ENFORCEMENT DECREES OF THE ACT ON THE SUSTAINABLE USE OF TIMBERS

Presidential Decree No. 28691, Mar. 6, 2018

Article 1 (Purpose)
The purpose of this Decree is to prescribe matters mandated by the Act on the Sustainable Use of Timbers and matters necessary for enforcing said Act.

Article 2 (Percentage, etc. of Timber in Timber Products)
(1) "Ratio not less than that prescribed by Presidential Decree" in subparagraph 2 of Article 2 of the Act means 50 percent.
(2) "Rate not less than that prescribed by Presidential Decree" in subparagraph 11 of Article 2 of the Act means 60 percent.
(3) Detailed methods of calculating the percentages specified in paragraphs (1) and (2) shall be prescribed and publicly notified by the Minister of the Korea Forest Service.

Article 3 (Insignificant Modifications of Comprehensive Plans)
"Where any change is made to insignificant matters prescribed by Presidential Decree" in the proviso to Article 6 (3) of the Act means any of the following:
1. Where the time for implementing any project specified in a comprehensive plan for sustainable use of timber formulated pursuant to Article 6 (1) of the Act (hereinafter referred to as "comprehensive plan") is changed within the period for formulating and implementing the comprehensive plan;
2. Where the quantity specified in a short- and long-term plan for the supply of and demand for timber and timber products provided for in Article 6 (2) 3 of the Act is changed within the limit of 10/100;
3. Where the amount of investment specified in a mid- and long-term investment plan to nurture the timber market and timber industry provided for in Article 6 (2) 4 of the Act is changed within the limit of 10/100;
4. Where any change is made to reflect in a comprehensive plan the findings of an annual survey on statistics and actual conditions conducted pursuant to Article 8 (1) of the Act (hereinafter referred to as "survey on statistics and actual conditions").

Article 4 (Scope and Method of Surveys on Statistics and Actual Conditions)
(1) The scope of a survey on statistics and actual conditions shall be as follows: <Amended by Presidential Decree No. 28063, May 29, 2017>
1. The status of timber products produced, distributed, and consumed as well as price trends of such products;
2. The status of masters of timber products authorized under Article 14 (1) 3 of the Act;
3. The status of products using regional filter timber certified under Article 14 (1) 4 of the Act;
4. The status of indication of the amount of carbon storage under Article 15 (1) of the Act;
5. The status of timber products preferentially purchased under Article 19 of the Act;
6. The status of timber production businesses registered under Article 24 (1) of the Act;
7. The status of operation of the wood-structural engineer qualification system under Article 32 (1) of the Act;

8. Any other matters the Minister of the Korea Forest Service deems necessary.

(2) A survey on statistics and actual conditions shall be conducted regularly every year; but may be conducted irregularly if an additional survey is required due to rapid changes, etc. in the timber market.

(3) A survey on statistics and actual conditions shall be conducted in the form of an on-the-spot survey, but may be conducted along with an indirect survey based on documents, etc.

Article 5 (Composition of Committee on Use of Timber)

(1) The Vice Minister of the Korea Forest Service shall serve as the Chairperson of the Committee on Sustainable Use of Timber established pursuant to Article 9 (1) of the Act (hereinafter referred to as the "Committee on Use of Timber"), and the Vice Chairperson of the Committee shall be elected from among its members.

(2) Members of the Committee on Use of Timber shall be appointed or commissioned by the Minister of the Korea Forest Service from among the following persons:

1. A person recommended by the head of the relevant agency from among public officials in the Senior Executive Service or public officials of Grade III or higher who belong to the Ministry of Land, Infrastructure and Transport, the Korea Customs Service, the Cultural Heritage Administration, or to the Korea Forest Service;

2. A person recommended by the head of the relevant corporation or organization from among executive officers and employees of any of the following corporations or organizations:

   (a) The Timber Culture Promotion Association established pursuant to Article 16 (1) of the Act (hereinafter referred to as the "Timber Culture Promotion Association");

   (b) Deleted; <by Presidential Decree No. 27403, Jul. 28, 2016>

   (c) The National Forestry Cooperative Federation defined in subparagraph 4 of Article 2 of the Forestry Cooperatives Act (hereinafter referred to as the "National Forestry Cooperative Federation");

   (d) The Korea Forestry Promotion Institute established pursuant to Article 29-2 of the Forestry and Mountain Villages Development Promotion Act (hereinafter referred to as the "Korea Forestry Promotion Institute");

   (e) Any other timber-related organization, which is a non-profit, non-governmental organization defined in Article 2 of the Assistance for Non-Profit, Non-Governmental Organizations Act;

3. Any of the following persons with extensive knowledge and experience on the timber industry or use of timber:

   (a) A person who is currently holding or once held an assistant professorship or a higher position at any school defined in subparagraphs 1 through 6 of Article 2 of the Higher Education Act;

   (b) A person who has at least ten years of experience in any relevant field.

(3) The term of office of a member provided for in paragraph (2) 2 or 3 among members of the Committee on Use of Timber shall be two years:
Provided That, the term of office of any member filling a vacancy shall be the remainder of his or her predecessor’s term of office.

Article 6 (Operation of Committee on Use of Timber)

(1) The Chairperson of the Committee on Use of Timber shall represent the Committee on Use of Timber and exercise overall control of its affairs.

(2) Where the Chairperson of the Committee on Use of Timber is unable to perform his or her duties due to extenuating circumstances, the Vice Chairperson and a member designated in advance by the Chairperson shall act for the Chairperson in such order.

(3) The Chairperson of the Committee on Use of Timber shall convene and preside over the meetings of the Committee.

(4) Meetings of the Committee on Use of Timber shall commence with the attendance of a majority of all incumbent members, and resolutions shall be adopted with a consent of a majority of the members present.

