

FRAMEWORK ACT ON THE MANAGEMENT OF DISASTERS AND SAFETY

CHAPTER I GENERAL PROVISIONS

Article 1 (Purpose)

The purpose of this Act is to establish disaster and safety management systems of the State and local governments and to prescribe matters necessary for the disaster prevention, preparedness, response, and recovery, activities for safety culture, and disaster and safety management, in order to preserve national land against various disasters and to protect citizens' lives, bodies, and property. (Amended on Aug. 6, 2013)

[This Article Wholly Amended on Jun. 8, 2010]

Article 2 (Basic Ideology)

The basic concept of this Act is to affirm that the basic obligation of the State and local governments is to prevent disasters and to minimize damage from disasters, in the event of a disaster, and to ensure that citizens may live in a safe society from any disasters, by preferentially addressing safety when all citizens, the State and local governments perform any conduct relating to the safety of lives and physical safety of citizens and to the protection of their property.

[This Article Wholly Amended on Jun. 8, 2010]

Article 3 (Definitions)

The definitions of terms used in this Act shall be as follows: (Amended on Dec. 29, 2009; Mar. 29, 2011; Feb. 22, 2012; Mar. 23, 2013; Aug. 6, 2013; Nov. 19, 2014; Dec. 30, 2014; Jul. 24, 2015; Jan. 7, 2016; Jan. 17, 2017; Jul. 26, 2017; Sep. 18, 2018; Mar. 26, 2019; Dec. 3, 2019; Jun. 9, 2020, Dec. 22, 2020.)

1. The term "disaster" means any of the following which actually causes or is likely to cause any harm to the lives, bodies, and property of citizens and the State:
 - (a) Natural disasters: Disasters caused by a typhoon, flood, downpour, strong wind, wind and waves, tidal wave, heavy snowfall, lightning, cold wave, lightning, drought, heat wave, earthquake, sand and dust, hypertrophied of algae, ebb and flow, volcanic activity, crash or collision of a natural space object, such as an asteroid and meteoroid, and other natural phenomena equivalent thereto;
 - (b) Social accidents: Damage, beyond the scale prescribed by Presidential Decree, caused by a fire, collapse, explosion, traffic accidents (including aviation accidents and marine accidents), chemical, biological, and radioactive accidents, environmental pollution incidents, etc.; damage caused by the paralyzation of the national core infrastructure; and damage caused by the spread, etc. of infectious diseases under the Infectious Disease Control and Prevention Act, contagious animal diseases under the Act on the Prevention of Contagious Animal Diseases, or damage by fine dust, etc. under the Special Act on the Reduction and Management of Fine Dust;
 - (c) Deleted; (Aug. 6, 2013)
2. The term "overseas disaster" means a disaster that actually causes or is likely to cause any harm to the lives, bodies, and property of citizens of the Republic of Korea outside the territory of the Republic of Korea, and which shall be handled by the Government;
3. The term "disaster management" means all activities performed for disaster prevention, preparedness, response, and recovery;

4. The term "safety management" means all activities performed to protect people's lives, bodies, and property from disasters or various other accidents;
- 4 The term "safety standards" means the standards that systemize the technical standards that should be applied to ensure safety during the process of manufacturing, maintaining, and managing various facilities, materials, etc., and the fields, scope, etc. of safety standards shall be prescribed by Presidential Decree;
5. The term "disaster management agency" means any of the following agencies which performs disaster management affairs:
- (a) Central administrative agencies and local governments (including administrative agencies specified in Article 10 (2) of the Special Act on the Establishment of Jeju Special Self-Governing Province and the Development of Free International City);
- (b) Local administrative agencies, public institutions, public organizations (including local organizations, such as branch offices of the said public institutions and public organizations), and agencies prescribed by Presidential Decree that manage important facilities subject to disaster management;
- 5 The term "disaster management supervision agency" means any related central administrative agency prescribed by Presidential Decree to supervise the performance of affairs related to the prevention, preparedness, response, and recovery from disasters or various other accidents by type thereof;
6. The term "emergency rescue" means life rescue, first aid, and all necessary emergency measures performed by emergency rescue agencies and emergency rescue and relief support agencies in order to protect lives, bodies, and property of citizens where a disaster is likely to occur or actually occurs;
7. The term "emergency rescue agency" means the National Fire Agency, fire headquarters, and fire stations: *Provided*, That in cases of disasters that occur on the sea, it refers to the Korea Coast Guard, regional coast guards, and coast guard stations;
8. The term "emergency rescue and relief support agency" means any agency or organization prescribed by Presidential Decree, equipped with human resources, installations, equipment, operation systems, etc. necessary for emergency rescue and relief service;
9. The term "national disaster management standard" means the standard which uniformly simplifies and systematizes all processes of disaster management to be used for all types of disasters and which is publicly announced by the Minister of the Interior and Safety;
- 9 The term "activities for safety culture" means activities for making a society safe from disasters or various other accidents, such as enhancing the value and awareness of safety, improving safety habits, etc. through safety education, safety training, public relations, etc.;
- 9 "Vulnerable groups" means groups vulnerable to disasters due to physical, social or economic factors, such as children, senior citizens, persons with disabilities, and low-income people;
- 11 The term "disaster management information" means information necessary for disaster management, such as information on emergency cases, available resources and facilities, and geographic information;
- 11 The term "mandatory disaster insurance" means an insurance or mutual aid, for which the purchase of a regular person is mandatory pursuant to this Act or a mutual aid agreement, for which people's safety or physical safety will be compensated for any damage that occurs, if any damage occurs to a person, in cases of any disaster or other loss;
- 11 The term "disaster and safety communications network" means a wireless communications network built and operated by a disaster management agency, emergency rescue agency, or emergency rescue

e and relief support agency to use for disaster management affairs or for consolidated supervision at disaster scenes:

1 The term "national core infrastructure" means facilities, information technology systems, assets, etc. that may seriously affect the national economy, the safety and health of the people, and core functions of the Government, such as energy, information and communications, transportation, health and medical services.

[This Article Wholly Amended on Jun. 8, 2010]

Article 4 (Responsibilities of the State and Other Entities)

- (1) The State and local governments shall be responsible for protecting lives, bodies, and property of people from disasters or various other accidents, shall endeavor to prevent disasters or various other accidents and to mitigate damage therefrom, and shall formulate and implement plans to promptly deal with and recover from the damage. (Amended on Aug. 6, 2013)
- (2) The State and local governments shall actively disclose information about safety and shall make such information available to any person for his or her convenience. (Newly Inserted on Dec. 3, 2019)
- (3) The head of a disaster management agency referred to in subparagraph 5 (b) of Article 3 shall formulate and implement a safety management plan relating to his/her duties, and cooperate with a Special Metropolitan City, Metropolitan City, Special Self-Governing City, *Do*, Special Self-Governing Province (hereinafter referred to as "City/Do"), or *Si* (including administrative *Sis* specified in Article 10 (2) of the Special Act on the Establishment of *Jeju* Special Self-Governing Province and the Development of Free International City; hereinafter the same shall apply) / *Gun* / *Gu* (referring to an autonomous *Gu*; hereinafter the same shall apply) having jurisdiction over his/her agency in performing disaster and safety management affairs. (Amended on Feb. 22, 2012; Dec. 30, 2014; Jul. 24, 2015; Dec. 3, 2019)

[This Article Wholly Amended on Jun. 8, 2010]

Article 5 (Responsibilities of Citizens)

People shall fully cooperate with the State and local governments in performing disaster and safety management affairs, and endeavor to protect buildings and facilities they own or use from any disaster or various other accidents. (Amended on Aug. 6, 2013)

[This Article Wholly Amended on Jun. 8, 2010]

Article 6 (General Control and Coordination of Affairs Related to Disaster and Safety Management)

The Minister of the Interior and Safety shall exercise general control over and provide coordination of affairs related to disaster and safety management performed by the State and local governments. (Amended on Jul. 26, 2017)

[This Article Newly Inserted on Dec. 30, 2014]

Article 7 Deleted. (Aug. 6, 2013)

Article 8 (Relationship with Other Acts)

- (1) Where other Acts on disaster and safety management are enacted or amended, they shall be in compliance with the purpose and basic concept of this Act.
- (2) Except as otherwise provided in other Acts, such as the Countermeasures against Natural Disasters Act, this Act shall apply to disaster and safety management affairs. (Amended on Aug. 6, 2013)

(3) Deleted. <Aug. 6, 2013>

(4) Deleted <Aug. 6, 2013>

[This Article Wholly Amended on Jun. 8, 2010]

CHAPTER II SAFETY MANAGEMENT ORGANIZATIONS AND FUNCTIONS THEREOF

SECTION 1 Central Safety Management Committee

Article 9 (Central Safety Management Committee)

- (1) A Central Safety Management Committee (hereinafter referred to as the "Central Committee") shall be established under the jurisdiction of the Prime Minister in order to deliberate on the following matters related to disaster and safety management: <Amended on Aug. 6, 2013; Dec. 30, 2014; Jan. 7, 2016; Jun. 9, 2020>
1. Matters concerning the important policies on disaster and safety management;
 2. Matters concerning the Master Plan for National Safety Management under Article 22;
 - 2-2. Matters concerning any medium-term project plan related to disaster and safety management projects, opinions on investment priority, and the budget requests provided for in Article 10-2;
 3. Matters concerning the coordination of disaster and safety management affairs, such as plans, inspections and examinations, education and training, and evaluation, that are formulated and implemented by the heads of central administrative agencies;
 - 3-2. Matters concerning the management of safety standards;
 4. Matters concerning the declaration of disaster emergency under Article 36;
 5. Matters concerning the declaration of special disaster areas under Article 60;
 6. Important matters concerning cooperation among related agencies for disaster management where disasters or various other accidents occur or are likely to occur;
 - 6-2. Matters concerning the management and operation of mandatory disaster insurance;
 7. Matters concerning the promotion of projects for preventing disasters and accidents prescribed by Presidential Decree, which are implemented by the heads of central administrative agencies;
 8. Other matters the Chairperson brings to a meeting for deliberation.
- (2) The Prime Minister shall serve as the Chairperson of the Central Committee, and the heads of central administrative agencies or related institutions or organizations prescribed by Presidential Decree shall serve as the members of the Central Committee.
- (3) The Chairperson of the Central Committee shall represent the Central Committee and exercise general control over its affairs. <Newly Inserted on Feb. 22, 2012>
- (4) The Central Committee shall have one executive-secretary, and the Minister of the Interior and Safety shall be the executive-secretary. <Amended on Aug. 6, 2013; Nov. 19, 2014; Dec. 30, 2014; Jul. 26, 2017>
- (5) Where the Chairperson of the Central Committee is unable to perform any of his/her duties due to any accident or extenuating circumstance, his/her duties shall be performed on his/her behalf by the Minister of the Interior and Safety, or by the head of another central administrative agency, in the order prescribed by Presidential Decree. <Amended on Aug. 6, 2013; Nov. 19, 2014; Jul. 26, 2017>
- (6) Where the Minister of the Interior and Safety, etc. performs any of the duties of the Chairperson of the Central Committee on his/her behalf under paragraph (5), the Administrator of the National Disaster and Safety Management Administration under the Ministry of the Interior and Safety shall perform

m the duties of the executive–secretary of the Central Committee on his/her behalf. (Amended on Aug. 6, 2013; Nov. 19, 2014; Dec. 30, 2014; Jul. 26, 2017)

- (7) Where any affair referred to in subparagraphs of paragraph (1) is related to national security, the Central Committee shall consult thereon with the National Security Council. (Amended on Aug. 6, 2013)
- (8) The Chairperson of the Central Committee may, in connection with the affairs under his/her jurisdiction, request the heads of disaster management agencies or related persons to submit data, to state their opinions, or to provide cooperation for other necessary matters. In such cases, persons in receipt of such request shall comply therewith, unless there is a compelling reason not to do so. (Newly Inserted on Aug. 6, 2013)
- (9) Necessary matters concerning the organization, operation, etc. of the Central Committee shall be prescribed by Presidential Decree. (Amended on Feb. 22, 2012; Aug. 6, 2013)
- [This Article Wholly Amended on Jun. 8, 2010]

Article 9–2 Deleted. (Aug. 6, 2013)

Article 10 (Safety Policy Coordination Committee)

