

ENFORCEMENT DECREE OF THE BAEKDU-DAEGAN PROTECTION ACT

Presidential Decree No. 18618, Dec. 30, 2004
Amended by Presidential Decree No. 19152, Nov. 30, 2005
Presidential Decree No. 19292, Jan. 26, 2006
Presidential Decree No. 19507, jun. 12, 2006
Presidential Decree No. 19639, Aug. 4, 2006
Presidential Decree No. 20256, Sep. 10, 2007
Presidential Decree No. 20290, Sep. 27, 2007
Presidential Decree No. 20322, Oct. 15, 2007
Presidential Decree No. 20680, Feb. 29, 2008
Presidential Decree No. 20854, jun. 20, 2008
Presidential Decree No. 21537, jun. 16, 2009
Presidential Decree No. 21807, Nov. 2, 2009
Presidential Decree No. 21847, Nov. 26, 2009
Presidential Decree No. 21881, Dec. 14, 2009
Presidential Decree No. 22073, Mar. 9, 2010
Presidential Decree No. 22151, May 4, 2010
Presidential Decree No. 22346, Aug. 17, 2010
Presidential Decree No. 22493, Nov. 15, 2010
Presidential Decree No. 24474, Mar. 23, 2013
Presidential Decree No. 25596, Sep. 11, 2014
Presidential Decree No. 26302, jun. 1, 2015
Presidential Decree No. 26754, Dec. 22, 2015
Presidential Decree No. 28363, Oct. 17, 2017
Presidential Decree No. 28799, Apr. 17, 2018
Presidential Decree No. 29950, Jul. 2, 2019

Article 1 (Purpose)

The purpose of this Decree is to provide for the matters delegated by the Baekdu-daegan Protection Act and matters necessary for enforcing said Act. <Amended by Presidential Decree No. 20322, Oct. 15, 2007;

Presidential Decree No. 21537, Jun. 16, 2009>

Articles 2 and 3 Deleted. *<by Presidential Decree No. 19152, Nov. 30, 2005>*

Article 4 Deleted. *<by Presidential Decree No. 21537, Jun. 16, 2009>*

Article 5 (Guidelines for Formulation of Implementation Plans for Protection of Baekdu-daegan)

The guidelines for formulating an annual implementation plan (hereinafter referred to as "implementation plan") for the protection of the Baekdu-daegan under Article 5 (1) of the Baekdu-daegan Protection Act (hereinafter referred to as the "Act") are as follows: *<Amended by Presidential Decree No. 19152, Nov. 30, 2005; Presidential Decree No. 21537, Jun. 16, 2009>*

1. A project plan for the following matters, to be pursued during the following year, shall be formulated in detail in accordance with the basic plan for the protection of the Baekdu-daegan (hereinafter referred to as "basic plan");
 - (a) Matters specified in Article 4 (4) of the Act;
 - (b) Calculation of expenses incurred in conducting the project and procuring the funds therefor;
2. Project performance of the preceding year shall be evaluated, and the results thereof shall be reflected in the implementation plan;
3. Other matters specified in the basic plan shall be included in the implementation plan.

Article 6 Deleted. *<by Presidential Decree No. 19152, Nov. 30, 2005>*

Article 7 (Public Notice, etc. of Designation of Baekdu-daegan Protection Areas, Cancellation of Designation, and Change of Boundaries)

(1) When the Administrator of the Korea Forest Service designates an area as part of the Baekdu-daegan Protection Area (hereinafter referred to as "Protection Area"), cancels the designation, or changes the boundaries between a core district and a buffer district under Article 6 (2) or 9 (1) of the Act, he/she shall give public notice of the following matters in the Official Gazette: *<Amended by Presidential Decree No. 19152, Nov. 30, 2005; Presidential Decree No. 21537, Jun. 16, 2009; Presidential Decree No. 28363, Oct. 17, 2017>*

1. Purposes of designation, cancellation of designation, or change of boundaries;
2. Date of designation, cancellation of designation, or change of boundaries;
3. Lot numbers, land categories, and cadastral register of the land subject to the designation, cancellation of designation, or change of boundaries;
- 3-2. Drawing specifying the protection area and district on a topographical drawing or cadastral map, etc. under Article 8 (2) of the Framework Act on the Regulation of Land Use;
4. Other matters that the Administrator of the Korea Forest Service deems particularly necessary.

