

ENFORCEMENT DECREE OF THE ACT ON
ASSESSMENT OF IMPACTS OF WORKS ON
ENVIRONMENT, TRAFFIC, DISASTERS, ETC.

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	Presidential Decree No.	17816, Dec.	26, 2002
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	Presidential Decree No.	18039, Jun.	30, 2003
	Presidential Decree No.	18108, Sep.	29, 2003
	Presidential Decree No.	18147, Nov.	29, 2003
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	Presidential Decree No.	18736, Mar.	8, 2005
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	Presidential Decree No.	18818, Apr.	30, 2005
	Presidential Decree No.	18931, Jun.	30, 2005
	Presidential Decree No.	19052, Sep.	16, 2005
	Presidential Decree No.	19073, Sep.	30, 2005
	Presidential Decree No.	19162, Dec.	1, 2005
	Presidential Decree No.	19317, Feb.	3, 2006
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	Presidential Decree No.	20297, Sep.	28, 2007
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Article 1 (Purpose)

The purpose of this Decree is to provide matters delegated in the Act on Assessment of Impacts of Works on Environment, Traffic, Disasters, etc. and those necessary for the enforcement thereof.

<Amended by Presidential Decree No. 19052, Sep. 16, 2005>

Article 2 (Projects, etc. Subject to Impact Assessment)

(1) The term “other facilities as determined by the Presidential Decree” in Article 4 (1) 14 of the Act on Assessment of Impacts of Works on Environment, Traffic, Disasters, etc. (hereinafter referred to as the “Act”) means facilities falling under the following subparagraphs: *Provided*, That subparagraph 1 shall be limited to the field of environmental impact assessment and of traffic impact assessment, and subparagraph 2 to the field of environmental impact assessment, and subparagraphs 3 through 24 to the field of traffic impact assessment: *<Amended by Presidential Decree No. 19052, Sep. 16, 2005; Presidential Decree No. 19317, Feb. 3, 2006; Presidential Decree No. 20290, Sep. 27, 2007>*

1. National defense and military facilities;
2. Excreta treatment facilities under subparagraph 10 of Article 2 of the Sewerage Act or public treatment facilities under subparagraph 9 of Article 2 of the Act on the Management and Use of Livestock Excreta;
3. Residential facilities;
4. Religious facilities;
5. Medical facilities;

4. Enforcement Decree of the Act on Assessment of Impacts of Works on Environment, Traffic, Disasters, etc.

6. Business facilities;
7. Viewing and gathering facilities;
8. Exhibition facilities;
9. Sales facilities;
10. Lodging facilities;
11. Amusement facilities;
12. Automobile-related facilities;
13. Broadcast and communications facilities;
14. Factories;
15. Educational and research facilities;
16. Storage facilities;
17. Sightseeing and resting facilities;
18. Social welfare facilities;
19. Dangerous article sales facilities;
20. Neighborhood living facilities;
21. Facilities related to funeral and graves;
22. Youth training facilities;
23. Animal-related facilities; and

24. Public facilities not corresponding to subparagraphs 1 through 23.

(2) The term “other projects as determined by the Presidential Decree” in Article 4 (1) 15 of the Act means the project falling under any of the following subparagraphs: *Provided*, That subparagraph 1 shall be limited to the field of environmental impact assessment, and subparagraph 2 to the field of traffic impact assessment: *<Amended by Presidential Decree No. 18736, Mar. 8, 2005>*

1. Collecting project of clay and pebbles, sand, gravel, minerals, etc.; and
2. Private investment project under subparagraph 5 of Article 2 of the Act on Private Participation in Infrastructure.

(3) The scope of projects subject to the execution of impact assessment under Article 4 (3) of the Act (hereinafter referred to as the “subjected project”) shall be as the attached Table 1.

Article 3 (Scope of Project Subject to City/Do Impact Assessment)

(1) The term “scope as determined by the Presidential Decree” in Article 4 (4) of the Act means that falling under any of the following subparagraphs:

1. Not less than 50/100 of the size under the attached Table 1; and
2. Projects not exceeding 50/100 of the size under the attached Table 1 or those not stipulated under the attached Table 1 whose scope has been consulted in advance by the Special Metropolitan City Mayor, Metropolitan City Mayor, Do governor (hereinafter referred to as the “Mayor/Do governor”) with the head of relevant central administrative agency.

(2) The scope under which the Special Metropolitan City, Metropolitan

City and Do (hereinafter referred to as the “City/Do”) may conduct a disaster impact assessment, in case where the apartments under subparagraph 2 (a) of the attached Table 1 of the Enforcement Decree of the Building Act are built in the Class-II district unit planning zones under Article 51 (3) of the National Land Planning and Utilization Act, which are in the Seoul Metropolitan area under subparagraph 1 of Article 2 of the Seoul Metropolitan Area Readjustment Planning Act, notwithstanding the provisions of paragraph (1), shall be the area subject to the establishment of Class-II district unit planning zones under subparagraph 2 of Article 49 of the National Land Planning and Utilization Act. *<Amended by Presidential Decree No. 17816, Dec. 26, 2002; Presidential Decree No. 19052, Sep. 16, 2005>*

Article 4 (Contents, etc. of Assessment Statements)

(1) The assessment statements to be prepared under Article 5 of the Act shall contain those falling under the following subparagraphs: *<Amended by Presidential Decree No. 18154, Dec. 3, 2003>*

1. Detailed analyses and assessments on the contents of the draft assessment statement;
2. Opinions of the residents and the head of relevant administrative agency on the draft assessment statement under Article 7 (1), and the analyses and assessments on the results of the public hearing under Article 9 (5);
3. Contents of the draft business plans which are prepared by reflecting the results of impact assessments; and

4. Plans for survey on the post environmental impacts under Article 25 (4) of the Act (limited to the field of environmental impact assessments).

(2) The assessment statements shall be prepared in the following structures:

1. Summary;
2. Business outline and the collection of residents' opinions;
3. Traffic field;
4. Disaster field;
5. Population field;
6. Environment field; and
7. Appendix.

(3) Preparation methods by each item under the provisions of paragraphs (1) and (2) and other matters necessary for the preparation of assessment statements shall be determined by competent assessment field, and publicly notified, by the head of relevant central administrative agency.

(4) The public notification under paragraph (3) shall contain the matters of the following subparagraphs: *Provided*, That subparagraph 5 shall be limited to the field of environmental impact assessment, and subparagraph 6 to the field of traffic impact assessment:

1. Matters on fixing the area subject to impact assessments;
2. Matters on a survey on current status;
3. Prediction and analysis on impacts;
4. Contents of the measures for reducing impacts or the countermeasures for improvements;
5. Matters on a survey on post environmental impacts; and
6. Matters on the scope of allowable errors in the execution of traffic improvement countermeasures.

Article 5 (Preparation of Draft Assessment Statement)

(1) The following matters shall be included in the draft assessment statement which is to be drawn up under Article 6 (3) of the Act: *<Amended by Presidential Decree No. 18154, Dec. 3, 2003; Presidential Decree No. 19052, Sep. 16, 2005>*

1. Business outline;
2. Fixing of the areas subject to the environmental impact assessment;
3. Contents of a survey on current status by field of impact assessment;
4. Impact analysis and assessment by alternative plan for business plans;
5. Analysis and countermeasure for impacts (countermeasures for the field of disaster impact assessment shall be limited to the relevant business districts);
6. Analysis of unavoidable impacts on environments and the countermeasures for damages (limited to the field of environmental impact assessments); and
7. In the event that prior consultations are held about the environmental examination in accordance with Article 25 of the Framework Act on Environmental Policy, whether the outcome of such consultations is reflected or not (limited to the field of environmental impact assessment).

(2) Other matters necessary for those to be entered in the draft assessment statement and for its preparation methods, etc. shall be determined by competent field of assessment, and publicly notified, by the head of relevant central administrative agency.

Article 6 (Submission and Public Announcement of, and Open Access to, Draft Assessment Statement, etc.)

(1) When the project executor intends to collect the opinions under Article 6 of the Act, he shall submit the draft assessment statement prepared under Article 5 to the heads of the following administrative agencies. In this case, he shall also submit a written summary of the draft assessment statement that is compiled according to the form of electronic document prescribed and published by the heads of central administrative agencies concerned to the head of *Si/Gun/Gu* referred to in subparagraph 1: *<Amended by Presidential Decree No. 17698, Aug. 8, 2002; Presidential Decree No. 18154, Dec. 3, 2003>*

1. The head of *Si/Gun/Gu* (referring to the head of autonomous *Gu*; hereinafter the same shall apply) having jurisdiction over the business area of subjected project: *Provided*, That it means the head of *Si/Gun/Gu* having jurisdiction over the area which contains the greatest part of area or length