- (1) A Safety Policy Coordination Committee (hereinafter referred to as the "Coordination Committee") shall be established under the Central Committee in order to pre–examine the agenda items to be submitted to the Central Committee for deliberation and to perform the following duties: (Amended on Jan. 7, 2016; Dec. 3, 2019; Jun. 9, 2020)
1. Prior coordination of the matters under Article 9 (1) 3, 3–2, 6, 6–2, and 7;
 2. Deliberation on the implementation plans under Article 23;
 3. Deliberation on the designation of national core infrastructure under Article 26;
 4. Deliberation on the comprehensive plans for technology development for disaster and safety management under Article 71–2;
 5. Other matters delegated by the Central Committee.
- (2) The Minister of the Interior and Safety shall serve as the Chairperson of the Coordination Committee, and persons appointed or commissioned by the Chairperson, from among the Vice Ministers of central administrative agencies prescribed by Presidential Decree, other public officials of vice ministerial rank, and persons with extensive knowledge of and experience in disaster and safety management, shall be the members thereof. (Amended on Nov. 19, 2014; Jul. 26, 2017)
- (3) The Coordination Committee shall have one executive–secretary member, and the Administrator of the National Disaster and Safety Management Administration under the Ministry of the Interior and Safety shall be the executive–secretary member. (Amended on Nov. 19, 2014; Jul. 26, 2017)
- (4) The Coordination Committee may establish the working committees to efficiently deal with its affairs. (Amended on Dec. 30, 2014)
- (5) The Chairperson of the Coordination Committee shall report to the Chairperson of the Central Committee the results of deliberation and coordination of the important matters prescribed by Presidential Decree among the matters deliberated upon and coordinated by the Coordination Committee under paragraph (1).
- (6) The Chairperson of the Coordination Committee may examine the performance status of the matters deliberated upon and coordinated by the Central Committee or the Coordination Committee and report the results thereof to the Central Committee.
- (7) Necessary matters concerning the organization, operation, etc. of the Coordination Committee and

working committees under paragraph (4) shall be prescribed by Presidential Decree. (Amended on Dec. 30, 2014)

[This Article Wholly Amended on Aug. 6, 2013]

Article 10-2 (Prior Consultation, etc. on Budget for Disaster and Safety Management Projects)

- (1) The head of any relevant central administrative agency shall submit a medium-term project plan related to disaster and safety management projects (referring to the projects that the Minister of the Interior and Safety determines in consultation with the Minister of Economy and Finance ; hereafter in this Article and Article 10-3, the same shall apply) among the medium-term project plans to be submitted to the Minister of Economy and Finance under Article 28 of the National Finance Act and the opinion of the relevant agency on investment priority, to the Minister of the Interior and Safety, by no later than January 31 each year. (Amended on Jul. 26, 2017)
- (2) The head of any relevant central administrative agency shall submit a budget request related to disaster and safety management projects among the budget requests to be submitted to the Minister of Economy and Finance under Article 31 (1) of the National Finance Act, to the Minister of the Interior and Safety, by no later than May 31 each year. (Amended on Jul. 26, 2017)
- (3) The Minister of the Interior and Safety shall examine the medium-term project plans, opinions on investment priority, and budget requests referred to in paragraphs (1) and (2) and notify the following matters to the Minister of Economy and Finance by no later than June 30 each year, following deliberation by the Central Committee: (Amended on Jul. 26, 2017)
 1. Direction of investment in disaster and safety management projects;
 2. Matters concerning the investment priority of disaster and safety management projects, appropriateness of investment, direction of priority implementation, etc. by relevant central administrative agency;
 3. Results of examination of the similarity and overlapping of disaster and safety management projects;
 4. Other matters necessary to improve efficiency of the investment in disaster and safety management projects.
- (4) The Minister of Economy and Finance shall compile a budget plan for disaster and safety management projects, based on the results notified under paragraph (3), unless there is a compelling reason not to do so, such as where the national financial status does not coincide with the principle for financial management.

[This Article Newly Inserted on Dec. 30, 2014]

Article 10-3 (Evaluation on Disaster and Safety Management Projects)

- (1) The Minister of the Interior and Safety shall annually evaluate the effectiveness and efficiency of disaster and safety management projects and notify the heads of the relevant central administrative agencies of the findings of such evaluation. (Amended on Jul. 26, 2017)
- (2) For conducting evaluation under paragraph (1), the Minister of the Interior and Safety may request the head of a central administrative agency, the head of a local government, etc. to submit materials on outcomes, etc. of disaster and safety management projects performed by the relevant agency. In such cases, the head of a central administrative agency, the head of a local government, etc. in receipt of a request to submit materials shall comply therewith, unless there is a compelling reason not to do so. (Amended on Jul. 26, 2017)
- (3) The heads of relevant central administrative agencies shall reflect the findings of evaluation conduct

ed under paragraph (1) in disaster and safety management projects of the following year.

(4) Matters necessary for the scope, methods, etc. of evaluation under paragraph (1) shall be prescribed by Presidential Decree.

[This Article Newly Inserted on Dec. 30, 2014]

Article 10-4 (Prior Consultation on Budget for Disaster and Safety Management Projects of Local Government)

(1) Before formulating a budget pursuant to Article 36 of the Local Finance Act, the head of a local government shall examine the priority of investment in the following disaster and safety management projects, considering matters prescribed by Ordinance of the Ministry of the Interior and Safety, such as the performance and outcomes of the execution of such projects and the necessity to implement such projects in the future, and shall submit the relevant project to a City/*Do* Safety Management Committee or *Si/Gun/Gu* Safety Management Committee under Article 11:

1. Establishment and operation of a disaster and safety management system;
 2. Construction of facilities for disaster and safety management purposes and enhancement of their functions;
 3. Eliminating the risk factors in areas and facilities vulnerable to disasters and restoring their functions;
 4. Education, training and publicity concerning disaster safety;
 5. Other projects determined by the Ordinance of the Ministry of the Interior and Safety, related to disaster and safety management.
- (2) The Minister of the Interior and Safety may request the head of a local government to submit the results of deliberation under paragraph (1). In such cases, the heads of the relevant local governments shall, in receipt of such request, comply therewith, except in extenuating circumstances.
- (3) The head of a local government shall submit the current state of the budget for disaster and safety management projects under paragraph (1) to the Minister of Interior and Safety within two months from the date the budget of the relevant local government is finalized. In such cases, the head of a *Si* (excluding administrative Mayors prescribed in Article 11 (1) of the Special Act on the Establishment of Jeju Special Self-Governing Province and the Development of Free International City; hereafter the same shall apply in this Article), *Gun*, *Gu* (referring to the head of an autonomous *Gu*; hereinafter the same shall apply) shall submit it through the Special Metropolitan City Mayor, a Metropolitan City Mayor or a *Do* Governor.
- (4) The head of a local government shall submit the current status of the settlement of accounts of disaster and safety management projects under paragraph (1) to the Minister of the Interior and Safety within two months from the date the settlement of accounts of the relevant local government is approved. In such cases, the head of a *Si/Gun/Gu* shall submit it through the Special Metropolitan City Mayor, a Metropolitan City Mayor, or a *Do* Governor.

[This Article Newly Inserted on Jun. 9, 2020]

Article 11 (Local Committees)

(1) In order to deliberate on and coordinate the following matters related to disaster and safety management by area, a City/*Do* safety management committee (hereinafter referred to as the "City/*Do* committee") shall be established under the jurisdiction of a Special Metropolitan City Mayor, a Metropolitan City Mayor, a Special Self-Governing City Mayor, a *Do* Governor, and a Special Self-Governing Province Governor (hereinafter referred to as "Mayor/*Do* Governor"), respectively, and a *Si/Gun/Gu* safety management committee (hereinafter referred to as the "*Si/Gun/Gu* committee") shall be established

hed under the jurisdiction of the head of a *Si* (including the head of an administrative *Si* specified in Article 11 (1) of the Special Act on the Establishment of *Jeju* Special Self-Governing Province and the Development of Free International City; hereinafter the same shall apply) / *Gun/Gu*): (Amended on Feb. 22, 2020; Aug. 6, 2013; Dec. 30, 2014; Jul. 24, 2015; Jun. 9, 2020)

1. Matters concerning the disaster and safety management policies for the relevant area;
 2. Matters concerning the safety management plans under Article 24 or 25;
 3. Matters concerning the progress of disaster and safety management affairs conducted by the disaster management agency having jurisdiction over the relevant area (excluding central administrative agencies and superior local governments);
 4. Matters concerning cooperation among related agencies for disaster management where any disaster or various other accident occurs or is likely to occur;
 5. Matters falling under the authority of the relevant committee pursuant to any other statute or municipal ordinance;
 6. Other matters submitted by the chairperson of the relevant committee to a meeting for deliberation.
- (2) A Mayor/*Do* Governor shall serve as the Chairperson of the relevant City/*Do* committee, and the head of a *Si/Gun/Gu* shall serve as the chairperson of the relevant *Si/Gun/Gu* committee.
- (3) In order to examine the bills to be referred to the meetings of a City/*Do* committee or a *Si/Gun/Gu* committee (hereinafter referred to as "local committees") and to consult, coordinate, etc. with related agencies on disaster and safety management, a working committee for safety policy coordination may be established under the jurisdiction of the relevant local committee. (Amended on Aug. 6, 2013)
- (4) Deleted. (Aug. 6, 2013)
- (5) Necessary matters concerning the organization and operation of local committees and working committees for safety policy coordination referred to in paragraph (3) shall be prescribed by municipal ordinance of the relevant local government. (Amended on Aug. 6, 2013)
- [This Article Wholly Amended on Jun. 8, 2010]

Article 12 (Disaster Broadcasting Consultative Committee)

- (1) For efficiently performing disaster broadcasting for the prediction, alert, and notification of a disaster or for the emergency measures and disaster management, a Central Disaster Broadcasting Consultative Committee may be established under the Central Committee.
 - (2) For efficiently performing disaster broadcasting for the prediction, alert, and notification of a disaster or for the emergency measures and disaster management at a local level, a City/*Do* or *Si/Gun/Gu* disaster broadcasting consultative committee (hereafter referred to as "local disaster broadcasting consultative committee" in this Article) may be established under the relevant local committee.
 - (3) Matters necessary for the organization and operation of the Central Disaster Broadcasting Consultative Committee shall be prescribed by Presidential Decree, and matters necessary for the organization and operation of a local disaster broadcasting consultative committee shall be prescribed by ordinance of the relevant local government.
- [This Article Wholly Amended on Aug. 6, 2013]

Article 12-2 (Private-Public Cooperative Safety Management Committee)

- (1) For the efficient private-public cooperative relationship for disaster and safety management, the Chairperson of the Coordination Committee may organize and operate a Central Private-Public Cooperative Safety Management Committee (hereinafter referred to as the "Central Private-Public Cooperative Committee"). (Amended on Dec. 30, 2014)

- (2) For the efficient private–public cooperative relationship for disaster and safety management at a local level, the Chairperson of a local coordination committee may organize and operate a City/*Do* or *Si/Gun/Gu* private–public cooperative safety management committee (hereafter referred to as "local private–public cooperative committee" in this Article).
- (3) Necessary matters concerning the organization and operation of the Central Private–Public Cooperative Committee shall be prescribed by Presidential Decree, and necessary matters concerning the organization and operation of a local private–public cooperative committee shall be prescribed by municipal ordinance of the relevant local government.
- [This Article Newly Inserted on Aug. 6, 2013]

Article 12-3 (Functions of Central Private–Public Cooperative Committee)

- (1) Functions of the Central Private–Public Cooperative Committee shall be as follows:
1. Consultation on private–public cooperative activities for disaster and safety management;
 2. Consultation on efficient management plans for private–public cooperative projects for disaster and safety management;
 3. Monitoring and provision of information at ordinary time on risk factors of disaster and safety management and vulnerable facilities;
 4. Consultation on mobilization of human and material resources, participation in life rescue and damage restoration, provision of services to support victimized residents, etc. when any disaster occurs.
- (2) Meetings of the Central Private–Public Cooperative Committee may be convoked by a co-chairperson in any of the following cases:
1. Where it is necessary to take private–public cooperative measures due to the occurrence of any large-scale disaster referred to in Article 14 (1);
 2. Where at least a quarter of all incumbent members request the convocation of a meeting;
 3. Other cases where a co-chairperson deems it necessary to convoke a meeting.
- (3) In order to support the functions of the Central Private–Public Cooperative Committee, such as prompt participation in a disaster response, where any disaster occurs, the Central Private–Public Cooperative Committee may establish rapid disaster response groups, as prescribed by Presidential Decree.
- [This Article Newly Inserted on Dec. 30, 2014]

Article 13 (Support for and Guidance of Local Committees, etc.)