(5) Where deemed necessary for deliberations, the Chairperson of the Committee on Use of Timber may request relevant persons or experts in any relevant field to attend any of its meetings to hear their opinions.

(6) The Committee on Use of Timber shall have one secretary to conduct its affairs, who shall be appointed by the Chairperson from among public officials of the Korea Forest Service.

(7) Except as otherwise expressly provided for in paragraphs (1) through (6), matters necessary for operating the Committee on Use of Timber shall be determined by the Chairperson by a resolution of the Committee on Use of Timber.

Article 7 (Subcommittees)

(1) Subcommittees shall be established in the Committee on Use of Timber, which perform the duties classified as follows:

1. Subcommittee on promotion of use of timber:
   (a) Deliberating on a comprehensive plan formulated or modified pursuant to Article 6 (3) of the Act;
   (b) Examination concerning certification or authorization specified in any subparagraph of Article 14 (1) of the Act;
   (c) Any other duties delegated by the Committee on Use of Timber;

2. Subcommittee on competitiveness of timber industry:
   (a) Examination concerning the designation of safe timber products and hazardous timber products under Article 17 (3) and (4) of the Act;
   (b) Examination concerning the designation of new technology for timber products under Article 18 (1) of the Act;
   (c) Examining the criteria for standard dimensions and quality of timber products specified in Article 20 of the Act;
(d) Any other duties delegated by the Committee on Use of Timber.

(2) Where deemed necessary for efficient conduct of affairs, the Chairperson of the Committee on Use of Timber may adjust the duties assigned to each subcommittee by a resolution of the Committee on Use of Timber, notwithstanding paragraph (1).

(3) Each subcommittee shall be comprised of not more than ten members, including one chairperson.

(4) The Vice Minister of the Korea Forest Service shall serve as the chairperson of each subcommittee; and members of each subcommittee shall be appointed by the Chairperson of the Committee on Use of Timber from among members of the Committee on Use of Timber, but no civilian member of the Committee on Use of Timber shall be redundantly appointed as a member of any subcommittee.

(5) Meetings of each subcommittee shall commence with the attendance of a majority of all incumbent members, and resolutions shall be adopted with a consent of a majority of the members present.

**Article 8 (Disqualification of, Challenge to, and Refrainment by Members of Committee on Use of Timber)**

(1) Any member of the Committee on Use of Timber shall be excluded from deliberations and decisions on the relevant agenda item if:

1. The member or a person who is or was his or her relative under Article 777 of the Civil Act is a party (including executive officers, if the party is a corporation or organization; hereinafter the same shall apply in this Article) to the agenda item or is a joint right holder or obligor with a party to the agenda item;
2. The member (including the relevant corporation or organization if the member belongs to the corporation or organization; hereinafter the same shall apply in this Article) is or was an agent of a party to the agenda item;
3. The member has or had an employment relationship with a party to the agenda item within the last three years;
4. The member has provided advice or service or conducted research or an appraisal in relation to the agenda item.

(2) Where the circumstances indicate that it would be impracticable to expect fair deliberations and decisions from a member of the Committee on Use of Timber, a party to the relevant agenda item may file a request for a challenge to such member with the Committee on Use of Timber, and the Committee shall make a decision on such request by resolution. In such cases, the challenged member shall abstain from such resolution.

(3) Where a member of the Committee on Use of Timber constitutes grounds for exclusion specified in any subparagraph of paragraph (1), he or she shall personally refrain from deliberations or decisions on the relevant agenda item.

**Article 9 (Dismissal, etc. of Members of Committee on Use of Timber)**

The Minister of the Korea Forest Service may dismiss a member of the Committee on Use of Timber or revoke his or her appointment if:

1. The member becomes unable to perform his or her duties due to his or her mental or physical disorder;
2. The member is deemed unfit as a member due to neglecting his or her duties, losing dignity, or other reasons;
3. The member fails to refrain from relevant deliberations or decisions though he or she falls under any subparagraph of Article 8 (1).

Article 10 (Expert Members)

(1) The Committee on Use of Timber shall have not more than five part-time expert members.

(2) Expert members shall be commissioned by the Chairperson of the Committee on Use of Timber from among persons with extensive knowledge and experience on the timber industry or any field using timber.

(3) Expert members shall perform the following duties in connection with professional surveys and research on the affairs of the Committee on Use of Timber:

1. Reviewing agenda items of the Committee on Use of Timber and subcommittees;

2. Reviewing measures to implement matters on which resolutions have been adopted by the Committee on Use of Timber or by subcommittees;

3. Collecting data relating to the affairs of the Committee on Use of Timber and subcommittees;

4. Conducting any other surveys and research on matters requested by the Committee on Use of Timber and subcommittees.

(4) The term of office of each expert member shall be two years.

(5) Where an expert member falls under subparagraph 1 or 2 of Article 9, the Chairperson of the Committee on Use of Timber may revoke the appointment of such expert.

Article 10-2 (Entrusting Management of Timber Culture Experience Centers)

(1) The Minister of the Korea Forest Service and the head of a local government may entrust the management of a timber culture experience center to any of the following corporations or organizations pursuant to Article 10 (4) of the Act:

1. The Timber Culture Promotion Association;

2. The National Forestry Cooperative Federation or a cooperative defined in subparagraph 1 of Article 2 of the Forestry Cooperatives Act;

3. Any other institution recognized and publicly notified by the Minister of the Korea Forest Service or the head of the relevant local government as having expertise in efficiently managing timber culture experience centers.

(2) Upon entrusting the management of a timber culture experience center pursuant to paragraph (1), the Minister of the Korea Forest Service or the head of the relevant local government shall publicly notify the name of an entrusted corporation, organization, etc., details of entrusted business, etc. on the website of the Korea Forest Service or the local government.

