

ENFORCEMENT DECREE OF THE PROTECTION
OF CULTURAL PROPERTIES ACT

Wholly	Amended by	Presidential Decree No.	11184,	Aug.	3,	1983
	Amended by	Presidential Decree No.	11696,	May	10,	1985
		Presidential Decree No.	12068,	Jan.	27,	1987
		Presidential Decree No.	12895,	Jan.	3,	1990
		Presidential Decree No.	13500,	Nov.	7,	1991
		Presidential Decree No.	13869,	Mar.	6,	1993
		Presidential Decree No.	14399,	Oct.	7,	1994
		Presidential Decree No.	14750,	Aug.	17,	1995
		Presidential Decree No.	15079,	Jun.	29,	1996
		Presidential Decree No.	15598,	Dec.	31,	1997
		Presidential Decree No.	15690,	Feb.	28,	1998
		Presidential Decree No.	16347,	May	24,	1999
		Presidential Decree No.	16413,	Jun.	30,	1999
		Presidential Decree No.	16902,	Jul.	10,	2000
		Presidential Decree No.	17048,	Dec.	29,	2000
		Presidential Decree No.	17137,	Feb.	24,	2001
		Presidential Decree No.	17279,	Jun.	30,	2001
		Presidential Decree No.	17952,	Apr.	4,	2003
		Presidential Decree No.	18026,	Jun.	27,	2003
		Presidential Decree No.	18146,	Nov.	29,	2003
		Presidential Decree No.	18312,	Mar.	17,	2004

CHAPTER I: STATE-DESIGNATED CULTURAL PROPERTIES

SECTION 1: Designation

Article 1 (Standard for Designation, etc.)

When the Administrator of the Cultural Properties Administration intends to designate State-designated cultural properties and protected objects or protected zones thereof, and to recognize any person and any organization holding important intangible cultural properties or any honorary holder of such important intangible cultural properties under Articles 4 through 8 of the Protection of Cultural Properties Act (herein after referred to as the "Act"), he shall do so under the criteria and the procedure prescribed by the Ordinance of the Ministry of Culture and Tourism. *<Amended by Presidential Decree No. 12895, Jan. 3, 1990; Presidential Decree No. 13869, Mar. 6, 1993; Presidential Decree No. 14399, Oct. 7, 1994; Presidential Decree No. 16347, May 24, 1999; Presidential Decree No. 17279, Jun. 30, 2001>*

Article 2 (Public Notice of Designation and Cancellation, etc.)

The following matters shall be included in the public notice of the designation of State-designated cultural properties, in the public notice of the recognition of any person or any organization holding important intangible cultural properties or any honorary holder of such important intangible cultural properties as provided in Article 9 of the Act, and in the public notice of the cancellation of the designation or recognition of such cultural properties pursuant to Article 12 (5) of the Act: *<Amended by Presidential Decree No. 17279, Jun. 30, 2001>*

1. The classification, designation number, name, quantity and location, or storage place of the State-designated cultural properties;
2. The name, quantity and location of the protected objects or protected zones of the State-designated cultural properties;

3. The name and address of the owner or the occupant of the State- designated cultural properties and the protected objects or protected zones thereof;
4. The name, sex, date of birth, address and date of death of the holder or the honorary holder of an important intangible cultural property (in the case of an organization holding such property, the name, address, date of establishment of the organization, and the name, sex, date of birth, and address of its representative); and
5. The reasons for the designation or recognition of cultural properties, or the cancellation of such designation or recognition.

Article 3 (Presentation of Data Relating to Designation)

When there are cultural properties which are deemed to require designation as provided in Articles 4 through 8 of the Act, the Seoul Special Metropolitan City Mayor, Metropolitan City Mayor, or *Do* governor (here in after referred to as "Mayor/*Do* governor") shall present his opinion, with such photographs, drawings and recordings, etc., as are necessary for designation, to the Administrator of the Cultural Properties Administration immediately under the conditions as prescribed by the Ordinance of the Ministry of Culture and Tourism.
<Amended by Presidential Decree No. 12895, Jan. 3, 1990; Presidential Decree No. 13869, Mar. 6, 1993; Presidential Decree No. 14750, Aug. 17, 1995; Presidential Decree No. 16347, May 24, 1999>

Article 4 (Provisional Designation)

In the event that the Administrator of the Cultural Properties Administration designates important cultural properties provisionally pursuant to Article 13 (1) of the Act, the Administrator shall designate them as historical sites, scenic places, or natural monuments pursuant to Article 6 of the Act, or as important folklore materials pursuant to Article 7 of the Act. *<Amended by Presidential Decree No. 12895, Jan. 3, 1990; Presidential Decree No. 13869, Mar. 6, 1993; Presidential Decree No. 16347, May 24, 1999>*

SECTION 2: Management and Protection

Article 4-2 (Formulation of Plans for Preservation, Management and Utilization of Cultural Properties)

(1) Basic Plans for the preservation, management and utilization of cultural properties referred to in Article 13-2 of the Act (hereinafter referred to as the "basic plans") shall include each of the following subparagraphs:

1. Matters related to repair and maintenance of cultural properties;
2. Matters related to protecting the environment surrounding cultural properties; and
3. Other matters necessary to preserve, manage and utilize cultural properties.

(2) The Administrator of the Cultural Properties Administration may, when it is deemed necessary to formulate the basic plans, ask the Mayor/ *Do* governor to file data on State-designated cultural properties under his jurisdictional areas.

(3) The Mayor/*Do* governor shall, when he is asked to file the data referred to in paragraph (2), file the data within 6 months from the date such request is made.

(4) The Administrator of the Cultural Properties Administration shall, when he intends to formulate the basic plans referred to in paragraph (1), go through deliberation of the Cultural Properties Committee pursuant to Article 3 of the Act.

[This Article Newly Inserted by Presidential Decree No. 16413, Jun. 30, 1999]

Article 5 Deleted. *<by Presidential Decree No. 16413, Jun. 30, 1999>*

Article 6 (Repair)

(1) In Article 18 of the Act, "repair" means any measure taken for repair or restoration, survey, design therefore and preventing from damage, of the State-designated cultural properties.

(2) through (4) Deleted. *<by Presidential Decree No. 16413, Jun. 30, 1999>*

Article 7 (Types and Charged Duties of Repairing Technician of Cultural Properties)

(1) Types and charged duties of repairing technicians of cultural properties (hereinafter referred to as "repairing technicians") under Article 18 (3) of the Act shall be the same as the attached Table 1.

(2) The repairing technicians under paragraph (1) may supervise the repairing works of cultural properties in his specialty as employed by a surveying and supervising business operator under Article 7-3 (11).

[This Article Wholly Amended by Presidential Decree No. 18026, Jun. 27, 2003]

Article 7-2 (Types and Charged Duties of Repairing Skilled Persons of Cultural Properties)

Types and charged duties of repairing skilled persons of cultural properties under Article 18 (3) of the Act (hereinafter referred to as "repairing skilled persons") shall be the same as the attached Table 2.