The Minister of the Interior and Safety may provide necessary support and guidance in the operation of City/*Do* committees and in the disaster and safety management affairs of local governments, and a Mayor/*Do* Governor may provide necessary support and guidance in the operation of *Si/Gun/Gu* committees within the competent jurisdiction and in the disaster and safety management affairs of *Sis/Guns/Gus*. (Amended on Mar. 23, 2013; Aug. 6, 2013; Nov. 19, 2014; Jul. 26, 2017)

[This Article Wholly Amended on Jun. 8, 2010]

SECTION 2 Central Disaster and Safety Countermeasures Headquarters

Article 14 (Central Disaster and Safety Countermeasure Headquarters)

- (1) The Central Disaster and Safety Countermeasure Headquarters (hereinafter referred to as the "Central Countermeasure Headquarters") shall be established under the jurisdiction of the Ministry of the Interior and Safety in order to exercise general control over, and to coordinate matters concerning the response and recovery (hereinafter referred to as "management") from large-scale disasters presc

- ribed by Presidential Decree (hereinafter referred to as "large-scale disasters"), and to take necessary measures. (Amended on Mar. 23, 2013; Aug. 6, 2013; Nov. 19, 2014; Dec. 30, 2014; Jul. 26, 2017)
- (2) The Central Countermeasure Headquarters shall have the head and the vice head thereof. (Newly Inserted on Dec. 30, 2014)
- (3) The Minister of the Interior and Safety shall serve as the head of the Central Countermeasure Headquarters (hereinafter referred to as "head of the Central Countermeasure Headquarters") and exercise general control over the functions of the Central Countermeasure Headquarters, and may convene a meeting of the Central Disaster and Safety Countermeasure Headquarters if deemed necessary: *Provided*, That in cases of overseas disasters, the Minister of Foreign Affairs shall exercise the authority of the head of the Central Countermeasure Headquarters, and in cases of radioactive disasters defined in Article 2 (1) 8 of the Act on Physical Protection and Radiological Emergency, the head of the Central Radioactive Disaster Prevention and Response Headquarters referred to in Article 25 of the same Act shall exercise the authority of the head of the Central Countermeasure Headquarters, respectively. (Amended on Feb. 22, 2012; Mar. 23, 2013; Aug. 6, 2013; Nov. 19, 2014; Dec. 30, 2014; Jul. 26, 2017)
- (4) Notwithstanding paragraph (3), the Prime Minister may exercise the authority of the Central Countermeasure Headquarters in any of the following cases for the efficient management of disasters. In such cases, the Minister of the Interior and Safety, the Minister of Foreign Affairs (limited to cases of overseas disasters), or the Chairperson of the Nuclear Safety and Security Commission (limited to cases of radioactive disasters) shall be the vice head: (Amended on Dec. 30, 2014; Jul. 26, 2017)
1. Where the Prime Minister deems a Government-wide integrated response is necessary;
 2. Where the Minister of the Interior and Safety recommends such exercise of the authority to the Prime Minister or where the Minister of the Interior and Safety recommends it to the Prime Minister upon the request of the head of a disaster management headquarters under Article 15-2 (2).
- (5) Notwithstanding paragraph (4), the head of a central administrative agency designated by the Prime Minister as deemed necessary shall be the Vice-Minister jointly with the Minister of the Interior and Safety, the Minister of Foreign Affairs (limited to cases of overseas disasters) or the Chairperson of the Nuclear Safety and Security Commission (limited to cases of radioactive disasters). (Newly Inserted on Jun. 9, 2020)
- (6) Where a large-scale disaster occurs or is likely to occur, the head of the Central Countermeasure Headquarters shall prepare a system to efficiently respond to the relevant large-scale disaster, such as organization of working groups and establishment of the control center of the Central Disaster and Safety Countermeasure Headquarters, as prescribed by Presidential Decree. In such cases, such control center may combine and operate human resources, equipment, facilities, etc., together with the Central Disaster and Safety Management Center under Article 18 (1) 1. (Amended on Dec. 30, 2014; Jun. 9, 2020)
- (7) Necessary matters concerning the organization and operation of the Central Countermeasure Headquarters referred to in paragraph (1) and the meetings of the Central Disaster and Safety Countermeasure Headquarters referred to in paragraph (3) shall be prescribed by Presidential Decree. (Amended on Aug. 6, 2013; Dec. 30, 2014; Jun. 9, 2020)
- [This Article Wholly Amended on Jun. 8, 2010]

Article 14-2 (Dispatch of Management Support Groups)

- (1) In order to support management of a large-scale disaster occurred or has risk of outbreak in the Republic of Korea or abroad, the head of the Central Countermeasure Headquarters may organize mana

gement support groups comprised of experts, etc. of disaster management who belong to the relevant central administrative agencies and the relevant institutions and organizations and dispatch them to the disaster scene. <Amended on Dec. 3, 2019>

- (2) In order to promptly support activities, such as rescue, relief, and search, the head of the Central Countermeasure Headquarters may organize special rescue task forces comprised of specialized human resources belonging to the Ministry of the Interior and Safety, the National Fire Agency, or the Korea Coast Guard and dispatch them to the disaster scene. <Amended on Jul. 26, 2017>
- (3) Necessary matters concerning the composition and operation of management support groups and the organization and dispatch of special rescue task forces, and other necessary matters shall be prescribed by Presidential Decree.

[This Article Newly Inserted on Dec. 30, 2014]

Article 15 (Authority of Head of Central Countermeasure Headquarters)

- (1) The head of the Central Countermeasure Headquarters may request the heads of related disaster management agencies to take administrative and financial measures, to dispatch staff members under his/her command, and to render any other necessary support for efficiently managing large-scale disasters. In such cases, the heads of relevant disaster management agencies in receipt of such request shall comply therewith, unless there is a compelling reason not to do so. <Amended on Aug. 6, 2013>
- (2) Each staff member dispatched under paragraph (1) shall conscientiously perform the duties of his/her agency which are necessary for managing a large-scale disaster, and render full-time services at the Central Countermeasure Headquarters until the management of the large-scale disaster is completed. <Amended on Aug. 6, 2013>
- (3) The head of the Central Countermeasure Headquarters may supervise the heads of disaster management headquarters under Article 15-2 (2) and the heads of local countermeasure headquarters under Article 16 (2) to the extent necessary for managing the relevant large-scale disaster. <Amended on Aug. 6, 2013>
- (4) Deleted <Aug. 6, 2013>
- (5) Deleted. <Aug. 6, 2013>
- (6) Deleted. <Aug. 6, 2013>
- (7) Deleted. <Aug. 6, 2013>

[This Article Wholly Amended on Jun. 8, 2010]

[Title Amended on Aug. 6, 2013]

Article 15-2 (Central and Regional Disaster Management Headquarters)

- (1) Where any disaster occurs or is likely to occur, the head of a disaster management supervision agency shall promptly establish and operate the central disaster management headquarters (hereinafter referred to as "disaster management headquarters") to efficiently manage the disaster situation and the disaster.
- (2) The head of a disaster management headquarters (hereinafter referred to as "head of a disaster management headquarters") shall serve as the head of the relevant disaster management supervision agency.
- (3) The head of a disaster management headquarters shall establish and operate a control center of the disaster management headquarters to collect and disseminate disaster information, manage disaster situation, take initial measures and command, etc. at the time a disaster occurs. In such cases, such

control center may combine and operate human resources, equipment, facilities, etc., together with disaster and safety management centers under Article 18 (3).

- (4) If necessary for the management of a disaster, the head of a disaster management headquarters may request the heads of related disaster management agencies to take administrative or financial measures, to dispatch their employees or to provide any other necessary support. In such cases, the heads of related disaster management agencies in receipt of such request shall comply therewith, unless there is a compelling reason not to do so.
 - (5) The head of a disaster management headquarters may operate regional disaster management headquarters, and the head of each regional disaster management headquarters (hereinafter referred to as "regional disaster management headquarters") shall be appointed by the head of a disaster management headquarters. (Newly Inserted on Dec. 30, 2014)
 - (6) The head of a disaster management headquarters may supervise the Mayors/*Do* Governors and the heads of *Sis/Guns/Gus* (where any *City/Do* countermeasure headquarters or *Si/Gun/Gu* countermeasure headquarters is operated under Article 16 (1), referring to the head of the relevant countermeasure headquarters) to the extent necessary for the management of the relevant disaster. (Amended on Dec. 30, 2014)
 - (7) If necessary for the management of a disaster, the head of a disaster management headquarters may request the head of the Central Countermeasure Headquarters to organize and operate a disaster management support group referred to in Article 14-2 (1), as prescribed by Presidential Decree. (Amended on Dec. 30, 2014)
 - (8) Matters necessary for organizing, operating, etc. of the Presidential Committee for Balanced National Development shall be prescribed by Presidential Decree. (Amended on Dec. 30, 2014)
- [This Article Wholly Amended on Aug. 6, 2013]
[Title Amended on Dec. 30, 2014]

Article 16 (Local Disaster and Safety Countermeasure Headquarters)

- (1) In order to exercise general control over, and to coordinate, matters concerning the management, etc. of a disaster, and to take necessary measures within the relevant competent districts, a Mayor/*Do* Governor shall establish a *City/Do* disaster and safety countermeasure headquarters (hereinafter referred to as "*City/Do* countermeasure headquarters"), and the head of a *Si/Gun/Gu* shall establish a *Si/Gun/Gu* disaster and safety countermeasure headquarters (hereinafter referred to as "*Si/Gun/Gu* countermeasure headquarters"), respectively. (Amended on Aug. 6, 2013; Dec. 30, 2014)
- (2) A Mayor/*Do* Governor or the head of a *Si/Gun/Gu* shall serve as the head of a *City/Do* countermeasure headquarters or the head of a *Si/Gun/Gu* countermeasure headquarters (hereinafter referred to as "head of a local countermeasure headquarters"), and the head of each local countermeasure headquarters shall exercise general control over affairs of the local disaster and safety countermeasure headquarters and, if deemed necessary, may convene meetings of the local disaster and safety countermeasure headquarters, as prescribed by Presidential Decree. (Amended on Aug. 6, 2013; Dec. 30, 2014)
- (3) The head of a *Si/Gun/Gu* countermeasure headquarters may establish and operate a consolidated support headquarters at a disaster scene (hereinafter referred to as "consolidated support headquarters") for the general control of, coordination, and support, at the disaster scene. In such cases, the head of a consolidated support headquarters shall cooperate with the field command of the head of a *Si/Gun/Gu* emergency rescue control group under Article 52 with respect to emergency rescue activities. (Newly Inserted on Aug. 6, 2013; Dec. 30, 2014)

- (4) The vice head of the competent *Si/Gun/Gu* shall serve as the head of a consolidated support headquarters, and he/she may organize and operate working groups. (Amended on Dec. 30, 2014)
- (5) Necessary matters concerning the organization and operation of local countermeasure headquarters and consolidated support headquarters shall be prescribed by ordinance of the relevant local government. (Amended on Aug. 6, 2013; Dec. 30, 2014)
- [This Article Wholly Amended on Jun. 8, 2010]

Article 17 (Authority of Head of Local Countermeasure Headquarters)

- (1) The head of a local countermeasure headquarters may request the head of a disaster management agency referred to in subparagraph 5 (b) of Article 3 having jurisdiction over the relevant City/*Do* or *Si/Gun/Gu* to take administrative and financial measures, or to render any other necessary cooperation in his/her duties, in order to ensure the efficient management of disasters. In such cases, the head of the disaster management agency in receipt of such request shall comply therewith, there is a compelling reason not to do so. (Amended on Aug. 6, 2013)
- (2) Where the head of a local countermeasure headquarters deems necessary for disaster management, he/she may request the head of a disaster management agency referred to in subparagraph 5 (b) of Article 3 having jurisdiction over all or part of the relevant City/*Do* or *Si/Gun/Gu* to dispatch staff members under his/her control. In such cases, the head of the disaster management agencies in receipt of such request shall immediately comply therewith, unless there is a compelling reason not to do so. (Amended on Aug. 6, 2013)
- (3) The staff members dispatched under paragraph (2) shall conscientiously perform the duties of the agency they belong to which are necessary for managing disasters under the supervision of the head of the competent local countermeasure headquarters, and render full-time service at the local countermeasure headquarters until the management of disasters is completed. (Amended on Aug. 6, 2013)

[This Article Wholly Amended on Jun. 8, 2010]

[Title Amended on Aug. 6, 2013]

Article 17-2 (Establishment of Disaster Site Integrated Volunteer Support Group)

- (1) For the efficient control of disasters, the head of local countermeasure headquarters may establish and operate an integrated volunteer support group at the local countermeasure headquarters.
- (2) Each integrated volunteer support group shall undertake the following matters:
1. Recruitment and registration of volunteers;
 2. Assignment and management of volunteers;
 3. Education and training of volunteers;
 4. Safety measures for volunteers;
 5. Collection and provision of information related to volunteers;
 6. Other matters concerning support for volunteer activities.
- (3) The Minister of the Interior and Safety may provide local governments with administrative and financial support, if necessary for the smooth operation of integrated volunteer support groups.
- (4) The Minister of the Interior and Safety, a Mayor/*Do* Governor, or the head of a *Si/Gun/Gu* may provide education and training for persons engaged in duties related to volunteer services, if necessary for the smooth operation of the integrated volunteer support groups.
- (5) Except as provided in paragraphs (1) through (4), matters necessary for the composition and operation of integrated volunteer support groups shall be prescribed by ordinance of each local government.