- of the business area across the administrative regions of two or more *Sis/Guns/Gus*;
2. The head of *Sil/Gun/Gu* having jurisdiction over the area subject to environmental impact assessment, other than the head of *Sil/Gun/Gu* under the provisions of subparagraph 1;
 3. The head of the approving agency under Article 17 (1) of the Act (hereinafter referred to as an “approving agency”);
 4. The head of consulting agency on assessment statement under Article 17 (2) of the Act (hereinafter referred to as a “head of consulting agency”);
 5. The head of the basin environmental office or the head of the regional environmental office having jurisdiction over the business area of subjected project (limited to the field of environmental impact assessment); and
 6. The Mayor/*Do* governor related to the execution of subjected project: *Provided*, That in case where the Mayor/*Do* governor is the head of an approving agency, it shall be the head of the central administrative agency in charge of the Acts and subordinate statutes on the business.
- (2) In submitting the draft assessment statement under paragraph (1), the project executor shall attach the following documents to it: *<Newly Inserted by Presidential Decree No. 18463, Jun. 29, 2004>*
1. Where he has had an agent prepare it by proxy under Article 7 of the Act, a copy of an evidential document as to whether a separate contract therefor is concluded; and
 2. Documents on the items and scopes of assessment deliberated by the Determinative Committee on Items and Scopes of Assessments under Article 29 (3) (Proviso) and (4) of the Act.
- (3) The head of *Sil/Gun/Gu* under paragraph (1) 1 (hereinafter referred to as the “host head of *Sil/Gun/Gu*”) shall, unless there is a natural disaster or any other special reasons, publish the business outline, the term and the place for public perusal, the time and ways, etc. for residents to submit their opinions (including their opinion on whether to hold a public hearing) in not less than one central daily newspaper and local daily newspaper in the relevant region for not less than once, within 10 days from the date of receiving a draft assessment statement under paragraph (1); and shall publicly display the draft assessment statement for not less than 20 days within the limit of not exceeding 60 days to the residents, etc. of the region subject to environmental impact assessment: *Provided*, That in case where the head of approving agency, etc. under Article 17 (2) of the Act (hereinafter referred to as the “head of approving agency, etc.”) requests that the relevant public notification or public display is not to be made on account of the following grounds, the whole or part of the draft assessment statement may not be publicly notified or displayed, and the host head of *Sil/Gun/Gu* shall notify the head of consulting agency thereof: *<Amended by Presidential Decree No. 18154, Dec. 3, 2003>*
1. Where necessary for the national security, such as the protection of military secrets, etc.; and
 2. Where the public disclosure is limited by the Acts and subordinate statutes.
- (4) The host head of *Sil/Gun/Gu* shall, in case where he intends to make the public notification under paragraph (3), refer in advance to the opinions of the head of *Sil/Gun/Gu* under paragraph (1) 2 (hereinafter referred to as the “relevant head of *Sil/Gun/Gu*”), and determine the contents thereof, and ensure that not less than one place of public display is to be included within the competent region of the relevant head of *Sil/Gun/Gu*. *<Amended by Presidential Decree No. 18463, Jun. 29, 2004>*
- (5) The host head of *Sil/Gun/Gu* shall, when he makes the publication and offers the public perusal required under paragraph (3), post the fact of the publication and the public perusal, and also a written summary of the draft assessment statement that is submitted in the form of electronic document in the information and communications network covering the relevant *Sil/Gun/Gu*. *<Newly Inserted by Presidential Decree No. 18154, Dec. 3, 2003; Presidential Decree No. 18463, Jun. 29, 2004>*
- (6) In the event that the host head of *Sil/Gun/Gu* fails to publish the draft assessment statement and to offer it for the public perusal within 30 days from the date on which he receives the draft assessment statement under paragraph (1) without any justifiable grounds, the head of the approving agency,

etc. may publish the draft assessment statement and offer it for the public perusal on behalf of the host head of *Sil/Gun/Gu*. In this case, the head of the approving agency, etc. shall inform in advance the host head of *Sil/Gun/Gu* of the fact. <Newly Inserted by Presidential Decree No. 18154, Dec. 3, 2003>
(7) In the event that the head of the approving agency, etc. publishes the draft assessment statement and offers it for the public perusal on behalf of the host head of *Sil/Gun/Gu* in accordance with paragraph (6), the head of the approving agency, etc. shall be deemed the host head of *Sil/Gun/Gu* in the application of the provisions of paragraphs (3) and (4), and Articles 7 through 9. <Newly Inserted by Presidential Decree No. 18154, Dec. 3, 2003; Presidential Decree No. 18463, Jun. 29, 2004>

Article 7 (Submission of Opinion, etc. on Draft Assessment Statement)

(1) The heads of the administrative agencies under Article 6 (1) 2 through 6 may, within 30 days from the date of receiving the draft assessment statement, and the residents may, from the beginning date of a public display period to 7 days after the end of public display period, notify or submit to the host head of *Sil/Gun/Gu*, or to the said head or the relevant head of *Sil/Gun/Gu* in the case of residents, of an opinion on the potential damages on the living environment and property of the residents, which are expected from the execution of relevant project, and the measures to reduce them, etc. (in the case of residents, an opinion on whether a public hearing is to be held shall be included). In this case, the relevant head of *Sil/Gun/Gu* in receipt of the residents' opinions shall notify the host head of *Sil/Gun/Gu* thereof within 10 days from the date of ending a public display period. <Amended by Presidential Decree No. 19317, Feb. 3, 2006>

(2) The host head of *Sil/Gun/Gu* shall notify the project executor, within 14 days from the date of ending a public display period, of the opinions notified or submitted under paragraph (1) and of whether a public hearing is to be held. In this case, the host head of *Sil/Gun/Gu* may, if he has an opinion on the contents of the draft assessment statement, notify such an opinion concurrently. <Amended by Presidential Decree No. 19317, Feb. 3, 2006>

Article 8 (Holding of Explanatory Meeting)

(1) The project executor shall, in case where he intends to hold an explanatory meeting in order to collect the residents' opinions under Article 6 (1) of the Act, publicly notify the business outline and the date and venue, etc. of the explanatory meeting on not less than one central daily newspaper and regional daily newspaper in the relevant region for not less than once respectively, not later than 7 days prior to the scheduled date of holding the explanatory meeting; and hold the explanatory meeting within 10 days from the beginning date of public display period under Article 6 (3). In this case, if the project area extends over the areas of not less than two *Sis/Guns/Gus*, the explanatory meeting shall be held in each of the *Sis/Guns/Gus*, but such explanatory meeting may be held in a single place if the project executor consults with the heads of *Sis/Guns/Gus* thereabout. <Amended by Presidential Decree No. 18154, Dec. 3, 2003; Presidential Decree No. 18463, Jun. 29, 2004>

(2) The project executor may request the host head of *Sil/Gun/Gu* to include the publicly notified matters on holding the explanatory meeting under paragraph (1) in the public notification of the draft assessment statement under Article 6 (3); and the host head of *Sil/Gun/Gu* shall comply with such a request unless he has any special reasons. In this case, if the host head of *Sil/Gun/Gu* has made a public notification of the said draft along with the matters of public notification of the opening of explanatory meeting, such public notification shall be deemed to have been made by the project executor under paragraph (1). <Amended by Presidential Decree No. 18463, Jun. 29, 2004>

(3) In the event that the project executor is unable to hold the explanatory meeting that is published in accordance with paragraph (1) or (2) on the grounds for which he is not to be held responsible or the explanatory meeting fails to proceed normally as scheduled even if it is held, he may not hold such explanatory meeting. In this case, the project executor shall publish the grounds, etc. of not holding such explanatory meeting in the *mutatis mutandis* application of the provisions of paragraph (1) and work to explain his project to residents in other ways. <Newly Inserted by Presidential Decree No. 18154, Dec. 3, 2003>

Article 9 (Holding of Public Hearing)

(1) The term “if there is a request from the residents within the extent prescribed by the Presidential Decree” in the latter part of Article 6 (1) of the Act, means any of the following subparagraphs:

1. Where the number of residents who have submitted an opinion on the necessity of a public hearing under Article 7 (1) exceeds 30; and
2. Where the number of residents who have submitted an opinion on the necessity of a public hearing under Article 7 (1) is not less than 5 but less than 30, and the said number constitutes not less than 50/100 of the total number of residents who have submitted an opinion on the draft assessment statement.

(2) The project executor, who has received the notification of holding a public hearing from the host head of *Si/Gun/Gu* under the provisions of Article 7 (2) as he comes to fall under one of the requisite of each subparagraph of paragraph (1), shall publicly notify the business outline and the date, place and presider of the public hearing on not less than one central daily newspaper and regional daily newspaper in the relevant region for not less than once respectively, not later than 14 days prior to the scheduled date of opening of the public hearing. In this case, he shall in advance make a consultation with the host head of *Si/Gun/Gu* on the date and venue, etc. of the public hearing. *<Amended by Presidential Decree No. 18154, Dec. 3, 2003>*

(3) The residents in the area subject to an impact assessment may recommend the experts who are to state the opinions at the public hearing, and the presider of the public hearing shall have the relevant experts state their opinions at the public hearing. *<Amended by Presidential Decree No. 18154, Dec. 3, 2003>*

(4) In the event that the project executor is unable to hold the public hearing that is published in accordance with paragraph (2) twice on the grounds for which he is not to be held responsible or the public hearing fails to proceed normally as scheduled even if it is held, he may not hold such public hearing. In this case, the project executor shall publish the grounds of not holding the public hearing and matters concerning the time and ways, etc. for persons who intend to put forth their opinions at the public hearing to put forth their opinions in the *mutatis mutandis* application of the provisions of paragraph (2) and work to hear residents’ opinions in other ways. *<Newly Inserted by Presidential Decree No. 18154, Dec. 3, 2003>*

(5) The project executor shall, within 7 days from the completion of public hearing, notify the host head of *Si/Gun/Gu* or the relevant head of *Si/Gun/Gu* of the results of public hearing, under the conditions as determined by the Joint Ordinance of the Ministry of Public Administration and Security, the Ministry of Environment and the Ministry of Land, Transport and Maritime Affairs (hereinafter referred to as the “Joint Ordinance”). *<Amended by Presidential Decree No. 20680, Feb. 29, 2008>*

(6) The project executor may, even when it does not correspond to the requirements for holding a public hearing under paragraph (1), in case where he intends to broadly collect the opinions of experts and residents on the environmental impacts resulting from the execution of project, hold a public hearing after the expiry of public display period under Article 6 (3), in consultation with the host head of *Si/Gun/Gu*. In this case, the provisions of paragraphs (2) through (5) shall apply *mutatis mutandis* with respect to the method and procedures, etc. for holding the above public hearing. *<Amended by Presidential Decree No. 18154, Dec. 3, 2003; Presidential Decree No. 18463, Jun. 29, 2004>*

Article 10 (Extension, etc. of Areas for Collection of Residents’ Opinions)

(1) The term “areas as determined by the Presidential Decree” in Article 6 (2) of the Act means the area falling under any of the following subparagraphs: *<Amended by Presidential Decree No. 17816, Dec. 26, 2002; Presidential Decree No. 19052, Sep. 16, 2005>*

1. Natural environment preservation areas under subparagraph 4 of Article 6 of the National Land Planning and Utilization Act;
2. Natural parks under subparagraph 1 of Article 2 of the Natural Parks Act;
3. Wetlands protection area and management area of wetlands environs under Article 8 of the Conservation

of Wetlands Act; and

4. Special countermeasure area under Article 22 of the Framework Act on Environmental Policy.

(2) The provisions of Articles 7 through 9 shall be applicable *mutatis mutandis* to the procedures for collecting the opinions on the areas under paragraph (1).