[This Article Wholly Amended by Presidential Decree No. 18026, Jun. 27, 2003]

Article 7-3 (Types and Charged Duties of Repair Business Operators of Cultural Properties)

Types and charged duties of repair business operators of cultural properties under Article 18 (3) of the Act (hereinafter referred to as "repair business operators") shall be the same as the attached Table 3.

[This Article Wholly Amended by Presidential Decree No. 18026, Jun. 27, 2003]

Article 7-4 (Public Announcement of Repair Standards, etc.)

When the Administrator of the Cultural Properties Administration has set, altered or abolished the standards for survey, design and payment of costs for repairing the State-designated cultural properties under Article 18 (4) of the Act, he shall announce them publicly on the Official Gazette.

[This Article Newly Inserted by Presidential Decree No. 18026, Jun. 27, 2003]

Article 7-5 (Conducting and Public Notification, etc. of Qualification Examination for Repairing Technicians of Cultural Properties)

(1) The qualification examination for the repairing technicians of cultural properties under Article 18-2 (2) of the Act (hereinafter referred to as the "technical qualification examination") shall be conducted by the Administrator of the Cultural Properties Administration.

(2) When the Administrator of the Cultural Properties Administration intends to conduct a technical qualification examination under the provisions of paragraph (1), he shall make a public notification of the following matters not later than 30 days prior to the examination on one or more daily newspapers which have been registered with the nationwide distribution areas under Article 7 (1) of the Registration, etc. of Periodicals Act:

1. Qualification to sit for examination;
2. Date and place of the examination;
3. Subjects of the examination;
4. Date, method and place of the announcement of successful candidates;
5. Period and place of delivery of the written applications for examination, and period and place of acceptance of the said applications; and
6. Other matters necessary for conducting the examination.

(3) Any person who intends to sit for a technical qualification examination (including a person who intends to be exempted from all or part of the written examination under Article 18-2 (4) and (5) of the Act), shall submit to the Administrator of the Cultural Properties Administration the written application for examination together with the necessary documents, under the conditions as stipulated by the Ordinance of the Ministry of Culture and Tourism.

[This Article Newly Inserted by Presidential Decree No. 18026, Jun. 27, 2003]

Article 7-6 (Methods and Subjects, etc. for Written Examination)

(1) The written examination under Article 18-2 (3) of the Act shall be based upon an objective examination of selection type and a subjective examination of essay type.

(2) The subjects of a written examination by types of repairing technicians and the examination methods by subjects under the provisions of paragraph (1) shall be the same as the attached Table 4.

(3) Partially exempted subjects from among the written examination subjects under Article 18-2 (4) 2 of the Act shall be the same as the attached Table 5.

[This Article Newly Inserted by Presidential Decree No. 18026, Jun. 27, 2003]

Article 7-7 (Interviews)

(1) Interviews under Article 18-2 (3) of the Act may be taken only by the successful candidates of a written examination under Article 18-2 (3) of the Act and the persons who have been exempted from a written examination under Article 18-2 (4) 1 or (5) of the Act.

(2) Matters of the following subparagraphs shall be evaluated at the interviews under paragraph (1):

1. Professional knowledge on the types of relevant technology and practicable abilities;
2. Understanding of history and cultural properties;
3. Sense of duty as a repairing technician and the cognizance of his roles; and
4. Sense of the upright professional morals.

[This Article Newly Inserted by Presidential Decree No. 18026, Jun. 27, 2003]

Article 7-8 (Decision and Public Notification on Successful Candidates)

(1) In a written examination under Article 18-2 (3) of the Act, the successful candidates shall be such persons as have obtained not less than 40 points per subject, when considering 100 points per subject as the perfect score, and not less than 60 points on the average of all subjects.

(2) In an interview under Article 18-2 (3) of the Act, the successful candidates shall be such persons as have obtained not less than 40 points per interviewer, when considering 100 points per interviewer as the perfect score, and not less than 60 points on the average of all interviewers.

(3) When the final successful candidates are determined, the Administrator of the Cultural Properties Administration shall make a public notification of them, and notify them thereof.

[This Article Newly Inserted by Presidential Decree No. 18026, Jun. 27, 2003]

Article 7-9 (Measures against Persons Committing Irregularities)

Against the persons who have committed irregularities in a technical qualification examination, such an examination may be suspended or invalidated, or any decision on the passing may be revoked.

[This Article Newly Inserted by Presidential Decree No. 18026, Jun. 27, 2003]

Article 7-10 (Establishment of Technical Qualification Examination Committee)

(1) When it is required to investigate and deliberate the matters related to the conduct of technical qualification examination, the Administrator of the Cultural Properties Administration may establish and operate the Technical Qualification Examination Committee.

(2) Matters necessary for the establishment and operation of the Technical Qualification Examination Committee under paragraph (1) shall be determined by the Administrator of the Cultural Properties Administration.

[This Article Newly Inserted by Presidential Decree No. 18026, Jun. 27, 2003]

Article 8 Deleted. <by Presidential Decree No. 16902, Jul. 10, 2000>

Article 8-2 (Persons Subject to Exemption of Written Examinations for Repair Technicians)

Categories of the repairing technicians who are exempted from all or part of the written examination from among the technical qualification examinations under Article 18-2 (4) of the Act, and the scope of exemptions shall be the same as the attached Table 6.

[This Article Wholly Amended by Presidential Decree No. 18026, Jun. 27, 2003]

Article 8-3 Deleted. <by Presidential Decree 16413. Jun. 30, 1999>

Article 8-4 (Requirements for Repair Business Operators to Register)

(1) A person who wishes to register his business of repairing cultural properties in accordance with Article 18-8 (1) of the Act shall employ a repairing skilled person and fulltime repairing technicians under the conditions as prescribed by the Ordinance of the Ministry of Culture and Tourism. <Amended by Presidential Decree No. 16347, May 24, 1999>

(2) A person, who wishes to register himself as a repair business operator of Korean-style building decoration of multiple colours (*Danchung*), surveying and designing business operator, landscape business operator, surveying and supervising business operator, of stuffing and sampling manufacturers under the provisions of Article 18-8 (1) of the Act shall be qualified within the category of each of the following sub-paragraphs besides satisfying such requirements as provided in paragraph (1): <Amended by Presidential Decree No. 16413, Jun. 30, 1999; Presidential Decree No. 17279, Jun. 30, 2001; Presidential Decree No. 18026, Jun. 27, 2003>

1. Repair business operator of Korean-style building decoration of multiple colours: Any person who has registered the civil engineering and construction work business or the civil engineering work business from among the general construction industry in accordance with the provisions of the Framework Act on the Construction Industry;
2. Surveying and designing business operator: Any person who is a survey and design technician under Article 7 (1) 3, whose business has been reported pursuant to the provisions of the Certified Architects Act;
3. Landscape business operator: Any person who has registered the scenic planting work business or the scenic facility installation work business from among the general construction industry in accordance with the Framework Act on the Construction Industry;
4. Surveying and supervising business operator: Any person who has been registered as a surveying or designing business operator; and
5. Stuffing and sampling business operator: Any person who has been registered as a stuffing manufacturer under the Protection and Hunting of Wild Birds and Animals Act.