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[This Article Newly Inserted on Dec. 3, 2019]

Article 17-3 (Disaster Management Headquarters)

- (1) If necessary for efficiently assisting disaster management and disaster management, etc. of a disaster management headquarters or a local countermeasure headquarters, the Minister of the Interior and Safety may establish the disaster management headquarters.
- (2) The head of the disaster management headquarters (hereinafter referred to as the "head of the disaster management headquarters") shall be appointed by the Minister of the Interior and Safety, from among public officials belonging to the Ministry of the Interior and Safety.
- (3) If necessary for efficiently supporting the management of disasters, etc., the head of the disaster management headquarters may request the heads of the relevant disaster management agencies to take administrative and financial measures, to dispatch their employees, and to provide other necessary support.
- (4) Necessary matters concerning the organization and operation of the disaster management headquarters shall be prescribed by Presidential Decree.

[This Article Newly Inserted on Jun. 9, 2020]

SECTION 3 Disaster and Safety Management Centers

Article 18 (Disaster and Safety Management Center)

- (1) The Minister of the Interior and Safety, a Mayor/*Do* Governor, or the head of a *Si/Gun/Gu* shall each establish and operate a standing disaster and safety management center that is classified as follows to collect and disseminate disaster information, manage disaster situation, take initial measures and command, etc. at the time a disaster occurs: (Amended on Nov. 19, 2014; Jul. 26, 2017)
 1. The Minister of the Interior and Safety: The Central Disaster and Safety Management Center;
 2. A Mayor/*Do* Governor and the head of a *Si/Gun/Gu*: A disaster and safety management center of each City/*Do* and *Si/Gun/Gu*.
- (2) Deleted. (on Dec. 30, 2014)
- (3) The head of any central administrative agency shall establish and operate a disaster and safety management center or a system for managing disaster situation in order to manage disaster situations in the business field under his/her jurisdiction.
- (4) The head of a disaster management agency prescribed in subparagraph 5 (b) of Article 3 may establish and operate a disaster and safety management center for managing disaster situations.
- (5) A disaster and safety management center referred to in paragraphs (1) 2, (3), and (4) shall maintain a systematic cooperation system with the Central Disaster and Safety Management Center under paragraph (1) 1 and disaster and safety management centers of other agencies, and shall share disaster management information. (Amended on Dec. 30, 2014)

[This Article Wholly Amended on Aug. 6, 2013]

[Moved from Article 19; Previous Article 18 moved to Article 19 (Aug. 6, 2013)]

Article 19 (Reporting on Disasters)

- (1) Where any person becomes aware of the occurrence of a disaster or a sign of the occurrence of a disaster, he/she shall immediately report such fact to the head of a *Si/Gun/Gu*, an emergency rescue and relief agency, or other related administrative agencies.

(2) The head of a *Si/Gun/Gu* or the head of a related administrative agency in receipt of the report under paragraph (1) shall notify the head of the competent emergency rescue and relief agency, and the head of an emergency rescue and relief agency in receipt of the report under paragraph (1) shall notify the head of the *Si/Gun/Gu* having jurisdiction over its location and the head of a related disaster management agency, in order for him/her to formulate an emergency response plan. (Amended on Aug. 6, 2013)

[Title Amended on Aug. 6, 2013]

[Moved from Article 18; Previous Article 19 moved to Article 18 (Aug. 6, 2013)]

Article 20 (Reporting on Disaster Situation)

(1) Where any disaster occurs, or is likely to occur, in an area or facilities or with regard to affairs under the relevant jurisdiction, the head of a *Si/Gun/Gu*, the chief of a fire station, the chief of a coast guard station, the head of a disaster management agency referred to in subparagraph 5 (b) of Article 3, or the head of an institution or organization that manages the national core infrastructure (hereinafter referred to as "the head of a management institution") referred to in Article 26 (1) shall immediately report the details of the situation of the relevant disaster and without delay report emergency measures taken and the management thereof, respectively, to the Minister of the Interior and Safety, the head of the relevant disaster management supervision agency, and the relevant Mayor/*Do* Governor, as prescribed by Presidential Decree. In such cases, the head of the relevant disaster management supervision agency and the relevant Mayor/*Do* Governor shall notify the Minister of the Interior and Safety of the matters reported after confirming and compiling them. (Amended on Aug. 6, 2013; Nov. 19, 2014; Dec. 30, 2014; Jan. 7, 2016; Jul. 26, 2017; Dec. 3, 2019)

(2) Deleted. (Nov. 19, 2014)

(3) Deleted. (Jan. 7, 2016)

(4) Where any disaster occurs or the head of a *Si/Gun/Gu*, the chief of a fire station, the chief of a coast guard station, the head of a disaster management agency referred to in subparagraph 5 (b) of Article 3, or the head of a management institution is reported or notified of the occurrence of a disaster, he/she shall immediately notify the head of the relevant disaster management agency thereof. (Amended on Nov. 19, 2014; Jan. 7, 2016; Jul. 26, 2017; Dec. 3, 2019)

(5) Deleted. (Jan. 7, 2016)

[This Article Wholly Amended on Jun. 8, 2010]

Article 21 (Reporting and Management of Overseas Disaster Situation)

(1) Where any overseas disaster occurs, or is likely to occur, within the jurisdiction of the head of an overseas diplomatic mission, he/she shall immediately report such situation to the Minister of Foreign Affairs. (Amended on Mar. 23, 2013)

(2) The Minister of Foreign Affairs in receipt of a report under paragraph (1) shall check without delay whether the citizens of the Republic of Korea residing or sojourning at the region where an overseas disaster occurs, or is likely to occur (hereafter referred to as "citizens at the scene of an overseas disaster" in this Article) are safe, and shall prepare and implement measures to protect the citizens at the scene of an overseas disaster, following consultation with the Minister of the Interior and Safety and the heads of relevant central administrative agencies. (Amended on Aug. 6, 2013; Nov. 19, 2014; Jul. 26, 2017)

(3) Family members, etc. of citizens at the scene of an overseas disaster may request the Minister of Foreign Affairs to confirm whether the citizens at the scene of the overseas disaster are safe. In such cases,

es, the Minister of Foreign Affairs shall comply with such request, unless there is a compelling reason not to do so. <Newly Inserted on Aug. 6, 2013>

(4) The confirmation of safety and the scope of family members, etc. referred to in paragraphs (2) and (3) shall be prescribed by Presidential Decree. <Newly Inserted on Aug. 6, 2013>

[This Article Wholly Amended on Jun. 8, 2010]

[Title Amended on Aug. 6, 2013]

CHAPTER III SAFETY MANAGEMENT PLANS

Article 22 (Formulation of Master Plan for National Safety Management)

(1) The Prime Minister shall prepare guidelines for formulation of master plans for national disaster and safety management affairs (hereinafter referred to as "Master Plan for National Safety Management"), as prescribed by Presidential Decree, and notify the heads of related central administrative agencies thereof. <Amended on Aug. 6, 2013; Jan. 17, 2017>

(2) Guidelines for formulation referred to in paragraph (1) shall contain the matters concerning the formulation of basic safety management plans to be intensively implemented by each governmental ministry or agency and the basic direction-setting for national disaster management systems.

(3) The heads of relevant central administrative agencies shall prepare basic plans concerning their duties on disaster and safety management under their jurisdiction in accordance with guidelines for formulation referred to in paragraph (1), and thereafter submit them to the Prime Minister. <Amended on Aug. 6, 2013>

(4) The Prime Minister shall prepare a Master Plan for National Safety Management by compiling the basic plans submitted by the heads of relevant central administrative agencies under paragraph (3), finalize them following deliberation by the Central Committee, and notify the heads of relevant central administrative agencies thereof. <Amended on Feb. 22, 2012; Aug. 6, 2013; Jan. 17, 2017>

(5) The head of a central administrative agency shall notify the head of a related disaster management agency (excluding a central administrative agency and local government) on the matters under his/her jurisdiction in the Master Plan for National Safety Management finalized under paragraph (4). <Amended on Jan. 17, 2017>

(6) Paragraphs (1) through (5) shall apply *mutatis mutandis* to any amendment to the Master Plan for National Safety Management.

(7) The Master Plan for National Safety Management, implementation plans under Article 23, City/Do safety management plans under Article 24, and Si/Gun/Gu safety management plans under Article 25 shall be deemed included in the field of disaster management among the civil defense plans stipulated under the Framework Act on Civil Defense.

(8) The Master Plan for National Safety Management shall include the following matters: <Amended on Jan. 17, 2017>

1. Countermeasures against disasters;

2. Measures for ensuring living safety, road safety, industrial safety, facility safety, safety from crimes, food safety, safety of vulnerable groups in safety affairs, and other corresponding measures concerning safety management.

[This Article Wholly Amended on Jun. 8, 2010]

Article 23 (Execution Plan)

(1) The head of the relevant central administrative agency shall formulate implementation plans for perf

orming his/her competent duties in accordance with the Master Plan for National Safety Management notified under Article 22 (4), and finalize them by obtaining approval from the Prime Minister, following deliberation by the Coordination Committee. (Amended on Mar. 23, 2013; Aug. 6, 2013; Jan. 17, 2017)

- (2) The head of the relevant central administrative agency shall notify the implementation plans finalized to the Minister of the Interior and Safety, Mayors/*Do* Governors, and the heads of disaster management agencies prescribed in subparagraph 5 (b) of Article 3, respectively. (Amended on Mar. 23, 2013; Nov. 19, 2014; Jan. 17, 2017; Jul. 26, 2017)
- (3) The head of any disaster management agency prescribed in subparagraph 5 (b) of Article 3 shall formulate a detailed implementation plan in accordance with the implementation plans notified under paragraph (2) and finalize the detailed implementation plan after consulting thereabout with the competent Mayor/*Do* Governor and obtaining approval from the head of the central administrative agency to which his/her disaster management agency belongs. In such cases, where the head of the relevant disaster management agency is the head of any public institution or organization, he/she shall notify his/her local branches or local organizations, etc. of the details of the detailed implementation plan. (Amended on Jan. 17, 2017)

[This Article Wholly Amended on Jun. 8, 2010]

Article 23-2 (Linkage with Master Plan for National Safety Management)

When the head of a relevant central administrative agency formulates plans related to disasters and safety under individual statutes under his/her jurisdiction, he/she shall link them with the Master Plan for National Safety Management and implementation plans provided for in Article 23.

[This Article Newly Inserted on Feb. 22, 2012]

Article 24 (Formulation of City/*Do* Safety Management Plans)

- (1) The Minister of the Interior and Safety shall prepare guidelines for formulating plans for City/*Do* disaster and safety management affairs (hereinafter referred to as "City/*Do* safety management plan") pursuant to the Master Plan for National Safety Management referred to in Article 22 (4) and implementation plans referred to in Article 23 (1), and notify them to Mayors/*Do* Governors. (Amended on Mar. 23, 2013; Aug. 6, 2013; Nov. 19, 2014; Jan. 17, 2017; Jul. 26, 2017)
- (2) The head of any disaster management agency prescribed in subparagraph 5 (b) of Article 3 having jurisdiction over all or any part of a City/*Do* shall formulate a plan for disaster and safety management affairs under his/her jurisdiction, and submit it to the competent Mayor/*Do* Governor. (Amended on Aug. 6, 2013)
- (3) A Mayor/*Do* Governor shall formulate a City/*Do* safety management plan by integrating the guidelines for formulation notified under paragraph (1) and the plans for disaster and safety management affairs submitted under paragraph (2), and finalize such plan, following deliberation by the City/*Do* committee. (Amended on Aug. 6, 2013; Jan. 17, 2017)
- (4) A Mayor/*Do* Governor shall report a City/*Do* safety management plan finalized under paragraph (3) to the Minister of the Interior and Safety, and notify the head of any disaster management agency referred to in paragraph (2) thereof. (Amended on Mar. 23, 2013; Nov. 19, 2014; Jul. 26, 2017)

[This Article Wholly Amended on Jun. 8, 2010]

Article 25 (Formulation of Si/*Gun*/*Gu* Safety Management Plans)

- (1) A Mayor/*Do* Governor shall prepare guidelines for formulating plans for *Si*/*Gun*/*Gu* disaster and safety

y management affairs (hereinafter referred to as "*Si/Gun/Gu* safety management plan") in accordance with the City/*Do* safety management plan finalized under Article 24 (3), and notify them to the head of a *Si/Gun/Gu*. (Amended on Aug. 6, 2013; Jan. 17, 2017)

- (2) The head of a disaster management agency referred to in subparagraph 5 (b) of Article 3 having jurisdiction over all or part of a *Si/Gun/Gu* shall formulate a plan for disaster and safety management affairs under his/her jurisdiction, and submit it to the head of the *Si/Gun/Gu*. (Amended on Aug. 6, 2013)
 - (3) The head of a *Si/Gun/Gu* shall formulate a *Si/Gun/Gu* safety management plan by integrating the guidelines for formulation notified under paragraph (1) and the plans for disaster and safety management affairs submitted under paragraph (2), and finalize such plan, following deliberation by the *Si/Gun/Gu* committee. (Amended on Aug. 6, 2013; Jan. 17, 2017)
 - (4) The head of a *Si/Gun/Gu* shall report a *Si/Gun/Gu* safety management plan finalized under paragraph (3) to the relevant Mayor/*Do* Governor, and notify the head of a disaster management agency referred to in paragraph (2) thereof.
- [This Article Wholly Amended on Jun. 8, 2010]

