.

#### **Article 3-2 (Master Plans on Erosion Control Work)**

(1) The Minister of Korea Forest Service shall formulate and implement a master plan on erosion control work (hereinafter referred to as "master plan") stating each of the following matters every five years to promote erosion control work in a planned and systematic manner:

1. Basic objectives of and direction for the erosion control work;
2. Matters necessary to facilitate the development of erosion control technology and the utilization thereof;
3. Matters concerning regions subject to erosion control work and follow-up management thereof;
4. Matters concerning the nurturing of technical human resources for erosion control work;
5. Matters concerning the expansion of international exchanges of erosion control technology;
6. Other matters deemed necessary by the Minister of Korea Forest Service.

(2) A master plan may be amended where there are extenuating grounds for modification regarding circumstances of erosion control works and economic conditions, etc.

(3) Where the Minister of Korea Forest Service intends to formulate or amend a master plan pursuant to paragraphs (1) and (2), he or she shall hear opinions of the head of the relevant administrative agency or a Mayor/Do Governor, and where he or she has formulated or amended a master plan, he or she shall inform a Mayor/Do Governor or a Director General of a Regional Forest Service of the details thereof without delay and publicly notify the outline thereof.

(4) Subject to the basic plan, a Mayor/Do Governor and a General Director of a Regional Forest Service shall formulate and implement a district plan for erosion control work every five years in consideration of the peculiarities of the district under his or her jurisdiction. <Newly Inserted on Aug. 13, 2013>

### **Article 3-3 (Investigation into Actual State of Devastated Land)**

(1) The Minister of Korea Forest Service shall conduct a basic investigation into the actual condition of devastated land every five years and reflect the outcomes thereof in master plans, in order to efficiently promote erosion control work. *<Amended on Aug. 13, 2013>*

(2) The Minister of Korea Forest Service may conduct a close investigation into a region where the basic investigation pursuant to paragraph (1) shows that the topography of such region may be changed, or its ecosystem or life circle may be damaged due to localized torrential downpours, etc. *<Amended on Aug. 13, 2013>*

(3) The Minister of Korea Forest Service may request the head of the relevant administrative agency, a Mayor/Do Governor and the head of a Si/Gun/Gu (referring to the head of an autonomous Gu; hereinafter the same shall apply) to provide materials necessary for efficiently conducting investigations referred to in paragraphs (1) and (2). In this case, those requested to provide materials shall comply with such request unless there are extenuating circumstances. *<Newly Inserted on Aug. 13, 2013>*

(4) Details and methods of conducting investigations referred to in paragraphs (1) and (2) or other necessary matters shall be prescribed by Ordinance of the Ministry of Agriculture, Food and Rural Affairs. *<Amended on Mar. 23, 2013; Aug. 13, 2013>*

### **Article 4 (Designation of Land for Erosion Control)**

(1) A Mayor/Do Governor or a Director General of a Regional Forest Service shall designate a land for erosion control as prescribed by Presidential Decree. In such cases, he or she shall hear the opinions of the head of a Si/Gun/Gu, and, if necessary for expropriating land, etc. pursuant to Article 10-2, shall also hear the opinion of the owners, possessors or interested persons of land, etc. and where he or she intends to designate a land for erosion control, in which erosion control work in wild stream is to be performed pursuant to subparagraph 3 of Article 3 for the river under the River Act, he or she shall consult with the head of a river management office in advance. *<Amended on Aug. 13, 2013>*

(2) Where a Mayor/Do Governor or the General Director of a Regional Forest Service has designated a land for erosion control pursuant to paragraph (1), he or she shall provide a public notice of such fact without delay, and notify the owners, possessors or interested persons of land, etc. of details of such destination. The same shall also apply in case of changing notified regions or cancelling designation of land for erosion control. *<Amended on Aug. 13, 2013>*

(3) Where the land to be designated as a land for erosion control under paragraph (1) falls short of the scale prescribed by Presidential Decree, such land may not be designated as a land for erosion control.

### **Article 5 (Execution of Erosion Control Work)**

(1) Erosion control work shall be the projects of the State.