(2) The competent Do Governor or the head of the competent Si/Gun shall make available to the public the matters publicly notified under paragraph (1) for at least 20 days. <Amended by Presidential Decree No. 19152, Nov. 30, 2005; Presidential Decree No. 28363, Oct. 17, 2017>

Article 8 (Acts Permitted in Core Districts)

(1) “Facilities prescribed by Presidential Decree” in Article 7 (1) 2 of the Act means the following facilities installed by the State, a local government, or an enterprise with a paid-in capital of at least 50 percent of which has been invested by the Government: <Amended by Presidential Decree No. 19152, Nov. 30, 2005; Presidential Decree No. 20322, Oct. 15, 2007; Presidential Decree No. 21537, Jun. 16, 2009; Presidential Decree No. 21807, Nov. 2, 2009; Presidential Decree No. 22346, Aug. 17, 2010; Presidential Decree No. 25596, Sep. 11, 2014>

1. Roads, railroads, river facilities, track facilities, or transmission towers: Provided, That the installation of temporary facilities, such as access roads and site offices under Article 7 (1) 10 of the Act (excluding workshops), are not permitted in the case of a transmission tower, but workshops may be installed in a minimum surface area during the minimum period necessary for installing the transmission tower;
2. Facilities for windbreak, fire-fighting, or erosion control;
3. National telecommunications facilities;
4. Meteorological facilities;
5. Facilities for protection against mining damage under the Mining Damage Prevention and Restoration Act.

(2) “Facilities prescribed by Presidential Decree” in Article 7 (1) 4 of the Act means the following facilities: <Amended by Presidential Decree No. 19152, Nov. 30, 2005; Presidential Decree No. 19639, Aug. 4, 2006; Presidential Decree No. 21537, Jun. 16, 2009; Presidential Decree No. 22073, Mar. 9, 2010; Presidential Decree No. 25596, Sep. 11, 2014; Presidential Decree No. 29950, Jul. 2, 2019>

1. Facilities for protection and relief from insect pests and diseases;
2. Facilities for prevention of, and recovery from, forest disasters, such as forest fires and landslide;
3. Skidding trails and work paths for the protection of forests and for the conservation and propagation of forest resources;
4. Facilities for the conservation and management of experimental forests designated under Article 47 (1) of the Creation and Management of Forest Resources Act, forest conservation zones under Article 7 (1) of the Forest Protection Act, protected trees under Article 13 (1) of the said Act, or facilities for testing and research thereon.

(3) “Development of mines under the conditions prescribed by Presidential Decree, such as mining facilities standards, restrictions on the area to be developed, and restoration of damaged land” in Article 7 (1) 7 of the Act means the following development activities: <Amended by Presidential Decree No. 19152, Nov. 30, 2005; Presidential Decree No. 20256, Sep. 10, 2007; Presidential Decree No. 25596, Sep. 11, 2014>

1. Installation of facilities for searching and drilling for minerals defined in subparagraph 1 of Article 3 of the Mining Industry Act;
 2. Extracting minerals defined in subparagraph 1 of Article 3 of the Mining Industry Act from a mine where the area to be developed is less than 20,000 square meters;
 3. Extracting limestone from a strip mine with authorization or permission obtained under the provisions of the relevant statutes on or before December 31, 2004.
- (4) “Facilities prescribed by Presidential Decree” in Article 7 (1) 8 of the Act means the following facilities installed on the land not in any mountainous district defined in subparagraph 1 of Article 2 of the Mountainous Districts Management Act: *<Amended by Presidential Decree No. 19152, Nov. 30, 2005; Presidential Decree No. 20854, Jun. 20, 2008; Presidential Decree No. 21847, Nov. 26, 2009; Presidential Decree No. 25596, Sep. 11, 2014; Presidential Decree No. 26754, Dec. 22, 2015>*
1. Facilities specified in Article 2 (3) of the Enforcement Decree of the Farmland Act, among facilities necessary for agricultural production;
 2. Facilities for the cultivation of crops, the livestock industry, and forestry defined in Article 2 of the Enforcement Decree of the Framework Act on Agriculture, Rural Community and Food Industry;
 3. A farmhouse and its appurtenant facilities defined in Article 4 (5) of the Enforcement Decree of the Act on Special Rural Development Tax, where the total area of building sites is less than 660 square meters.
- (5) “Appurtenant facilities specified by Presidential Decree, such as electricity, waterworks, and sewerage systems” in Article 7 (1) 9 of the Act means the following facilities: *<Newly Inserted by Presidential Decree No. 25596, Sep. 11, 2014>*
1. Telecommunications systems defined in subparagraph 2 of Article 2 of the Framework Act on Telecommunications;
 2. Waterworks defined in subparagraph 17 of Article 3 of the Water Supply and Waterworks Installation Act;
 3. Sewerage systems defined in subparagraph 3 of Article 2 of the Sewerage Act.
- (6) “Temporary facilities specified by Presidential Decree, such as temporary access roads, site offices, and workshops” in Article 7 (1) 10 of the Act means the following facilities: *<Newly Inserted by Presidential Decree No. 25596, Sep. 11, 2014>*
1. Access roads;
 2. Site offices;
 3. Workshops;
 4. Facilities for surveying and investigating geographical features and earth and soil;
 5. Parking areas, restrooms, warehouses, lodging facilities, canteens, purification facilities, disaster prevention facilities, and facilities for loading and transportation of materials.

