

Wholly amended By	2001· 1·26	Act No. 6389
Amended By	2002· 2· 4	Act No. 6656
Amended By	2003· 5·29	Act No. 6916
Amended By	2003·12·31	Act No. 7036

CHAPTER I GENERAL PROVISIONS

Article 1 (Purpose)

The purpose of this Act is to contribute to the efficient management of land and the protection of ownership by registering the information concerning land in a cadastral record and managing it after conducting its survey and measurement, and by prescribing the matters related to the furnishing of registered information.

Article 2 (Definitions)

The definitions of terms as used in this Act shall be as follows: <Amended by Act No. 7036, Dec. 31, 2003>

1. The term "cadastral register" means those falling under any of the following items:

(a) A parcels-register for site, a parcels-register for forest area, a joint signature book of common land, a site ownership register (hereinafter referred to as the "ledger"), a cadastral map, a forestry map (hereinafter referred to as the "sketch"), and a boundary point coordinate register; and

(b) An aggregate to record, store and manage the matters to be registered in the cadastral record under item (a) on the magnetic discs and magnetic tapes and other media similar to them by the computerized data processing system, under the conditions as prescribed by this Act;

2. The term "competent authority" means the head of a Si (in the case of Special Metropolitan City, Metropolitan City, and Si in which Gus are established, referring to the head of a Gu) or the head of a Gun, who administers cadastral records;

3. The term "definition of land" means those registered in the cadastral record, such as the location, parcel number, land category, area, boundary, or coordinate of the land;

4. The term "parcel" means a unit for the registration of land, which is partitioned under the conditions as prescribed by the Presidential Decree;

5. The term "parcel number" means a number which is given to the land, and is registered in the cadastral record;

6. The term "parcel numbering region" means a unit region whereto a parcel number is given such as Dong, Ri or its equivalent area;

7. The term "land category" means a kind of land which is classified according to its primary use, and is registered in the cadastral record;

8. The term "coordinate" means what expresses, by the plane rectangular coordinates, a location of a control point for cadastral survey or of a boundary point;

9. The term "boundary point" means an intersecting point of the indented point of lines partitioning the parcels to be registered in the cadastral record, and of the plane rectangular coordinates to be registered in the boundary point coordinate register;
10. The term "boundary" means a line registered in the cadastral records, which links by parcel in a beeline between the boundary points;
11. The term "area" means a horizontal area of parcel which is registered in the cadastral record;
12. The term "land alteration" means a new naming, alteration or cancellation of the definition of land;
13. The term "new registration" means a registration in the cadastral record of a newly created land, and of that whose registration is omitted;
14. The term "registration conversion" means a transferred registration of land from a parcels-register for forest area and a forestry map to a parcels-register for site and a cadastral map;
15. The term "partition" means a registration by dividing one parcel, which is registered in the cadastral record, into two or more parcels;
16. The term "annexation" means a registration by gathering up two or more parcels, which are registered in the cadastral record, into one parcel;
17. The term "land category change" means a registration by changing a land category, which is registered in the cadastral record, into another one;
18. The term "scale change" means a registration by changing a smaller scale into a larger one, in order to enhance the accuracy of a boundary point which is registered in the cadastral map;
19. The term "cadastral control point" means a cadastral triangulation point, a cadastral supplementary triangulation point, and a cadastral traverse point, and a cadastral satellite control point;
20. The term "regional computer center" means the system to manage and operate the cadastral record under subparagraph 1 (b) of [Article 2](#) by Special Metropolitan City, Metropolitan City, Do (hereinafter referred to as the "City/Do") or Si/Gun/autonomous Gu;
21. The term "cadastral survey performer" means the person falling under any of the following items:
- (a) Cadastral survey business operator; and
 - (b) The Korea Cadastral Survey Corporation established pursuant to [Article 41-9](#); and
22. The term "cadastral survey business operator" means the person who runs the cadastral survey business after having his cadastral survey business registered under [Article 41-2](#).

Article 3 (Examination, Registration, etc. of Land)

- (1) The State shall, under the conditions as prescribed by this Act, register all lands in the cadastral record, after examining and survey by parcel their location, parcel number, land

category, area, boundary or coordinate, etc.

(2) Parcel number, land category, area, boundary or coordinates to be registered in the cadastral record shall be determined by the competent authority upon an application from a landowner (in the case of an association or foundation which is not a juristic person, referring to its representative or manager; hereinafter the same shall apply) when there exists a land alteration: Provided, That where there exists no application, the competent authority may determine them by making an ex officio examination and survey.

(3) Matters necessary for the procedures, etc. for the examination and survey under the proviso of paragraph (2) shall be determined by the Ordinance of the Ministry of Government Administration and Home Affairs.

Article 3-2 (Cadastral Resurvey Project)

The State may undertake cadastral resurvey project in order to efficiently manage the land.
[This Article Newly Inserted by Act No. 7036, Dec. 31, 2003]

Article 4 (Setting, etc. of Parcel Number)

(1) Parcel numbers shall be serial numbers set by the competent authority by area on which a parcel number is set.

(2) The competent authority may, where deemed necessary to change parcel numbers registered in the cadastral record, set a new parcel number in whole or part within the parcel numbering region, upon approval of the Special Metropolitan City Mayor, Metropolitan City Mayor or Do governor (hereinafter referred to as "Mayor/Do governor").

(3) Matters necessary for the method of setting parcel numbers and procedures, etc. under paragraphs (1) and (2) shall be prescribed by the Presidential Decree.

Article 5 (Classification of Land Categories)

(1) The land category shall be determined by classifying into the dry paddy field, paddy field, orchard, pasture, forestry, mineral spring site, saltern, site, factory site, school site, parking lot, gas station site, warehouse site, road, railway site, bank, river, ditch, marsh, fish farm, water supply site, park, gymnastic site, recreation area, religion site, historic site, graveyard, and miscellaneous land.

(2) Matters necessary for the classification of land categories and their setting methods, etc. under paragraph (1) shall be prescribed by the Presidential Decree.

Article 6 (Determination of Boundary Points and Coordinates)

Boundary points and coordinates shall be determined on the basis of cadastral survey: Provided, That this shall not apply to the case where the boundary points and coordinates for annexation are determined.

Article 7 (Unit, etc. of Area)

- (1) The unit of area shall be set in a square meter.
- (2) Matters necessary for the methods, etc. for determination of area shall be prescribed by the Presidential Decree.

CHAPTER II CADASTRAL RECORD

Article 8 (Keeping and Preservation, etc. of Cadastral Record)

- (1) The competent authority shall keep the cadastral record under subparagraph 1 (a) of [Article 2](#) in the cadastral library of the relevant Si/Gun/Gu, and preserve them permanently: Provided, That where the said registered matters are recorded and preserved on the micro films, magnetic discs and other media similar thereto, they may not be kept in the cadastral library.
- (2) Cadastral records under subparagraph 1 (a) of [Article 2](#) shall not be taken out of the buildings of Si/Gun/Gu, except for the case falling under any of the following subparagraphs:
 1. Where deemed necessary for avoiding the natural disaster and other misfortunes equivalent thereto:
 2. Where they are not kept in the cadastral library pursuant to the proviso of paragraph (1); and
 3. Where an approval of the Mayor/Do governor is granted.
- (3) The cadastral record under subparagraph 1 (b) of [Article 2](#) shall be kept in the regional computer center and preserved permanently, and the said records shall be reproduced on the basis of the end of each quarter, and kept in other safe places than the regional computer center, so as to be utilized as the data for restoration at the time of destruction or damage of the relevant cadastral records.
- (4) Cadastral records under subparagraph 1 (b) of [Article 2](#) shall not be taken out of the buildings of City/Do and Si/Gun/autonomous Gu, except for the case where deemed necessary for avoiding the natural disaster and other misfortunes equivalent thereto, or where a prior approval of the Minister of Government Administration and Home Affairs is granted, and they shall not be reproduced in the form of cadastral records under subparagraph 1 (b) of [Article 2](#).
- (5) Where the matters to be registered in the cadastral record under subparagraph 1 (b) of [Article 2](#) are recorded, stored and managed on the magnetic discs, magnetic tapes and other media similar thereto by the computerized data processing system, they may not be registered in the relevant cadastral record.
- (6) Matters necessary for the installation criteria for a cadastral library, the method for keeping the cadastral record, and the approval procedures for carrying out, etc. shall be prescribed by the Ordinance of the Ministry of Government Administration and Home Affairs.