[This Article Newly Inserted by Presidential Decree No. 15079, Jun. 29, 1996]

Article 8-5 (Public Notification of Revocation of Registration, etc.)

(1) When the Administrator of the Cultural Properties Administration has revoked the registration of a repairing technician or a repairing skilled person, or ordered his business suspension under Article 18-5 or 18-7 of the Act, he shall make a public notification of the matters of the following subparagraphs:

1. Name;
2. Items and numbers of the registration; and
3. Contents, causes and grounds of the dispositions.

(2) When the Mayor/*Do* governor has revoked the registration of a repair business operator, or ordered his business suspension under Article 18-9 of the Act, he shall make a public notification of the matters of the following subparagraphs on one or more daily newspapers which have been registered with the nationwide distribution areas under Article 7 (1) of the Registration, etc. of Periodicals Act:

1. Trade name;
2. Name (in a case of a juristic person, referring to a name of its representative);
3. Business type and registration number;
4. Location; and
5. Contents, causes and grounds of the dispositions.

[This Article Newly Inserted by Presidential Decree No. 18026, Jun. 27, 2003]

Article 9 (Repair Service Business of Cultural Properties Subject to Evaluation, etc.)

(1) The repair service business of cultural properties (hereinafter referred to as "repair service business") and the repair work of cultural properties (hereinafter referred to as "repair work") subject to evaluation under Article 18-10 (1) of the Act shall be as follows:

1. Repair service business: Business whose contract amount exceeds 30 million won; and
2. Repair work: Work whose contract amount exceeds 1 billion won.

(2) The Administrator of the Cultural Properties Administration or the head of any local

government who has placed an order for a repair work of cultural properties designated as National Treasures or treasures (hereinafter referred to as "order placing authority") in accordance with Article 18-10 (1) of the Act, notwithstanding the provisions of paragraph (1), may make an evaluation of such repair work even if it does not fall under paragraph (1) 2 taking into account their historical, academic and architectural characteristics.

[This Article Newly Inserted by Presidential Decree No. 17279, Jun. 30, 2001]

Article 10 (Establishment and Operation of Cultural Properties Technical Committee)

(1) The Administrator of the Cultural Properties Administration and the Mayor/*Do* governor may set up and operate a Cultural Properties Technical Committee respectively (hereinafter referred to as the "Technical Committee") to secure the expertise and fairness in the evaluation of any repair service business or repair work, etc.

(2) The order-placing authority that intends to make an evaluation of any repair service business or repair work, etc. in accordance with Article 18-10 (1) of the Act shall go through deliberation thereof of the Technical Committee. In this case, if the order-placing authority is the head of *Si/Gun/Gu*, such order-placing authority shall go through deliberation thereof of the Technical Committee set up by the Mayor/*Do* governor.

(3) Necessary matters concerning the composition and operation, etc. of the Technical Committee shall be prescribed by the Ordinance of the Ministry of Culture and Tourism: *Provided*, That necessary matters concerning the composition and operation of the Technical Committee set up by the Mayor/*Do* governor shall be prescribed by the Municipal Ordinances.

[This Article Newly Inserted by Presidential Decree No. 17279, Jun. 30, 2001]

Article 11 (Period of Liability of Warranty against Defects by Type of Repair Works)

The period of liability of warranty against defects by type of repair works under Article 18-11 (1) of the Act shall be the same as the attached Table 7.

[This Article Newly Inserted by Presidential Decree No. 18026, Jun. 27, 2003]

Articles 12 through 14 Deleted. <by Presidential Decree No. 15079, Jun. 29, 1996>

Article 15 (Application of Permission to Change External Form of Preserved Properties)

A person, who intends to obtain the permission of the Administrator of the Cultural Properties Administration with respect to the acts falling under any of subparagraphs of Article 20 of the Act, shall submit an application stating the type of classification, designation number, name, quantity and location, etc. of the State-designated cultural properties concerned to the Administrator of the Cultural Properties Administration via the head of competent *Si/Gun/Gu* (referring to as the head of autonomous *Gu*; hereinafter the same shall apply) and the Mayor/*Do* governor: *Provided*, That the application for permission on the acts falling under subparagraph 3 of Article 20 of the Act, may be made without going through the head of competent *Si/Gun/Gu* and the Mayor/*Do* governor. <Amended by Presidential Decree No. 12895, Jan. 3, 1990; Presidential Decree No. 13869, Mar. 6, 1993; Presidential Decree No. 14399, Oct. 7, 1994; Presidential Decree No. 16347, May 24, 1999; Presidential Decree No. 16413, Jun. 30, 1999>

Articles 16 and 17 Deleted. <by Presidential Decree No. 16413, Jun. 30, 1999>

Article 18 (Education for Specialization)

(1) The Administrator of Cultural Properties Administration may let persons or organizations in possession of important intangible cultural properties issue the completion certificates of specialized education to persons who have undergone the education for specialization on important intangible cultural properties for not less than 3 years under the provisions of Article 24 (2) of the Act, after judging whether their skills and arts reach a considerable level.

(2) The persons or organizations in possession of important intangible cultural properties that have issued the completion certificates of specialized education under paragraph (1), shall inform the Administrator of the Cultural Properties Administration thereof within one month.

<Newly Inserted by Presidential Decree No. 18026, Jun. 27, 2003>

[This Article Wholly Amended by Presidential Decree No. 16413, Jun. 30, 1999]

Article 19 (Assistants to Education for Specialization)

(1) In order to assist the education for specialization conducted by a person or organization holding an important intangible cultural property, the Administrator of the Cultural Properties Administration may select assistants from among those who hold a certificate of completion delivered under Article 18, under the conditions as prescribed by the Ordinance of the Ministry of Culture and Tourism. *<Amended by Presidential Decree No. 14399, Oct. 7, 1994; Presidential Decree No. 16347, May 24, 1999; Presidential Decree No. 17279, Jun. 30, 2001>*

(2) The required expenses for assisting such education may be paid as allowed in the limit of the budget, to an assistant to help education for specialization in the important intangible cultural property under paragraph (1). *<Amended by Presidential Decree No. 14399, Oct. 7, 1994; Presidential Decree No. 17279, Jun. 30, 2001>*

Article 20 (Scholarship Students)

(1) The Administrator of Cultural Properties Administration shall determine through a deliberation of the Cultural Properties Committee, the categories of important intangible cultural properties by field for which any scholarship may be paid to those who have received the education for specialization under Article 24 (4) of the Act. *<Newly Inserted by Presidential Decree No. 14399, Oct. 7, 1994; Presidential Decree No. 16347, May 24, 1999>*

(2) The Administrator of Cultural Properties Administration may, upon the recommendation by the holder of or organization holding an important intangible cultural properties select a scholarship student from among the persons receiving an education for specialization in the important intangible cultural properties corresponding to the category by field as referred to in paragraph (1). *<Amended by Presidential Decree No. 12895, Jan. 3, 1990; Presidential Decree No. 13869, Mar. 6, 1993; Presidential Decree No. 14399, Oct. 7, 1994; Presidential Decree No. 16347, May 24, 1999>*