[This Article Newly Inserted by Presidential Decree No. 28311, Sep. 19, 2017]

Article 11 (Measurement and Publishing of Timber Culture Index)
The timber culture indices provided for in Article 11 of the Act shall be measured by determining detailed items of examination and the weight for each individual item based on the following matters and by compiling and aggregating data collected through relevant statistical surveys, surveys by questionnaire, etc.:

1. The level of infrastructure for the use of timber established;
2. The degree of the use of timber facilitated;
3. The degree of recognition of timber culture;
4. Any other matters the Minister of the Korea Forest Service deems necessary.

The Minister of the Korea Forest Service, the Special Metropolitan City Mayor, a Special Self-Governing City Mayor, a Metropolitan City Mayor, a Do Governor, or a Special Self-Governing Province Governor (hereinafter referred to as "Mayor/Do Governor") shall publish timber culture indices measured pursuant to Article 11 of the Act in a general daily newspaper or general weekly newspaper defined in subparagraph 1 (a) or (c) of Article 2 of the Act on the Promotion of Newspapers, Etc., which is mainly circulated nationwide, on an online newspaper defined in subparagraph 2 of Article 2 of the same Act, or on the website of the relevant agency for at least one week.

Article 12 (Criteria for Certification and Authorization)
The criteria for certification and authorization provided for in Article 14 (2) of the Act shall be as specified in attached Table 1.

Article 13 Deleted. <by Presidential Decree No. 28063, May 29, 2017>

Article 14 (Indication and Measurement of Amount of Carbon Storage)
(1) "Timber products prescribed by Presidential Decree" in Article 15 (1) of the Act means the following products:
1. Sawn timber;
2. Anti-decay wood;
3. Fire retardant treated wood;
4. Wood plastic composites;
5. Laminated wood;
6. Plywood;
7. Particle boards;
8. Fiber boards;
9. Oriented strand boards;
10. Wood flooring;
11. Wood pellets;
12. Wood chips;
13. Wood briquets;
14. Agglomerated wood charcoal;
15. Wood charcoal.
(2) "Timber specialized agency prescribed by Presidential Decree" in Article 15 (2) of the Act means any of the following agencies:

1. The Timber Culture Promotion Association;
2. The National Forestry Cooperative Federation;
3. The Korea Forestry Promotion Institute.

Article 15 (Timber Products subject to Safety Evaluation and Criteria for Safety Evaluation)

(1) The safety evaluation of timber products provided for in Article 17 (1) of the Act (hereinafter referred to as "safety evaluation") shall be conducted for any of the following timber products among those specified in Article 14 (1):

1. A timber product the Minister of the Korea Forest Service deems likely to cause physical or chemical damage to people and the environment if produced, sold, or used;
2. A timber product with respect to which an application for safety evaluation has been filed, as prescribed by Ordinance of the Ministry of Agriculture, Food and Rural Affairs.

(2) The criteria for safety evaluation shall be as follows:

1. Appropriateness of the standard dimensions, dryness, strength, etc. of a timber product;
2. The degree of resistance to wood-rot fungi, harmful insects, ultraviolet rays, moisture, fire, etc. by a timber product;
3. Types and quantities of hazardous substances emitted from a timber product as well as the degree of impact thereof on human health and the environment.

(3) The detailed evaluation items for the criteria for safety evaluation provided for in paragraph (2), details of evaluation, scoring, etc. shall be prescribed and publicly notified by the Minister of the Korea Forest Service.

Article 16 (Method, Procedures, etc. for Conducting Safety Evaluation)

(1) A safety evaluation shall be conducted by gathering and analyzing samples of a timber product and then by examining whether the samples comply with the criteria provided for in Article 15 (2) and (3).

(2) The Minister of the Korea Forest Service shall notify the producer or importer of the relevant timber product or the person who has filed an application under Article 15 (1) 2 (hereinafter referred to as "persons involved in the relevant timber product") of the results of a safety evaluation.

(3) If any person involved in the relevant timber product is dissatisfied with the results of a safety evaluation, he or she shall submit a written objection to the Minister of the Korea Forest Service within 30 days after receipt of a notice under paragraph (2), as prescribed by Ordinance of the Ministry of Agriculture, Food and Rural Affairs.

(4) Upon receipt of a written objection under paragraph (3), the Minister of the Korea Forest Service shall re-conduct a safety evaluation of the relevant timber product within 30 days after receipt thereof; and notify the persons involved in the relevant timber product of the
results of the safety evaluation, as prescribed by Ordinance of the Ministry of Agriculture, Food and Rural Affairs.

(5) The term of validity of a safety evaluation shall be three years from the date the results of the safety evaluation are notified pursuant to paragraph (2) or (4).

Article 17 (Standards, etc. for Designating Safe Timber Products and Hazardous Timber Products)

(1) The Minister of the Korea Forest Service may designate a timber product as a safe timber product under Article 17 (3) of the Act if it obtains no less than the score prescribed and publicly notified by the Minister of the Korea Forest Service or as a hazardous timber product under Article 17 (4) of the Act if it obtains a score lower than that in a safety evaluation conducted in compliance with the scoring criteria provided for in Article 15 (3), subject to examination by the Committee on Use of Timber.

(2) Upon designating a safe timber product or a hazardous timber product pursuant to paragraph (1), the Minister of the Korea Forest Service shall notify the producer or importer of the relevant timber product of such designation.

(3) To issue an order to restrict the production or sale or to dispose of a hazardous timber product designated as such under paragraph (1), pursuant to Article 17 (4) of the Act, the Minister of the Korea Forest Service shall issue the producer or importer of the relevant timber product a written order stating the following matters: <Amended by Presidential Decree No. 28691, Mar. 6, 2018>
1. The timber product subject to the order;
2. Details of and grounds for the order;
3. The period for complying with the order.