Article 9 (Acts Permitted in Buffer Districts)

(1) Deleted. <by Presidential Decree No. 19152, Nov. 30, 2005>

(2) “Forest facilities for public use prescribed by Presidential Decree” in Article 7 (2) 2 of the Act means facilities for forest bathing places, forest training places, ecological woods, etc. <Amended by Presidential Decree No. 21537, Jun. 16, 2009; Presidential Decree No. 25596, Sep. 11, 2014>

(3) “Facilities prescribed by Presidential Decree” in Article 7 (2) 3 of the Act means the following facilities: <Amended by Presidential Decree No. 19152, Nov. 30, 2005; Presidential Decree No. 21537, Jun. 16, 2009; Presidential Decree No. 25596, Sep. 11, 2014>

1. Forest roads built by the State or a local government;

2. Any of the following facilities installed by a forest manager defined in the Enforcement Decree of the Forestry and Mountain Villages Development Promotion Act on an area of less than 3,000 square meters:

(a) Buildings for forestry management, excluding residential buildings for the management of forest works;

(b) Facilities for drying or storing non-timber forest products;

(c) Facilities for storing equipment and materials for forestry, such as fertilizers, pesticides, and machines;

3. Facilities for producing, processing, or distributing products eligible for support for sources of income from forest products under Article 8 (1) of the Enforcement Decree of the Forestry and Mountain Villages Development Promotion Act on an area of less than 3,000 square meters.

(4) “Facilities prescribed by Presidential Decree” in Article 7 (2) 4 of the Act means facilities related to the development of aerospace technology, among research and development projects subject to deliberation by the Presidential Advisory Council on Science and Technology under the Presidential Advisory Council on Science and Technology Act. <Amended by Presidential Decree No. 19152, Nov. 30, 2005; Presidential Decree No. 24474, Mar. 23, 2013; Presidential Decree No. 25596, Sep. 11, 2014; Presidential Decree No. 28799, Apr. 17, 2018>

(5) “Equal to or smaller than the size prescribed by Presidential Decree” in Article 7 (2) 5 of the Act means not larger than the size specified in either of the following: <Amended by Presidential Decree No. 25596, Sep. 11, 2014>

1. For extension: 130/100 of the previous size, including the previous area of a house or facility (based on the total floor area);

2. For remodeling: 100/100 of the previous size, including the previous area of a house or facility (based on the total floor area).

(6) “Facilities prescribed by Presidential Decree, such as facilities, etc. for the supply of electric power, oil, or gas” in Article 7 (2) 6 of the Act means the following facilities: <Amended by Presidential Decree No. 21537, Jun. 16, 2009; Presidential Decree No. 25596, Sep. 11, 2014>

1. Facilities for the supply of electric power, oil, or gas;
2. Facilities for the reserve and storage of oil;
3. Waterworks and sewerage systems.