(2) Erosion control work as projects of the State pursuant to paragraph (1) (hereinafter referred to as "national erosion control work") shall be executed by Mayors/Do Governors or a Director General of a Regional Forest Services, as prescribed by Presidential Decree.

#### **Article 6 (Execution of Erosion Control Work by Persons Other Than the State)**

(1) Local governments, public organizations and persons other than the State may execute erosion control work, notwithstanding the provisions of Article 5. In such cases, any person who intends to perform erosion control work shall submit a plan on erosion control work prescribed by Presidential Decree to a Mayor/Do Governor or the Director General of a Regional Forest Service.

(2) Where a Mayor/Do Governor or the Director General of a Regional Forest Service has received a plan on erosion control work under paragraph (1) and where such plans is deemed reasonable, he or she shall designate and publicly notify a land for erosion control pursuant to Article 4: Provided, That where work is performed as an erosion control work in wild stream falling under the latter part of Article 4 (1), he or she shall consult with a river management office in the region where erosion control work is to be executed, before designating and publicly notifying the land for erosion control.

(3) Where a Mayor/Do Governor or the Director General of a Regional Forest Service designates and publicly notifies a land for erosion control pursuant to paragraph (2), he or she may attach conditions necessary for the prevention of disasters, etc.

#### **Article 6-2 (Establishment of Database for Maintaining and Managing Erosion Control Dams)**

(1) The Minister of Korea Forest Service may establish and operate the database (hereinafter referred to as "the database") containing the construction years and dimensions of erosion control dams and whether or not erosion control dams underwent safety inspection for the purpose of systematic maintenance, management and safety inspection of erosion control dams.

(2) The Minister of Korea Forest Service may request the head of the relevant administrative agency or a Mayor/Do Governor to provide materials necessary for maintaining and operating the database. In such cases, the head of the relevant administrative agency or the Mayor/Do Governor who is requested to provide materials shall comply with such request unless there are extenuating circumstances.

(3) If necessary for efficiently establishing and operating the database, the Minister of Korea Forest Service may entrust the establishment and operation thereof to a specialized institution.

(4) Matters necessary for the establishment and operation of the database, and the entrustment referred to in paragraph (3) shall be prescribed by Ordinance of the Ministry of Agriculture, Food and Rural Affairs.

#### **Article 7 (Bearing of Expenses)**

The State shall bear expenses incurred in the execution of erosion control work: Provided, That where a local government, public organization or person other than the State executes erosion control work pursuant to Article 6, the relevant implementer shall bear the expenses incurred therein and the State may

provide subsidy to cover all or some of such expenses.

#### **Article 7-2 (Design and Execution of Erosion Control Work)**

(1) Where a Mayor/Do Governor or the Director General of a Regional Forest Service intends to execute erosion control work, he or she shall design and execute such work, in consideration of the conservation of national land, prevention of disasters, creation of landscapes or development of source water.

(2) Matters necessary for standards for the design and execution of erosion control work pursuant to paragraph (1) shall be prescribed by Ordinance of the Ministry of Agriculture, Food and Rural Affairs.

*<Amended on Mar. 23, 2013>*

#### **Article 7-3 (Evaluation of Validity of Erosion Control Work)**

(1) When a Mayor/Do Governor or a Director General of a Regional Forest Service intends to execute erosion control work, he or she shall conduct in advance the comprehensive feasibility study (hereinafter referred to as the "feasibility study") of such erosion control work in terms of its necessity, suitability, environmental friendliness, etc., taking into comprehensive account the master plan and landslide-prone areas referred to in Article 45-8 of the Forest Protection Act: Provided, That where he or she executes erosion control work to recover from natural disasters, such as landslide, he or she may omit the feasibility study thereof. *<Amended on Aug. 13, 2013>*

(2) Standards for and methods of feasibility study and projects subject to feasibility study and other necessary matters shall be prescribed by Presidential Decree.