(4) A person in receipt of an order to dispose of a timber product under Article 17 (4) shall dispose of the relevant timber product in accordance with the standards and method for treatment specified in Article 13 of the Wastes Control Act. <Amended by Presidential Decree No. 28691, Mar. 6, 2018>

(5) Upon expiration of the period for complying with an order provided for in paragraph (3), the Minister of the Korea Forest Service shall verify whether the relevant person has complied with the order.

Article 18 (Designation of New Technology for Timber Products)

(1) "Technology which meets the criteria prescribed by Presidential Decree" in Article 18 (1) of the Act means any of the following technologies:
1. The first technology developed in the Republic of Korea, which is new, advanced, environmentally friendly, and applicable to the field;
2. Technology introduced from abroad and improved, which is new, advanced, environmentally friendly, and applicable to the field in the Republic of Korea;
3. Technology used for timber products, among technologies certified as new technologies pursuant to Article 15-2 (1) of the Industrial Technology Innovation Promotion Act.

(2) Details about the designation of new technology for timber products under paragraph (1) shall be prescribed and publicly notified by the Minister of the Korea Forest Service.
**Article 18-2 (Import Declaration)**

"Timber or timber product prescribed by Presidential Decree" in Article 19-2 of the Act means log or any of the following timber products:
1. Sawn timber;
2. Anti-decay wood;
3. Fire retardant treated wood;
4. Laminated wood;
5. Plywood;
6. Wood pellets.

[This Article Newly Inserted by Presidential Decree No. 28691, Mar. 6, 2018] <Enforcement Date: Oct. 1, 2018>

**Article 18-3 (Import Inspection, etc.)**

(1) "Inspection agency prescribed by Presidential Decree" in the former part of Article 19-3 (1) of the Act means any of the following:

1. The Korea Forestry Promotion Institute;
2. An agency designated and publicly notified by the Minister of the Korea Forest Service, from among the following agencies equipped with personnel, an organization, etc. necessary for inspecting documents verifying that the relevant timber has been produced (hereinafter referred to as "legally felled") in accordance with timber harvest-related statutes of the Republic of Korea or the country of origin:
   (a) A public institution (referring to a public institution provided for in Article 4 of the Act on the Management of Public Institutions);
   (b) A research institute.

(2) Article 17 (3) through (5) shall apply mutatis mutandis to the method, procedures, etc. for issuing an order for suspension of sale, return, or disposal under Article 19-3 (3) of the Act. In such cases, "hazardous timber product" in Article 17 (3) with the exception of its subparagraphs shall be construed as "timber or timber product which is not verified as having been legally felled"; and "producer or importer of the relevant timber product" shall be construed as "importer of the relevant timber or timber products."

[This Article Newly Inserted by Presidential Decree No. 28691, Mar. 6, 2018]

**Article 19 (Timber Products, etc. subject to Public Notification of Criteria for Standard Dimensions and Quality and Inspection)**

(1) "Timber product prescribed by Presidential Decree" in Article 20 (1) of the Act means any timber product specified in any subparagraph of Article 14 (1).

(2) "Timber products prescribed by Presidential Decree, such as wood pellets" in the proviso to Article 20 (2) of the Act means the timber products specified in Article 14 (1) 11 through 15. <Newly Inserted by Presidential Decree No. 28063, May 29, 2017>

(3) "Agency prescribed by Presidential Decree to inspect standard dimensions and quality of timber products" in Article 20 (2) 1 of the Act means any of the following agencies: <Amended by Presidential Decree No. 28063, May 29, 2017>

1. The Korea Forestry Promotion Institute;
2. An agency designated and publicly notified by the Minister of the Korea Forest Service from among universities, colleges, research institutes, or relevant associations which meet each of the following requirements necessary for conducting inspections of standard dimensions and quality of timber products:

(a) Quality testers and analytical equipment for timber products;
(b) A laboratory;
(c) At least one person capable of operating the equipment provided for in item (a) who has a doctor's degree or higher in any field related to processing forest products, or who has the qualification for a forest products processing engineer or a higher qualification under the National Technical Qualifications Act;

3. A foreign agency recognized and publicly notified by the Minister of the Korea Forest Service as having inspection ability equivalent to or better than that of the agency specified in subparagraph 1 or 2, from among inspection agencies officially recognized by the government of an exporting country of the timber product to be imported.

4. A person who intends to undergo an inspection of standard dimensions and quality under Article 20 (2) of the Act (hereinafter referred to as "inspection of standard dimensions and quality") conducted by any agency specified in any subparagraph of paragraph (3) (hereinafter referred to as "inspection agency") shall submit an application for inspection to the relevant inspection agency, as prescribed by Ordinance of the Ministry of Agriculture, Food and Rural Affairs. <Amended by Presidential Decree No. 28063, May 29, 2017>

5. An inspection agency shall conduct an inspection of standard dimensions and quality within 60 days after receipt of an application under paragraph (4), and notify the applicant of the results of the inspection, as prescribed by Ordinance of the Ministry of Agriculture, Food and Rural Affairs: Provided, That where any extenuating circumstances exist, the inspection agency may extend the period by up to 30 days only once after giving the applicant a prior notice of such extension. <Amended by Presidential Decree No. 28063, May 29, 2017>

6. A person dissatisfied with the results of an inspection of standard dimensions and quality shall submit a written objection to the relevant inspection agency within 30 days after receipt of a notice under paragraph (5), as prescribed by Ordinance of the Ministry of Agriculture, Food and Rural Affairs. <Amended by Presidential Decree No. 28063, May 29, 2017>

7. An inspection agency shall re-conduct an inspection of standard dimensions and quality within 60 days after receipt of a written objection under paragraph (6), and notify the person who has filed an objection of the results thereof, as prescribed by Ordinance of the Ministry of Agriculture, Food and Rural Affairs. <Amended by Presidential Decree No. 28063, May 29, 2017>