CHAPTER IV PREVENTION OF DISASTERS

Article 25-2 (Disaster Preventive Measures by Heads of Disaster Management Agencies)

- (1) The head of any disaster management agency shall take the following measures to prevent the occurrence of disasters in the field of his/her competent duties: (Amended on Aug. 6, 2013; Dec. 30, 2014; Jan. 17, 2017; Dec. 3, 2019)
 1. Formation and arrangement of the systems to respond to disasters;
 2. Prediction of disasters and establishment of a system for providing and using predicted information, etc.;
 3. Education and training in preparation for disasters, and publicity on disaster management and prevention;
 4. Establishment of safety management systems and enactment of safety management regulations for fields with a high risk of disasters;
 5. Management of national core infrastructure, etc. designated under Article 26;
 6. Measures for areas subject to special management under Article 27 (2);
 7. Inspection and management of disaster prevention facilities under Article 29;
 - 7- Saving of resources for disaster management and designation of equipment, facilities, and human resources under Article 34;
 8. Other matters deemed necessary for preventing disasters.
- (2) The head of any disaster management agency shall secure funds necessary to efficiently take disaster preventive measures prescribed in paragraph (1).
- (3) The head of any disaster management agency may request the head of any other disaster management agency to cooperate with him/her in preventing any disaster. In such cases, the head of any other disaster management agency in receipt of such request shall comply therewith, unless there is a compelling reason not to do so.
- (4) The head of any disaster management agency shall arrange and supplement the safety management systems and the safety management regulations referred to in paragraph (1) 4 to ensure the effectiveness of disaster management.
- (5) The head of any disaster management agency shall formulate and implement a plan necessary to m

maintain core functions of the relevant agency in disaster situation (hereinafter referred to as "function continuity plan"). (Newly Inserted on Jan. 17, 2017)

(6) The Minister of the Interior and Safety may regularly inspect the actual status of implementing the function continuity plans of disaster management agencies and reflect the findings thereof to the evaluation of disaster management systems, etc. conducted pursuant to Article 33-2. (Newly Inserted on Jan. 17, 2017; Jul. 26, 2017)

(7) Matters to be included in a function continuity plan and the procedures, etc. for formulating the plan shall be prescribed by Presidential Decree. (Newly Inserted on Jan. 17, 2017)

[Title Amended on Jan. 17, 2017]

[Moved from Article 26; Previous Article 25-2 moved to Article 26 (Aug. 6, 2013)]

Article 25-3 Deleted. (Aug. 6, 2013)

Article 26 (Designation of National Core Infrastructure)

(1) The head of a related central administrative agency may designate the national core infrastructure within his/her jurisdiction following deliberation by the Coordination Committee according to the following standards: (Amended on Aug. 6, 2013; Jan. 17, 2017; Dec. 3, 2019)

1. Ripple effects on other national core infrastructure, etc.;
2. Necessity for at least two central administrative agencies to jointly respond to disasters;
3. The scale and scope of damage that is caused by any disaster to the national security, the economy, and the society;
4. The possibility that a disaster can occur and the easiness of recovering from such disaster.

(2) The head of any relevant central administrative agency may request the head of a disaster management agency under his/her jurisdiction to submit materials necessary for him/her to determine whether to grant designation under paragraph (1).

(3) Where a disaster management agency intends to discontinue, suspend, or change its affairs, the head of a central administrative agency having jurisdiction over the disaster management agency may revoke the designation of national core infrastructure, following deliberation by the Coordination Committee. (Amended on Aug. 6, 2013; Dec. 3, 2019)

(4) Deleted. (Jan. 17, 2017)

(5) Matters necessary for the designation of the national core infrastructure and the revocation of such designation, etc. shall be prescribed by Presidential Decree. (Amended on Aug. 6, 2013; Dec. 3, 2019)

[Title Amended on Dec. 3, 2019]

[Moved from Article 25-2; Previous Article 26 moved to Article 25-2 (Aug. 6, 2013)]

Article 26-2 (Management of National Core Infrastructure)

(1) Upon designating national core infrastructure pursuant to Article 26 (1), the head of a related central administrative agency shall formulate a plan for protecting national core infrastructure in the field under his or her jurisdiction and notify the relevant head of such plan, as prescribed by Presidential Decree. (Amended on Dec. 3, 2019)

(2) The head of a management agency shall formulate and implement plans for protecting national core infrastructure under his/her jurisdiction in accordance with the plan for the protection of national core infrastructure notified pursuant to paragraph (1). (Amended on Dec. 3, 2019)

(3) The Minister of the Interior and Safety or the head of the relevant central administrative agency may

check and examine the actual status of the protection and management of national core infrastructure, as prescribed by Presidential Decree. (Amended on Jul. 26, 2017; Dec. 3, 2019)

- (4) The Minister of the Interior and Safety may establish and operate a database of national core infrastructure, and provide integrated support to the head of the relevant central administrative agency to use it for the formulation, etc. of disaster management policies. (Amended on Jul. 26, 2017; Dec. 3, 2019)

[This Article Newly Inserted on Jan. 17, 2017]

[Title Amended on Dec. 3, 2019]

Article 27 (Designation and Management of Areas Subject to Special Management)

- (1) The head of any central administrative agency or the head of any local government may designate areas where a disaster is highly likely to occur or the continuous management of which is deemed necessary, as areas subject to special management, as prescribed by Presidential Decree.
- (2) With respect to areas subject to special management designated under paragraph (1), the head of any disaster management agency shall take measures necessary for managing and maintaining the areas subject to special management, such as measures for eliminating the risk of occurrence of a disaster, as prescribed by Presidential Decree.
- (3) The head of any central administrative agency, the head of any local government, or the head of any disaster management agency shall report or notify the results of designation or measures under paragraphs (1) and (2) to the Minister of the Interior and Safety, as prescribed by Presidential Decree. (Amended on Jul. 26, 2017)
- (4) The Minister of the Interior and Safety shall regularly or occasionally report the matters reported or notified under paragraph (3) to the Prime Minister, as prescribed by Presidential Decree. (Amended on Jul. 26, 2017)
- (5) The Prime Minister may request the heads of central administrative agencies, the heads of local governments, or the heads of disaster management agencies to take corrective or supplementary measures concerning matters deemed necessary to prevent disasters, among the matters reported under paragraph (4).
- (6) Except as provided in paragraphs (1) through (5), matters necessary for the designation, management, and maintenance of areas subject to special management shall be prescribed by Presidential Decree.

[This Article Wholly Amended on Jan. 17, 2017]

Article 28 (Support for Local Governments)

The Minister of the Interior and Safety may render necessary support and instruction for measures, etc. taken by local governments pursuant to Article 27 (2), and may request the heads of relevant central administrative agencies to render cooperation. (Amended on Aug. 6, 2013; Nov. 19, 2014; Jul. 26, 2017)

[This Article Wholly Amended on Jun. 8, 2010]

Article 29 (Management of Disaster Prevention Facilities)

- (1) The head of any disaster management agency shall inspect and manage disaster prevention facilities designated by Presidential Decree pursuant to related statutes or the safety management plans under Chapter III.
- (2) The Minister of the Interior and Safety may inspect the actual status of management of disaster prevention facilities.

ention facilities and request, if necessary, the head of the relevant disaster management agency to take measures, such as repair and reinforcement. In such cases, the head of such disaster management agency in receipt of such request shall promptly take the measures. (Amended on Nov. 19, 2014; Jul. 26, 2017)

[This Article Newly Inserted on Aug. 6, 2013]

[Previous Article 29 Moved to Article 33-2 (Aug. 6, 2013)]

Article 29-2 (Education of Persons Engaging in Field of Disaster and Safety)

- (1) Public officials or employees in charge of disaster and safety management affairs at disaster management agencies shall undergo specialized education conducted by the Minister of the Interior and Safety (hereinafter referred to as "specialized education") regularly or occasionally, as prescribed by Ordinance of the Ministry of the Interior and Safety. (Amended on Nov. 19, 2014; Dec. 30, 2014; Jul. 26, 2017)
- (2) If deemed necessary, the Minister of the Interior and Safety may have education institutions having professional human resources and fulfilling facility standards prescribed by Presidential Decree conduct specialized education on his/her behalf. (Amended on Nov. 19, 2014; Jul. 26, 2017)
- (3) The Minister of the Interior and Safety may request the head of the relevant disaster management agency to take disciplinary action on a person who fails to undergo specialized education without justifiable grounds. (Newly Inserted on Dec. 30, 2014; Amended on Jul. 26, 2017)
- (4) Types and objects of specialized education, and other necessary matters concerning the implementation of specialized education shall be prescribed by Ordinance of the Ministry of the Interior and Safety. (Amended on Nov. 19, 2014; Dec. 30, 2014; Jul. 26, 2017)

[This Article Newly Inserted on Aug. 6, 2013]

[Previous Article 29-2 moved to Article 33-3 (Aug. 6, 2013)]

Article 30 (Emergency Safety Inspections, etc. for Disaster Prevention)

- (1) Where any disaster is likely to occur in facilities and areas prescribed by Presidential Decree or where an urgent reason prescribed by Presidential Decree exists, the Minister of the Interior and Safety or the head of any disaster management agency (referring to an administrative agency only; hereafter the same shall apply in this Article) may order public officials under his/her command to conduct an emergency safety inspection, and the Minister of the Interior and Safety may request the head of any other disaster management agency to conduct an emergency safety inspection. In such cases, the head of any other disaster management agency in receipt of such request shall comply therewith, unless there is a compelling reason not to do so. (Amended on Aug. 6, 2013; Nov. 19, 2014; Jul. 26, 2017)
- (2) Public officials who conduct an emergency safety inspection under paragraph (1) may question interested persons, or inspect relevant documents, etc.
- (3) Necessary matters concerning the procedures for and methods of conducting emergency safety inspections under paragraph (1) and concerning the record and maintenance of the results of emergency safety inspections shall be prescribed by Presidential Decree.
- (4) A public official who conduct an emergency safety inspection under paragraph (1) shall carry a certificate evidencing the authority and produce it to interested persons.
- (5) Where the Minister of the Interior and Safety conducts an emergency safety inspection under paragraph (1), he/she shall notify the head of the relevant disaster management agency of the results thereof. (Amended on Aug. 6, 2013; Nov. 19, 2014; Jul. 26, 2017)

[This Article Wholly Amended on Jun. 8, 2010]

Article 31 (Safety Measures for Disaster Prevention)

- (1) Where any disaster is likely to occur in any facility or area, based on the result of an emergency safety inspection conducted under Article 30, the Minister of the Interior and Safety or the head of a disaster management agency (referring to an administrative agency only; hereafter the same shall apply in this Article) may order the owner, manager, or occupant of such facility or area to take the following safety measures, as prescribed by Presidential Decree: (Amended on Mar. 23, 2013; Aug. 6, 2013; Nov. 19, 2014; Dec. 30, 2014; Jan. 17, 2017; Jul. 26, 2017)
1. Precise safety evaluation (limited to facilities). In such cases, where any other statute stipulates standards for the precise safety evaluation of facilities, such standards shall apply, but if any other statute does not prescribe standards for the precise safety evaluation of facilities, the standards stipulated by Ordinance of the Ministry of the Interior and Safety shall apply;
 2. Maintenance, such as repair and reinforcement;
 3. Elimination of risk factors likely to cause disasters.
- (2) Any owner, manager, or occupant in receipt of an order to take safety measures pursuant to paragraph (1) shall prepare an implementation plan; submit it to the Minister of the Interior and Safety or the head of the competent disaster management agency; take the safety measures; and notify the Minister of the Interior and Safety or the head of the competent disaster management agency of the results thereof, as stipulated by Ordinance of the Ministry of the Interior and Safety. (Amended on Feb. 22, 2012; Mar. 23, 2013; Aug. 6, 2013; Nov. 19, 2014; Jul. 26, 2017)
- (3) Where a person in receipt of an order to take safety measures pursuant to paragraph (1) fails to, or is unable to, comply therewith, and it is deemed urgent for disaster prevention as his/her failure in fulfilling the safety measures is likely to cause harm to public safety, the Minister of the Interior and Safety or the head of the competent disaster management agency may restrict or prohibit the use of relevant facilities or areas. In such cases, the details of such restriction or prohibition shall be posted at a readily accessible place. (Amended on Feb. 22, 2012; Aug. 6, 2013; Nov. 19, 2014; Jul. 26, 2017)
- (4) Where a person in receipt of an order to take safety measures pursuant to paragraph (1) 2 or 3 fails to, or is unable to, comply therewith, and where it is deemed urgent for disaster prevention, the Minister of the Interior and Safety or the head of the competent disaster management agency may take necessary safety measures in lieu of the person in receipt of such order and liable to comply therewith. In such cases, the Administrative Vicarious Execution Act shall apply *mutatis mutandis*. (Amended on Aug. 6, 2013; Nov. 19, 2014; Jul. 26, 2017)
- (5) In taking safety measures prescribed in paragraph (3), the Minister of the Interior and Safety or the head of the competent disaster management agency shall give prior written notice thereof to the relevant owner, manager, or occupant: *Provided*, That in emergencies, such notice may be given verbally; and where it is impracticable to give prior verbal notice or public safety may be harmed by taking substantial amount of time, safety measures may be taken first and the result thereof may be notified thereafter. (Amended on Feb. 22, 2012; Aug. 6, 2013; Nov. 19, 2014; Jul. 26, 2017)

[This Article Wholly Amended on Jun. 8, 2010]

[Title Amended on Dec. 30, 2014]

Article 31-2 (Support for Safety Environment for Vulnerable Groups in Safety Affairs)

- (1) The heads of agencies in charge of disaster management under subparagraph 5 (a) of Article 3 shall endeavor to provide support for necessary matters, such as the provision of safety supplies and the i

improvement of facilities, so as to create a living environment under which vulnerable groups can secure safety from disasters or various other accidents.