(7) “Strip mining of limestone prescribed by Presidential Decree” in Article 7 (2) 7 of the Act means strip mining of limestone, to be conducted under the following conditions within an area to be developed (excluding an area equivalent to the area restored or recovered, if the development of another mine has not commenced within six months after the development of a mine was completed and the damaged area was restored or recovered) in a Do with authorization, permission, etc. given under the provisions of the relevant statutes on or before December 31, 2004, in addition to the condition that the damaged area shall be restored or recovered upon completion of relevant development activities. In such cases, the following conditions shall not apply to the authorization, permission, etc. only for the extension of the period of permission to divert a mountainous district, necessary for the development of a mine, at the end of the period: <Newly Inserted by Presidential Decree No. 19152, Nov. 30, 2005; Presidential Decree No. 25596, Sep. 11, 2014>

1. The damaged area shall not exceed the area restored or recovered;
2. The area shall be at least 30,000 square meters but shall be less than 300,000 square meters.

(8) “Facilities for publicity campaigns or training prescribed by Presidential Decree” in Article 7 (2) 8 of the Act means facilities installed by the State or a local government for a Baekdu-daegan information center, a history and culture center, or an ecosystem learning center. <Amended by Presidential Decree No. 19152, Nov. 30, 2005; Presidential Decree No. 21537, Jun. 16, 2009; Presidential Decree No. 25596, Sep. 11, 2014>

(9) “Facilities for livestock industry experience facilities prescribed by Presidential Decree” in Article 7 (2) 9-2 of the Act means any of the following facilities: Provided, That the total area of the following facilities shall be limited to not more than 1,000 square meters and the total area of the facilities referred to in subparagraph 3 shall be limited to not more than 330 square meters: <Newly Inserted by Presidential Decree No. 28363, Oct. 17, 2017>

1. Experience facilities for feeding or milking livestock, riding horse- or ox-drawn carts, or processing dairy products, meat, or eggs;
2. Facilities for viewing farms and shelter from snow and rain;
3. Vending machines, restrooms, livestock sales facilities, kiosks, and chairs with or without roofs.

(10) “Appurtenant facilities prescribed by Presidential Decree, such as electricity, waterworks, and sewerage systems” in Article 7 (2) 10 of the Act means the facilities specified in Article 8 (5). <Newly Inserted by Presidential Decree No. 25596, Sep. 11, 2014>

(11) “Temporary facilities prescribed by Presidential Decree, such as access roads, site offices, and workshops” in Article 7 (2) 11 of the Act means the facilities specified in Article 8 (6). <Newly Inserted by Presidential Decree No. 25596, Sep. 11, 2014>

Article 10 (Scope of Advance Consultation regarding Development Activities and Guidelines, Procedure, etc. for Advance Consultation)

(1) The following activities do not require consultation with the Administrator of the Korea Forest Service under Article 8 in conducting the development activities referred to in Article 7 (1) or (2) of the Act:

1. Installation of facilities for national defense or for military operations under Article 7 (1) 1 of the Act, if the Minister of National Defense has pre-consulted with the Administrator of the Korea Forest Service, deeming it necessary to strictly keep them secret for military purposes or to urgently take action for the commencement of a military operation. In such cases, the Administrator of the Korea Forest Service shall seek an opinion from the Minister of Environment in the course of advance consultation;
2. Restoration and repair of cultural assets or traditional temples under Article 7 (1) 5 of the Act;
3. Environmental conservation projects or forest projects conducted by the Minister of Environment or the Administrator of the Korea Forest Service.

(2) The following principles shall be observed at the time of consultation under Article 8 (1) of the Act:

1. The Baekdu-daegan shall not be isolated;
2. No hindrance shall be caused to the conservation of forests, landscape, wild animals, plants, etc.;
3. No activity shall be conducted in an area deemed worthy of special protection due to geographical features or features of the distribution of vegetation;
4. No activity subject to restriction under any other Act shall be conducted, if the area is included in an area, district, or zone designated under such Act.