Article 11 (Those Subject to Traffic Impact Assessment Excluding Opinion Collections)

The scope of project subject to traffic impact assessment in which the collection of residents' opinions is not made under Article 6 (5) of the Act shall be as follows:

1. Project subject to the deliberation by the local traffic impact deliberation council from among the projects under subparagraph 2 (a) of the attached Table 1; and
2. Installation of facilities excluding those under each of the following items from among the facilities under subparagraph 2 (b) of the attached Table 1:
 - (a) Viewing and meeting facilities in excess of tenfold of the size subject to the least impact assessment;
 - (b) Sales facilities in excess of tenfold of the size subject to the least impact assessment; and
 - (c) Facilities for the multi-usage in excess of fifteenfold of the size subject to the least impact assessment.

Article 12 Deleted. <by Presidential Decree No. 18463, Jun. 29, 2004>

Article 13 (Public Announcement of Actual Results of Assessment by Proxy, etc.)

(1) The head of the related central administrative agency shall publish the actual results of assessment by proxy and the details of administrative dispositions under Article 15 (2) of the Act, not later than the end of March every year. <Amended by Presidential Decree No. 18154, Dec. 3, 2003>

(2) The title of business implementing assessment by proxy and the expenses for the said implementation shall be contained in the actual results of assessment by proxy publicly announced under paragraph (1), and the contents of dispositions and the reasons therefor shall be contained in the details of administrative dispositions under the same paragraph.

Article 14 (Time for Submission of Assessment Statement, etc.)

(1) The time when the project executor liable for obtaining an approval, etc. under Article 17 (1) of the Act shall submit an assessment statement to the head of the approving agency, and the time when the head of the approving agency, etc. shall request the head of consulting agency to make a consultation on the said assessment statement under Article 17 (2) of the Act, shall be as shown on the attached Table 1. In this case, the head of approving agency in receipt of an assessment statement from the project executor shall request the head of consulting agency to make a consultation on the assessment statement within ten days from the date of receiving the said assessment statement.

(2) Where a project executor submits the assessment statement under Article 17 (1) of the Act or a project executor who is not required to obtain the approval, authorization, permit, license or decision, etc. (hereinafter referred to as the "approval, etc.") under Article 17 (2) of the Act requests the consultation concerned, he shall submit the following documents with it: <Newly Inserted by Presidential Decree No. 18463, Jun. 29, 2004>

1. Where he has had an agent prepare the assessment statement by proxy under Article 7 of the Act, a copy of an evidential document as to whether a separate contract therefor is concluded; and
 2. Documents on the items and scopes of assessment deliberated by the Determinative Committee on Items and Scopes of Assessments under Article 29 (3) of the Act.
- (3) The number of copies of assessment statements to be submitted when the consultation is requested under Article 17 (2) of the Act shall be determined by the Joint Ordinance.
- (4) The scope of project subject to the traffic impact assessment for which a consultation is to be requested to the Mayor/Do governor under Article 17 (3) of the Act, shall be subject to the deliberation by the local traffic impact deliberation council under the provisions of subparagraph 2 of the attached

Table 1.

Article 15 (Supplement to Assessment Statement)

The reason for supplementing the assessment statement under Article 18 of the Act shall be the case where the assessment statement has not been prepared according to its preparation methods publicly notified by the head of related central administrative agency under Article 4 (3), such as the inadequacy of the survey on current status, the prediction, analysis and countermeasures for impacts, etc.

Article 16 (Scope of Experts, etc.)

(1) The term “experts as determined by the Presidential Decree” in the former part of Article 19 (3) of the Act means the experts recommended by the residents for the purpose of stating opinions at the public hearing under Article 9 (3).

(2) The project liable for hearing an opinion of the Minister of Land, Transport and Maritime Affairs under the latter part of Article 19 (3) of the Act shall be as follows: *<Amended by Presidential Decree No. 20680, Feb. 29, 2008>*

1. Construction of harbors;
2. Reclamation of the foreshore and the land reclamation projects; and
3. Project which is deemed by the Minister of Maritime Affairs and Fisheries to cause a grave impact to the maritime environments.

Article 17 (Composition and Operation, etc. of Disaster Impacts Assessment Committee)

(1) The disaster impacts assessment committee under Article 19 (5) of the Act (hereafter in this Article referred to as the “assessment committee”) shall consist of more than 40 members but not exceeding 80, including the chairman, who is a Director General in charge of the disaster prevention or one of Director General class, and the vice chairman who is elected by mutual votes among the members, respectively, from among the public officials belonging to the National Emergency Management Agency.

<Amended by Presidential Decree No. 18390, May 24, 2004; Presidential Decree No. 18607, Dec. 28, 2004>

(2) The members of the assessment committee shall be those designated by the Commissioner of the National Emergency Management Agency from among the Directors in charge of the disaster prevention who are the public officials belonging to the National Emergency Management Agency, and those commissioned by the Commissioner of the National Emergency Management Agency from among those with rich knowledge and experience in the disaster prevention and those recommended by the citizen's organizations (referring to the nonprofit non-governmental organizations under Article 2 of the Assistance for Nonprofit Non-governmental Organizations Act; hereinafter the same shall apply). *<Amended by Presidential Decree No. 18390, May 24, 2004; Presidential Decree No. 19052, Sep. 16, 2005>*

(3) The term of office of the members who are not public officials shall be two years: *Provided*, That the term of office of supplementary member shall be the remaining terms of his predecessor.

(4) The chairman of the assessment committee shall represent the said committee, and exercise the overall control of its affairs.

(5) If the chairman is unable to present himself at the assessment committee due to the unavoidable reasons, the vice chairman shall act on behalf of the chairman.

(6) The assessment committee shall deliberate on the following matters:

1. Assessment statement referred to under Article 17 of the Act;
2. Filing objections under Article 22 of the Act;
3. Matters on research and improvement of the disaster impacts assessment systems; and
4. Matters referred to by the chairman as he deems it necessary.

(7) The chairman of the assessment committee may, in case where deemed necessary with respect to the deliberative matters by the assessment committee, request the head of approving agency, etc. to submit the data, or listen to the opinions by having the relevant parties present.

(8) The meeting of the assessment committee shall be convened by the chairman, and shall consist of the chairman and of not less than 8 members but not more than 11 who are nominated by the chairman at each meeting.

(9) The assessment committee shall make decision with the attendance of a majority of constituting members under paragraph (8) and with a concurrent vote of a majority of members present.

(10) Allowances, travel expenses and expenses for reviewing the assessment statement may be paid to the members of the assessment committee within the limit of budgets: *Provided*, That this shall not apply to the case where the members who are the public officials attend or review the assessment statement in direct connection with their competent affairs.

(11) Matters necessary for the operation of the assessment committee other than those as provided in this Decree shall be determined by the chairman through the resolution of the assessment committee.

Article 18 (Composition and Operation, etc. of Central Traffic Impacts Deliberation Council)

(1) The central traffic impacts deliberation council under Article 19 (5) of the Act (hereafter referred to as the “central deliberation council” in this Article) shall consist of the members of not less than 29 but not more than 50, including one chairman and one vice chairman. *<Amended by Presidential Decree No. 19052, Sep. 16, 2005>*

(2) The members of the central deliberation council shall be those appointed or commissioned by the Minister of Land, Transport and Maritime Affairs from among the public officials of the Director General’s class in the related Government offices and those with rich knowledge and experience in the traffic, road, urban planning, construction, etc. and those recommended by the citizen’s organizations. *<Amended by Presidential Decree No. 20680, Feb. 29, 2008>*

(3) The chairman and vice chairman of the central deliberation council shall be selected from among the members who are not the public officials. *<Newly Inserted by Presidential Decree No. 19052, Sep. 16, 2005>*

(4) The central deliberation council shall deliberate on the following matters: *<Amended by Presidential Decree No. 19052, Sep. 16, 2005; Presidential Decree No. 20680, Feb. 29, 2008>*

1. Traffic impacts assessment statement subject to the deliberation by the central deliberation council under the provisions of the attached Table 1;
2. Filing objections under Article 22 of the Act with respect to the matters of subparagraph 1; and
3. Matters referred to by the Minister of Land, Transport and Maritime Affairs or the chairman as he deems it necessary.

(5) The meeting of the central deliberation council shall be convened by the Minister of Land, Transport and Maritime Affairs or the chairman, and shall consist of the chairman and 14 members who are selected by the Minister of Land, Transport and Maritime Affairs at each meeting under the random selection method, such as the ballot. *<Amended by Presidential Decree No. 19052, Sep. 16, 2005; Presidential Decree No. 20722, Feb. 29, 2008>*

(6) Where the Minister of Land, Transport and Maritime Affairs or the chairman intends to convene the meeting of the central deliberation council, he shall notify each member attending relevant meeting, the related project executor and the head of related approving agency of the detailed meeting agenda, such as the date, time, and place of the meeting, and matters presented for discussion, not later than 7 days before opening the meeting: *Provided*, That where there exists a special reason, the same shall not apply. *<Newly Inserted by Presidential Decree No. 19052, Sep. 16, 2005; Presidential Decree No. 20722, Feb. 29, 2008>*

(7) Where there exists a request of the related project executor or the head of related approving agency, the central deliberation council shall endeavor that the related project executor or the head of related

approving agency may sufficiently explain the matters, etc. on the traffic impacts assessment statement subject to deliberation, by attending the meeting. <Newly Inserted by Presidential Decree No. 19052, Sep. 16, 2005>

(8) The provisions of Article 17 (3) through (5), (7), (9) through (11) shall be applicable *mutatis mutandis* to the composition and operation of the central deliberation council.