#### **Article 8 (Disposition of Forestry Engineers)**

(1) Any person who executes erosion control work exceeding a certain scale prescribed by Ordinance of the Ministry of Agriculture, Food and Rural Affairs (including a person who executes such work on commission pursuant to Article 26) shall man forestry engineers among forestry technicians pursuant to Article 8 of the Act on Promotion and Management of Forestry Technology in order to provide instructions on duties related to formulation of a plan on erosion control work and execution thereof and make them perform such duties. *<Amended on Mar. 23, 2013; Nov. 28, 2017>*

(2) Matters necessary for the disposition, etc. of forestry engineers shall be prescribed by Ordinance of the Ministry of Agriculture, Food and Rural Affairs. *<Amended on Mar. 23, 2013>*

#### **Article 9 (Investigation by Public Officials)**

(1) If necessary for investigation into and measurement of the national erosion control work, a Mayor/Do Governor or a Director General of a Regional Forest Service may have public officials under his or her jurisdiction enter land of third persons, change or remove trees, bamboo, soil and stone and other obstacles.

(2) Any public official who enters land of third persons, or changes or removes obstacles under paragraph (1) shall carry an identification card indicating his or her authority and produce it to relevant persons.

(3) If necessary for executing the national erosion control work, a Mayor/Do Governor or the Director General of a Regional Forest Service may conduct the following acts with respect to land for erosion control or its neighbouring land, as prescribed by Presidential Decree. In such cases, Articles 14, 15, 15-2 and 25 (1) of the Management of Mountainous Districts Act and Article 36 (1) and (4) of the Forest Resources Creation and Management Act shall not apply: *<Amended on Aug. 13, 2013; Feb. 18, 2020>*

1. Temporary use of such lands for the purpose of a material storage yard or temporary road;
2. Change of the form or quality of such lands, or establishment of structures thereon;
3. Collection of trees, bamboo, soil and stone, chunks of sod or grasses from such lands.

#### **Article 10 (Compensation for Losses)**

(1) Where any person has suffered a loss due to acts prescribed in Article 9 (1) and (3), a Mayor/Do Governor or the Director General of a Regional Forest Service shall compensate such loss, as prescribed by Presidential decree. *<Amended on Aug. 13, 2013>*

(2) If necessary for executing erosion control works referred to in Article 3, a Mayor/Do Governor or the Director General of a Regional Forest Service may purchase or exchange any land for erosion control and its neighbouring land within budgetary limits in consultation with or at the request of the land owner, by applying mutatis mutandis Article 45-12 of the Forest Protection Act. *<Newly Inserted on Aug. 13, 2013>*

#### **Article 10-2 (Expropriation and Use of Land)**

(1) If necessary for executing erosion control works referred to in Article 3, a Mayor/Do Governor or the Director General of a Regional Forest Service may expropriate (including “use”; hereinafter the same shall apply) any land, goods or right (hereinafter referred to as “land, etc.”) located in the work area.

(2) Where any land for erosion control is designated and publicly notified pursuant to Article 4, there shall be deemed to be project approval and public notification of project approval referred to in Articles 20 (1) and 22 of the Act on the Acquisition of and Compensation for Land for Public Works Projects.

(3) The Act on the Acquisition of and Compensation for Land for Public Works Projects shall apply mutatis mutandis to expropriations referred to in paragraph (1).

#### **Article 11 (Determinations of Compensation)**

With regard to compensation for losses pursuant to Article 10, a Mayor/Do Governor or the Director General of a Regional Forest Service shall agree with a person who suffers such losses.

#### **Article 12 (Requests for Adjudication)**

Where an agreement pursuant to Article 11 has failed to be reached or cannot be reached, the relevant parties may request a competent land expropriation committee under Article 51 of the Act on Acquisition

of and Compensation for Land for Public Works Projects to adjudicate, as prescribed by Presidential Decree.

### **Article 13 (Prohibition of Refusal of Erosion Control Work)**

No one shall refuse or interfere with the execution of erosion control work or management of erosion control facilities.