Article 9 (Matters to be Entered in Registers)

(1) In the parcels-register for site and the parcels-register for forest area, the matters falling under any of the following subparagraphs shall be entered:

1. Location of land;

2. Parcel number;

3. Land category;

4. Area;

5. Name or title, address and resident registration number of the owner (in the case of the State, a local government, a juristic person, an association or a foundation which is not a juristic person, and a foreigner, referring to their registration numbers; hereinafter the same shall apply); and

6. Other matters as prescribed by the Ordinance of the Ministry of Government Administration and Home Affairs.

(2) Where there exist two or more landowners under paragraph (1) 5, the matters falling under any of the following subparagraphs shall be entered in the joint signature book of common land:

1. Location of land;

2. Parcel number;

3. Shares of ownership;

4. Names or titles, addresses and resident registration numbers of the owners; and

5. Other matters as prescribed by the Ordinance of the Ministry of Government Administration and Home Affairs.

(3) Where any registration of site ownership is made pursuant to the [Registration of Real Estate Act](#) for the land to be registered in the parcels-register for site or the parcels-register for forest area, the matters falling under any of the following subparagraphs shall be entered in the site ownership register:

1. Location of land;

2. Parcel number;

3. Shares of site ownership;

4. Name or title, address and resident registration number of the owner; and

5. Other matters as prescribed by the Ordinance of the Ministry of Government Administration and Home Affairs.

Article 10 (Matters to be Registered in Maps)

In the maps, the matters falling under any of the following subparagraphs shall be registered:

1. Location of land;
2. Parcel number;
3. Land category;
4. Boundary; and
5. Other matters as prescribed by the Ordinance of the Ministry of Government Administration and Home Affairs.

Article 11 (Matters to be Entered in Boundary Point Coordinate Registers)

The competent authority shall, with regard to the land within the region deemed necessary on account of urban development projects, etc., keep the boundary point coordinate register, and enter therein the matters falling under any of the following subparagraphs:

1. Location of land;
2. Parcel number;
3. Coordinates; and
4. Other matters as prescribed by the Ordinance of the Ministry of Government Administration and Home Affairs.

Article 12 (Restoration of Cadastral Record)

The competent authority (in the case of subparagraph 1 (b) of [Article 2](#), the Mayor/Do governor and the head of Si/Gun/autonomous Gu) shall, where the whole or part of the cadastral record is destroyed or damaged, restore it without delay under the conditions as prescribed by the Presidential Decree.

Article 13 (Reproduction of Maps)

(1) The competent authority may, where the maps are unable to offer full usefulness due to damages, wear and tear, etc., reproduce them by obtaining an approval of the Mayor/Do governor.

(2) Matters necessary for the method and procedures, etc. of reproducing the maps under paragraph (1) shall be determined by the Ordinance of the Ministry of Government Administration and Home Affairs.

Article 14 (Perusal of Cadastral Record and Delivery of its Attested Copy)

(1) A person who intends to peruse the cadastral record or to receive its attested copy shall apply for it to the competent authority: Provided, That in the case of a perusal of cadastral record under subparagraph 1 (b) of [Article 2](#) and a delivery of its attested copy, he may apply to other competent authorities than the relevant competent authority.

(2) Matters necessary for a perusal of cadastral record and procedures, etc. for a delivery of its attested copy shall be determined by the Ordinance of the Ministry of Government Administration and Home Affairs.

Article 15 (Use, etc. of Cadastral Computerized Data)

(1) A person who intends to use or utilize the computerized data concerning cadastral records (hereinafter referred to as the "cadastral computerized data") shall obtain an approval of the Minister of Government Administration and Home Affairs, the Mayor/Do governor or the competent authority pursuant to the classification under any of the following subparagraphs, after going through the examination of the head of related central administrative authority: Provided, That where the head of local government files an application for approval, it shall not be subject to an examination of the head of related central administrative authority:

1. Cadastral computerized data of the nation-wide unit: The Minister of Government Administration and Home Affairs;

2. Cadastral computerized data of City/Do unit: The Mayor/Do governor; and

3. Cadastral computerized data of Si/Gun/Gu unit: The competent authorities.

(2) A person who intends to use or utilize the cadastral computerized data under paragraph (1) shall pay the fees for use.

(3) Matters necessary for the use and utilization of cadastral computerized data and the fees for their use under paragraphs (1) and (2) shall be prescribed by the Presidential Decree.

Article 16 (Setting Road Names and Building Numbers)

(1) The competent authority may manage the roads and buildings in the area where it is difficult to find the location by their parcel numbers, by setting the road names and building numbers thereon.

(2) Where the road names and building numbers are set pursuant to paragraph (1), the maps of road names and building numbers shall be prepared and managed on the basis of a cadastral map and a topographic map, etc.

(3) Matters necessary for the areas subject to a setting of road names and building numbers under paragraphs (1) and (2), and the method of setting, etc., shall be prescribed by the Presidential Decree.

CHAPTER III APPLICATION FOR LAND ALTERATION AND CADASTRAL ADJUSTMENT

Article 17 (Application for New Registration)

Any landowner shall, where there exists a land to be newly registered, make an application to the competent authority within 60 days from the relevant date under the conditions as prescribed by the Presidential Decree.

Article 18 (Application for Registration Conversion)

Any landowner shall, where there exists a land subject to a registration conversion, make an application to the competent authority within 60 days from the relevant date under the conditions as prescribed by the Presidential Decree.

Article 19 (Application for Partition)

(1) Any landowner shall, where he intends to make a partition of land, make an application to the competent authority under the conditions as prescribed by the Presidential Decree.

(2) Any landowner shall, where part of one parcel registered in the cadastral record comes to face with a change of use due to a form and quality alteration, make an application for land partition to the competent authority within 60 days from the relevant date.

Article 20 (Application for Annexation)

(1) Any landowner shall, where he intends to annex lands, make an application to the competent authority under the conditions as prescribed by the Presidential Decree.

(2) Any landowner shall, where there exist lands to be annexed, such as a site for an apartment house under the Housing Act and a road, bank, river, ditch, marsh, and other lands prescribed by the Presidential Decree, make an application to the competent authority within 60 days from the relevant date. <Amended by Act No. 6916, May 29, 2003>

(3) No application shall be made for an annexation in case where the parcel numbering region, land category, or owner of the land intended for an annexation is different one another in the case of paragraphs (1) and (2), or where there exist, as to the relevant land, other registrations than those of ownership, superficies, lease on a deposit basis, tenement property right, and servitude exercised on a servient tenement (excluding the case where there exists a registration for the mortgage of which the cause, date, and receipt number are identical as to the whole land intended for an annexation), and other cases as prescribed by the Presidential Decree.