8. Notwithstanding paragraphs (4) through (7), the inspection application form, the objection form, and other forms relating to any inspection agency specified in paragraph (3) 3 shall be determined by the inspection agency. <Newly Inserted by Presidential Decree No. 28063, May 29, 2017>

9) "Period prescribed by Presidential Decree" in Article 20 (4) of the Act means the term of validity of an inspection of standard dimensions and quality provided for in paragraph (10). <Newly Inserted by Presidential Decree No. 28063, May 29, 2017>

10) The term of validity of an inspection of standard dimensions and quality provided for in Article 20 (8) of the Act shall be three years from the date an inspection agency
Article 20 (Standards and Procedures for Designating Self-Inspecting Factories)

(1) The standards for designating self-inspecting factories provided for in Article 20 (2) of the Act (hereinafter referred to as "self-inspecting factories") shall be classified as follows: <Amended by Presidential Decree No. 28063, May 29, 2017>

1. A self-inspecting factory which conducts an inspection of standard dimensions and quality for any timber product specified in any subparagraph of Article 14 (1), by using a quality tester or analytical equipment: The factory must meet each of the following requirements:
   (a) Quality testers and analytical equipment for timber products;
   (b) A laboratory;
   (c) At least one person capable of operating the equipment provided for in item (a) who has a doctor's degree or higher in any field related to processing forest products, or who has the qualification of a forest products processing engineer or a higher qualification under the National Technical Qualifications Act;

2. A self-inspecting factory which conducts an inspection of standard dimensions and quality with the naked eye for swan timber specified in Article 14 (1): The factory must have at least one person who has completed relevant education and training conducted by an agency training specialists designated pursuant to Article 31 (1) of the Act.

(2) A person who intends to be designated as a self-inspecting factory shall submit an application for designation to the Minister of the Korea Forest Service, as prescribed by Ordinance of the Ministry of Agriculture, Food and Rural Affairs.

(3) Upon receipt of an application under paragraph (2), the Minister of the Korea Forest Service shall examine whether the relevant person meets the standards for designation provided for in paragraph (1) and issue the applicant a certificate of designation if the person meets the standards, as prescribed by Ordinance of the Ministry of Agriculture, Food and Rural Affairs.

(4) Detailed standards and procedures for designating the self-inspecting factories provided for in paragraph (1) shall be prescribed and publicly notified by the Minister of the Korea Forest Service. <Amended by Presidential Decree No. 28063, May 29, 2017>

Article 21 (Order, etc. for Suspension of Sale, Return or Disposal)

Article 17 (3) through (5) shall apply mutatis mutandis to the method, procedures, etc. for issuing an order for suspension of sale, return, or disposal pursuant to Article 20 (5) of the Act. In such cases, "hazardous timber product" shall be construed as "timber product that fails to meet the criteria for standard dimensions or quality". <Amended by Presidential Decree No. 28063, May 29, 2017>
cases, "hazardous timber product" in Article 17 (3) with the exception of its subparagraphs shall be construed as "timber product that fails to meet the criteria for standard dimensions or quality". <Amended by Presidential Decree No. 28063, May 29, 2017; Presidential Decree No. 28063, Mar. 6, 2018> <<Enforcement Date: Oct. 1, 2018>>

Article 22 (Indicating Results of Inspection of Standard Dimensions and Quality)

(1) When the results of an inspection of standard dimensions and quality are indicated pursuant to Article 20 (6) of the Act, the following matters shall be included: <Amended by Presidential Decree No. 28063, May 29, 2017>

1. The name of the producer or importer of the relevant timber product (referring to the name of the relevant corporation if the producer or importer is a corporation);
2. The production area or exporting country of the relevant timber product;
3. The name of the agency which has conducted the inspection of standard dimensions and quality as well as the inspection date;
4. The term of validity of the inspection of standard dimensions and quality.

(2) Detailed standards, method, etc. for indicating the results of an inspection of standard dimensions and quality under paragraph (1) and other necessary matters shall be prescribed and publicly notified by the Minister of the Korea Forest Service. <Newly Inserted by Presidential Decree No. 28063, May 29, 2017>

Article 23 Deleted. <by Presidential Decree No. 28311, Sep. 19, 2017>

Article 24 (Standards, etc. for Registration of Timber Production Business)

(1) Standards for registration of each type of timber production business that must be registered under the former part of Article 24 (1) of the Act shall be as specified in attached Table 2.

(2) "Any other matter prescribed by Presidential Decree" in Article 24 (2) of the Act means any of the following matters: <Amended by Presidential Decree No. 28063, May 29, 2017>

1. The representative's name;
2. Qualification type and status of technical workforce;
3. Timber or timber products handled (limited to where any modification is made to the scope of business, among the standards for registration of a lumbermill business and a timber import and distribution business specified in paragraph (1) and attached Table 2).

(3) A person who intends to file a report on the transfer or merger of his or her timber production business pursuant to Article 24 (4) of the Act shall submit a report, including a document verifying such transfer or merger, to the competent Special Self-Governing City Mayor, Special Self-Governing Province Governor, or the head of the competent Si/Gun/Gu (the head of a Gu means the head of an
autonomous Gu; hereinafter referred to as the "head of the competent Si/Gun/Gu"), as prescribed by Ordinance of the Ministry of Agriculture, Food and Rural Affairs.

Article 25 (Standards for Taking Administrative Dispositions)
The standards for taking an administrative disposition against a timber producer under Article 26 (2) of the Act shall be as specified in attached Table 3.

Article 26 (Timber and Timber Products subject to Restrictions on Distribution)
"Timber or timber products prescribed by Presidential Decree" in the former part of Article 29 (1) of the Act means log or any timber product specified in any subparagraph of Article 14 (1).