### **Article 14 (Restrictions on Acts in Land for Erosion Control)**

(1) No one shall fell trees or bamboo, collect soil or stone, tree roots or grass roots, graze livestock, destroy or change other erosion control facilities, or change the form or quality of land in land for erosion control, without obtaining permission from the Special Self-Governing City Mayor, the Special Self-Governing Province Governor, the head of a Si/Gun/Gu or the Director General of a Regional Forest Service: Provided, That this shall not apply where a person executes river conservation works or obtains permission to occupy a river zone under the River Act. *<Amended on Dec. 27, 2016>*

(2) Where The Special Self-Governing City Mayor, the Special Self-Governing Province Governor, the head of a Si/Gun/Gu or the Director General of a Regional Forest Service receives a request for permission pursuant to the main clause of paragraph (1), he or she shall grant permission, except in cases where details of such request fall under any of the following subparagraphs: *<Amended on Dec. 27, 2016; Feb. 18, 2020>*

1. Destroying fundamental structures built by erosion control work or changing the original form thereof;
2. Lumbering standing trees or bamboo other than damaged trees, which obstructs achieving the purpose of designating land for erosion control;
3. Collecting chunks of sod, grasses, soil or stone or grazing livestock that may lead to soil erosion, etc., to the extent that the same may hinder the achievement of the purpose of designating land for erosion control.

(3) Where a person has obtained permission pursuant to paragraph (2), he or she shall be deemed to have obtained permission or have reported pursuant to Articles 14, 15, 15-2 and 25 (1) of the Management of Mountainous Districts Act and Article 36 (1) and (4) of the Creation and Management of Forest Resources Act.

### **Article 15 (Management of Erosion Control Facilities)**

(1) A person who has executed erosion control works shall manage erosion control facilities: Provided, That where there occurs change in the competent administrative agency referred to in Article 5 of the Creation and Management of Forest Resources Act, the new management entity following such change shall manage them. *<Amended on Aug. 13, 2013>*

(2) If necessary to secure the safety of erosion control facilities, managers of erosion control facilities pursuant to paragraph (1) shall conduct inspections and safety tests, and take safety measures in accordance with the results thereof.

(3) Matters necessary for management, inspections, safety tests and safety measures of erosion control facilities pursuant to paragraphs (1) and (2) shall be prescribed by Presidential Decree.

#### **Article 16 (Bearing of Management Expenses)**

The relevant manager shall bear expenses incurred in management of erosion control facilities.

#### **Article 17 (Devolvement of Earnings)**

A Mayor/Do Governor or a Director General of a Regional Forest Service may distribute earnings from erosion control facilities, which have been established by the national erosion control work, to an owner or occupant of land for erosion control or a manager of such facilities, as prescribed by Presidential Decree.

**Article 18 Deleted.** <Dec. 28, 2006>

**Article 19 Deleted.** <Jul. 14, 2011>

#### **Article 20 (Cancellation of Designation of Land for Erosion Control)**

(1) Where a land for erosion control falls under any of the following subparagraphs, a Mayor/Do Governor or a Director General of a Regional Forest Service may cancel the designation thereof, as prescribed by Presidential Decree. In such cases, he or she shall hear opinions of the head of a Si/Gun/Gu:

1. Where the land for erosion control is deemed necessary for a business directly conducted by the State or a local government;
2. Where the land for erosion control is deemed necessary for a business recommended by the State or a local government as its policy measures;
3. Where the land for erosion control is deemed necessary for public works project pursuant to Article 4 of the Act on Acquisition of and Compensation for Land for Public Works Projects;
4. Where the land for erosion control is deemed necessary for collecting soil and stone for projects prescribed by Presidential Decree;
5. Where the purpose of designating the land for erosion control prescribed by Presidential Decree has been achieved;
6. Where the purpose of designating the land for erosion control prescribed by Presidential Decree has become irrelevant.

(2) Where a Mayor/Do Governor or a General Director of a Regional Forest Service has cancelled the designation of a land for erosion control pursuant to paragraph (1), he or she shall provide a public notice of such cancellation.

(3) Where the designation of a land for erosion control has been cancelled pursuant to paragraph (1), a Mayor/Do Governor or the General Director of a Regional Forest Service may gratuitously transfer erosion control facilities which have been established by national erosion control works to the owner of such land, as prescribed by Presidential Decree.