Article 21 (Application for Land Category Change)

Any landowner shall, where there exists a land whose category is to be changed, make an application to the competent authority within 60 days from the relevant date, under the conditions as prescribed by the Presidential Decree.

Article 22 (Application for Cancellation of Registration of Land Turned into Sea)

(1) The competent authority shall, where the land registered in the cadastral record has turned into a sea due to configurative changes, etc., and where the said land may not be restored to an original state or for which there exists no possibility for becoming a land of different category, notify the landowner, who is registered in the cadastral record, to file an application for cancellation of registration in the cadastral record.

(2) The competent authority shall, where the landowner pursuant to paragraph (1) fails to file an application for cancellation of registration within 90 days from the date of receiving such notification, cancel the said registration under the conditions as prescribed by the Presidential Decree.

(3) The competent authority may, where the land whose registration was cancelled under paragraph (2) has again been turned into a land due to configurative changes, etc., make a registration for its restoration under the conditions as prescribed by the Presidential Decree.

Article 23 (Scale Change)

(1) The competent authority may, where deemed that a scale change is necessary, execute the said change by obtaining an approval of the Mayor/Do governor, after going through a resolution of the Scale Change Committee: Provided, That it may not go through the procedures of a resolution of the Scale Change Committee and of an approval of the Mayor/Do governor in case where falling under any of the following subparagraphs:

1. Where a scale change is made since the lands to be annexed are respectively registered in the cadastral maps of different scale; and

2. Where a scale change is made on the land excluded from an execution of the urban development projects, etc. under [Article 26](#), which is located in an execution area of the relevant project.

(2) Matters necessary for the procedure for scale changes, the dealing with increase or decrease of area due to scale change, the filing of an objection against the scale change results, and the composition and operation, etc. of the Scale Change Committee, shall be prescribed by the Presidential Decree.

Article 24 (Revision of Registered Matters)

(1) Any landowner may, where he finds that there exists an error in the registered matters on the cadastral record, apply for its revision to the competent authority.

(2) The competent authority may, where it finds that there exists an error in the registered matters on the cadastral record, revise it by investigating and measuring ex officio the relevant lands under the conditions as prescribed by the Presidential Decree.

(3) Where the boundary of an adjacent land is changed due to a revision under paragraph (1), the said revision shall be made by a written consent of the owner of adjacent land or the exemplification of final decision capable of setting up against thereto.

(4) The competent authority shall, where it intends to revise the registered matters under paragraph (1) or (2), and such revised matters are relevant to the landowner, revise them on the basis of a certified copy or an abridged copy from the register, etc. or the registration

computer-information data furnished by the registry office: Provided, That where the revised matters for an unregistered land, for which an application is filed under paragraph (1), are related to the name, title, resident registration number, address, etc. of the landowner, and they are entered apparently in error, they shall be revised on the basis of the related documents, such as a family register, a removal from a family register, an original copy of the resident registration, etc. <Amended by Act No. 7036, Dec. 31, 2003>

Article 25 (Changes, etc. of Titles of Administrative Areas)

(1) The location of land registered in the cadastral record shall, where the title of an administrative area is changed, be deemed to have been changed into the newly changed title of the administrative area.

(2) The competent authority shall, where part of the area whereon a parcel number is set comes to belong to the area whereon a different parcel number is set due to a reorganization of administrative area, set a new parcel number thereon.

Article 26 (Special Case of Application for Land Alteration in Region where Urban Development Projects, etc., are Executed)

(1) Where there exists any land alteration due to an urban development project, a rearrangement project of agricultural and fishing villages, and other land development projects as prescribed by the Presidential Decree, the executor of such a project shall file an application for such alteration to the competent authority.

(2) Any land alteration due to the urban development project, etc. under paragraph (1) shall be deemed to have been made at the time of completion of works for the form and quality alteration of land.

(3) With respect to the land for which a report on commencement or alteration of the project under [Article 27](#) has been filed, other persons than the executor of project shall not file an application for land alteration not later than the completion of such projects.

Article 27 (Report on Urban Development Projects, etc.)

An executor of the project under [Article 26](#) (1) shall file a report on the commencement, alteration or completion of such a project with the competent authority under the conditions as prescribed by the Presidential Decree.

Article 28 (Subrogation of Application)

Any application to be filed by the landowner under this Act may be subrogated by the persons falling under any of the following subparagraphs: <Amended by Act No. 6916, May 29, 2003>

1. In a case of the land to be turned, due to the public projects, etc., into such land categories as a school site, road, railway site, bank, river, ditch, marsh, water supply site, etc.: The executor of the said project;

2. In a case of the land to be acquired by the State or a local government: The head of a State agency or local government to manage the said land;

3. In a case of the site of apartment house under the Housing Act: The manager under the [Act on the Ownership and Management of Aggregate Buildings](#) (if there exists no manager, a representative selected by the co-owners) or the project executor; and

4. Creditors under [Article 404 of the Civil Act](#).

Article 29 (Adjustment of Landowners)

(1) The changed matters of the landowners registered in the cadastral record shall be adjusted on the basis of a notice of the completion of registration, a certificate of completion of registration, an original copy or abstract of the register, a certified copy or an abridged copy from the register, etc. or the registration computer-information data furnished by the registry office which the registry office certifies: Provided, That the owners of lands to be newly registered shall be investigated and registered by the competent authority. <Amended by Act No. 7036, Dec. 31, 2003>

(2) Where the office of general management or the office of management under the [State Properties Act](#) files an application for the registration of an owner under [Article 8 \(3\) of the same Act](#) on the land whose owner is not registered in the cadastral record, the competent authority may register it.

(3) Where the definition of lands entered in the register is discrepant from the cadastral record in the case of paragraph (1), it shall not be adjusted. In this case, such a purport shall be notified to the competent registry office.

(4) The competent authority, where deemed necessary, shall investigate and verify whether the cadastral record and the real estate register are in accord by a perusal of the register of competent registry office, and where any discrepancy is found, may adjust ex officio the cadastral record by a certified copy or an abridged copy from the register or the registration computer-information data furnished by the registry office, or request the landowner and other interested parties to file an application necessary for the said conformity. <Amended by Act No. 7036, Dec. 31, 2003>

(5) Where the public officials belonging to the competent authority peruse the register in order to verify whether the cadastral record and the real estate register are in accord, or apply for the delivery of a certified copy or an abridged copy from the register or the provision of the registration computer-information data furnished by the registry office, the delivery of such documents shall be free of charge. <Amended by Act No. 7036, Dec. 31, 2003>

Article 30 (Entrustment of Registration)

(1) Where any registration is required for a change of land definition due to causes as provided in [Article 3](#) (2) (excluding a new registration), [4](#) (2), [22](#), [23](#) (1), [24](#) (2) or [25](#) (2), the competent authority shall entrust without delay the competent registry office with such a registration. In this case, the said entrustment of registration shall be deemed a registration by the State for its own sake.

(2) A consent of the third party interested in the entrustment of registration due to the causes under [Article 23](#) (1) may be substituted with an exemplification of the written resolution of the competent Scale Change Committee.

(3) Matters necessary for the entrustment of registration under paragraph (1) shall be prescribed by the Ordinance of the Ministry of Government Administration and Home Affairs.

Article 31 (Notice of Cadastral Adjustments, etc.)

Where the competent authority registers in the cadastral record or restores, cancels or entrusts a registration under [Article 3](#) (2) (proviso), C001200(2), [24](#) (2), [25](#) (2), [26](#) (1), [28](#) or [30](#), it shall notify the owners of relevant lands under the conditions as prescribed by the Presidential Decree: Provided, That where the address or whereabouts of persons to be notified is unknown, a notice on the bulletin board of relevant Si/Gun/Gu, an article on the daily or the official report of Si/Gun/Gu shall be deemed to be a notification to the owners.