Article 19 (Composition and Operation, etc. of Local Traffic Impacts Deliberation Council)

(1) The local traffic impacts deliberation council under Article 19 (5) of the Act (hereinafter referred to as the “local deliberation council”) shall consist of the members of not less than 21 but not more than 40, including one chairman and one vice chairman. <Amended by Presidential Decree No. 19052, Sep. 16, 2005>

(2) The members of the local deliberation council shall be those appointed or commissioned by the Mayor/Do governor from among the public officials in the related administrative offices and those with rich knowledge and experience in the traffic, road, urban planning, construction, etc. and those recommended by the citizen’s organizations.

(3) The chairman and vice chairman of local deliberation council shall be respectively selected from among the members who are not the public officials. <Newly Inserted by Presidential Decree No. 19052, Sep. 16, 2005>

(4) The local deliberation council shall deliberate on the following matters: <Amended by Presidential Decree No. 19052, Sep. 16, 2005>

1. Traffic impacts assessment statement subject to the deliberation by the local deliberation council under the provisions of the attached Table 1;
2. Filing objections under Article 22 of the Act with respect to the matters of subparagraph 1;
3. Whether or not a reassessment is to be made under Article 32 (4) of the Act; and
4. Matters referred to by the Mayor/Do governor or the chairman as he deems it necessary.

(5) The meeting of the local deliberation council shall be convened by the Mayor/Do governor or the chairman, and shall consist of the chairman and 10 members who are selected by the Mayor/Do governor by the random selection method, such as ballot, at each meeting. <Amended by Presidential Decree No. 19052, Sep. 16, 2005>

(6) Where the Mayor/Do governor or the chairman intends to convene the meeting of the local deliberation council, he shall notify each member attending relevant meeting, the related project executor and the head of related approving agency of the detailed meeting agenda, such as the date, time, and place of the meeting, and matters presented for discussion, not later than 7 days before opening the meeting: *Provided*, That where existing a special reason, the same shall not apply. <Newly Inserted by Presidential Decree No. 19052, Sep. 16, 2005>

(7) Where there exists a request of the related project executor or the head of related approving agency, the local deliberation council shall have the related project executor or the head of related approving agency may sufficiently explain the matters, etc. on the traffic impacts assessment statement subject to deliberation, by attending the meeting. <Newly Inserted by Presidential Decree No. 19052, Sep. 16, 2005>

(8) The provisions of Article 17 (3) through (5), (7), (9) through (11) shall be applicable *mutatis mutandis* to the composition and operation of the local deliberation council.

Article 20 (Period for Consultation on Assessment Statement)

The term “within the period as determined by the Presidential Decree” in Article 20 (1) of the Act, means the period of not more than 45 days from the date of receiving an assessment statement by the head of consulting agency under Article 17 (2) of the Act: *Provided*, That the head of consulting

agency may, in case where there exist any inevitable reasons, extend the period for consulting on the assessment statement up to 15 days limited to only once. In this case, the period needed for supplementing the assessment statement by the project executor shall not be counted into the consultation period.

Article 21 (Composition, etc. of Impact Assessment Adjustment Council)

(1) The head of approving agency, etc. shall, pursuant to Article 20 (2) of the Act, request the Minister of Environment, by indicating the mutually contradicting or conflicting details in the contents of consultation, to adjust them, within 20 days from the date of receiving the content of consultation from the head of consulting agency.

(2) The impact assessment adjustment council under Article 20 (3) of the Act (hereafter referred to as the “council” in this Article) shall consist of the members of not more than 15, including one chairman and one vice chairman.

(3) The chairman of the council shall be the Director General of the Nature Conservation Bureau of the Ministry of Environment, and the vice chairman shall be elected by mutual election from among the members. *<Amended by Presidential Decree No. 18463, Jun. 29, 2004>*

(4) The members of the council shall be the Directors in charge of impact assessment affairs in the Ministry of Environment, the Ministry of Land, Transport and Maritime Affairs, and the National Emergency Management Agency, and the experts commissioned by the Minister of Environment under the recommendation of the Minister of Land, Transport and Maritime Affairs or the Commissioner of the National Emergency Management Agency. *<Amended by Presidential Decree No. 18390, May 24, 2004; Presidential Decree No. 18463, Jun. 29, 2004; Presidential Decree No. 20722, Feb. 29, 2008>*

(5) The provisions of Article 17 (3) through (5), (7), (9) through (11) shall be applicable *mutatis mutandis* to the composition and operation of the council.

Article 21-2 (Notification of Business Plans, etc.)

When the head of approving agency, etc. has made approval, etc. for the enterprise or its business plans (hereinafter referred to as the “business plans, etc.”) or confirmed the business plans, etc. which may not obtain the approvals, etc. pursuant to Article 21 (2) of the Act, he shall inform the head of consulting agency of the relevant contents within 30 days from the relevant day.

[This Article Newly Inserted by Presidential Decree No. 19317, Feb. 3, 2006]

Article 22 (Filing Objection, etc.)

(1) A person who intends to raise an objection against the contents of the consultation under Article 22 (1) of the Act shall file an objection in writing containing the following matters with the head of consulting agency within 90 days from the date of receiving the notification of the contents of consultation under Article 20 (1) of the Act:

1. Contents of and reasons for filing objections;
2. Details intended to alter the contents of consultations; and
3. Analyses of impacts following the alterations in the contents of consultations.

(2) The term “within the period as determined by the Presidential Decree” in Article 22 (2) of the Act means the period of not more than 30 days from the date of receiving the objection in writing: *Provided*, That in case where the review on whether or not the contents of the objection are pertinent may not be completed within 30 days due to the inevitable reasons, the period may be extended up to 30 days, limited to only once.

Article 23 (Re-consultation)

(1) The term “within the period specified by the Presidential Decree” in the main sentence of Article 23 (1) of the Act means the period of not more than 5 years from the date of notification of the

contents of consultations under Article 20 (1) or (4) of the Act.

(2) The term “if it is inadequate to execute the business plans, etc. according to the contents of consultations due to an occurrence of causes specified by the Presidential Decree” in the main sentence of Article 23 (1) of the Act means any of the following subparagraphs: *<Amended by Presidential Decree No. 18039, Jun. 30, 2003; Presidential Decree No. 18154, Dec. 3, 2003; Presidential Decree No. 19052, Sep. 16, 2005; Presidential Decree No. 19317, Feb. 3, 2006; Presidential Decree No. 20722, Feb. 29, 2008>*

1. Where the size of modified business or facilities (where the size of business or facilities has not been determined in the scope of subjected business by assessment field prescribed in the attached Table 1, it means the area or length of the land which is reflected in the business plans, however, in the case of environment impact assessment field, notwithstanding the size of business or facilities, it means the area, length, width, density, volume or capacity, etc. of business reflected in the relevant business plans; hereinafter the same shall apply) is increased not less than 30/100 of the size contained in the contents (including the content of re-consultation under Article 23 of the Act and the alternation of the business plans, etc. under Article 24 of the Act; hereinafter the same shall apply) of consultations notified under Article 20 (1) of the Act, (including the case where the repeated alterations have resulted in the increase of not less than 30/100; hereinafter the same shall apply), and where it is increased by more than the business size subject to the least impacts assessment under the provisions of the attached Table 1: *Provided*, That this shall not apply to the case where only the site area of the factory under the Industrial Cluster Development and Factory Establishment Act is increased in the field of environment impacts assessment, and where there exist neither additional damages on natural environments, nor generation of pollutants;
- 1-2. Where work is re-implemented after its suspension for not less than 7 years;
2. Where the effectiveness of countermeasures for traffic improvements included in the contents of consultations is significantly decreased by the modifications in the utilization of lands or in the disposition of facilities, and the execution of countermeasures for traffic improvements outside of business place is impossible (limited to the field of traffic impacts assessment);
3. Where the countermeasures for traffic improvements are modified (limited to the field of traffic impacts assessment) in excess of the scope of allowable errors in executing the countermeasures for traffic improvements as determined by the public notification of the Minister of Land, Transport and Maritime Affairs concerning the preparation methods of traffic impacts assessment statement, etc. under Article 4 (3); and
4. Where the installation plans for eternally-planned disaster reducing facilities are modified (limited to the field of disaster impacts assessment) from among the countermeasures for disaster reducing which are included in the contents of consultations.

(3) Where the project executor, who has not undergone the reconsultations as he came to fall under the proviso of paragraph (2) 1, intends to perform any acts which damage natural environments or cause to discharge pollutants in the relevant site, he shall in advance reprepare an assessment statement under Article 23 of the Act, and submit it to the head of approving agency.

Article 24 (Documents to be Submitted When Impact Reduction Measures are Reviewed, etc.)

(1) In case where the project executor liable for obtaining the approval, etc. intends to undergo the review of the head of approving agency with regard to impact reduction measures under the latter part of Article 24 (1) of the Act, or where the head of approving agency, etc. intends to listen to the opinions of the head of consulting agency with regard to impact reduction measures under Article 24 (2) of the Act, he shall submit the documents containing the following matters: *<Presidential Decree*

No. 18463, Jun. 29, 2004>

1. Altered contents of the business plans, etc.;
2. Analysis of the impacts resulting from the alteration of business plans, etc.;
3. Contents of devising the impact reduction measures resulting from the alteration of business plans, etc.; and
4. Where the project executor has had an agent devise the impact reduction measures by proxy under Article 7 of the Act, a copy of an evidential document as to whether a separate contract therefor is concluded.