(3) When the head of a relevant administrative agency or the head of a local government intends to request a consultation with the Administrator of the Korea Forest Service, he/she shall present a written request for advance consultation on development activities in attached Form 1, along with the following documents: <Amended by Presidential Decree No. 19152, Nov. 30, 2005; Presidential Decree No. 20322, Oct. 15, 2007; Presidential Decree No. 21881, Dec. 14, 2009; Presidential Decree No. 25596, Sep. 11, 2014; Presidential Decree No. 26302, Jun. 1, 2015>

1. A copy of a project plan (including the purposes of the installation of facilities, the period of project, a plan for the use of land in the area determined for the development activities, a plan for the disposal of earth, and a plan for the prevention of damage);
2. A copy of a list of parcels of land in the area determined for the development activities, specifying the lot numbers, land categories, areas, owners, etc.;
3. A copy of a document evidencing ownership of the land in the area determined for the development activities and rights to use such land for profit: Provided, That the foregoing shall not apply where land or other property is expropriated or used under Article 19 of the Act on Acquisition of and Compensation for Land, etc. for Public Works Projects;
4. A copy of a topographic map indicating the area determined for development activities on a scale of at least 1:25,000;

5. A copy of a surveyed map of the area determined for development activities on a scale of between 1:6,000 and 1:1,200, surveyed by a cadastral surveyor under Article 24 (1) of the Act on the Establishment, Management, etc. of Spatial Data or by a land surveyor under Article 44 (3) of said Act.
- (4) When an expert's review is necessary for the consultation on development activities under Article 8 (1) of the Act, the Administrator of the Korea Forest Service may seek an opinion from a specialized institution or an expert or may request a specialized institution or an expert to conduct field investigations. In such cases, the Administrator of the Korea Forest Service may reimburse the specialized institution or expert for allowances, travel expenses, and other expenses actually incurred in conducting field investigations, within the budget.
- (5) The Administrator of the Korea Forest Service shall collect the written request for advance consultation on development activities under paragraph (3), opinions from a specialized institution or an expert, outcomes of field investigations, etc., hear the opinion of the Minister of Environment, and then notify the head of the relevant administrative agency or local government of the results thereof by not later than 30 days from the date of request for consultation: Provided, That the period of consultation may be extended by not more than ten days, for an inevitable reason.
- (6) The period of consultation under paragraph (5) shall be excluded from the period that the head of the relevant administrative agency or local government needs for supplementing documents.

Article 10-2 (Purchase of Land, etc. Outside of Protection Areas)

"Land, etc. outside of a Protection Area prescribed by Presidential Decree" in the proviso to Article 10 (1) of the Act means the land specified in any of the following and fixtures to the land, such as standing trees and buildings: *<Amended by Presidential Decree No. 20322, Oct. 15, 2007; Presidential Decree No. 21537, Jun. 16, 2009>*

1. Land, etc. surrounded by the Protection Area;
2. Land, etc. adjacent to the Protection Area;
3. Land, etc. embracing a ridge of the Baekdu-daegan;
4. Closed school premises located in a Protection Area in an Eup/Myeon/Dong.

Article 10-3 (Procedure, etc. for Request for Purchase of Land, etc.)

(1) A person who intends to request the purchase of land, etc. under Article 10-2 (1) of the Act shall file a written request for the purchase of land, etc. in attached Form 2 with the Administrator of the Korea Forest Service, along with a certified transcript of the relevant register of standing trees (applicable only to owners of registered standing trees). In such cases, the Administrator of the Korea Forest Service shall verify the following documents by matching relevant administrative data available under Article 36 (1) of the Electronic Government Act: *<Amended by Presidential Decree No. 21537, Jun. 16, 2009; Presidential Decree No. 22151, May 4, 2010; Presidential Decree No. 25596, Sep. 11, 2014>*

1. A letter of confirmation of the land use plan;
 2. The relevant land register (referring to the relevant forest register, if the relevant area is a forest) and a certificate of the land register (applicable only to landowners);
 3. The relevant building register and a certificate of the building register (applicable only to the owner of a building).
- (2) Upon receipt of a request for purchase under paragraph (1), the Administrator of the Korea Forest Service shall notify the person requesting the purchase of whether the request for purchase is acceptable, by not later than 60 days from the date of request, and shall purchase the land, etc. specified in the request for purchase by not later than three years from the date of notice of the purchase, if the request for purchase is acceptable. *<Amended by Presidential Decree No. 21537, Jun. 16, 2009>*

Article 11 Deleted. *<by Presidential Decree No. 21537, Jun. 16, 2009>*

Article 11-2 (Formulation, Implementation, etc. of Resident Support Programs)