Article 27 (Standards, etc. for Designation of Agencies Training Specialists)
(1) The standards for designation of an agency training specialists under Article 31 (1) of the Act shall be as specified in attached Table 4.

(2) A person who intends to be designated as an agency training specialists pursuant to Article 31 (1) of the Act shall submit an application for designation to the Minister of the Korea Forest Service, as prescribed by Ordinance of the Ministry of Agriculture, Food and Rural Affairs.

(3) Upon receipt of an application under paragraph (2), the Minister of the Korea Forest Service shall examine whether the standards for designation specified in attached Table 4 have been satisfied; and issue a certificate of designation to the applicant if the examination finds such standards to be satisfied and publish such designation on the website of the Korea Forest Service, as prescribed by Ordinance of the Ministry of Agriculture, Food and Rural Affairs.

(4) The Minister of the Korea Forest Service may fully or partially subsidize an agency training specialists designated pursuant to paragraph (3) with any of the following expenses incurred in conducting education and training, within budgetary limits: <Amended by Presidential Decree No. 28063, May 29, 2017>
1. Expenses incurred in operating educational programs, such as lecture fees and the cost of purchasing training equipment and materials;
2. Expenses incurred in developing and disseminating educational programs, such as collecting and providing educational data related to the timber industry;
3. Expenses incurred in conducting surveys and research to train technical workforce for the timber industry.

Article 28 (Types of, Qualifications, etc. for Wood-Structural Engineers)
(1) Types of and qualifications for wood-structural engineers provided for in Article 32 (2) of the Act shall be as specified in attached Table 5.

(2) "Matters prescribed by Presidential Decree" in Article 32 (3) 3 of the Act means matters concerning managing materials of wood structures, wooden houses, and wooden buildings.

Article 29 (Reporting)
The scope of timber industries subject to submission of necessary matters under Article 37 (2) of the Act shall include log production business; the lumbermill business; and timber import and distribution business specified in attached Table 2.

Article 30 (Financial Assistance)

(1) A person who intends to be granted loans or subsidies to cover the project cost fully or partially pursuant to Article 38 of the Act shall submit an application to the Minister of the Korea Forest Service or the head of the relevant local government, stating the following matters:

1. The objective and necessity of the relevant project;
2. The period and scale of the relevant project;
3. The total project cost and annual cost required;
4. Any other matters concerning the feasibility of the relevant project.

(2) Upon receipt of an application under paragraph (1), the Minister of the Korea Forest Service or the head of the relevant local government shall review the feasibility, etc. of the relevant project; and may grant the applicant loans or subsidies within the budgetary limits to cover the project cost fully or partially, if he or she deems it necessary to finance or subsidize the project cost.

(3) "Other projects prescribed by Presidential Decree" in subparagraph 4 of Article 38 of the Act means the following projects:

1. A project designed to preferentially purchase domestic timber products;
2. A project designed to create a wooden building complex or to make farmhouses into wooden houses;
3. A project designed to mechanize log production;
4. Any other projects the Minister of the Korea Forest Service deems necessary to promote the use of timber.

Article 31 (Monetary Rewards)

(1) The amount of prize money to be paid pursuant to Article 41 of the Act shall be classified as follows:

1. Reporters or informants: 30,000 won per offense: Provided, That the prize money paid to each reporter or informant shall not exceed 300,000 won a year;
2. Persons who have contributed to improving quality of timber products and to establishing distribution order thereof: 300,000 won per person.

(2) Where two or more persons have reported or given information on an identical offense, the prize money specified in paragraph (1) 1 shall be paid to the first person who has reported or given the information; and where a report and information are given simultaneously, the prize money shall be divided and paid to each reporter and informant proportionally.

Article 32 (Delegation and Entrustment of Authority)

(1) The Minister of the Korea Forest Service shall delegate his or her authority concerning commissioning and managing honorary observers
of use of timber provided for in Article 36 (1) of the Act to a Mayor/Do Governor pursuant to Article 43 (1) of the Act.

(2) The Minister of the Korea Forest Service shall delegate the following authority to the head of a regional forest service pursuant to Article 43 (1) of the Act: <Amended by Presidential Decree No. 28063, May 29, 2017>

1. Issuing an order to restrict the production or sale or to dispose of any hazardous timber product pursuant to Article 17 (4) of the Act; and issuing a written order pursuant to Article 17 (3);

2. Issuing an order to suspend the sale, return, or dispose of any timber product that fails to meet the criteria for standard dimensions or quality pursuant to Article 20 (5) of the Act; and issuing a written order pursuant to Article 17 (3) which is applied mutatis mutandis pursuant to Article 21;

3. Collecting, investigating, and examining timber products or inspecting relevant documents pursuant to Article 22 (1) of the Act;

3- Revoking the determination of the inspection of standard dimensions and quality, taking a disposition of changing or suspending the use of the indication of the standard dimensions and quality, or taking a disposition of suspending sale of the relevant timber product pursuant to Article 22 (3) of the Act; and holding a hearing on revocation of the determination of the inspection of standard dimensions and quality pursuant to subparagraph 3 of Article 39 of the Act;

4. Commissioning and managing honorary observers of use of timber pursuant to Article 36 (1).

(3) The Minister of the Korea Forest Service shall delegate the following authority to the President of the Korea Forest Research Institute pursuant to Article 43 (1) of the Act: <Amended by Presidential Decree No. 28063, May 29, 2017>

1. Publicly notifying the criteria for standard dimensions and quality pursuant to Article 20 (1) of the Act;

2. Publicly notifying the detailed criteria, etc. for indicating the results of an inspection of standard dimensions and quality pursuant to Article 22 (2).