CHAPTER IV CADASTRAL SURVEY

Article 32 (Purpose and Object of Cadastral Survey)

(1) The cadastral survey shall be performed upon an application filed by the competent authority or a cadastral surveyor on the boundary or coordinate and area of each parcel, for the purpose of registering a land in the cadastral record or of restoring on the ground the boundary point registered in the cadastral record. <Amended by Act No. 7036, Dec. 31, 2003>

(2) In the following cases, a cadastral survey shall be conducted:

1. Where a survey is required for cases under [Articles 12, 17](#) through [19, 22, 23](#) (1), [24](#), and [26](#) (1);
2. Where the results of cadastral survey is examined under [Article 36](#);
3. Where a mark of cadastral control point is set under [Article 38](#) (1);
4. Where a survey is required in the restoration of boundary point on the ground; and
5. Other occasions falling under the cases as determined by the Ordinance of the Ministry of Government Administration and Home Affairs.

Article 33 (Datum Point, etc. of Coordinates)

(1) A datum point of coordinate to be used in the cadastral survey shall be as follows:
Provided, That this shall not apply to the region as prescribed by the Presidential Decree:

1. Eastern datum point: Intersecting point of 38 degrees of north latitude and 129 degrees of east longitude;
2. Central datum point: Intersecting point of 38 degrees of north latitude and 127 degrees of east longitude; and

3. Western datum point: Intersecting point of 38 degrees of north latitude and 125 degrees of east longitude.

(2) The projection modes to determine the surface of the earth on the planar description on the basis of datum point under paragraph (1) shall be the Gauss double projection.

(3) Matters necessary for the use of cadastral survey results utilizing the datum point under paragraph (1) shall be prescribed by the Presidential Decree.

Article 34 (Classification, etc. of Cadastral Survey)

(1) The cadastral survey shall be classified into a basis survey and a detailed survey.

(2) The cadastral survey shall be based on such methods as the plane table survey, theodolite survey, electric or optical wave meter survey, photogrammetry survey and satellite survey, etc.

(3) Matters necessary for the detailed methods and procedures for a cadastral survey shall be prescribed by the Presidential Decree.

Article 35 (Commissioning, etc. of Cadastral Survey)

(1) Interested persons, including landowners, etc., shall, when they deem it necessary to perform a cadastral survey on the grounds provided for in [Article 32](#) (2) 1 and 3 through 5, commission any cadastral surveyor to perform the relevant cadastral survey. <Amended by Act No. 7036, Dec. 31, 2003>

(2) Any cadastral surveyor shall, if he is commissioned to perform the cadastral survey under paragraph (1), conduct the cadastral survey and determine the results of relevant survey. <Amended by Act No. 7036, Dec. 31, 2003>

(3) Matters necessary for the commissioning of cadastral survey and the determination, etc. of the results of cadastral survey under paragraphs (1) and (2) shall be determined by the Ordinance of the Ministry of Government Administration and Home Affairs. <Amended by Act No. 7036, Dec. 31, 2003>

Article 36 (Examination on Results of Cadastral Survey)

(1) In the event that any cadastral surveyor performs a cadastral survey under [Article 35](#), he shall undergo the examination of the Mayor/Do governor or the competent authority on the results of its cadastral survey: Provided, That this shall not apply to the case of detailed survey, as determined by the Ordinance of the Ministry of Government Administration and Home Affairs, by which the cadastral record is not adjusted. <Amended by Act No. 7036, Dec. 31, 2003>

(2) Matters necessary for the method of examination on the results of cadastral survey and procedures, etc. under paragraph (1) shall be determined by the Ordinance of the Ministry of Government Administration and Home Affairs.

Article 37 (Method of Determining Areas, etc. Due to Land Alteration)

- (1) Where the new registration, registration conversion, partition, and boundary amendment, etc. are conducted, the boundary or coordinates and areas of each parcel shall be determined by a new survey.
- (2) The boundary or coordinates in case where a land annexation is intended shall be determined by cancelling such portions of boundary or coordinates of each parcel before an annexation as have become needless due to an annexation, and the area of relevant parcel shall be that obtained by adding up areas of each parcel before an annexation.
- (3) Where there occurs any error in determining the area for the registration conversion and partition under paragraph (1), matters necessary for the allowable limit and disposal method, etc. of the said error shall be prescribed by the Presidential Decree.

Article 38 (Setting or Management of Mark of Cadastral Control Point)

- (1) The competent authority may, where deemed necessary to establish a cadastral control point, set a mark of cadastral control point on a land, building or structure, etc., of other people, and manage it.
- (2) Matters necessary for the setting and management, etc. of a mark of cadastral control point shall be prescribed by the Presidential Decree.

Article 39 (Perusal of Results of Cadastral Control Point and Delivery of Original Copy)

- (1) A person who intends to peruse the results of a cadastral control point or the relevant survey records, or to receive their original copies, shall apply to the Mayor/Do governor or to the competent authority for it.
- (2) Matters necessary for a perusal of the results of a cadastral control point or the relevant survey records and the delivery of an original copy shall be determined by the Ordinance of the Ministry of Government Administration and Home Affairs.

Article 40 (Cadastral Technicians)

- (1) The cadastral survey shall be made only by the person who has obtained a qualification for cadastral technology among the fields of technologies and skills under the [National Technical Qualifications Act](#) (hereinafter referred to as the "cadastral technicians").
- (2) The Minister of Government Administration and Home Affairs shall, where the cadastral technicians fall under any of the following subparagraphs, take a disciplinary action against them through a resolution of the Central Cadastral Committee:
 1. Where he has conducted a wrong cadastral survey by intention or gross negligence;

2. Where he has brought a disgrace on the cadastral technicians or degraded themselves; and
3. Where he has violated the Acts and subordinate statutes related to the cadastral matters.

(3) The kinds of disciplinary actions shall be as follows:

1. Cancellation of the qualifications;
2. Suspension of qualifications for not less than one month but not more than three years; and
3. Deleted. <by Act No. 7036, Dec. 31, 2003>

(4) The disciplinary action under paragraph (2) shall not be taken where three years elapsed from the date of occurrence of relevant causes.

(5) The matters necessary for the scope of duties by technological qualification of the cadastral technicians under paragraph (1) and the procedure for disciplinary action shall be prescribed by the Presidential Decree.

Article 41

Deleted. <by Act No. 7036, Dec. 31, 2003>

<This Article is deleted by Act No. 7036, Dec. 31, 2003, pursuant to a decision of unconstitutionality made by the Constitutional Court on May 30, 2002>

CHAPTER IV-2 REGISTRATION, ETC. OF CADASTRAL SURVEY BUSINESS

Article 41-2 (Registration of Cadastral Survey Business)

(1) Any person who intends to run the cadastral survey business shall have his cadastral survey business registered with the Minister of Government Administration and Home Affairs after meeting registration standards for technical qualifications and ability as well as equipment, etc.: Provided, That the same shall not apply to the Korea Cadastral Survey Corporation established pursuant to [Article 41-9](#).

(2) Any person who has his cadastral survey business registered in accordance with paragraph (1) shall, when any change takes place in the registered matters prescribed by the Presidential Decree, make a report thereon to the Minister of Government Administration and Home Affairs.

(3) The cadastral survey business operator referred to in paragraph (1), if he is a corporation, the representative thereof and if he is not a corporation, the cadastral survey business operator, shall each be a cadastral technician.