- (2) Necessary matters concerning the subject, scope, method and procedure, etc. of support under paragraph (1) shall be prescribed by Presidential Decree.
- (3) The Minister of the Interior and Safety may request the heads of disaster management agencies referred to in subparagraph 5 (a) of Article 3 to matters necessary for efficiently providing support under paragraph (1). In such cases, the head of a disaster management agency in receipt of a request shall comply therewith, except in extenuating circumstances.
- (4) The Minister of the Interior and Safety may provide necessary support and guidance to local governments in relation to the support under paragraph (1).

[This Article Newly Inserted on Dec. 3, 2019]

Article 32 (Government Joint Safety Inspections)

- (1) In order to inspect the actual status of disaster and safety management of disaster management agencies, the Minister of the Interior and Safety may organize any Government joint safety inspection group (hereinafter referred to as "Government joint inspection group"), as prescribed by Presidential Decree, and conduct safety inspections. (Amended on Nov. 19, 2014; Jul. 26, 2017)
- (2) If necessary for the organization of a Government joint inspection group, the Minister of the Interior and Safety may request the heads of related disaster management agencies to dispatch related public officials or employees. In such cases, the heads of disaster management agencies in receipt of such request shall comply therewith, unless there is a compelling reason not to do so. (Amended on Nov. 19, 2014; Jul. 26, 2017)
- (3) Upon conducting inspections under paragraph (1), the Minister of the Interior and Safety shall notify the heads of the relevant disaster management agencies of the results thereof, and may request the heads of the relevant disaster management agencies to take measures for the matters requiring supplementation or improvement. (Amended on Nov. 19, 2014; Jul. 26, 2017)
- (4) The heads of the relevant disaster management agencies in receipt of the results of inspections and requests for measures under paragraph (3) shall take necessary measures by formulating action plans for matters that need to be supplemented or improved, and shall report the results thereof to the Minister of the Interior and Safety. (Amended on Nov. 19, 2014; Jul. 26, 2017; Dec. 3, 2019)
- (5) The Minister of the Interior and Safety may review the results of measures under paragraph (4). (Newly Inserted on Dec. 3, 2019)
- (6) The Minister of Public Administration and Security may disclose the findings of safety inspections conducted under paragraph (1) and the results of measures taken under paragraph (4) through the integrated safety information management system prescribed in Article 66-9 (2): *Provided*, That information falling under any subparagraph of Article 9 (1) of the Official Information Disclosure Act may not be disclosed to the public. (Newly Inserted on Dec. 3, 2019)

[This Article Wholly Amended on Aug. 6, 2013]

Article 32-2 (Judicial Police Power)

Any public official who conducts an emergency safety inspection under Article 30 shall perform the duties of a judicial police officer in respect of the crimes provided for in this Act, as prescribed in the Act on the Persons Performing the Duties of Judicial Police Officers and the Scope of Their Duties.

[This Article Newly Inserted on Dec. 30, 2014]

Article 32-3 (Operation of Intensive Safety Inspection Period)

- (1) The Minister of the Interior and Safety shall formulate a period of intensive safety inspections each year after hearing the opinions of the heads of disaster management agencies, and plans necessary for the operation thereof in order to prevent disasters and raise citizens' safety awareness.
 - (2) The Minister of the Interior and Safety and the head of a disaster management agency may conduct a safety inspection in a cumulative manner for facilities, etc. at which disasters or various other accidents are likely to occur during a period of intensive safety inspections under paragraph (1).
 - (3) The Minister of the Interior and Safety may disclose information disclosed by the heads of disaster management agencies pursuant to the relevant statutes and regulations, as a result of a safety inspection conducted during the period of an intensive safety inspection under paragraph (2), through the integrated safety information management system under Article 66-9 (2).
 - (4) In addition to the matters under paragraphs (1) through (3), necessary matters regarding the operation, etc. of a period of an intensive safety inspection shall be prescribed by Presidential Decree.
- [This Article Newly Inserted on Dec. 3, 2019]

Article 33 (Request for Data to Specialized Safety Management Agencies)

- (1) The Minister of the Interior and Safety may request a specialized safety management agency prescribed by Presidential Decree to provide necessary data for safety management prescribed by Presidential Decree, including the results of safety inspections, design documents of major facilities, etc., in order to efficiently prevent any disaster. (Amended on Aug. 6, 2013; Nov. 19, 2014; Jul. 26, 2017)
 - (2) The head of any specialized safety management agency in receipt of a request for data pursuant to paragraph (1) shall comply therewith, unless there is a compelling reason not to do so.
- [This Article Wholly Amended on Jun. 8, 2010]

Article 33-2 (Evaluation, etc. of Disaster Management Systems)

- (1) The Minister of the Interior and Safety may periodically evaluate the following matters with respect to disaster management agencies, as prescribed by Presidential Decree: (Amended on Mar. 23, 2013; Aug. 6, 2013; Nov. 19, 2014; Jan. 7, 2016; Jul. 26, 2017; Dec. 3, 2019)
 1. Prevention, response, and recovery processes by phase, in preparation for a large-scale disaster;
 2. Status of formation and arrangement of systems to response to disasters under Article 25-2 (1) 1;
 3. Safety management systems and regulations under Article 25-2 (4);
 4. Status of operation of disaster management funds under Article 68.
- (2) Notwithstanding paragraph (1), the head of the competent central administrative agency shall conduct evaluations for public institutions and the Mayor/Do Governor shall conduct evaluations for Sis/Guns/Gus. (Amended on Mar. 23, 2013; Nov. 19, 2014; Jul. 26, 2017; Dec. 3, 2019)
- (3) The Minister of Public Administration and Security may confirm and evaluate the evaluation under paragraph (2) in any of the following cases: (Newly Inserted on Dec. 3, 2019)
 1. Where necessary to select excellent institutes under paragraph (5);
 2. Other cases where the Minister of Public Administration and Security deems it necessary for disaster and safety management.
- (4) The Minister of the Interior and Safety shall file a comprehensive report on evaluation findings under paragraphs (1) and (3) with the Central Committee. (Amended on Mar. 23, 2013; Nov. 19, 2014; Jul. 26, 2017; Dec. 3, 2019)
- (5) If deemed necessary, the Minister of the Interior and Safety may request the head of the relevant disaster management agency to take corrective or supplementary measures, and may take necessary

measures for excellent institutions, such as the subsidization of budget and granting of rewards: *Provided*, That where the Minister of the Interior and Safety intends to request the head of any public institution and the head of a *Si/Gun/Gu* to take corrective or supplementary measures, he/she shall do so through the head of the competent central administrative agency and the competent Mayor/*Do* Governor. (Amended on Mar. 23, 2013; Nov. 19, 2014; Jul. 26, 2017; Dec. 3, 2019)

- (6) The Minister of the Interior and Safety may request the Minister of Economy and Finance to reflect the findings of evaluation of public institutions conducted under paragraph (2) in the management performance evaluation prescribed in Article 48 of the Act on the Management of Public Institutions. (Newly Inserted on Dec. 30, 2014; Jul. 26, 2017; Dec. 3, 2019)

[This Article Wholly Amended on Jun. 8, 2010]

[Title Amended on Aug. 6, 2013]

[Moved from Article 29 (Aug. 6, 2013)]

Article 33-3 (Public Announcement of Actual Status of Disaster Management)

- (1) The head of a *Si/Gun/Gu* (including the Mayor/*Do* Governor in cases falling under subparagraph 3) shall publicly announce the actual status of disaster management, including the following matters, to the residents in his/her jurisdictional area at least once a year: (Amended on Aug. 6, 2013; Dec. 30, 2014; Dec. 3, 2019)

1. Status of occurrence and management of disasters in the preceding year;
2. Record of disaster preventive measures taken under Article 25-2 (1);
3. Current status of accumulation of disaster management funds under Article 67;
4. Current status of preparation and application of the manual for actions at scene referred to in Article 34-5;
5. Other important matters prescribed by Presidential Decree for disaster management.

- (2) The Minister of the Interior and Safety or a Mayor/*Do* Governor may disclose the results of the evaluations conducted under Article 33-2. (Amended on Mar. 23, 2013; Aug. 6, 2013; Nov. 19, 2014; Jul. 26, 2017)

- (3) The method, timing, etc. of public announcement under paragraphs (1) and (2) or other necessary matters shall be prescribed by Presidential Decree.

[This Article Newly Inserted on Feb. 22, 2012]

[Moved from Article 29-2 (Aug. 6, 2013)]

CHAPTER V PREPARATION FOR DISASTERS

Article 34 (Saving and Management of Disaster Management Resources)

- (1) The head of any disaster management agency shall save and manage the equipment, commodities, materials and facilities prescribed by Presidential Decree (hereinafter referred to as "disaster management resources") that are necessary for disaster management activities. (Amended on Dec. 3, 2019)

- (2) The Minister of the Interior and Safety, a Mayor/*Do* Governor, or the head of a *Si/Gun/Gu* may, in preparation for the occurrence of disasters, designate and manage equipment, facilities, and human resources to be used for emergency measures under Article 37, following the consultation with private institutions and organizations or the owners thereof. (Amended on Nov. 19, 2014; Jul. 26, 2017; Dec. 3, 2019)

- (3) Where necessary for designation and management under paragraph (2), the Minister of the Interior

and Safety, a Mayor/*Do* Governor, or the head of a *Sil/Gun/Gu* may request the heads of related administrative agencies, the heads of public institutions under Article 2 of the Act on the Management of Public Institutions, local public corporations under Article 49 of the Local Public Enterprises Act, or the heads of local public agencies under Article 76 of that Act to provide the following information: In such cases, the head of a relevant administrative agency or the head of a public institution, etc. shall, upon receipt of such request, comply therewith unless any justifiable ground exists to the contrary: (Newly Inserted on Dec. 3, 2019)

1. Type-approval of construction machinery under Article 3 of the Construction Machinery Management Act;
 2. Other information prescribed by Presidential Decree, such as information on equipment, facilities and human resources to be used for emergency measures referred to in Article 37.
- (4) The Minister of the Interior and Safety may construct and operate a system for joint use of disaster management resources (hereinafter referred to as "resource management system") so that the disaster management resources saved and managed by the heads of disaster management agencies under paragraph (1) can be systematically managed and utilized. (Amended on Nov. 19, 2014; Jul. 26, 2017; Dec. 3, 2019)
- (5) The Minister of the Interior and Safety may determine guidelines for the joint use of the resource management system and notify the heads of disaster management agencies thereof. In such cases, the heads of disaster management agencies shall manage disaster management resources in accordance with the notified guidelines for the joint use of resource management system. (Amended on Nov. 19, 2014; Jul. 26, 2017; Dec. 3, 2019)
- (6) Necessary matters concerning the designation and management of equipment and human resources, establishment and operation of the resource management system, etc. under paragraph (2) shall be prescribed by Ordinance of the Ministry of the Interior and Safety. (Amended on Nov. 19, 2014; Jul. 26, 2017; Dec. 3, 2019)
- [This Article Wholly Amended on Aug. 6, 2013]

Article 34-2 (Preparation of Means for Emergency Communication at Disaster Scenes)

- (1) The heads of disaster management agencies shall prepare means of emergency communication in advance so that a wire or wireless communication network or satellite communication network can be used in preparation for the situation that the communication is disconnected due to the occurrence of disasters.
- (2) For the joint use of a means of emergency communication referred to in paragraph (1) (hereinafter referred to as "means of emergency communication") at disaster scenes, the Minister of the Interior and Safety may examine the current status, etc. of means of emergency communication held by disaster management agencies, emergency rescue agencies, and emergency rescue and relief support agencies and establish and operate a system for managing means of emergency communication. (Amended on Nov. 19, 2014; Jul. 26, 2017)
- (3) The Minister of the Interior and Safety may request the heads of disaster management agencies, emergency rescue agencies, and emergency rescue and relief support agencies to submit necessary data for the examination referred to in paragraph (2). In such cases, the heads of related agencies in receipt of such request shall comply therewith, unless there is a compelling reason not to do so. (Amended on Nov. 19, 2014; Jul. 26, 2017)
- (4) Necessary matters concerning the establishment and operation of a system for managing means of emergency communication shall be prescribed by Presidential Decree.