(3) When the scholarship student selected pursuant to the provisions of paragraph (2) falls under any of the following subparagraphs, the holder or holding organization shall report the occurrence of any of the following facts immediately to the Administrator of Cultural Properties Administration: *<Amended by Presidential Decree No. 12895, Jan. 3, 1990; Presidential Decree No. 13869, Mar. 6, 1993; Presidential Decree No. 14399, Oct. 7, 1994; Presidential Decree No. 16347, May 24, 1999>*

1. When one cannot obtain an education for specialization in the important intangible cultural properties due to a physical or mental disability or any other reasons; and

2. When the results of the education for specialization is poor.

(4) The Administrator of Cultural Properties Administration shall suspend to pay a scholarship in the event that a scholarship student falls under any of the subparagraphs of paragraph (3). *<Amended by Presidential Decree No. 12895, Jan. 3, 1990; Presidential Decree No. 13869, Mar. 6, 1993; Presidential Decree No. 14399, Oct. 7, 1994; Presidential Decree No. 16347, May 24, 1999>*

(5) The matters necessary for the standard of selection, the period of education for specialization and the recommendation of scholarship students shall be prescribed by the Ordinance of the Ministry of Culture and Tourism. *<Amended by Presidential Decree No. 12895, Jan. 3, 1990; Presidential Decree No. 13869, Mar. 6, 1993; Presidential Decree No. 16347, May 24, 1999>*

Article 21 (Report on Appointment, etc. of Manager)

A person, who intends to report with respect to the State-designated cultural properties pursuant to the provisions of Article 27 of the Act, shall submit such report on the appointment of a manager, etc. stating the classification, designation number, name, quantity and location, etc. of the State-designated cultural properties concerned to the Administrator of Cultural Properties Administration via the competent Mayor/Do governor within fifteen days from the date of occurrence of the fact. *<Amended by Presidential Decree No. 12895, Jan. 3, 1990; Presidential Decree No. 13869, Mar. 6, 1993; Presidential Decree No. 14399, Oct. 7, 1994; Presidential Decree No. 16347, May 24, 1999; Presidential Decree No. 16413, Jun. 30, 1999>*

Article 22 Deleted. *<by Presidential Decree No. 16413, Jun. 30, 1999>*

Article 23 (Compensation for Loss)

(1) A person who intends to receive compensation for loss pursuant to the provisions of Article 30 of the Act, shall submit an application stating the classification, designation number, name,

quantity, location or storage place of State-designated cultural property, and reason for the request, together with the evidentiary documents to the Administrator of Cultural Properties Administration. *<Amended by Presidential Decree No. 12895, Jan. 3, 1990; Presidential Decree No. 13869, Mar. 6, 1993; Presidential Decree No. 16347, May 24, 1999>*

(2) The Administrator of Cultural Properties Administration shall compensate for loss in the case of accepting the application under paragraph (1) when it is verified that the cause of the loss is not the responsibility of the owner, holder, manager, or managing body. *<Amended by Presidential Decree No. 12895, Jan. 3, 1990; Presidential Decree No. 13869, Mar. 6, 1993; Presidential Decree No. 16347, May 24, 1999>*

SECTION 3 Deleted.

Articles 24 through 28 Deleted. *<by Presidential Decree No. 16413, Jun. 30, 1999>*

CHAPTER 2: BURIED CULTURAL PROPERTIES

Article 29 (Report on Discovery)

(1) The report on the discovery of buried cultural properties pursuant to the provisions of Article 43 of the Act shall be made within seven days from the date of discovery.

(2) The report under paragraph (1) may be made through any of the following agencies. In this case, the date reported to the competent agency shall be regarded as the date reported to the Administrator of the Cultural Properties Administration under Article 43 of the Act: *<Amended by Presidential Decree No. 12895, Jan. 3, 1990; Presidential Decree No. 13869, Mar. 6, 1993; Presidential Decree No. 16347, May 24, 1999>*

1. Deleted; *<by Presidential Decree No. 16347, May 24, 1999>*
2. The Mayor/*Do* governor;
3. The head of *Sil/Gun/Gu*;
4. Deleted; and *<by Presidential Decree No. 17952, Apr. 4, 2003>*
5. The chief of a police station.

(3) The agency which has received the report on the discovery of a buried cultural property under paragraph (2) shall immediately notify the Administrator of the Cultural Properties Administration thereof. *<Amended by Presidential Decree No. 12895, Jan. 3, 1990; Presidential Decree No. 13869, Mar. 6, 1993; Presidential Decree No. 16347, May 24, 1999>*

Article 30 (Application for Permission for Excavation)

A person who intends to obtain either permission for excavation of a buried cultural property or permission to alter the current state of the excavated buried cultural property under the proviso of Article 44 (1) or the provisions of paragraph (5) of the Act, shall submit such application with the following items (including any following items made in the form of electronic documents) to the Administrator of the Cultural Properties Administration through the Mayor/*Do* governor: *Provided*, That when the information as included in the following documents can be confirmed through joint use of administrative information under Article 21 (1) of the Act on Promotion of the Digitalization of Administrative Affairs, etc. for Creation of Digital Government, such confirmation may be substituted for such documents: *<Amended by Presidential Decree No. 12895, Jan. 3, 1990; Presidential Decree No. 13869, Mar. 6, 1993; Presidential Decree No. 14399, Oct. 7, 1994; Presidential Decree No. 16347, May 24, 1999; Presidential Decree No. 16413, Jun. 30, 1999; Presidential Decree No. 18312, Mar. 17, 2004>*

1. The lot number, classification and the size of the land which is considered to contain a buried cultural property, and name and address (latitude and longitude in a case of sea-bottom) of the owner or occupant of the land;
2. Drawings regarding the excavation;
3. Remarks on the history of the excavation site;

4. Description of the current state of the buried cultural properties;
5. Pertinent reasons for the excavation;
6. Date of commencement and completion of the excavation;
7. Persons constituting the excavation research team;
8. Copies of cadaster or forest cadaster of the land to be excavated, and copies of the cadastral map or forest cadastral map of the same land;
9. Estimated expenses and name and address of the person undertaking the cost of the excavation;
10. Written consent of the owner and the manager of the land, or of the occupant of the land or sea;
- 10-2. Report on the survey of the surface of the earth (limited to the case where a survey of the surface of the earth is conducted under Article 74-2 of the Act); and
11. Other pertinent matters.