- (1) In order to efficiently and systematically implement the resident support programs under Article 11-2 of the Act, the Administrator of the Korea Forest Service shall notify the competent Do Governor of the following matters by the end of February each year:
1. The estimated amount of the cost of resident support programs for the following year;
 2. Guidelines for the formulation of a plan for resident support programs (hereinafter referred to as "program plan") for the following year and the standards for the evaluation of the results of implementation of the programs.
- (2) Each Do Governor shall formulate a program plan, including the following matters, in accordance with the guidelines for the formulation of program plans under paragraph (1) 2 and submit it to the Administrator of the Korea Forest Service by the end of March. In such cases, the plans submitted from each Si/Gun shall be reflected in such program plans:
1. Purposes of programs;
 2. Overview of the programs, such as the cost of programs and the period and effects of the programs;
 3. General conditions and characteristics of the area eligible for support and its surroundings;
 4. Detailed implementation plans for programs;
 5. A plan for the investment and procurement of the funds for programs;
 6. Other matters prescribed in the guidelines for the formulation of program plans.
- (3) The Administrator of the Korea Forest Service shall consult with the heads of the related central administrative agencies on the details and scale of support in the program plans submitted under paragraph (2) and shall notify each Do Governor of the results thereof by the end of December.
- (4) Each Do Governor shall collect reports from the head of each Si/Gun on the results of implementation of programs subsidized under paragraph (3) and submit the reports to the Administrator of the Korea Forest Service by the end of February of the following year.

Article 11-3 (Persons Eligible for Compensation for Decrease in Income)

"Persons satisfying the requirements prescribed by Presidential Decree, such as those who refrain from felling trees" in Article 11-2 (2) 5 of the Act means persons who own a forest that meets the following requirements (the owner of standing trees, if the person who owns land is not the owner of standing trees) and who refrain from felling the trees: *<Amended by Presidential Decree No. 20322, Oct. 15, 2007; Presidential Decree No. 25596, Sep. 11, 2014>*

1. The relevant area shall not be within a mountainous district for public interest under Article 4 (1) 1 (b) of the Mountainous Districts Management Act or within an area subject to restriction on felling standing trees under Article 41 of the Enforcement Decree of the Creation and Management of Forest Resources Act as at the time of designation of the Protection Area;
2. The average age of standing trees shall be at least the standard final age under Article 9 (3) of the Enforcement Decree of the Creation and Management of Forest Resources Act.

Article 11-4 (Guidelines for Compensation for Decrease in Income)

(1) The amount equivalent to the interest on the expected profit from the sale of felled trees shall be paid as compensation for the decrease in income under Article 11-2 (2) 5, within the budget. In such cases, the expected profit shall be determined by subtracting expenses incurred in felling and transporting trees from the market price of standing trees.

(2) The amount equivalent to the interest under paragraph (1) shall be determined by applying the average interest that nationwide banks, among banks established pursuant to the Banking Act as of January 1 of the compensable year, apply to time deposits. *<Amended by Presidential Decree No. 22493, Nov. 15, 2010>*

Article 11-5 (Procedures for Filing Application for Compensation for Decrease in Income and for Payment thereof)

(1) When a person eligible for compensation for the decrease in income under Article 11-3 (hereinafter referred to as "eligible beneficiary") intends to receive the compensation, he/she shall file an application for compensation for the decrease in income in attached Form 3 (hereinafter referred to as "application for compensation") with the head of the Si/Gun having jurisdiction over the location of the relevant forest, along with a certified transcript of the relevant register of standing trees (applicable only to owners of registered standing trees). In such cases, the head of the Si/Gun shall verify the following documents by matching relevant administrative data available under Article 36 (1) of the Electronic Government Act: *<Amended by Presidential Decree No. 21537, Jun. 16, 2009; Presidential Decree No. 22151, May 4, 2010; Presidential Decree No. 25596, Sep. 11, 2014>*

1. A letter of confirmation of the land use plan;
2. The relevant land register (referring to the relevant forest register, if the relevant area is a forest) and a certificate of the land register (applicable only to landowners);