(4) Necessary matters concerning standards and procedures for registering the cadastral survey business referred to in paragraphs (1) and (2), the delivery of registration certificates and any alteration of registered matters, etc. shall be prescribed by the Presidential Decree.

[This Article Newly Inserted by Act No. 7036, Dec. 31, 2003]

Article 41-3 (Business Scope of Cadastral Survey Business Operators)

Every cadastral survey business operator shall perform the cadastral survey business falling

under each of the following subparagraphs, which is the cadastral survey provided for in [Article 32](#) (2) (excluding any cadastral survey conducted on the grounds of subparagraph 2 of the same paragraph):

1. The cadastral survey performed in the area where the boundary point coordinate register is kept; and
2. The cadastral confirmation survey that is conducted following the completion of any urban development project in accordance with [Article 26](#) (referring to the survey performed in order to newly register land definitions in the boundary point coordinate register).
[This Article Newly Inserted by Act No. 7036, Dec. 31, 2003]

Article 41-4 (Grounds of Disqualifications for Cadastral Survey Business Operators)

Any person falling under any of the following subparagraphs shall be prohibited from having his cadastral survey business registered in accordance with [Article 41-2](#) (1):

1. The incompetent or the quasi-competent;
2. The bankrupt who has yet to be reinstated;
3. A person who has been sentenced to imprisonment without prison labor or heavier punishment and for whom 3 years have yet to pass from the date on which the execution of the sentence is terminated (including a case where the execution of the sentence is deemed terminated) or exempted;
4. A person who has been sentenced to a stay of the execution of imprisonment with prison labor and for whom the term of the stay has yet to expire;
5. A person for whom 2 years have yet to pass from the date on which the registration of his cadastral survey business is revoked; and
6. A corporation that has a person falling under each of subparagraphs 1 through 5 from among its officers.
[This Article Newly Inserted by Act No. 7036, Dec. 31, 2003]

Article 41-5 (Report on Business Suspension or Discontinuation)

When any cadastral survey business operator discontinues his business or suspends his business for not less than 30 days or he resumes his business after the suspension of his business, he shall report the fact to the Minister of Government Administration and Home Affairs within 30 days from the date on which he discontinues, suspends or resumes his business.

[This Article Newly Inserted by Act No. 7036, Dec. 31, 2003]

Article 41-6 (Succession of Status of Cadastral Survey Business Operator)

(1) When any cadastral survey business operator transfers his business or merges his business with any corporation, the transferee of the business, the surviving corporation after the merger or the corporation that is incorporated after the merger shall succeed the status of the previous

cadastral survey business operator.

(2) Any person who succeeds the status of the cadastral survey business operator under paragraph (1) shall report his succession to the Minister of Government Administration and Home Affairs within 30 days from the date on which the grounds of the succession accrue. [This Article Newly Inserted by Act No. 7036, Dec. 31, 2003]

Article 41-7 (Registration Revocation of Cadastral Survey Business)

(1) The Minister of Government Administration and Home Affairs may, when any cadastral survey business operator falls under any of the following subparagraphs, revoke the registration of his cadastral survey business or order his cadastral survey business suspended within the term of 6 months: Provided, That if he falls under subparagraphs 1 and 5 through 7, the registration of his cadastral survey business shall be revoked:

1. When he has his business registered under [Article 41-2](#) (1) by means of false and illegality;
2. When he fails to report any change in the registered matters in violation of [Article 41-2](#) (2);
3. When he falls short of the registration standards provided for in [Article 41-2](#) (4);
4. When he performs the cadastral survey in contravention of his business scope provided for in [Article 41-3](#);
5. When he lends his registration certificate to any other person;
6. When he falls under each subparagraph of [Article 41-4](#): Provided, That the same shall not apply to a case where any corporation dismisses its officer who falls under subparagraph 6 of [Article 41-4](#) within 6 months from the date on which he is found to fall under such provisions;
7. When he runs his cadastral survey business during the period in which his business is suspended;
8. When he breaches the duty of faith, etc. provided for in [Article 45-2](#);
9. When he fails to take necessary measures, including the insuring of himself, etc. provided for in [Article 45-3](#) (2); and
10. When he receives too much or too little his cadastral survey fees provided for in [Article 50](#) (2).

(2) Standards for the revocation of registration and the disposition taken to suspend the business under paragraph (1) shall be prescribed by the Ordinance of the Ministry of Government Administration and Home Affairs.

[This Article Newly Inserted by Act No. 7036, Dec. 31, 2003]

Article 41-8 (Hearing)

When the Minister of Government Administration and Home Affairs intends to revoke the registration of cadastral survey business under [Article 41-7](#), he shall hold a hearing.

[This Article Newly Inserted by Act No. 7036, Dec. 31, 2003]

CHAPTER IV-3 KOREA CADASTRAL SURVEY CORPORATION

Article 41-9 (Establishment of Korea Cadastral Survey Corporation)

(1) The Korea Cadastral Survey Corporation (hereinafter referred to as the "Corporation") shall be established in order to conduct the research into the cadastral survey and the cadastral system.

(2) The Corporation shall be a juristic person.

(3) The Corporation shall be established by registering its establishment in the location of its principal office.

(4) Necessary matters concerning the establishment registration of the Corporation shall be prescribed by the Presidential Decree.

[This Article Newly Inserted by Act No. 7036, Dec. 31, 2003]

Article 41-10 (Articles of Association, etc. of Corporation)

(1) The articles of association of the Corporation shall contain the matters falling under each of the following subparagraphs:

1.Objectives;

2.Name;

3.The location of its principal office;

4.Matters concerning the organization and structure;

5.Work and matters concerning the performance of the work;

6.Matters concerning the board of directors;

7.Matters concerning officers and employees;

8.Matters concerning property and accounting;

9.Matters concerning change in the articles of association;

10.Matters concerning publication methods;

11.Matters concerning the making and revising of rules; and

12.Matters concerning dissolution.

(2) The Corporation shall, when it intends to change the articles of association, obtain authorization from the Minister of Government Administration and Home Affairs.

[This Article Newly Inserted by Act No. 7036, Dec. 31, 2003]

Article 41-11 (Work and Business)

The Corporation shall perform the work and business falling under each of the following subparagraphs:

1. The cadastral survey conducted in accordance with [Article 32](#) (2) (excluding a case where the cadastral survey is conducted on the grounds of subparagraph 2 of the same paragraph);
2. The work of introducing foreign cadastral systems and cadastral survey technology in order to upgrade the domestic cadastral survey, the project designed to advance overseas and the project aimed at promoting international exchange and cooperation;
3. The project designed to support the research and education, etc. of the current cadastral system and the cadastral survey; and
4. Other work and project prescribed by the articles of association as necessary for attaining the Corporation's objectives.

[This Article Newly Inserted by Act No. 7036, Dec. 31, 2003]

Article 41-12 (Officers)

(1) The Corporation shall have not more than 10 directors, including one president and one vice president, who work as officers and one auditor. The directors shall be categorized into standing directors and non-standing directors as prescribed by the articles of association.

(2) The president and the auditor shall be appointed and dismissed by the Minister of Government Administration and Home Affairs and other officers shall be appointed and dismissed by the Minister of Government Administration and Home Affairs on the recommendation of the president.

(3) The president shall represent the Corporation and exercise overall control of the Corporation's clerical work.

(4) The auditor shall perform the audit of the Corporation's work and accounting.

(5) The terms of office for officers shall be 3 years and may be reappointed only once.