Article 31 (Report of Excavation)

- (1) A person, who has obtained the permission to excavate a cultural property under Article 30, shall file a report with the Administrator of Cultural Properties Administration within 2 years from the day when the cultural property is excavated. *<Amended by Presidential Decree No. 12895, Jan. 3, 1990; Presidential Decree No. 13869, Mar. 6, 1993; Presidential Decree No. 16347, May 24, 1999; Presidential Decree No. 16413, Jun. 30, 1999>*
- (2) The Administrator of Cultural Properties Administration may, when he receives the application for extending the period for filing the report, extend the period for filing the report within the limits of 2 years only in the case where a justifiable reason exists. *<Newly Inserted by Presidential Decree No. 16413, Jun. 30, 1999>*

Article 31-2 (Scope of Construction Work)

In the proviso of Article 44 (4) of the Act, the term "construction work as prescribed by the Presidential Decree" means the construction work falling under any of the following subparagraphs: *<Amended by Presidential Decree No. 16902, Jul. 10, 2000; Presidential Decree No. 17279, Jun. 30, 2001; Presidential Decree No. 18146, Nov. 29, 2003>*

1. The construction work of structure to build a detached house as provided in subparagraph 1 of the appended Table 1 of the Enforcement Decree of the Building Act, which each has a site area of not more than 495 square meters and the total floor space of not more than 264 square meters: *Provided*, that any construction work undertaken by the State, any local government, the Korea National Housing Corporation, the Korea Land Corporation, any local corporation established for the purpose of running the housing construction business in accordance with Article 49 of the Local Public Enterprises Act and any housing builder registered in accordance with the main sentence of Article 9 (1) of the Housing Act shall be excluded there from;
2. The construction work of facilities with the construction area of not more than 661 square meters which are installed by farmers and fishermen to utilize them for their businesses under the provisions of Article 3 of the Enforcement Decree of the Act on Special Measures for Development of Agricultural and Fishing Villages;
3. The construction work of structure with the site area of not more than 330 square meters and the construction area (excluding the area of underground) of not more than 264 square meters which are constructed by individual entrepreneurs to utilize them for their business objective; and
4. The construction work that is unable to be undertaken as the Administrator of Cultural Properties Administration directs necessary matters to preserve and manage newly excavated cultural properties in accordance with Article 44 (3) of the Act: *Provided*, That the construction work done by the State, any local government, any public corporation or a company larger than the scope of the small and medium-sized company provided for in Article 3 of the Enforcement Decree of the Framework Act on Small and Medium Enterprises Act shall be excluded there from.

[This Article Wholly Amended by Presidential Decree No. 16413, Jun. 30, 1999]

Article 32 (Notice of Excavation by State)

In a case where the Administrator of the Cultural Properties Administration issues a notice of excavation to the owner or occupant of the land under Article 45 (2) of the Act, he shall issue the notice at least two weeks prior to the date of the commencement of the excavation.
<Amended by Presidential Decree No. 12895, Jan. 3, 1990; Presidential Decree No. 3869, Mar. 6, 1993; Presidential Decree No. 16375, May 24, 1999>

Article 32-2 (Publication on Standards for Service Costs for Surveying Buried Cultural Properties)

The Administrator of the Cultural Properties Administration shall, when he sets standards for service costs for surveying buried cultural properties under the provisions of Article 45-2 of the Act, publish them in the Official Gazette.
[This Article Newly Inserted by Presidential Decree No. 16413, Jun. 30, 1999]

Article 33 (Disposition of Indemnity for Cultural Properties Reverted to State)

(1) In a case that indemnity is disbursed under Article 48 (2) of the Act, if there is a person who has incurred expenses for the detection of or picking up the concerned cultural property reverted to the State, the amount equivalent to the expenses shall be disbursed to such person and the balance thereof shall be divided and disbursed equally to the discoverer thereof, the person who has picked it up, and the owner of the land or building where the cultural property was discovered.

(2) When the Administrator of the Cultural Properties Administration has determined the amount of indemnity under Article 48 (4) of the Act, he shall notify it to the persons subject to payment of indemnity. <Newly Inserted by Presidential Decree No. 18026, Jun. 27, 2003>

(3) Any person subject to payment of indemnity who has received a notice of the amount of indemnity under paragraph (2) shall submit a written claim for indemnity for the discovered buried cultural properties to the Administrator of the Cultural Properties Administration, the Mayor/Do governor or the head of *Si/Gun/Gu*. <Newly Inserted by Presidential Decree No. 18026, Jun. 27, 2003>

(4) When the Mayor/Do governor or the head of *Si/Gun/Gu* has accepted a written claim for indemnity for the discovered buried cultural properties under paragraph (3), he shall submit it to the Administrator of the Cultural Properties Administration. <Newly Inserted by Presidential Decree No. 18026, Jun. 27, 2003>

Article 33-2 (Subject to Prior Consultations and Scope of Development Project)

(1) The term "juristic person prescribed by the Presidential Decree" in Article 48-2 (1) means a public corporation established under the provisions of Article 32 of the Civil Act or other Acts after obtaining permission from a competent administrative agency.

(2) The term "development project prescribed by the Presidential Decree" in Article 48-2 (1) of the Act means a project in the area of not less than 150,000 square meters, which results in altering the current state including the original forms of the surface (cutting the ground, covering up with soil, excavation and inundation, etc.): *Provided*, That the area, the original form of which, has been altered by development, etc. shall be excluded from the project area.
[This Article Newly Inserted by Presidential Decree No. 16413, Jun. 30, 1999]

CHAPTER 3: Deleted.

Article 34 Deleted. <by Presidential Decree 16413, Jun. 30, 1999>

CHAPTER 4 : CITY/DO-DESIGNATED CULTURAL PROPERTIES

Article 35 (Standard for Designation of City/Do-designated Cultural Properties, etc.)

When the Mayor/Do governor intends to designate City/Do-designated cultural properties or

cultural properties materials under Article 55 (1) and (2) of the Act, it shall be subject to the criteria as provided by the Municipal Ordinance of the competent local government.

Article 36 (Report)

The Mayor/*Do* governor shall make a report under Article 57 (1) of the Act within fifteen days from the date when the event occurred.

CHAPTER 5: SUPPLEMENTARY PROVISIONS

Article 37 (Cultural Properties Dealer)

(1) Tangible cultural properties or tangible folklore materials that belong to movables pursuant to the provisions of Article 61 (1) of the Act shall be those which are fifty years of age or more since the date of creation (in the case of documents, this shall refer to materials which are created before August 15, 1945).

(2) Deleted. <by Presidential Decree No. 16413, Jun. 30, 1999>

(3) A person, who intends to carry on the trade business of cultural properties, shall file a report on his trade business of cultural properties with the head of *Sil/Gun/Gu* under the conditions as prescribed by the Ordinance of the Ministry of Culture and Tourism. <Amended by Presidential Decree No. 16413, Jun. 30, 1999>

Article 38 Deleted. <by presidential Decree No. 16413, Jun. 30, 1999>

Article 39 (Scope of Agencies for Criminal Investigation)

(1) The agencies for criminal investigation pursuant to the provisions of Article 67 of the Act shall be as follows: <Amended by Presidential Decree No. 17048, Dec. 29, 2000; Presidential Decree No. 18026, Jun. 27, 2003>

1. A public prosecutor;
2. A judicial police officer pursuant to the provisions of Article 196 of the Criminal Procedure Act;
3. A person who performs the duty of a judicial police officer pursuant to the provisions of Article 47 of the Public Prosecutor's Office Act;
4. A state public official or local public official pursuant to the provisions of subparagraph 16 of Article 5 of the Act on the Persons Performing the Duties of Judicial Police Officials and the Scope of Their Duties; and
5. A customs officer pursuant to the provisions of Article 295 of the Customs Act.

(2) A person who falls under any of the subparagraphs of paragraph (1) shall not be deemed an informant pursuant to the provisions of Article 67 of the Act.