(4) The Minister of the Korea Forest Service shall entrust the following authority to the Timber Culture Promotion Association pursuant to Article 43 (3) of the Act: <Amended by Presidential Decree No. 28063, May 29, 2017>

1. Measuring and publishing timber culture indices pursuant to Article 11 (1) of the Act;

2. Receiving and examining applications for authorization of a master of timber products pursuant to Article 14 (1) 3 of the Act;

3. Deleted. <by Presidential Decree No. 28063, May 29, 2017>

(5) The Minister of the Korea Forest Service shall entrust the following authority to the Korea Forestry Promotion Institute pursuant to Article 43 (3) of the Act: <Amended by Presidential Decree No. 28063, May 29, 2017; Presidential Decree No. 28311, Sep. 19, 2017>

1. Conducting surveys on statistics and actual conditions pursuant to Article 8 (1) of the Act; and constructing and operating an information system pursuant to Article 8 (2) of the Act;
2. Receiving and examining applications for certification of a product using regional filter timber pursuant to Article 14 (1) 4 of the Act;

3. Conducting safety evaluations;

4. Designating self-inspecting factories;

5. Deleted; <by Presidential Decree No. 28311, Sep. 19, 2017>

6. Disclosing information on timber products pursuant to Article 23 of the Act;

7. Collecting fees pursuant to subparagraph 1 of Article 42 of the Act.

Article 32 (Delegation and Entrustment of Authority)

(1) The Minister of the Korea Forest Service shall delegate his or her authority concerning commissioning and managing honorary observers of use of timber provided for in Article 36 (1) of the Act to a Mayor/Do Governor pursuant to Article 43 (1) of the Act.

(2) The Minister of the Korea Forest Service shall delegate the following authority to the head of a regional forest service pursuant to Article 43 (1) of the Act: <Amended by Presidential Decree No. 28063, May 29, 2017; Presidential Decree No. 28691, Mar. 6, 2018>

1. Issuing an order to restrict the production or sale or to dispose of any hazardous timber product pursuant to Article 17 (4) of the Act; and issuing a written order pursuant to Article 17 (3) of this Decree;

1-2. Issuing an order to suspend the sale, return, or dispose of any timber or timber product which is not verified as having been legally felled pursuant to Article 19-3 (3) of the Act; and issuing a written order pursuant to Article 17 (3) which is applied mutatis mutandis pursuant to Article 18-3 (2) of this Decree;

2. Issuing an order to suspend the sale, return, or dispose of any timber product that fails to meet the criteria for standard dimensions or quality pursuant to Article 20 (5) of the Act; and issuing a written order pursuant to Article 17 (3) which is applied mutatis mutandis pursuant to Article 21 of this Decree;

3. Collecting, investigating, and examining timber products or inspecting relevant documents pursuant to Article 22 (1) of the Act;

3- Revoking the determination of the inspection of standard dimensions and quality, taking a disposition of changing or suspending the use of the indication of the standard dimensions and quality, or taking a disposition of suspending sale of the relevant timber product pursuant to Article 22 (3) of the Act; and holding a hearing on revocation of the determination of the inspection of standard dimensions and quality pursuant to subparagraph 3 of Article 39 of the Act;

4. Commissioning and managing honorary observers of use of timber pursuant to Article 36 (1).

(3) The Minister of the Korea Forest Service shall delegate the following authority to the President of the Korea Forest Research Institute pursuant to Article 43 (1) of the Act: <Amended by Presidential Decree No. 28063, May 29, 2017>

1. Publicly notifying the criteria for standard dimensions and quality pursuant to Article 20 (1) of the Act;
2. Publicly notifying the detailed criteria, etc. for indicating the results of an inspection of standard dimensions and quality pursuant to Article 22 (2).

(4) The Minister of the Korea Forest Service shall entrust the following authority to the Timber Culture Promotion Association pursuant to Article 43 (3) of the Act: <Amended by Presidential Decree No. 28063, May 29, 2017>

1. Measuring and publishing timber culture indices pursuant to Article 11 (1) of the Act;
2. Receiving and examining applications for authorization of a master of timber products pursuant to Article 14 (1) 3 of the Act;
3. Deleted. <by Presidential Decree No. 28063, May 29, 2017>

(5) The Minister of the Korea Forest Service shall entrust the following authority to the Korea Forestry Promotion Institute pursuant to Article 43 (3) of the Act: <Amended by Presidential Decree No. 28063, May 29, 2017; Presidential Decree No. 28311, Sep. 19, 2017>

1. Conducting surveys on statistics and actual conditions pursuant to Article 8 (1) of the Act; and constructing and operating an information system pursuant to Article 8 (2) of the Act;
2. Receiving and examining applications for certification of a product using regional filter timber pursuant to Article 14 (1) 4 of the Act;
3. Conducting safety evaluations;
4. Designating self-inspecting factories;
5. Deleted; <by Presidential Decree No. 28311, Sep. 19, 2017>
6. Disclosing information on timber products pursuant to Article 23 of the Act;
7. Collecting fees pursuant to subparagraph 1 of Article 42 of the Act.

<<Enforcement Date: Oct. 1, 2018>>

Article 33 (Management of Personally Identifiable Information) If it is inevitable in conducting any of the following affairs, the Minister of the Korea Forest Service or the head of a Si/Gun/Gu may manage data which includes resident registration numbers or foreigner registration numbers referred to in subparagraph 1 or 4 of Article 19 of the Enforcement Decree of the Personal Information Protection Act:
1. Affairs concerning registration of a timber production business under Article 24 of the Act; and revocation of registration of a timber production business under Article 26 of the Act;
2. Affairs concerning operation of a wood-structural engineer qualification system under Article 32 (1) of the Act;
3. Affairs concerning payment of prize money under Article 41 of the Act.