#### **Article 21 (Compensation for Expenses)**

Any person who intends to obtain cancellation of designation of a land for erosion control for any business falling under Article 20 (1) 2 through 4 shall compensate expenses incurred in the execution of erosion control work and other expenses prescribed by Presidential Decree to a manager of erosion control facilities: Provided, That this shall not apply to cases prescribed by Presidential Decree.

#### **Article 22 (Perusal of Documents Free of Charge)**

Where necessary for the execution of erosion control work, the relevant public official may peruse or make copies necessary documents and drawings, or apply for a certified copy thereof free of charge at a registry office, tax office, office of the Special Self-Governing City, the Special Self-Governing Province, or a Si/Gun/Gu (referring to an autonomous Gu) or Eup/Myeon having jurisdiction over the relevant land for erosion control. *<Amended on Dec. 27, 2016>*

#### **Article 22-2 (Korea Association of Forest Enviro-Conservation Technology)**

(1) A Korea Association of Forest Enviro-Conservation Technology (hereinafter referred to as the "Association") shall be established to conduct business, such as support of erosion control technology and international technology exchanges, investigations, evaluation and tests in connection with works to prevent landslides and debris flows and education and publicity of erosion control policies. *<Amended on Apr. 13, 2021>*

(2) The Association shall be a corporation.

(3) The Association shall perform the following projects: *<Newly Inserted on Apr. 13, 2021>*

1. Investigations on works of erosion control and forest roads (referring to forest roads under subparagraph 1 (d) of Article 2 of the Creation and Management of Forest Resources Act; hereinafter the same shall apply), and inspections and safety tests of erosion control and forest road facilities;
2. International exchanges of erosion control and forest road technologies and information, etc.;
3. Development and dissemination of various programs related to works of erosion control and forest roads;
4. Support for urgently needed restoration from disasters;
5. Projects to support the prevention of landslides;
6. Projects to support the restoration of devastated land in North Korea;
7. Projects that may be performed by the Association in accordance with this Act or other statutes or regulations;

8. Other projects prescribed by the articles of incorporation to achieve the purposes of the Association.
- (4) Business and organizational structure of the Association and other necessary matters shall be prescribed by Ordinance of the Ministry of Agriculture, Food and Rural Affairs. *<Amended on Mar. 23, 2013; Dec. 27, 2016; Apr. 13, 2021>*
- (5) The provisions on incorporated associations of the Civil Act shall apply mutatis mutandis to matters not prescribed in this Act regarding the Association. *<Amended on Apr. 13, 2021>*
- (6) The Mayor/Do Governor, the head of a Si/Gun/Gu or a Director General of a Regional Forest Service may entrust affairs for the evaluation of validity referred to in Article 7-3 (1) to the Association, as prescribed by Presidential Decree. *<Newly Inserted on Dec. 27, 2016; Apr. 13, 2021>*

### **Article 22-3 (Legal Fiction as Public Official in Application of Penalty Provisions)**

The executive officers and employees of the Association who are engaged in the affairs entrusted pursuant to Article 22-2 (6) shall be deemed to be public officials in applying Articles 129 through 132 of the Criminal Act. *<Amended on Apr. 13, 2021>*

### **Article 23 (Erosion Control Work by Local Governments)**

Articles 7-3, 9, 10, 10-2, 11, 12, 17 and 20 (3) shall apply mutatis mutandis to erosion control works executed by local governments under Article 6 and the management of erosion control facilities. In this case, “a Mayor/Do Governor or the Director General of a Regional Forest Service” shall be deemed as “the head of a local government”, and “national erosion control work” as “erosion control work executed by a local government.” *<Amended by Dec. 27, 2016>*

### **Article 24 (Erosion Control Work by Public Organizations)**

In cases of erosion control work which is executed pursuant to Article 6 by a person other than the State or local governments, Articles 14, 15, 15-2 and 25 (1) of the Mountainous Districts Management Act and Article 36 (1) and (4) of the Creation and Management of Forest Resources Act shall not apply to the land for erosion control where such work is executed.