(2) The term “specific causes as specified by the Presidential Decree” in the proviso of Article 24 (2) of the Act means the case where the contents of consultations reflected in the business plans, etc. are altered, and which falls under any of the following subparagraphs: *<Amended by Presidential Decree No. 18154, Dec. 3, 2003; Presidential Decree No. 19052, Sep. 16, 2005; Presidential Decree No. 19317, Feb. 3, 2006; Presidential Decree No. 20383, Nov. 15, 2007; Presidential Decree No. 20428, Nov. 30, 2007>*

1. Where the size of business or facilities to be altered increases by not less than 10/100 of the size contained in the contents of consultations under Article 20 (1) of the Act;
2. Where the floor area or total floor space of the buildings and other structures increases by not less than 30/100 (excluding the field of traffic impacts assessment);
3. Where the matters are altered, for which the opinions of the head of consulting agency are to be heard in advance, when the contents of consultations under Article 20 of the Act are notified, and when the matters on the buildings and other structures whose sites are confined within the relevant business place (including the business category in the case of a creation business of industrial site and industrial complex) and the contents of consultations are altered;
4. Where the consultation standards for the facilities (hereinafter referred to as the “facilities subject to imposition”) on which the consultation standard excess charges under Article 33 (1) of the Act (hereinafter referred to as the “excess charges”) are imposed and collected, are altered;
5. Where the land utilization plans are altered in excess of 15/100 of the site area contained in the contents of consultations; and
6. Where pollutants (referring to the pollutants provided for in Article 28 and other pollutants whose permissible release levels are set in accordance with Article 16 of the Clean Air Conservation Act and Article 32 of the Water Quality and Ecosystem Conservation Act; hereafter the same shall apply in this subparagraph) are increased beyond 30/100 on the grounds of a change in the progress of work and the method of construction that are included in the contents of consultations, which are notified under Article 20 (1) of the Act or pollutants are freshly released (limited to the field of environmental impact assessment).

Article 25 (Notification of Verification on Implementing Consulted Contents, etc.)

The head of approving agency shall, under Article 26 (1) of the Act, notify the head of consulting agency of the results of post-management, such as whether or not the contents of consultations are implemented, etc. not later than January 31 of the following year as prescribed by the heads of central administrative agencies concerned. *<Amended by Presidential Decree No. 18154, Dec. 3, 2003>*

Article 25-2 (Request for Determination of Items and Scopes of Assessment)

(1) Where a project executor intends to request the head of an approving agency to determine the items and scopes of assessment under the main sentence of Article 29 (3) of the Act, he shall submit to the head of the approving agency a plan for preparing an environmental impact assessment statement containing the following matters; and where a project executor who is exempted from obtaining approval,

etc. under the proviso of Article 29 (3) of the Act intends to go through a deliberation of the Determinative Committee on Items and Scopes of Assessments, he shall submit a plan for preparing an environmental impact assessment statement:

1. Outline of the project and the project area;
2. Selection of the items of assessment to be applied to the project and the reasons for such selection;
3. Survey of the current status by the items of assessment, and selection of measures for the estimate and reduction of impacts and the scope of such measures and the reasons for such selection;
4. Methods of the analysis, comparison and assessment of impacts by alternative plan for business plan; and
5. Methods of analysis of unavoidable impacts on environment and adoption of the countermeasures against damages.

(2) The matters to be included in a plan for preparing an environmental impact assessment statement under paragraph (1) and other necessary matters concerning the method, etc. of preparing such a plan shall be publicly announced by the Minister of Environment after consulting with the head of the related central administrative agency.

[This Article Newly Inserted by Presidential Decree No. 18463, Jun. 29, 2004]

Article 25-3 (Organization of Determinative Committee on Items and Scopes of Assessments)

(1) The Determinative Committee on Items and Scopes of Assessments (hereinafter referred to as the "Determinative Committee") under Article 29 (4) of the Act shall be organized according to the following classification:

1. In case of deliberation by the Determinative Committee under Article 29 (3) (main sentence) and (4) of the Act: It shall be organized by the head of the approving agency within fifteen days from the date of receiving a plan for preparing an environmental impact assessment statement; and
2. In case of deliberation by the Determinative Committee under the proviso of Article 29 (3) of the Act: It shall be organized by the project executor who is exempted from obtaining approval, etc.

(2) The term of existence of the Determinative Committee organized pursuant to paragraph (1) shall be until the completion of deliberation (in case of re-deliberation referred to in Article 25-6 (1), until the completion of such re-deliberation) on the items and scopes of assessment of the relevant project: *Provided*, That if it is necessary to repeatedly determine the items and scopes of assessment of the matters of frequent occurrence such as road construction, the head, etc. of the approving agency may allow the Determinative Committee organized pursuant to paragraph (1) to continue in existence for two years from the date the Committee is organized.

(3) The Determinative Committee shall consist of not less than 10 but not more than 20 members including one chairman.

(4) The chairman shall be the Director General or the public official of the Director General's class of the approving agency (including a project executor who is not required to obtain approval, etc.; hereinafter the same shall apply) in charge of the approval, etc. of the relevant project from among the public officials of the approving agency, and the members of the Determinative Committee shall be composed of the following persons: *Provided*, That in case of subparagraph 4, the persons shall be included only in the case where the head, etc. of the approving agency deems it necessary:

1. Each one referred to in each of the following items:
 - (a) A person designated by the head, etc. of the approving agency among the public officials

- of the approving agency;
- (b) A person designated by the head of the consulting agency among the public officials of the consulting agency;
- (c) A person designated by the head of the Korea Environment Institute among the staff members of the Korea Environment Institute under Article 19 (3) of the Act; and
- (d) An expert recommended by the project executor concerned or the project executor who has been engaged in the business practice of environmental impact assessment;
- 2. Not less than three persons commissioned by the head, etc. of the approving agency among those with rich knowledge and experience in connection with environmental impact assessment;
- 3. Not less than two persons commissioned by the head, etc. of the approving agency among those recommended by the citizen's organizations; and
- 4. Persons commissioned by the head, etc. of the approving agency among the public officials of the local government having jurisdiction over the relevant project area or the related central administrative agency under the recommendation of its head.
- (5) The terms of office of the members of the Determinative Committee shall be the period for which the Committee exists.

[This Article Newly Inserted by Presidential Decree No. 18463, Jun. 29, 2004]

Article 25-4 (Business Matters of Determinative Committee on Items and Scopes of Assessments)

The Determinative Committee shall deliberate on the following matters relating to the items and scopes of environmental impact assessment:

1. The items of assessment to be applied to the relevant project;
2. The following matters selected under subparagraph 1 by the items of assessment:
 - (a) Fields in which the survey of current status is to be made, and the methods and scope of such survey;
 - (b) Fields in which the estimate of environmental impacts is to be made, the methods and scope of such estimate;
 - (c) Fields for which measures for reducing environmental impacts are to be taken, and the methods and scope of estimating reduction effects by fields;
 - (d) Kinds of alternative plans to be considered; and
 - (e) Fields in which a survey on the post environmental impacts is to be made, and the methods and scope of such survey;
3. Methods of the analysis, comparison and assessment of environmental impacts by alternative plan for business plan; and
4. Methods of the analysis of environmental impacts and the adoption of the countermeasures.

[This Article Newly Inserted by Presidential Decree No. 18463, Jun. 29, 2004]

Article 25-5 (Operation of Determinative Committee on Items and Scopes of Assessments)

- (1) The chairman of the Determinative Committee shall represent the Committee and exercise general control over its business.
- (2) If the chairman is unable to perform his duties for inevitable reasons, the member who is designated by the chairman shall act on behalf of him.
- (3) The meeting of the Determinative Committee shall be convoked by the chairman and resolve with the attendance of a majority of the registered members and a concurrent vote of a majority of those present.
- (4) The chairman of the Determinative Committee may, if necessary in connection with its deliberation,

request the relevant project executor to submit necessary materials or ask a related person to attend the meeting of the Committee to hear his opinion.

(5) The Determinative Committee shall complete its deliberation on the relevant project within forty-five days from the date when a plan for preparing an environmental impact assessment statement is submitted by the project executor pursuant to Article 25-2 (1): *Provided*, That the chairman of the Determinative Committee may extend the period of its deliberation up to not more than fifteen days if there exists any inevitable reason, and in that case, the period needed by the project executor concerned for supplementing the plan for preparing an environmental impact assessment statement shall not be counted in the period of deliberation.

(6) Allowances and travelling expenses may be given to the members of the Determinative Committee within the limit of its budget: *Provided*, That this shall not apply to the case where the members who are public officials are present, or examine the plan for preparing an environmental impact assessment statement, in direct connection with their duties.

(7) Except as provided in this Decree, other necessary matters concerning the operation of the Determinative Committee shall be determined by the chairman, subject to a resolution by the Determinative Committee.

[This Article Newly Inserted by Presidential Decree No. 18463, Jun. 29, 2004]

Article 25-6 (Re-Deliberation by Determinative Committee on Items and Scopes of Assessments)

(1) Where there occurs any cause falling under any of the following subparagraphs before a project executor submits an assessment statement or makes a request for consultation under Article 14, the head, etc. of the approving agency shall take the items and scopes of assessment into re-deliberation pursuant to Article 29 (5) of the Act:

1. Where there is a need to re-determine the items and scopes of assessment due to any material change in environmental factors or there is found a new fact having important effects on environment; and
2. Where, due to the cause referred to in subparagraph 1, the head of the consulting agency makes a request to the head, etc. of the approving agency for re-deliberation by the Determinative Committee.

(2) Re-deliberation by the Determinative Committee under paragraph (1) shall be completed within fifteen days from the date its meeting is convoked. In that case, the period needed by the project executor concerned for supplementing the relevant materials shall not be included in the said period.