[This Article Newly Inserted by Act No. 7036, Dec. 31, 2003]

Article 41-13 (Disqualifications for Officers)

Any person falling under each of the following subparagraphs shall be disqualified as an officer of the Corporation:

1. The incompetent or the quasi-competent;
2. The bankrupt who has yet to be reinstated;
3. A person who has been sentenced to imprisonment without prison labor or heavier punishment and for whom 3 years have yet to pass from the date on which the execution of the sentence is terminated (including a case where the execution of the sentence is deemed

terminated) or exempted;

4. A person who has been sentenced to a stay of the execution of imprisonment with prison labor and for whom the term of the stay has yet to expire; and

5. A person for whom 2 years have yet to pass from the date on which the registration of his cadastral survey business is revoked in accordance with [Article 41-7](#) (1).

[This Article Newly Inserted by Act No. 7036, Dec. 31, 2003]

Article 41-14 (Application Mutatis Mutandis of [Civil Act](#))

The provisions governing the incorporated foundation in the [Civil Act](#) shall apply mutatis mutandis to the Corporation except what is prescribed in this Act.

[This Article Newly Inserted by Act No. 7036, Dec. 31, 2003]

Article 41-15 (Prohibition on Use of Similar Name)

Any person who is not the Korean Cadastral Survey Corporation shall be prohibited from using the name of the Korea Cadastral Survey Corporation or any similar name thereof.

[This Article Newly Inserted by Act No. 7036, Dec. 31, 2003]

CHAPTER V CADASTRAL INFORMATION CENTER

Article 42 (Establishment of Cadastral Information Center)

(1) The Minister of Government Administration and Home Affairs shall establish and operate the Cadastral Information Center in order to efficiently manage and utilize the land-related data, such as the cadastral computerized data, resident registration computerized data, official land price computerized data, cadastral satellite control point observation data (hereinafter referred to as the "land-related data").

(2) Matters necessary for the management and utilization of the land-related data shall be determined by the Ordinance of the Ministry of Government Administration and Home Affairs.

Article 43 (Request, etc. for Furnishing Data)

(1) The Minister of Government Administration and Home Affairs may, where deemed necessary for the operation of the Cadastral Information Center, request the heads of the State agencies, local governments, and other public institutions to furnish the land-related data.

(2) The heads of authorities in receipt of a request for data furnishing under paragraph (1) shall furnish data unless there exist any inevitable reasons.

(3) The provisions of [Article 15](#) shall be applicable mutatis mutandis to the procedures for use or utilization of the land-related data and the fees therefor, etc.

CHAPTER VI SUPPLEMENTARY PROVISIONS

Article 44 (Cadastral Committee)

(1) The Central Cadastral Committee shall be established in the Ministry of Government Administration and Home Affairs in order to deliberate and resolve on the following matters:

- 1.Improvement of land registration business, and research and development of the cadastral survey technology;
- 2.Schemes for fostering the cadastral technicians;
- 3.Disciplinary action of the cadastral technicians; and
- 4.Re-examination under [Article 45](#) (6).

(2) The regional cadastral committees shall be established in the City/Do in order to deliberate and resolve on the matters applied for an examination of whether a cadastral survey is proper or not.

(3) Matters necessary for the composition and operation, etc. of the Central Cadastral Committee and the regional cadastral committees shall be prescribed by the Presidential Decree.

Article 45 (Examination, etc. of Whether Cadastral Survey is Proper)

(1) The landowners or the interested parties may, where there exists any dispute on the results of cadastral survey under this Act, request the regional cadastral committee to deliberate on an examination of whether a cadastral survey is proper, through the competent Mayor/Do governor, under the conditions as prescribed by the Presidential Decree.

(2) The Mayor/Do governor shall, upon receipt of a written request for an examination of whether a cadastral survey is proper, investigate the matters falling under any of the following subparagraphs within 30 days, and refer the result to the regional cadastral committee:

- 1.Circumstances and results of the survey by surveyor; and
- 2.History of land alteration and of ownership changes, and the result of investigative survey on the relevant land.

(3) The regional cadastral committee, whereto referred a written request for an examination of whether a cadastral survey is proper under paragraph (2), shall deliberate and resolve on it within 30 days from that day: Provided, That where inevitable, the relevant period may be extended just for once within the limit of 30 days by a resolution of the relevant regional cadastral committee.

(4) The regional cadastral committee shall, where it has resolved on an examination of whether a cadastral survey is proper, prepare the written resolution under the conditions as prescribed by the Presidential Decree, and forward it to the Mayor/Do governor.

(5) The Mayor/Do governor shall notify the applicant for the said examination and the interested parties thereof within 7 days from the date of receiving the written resolution under

paragraph (4).

(6) Where a person notified of the written resolution under paragraph (5) is dissatisfied with the resolution of the regional cadastral committee, he may request, within 90 days from the receipt of the written resolution, the Central Cadastral Committee to re-examine it, through the Minister of Government Administration and Home Affairs.

(7) The provisions of paragraphs (2) through (5) shall be applicable mutatis mutandis with respect to the request for re-examination under paragraph (6). In this case, the term "Mayor/Do governor" shall read as "Minister of Government Administration and Home Affairs", and "regional cadastral committee" as "Central Cadastral Committee".

(8) The Mayor/Do governor in receipt of the written resolution of the regional cadastral committee under paragraph (4) shall, where the applicant for relevant examination of whether a cadastral survey is proper or the interested parties fail to request a re-examination within the period under paragraph (6), forward a copy of the written resolution of the regional cadastral committee to the competent authority, and where they request a re-examination, shall forward to the competent authority a copy of the written resolution of the Central Cadastral Committee, which has been received under paragraph (7), along with a copy of the written resolution of the regional cadastral committee.

(9) The competent authority in receipt of a copy of the written resolution under paragraph (8) shall, according to their details, either revise the matters registered in the cadastral record or amend the results of survey.

Article 45-2 (Duty of Good Faith, etc.)

(1) Every cadastral surveyor (including any cadastral technician belonging to the Corporation; hereafter in this Article the same shall apply) shall fairly perform cadastral survey with the duty of faith and sincerity, and shall not reject any request for his cadastral survey without any justifiable grounds.

(2) Every cadastral surveyor shall be prohibited from performing the cadastral survey of any land owned by himself, his spouse or any lineal descendant or ascendant.

(3) Every cadastral surveyor shall be prohibited from receiving any price for his cadastral survey service under any pretext except cadastral survey fees fixed under [Article 50](#) (2).

(4) Every cadastral surveyor shall be prohibited from leaking secrets that he has learned while rendering his cadastral survey service without any justifiable grounds.

(5) Every cadastral technician shall be prohibited from working for not less than 2 cadastral surveyors.

[This Article Newly Inserted by Act No. 7036, Dec. 31, 2003]

Article 45-3 (Liability for Indemnifying for Damage)

(1) When any cadastral surveyor causes damage to the property of any person who commissions the cadastral survey service or of any third party by intention or negligence while performing his cadastral survey after being commissioned by the person, he shall be

liable for indemnifying for such damage.

(2) Every cadastral surveyor shall take measures, including the insuring of himself, etc. to ensure his liability for the indemnity of any damage referred to in paragraph (1) under the conditions as prescribed by the Presidential Decree.

[This Article Newly Inserted by Act No. 7036, Dec. 31, 2003]

Article 45-4 (Report and Supervision, etc.)

(1) The Minister of Government Administration and Home Affairs may, when it is deemed necessary to supervise cadastral surveyors, require them to report matters concerning their business or submit material and get his public officials to enter their offices in order to check their books and documents, etc.

(2) The public officials assigned to conduct the check referred to in paragraph (1) shall carry certificates showing their authority and produce them to persons concerned.