Article 40 (Treatment of Given Information)

The agencies of criminal investigation which receive information under Article 67 of the Act shall make a written report of the informative investigations under the conditions as prescribed by the Ordinance of the Ministry of Culture and Tourism, and submit it to the Administrator of the Cultural Properties Administration. <Amended by Presidential Decree No. 12895, Jan. 3, 1990; Presidential Decree No. 13869, Mar. 6, 1993; Presidential Decree No. 16347, May 24, 1999>

Article 41 (Grant of Reward Money)

(1) Amounts of the reward money under the provisions of Article 67 of the Act shall be determined according to the type of crime, and the standards for the grants shall be as follows: <Amended by Presidential Decree No. 13500, Nov. 7, 1991>

(2)

Grade	Amounts of Reward Money
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grade 1	fifteen million won or more	twenty million won or less under fifteen million won
grade 2	ten million won or more	under ten million won
grade 3	five million won or more	under five million won
grade 4	two million won or more	under two million won
grade 5	one million won or more	under one million won
grade 6	ten thousand won or more	

(2) The standards for granting the grade of reward money pursuant to the provisions of paragraph (1) shall be prescribed by the Ordinance of the Ministry of Culture and Tourism. <Amended by Presidential Decree No. 12895, Jan. 3, 1990; Presidential Decree No. 13869, Mar. 6, 1993; Presidential Decree No. 16347, May 24, 1999>

Article 42 (Distribution of Reward Money)

(1) Fifty percent of the total reward money determined according to the type of crime under Article 41 shall be granted to a person who has provided information about the crime, and fifty percent thereof shall be granted to a person who has provided assistance in arresting an offender.

(2) In case of paragraph (1), where there are two or more persons who have provided information or who have provided assistance in arresting the offender, the Administrator of the Cultural Properties Administration shall determine the portion of distribution of the reward money taking into consideration the relative importance of the assistance of each person: *Provided*, That where the persons to be granted the reward money mutually agree to the division of the reward money in advance, the Administrator of the Cultural Properties Administration may comply with such agreements. <Amended by Presidential Decree No. 12895, Jan. 3, 1990; Presidential Decree No. 13869, Mar. 6, 1993; Presidential Decree No. 16347, May 24, 1999>

Article 43 (Delegation of Authority)

The Administrator of the Cultural Properties Administration shall delegate his authority with respect to the following matters to the Mayor/ Do governor in accordance with Article 68 of the Act: <Amended by Presidential Decree No. 18026, Jun. 27, 2003>

1.The permission of act and the cancellation thereof published by the Administrator of the Cultural Properties Administration from among the permission and the cancellation thereof provided in subparagraph 1 of Article 20 of the Act;

2.The permission of the act of taking pictures of State-designated cultural properties (excluding State-designated cultural properties that are made inaccessible to the public under Article 33 (2) of the Act) and the cancellation thereof from among the permission and the cancellation thereof under subparagraph 3 of Article 20 of the Act;

3.The permission of the act falling under any of the following items and the cancellation thereof from among the permission and the cancellation thereof under subparagraph 4 of Article 20 of the Act: *Provided*, That the permission and cancellation whose object is the State-designated cultural property concerned shall be excluded:

- (a) The repair of a structure into its original form;
- (b) The repair of a Korean-style wall or fence built according to the traditional style into its original form;
- (c) The new construction, reconstruction or expansion of a structure according to the standards set by the Administrator of the Cultural Properties Administration;
- (d) The installation of electric equipment under the Electricity Business Act and the installation of firefighting facilities under the Fire Services Act;
- (e) The installation of a stone landmark, an information signboard and a warning signboard;
- (f) The installation of iron railings and stone fences;
- (g) General protection and management such as the pruning of trees, the prevention of

damages by blight and harmful insects, the fertilization, etc.; and

(h) The collection of seeds and plants for the purpose of study and research;

4. The permission of the act of raising, growing, sampling, stuffing, burying or destructing by fire, etc. any natural monument that has been published by the Administrator of the Cultural Properties Administration and the cancellation thereof from among the permission and the cancellation thereof provided in subparagraph 4 of Article 20 of the Act;

4-2. The permission of the act of installing the buildings or facilities for which the Administrator of the Cultural Properties Administration has set the standards by taking account of the peculiarities of cultural properties and the cancellation thereof from among the permission and the cancellation thereof subject to the State-designated cultural properties under subparagraph 4 of Article 20 of the Act;

5. The receipt of any report with respect to the permission falling under subparagraphs 3 and 4 from among the receipt of any report provided in subparagraph 8 of Article 27 of the Act;

6. The notice to the head of jurisdictional police station under Article 46 (1) of the Act;

7. The confirmation of any movables that are feared to be mistaken for cultural properties under Article 76 (2) of the Act;

8. Consultations with respect to the permission or the alteration of such permission under Article 79 (1) 3 of the Act and the notice under the main sentence of Article 47 (2); and

9. Hearing with respect to the delegated authority from among the authority specified in each subparagraph of Article 79-2 of the Act.

[This Article Wholly Amended by Presidential Decree No. 17279, Jun. 30, 2001]

Article 43-2 (Protection of Cultural Properties during Construction Works)

(1) The scope of areas which are determined by the Mayor/*Do* governor in consultation with the Administrator of the Cultural Properties Administration by its Municipal Ordinance for protecting cultural properties during the construction works under Article 74 (2) of the Act, shall be within 500 meters from the outer boundary of the relevant cultural properties (referring to the outer boundary of the protected zones, in case where they are designated), in consideration of the historic, artistic, scientific and scenic value of the relevant cultural properties, their peripheral environments and other matters necessary for the protection of cultural properties: *Provided*, That in case where the construction works are implemented outside of 500 meter areas from the outer boundary of cultural properties (referring to the outer boundary of the protected zones, in case where they are designated) due to the peculiarity of cultural properties and positional conditions, etc., and where deemed that the relevant construction works surely affect the cultural properties, the said scope may be determined in excess of 500 meters.

(2) The administrative agencies shall, pursuant to Article 74 (2) of the Act, examine whether the construction works in the area under paragraph (1) fall under the activities referred to in subparagraph 4 of Article 20 of the Act.

(3) Matters necessary for the procedures and methods, etc. for examining whether or not any implementation of construction works falls under the activities referred to in subparagraph 4 of Article 20 of the Act pursuant to paragraph (2), shall be stipulated by the Ordinance of the Ministry of Culture and Tourism. *<Newly Inserted by Presidential Decree No. 18026, Jun. 27, 2003>*

[This Article Newly Inserted by Presidential Decree No. 16902, Jul. 10, 2000]

Article 43-3 (Subject to or Scope of Survey of Surface of Earth for Cultural Properties)

The construction work under obligation to conduct a survey of the surface of the earth under the provisions of Article 74-2 (1) of the Act means the construction work falling under any of the following subparagraphs, which results in altering the current state including the original forms of the surface of the earth (cutting the ground, covering the surface of the earth with soil, excavation and inundation, etc.): *<Amended by Presidential Decree No. 17279, Jun. 30, 2001>*

1. Construction work covering an area of not less than 30,000 square meters; and

2. Construction work undertaken in an area designated by the Ordinance of the Ministry of Culture and Tourism from among the construction works whose site areas are each less than 30,000 square meters.