[This Article Newly Inserted on Aug. 6, 2013]

[Previous Article 34-2 Moved to Article 34-4 (Aug. 6, 2013)]

Article 34-3 (Enactment, Application, etc. of National Disaster Management Standards)

(1) The Minister of the Interior and Safety shall enact and apply the national disaster management standards that include the following matters in order to efficiently manage disasters: *Provided*, That the Korea Industrial Standards may be reflected in matters to which the Korea Industrial Standards specified in Article 12 of the Industrial Standardization Act are applicable: (Amended on Mar. 23, 2013; Nov. 19, 2014; Jul. 26, 2017)

1. Definitions of terms used in the fields of disasters and establishment of systems for standards;
 2. Principles for national disaster response systems;
 3. General standards concerning mitigation of disasters, situation management, resource management, maintenance, etc.;
 4. Other matters prescribed by Presidential Decree.
- (2) The Minister of the Interior and Safety shall first seek opinions from the heads of relevant central administrative agencies in enacting or amending the standards referred to in paragraph (1).
- (3) The Minister of the Interior and Safety may recommend the heads of disaster management agencies to apply the national disaster management standards under paragraph (1) in performing disaster management affairs. (Amended on Mar. 23, 2013; Nov. 19, 2014; Jul. 26, 2017)
- [This Article Newly Inserted on Jun. 8, 2010]

Article 34-4 (Formulation and Utilization of Action Plans for Disaster Response by Function)

- (1) The head of any disaster management agency shall formulate and utilize action plans for disaster response by function (hereinafter referred to as "action plans for disaster response") to efficiently manage disasters, as prescribed by Presidential Decree.
- (2) The Minister of the Interior and Safety may notify the heads of disaster management agencies of guidelines for formulating action plans for disaster response. (Amended on Nov. 19, 2014; Jul. 26, 2017)
- (3) The Minister of the Interior and Safety shall check and inspect an action plan for disaster response formulated by the head of a disaster management agency, and may request the head of the disaster management agency to correct such plan, where necessary. In such cases, the head of the disaster management agency in receipt of such request for correction shall comply therewith, unless there is a compelling reason not to do so. (Amended on Nov. 19, 2014; Jul. 26, 2017)
- (4) Except as provided in paragraphs (1) through (3), matters necessary for the formulation, application, management, etc. of action plans for disaster response shall be prescribed by Presidential Decree.
- [This Article Wholly Amended on Aug. 6, 2013]
- [Moved from Article 34-2 (Aug. 6, 2013)]

Article 34-5 (Preparation and Operation of Risk Management Manuals in Disaster Field)

- (1) In order to efficiently manage disasters, the head of any disaster management agency shall prepare and apply the following risk management manuals by type of disasters. In such cases, action plans for disaster response and risk management manuals shall be linked to each other: (Amended on Dec. 30, 2014; Jan. 7, 2016; Jul. 26, 2017; Dec. 3, 2019)
1. Standard manual for risk management: A document stipulating the disaster management system for and the duties and roles of related agencies in disasters requiring the management at a national level

- I, which shall be the guidelines for preparing working-level manuals for risk response and shall be prepared by the head of each disaster management supervision agency: *Provided*, That as regards a disaster which involves a number of disaster management supervision agencies, the Minister of the Interior and Safety may prepare the standard manual for risk management in consultation with the heads of the related disaster management supervision agencies;
2. Working-level manual for risk response: A document stipulating the measures and procedures necessary for responding to actual disasters in accordance with the functions and roles stipulated in the standard manual for risk management, which shall be prepared by the head of each disaster management supervision agency and the head of the related agency. In such cases, the head of any disaster management supervision agency may prepare the working-level manual and the standard manual for risk management referred to in subparagraph 1 by integrating them together;
 3. Field measure motion manual: The written document which specifies the procedures for action by an agency that directly performs duties at a disaster scene shall be prepared by the head of the agency that has prepared the risk response working manual, but the head of a *Si/Gun/Gu* may prepare the integrated field measure action manual by type of disaster: *Provided*, That where a plan, manual, etc. prepared by the head of an agency that prepares the action manual for field measures in accordance with other statutes includes all matters to be included in the action manual for field measures by type of disaster, the action manual for the relevant type of disaster shall be deemed prepared.
- (2) The Minister of the Interior and Safety may determine guidelines for preparing and operating risk management manuals by type of disasters and notify the heads of disaster management agencies thereof. (Amended on Nov. 19, 2014; Jul. 26, 2017; Dec. 3, 2019)
 - (3) The standard manuals for risk management prepared by the heads of disaster management supervision agencies shall be finalized by obtaining approval from the Minister of the Interior and Safety, and shall apply in connection with the working-level manuals for risk response. (Amended on Nov. 19, 2014; Dec. 30, 2014; Jul. 26, 2017)
 - (4) The head of any risk management supervision agency shall regularly inspect the standard manuals for risk management and the working-level manuals for risk response. (Newly Inserted on Dec. 30, 2014)
 - (5) For standardizing risk management manuals by type of disasters and improving the effectiveness thereof, the Minister of the Interior and Safety may organize and operate the Committee for Risk Management Manuals prescribed by Presidential Decree. (Amended on Nov. 19, 2014; Dec. 30, 2014; Jul. 26, 2017)
 - (6) The head of any disaster management supervision agency shall adjust and approve the working-level manuals for risk response and the manuals for actions at scenes of the type of disasters under his/her jurisdiction, and provide guidance and management thereof; where a risk management manual for a field under his/her jurisdiction is newly prepared or revised, he/she shall notify the Minister of the Interior and Safety thereof. (Amended on Nov. 19, 2014; Dec. 30, 2014; Jul. 26, 2017)
 - (7) The manuals for actions at scenes prepared by the head of a *Si/Gun/Gu* shall be approved by the competent Mayor/*Do* Governor. The Mayor/*Do* Governor shall approve the manuals for actions at scenes when they are connected with the working-level manuals for risk response prepared by the head of the competent disaster management agency, and shall report the result of approval to the head of the competent disaster management agency and the Minister of the Interior and Safety. (Amended on Nov. 19, 2014; Dec. 30, 2014; Jul. 26, 2017)
 - (8) The Minister of the Interior and Safety may establish and operate a management system for systematically applying risk management manuals, and matters necessary for the preparation, application, e

tc. of risk management manuals under paragraphs (3) through (7) shall be prescribed by Presidential Decree. (Amended on Nov. 19, 2014; Dec. 30, 2014; Jul. 26, 2017)

(9) For efficiently performing disaster management affairs, the Minister of the Interior and Safety may research and develop drafts of standard manuals necessary for risk management and disseminate them, as prescribed by Presidential Decree. In such cases, he/she shall take the following into consideration: (Amended on Nov. 19, 2014; Dec. 30, 2014; Jan. 17, 2017; Jul. 26, 2017)

1. Standardization of guidelines on national behavior by type of disaster;
2. Research and standardization of measures to be taken for each phase of prevention of, preparation for, countermeasure against, and recovery from, each type of disaster;
3. Research and standardization of countermeasure and procedures for mutual cooperation at a disaster scene;
4. Research and development reflecting characteristics of vulnerable groups in safety affairs;
5. Other matters necessary to improve and supplement manuals concerning risk management.

(10) The Minister of the Interior and Safety shall regularly inspect the status of preparation and operation of risk management manuals, and if necessary, may recommend the head of an agency that prepares and operates risk management manuals to take necessary measures to correct or supplement such manuals. In such cases, the head of an agency upon receipt of a recommendation shall comply therewith, except in extenuating circumstances. (Newly Inserted on Dec. 3, 2019)

[This Article Newly Inserted on Aug. 6, 2013]

Article 34-6 (Preparation and Management of Manuals for Crisis Situations of Multi-Use Facilities and Drills)

(1) The owner, manager, or occupant of multi-use facilities, etc. prescribed by Presidential Decree shall prepare and manage manuals in preparation for crisis situations (hereinafter referred to as "manuals for crisis situations"), as prescribed by Presidential Decree: *Provided*, That where the preparation and management of response plans, etc. in preparation for crisis situations are prescribed by any other statute, he/she shall comply with the provisions of such statute.

(2) The owner, manager, or occupant referred to in paragraph (1) shall regularly conduct drills based on the manuals for crisis situations, as prescribed by Presidential Decree: *Provided*, That where the drills, etc. in preparation for crisis situations are prescribed by any other statute, he/she shall comply with the provisions of such statute.

(3) The Minister of the Interior and Safety, the head of a related central administrative agency, or the head of a local government may examine the actual status of the preparation and management of manuals for crisis situations (including response plans, etc. in preparation for crisis situations under the provisions to paragraphs (1) and (2)) and issue a corrective order where necessary. (Amended on Jul. 26, 2017)

[This Article Newly Inserted on Dec. 30, 2014]

[Previous Article 34-6 moved to Article 34-7 (Dec. 30, 2014)]

Article 34-7 (Registration of and Deliberation on Safety Standards)

(1) The Minister of the Interior and Safety shall establish a system for consolidated management of safety standards to systematically manage and operate the safety standards. (Amended on Nov. 19, 2014; Jul. 26, 2017)

(2) Where the head of any central administrative agency newly establishes or amends safety standards as prescribed by the related Acts, he/she shall request the Minister of the Interior and Safety to register the safety standards. (Amended on Nov. 19, 2014; Jul. 26, 2017)

- (3) Upon receipt of a request for registration of safety standards under paragraph (2), the Minister of the Interior and Safety shall finalize them, following the deliberation by the Safety Standard Deliberative Committee, and shall notify the head of the related central administrative agency thereof. (Amended on Nov. 19, 2014; Jul. 26, 2017)
- (4) The safety standards newly established or amended by the head of any central administrative agency shall not be contradictory to the national disaster management standards referred to in Article 34-3.
- (5) Methods and procedures for registration of safety standards and the organization and operation of the Safety Standard Deliberative Committee shall be prescribed by Presidential Decree.
 [This Article Newly Inserted on Aug. 6, 2013]
 [This Article Moved from Article 34-6 (Dec. 30, 2014)]

Article 34-8 (Establishment and Operation of Disaster and Safety Communications Network)

- (1) The Minister of the Interior and Safety shall establish and operate a disaster and safety communications network for systematically managing disasters, and each disaster management agency, emergency rescue agency, and emergency rescue and relief support agency (hereafter in this Article, referred to as "disaster-related agency") shall use the disaster and safety communications network for managing disasters. (Amended on Jul. 26, 2017)
- (2) In order to use at ordinary times or to prepare for the occurrence of a disaster, each disaster-related agency shall prepare procedures for disaster responses to be taken among related agencies using the disaster and safety communications network, and the Minister of the Interior and Safety may research, develop, and disseminate procedures for disaster responses needed by disaster-related agencies. (Amended on Jul. 26, 2017)
- (3) Matters necessary for the operation, use, etc. of the disaster and safety communications network shall be prescribed by Presidential Decree.
 [This Article Newly Inserted on Jan. 7, 2016]

Article 34-9 (Formulation of Master Plans for Disaster Preparedness Drills)

- (1) The Minister of the Interior and Safety shall formulate a master plan for disaster preparedness drills each year and notify it to the heads of disaster management agencies. (Amended on Jul. 26, 2017)
- (2) The head of each disaster management agency shall formulate the agency's own plan for disaster preparedness drills by area under its jurisdiction in accordance with the master plan for disaster preparedness drills formulated pursuant to paragraph (1).
- (3) The Minister of the Interior and Safety shall report the master plan formulated pursuant to paragraph (1) to the competent standing committee of the National Assembly. (Amended on Jul. 26, 2017)
 [This Article Newly Inserted on Jan. 7, 2016]

Article 35 (Implementation of Disaster Preparedness Drills)

- (1) The Minister of the Interior and Safety, the head of a central administrative agency, a Mayor/Do Governor, the head of a *Si/Gun/Gu*, or the head of an emergency rescue agency (hereafter in this Article, referred to as "drill supervision agency") shall annually conduct disaster preparedness drills (including drills to master risk management manuals referred to in Article 34-5) regularly or occasionally jointly with related agencies, such as disaster management agencies, emergency rescue and relief support agencies, and military units (hereafter in this Article, referred to as "agencies participating in a d

rill"), as prescribed by Presidential Decree. (Amended on Nov. 19, 2014; Dec. 30, 2014; Jan. 7, 2016; Jul. 26, 2017)