[This Article Newly Inserted by Act No. 7036, Dec. 31, 2003]

Article 46 (Publication, etc. of Cadastral Compiled Maps)

(1) Any person who intends to publish and sell the compiled maps which are prepared by compiling the maps (hereinafter referred to as the "cadastral compiled maps"), shall make a registration with the Mayor/Do governor. <Amended by Act No. 7036, Dec. 31, 2003>

(2) The Mayor/Do governor shall deliver a registration certificate for the business of publishing and selling the cadastral compiled maps to the person who has made the registration under paragraph (1). <Amended by Act No. 7036, Dec. 31, 2003>

(3) Matters necessary for the criteria and procedures for registration under paragraphs (1) and (2) and the delivery of a registration certificate shall be determined by the Ordinance of the Ministry of Government Administration and Home Affairs.

Article 47 (Access, etc. to Other's Land)

(1) A person who is engaged in an investigation of land alteration or a cadastral survey under this Act may, where deemed necessary for the investigation and survey, gain access to other's land, etc. or use other's land, etc. temporarily, and where deemed specially necessary, alter or remove the bamboo, timber and other obstacles.

(2) Where it is intended to gain access to other's land, etc. under paragraph (1), such a purpose shall be notified in advance to the owner, occupant or manager: Provided, That this shall not apply to the case where the owner, occupant or manager is unknown.

(3) Where it is necessary to temporarily use other's land, etc., or alter or remove the bamboo, timber and other obstacles, a consent of the owner, occupant or manager of the land, etc. shall be obtained in advance: Provided, That this shall not apply to the case where the owner, occupant or manager is unknown.

- (4) The owner, occupant or manager of the land, etc. shall not refuse or obstruct the execution of duties under paragraph (1) without any justifiable grounds.
- (5) The owner, occupant or manager of the land, etc. shall, where there exists a mark of cadastral control point which is set under [Article 38](#) on the land, etc. owned, occupied or managed by him, protect it with the care of a good manager.
- (6) A person who intends to do the acts under paragraph (1) shall carry an identification indicating his authority and present it to the related persons, under the conditions as prescribed by the Ordinance of the Ministry of Government Administration and Home Affairs.

Article 48 (Land Expropriation)

Where it is necessary for setting the mark of cadastral control point, a land may be expropriated under the [Act on the Acquisition of Land, etc. for Public Works and the Compensation Therefor](#). <Amended by Act No. 6656, Feb. 4, 2002>

Article 49 (Compensation for Loss)

- (1) If any person suffers a loss incurred by the act performed in accordance with [Article 38](#) (1) or [47](#) (1), the competent authority or the cadastral surveyor, to which or to whom the actor belongs, shall compensate for such loss: Provided, That in the event that any cadastral survey is performed for any specific person, the specific person shall compensate for such loss.
- (2) With respect to the compensation for the loss referred to in paragraph (1), any person liable to compensate for the loss shall consult with the loss sufferer.
- (3) Any person liable to compensate for the loss or any loss sufferer may, when their consultations referred to in paragraph (2) fail to reach an agreement or they are unable to hold such consultations, file an application with the competent land expropriation committee for an adjudication.
- (4) The provisions of [Articles 83](#) through [87 of the Act on the Acquisition of Land, etc. for Public Works and the Compensation Therefor](#) shall apply mutatis mutandis to any adjudication handed down by the competent land expropriation committee.
[This Article Wholly Amended by Act No. 7036, Dec. 31, 2003]

Article 50 (Fees)

- (1) Where a person makes an application under this Act, he shall pay a fee to the relevant competent authority under the conditions as prescribed by the Presidential Decree. <Amended by Act No. 7036, Dec. 31, 2003>
- (2) Any person who commissions the cadastral survey in accordance with [Article 35](#) (1) shall pay the cadastral survey fees to the relevant cadastral surveyor. <Newly Inserted by Act No. 7036, Dec. 31, 2003>
- (3) The fees referred to in paragraph (1) and the cadastral survey fees referred to in paragraph (2) shall be prescribed by the Presidential Decree. <Newly Inserted by Act No. 7036, Dec. 31,

2003>

(4) Where the competent authority adjusts the cadastral record by investigating or surveying ex officio under [Article 3](#) (2) (proviso) as to the matters to be applied by a landowner and he fails to make such an application, the expenses required therefor shall be collected in a manner corresponding to paragraph (1): Provided, That this shall not apply to the case where any registration in the cadastral record is cancelled under [Article 22](#).

(5) Where the expenses under paragraph (4) have not been paid within the period as specified by the Ordinance of the Ministry of Government Administration and Home Affairs, they shall be collected by referring to the practices of dispositions on default of local taxes. <Amended by Act No. 7036, Dec. 31, 2003>

CHAPTER VII PENAL PROVISIONS

Article 50-2 (Penal Provisions)

Any person falling under any of the following subparagraphs shall be punished by imprisonment for not more than 5 years or by a fine not exceeding 50 million won:

1. Person who has failed to have his cadastral survey business registered in violation of [Article 41-2](#) (1) or run his cadastral survey business after having his cadastral survey business registered by means of illegality; and

2. Person who has lent his registration certificate provided for in [Article 41-2](#) (4) and any other person who has borrowed the registration certificate.

[This Article Newly Inserted by Act No. 7036, Dec. 31, 2003]

Article 51 (Penal Provisions)

Any person falling under any of the following subparagraphs shall be punished by imprisonment for not more than 2 years or by a fine not exceeding 10 million won:

1. Person who has erroneously performed the cadastral survey by intention in violation of [Article 45-2](#) (1); and

2. Person who has published or sold cadastral compiled maps without having his business registered under [Article 46](#) (1) or lent his registration certificate for the business of publishing and selling cadastral compiled maps or any other person who has borrowed the registration certificate.

[This Article Wholly Amended by Act No. 7036, Dec. 31, 2003]

Article 52 (Penal Provisions)

Any person falling under any of the following subparagraphs shall be punished by imprisonment for not more than 1 year or a fine not exceeding 5 million won: <Amended by Act No. 7036, Dec. 31, 2003>

1. Person who has made a false application under this Act;

2. Person who has performed a cadastral survey in contravention of [Article 40](#) (1); and

3. Person who has violated the provisions of [Article 45-2](#) (3) through (5).

Article 52-2 (Joint Penal Provisions)

If the representative of a corporation, or the agent, the employed or any other employee of an individual commits an act of violating [Article 50-2](#), [51](#) or [52](#) in relation with the business of the corporation or the individual, such corporation or such individual shall be fined in accordance with the respective Articles in addition to the punishment of the actor.

[This Article Newly Inserted by Act No. 7036, Dec. 31, 2003]

Article 53 (Fine for Negligence)

(1) Any person falling under any of the following subparagraphs shall be punished by a fine for negligence not exceeding 2 million won: <Amended by Act No. 7036, Dec. 31, 2003>

1. Person who has failed to make a report in violation of [Article 41-6](#) (2);

2. Person who has used a similar name in violation of [Article 41-15](#);

3. Person who has failed to make a report or submit material in violation of [Article 45-4](#) (1) or made a false report or submitted false material; and

4. Person who has rejected, obstructed or dodged the check conducted by the public officials concerned in violation of [Article 45-4](#) (1).