### **Article 24-2 (International Cooperation)**

The State or local governments may strengthen international cooperation on land erosion control, such as international exchanges on erosion control technology and information, nurturing of human resources specialized in international business and international joint research and development, and provide necessary support therefor.

### **Article 24-3 (Development of Technologies for Erosion Control Works)**

(1) The State shall establish and implement policies necessary for preventing landslides and debris flows, such as policies for research and development and education and publicity of technologies for such

prevention.

(2) The State and local governments may delegate or entrust the research and development and education of technologies referred to in paragraph (1) to the institutions or organizations prescribed by Ordinance of the Ministry of Agriculture, Food and Rural Affairs.

(3) Where the State and local governments makes delegation or entrustment pursuant to paragraph (2), they may give necessary administrative and financial support.

#### **Article 25 (Delegation of Authority)**

(1) Authority of the Minister of Korea Forest Service under this Act may be partially delegated to a Mayor/Do Governor or the Director General of a Regional Forest Service, as prescribed by Presidential Decree.

(2) Authority of a Mayor/Do Governor or the Director General of a Regional Forest Service under this Act may be partially delegated to the head of a Si/Gun/Gu or the head of a management office of national forests of a Regional Forest Service, as prescribed by Presidential Decree.

#### **Article 26 (Entrustment of Work)**

A Mayor/Do Governor or a Director General of a Regional Forest Service may entrust a forestry cooperative or the National Forestry Cooperatives Federation under the Forestry Cooperatives Act with the execution of erosion control work, as prescribed by Presidential Decree.

#### **Article 27 (Penalty Provisions)**

Any person who violates Article 14 (1) shall be punished by imprisonment with labor for not more than five years or by a fine not exceeding 50 million won. <Amended on Dec. 27, 2016>

#### **Article 28 (Penalty Provisions)**

Any person who violates Article 13 shall be punished by imprisonment with labor for not more than one year or by a fine not exceeding 10 million won. <Amended on Dec. 27, 2016>

ADDENDA <Act No. 4748, Mar. 24, 1994>

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

This Act shall enter into force six months after the date of its promulgation.

#### **Article 2 (Amendment of Other Acts)**

(1) through (9) Omitted.

(10) Where the provisions of the former Work against Land Erosion and Collapse Act has been cited by other Acts and subordinate statutes as at the time this Act enters into force, when provisions corresponding thereto exist in this Act, the relevant provisions of this Act shall be deemed cited in lieu of the former provisions.

ADDENDA <Act No. 4816, Dec. 22, 1994>

**Article 1 (Enforcement Date)**

This Act shall enter into force six months after the date of its promulgation.

**Articles 2 through 10 Omitted.**

ADDENDA <Act No. 5079, Dec. 29, 1995>

**Article 1 (Enforcement Date)**

This Act shall enter into force on January 1, 1996.

**Articles 2 and 3 Omitted.**

ADDENDA <Act No. 5153, Aug. 8, 1996>

**Article 1 (Enforcement Date)**

This Act shall enter into force on the date the Presidential Decree on the structure of the Ministry of Maritime Affairs and Fisheries and the Korea Coast Guard enters into force in accordance with the amended provisions of Article 41 within 30 days after the date of its promulgation.

**Articles 2 through 4 Omitted.**

ADDENDUM <Act No. 5454, Dec. 13, 1997>

This Act shall enter into force on January 1, 1998. (Proviso Omitted.)

ADDENDUM <Act No. 5766, Feb. 5, 1999>

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

ADDENDA <Act No. 6187, Jan. 21, 2000>

**Article 1 (Enforcement Date)**

This Act shall enter into force on May 1, 2000. (Proviso Omitted.)

**Articles 2 through 14 Omitted.**

ADDENDUM <Act No. 6489, Jul. 24, 2001>

This Act shall enter into force six months after the date of its promulgation.

ADDENDA <Act No. 6841, Dec. 30, 2002>

**Article 1 (Enforcement Date)**

This Act shall enter into force nine months after the date of its promulgation.