[This Article Newly Inserted by Presidential Decree No. 18463, Jun. 29, 2004]

Article 26 (Notification of Results of Environmental Impacts Reassessment)

The term “within the period as specified by the Presidential Decree” in Article 32 (2) of the Act means within 1 year from the date of receiving a request by the Minister of Environment under Article 32 (1) of the Act.

Article 27 (Causes and Procedures for Reassessment)

(1) The term “causes defined by the Presidential Decree are generated” in Article 32 (4) of the Act means the case falling under any of the following subparagraphs:

1. Where the average running speed of vehicles on the roads most adjacent to the business place is decreased not less than 30/100 in excess of the prediction at the time of traffic impacts assessment; and
2. Where the average stopping time of vehicles at the intersection most adjacent to the business place is increased not less than 50/100 in excess of the prediction at the time of traffic impacts assessment.

(2) The Mayor/*Do* governor shall, in case where it falls under any of subparagraphs of paragraph

(1), decide on whether or not the reassessment is to be implemented, after going through the resolution by the local deliberation council.

(3) The reassessment shall go through the deliberation by the local deliberation council, within 6 months from the date of determining the reassessment by the local deliberation council under paragraph (2), after a direct implementation by the Mayor/*Do* governor, or after an implementation by designating another agency of traffic impacts assessment which has not implemented at first any traffic impacts assessment.

(4) The Mayor/*Do* governor shall, according to the results of reassessment and deliberation under paragraph (3), notify the project executor or the owner of facilities who have induced the causes under each subparagraph of paragraph (1) to take measures necessary for the traffic improvements, and devise and perform the countermeasures for traffic improvements around the relevant business place.

(5) The Mayor/*Do* governor shall make a survey every year on whether or not there exist any projects or facilities corresponding to the causes for reassessment under paragraph (1), centered around the traffic jamming area or the bottleneck spots.

(6) Other matters necessary for the reassessment shall be determined by the Municipal Ordinance of the City/*Do*.

Article 28 (Kinds of Pollutants Subject to Imposition of Excess Charges)

The kinds of pollutants subject to imposition of excess charges shall be as follows: *<Amended by Presidential Decree No. 19052, Sep. 16, 2005; Presidential Decree No. 20383, Nov. 15, 2007; Presidential Decree No. 20428, Nov. 30, 2007>*

1. Substances falling under any subparagraph of Article 23 (1) of the Enforcement Decree of the Clean Air Conservation Act, in the case of air pollutant emission facilities referred to in subparagraph 11 of Article 2 of the same Act;
2. Substances falling under any subparagraph of Article 46 of the Enforcement Decree of the Water Quality and Ecosystem Conservation Act, in the case of wastewater discharge facilities referred to in any subparagraph of Article 46 of the same Decree; and
3. Organic matters and floating substances, in the case of the facilities subject to imposition other than those in subparagraphs 1 and 2.

Article 29 (Computing Methods and Criteria for Excess Charges)

(1) Excess charges shall be the amount calculated by multiplying the discharge quantity of pollutants exceeding the consultation standard (hereinafter referred to as “standard excess discharge quantity”) by the imposed amount per kg of pollutants (in the case of malodor, the imposed amount per 1,000m³ of emitted substances), the imposing coefficient by region, the charge-computing index by year, the imposing coefficient by consultation standard excess rate (in the case of malodor, the imposing coefficient by malodor density) and the imposing coefficient by frequency of offences: *Provided*, That in the cases falling under Article 21 (1) of the Enforcement Decree of the Clean Air Conservation Act, Article 40 (1) of the Enforcement Decree of the Water Quality and Ecosystem Conservation Act, Article 39 (3) of the Sewerage Act, and Article 17 (2) of the Act on the Management and Use of Livestock Excreta, the imposing coefficient by consultation standard excess rate and the imposing coefficient by frequency of offences shall not be applied. *<Amended by Presidential Decree No. 19052, Sep. 16, 2005; Presidential Decree No. 20290, Sep. 27, 2007; Presidential Decree No. 20383, Nov. 15, 2007; Presidential Decree No. 20428, Nov. 30, 2007>*

(2) Notwithstanding the provisions of paragraph (1), the amount of excess charges falling under any of the following subparagraphs shall not be imposed: *<Amended by Presidential Decree No. 19052, Sep.*

16, 2005; Presidential Decree No. 20383, Nov. 15, 2007; Presidential Decree No. 20428, Nov. 30, 2007>

1. Any amount corresponding to the emission period for which the excess charges are imposed, from among the basic charges on the air pollutant emission facilities under Article 23 of the Enforcement Decree of the Clean Air Conservation Act; and
 2. Any amount corresponding to the discharge period for which the excess charges are imposed, from among the basic discharge charges on the wastewater discharge facilities under Article 41 of the Enforcement Decree of the Water Quality and Ecosystem Conservation Act.
- (3) The imposed amount per kg of pollutants, the imposing coefficient by region and the imposing coefficient by consultation standard excess rate under paragraph (1) shall be as listed in the attached Table 2.

Article 30 (Standard Excess Discharge Quantity, etc.)

(1) The standard excess discharge quantity shall be computed by multiplying daily standard excess discharge quantity by the number of days of discharge period: *Provided*, That the provisions of the proviso of Article 25 (1) of the Enforcement Decree of the Clean Air Conservation Act shall apply *mutatis mutandis* to the calculation of the quantity of pollutants released beyond standard levels at pollutant-automatically-measuring workplaces provided for in the proviso of Article 25 (1) of the Enforcement Decree of the Clean Air Conservation Act. <Amended by Presidential Decree No. 18154, Dec. 3, 2003; Presidential Decree No. 19052, Sep. 16, 2005; Presidential Decree No. 20383, Nov. 15, 2007>

(2) The daily standard excess discharge quantity under the main sentence of paragraph (1) shall be the quantity shown in terms of kg unit, which is computed by multiplying the consultation standard excess density on the date of collecting pollutants according to the on-the-spot survey and verification under Article 26 (2) of the Act by the total quantity

of pollutants on the relevant day (hereinafter referred to as “daily flow quantity”), which is computed by the flow quantity of discharged pollutants at the time when the relevant discharge density is measured (hereinafter referred to as “measured flow quantity”), and the discharge period shall be from the date on which the pollutants commenced to discharge (where the date of commencing the discharge is unknown, the date of collecting samples) to the scheduled date on which the measures are to be completed (hereinafter referred to as the “scheduled date of completing measures”) so as to satisfy the consultation standards. <Amended by Presidential Decree No. 18154, Dec. 3, 2003>

(3) The daily standard excess discharge quantity and the daily flow quantity under paragraph (2) shall be computed by the annexed Table 3, and the measured flow quantity shall be computed by the official environmental pollution test standards under Article 6 (1) 1 or 5 of the Environmental Examination and Inspection Act. <Amended by Presidential Decree No. 19052, Sep. 16, 2005; Presidential Decree No. 20297, Sep. 28, 2007>

(4) The discharge period under paragraph (1) shall be shown by the number of days, and the calculation of the relevant period shall be counted in pursuant to the provisions of the Civil Act and the starting date shall be included. <Amended by Presidential Decree No. 19052, Sep. 16, 2005>

Article 31 (Charge-Computing Index by Year and Imposing Coefficient by Frequency of Offences)

(1) With respect to the charge-computing index by year and the imposing coefficient by frequency of offences under Article 29 (1), the provisions of the related Acts and subordinate statutes shall apply *mutatis mutandis* according to the following classifications: <Amended by Presidential Decree No. 19052, Sep. 16, 2005; Presidential Decree No. 20383, Nov. 15, 2007; Presidential Decree No. 20428, Nov. 30, 2007>

1. In the case of air pollutant emission facilities: Article 26 of the Enforcement Decree of the Clean Air Conservation Act;
2. In the case of wastewater discharge facilities or wastewater terminal disposal facilities: Article

49 of the Enforcement Decree of the Water Quality and Ecosystem Conservation Act; and
3. In the case of other facilities: Article 21 of the Enforcement Decree of the Act on the Disposal of Sewage, Excreta and Livestock Wastewater.

(2) The frequency of offences under paragraph (1) shall be computed at the unit of the latest two years on the standard of the day on which a violation has taken place by business place. *<Amended by Presidential Decree No. 19317, Feb. 3, 2006>*

Article 32 (Notice for Payment of Excess Charge)

(1) A notice for payment of excess charges shall be given within 60 days from the date on which a cause for imposing the excess charges occurs: *Provided*, That the provisions of Article 33 (1) of the Enforcement Decree of the Clean Air Conservation Act shall apply *mutatis mutandis* to the case where a cause for imposing the excess charges occurs at pollutant-automatically-measuring workplaces provided for in the proviso of Article 30 (1). *<Amended by Presidential Decree No. 18463, Jun. 29, 2004; Presidential Decree No. 19052, Sep. 16, 2005; Presidential Decree No. 20383, Nov. 15, 2007>*

(2) In imposing the excess charges (including the imposition by adjustment under Article 33), the Minister of Environment shall notify in writing stating the standard excess discharge quantity, amount of imposition, time limit and place of payment and other necessary matters. In this case, the time limit for payment shall be 30 days from the date on which a notice for payment has been issued.

Article 33 (Adjustment of Excess Charge)

(1) The Minister of Environment shall recompute and adjust the excess charges in case where they fall under any of the following subparagraphs, and reimpose or refund the relevant difference in case where there exists any difference between the amount already paid and the adjusted amount:

1. Where the measures are not taken not later than the scheduled date of completing such measures, or the discharge period of pollutants which forms the base for computing the excess charges has come to differ as the measures have been completed prior to it; and
2. Where deemed that the status of discharging pollutants after an imposition of excess charges has come to differ from the time of initial measurement, the discharge quantity of pollutants differs from that of the initial measurement in consequence of the reexamination.