(2) Any person falling under any of the following subparagraphs shall be punished by a fine for negligence not exceeding 500,000 won: <Newly Inserted by Act No. 7036, Dec. 31, 2003>

1. Person who has failed to make a report on a change in the registered matters in violation of [Article 41-2](#) (2);

2. Person who has failed to make a report on the business suspension or discontinuation, etc. in violation of [Article 41-5](#);

3. Person who has performed the cadastral survey of any land owned by himself, his spouse or any lineal descendant or ascendant in violation of [Article 45-2](#) (2); and

4. Person who has rejected or obstructed the execution of the business in violation of [Article 47](#) (4).

(3) Any person who has neglected to file an application provided for in [Article 17](#), [18](#), [19](#) (2) or [21](#) shall be punished by a fine for negligence not exceeding 100,000 won. <Newly Inserted by Act No. 7036, Dec. 31, 2003>

(4) The fine for negligence under paragraphs (1) through (3) shall be imposed and collected by the Minister of Government Administration and Home Affairs or the relevant competent authority under the conditions as prescribed by the Presidential Decree. <Amended by Act No. 7036, Dec. 31, 2003>

(5) Any person who is dissatisfied with a disposition of fine for negligence under paragraph (4) may file an objection with the Minister of Government Administration and Home Affairs or the relevant competent authority within 60 days from the date of receiving a notice of said

disposition. <Amended by Act No. 7036, Dec. 31, 2003>

(6) Where a person subjected to a disposition of fine for negligence under paragraph (4) file an objection under paragraph (5), the Minister of Government Administration and Home Affairs or the relevant competent authority shall without delay notify the competent court, which in turn shall proceed to a trial on the fine for negligence pursuant to the [Non-Contentious Case Litigation Procedure Act](#). <Amended by Act No. 7036, Dec. 31, 2003>

(7) If neither an objection is raised nor is a fine for negligence paid within the period as prescribed in paragraph (5), it shall be collected by referring to the practices of dispositions on default of national taxes or local taxes. <Amended by Act No. 7036, Dec. 31, 2003>

Article 54 (Delegation of Authority)

The Minister of Government Administration and Home Affairs may, under the conditions as prescribed by the Presidential Decree, delegate part of his authority under this Act to the Mayor/Do governor or the competent authority.

ADDENDA

Article 1 (Enforcement Date)

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

Article 2 (Transitional Measures for Numerical Cadastral Record)

The numerical cadastral record prepared at the time of enforcement of this Act shall be deemed the boundary point coordinate register under this Act.

Article 3 (Transitional Measures for Land Category)

The land to be turned into the parking lot, gas station site, warehouse site, or fish farm, from among land categories under the previous provisions, shall be investigated and surveyed by the competent authority not later than the period as prescribed by the Presidential Decree, and registered in the cadastral record by changing it into the relevant land category, and the registration as to a change of land definition shall be entrusted under [Article 30](#) (1).

Article 4 (Transitional Measures for Business of Publication and Sales of Cadastral Sketch Map, etc.)

Persons who have made a registration for business of publication and sales of the cadastral sketch maps, etc. under the previous provisions at the time of enforcement of this Act, shall be deemed to have made a registration for business of publication and sales of the cadastral compiled maps under this Act.

Article 5 (Special Case of New Registration of Unregistered Land in Urban Planning District)

With regard to the land which is located in the urban planning district but unregistered in the

cadastral record at the time of enforcement of this Act, the head of a competent local government may make a new registration for it under the title of the relevant local government by going through a consultation with the Minister of Finance and Economy.

Article 6 (Relations with Other Acts)

In case where the previous provisions are cited in other Acts at the time of enforcement of this Act, and there are corresponding provisions in this Act, the corresponding provisions in this Act shall be considered to have been cited in lieu of the previous provisions.

ADDENDA <Act No. 6656, Feb. 4, 2002>

Article 1 (Enforcement Date)

This Act shall enter into force on January 1, 2003.

Articles 2 through 12

Omitted.

ADDENDA <Act No. 6916, May 29, 2003>

Article 1 (Enforcement Date)

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

Articles 2 through 13

Omitted.

ADDENDA <Act No. 7036, Dec. 31, 2003>

Article 1 (Enforcement Date)

This Act shall enter into force on January 1, 2004.

Article 2 (Transitional Measures concerning Korea Cadastral Survey Corporation Established as Incorporated Foundation)

(1) The Korea Cadastral Survey Corporation that is established as an incorporated foundation (hereinafter referred to as the "Korea Cadastral Survey Corporation established as an incorporated foundation) in accordance with the provisions of the [Civil Act](#) at the time of enforcement of this Act shall be deemed the Korea Cadastral Survey Corporation that is established pursuant to the amended provisions of [Article 41-9](#).

(2) The register of the Korea Cadastral Survey Corporation as an incorporated foundation at the time of enforcement of this Act shall be deemed the register of the Korea Cadastral Survey Corporation established pursuant to the amended provisions of [Article 41-9](#).

Article 3 (Transitional Measures concerning Articles of Association of Korea Cadastral Survey Corporation Established as Incorporated Foundation)

The articles of association of the Korea Cadastral Survey Corporation established as an incorporated foundation at the time of enforcement of this Act shall be deemed the articles of association provided for in the amended provisions of [Article 41-10](#): Provided, That the Korea Cadastral Survey Corporation under the amended provisions of [Article 41-9](#) shall make the articles of association in conformity with the amended provisions of [Article 41-10](#) and obtain the authorization thereof from the Minister of Government Administration and Home Affairs within 6 months after the enforcement of this Act.

Article 4 (Transitional Measures concerning Succession of Assets, Rights and Duties, etc.)

(1) The Korea Cadastral Survey Corporation established as an incorporated foundation at the time of enforcement of this Act shall get its all rights and duties succeeded by the Korea Cadastral Survey Corporation provided for in the amended provisions of [Article 41-9](#) after going through a resolution thereon of the board of directors and obtaining approval therefor from the Minister of the Government Administration and Home Affairs.

(2) The Korea Cadastral Survey Corporation established as an incorporated foundation which obtains the approval referred to in paragraph (1) from the Minister of Government Administration and Home Affairs shall be deemed dissolved, notwithstanding the provisions governing the dissolution and liquidation of the [Civil Act](#).

(3) The assets of the Korea Cadastral Survey Corporation established as an incorporated foundation that obtains the approval referred to in paragraph (1) from the Minister of Government Administration and Home Affairs shall be deemed the assets of the Korea Cadastral Survey Corporation provided for in the amended provisions of [Article 41-9](#).

Article 5 (Transitional Measures concerning Employees)

The employees of the Korea Cadastral Survey Corporation established as an incorporated foundation at the time of enforcement of this Act shall be deemed to have been appointed as the employees of the Korea Cadastral Survey Corporation provided for in the amended provisions of [Article 41-9](#).

Article 6 (Transitional Measures concerning Officers)

The officers and auditor of the Korea Cadastral Survey Corporation established as an incorporated foundation at the time of enforcement of this Act shall be deemed to have been appointed as the officers and the auditor of the Korea Cadastral Survey Corporation provided for in the amended provisions of [Article 41-9](#). In this case, the terms of office for them shall be the remainder period of the terms of office provided for in the previous provisions.

Article 7 (Transitional Measures concerning Registration of Business of Publishing and Selling Cadastral Compiled Maps)

The business of publishing and selling the cadastral compiled maps that is registered with the Minister of Government Administration and Home Affairs in accordance with the previous provisions at the time of enforcement of this Act shall be deemed to have been registered with the Mayor/Do governor in accordance with the amended provisions of [Article 46](#) (1).

Article 8 (Transitional Measures concerning Cadastral Survey Fees)

The cadastral survey fees provided for in the previous provisions of the proviso of [Article 50](#) (1) shall be deemed the cadastral survey fees provided for in the amended provisions of [Article 50](#) (3) until the Presidential Decree fixes the cadastral survey fees in accordance with the amended provisions of [Article 50](#) (3).