**Articles 2 through 12 Omitted.**

ADDENDA <Act No. 7678, Aug. 4, 2005>

**Article 1 (Enforcement Date)**

This Act shall enter into force one year after the date of its promulgation.

**Articles 2 through 12 Omitted.**

ADDENDA <Act No. 8104, Dec. 28, 2006>

(1) (Enforcement Date) This Act shall enter into force three months after the date of its promulgation.

(2) (Transitional Measures concerning Reversion of Earnings) The former provisions of Article 17 shall apply to reversion of earnings to persons who have paid an apportionment by beneficiaries pursuant to the former provisions of Article 18 as at the time this Act enters into force.

(3) (Transitional Measures concerning Apportionment by Beneficiaries) The former provisions shall apply to the collection of an apportionment to persons who have been taken a disposition of imposition of an apportionment by beneficiaries pursuant to the former provisions of Article 18 as at the time this Act enters into force.

(4) Omitted.

ADDENDA <Act No. 8283, Jan. 26, 2007>

**Article 1 (Enforcement Date)**

This Act shall enter into force six months after the date of its promulgation.

**Articles 2 through 12 Omitted.**

ADDENDA <Act No. 8592, Aug. 3, 2007>

(1) (Enforcement Date) This Act shall enter into force six months after the date of its promulgation.

(2) (Cancellation of Designation of Managers of Erosion Control Facilities) Designation of a manager of erosion control facilities pursuant to the proviso of Article 15 (1) as at the time this Act enters into force shall be deemed to have been cancelled on the date this Act enters into force.

ADDENDA <Act No. 8852, Feb. 29, 2008>

**Article 1 (Enforcement Date)**

This Act shall enter into force on the date of its promulgation. (Proviso Omitted.)

**Articles 2 through 7 Omitted.**

ADDENDUM <Act No. 9176, Dec. 26, 2008>

This Act shall enter into force three months after the date of its promulgation.

ADDENDA <Act No. 10331, May 31, 2010>

**Article 1 (Enforcement Date)**

This Act shall enter into force six months after the date of its promulgation. (Proviso Omitted.)

**Articles 2 through 13 Omitted.**

ADDENDA <Act No. 10844, Jul. 14, 2011>

**Article 1 (Enforcement Date)**

This Act shall enter into force six months after the date of its promulgation.

**Article 2 (Transitional Measures concerning Expenses Borne by Contributors)**

Where procedures for collecting expenses borne by contributors pursuant to the former provisions of Article 19 (1) and (3) are underway, as at the time when this Act enters into force, the former provisions shall apply.

ADDENDA <Act No. 11690, Mar. 23, 2013>

**Article 1 (Enforcement Date)**

(1) This Act shall enter into force on the date of its promulgation.

(2) Omitted.

**Articles 2 through 7 Omitted.**

ADDENDUM <Act No. 12052, Aug. 13, 2013>

This Act shall enter into force six months after the date of its promulgation.

ADDENDUM <Act No. 13137, Feb. 3, 2015>

This Act shall enter into force six months after the date of its promulgation.

ADDENDUM <Act No. 14517, Dec. 27, 2016>

This Act shall enter into force on the date of its promulgation: Provided, That the amended provisions of Articles 27 and 28 shall enter into force one month after the date of its promulgation.

ADDENDA <Act No. 15080, Nov. 28, 2017>

**Article 1 (Enforcement Date)**

This Act shall enter into force one year after the date of its promulgation.

**Articles 2 through 6 Omitted.**

ADDENDUM <Act No. 17012, Feb. 18, 2020>

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

ADDENDA <Act No. 18022, Apr. 13, 2021>

**Article 1 (Enforcement Date)**

This Act shall enter into force six months after the date of its promulgation.

**Article 2 (Transitional Measures Following Name Change of Association)**

The Association for Erosion Control under the previous provisions as at the time this Act enters into force shall be deemed the Korea Association of Forest Enviro-Conservation Technology pursuant to this Act.

Last updated : 2022-08-17