(2) In case where there occurs any need for adjusting the excess charges due to the causes under paragraph (1) 1, the said Minister shall reimpose or refund them within 30 days from the date of verifying whether or not the measures for the subjected facilities have been completed.

(3) In case where there occurs any need for adjusting the excess charges due to the causes under paragraph (1) 2, the said Minister shall compute the excess charges on the basis of the discharge quantity which has been remeasured limited to the period after the date of reexamination.

(4) Any person in receipt of the notice for payment of excess charges may apply for an adjustment of the relevant excess charges where they fall under any of subparagraphs of paragraph (1).

(5) The Minister of Environment shall, in case where he has received an application for adjustment under paragraph (4), notify the applicant of the results of relevant dispositions within 20 days. *<Amended by Presidential Decree No. 18154, Dec. 3, 2003>*

(6) Any application for adjustment under paragraph (4) shall not affect the payment period of excess charges.

Article 34 (Grant of Collection Expenses)

(1) The Minister of Environment shall, in case where he has delegated the affairs of collecting the excess charges and additional dues to the Mayor/*Do* governor, grant the amount equivalent to 10/100 of the collected excess charges and additional dues to the relevant Mayor/*Do*

governor as collection expenses under Article 33 (9) of the Act.

(2) The Minister of Environment shall settle accounts of the collection expenses under paragraph (1) every month from among the excess charges and additional dues paid into the special accounts for environment improvements under the Act on the Special Accounts for Environment Improvement, and pay them to the relevant Mayor/*Do* governor not later than the end of the following month. *<Amended by Presidential Decree No. 19052, Sep. 16, 2005>*

Article 34-2 (Substitution of Opinion Convergence)

Where an opinion convergence for prior environment examination has gone through the procedures for opinion convergence under the provisions of Articles 6 through 10 pursuant to the provisions of Article 33-2 of the Act (excluding the case of omitting an explanation meeting or a public hearing meeting under the provisions of Article 8 (3) or 9 (4)), which falls under all of the following subparagraphs, the opinion convergence under the provisions of Article 6 of the Act may be omitted:

1. Where 3 years have not been passed from the date of completing a consultation on prior environment examination under the provisions of Article 25-6 of the Framework Act on Environmental Policy;
2. Where the business scale of consultation on environment impact assessment has been altered to within 30/100 than the business scale at the time of prior environment examination; and
3. Where the location of facilities having a great impact on the residents' living environment, such as the incineration facilities, wastes reclamation facilities, sewage terminal treatment facilities and waste water terminal treatment facilities etc. has not been added.

[This Article Newly Inserted by Presidential Decree No. 19317, Feb. 3, 2006] «Enforcement Date: Jun. 1, 2006»

Article 35 (Delegation and Entrustment)

(1) The Minister of Environment shall delegate the following authorities to the head of the basin environmental office or the head of the regional environment office pursuant to Article 38 (1) of the Act: *<Amended by Presidential Decree No. 17698, Aug. 8, 2002; Presidential Decree No. 18154, Dec. 3, 2003; Presidential Decree No. 18463, Jun. 29, 2004>*

1. Registration, modified registration of the agents for assessment, cessation or discontinuance of business, revocation of registration, and suspension of business under Articles 8, 11 and 12 of the Act;
2. Hearing under Article 13 of the Act;
3. Authorities falling under each of the following items with respect to the business subject to the provisions of the annexed Table 4:
 - (a) Consultation under Article 17 (2) of the Act;
 - (b) Request for supplement to assessment statement under Article 18 of the Act;
 - (c) Request for adjustment or supplement of the project plans, etc. under Article 19 (1) of the Act;
 - (d) Collection of opinions under Article 19 (2) and (3) of the Act;
 - (e) Request for furnishing the related data, etc. under Article 19 (6) of the Act;
 - (f) Notification of the content of consultation under Article 20 (1) of the Act;
 - (g) Acceptance of notification under Article 21 (2) of the Act;
 - (h) Authority on filing objections under Article 22 of the Act;
 - (i) Authority on the consultation under the proviso of Article 23 (1) of the Act, and on the reconsultation under paragraph (2) of the same Article;
 - (j) Authority on the opinions about the measure to reduce the environmental impacts under Article 24 (2) and (3) of the Act;
 - (k) Acceptance of the notification under Article 25 (4) and (5) of the Act;
 - (l) Request for the submission of data relevant to the execution of the content of consultation

- or the survey or verification of the project site under Article 26 (2) of the Act;
 - (m) Request for the necessary measures to the project executor or the head of approving agency under Article 26 (5) of the Act;
 - (n) Acceptance of the notification of the measures taken, or of the content of orders issued, by the project executor or the head of approving agency under Article 26 (6) of the Act;
 - (o) Acceptance of the notification of starting works, etc. under Article 27 of the Act;
 - (p) Request for the necessary measures to the head of approving agency, etc. under Article 28 (3) of the Act;
 - (q) Acceptance of the notification in the case of omitting the public notification or public display under the proviso of Article 6 (3);
 - (r) Receipt of notification on the results of post management, including whether the contents of consultations are implemented or not under Article 25; and
 - (s) Consultation about the organization of the Determinative Committee under Article 29 (7) of the Act;
- 4. Authorities of subparagraph 3 (k) through (p) and (r) on the subjected projects other than those as shown on the attached Table 4;
 - 5. Imposition and collection of excess charges; and
 - 6. Imposition and collection of the fine for negligence under Article 42 of the Act.
- (2) The Commissioner of the National Emergency Management Agency shall delegate the following authorities to the head of the relevant Mayor/ Do governor pursuant to Article 38 (1) of the Act: <Newly Inserted by Presidential Decree No. 18607, Dec. 28, 2004>
- 1. Registration, modified registration of the agents for assessment, cessation or discontinuance of business, revocation of registration, and suspension of business under Articles 8, 11 and 12 of the Act; and
 - 2. Hearing under Article 13 of the Act.
- (3) The head of related central administrative agency shall, pursuant to Article 38 (2) of the Act, entrust the affairs relevant to the report on actual results of impact assessment by proxy under Article 15 (1) of the Act to the association designated by the head of related central administrative agency from among the associations. In this case, the head of related central administrative agency shall notify publicly the title, address, name of representative and contents of entrusted affairs.
- Article 36 (Imposition of Fine for Negligence)
- (1) In case where the head of consulting agency intends to impose a fine for negligence pursuant to Article 42 (3) of the Act, he shall investigate and verify the relevant offenses, and notify in writing the person subjected to the disposition of a fine for negligence to pay it, by indicating the fact of offense, method of and period for filing an objection.
 - (2) In case where the head of consulting agency intends to impose a fine for negligence under paragraph (1), he shall provide the person subjected to the disposition of a fine for negligence with an opportunity to state his opinion orally or in writing, by fixing a period of not less than 10 days. In case where no opinion has been stated by the specified period, it shall be regarded as having no opinions.
 - (3) When determining the amount of a fine for negligence, the head of consulting agency shall take into consideration the motive of offense and its consequences, etc.
 - (4) Procedures for the collection of a fine for negligence shall be determined by the Joint Ordinance.

ADDENDA

Article 1 (Enforcement Date)

This Decree shall enter into force on January 1, 2001.

Article 2 (Repeal of Other Acts and Subordinate Statutes)

The Enforcement Decree of the Environmental Impact Assessment Act is hereby repealed.

Article 3 (Special Examples following Amendments to Burial and Graveyard, etc. Act)

The following provisions shall be applied in lieu of subparagraphs 1 (1) (i) and 3 (d) (i) 1 of the annexed Table 1 not later than January 12, 2001:

4. Enforcement Decree of the Act on Assessment of Impacts of Works on Environment, Traffic, Disasters, etc.

(i) Installation of graves whose forming area is in excess of 250,000m ² , under Article 2 (5) the Burial and Graveyard, etc. Act.	Prior to a permit under Article 8 (2) of the Burial and Graveyard, etc. Act (when installing public graveyards under Article 7 of the same Act, prior to the settlement of plans for installing public graveyards.
(i) Installation of graves whose forming area is in excess of 300,000m ² , under Article 2 (5) the Burial and Graveyard, etc. Act.	Prior to a permit under Article 8 (2) of the Burial and Graveyard, etc. Act (when installing public graveyards under Article 7 of the same Act, prior to the settlement of plans for installing public graveyards.

Article 4 (Application Examples to Projects Subject to Impact Assessment)

(1) The provisions of Articles 6 through 9 shall be applied to the project for which the draft of assessment statement is first submitted after the enforcement of this Decree with respect to the field of traffic impacts assessment, and be applied after 6 months elapsed after the enforcement of this Decree with respect to the project which does not correspond to any subparagraph of Article 11.

(2) The provisions of the annexed Table 1 shall be applied after 6 months elapsed after the enforcement of this Decree with respect to the project which comes newly to be subject to the impacts assessment by the enforcement of this Decree.

Article 5 (Application Examples to Excess Charges)

The whole nitrogen and whole phosphorus from among the substances polluting water quality which come to be subject to the excess charges under subparagraph 2 of Article 28 shall be applicable from the project for which the results of consulting the environmental impacts assessment are notified after January 1, 2003.

Article 6 (Transitional Measures on Period of Reconsultation)

The provisions of Article 13 (1) of the previous Enforcement Decree of the Environmental Impact Assessment Act shall, notwithstanding the provisions of Article 23 (1), govern with respect to the project for which the contents of consultation on the environmental impacts assessment statement are notified at the time of enforcement of this Decree.