- (2) Upon receipt of an application for compensation under paragraph (1), the head of the Si/Gun shall conduct field inspections on the relevant forest and determine the amount of compensation for the decrease in income under Article 11-4 (hereinafter referred to as "amount of compensation").
- (3) The head of the Si/Gun shall notify an eligible beneficiary of the amount of compensation determined under paragraph (2) and the timing to pay the amount.
- (4) The head of the Si/Gun shall submit to the competent Do Governor a report on applications for compensation under paragraph (1) and the determination of the amount of compensation under paragraph (2); and the Do Governor shall collect such reports and submit a summarized report thereon to the Administrator of the Korea Forest Service by the end of December each compensable year.
- (5) The Administrator of the Korea Forest Service shall pay the amount of compensation to each eligible applicant according to the report submitted under paragraph (4). *<Amended by Presidential Decree No. 20322, Oct. 15, 2007>*
- (6) Further details concerning procedures, etc. for field inspections and the determination and payment of compensation under paragraphs (2) through (5) shall be determined by the Administrator of the Korea Forest Service.
- (7) The period eligible for compensation for the decrease in income shall begin on the date of receipt of the relevant application for compensation and end on the date of permission for felling trees or the date of reporting on felling trees (referring to the date of transfer, if ownership is transferred before felling trees), but the eligible period for the year in which the application for compensation is filed shall be counted from the month in which the application is received, while the eligible period for the year in which trees are felled or ownership is transferred shall be counted on a monthly basis until the month immediately preceding the month in which felling trees are permitted or reported or ownership is transferred.

Article 11-6 (Other Resident Support Programs)

"Other support programs prescribed by Presidential Decree" in Article 11-2 (2) 6 of the Act means the projects for installing the following facilities: *<Amended by Presidential Decree No. 20290, Sep. 27, 2007; Presidential Decree No. 25596, Sep. 11, 2014>*

1. Facilities for renewal and utilization of environment-friendly energy;
2. Facilities for disposal of wastewater and facilities for purification, disposal, or utilization of livestock excreta;
3. Facilities for promoting residents' welfare, such as community halls and lamp posts;
4. Facilities for learning and experiencing the ecosystem of the Baekdu-daegan.

Article 12 (Delegation of Authority)

(1) Pursuant to Article 13 (1) of the Act, the Administrator of the Korea Forest Service shall delegate his/her authority under subparagraphs 1 and 2 to each Do Governor, if the relevant land is owned by a local government or a private individual (including a corporation or organization), or to the head of each

Regional Forest Office, if the relevant land is owned by the State, his/her authority under subparagraph 3 to the head of each state forest management office affiliated to a Regional Forest Office, and his/her authority under subparagraph 4 to the head of each Si/Gun, respectively according to jurisdiction: <Amended by Presidential Decree No. 19152, Nov. 30, 2005; Presidential Decree No. 19292, Jan. 26, 2006; Presidential Decree No. 20322, Oct. 15, 2007; Presidential Decree No. 21537, Jun. 16, 2009>

1. Advance consultation on development activities for an area under 5,000 square meters within a core district under Article 7 (1) of the Act;
2. Advance consultation on development activities for an area of less than 10,000 square meters within a buffer district under Article 7 (2) of the Act;
3. Receiving applications for the purchase of land, etc. under Article 10-3 and giving notice as to whether an application for purchase is acceptable;
4. Payment of the amount of compensation under Article 11-5 (5).

(2) Notwithstanding paragraph (1) 1 and 2, the authority for advance consultation on development activities shall not be delegated, if development activities under Article 7 (1) and (2) of the Act take place simultaneously at the area where a core district and its buffer district adjoin each other in any of the following cases: <Newly Inserted by Presidential Decree No. 22346, Aug. 17, 2010>

1. If the total area for development activities is at least 10,000 square meters;
2. If the total area for development activities is less than 10,000 square meters, but the area for development activities in a core district is at least 5,000 square meters.

(3) Pursuant to Article 13 (1) of the Act, the Minister of Environment shall delegate his/her authority to present his/her opinions under Article 8 (1) of the Act to the head of each Basin Environmental Office or the head of each Regional Environmental Office under Article 8 (1) of the Act. <Amended by Presidential Decree No. 22346, Aug. 17, 2010>

ADDENDUM

This Decree shall enter into force on January 1, 2005.

ADDENDUM <Presidential Decree No. 19152, Nov. 30, 2005>

This Decree shall enter into force on December 1, 2005.