[This Article Newly Inserted by Presidential Decree No. 16413, Jun. 30, 1999]

Article 44 (Scope of General Movable Cultural Properties)

“Any cultural properties belonging to the movables from among cultural properties not designated” (herein after referred to as “general movable cultural properties”) to which the provisions of Article 21 (1) and (2) of the Act are applicable *mutatis mutandis* under Article 76 (1) of the Act, shall be writings, books, wooden printing blocks, pictures, sculptures, craft objects, archeological materials, natural history materials and folklore materials which have artistic and historical value worthy of protection, but the scope of such protection shall be prescribed by the Ordinance of the Ministry of Culture and Tourism. *<Amended by Presidential Decree No. 12895, Jan. 3, 1990; Presidential Decree No. 13869, Mar. 6, 1993; Presidential Decree No. 16347, May 24, 1999; Presidential Decree No. 16413, Jun. 30, 1999>*

Article 45 (Appraisal of General Movable Cultural Properties, etc.)

(1) When the Administrator of the Cultural Properties Administration intends to confirm a general movable cultural property pursuant to the provisions of Article 76 (2) of the Act, he shall have such items appraised by specialists. *<Amended by Presidential Decree No. 11696, May 10, 1985; Presidential Decree No. 12895, Jan. 3, 1990; Presidential Decree No. 13869, Mar. 6, 1993; Presidential Decree No. 16347, May 24, 1999>*

(2) Necessary matters concerning the qualification of persons who appraise, the procedure and method of the appraisal pursuant to the provisions of paragraph (1) shall be prescribed by the Ordinance of the Ministry of Culture and Tourism. *<Amended by Presidential Decree No. 12895, Jan. 3, 1990; Presidential Decree No. 13869, Mar. 6, 1993; Presidential Decree No. 16347, May 24, 1999>*

Article 46 (Approval of Business Plan and Report on Actual Records, etc.)

(1) The Foundation for the Preservation of Cultural Properties under Article 77-2 of the Act (hereinafter referred to as the “Foundation for Preservation”) shall prepare the business plan and the budget for the coming year not later than November 30 each year, and submit them to the Administrator of the Cultural Properties Administration, and obtain an approval thereof.

(2) When the Foundation for Preservation intends to alter the business plan and the budget approved under paragraph (1), it shall obtain an approval of such alteration from the Administrator of the Cultural Properties Administration.

(3) The Foundation for Preservation shall prepare the actual business records and the settlement of accounts for each business year, and submit them to the Administrator of the Cultural Properties Administration not later than the end of February of the next business year.

[This Article Newly Inserted by Presidential Decree No. 18026, Jun. 27, 2003]

Article 46-2 (Protection of World Heritage, etc.)

(1) The Administrator of the Cultural Properties Administration may conduct a regular monitoring (referring to the regular inspection activities to perform the duties for regular reports under the Convention concerning the Protection of the World Cultural and Natural Heritage; hereinafter the same shall apply) with regard to the current status and the preservation status of the registered world heritages, etc. in order to maintain and manage the world heritages, etc. under Article 78-2 (3) of the Act and to take measures necessary for their protection.

(2) The Administrator of the Cultural Properties Administration may request the head of local government having jurisdiction over the location of the registered world heritages, etc. to furnish the related data and opinions in accordance with the monitoring under paragraph (1).

(3) The head of local government in receipt of a request for furnishing the related data and opinions under paragraph (2) shall comply with it unless there exist any special grounds.

(4) Matters necessary for the methods and procedures, etc. for the monitoring under paragraph (1) shall be determined by the Administrator of the Cultural Properties Administration.

[This Article Newly Inserted by Presidential Decree No. 18026, Jun. 27, 2003]

Article 47 (Designation, etc. of Historic Sites within Boundary of Natural Park)

(1) Cases where the management authority for the natural park concerned is to be consulted pursuant to the provisions of Article 79 (1) of the Act shall be as follows:

1. In a case of Article 79 (1) 1 and 2 of the Act, designation of areas or districts not less than 30,000 square meters; and
2. In a case of Article 79 (1) 3 of the Act, all areas (in the case of restrictions under any of subparagraphs of Article 23 (1) of the Natural Parks Act, the acts to enlarge, remodel, rebuild, remove and paint the outside of State-designated cultural properties, City/*Do*-designated cultural properties, other cultural property materials and protected objects are excluded).
 (2) When the Administrator of the Cultural Properties Administration performs an act pursuant to any of subparagraphs of Article 79 (1) of the Act within a district of a park or park preservation district as prescribed by the Natural Parks Act, he shall notify the contents of such action to the competent management authority of the park: *Provided*, That this shall not apply where there was consultation for action pursuant to the provisions of the main sentence of Article 79 (1) of the Act. *<Amended by Presidential Decree No. 12895, Jan. 3, 1990; Presidential Decree No. 13869, Mar. 6, 1993; Presidential Decree No. 16347, May 24, 1999>*

Article 48 Deleted. *<by Presidential Decree No. 15598, Dec. 31, 1997>*

Article 49 (Procedures for Imposition and Collection of Fine for Negligence)

- (1) Where a fine for negligence as provided by Article 93 of the Act is to be imposed, after the examination or confirmation of the offences which have been committed, notices shall be made to the person subject to such fines for payment with indications of offences committed by him, or the method of challenging such measures and the amount of the fine for negligence in writing.
- (2) Where the Administrator of the Cultural Properties Administration, the head of *Si/Gun/Gu*, or the head of the *Gu* imposes a fine for negligence pursuant to paragraph (1), no proceedings shall be initiated for that offence before the expiration of ten or more days following the date of the notice so as to offer the person subject to potential fines for negligence the opportunity to make oral or written statement (including electronic documents). No statement of opinions until the expiration of the designated date shall be considered as the waiver of opinions. *<Amended by Presidential Decree No. 16347, May 24, 1999; Presidential Decree No. 18312, Mar. 17, 2004>*
- (3) In deciding the amount of the fine for negligence, the Administrator of the Cultural Properties Administration or the head of *Si/Gun/Gu* shall take into account the motives and consequences of such offences. *<Amended by Presidential Decree No. 16347, May 24, 1999>*
- (4) The procedures for the collection of fines for negligence shall be determined by the Ordinance of the Ministry of Culture and Tourism. *<Amended by Presidential Decree No. 16347, May 24, 1999>*
[This Article Newly Inserted by Presidential Decree No. 15079, Jun. 29, 1996]

ADDENDA

- (1) (Enforcement Date) This Decree shall enter into force on the date of its promulgation.
- (2) (Transitional Measures on Repairing Engineer, etc.) The repairing technician, the repairing skilled person and the repair business operator registered under previous provisions, before the enforcement of this Decree, shall be deemed to have been registered under this Decree.
- (3) (Transitional Measures on Granting of Compensation) The granting of compensation for the information before the enforcement of this Decree, shall apply to the previous provisions.
- (4) Omitted.