Article 33-2 (Review of Regulation) The Minister of the Korea Forest Service shall review the appropriateness of the following matters every three years (referring to the day before each third anniversary from the base date), counting from the following relevant base date; and shall take measures, such as making improvements:
1. The criteria for certification and authorization of timber education programs, etc. referred to in Article 12 and attached Table 1: January 1, 2016;
2. The scope of timber products subject to indication of the amount of carbon storage referred to in Article 14 (1): January 1, 2016;

3. The criteria for safety evaluation referred to in Article 15 (2): January 1, 2016;

4. The criteria for designating new technology for timber products referred to in Article 18 (1): January 1, 2016;

5. The standards for designating self-inspecting factories referred to in Article 20: January 1, 2017;

6. Deleted; <by Presidential Decree No. 28311, Sep. 19, 2017>

7. Standards for registration of each type of timber production business referred to in Article 24 (1) and attached Table 2: January 1, 2016;

8. The standards for designating an agency training specialists referred to in Article 27 (1) and attached Table 4: January 1, 2016;

9. Types of and qualifications for wood-structural engineers referred to in Article 28 (1) and attached Table 5: January 1, 2016;

10. The scope of timber industries subject to submission of matters necessary for the sustainable use of timber referred to in Article 29: January 1, 2016.

[This Article Wholly Amended by Presidential Decree No. 27751, Dec. 30, 2016]

Article 34 (Criteria for Imposing Administrative Fines)
The criteria for imposing administrative fines pursuant to Article 47 (1) of the Act shall be as specified in attached Table 6.

ADDENDA

Article 1 (Enforcement Date)
This Decree shall enter into force on May 24, 2013.

Article 2 (Transitional Measures concerning Registration of Timber Production Business)
A person who runs a timber production business as at the time this Decree enters into force shall register the business with the head of the competent Si/Gun/Gu by November 23, 2013, upon satisfying the standards for registration specified in attached Table 2: Provided, That a person running a timber production business as at the time this Decree enters into force who intends to register any of the following timber production businesses may register the business as prescribed in the relevant subparagraph:

1. Type 1 log production business: The person must register the relevant business with the head of the competent Si/Gun/Gu by November 23, 2013, upon satisfying the standards for technical workforce specifying "at least one forest management technician of craft grade II or higher" as well as the standards for capital and facilities among the standards for registration provided for in subparagraph 1 of attached Table 2: Provided, That the standards for technical workforce specifying "at least one forest management technician of technology grade I or higher" among the standards for registration provided for in subparagraph 1 of attached Table 2 must be satisfied by May 23, 2015;

2. Type 1, 3, or 4 lumbermill business: The person must register the relevant business with the head of the competent Si/Gun/Gu by November 23, 2013, upon satisfying the standards for capital and facilities among the standards for registration provided for in subparagraph 2 of attached Table 2: Provided, That the standards for technical workforce among the standards for registration provided for in subparagraph 2 of attached Table 2 must be satisfied by May 23, 2014;

3. Type 2 lumbermill business: The person must register the relevant business with the head of the competent Si/Gun/Gu by November 23, 2013, upon satisfying the standards for capital and facilities among the standards for registration provided for in subparagraph 2 of attached Table 2: Provided, That the standards for technical workforce among the...
standards for registration provided for in subparagraph 2 of attached Table 2 must be satisfied by May 23, 2015.

**Article 3 (Transitional Measures concerning Qualifications for Wood-Structural Engineers)**

Notwithstanding attached Table 5, attached Table 2 of the former [Enforcement Decree of the Creation and Management of Forest Resources Act](https://example.com) shall apply to persons who have applied for issuance of a certificate of wood-structural engineer qualification pursuant to the former [Creation and Management of Forest Resources Act](https://example.com) as at the time this Decree enters into force.

**Article 4 Omitted.**

**Article 5 (Relationship with other Acts)**

A citation of any relevant provisions of the [Enforcement Decree of the Creation and Management of Forest Resources Act](https://example.com) or the Enforcement Decree of the Forestry and Mountain Villages Development Promotion Act by any other statute as at the time this Decree enters into force shall be deemed a citation of the corresponding provisions of this Decree in lieu of the former provisions, if such corresponding provisions exist herein.

**ADDENDA <Presidential Decree No. 25840, Dec. 9, 2014>**

**Article 1 (Enforcement Date)**

This Decree shall enter into force on January 1, 2015.

**Articles 2 through 16 Omitted.**

**ADDENDUM <Presidential Decree No. 26629, Nov. 11, 2015>**

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

**ADDENDA <Presidential Decree No. 27056, Mar. 25, 2016>**

**Article 1 (Enforcement Date)**

This Decree shall enter into force on March 28, 2016.

**Articles 2 through 4 Omitted.**

**ADDENDA <Presidential Decree No. 27403, Jul. 28, 2016>**

**Article 1 (Enforcement Date)**

This Decree shall enter into force on July 30, 2016.

**Articles 2 through 5 Omitted.**

**ADDENDA <Presidential Decree No. 27751, Dec. 30, 2016>**

**Article 1 (Enforcement Date)**

This Decree shall enter into force on January 1, 2017. (Proviso Omitted.)

**Articles 2 through 12 Omitted.**

**ADDENDA <Presidential Decree No. 28063, May 29, 2017>**

**Article 1 (Enforcement Date)**

This Decree shall enter into force on June 3, 2017.

**Article 2 (Applicability to Reporting on Modification of Timber Production Business)**

The amended provisions of [Article 24 (2) 3](https://example.com) shall begin to apply from the first modification made to any timber or timber product after this Decree enters into force.

**ADDENDUM <Presidential Decree No. 28311, Sep. 19, 2017>**

This Decree shall enter into force on September 22, 2017.

**ADDENDUM <Presidential Decree No. 28691, Mar. 6, 2018>**

This Decree shall enter into force on October 1, 2018: Provided, That the amended provisions of [Article 17 (3) and (4)](https://example.com) shall enter into force on the date of its promulgation.