Article 7 (Transitional Measures on Project in Progress)

(1) With respect to the project for which the time for submitting the assessment statement on the project subject to impacts assessment, or for requesting consultations, is advanced, at the time of enforcement of this Decree, ahead of the time pursuant to the annexed Table 1 of the previous Enforcement Decree of the Environmental Impact Assessment Act, to the annexed Table of the Enforcement Decree of the Urban Traffic Readjustment Promotion Act, and to the provisions of the annexed Table 1 of the Enforcement Decree of the Countermeasures against Natural Disasters Act (hereafter referred to as the “previous provisions” in this Article), the previous provisions shall be applicable with respect to the project for which the relevant time has passed.

(2) With respect to the project for which the draft of assessment statement or the assessment statement has been submitted at the time of enforcement of this Decree, the scope of projects subject to the impacts assessment shall, notwithstanding the provisions of the attached Table 1, be governed by the previous provisions.

Article 8 Omitted.

Article 9 (Relations with Other Acts and Subordinate Statutes)

If any other Acts and subordinate statutes quote the Enforcement Decree of the Environmental Impact Assessment Act or its provisions at the time of enforcement of this Decree, this Decree or the corresponding provisions thereof, if any, shall be deemed to have been quoted in lieu of the previous provisions.

ADDENDA <Presidential Decree No. 17137, Feb. 24, 2001>

Article 1 (Enforcement Date)

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

Articles 2 through 7 Omitted.

ADDENDA <Presidential Decree No. 17698, Aug. 8, 2002>

Article 1 (Enforcement Date)

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

Articles 2 through 5 Omitted.

ADDENDA <Presidential Decree No. 17816, Dec. 26, 2002>

Article 1 (Enforcement Date)

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

Articles 2 through 17 Omitted.

ADDENDA <Presidential Decree No. 17999, Jun. 13, 2003>

Article 1 (Enforcement Date)

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

Articles 2 through 6 Omitted.

ADDENDA <Presidential Decree No. 18039, Jun. 30, 2003>

Article 1 (Enforcement Date)

This Decree shall enter into force on July 1, 2003.

Articles 2 through 6 Omitted.

ADDENDA <Presidential Decree No. 18108, Sep. 29, 2003>

Article 1 (Enforcement Date)

This Decree shall enter into force on October 1, 2003.

Articles 2 through 7 Omitted.

ADDENDA <Presidential Decree No. 18147, Nov. 29, 2003>

Article 1 (Enforcement Date)

This Decree shall enter into force on November 30, 2003.

Articles 2 and 3 Omitted.

ADDENDA <Presidential Decree No. 18154, Dec. 3, 2003>

Article 1 (Enforcement Date)

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

Article 2 (Application Example concerning Businesses Subject to Impact Assessment)

(1) The amended provisions of Articles 5, 6, 8 and 9 shall apply, starting with the project for which the draft assessment statement is first submitted after the enforcement of this Decree.

(2) The amended provisions of the attached Table 1 shall apply to any project that is newly subjected by the enforcement of this Decree to the impact assessment from the date on which 6 months lapse from the date of the enforcement of this Decree.

Article 3 (Transitional Measures concerning Project under Way)

Any project for which a draft assessment statement or an assessment statement is submitted at the time of enforcement of this Decree shall be governed by the previous provisions, notwithstanding the amended provisions of the attached Table 4.

ADDENDA <Presidential Decree No. 18267, Jan. 29, 2004>

Article 1 (Enforcement Date)

4. Enforcement Decree of the Act on Assessment of Impacts of Works on Environment, Traffic, Disasters, etc.

This Decree shall enter into force on January 31, 2004.
Articles 2 through 4 Omitted.

ADDENDA <Presidential Decree No. 18390, May 24, 2004>

Article 1 (Enforcement Date)

This Decree shall enter into force on June 1, 2004.
Articles 2 through 4 Omitted.

ADDENDA <Presidential Decree No. 18457, Jun. 29, 2004>

Article 1 (Enforcement Date)

This Decree shall enter into force on July 1, 2004. (Proviso Omitted.)
Articles 2 through 4 Omitted.

ADDENDA <Presidential Decree No. 18463, Jun. 29, 2004>

(1) (Enforcement Date) This Decree shall enter into force on July 1, 2004.

(2) (Application Example concerning Conclusion of Separate Contract) The amended provisions of Articles 6 (2) 1, 14 (2) 1, and 24 (1) 4 shall apply to any agency contract which is concluded on or after the enforcement date of this Decree.

(3) (Transitional Measures concerning Project under Way) Any project for which a draft assessment statement or an assessment statement is submitted at the time of enforcement of this Decree shall be governed by the previous provisions, notwithstanding the amended provisions of subparagraph 1 (a) of the attached Table 1.

(4) (Transitional Measures concerning Apartment Zone Development Project) Any apartment zone development project which is made subject to the previous provisions under Article 9 of the Addenda of the Housing Act, Act No. 6916, shall be governed by the previous provisions, notwithstanding the amended provisions of the attached Table 1.

ADDENDUM <Presidential Decree No. 18607, Dec. 28, 2004>

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

ADDENDA <Presidential Decree No. 18695, Feb. 7, 2005>

Article 1 (Enforcement Date)

This Decree shall enter into force on February 10, 2005.
Article 2 Omitted.

ADDENDA <Presidential Decree No. 18736, Mar. 8, 2005>

Article 1 (Enforcement Date)

This Decree shall enter into force on the date of its promulgation.
Articles 2 through 5 Omitted.

ADDENDA <Presidential Decree No. 18796, Apr. 22, 2005>

Article 1 (Enforcement Date)

This Decree shall enter into force on the date of its promulgation. (Proviso Omitted.)
Articles 2 through 5 Omitted.

ADDENDA <Presidential Decree No. 18818, Apr. 30, 2005>

Article 1 (Enforcement Date)

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

Article 2 Omitted.

ADDENDA <Presidential Decree No. 18931, Jun. 30, 2005>

Article 1 (Enforcement Date)

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

Articles 2 through 4 Omitted.

ADDENDA <Presidential Decree No. 19052, Sep. 16, 2005>

(1) (Enforcement Date) This Decree shall enter into force on the date of its promulgation.

(2) (Transitional Measures concerning Mutual Election of Chairman and Vice Chairman of Traffic Impacts Deliberation Council) The central deliberation council and local deliberation council shall mutually elect the chairman and the vice chairman respectively under the amended provisions of Articles 18 (1) and (3) and 19 (1) and (3) within 3 months from the enforcement date of this Decree, however the previous provisions shall govern until they are mutually elected.

ADDENDA <Presidential Decree No. 19073, Sep. 30, 2005>

Article 1 (Enforcement Date)

This Decree shall enter into force on October 1, 2005. (Proviso Omitted.)

Articles 2 through 4 Omitted.

ADDENDA <Presidential Decree No. 19162, Dec. 1, 2005>

Article 1 (Enforcement Date)

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

Articles 2 through 5 Omitted.

ADDENDA <Presidential Decree No. 19317, Feb. 3, 2006>

(1) (Enforcement Date) This Decree shall enter into force on the date of its promulgation: *Provided*, That the amended provisions of Article 34-2 shall enter into force on June 1, 2006.

(2) (Application Example concerning Business Subject to Impact Assessment) The amended provisions of the attached Table 1 shall enter into force on the date on which 3 months have passed after the enforcement of this Decree, for the business newly becoming a business subject to impacts assessment due to the enforcement of this Decree: *Provided*, That the amended provisions of subparagraph 1 (a) (xii), (c) (vii), and (q) (iii), (v) and (vii) of the attached Table 1 shall enter into force on June 1, 2006.

(3) (Transitional Measures concerning Business Subject to Impact Assessment) Where the business has been given a consultation on impact assessment before the enforcement of this Decree from among the business newly becoming subject to impact assessment under the attached Table 1 due to the enforcement of this Decree, it shall be regarded as having been subject to a consultation on impact assessment under this Act.

(4) (Transitional Measures concerning Business in Progress) The previous provisions shall govern the business having submitted a draft of written impact assessment or a written impact assessment at the time of enforcement of this Decree, or the business for which a consultation on prior environment examination under the provisions of Article 25 of the Framework Act on Environmental Policy is in progress.

ADDENDA <Presidential Decree No. 19373, Mar. 8, 2006>

Article 1 (Enforcement Date)

This Decree shall enter into force on March 9, 2006. (Proviso Omitted.)
Articles 2 through 5 Omitted.

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.

ADDENDUM *<Presidential Decree No. 19802, Dec. 29, 2006>*

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

ADDENDA *<Presidential Decree No. 19883, Feb. 12, 2007>*

Article 1 (Enforcement Date)

This Decree shall enter into force on February 12, 2007.
Article 2 Omitted.

ADDENDA *<Presidential Decree No. 20077, Jun. 1, 2007>*

Article 1 (Enforcement Date)

This Decree shall enter into force on the date of its promulgation.
Article 2 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.

ADDENDA *<Presidential Decree No. 20297, Sep. 28, 2007>*

Article 1 (Enforcement Date)

This Decree shall enter into force on October 5, 2007. (Proviso Omitted.)
Articles 2 and 3 Omitted.

ADDENDA *<Presidential Decree No. 20383, Nov. 15, 2007>*

Article 1 (Enforcement Date)

This Decree shall enter into force on the date of its promulgation. (Proviso Omitted.)
Articles 2 through 11 Omitted.

ADDENDA *<Presidential Decree No. 20428, Nov. 30, 2007>*

Article 1 (Enforcement Date)

This Decree shall enter into force on the date of its promulgation.
Articles 2 through 7 Omitted.

ADDENDA *<Presidential Decree No. 20544, Jan. 11, 2008>*

Article 1 (Enforcement Date)

This Decree shall enter into force on January 20, 2008.
Articles 2 through 5 Omitted.

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

Article 1 (Enforcement Date)

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

Articles 2 through 6 Omitted.

ADDENDA *<Presidential Decree No. 21037, Sep. 25, 2008>*

Article 1 (Enforcement Date)

This Decree shall enter into force on September 29, 2008. (Proviso Omitted.)

Articles 2 and 3 Omitted.