ADDENDA <Presidential Decree No. 19292, Jan. 26, 2006>

Article 1 (Enforcement Date)

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

Articles 2 and 3 Omitted.

ADDENDUM <Presidential Decree No. 19507, Jun. 12, 2006>

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

ADDENDA <Presidential Decree No. 19639, Aug. 4, 2006>

Article 1 (Enforcement Date)

This Decree shall enter into force on August 5, 2006.

Articles 2 through 6 Omitted.

ADDENDA <Presidential Decree No. 20256, Sep. 10, 2007>

Article 1 (Enforcement Date)

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

Articles 2 and 3 Omitted.

ADDENDA <Presidential Decree No. 20290, Sep. 27, 2007>

Article 1 (Enforcement Date)

This Decree shall enter into force on September 28, 2007.

Articles 2 through 5 Omitted.

ADDENDUM <Presidential Decree No. 20322, Oct. 15, 2007>

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

ADDENDA <Presidential Decree No. 20680, Feb. 29, 2008>

Article 1 (Enforcement Date)

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

Articles 2 and 3 Omitted.

ADDENDA <Presidential Decree No. 20854, Jun. 20, 2008>

Article 1 (Enforcement Date)

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

Articles 2 through 6 Omitted.

ADDENDUM <Presidential Decree No. 21537, Jun. 16, 2009>

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

ADDENDA <Presidential Decree No. 21807, Nov. 2, 2009>

Article 1 (Enforcement Date)

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

Articles 2 and 3 Omitted.

ADDENDA <Presidential Decree No. 21847, Nov. 26, 2009>

Article 1 (Enforcement Date)

This Decree shall enter into force on November 28, 2009.

Articles 2 through 6 Omitted.

ADDENDA <Presidential Decree No. 21881, Dec. 14, 2009>

Article 1 (Enforcement Date)

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

Articles 2 through 7 Omitted.

ADDENDA <Presidential Decree No. 22073, Mar. 9, 2010>

Article 1 (Enforcement Date)

This Decree shall enter into force on March 10, 2010.

Articles 2 and 3 Omitted.

ADDENDA <Presidential Decree No. 22151, May 4, 2010>

Article 1 (Enforcement Date)

This Decree shall enter into force on May 5, 2010.

Articles 2 through 4 Omitted.

ADDENDA <Presidential Decree No. 22346, Aug. 17, 2010>

Article 1 (Enforcement Date)

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

Article 2 (Applicability to Installation of Workshops for Transmission Towers)

The amended proviso to Article 8 (1) 1 shall also apply to transmission towers under construction as at the time this Decree enters into force. In such cases, the area of workshops to be installed and the period of existence of such workshops shall be subject to advance consultation with the Administrator of the Korea Forest Service.

Article 3 (Applicability to Delegation of Authority for Advance Consultation)

The amended provisions of Article 12 (2) shall apply, beginning with the first development activities subject to advance consultation after the date this Decree enters into force.

ADDENDA <Presidential Decree No. 22493, Nov. 15, 2010>

Article 1 (Enforcement Date)

This Decree shall enter into force on November 18, 2010.

Articles 2 through 5 Omitted.

ADDENDA <Presidential Decree No. 24474, Mar. 23, 2013>

Article 1 (Enforcement Date)

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

Article 2 Omitted.

ADDENDUM <Presidential Decree No. 25596, Sep. 11, 2014>

This Decree shall enter into force on September 12, 2014.

ADDENDA <Presidential Decree No. 26302, Jun. 1, 2015>

Article 1 (Enforcement Date)

This Decree shall enter into force on June 4, 2010.

Articles 2 and 3 Omitted.

ADDENDA <Presidential Decree No. 26754, Dec. 22, 2015>

Article 1 (Enforcement Date)

This Decree shall enter into force on December 23, 2010.

Articles 2 and 3 Omitted.

ADDENDUM <Presidential Decree No. 28363, Oct. 17, 2017>

This Decree shall enter into force on October 19, 2017: Provided, That the amended provisions of Article 7 shall enter into force on the date of its promulgation.

ADDENDA <Presidential Decree No. 28799, Apr. 17, 2018>

Article 1 (Enforcement Date)

This Decree shall enter into force on April 17, 2018.

Articles 2 through 7 Omitted.

ADDENDUM <Presidential Decree No. 29950, Jul. 2, 2019>

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