ADDENDUM *<Presidential Decree No. 11696, May 10, 1985>*

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

ADDENDA *<Presidential Decree No. 12068, Jan. 27, 1987>*

- (1) (Enforcement Date) This Decree shall enter into force on March 1, 1987.
- (2) (Transitional Measures concerning Settlement of Application for Permission, etc. of Alteration of Existing Condition) The previous provisions shall be applicable to a settlement of an application for a permission of existing condition alteration, etc. which falls under the revised provisions of Article 43 (2) 1, and is received by the Office of Cultural Properties before the enforcement of this Decree.

ADDENDA <Presidential Decree No. 12895, Jan. 3, 1990>

Article 1 (Enforcement Date)

This Decree shall enter into force on the date of its promulgation.
Articles 2 and 3 Omitted.

ADDENDUM <Presidential Decree No. 13500, Nov. 7, 1991>

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

ADDENDA <Presidential Decree No. 13869, Mar. 6, 1993>

Article 1 (Enforcement Date)

This Decree shall enter into force on the date of its promulgation.
Articles 2 through 4 Omitted.

ADDENDA <Presidential Decree No. 14399, Oct. 7, 1994>

Article 1 (Enforcement Date)

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

Article 2 (Transitional Measures concerning Repair of Plants as Natural Monument)

Notwithstanding the amended provisions of Articles 7 (2), 10 (2) and 12, the repair for plants as a natural monument, may be made pursuant to the previous provisions until December 31, 1995.

Article 3 (Transitional Measures concerning Person Holding Certificate of Completion for Education for Initiating Important Intangible Cultural Property)

Any person who has a certificate of completion for the education for initiating important intangible cultural property delivered pursuant to the previous provisions at the time when this Decree enters into force, shall be considered to have the certificate of completion delivered under this Decree.

Article 4 (Transitional Measures concerning Assistant to Education for Initiating Important Intangible Cultural Property)

Any person who is selected as a candidate for a holder of important intangible cultural property, an assistant instructor of initiating education, or a musician pursuant to the previous provisions at the time when this Decree enters into force, shall be considered to have been selected as an assistant to the education for initiating the important intangible cultural property under this Decree: *Provided*, That the appellation shall be subject to the previous provisions.

Article 5 (Transitional Measures concerning Students on Initiation Scholarship)

Any person who is selected as a student on the scholarship for initiation pursuant to the previous provisions, at the time when this Decree enters into force, shall be considered to have been selected as a student on scholarship for initiation under this Decree.

ADDENDA <Presidential Decree No. 14750, Aug. 17, 1995>

- (1) (Enforcement Date) This Decree shall enter into force on the date of its promulgation: *Provided*, That the amended provisions of Article 31-2 shall enter into force on January 1, 1996.
- (2) (Example of Application to Construction Work) The amended provisions of Article 31-2 shall apply to a construction work for a single house, under the execution at the time when this Decree enters into force, and for which it is permitted to excavate any buried cultural property under the proviso of Article 44 (1) of the Act after this Decree comes into force.

ADDENDA <Presidential Decree No. 15079, Jun. 29, 1996>

- (1) (Enforcement Date) This Decree shall enter into force on July 1, 1996.

(2) (Transitional Measures relating to Post-qualification Training) A person who has obtained post-qualification training pursuant to the previous provisions at the time when this Decree enters into force, shall be deemed to have had post-qualification training in accordance with this Decree.

ADDENDUM <Presidential Decree No. 15598, Dec. 31, 1997>

This Decree shall enter into force on January 1, 1998.

ADDENDA <Presidential Decree No. 15690, Feb. 28, 1998>

Article 1 (Enforcement Date)

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

Article 2 Omitted.

ADDENDA <Presidential Decree No. 16347, May 24, 1999>

Article 1 (Enforcement Date)

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

Articles 2 through 8 Omitted.

ADDENDA <Presidential Decree No. 16413, Jun. 30, 1999>

(1) (Enforcement Date) This Decree shall enter into force on July 1, 1999.

(2) (Transitional Measures concerning Scope of Excavation Costs Borne by State) The scope of construction works in which the State or a local government bears costs for excavating buried cultural properties from among buried cultural properties, the excavation of which is permitted under the provisions of the proviso of Article 44 (1) of the Act at the time when this Decree enters into force, shall be dealt with according to the previous provisions notwithstanding the amended provisions of Article 31-2.

(3) (Transitional Measures concerning Persons Earning Education for Specialization Completion Certificates on Major Cultural Properties) Persons, who are issued with education for specialization completion certificates under the previous provisions at the time when this Decree enters into force, shall be deemed to be issued with them under this Decree.

(4) Omitted.

ADDENDUM <Presidential Decree No. 16902, Jul. 10, 2000>

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

ADDENDA <Presidential Decree No. 17048, Dec. 29, 2000>

Article 1 (Enforcement Date)

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

Articles 2 through 8 Omitted.

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. 17279, Jun. 30, 2001>

(1) (Enforcement Date) This Decree shall enter into force on July 1, 2001.

(2) (Application Examples for Evaluation of Repair Work Done for Cultural Properties) The amended provisions of Article 9 shall apply starting with the repair work for which an order is placed after January 1, 2002.

(3) (Application Examples for Scope of Construction Work Whose Cost is Borne by State or Local Government for Excavation of Cultural Properties) The amended provisions of Article 31-2 shall apply starting with the portion of the construction work that starts first after the enforcement of this Decree.

(4) (Application Examples for Scope of Construction Work Subject to Requirement of Surface

Survey of Cultural Properties) The amended provisions of subparagraph 2 of Article 43-3 shall apply starting with the portion of the construction work that starts first after the enforcement of this Decree.

(5) (Transitional Measures concerning Assistants to Education for Specialization on Important Intangible Cultural Properties) Any person who is an assistant selected to the education for specialization for holders of important intangible cultural properties under the previous provisions at the time this Decree enters into force (including candidate holders of important intangible cultural properties who are deemed assistants to the education for specialization on important intangible cultural properties under Article 4 of the Addenda of the Enforcement Decree amended by the Presidential Decree No. 14399 of the Protection of Cultural Properties Act or assistants to the education for specialization) shall be deemed an assistant selected under this Decree to the education for specialization on important intangible cultural properties: *Provided*, That the names of candidate holders of important intangible cultural properties, assistants to the education for specialization and assistants to the education for specialization on important intangible cultural properties shall be governed by the previous provisions.

ADDENDUM <Presidential Decree No. 17952, Apr. 4, 2003>

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

ADDENDA <Presidential Decree No. 18026, Jun. 27, 2003>

(1) (Enforcement Date) This Decree shall enter into force on July 1, 2003.

(2) (Application Example to Period of Liability of Warranty against Defects by Type of Repair Works) The period of liability of warranty against defects by type of repair works under the provisions of Article 11 shall apply starting with the portion of works to be ordered after the enforcement of this Decree.

ADDENDA <Presidential Decree No. 18146, Nov. 29, 2003>

Article 1 (Enforcement Date)

This Decree shall enter into force on November 30, 2003. (Proviso Omitted.)

Articles 2 through 15 Omitted.

ADDENDUM <Presidential Decree No. 18312, Mar. 17, 2004>

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