- (2) In conducting a disaster preparedness drill under paragraph (1), the head of any drill supervision agency shall formulate an implementation plan for the disaster preparedness drill based on the agency's own plan referred to in Article 34-9 (2) and notify the heads of agencies participating in the drill t hereof. (Amended on Jan. 7, 2016)
 - (3) In conducting a disaster preparedness drill under paragraph (1), the heads of agencies participating in the drill shall examine the status of the drill and submit the results thereof to the head of the relevant drill supervision agency, as prescribed by Presidential Decree.
 - (4) The head of any drill supervision agency shall take the following measures, as prescribed by Presidential Decree: (Amended on Dec. 30, 2014)
 1. Examining and evaluating the process and results of a drill of agencies participating in the drill;
 2. Requesting the heads of agencies participating in the drill to take measures to supplement the matters unprepared or requiring improvement or supplementation which have been discovered in the course of the drill;
 3. Requesting for improvement or supplementation, or for taking measures for improvement or supplementation, of the unprepared matters of the risk management manuals referred to in subparagraphs of Article 34-5 (1) which have been discovered in the course of the drill.
 - (5) Matters necessary for the procedures, methods, etc. for efficiently implementing disaster preparedness drills shall be prescribed by Presidential Decree. (Newly Inserted on Jan. 7, 2016)
- [This Article Wholly Amended on Aug. 6, 2013]
[Title Amended on Jul. 7, 2016]

CHAPTER VI DISASTER RESPONSE

SECTION 1 Emergency Measures

Article 36 (Declaration of State of Disaster)

- (1) Where the Minister of the Interior and Safety deems that emergency measures are necessary to mitigate grave impacts on or harm to persons' lives, bodies, and property when a disaster prescribed by Presidential Decree actually occurs or is likely to occur, he/she may declare the state of disaster, following deliberation by the Central Committee: *Provided*, That where the Minister of the Interior and Safety has no time to undergo deliberation by the Central Committee due to the state of emergency, he/she may declare a state of disaster without undergoing deliberation by the Central Committee: (Amended on Aug. 6, 2013; Dec. 30, 2014; Jul. 26, 2017)
 1. Deleted; (Dec. 30, 2014)
 2. Deleted. (Dec. 30, 2014)
- (2) Where the Minister of the Interior and Safety declares the state of disaster pursuant to the proviso to paragraph (1), he/she shall obtain approval therefor from the Central Committee without delay and where he/she fails to obtain approval, he/she shall immediately cancel the declaration of the state of disaster. (Amended on Dec. 30, 2014; Jul. 26, 2017)
- (3) The Minister of the Interior and Safety and the head of any local government may take the following measures for the areas declared in a state of disaster under paragraph (1): (Amended on Dec. 30, 2014; Jan. 17, 2017; Jul. 26, 2017)
 1. Emergency measures stipulated in this Act, including the issuance of a disaster alert, mobilization of

human resources, equipment, and commodities, establishment of danger zones, evacuation orders, emergency assistances, etc.;

2. Emergency call-up of public officials under the jurisdiction of administrative agencies in the relevant areas;
 3. Advice to refrain from moving to the relevant areas, including travelling;
 4. Request for issuance of an order for, or imposition of disposition of, business suspension or closure of kindergartens, or temporary or permanent closure of schools under Article 31 of the Early Childhood Education Act, Article 64 of the Elementary and Secondary Education Act, or Article 61 of the Higher Education Act;
 5. Other measures necessary to prevent disasters.
- (4) Where the Minister of the Interior and Safety deems the risk from a disaster is settled or where there exists no risk of additional occurrence of a disaster, he/she shall immediately cancel the declaration of the state of disaster. <Amended on Dec. 30, 2014; Jul. 26, 2017>
- (5) Deleted. <Feb. 30, 2014>
[This Article Wholly Amended on Jun. 8, 2010]

Article 37 (Emergency Measures)

- (1) Where any disaster actually occurs or is likely to occur, the head of a City/Do emergency rescue control group and a *Si/Gun/Gu* emergency rescue control group referred to in Article 50 (2) (hereinafter referred to as "head of a local control group") and the head of a *Si/Gun/Gu* shall promptly take the measures for flood control, fire extinguishment, rescue and salvage, and the following measures necessary to prevent the occurrence of other disasters or to mitigate damage, as prescribed by relevant statutes, the action plans for disaster response, or the risk management manuals: *Provided*, That the head of any local control group shall take the emergency measures only for extinguishing fires among measures stipulated under subparagraph 2, and those stipulated under subparagraphs 4 and 6: <Amended on Aug. 6, 2013; Dec. 30, 2014; Jan. 17, 2017>
1. Issuance or dissemination of alerts, or advice or instruction of evacuation;
 - 1-2. Safety measures under Article 31;
 2. Fire extinguishment, flood control, earthquake prevention, and other emergency measures and relief;
 3. Emergency restoration of damaged facilities, quarantine, crime prevention, and maintenance of order;
 4. Securing means of emergency transportation and rescue;
 5. Securing means of water supply, emergency shelters, and relief goods;
 6. Securing on-site control and communication systems;
 7. Other measures necessary to prevent and reduce occurrence of disasters, which are prescribed by Presidential Decree.
- (2) Upon receipt of a request from the head of a *Si/Gun/Gu* or the head of a local control group, the head of the disaster management agency located within the jurisdiction of the *Si/Gun/Gu* shall take emergency measures related to his/her duties under the supervision or coordination of the head of the *Si/Gun/Gu* or the head of the local control group, or cooperate in the emergency measures to be taken by the head of the *Si/Gun/Gu* or the head of a local control group, as prescribed by relevant statutes or the safety management plans of the relevant *Si/Gun/Gu*.
[This Article Wholly Amended on Jun. 8, 2010]

Article 38 (Issuance of Crisis Alerts)

- (1) Where the head of a disaster management supervision agency identifies any sign of a disaster prescribed by Presidential Decree or expects the occurrence of a disaster, he/she may determine the risk level, possibility of occurrence, etc. and issue a crisis alert so that corresponding measures can be taken: *Provided*, That in circumstances falling under the proviso to Article 34-5 (1) 1, the Minister of the Interior and Safety may issue a crisis alert. (Amended on Jul. 26, 2017)
- (2) Crisis alerts issued under paragraph (1) may be classified into attention, caution, alert, and serious level, comprehensively taking into account the seriousness of a disaster situation, such as the speed of development and possibility of expansion of disaster damage: *Provided*, That where the criteria for issuing crisis alerts of disasters are separately prescribed by any other statute, such criteria shall govern.
- (3) In issuing or lifting an alert of serious level, the head of a disaster management supervision agency shall pre-consult with the Minister of the Interior and Safety: *Provided*, That in emergencies, the head of a disaster management supervision agency shall take measures first and consult with the Minister of the Interior and Safety without delay. (Amended on Jul. 26, 2017)
- (4) Upon acquiring risk information related to a disaster, the head of any disaster management agency shall immediately notify the Minister of the Interior and Safety, the head of the relevant disaster management supervision agency, the relevant Mayor/*Do* Governor, and the head of the relevant *Si/Gun/Gu* thereof, so that a crisis alert can be promptly issued pursuant to paragraph (1). (Amended on Jul. 26, 2017)

[This Article Wholly Amended on Jan. 7, 2016]

Article 38-2 (Establishment and Operation of Disaster Forecast and Alert System)

- (1) Where it is predicted that any damage will occur to people's lives, bodies, or property, the head of a disaster management agency may establish and operate a disaster forecast or alert system to prevent or reduce the damage. (Newly Inserted on Jan. 7, 2016)
- (2) Where the head of a disaster management agency acquires any disaster-related risk information, he/she shall immediately notify the Minister of the Interior and Safety, the head of the relevant disaster management supervision agency, the relevant Mayor/*Do* Governor, and the head of the relevant *Si/Gun/Gu* thereof, so that the disaster forecast or alert can be issued promptly. (Newly Inserted on Jan. 7, 2016; Jul. 26, 2017)
- (3) Where necessary to perform the forecast, alert, or notification or to take emergency measures concerning a disaster, the Minister of the Interior and Safety, a Mayor/*Do* Governor, or the head of a *Si/Gun/Gu* may request the following persons to take the following measures: *Provided*, That this shall not apply where it is otherwise provided in other statutes: (Newly Inserted on Jan. 7, 2016; Jul. 26, 2017; Dec. 3, 2019)
1. The owners or managers of telecommunication facilities: Use of telecommunication facilities on a preferential basis;
 2. Key telecommunications business entities prescribed by Presidential Decree among telecommunications business entities defined in subparagraph 8 of Article 2 of the Telecommunications Business Act: Transmission of text or voice pertaining to necessary information or posting it on their websites;
 3. Broadcasting business entities defined in subparagraph 3 of Article 2 of the Broadcasting Act: Prompt broadcasting of necessary information;
 4. Key newspaper enterprisers and online newspaper enterprisers prescribed by Presidential Decree among newspaper enterprisers and online newspaper enterprisers defined in subparagraphs 3 and 4

of Article 2 of the Act on the Promotion of Newspapers, Etc.: Publication of necessary information.

5. Posting of necessary information for the manager of digital advertisements pursuant to subparagraph h 1 of Article 2 of the Management of Outdoor Advertisements, etc. and Promotion of Outdoor Advertisement Industry.
- (4) Among the prediction, alert, and notification on a disaster under paragraph (3), those on the earthquake, tsunami, and volcanic eruption defined in subparagraphs 1 through 3 of Article 2 of the Act on the Observation and Warning of Earthquakes, Tsunamis and Volcanic Eruptions and on other natural disasters prescribed by Presidential Decree shall be performed by the Administrator of the Korea Meteorological Administration. In such cases, the Administrator of the Korea Meteorological Administration may request the measures prescribed in subparagraphs of paragraph (3). (Newly Inserted on Jan. 17, 2017)
- (5) The owners or managers of telecommunication facilities, telecommunications business entities, broadcasting business entities, newspaper enterprisers, and online newspaper enterprisers in receipt of the request under paragraph (3) or (4) shall comply therewith, unless there is a compelling reason not to do so. (Newly Inserted on Jan. 7, 2016; Jan. 17, 2017)
- (6) Telecommunications business entities, broadcasting business entities, cellular phone manufacturers, or navigation manufacturer shall be equipped with software or mechanical systems to ensure that the matters forecast or alerted under paragraphs (3) and (4) can be displayed on the screens of receivers, such as cellular phones of users. (Newly Inserted on Jan. 7, 2016; Jan. 17, 2017)
- (7) The head of a *Si/Gun/Gu* shall formulate a comprehensive plan for creating a *Si/Gun/Gu* disaster forecast and alert system on a five-year basis (hereafter in this Article, referred to as "*Si/Gun/Gu* comprehensive plan") in order to prevent damage in a danger zone provided for in Article 41, an area requiring improvement of vulnerability from natural disaster provided for in Article 12 of the Countermeasures against Natural Disasters Act, and any other area in which disasters are anticipated to harm people's lives, bodies, and property, and submit the *Si/Gun/Gu* comprehensive plan to the competent Mayor/*Do* Governor. (Amended on Oct. 22, 2012; Jan. 17, 2017)
- (8) A Mayor/*Do* Governor shall formulate a City/*Do* comprehensive plan for creating a City/*Do* disaster forecast and alert system based on the *Si/Gun/Gu* comprehensive plans referred to in paragraph (7) (hereafter in this Article, referred to as "*City/Do* comprehensive plan") to submit such comprehensive plan to the Minister of the Interior and Safety, who then may request the Mayor/*Do* Governor to supplement the City/*Do* comprehensive plan, if necessary. (Amended on Nov. 19, 2014; Jan. 7, 2016; Jan. 17, 2017; Jul. 26, 2017)
- (9) Each City/*Do* comprehensive plan and each *Si/Gun/Gu* comprehensive plan shall include the following matters:
1. The basic direction-setting for creating the disaster forecast and alert system;
 2. Matters concerning the selection of areas subject to the formulation of a comprehensive plan for creating a disaster forecast and alert system;
 3. Matters concerning the creation and operation of the comprehensive disaster forecast and alert system;
 4. Other matters concerning the prevention of disasters from harming people's lives and property.
- (10) Each Mayor/*Do* Governor and the head of each *Si/Gun/Gu* shall annually formulate a project implementation plan for the City/*Do* comprehensive plan and the *Si/Gun/Gu* comprehensive plan, respectively, and submit it to the Minister of the Interior and Safety. (Amended on Nov. 19, 2014; Jan. 7, 2016; Jul. 26, 2017)
- (11) Where a Mayor/*Do* Governor and the head of a *Si/Gun/Gu* intend to amend a City/*Do* comprehensive

- 1) plan or a *Si/Gun/Gu* comprehensive plan, respectively, paragraphs (7) and (8) shall apply *mutatis mutandis* thereto. (Amended on Jan. 7, 2016; Jan. 17, 2017)
- (1) Necessary matters concerning the procedures for request under paragraphs (3) and (4), the formulation, etc. of *City/Do* comprehensive plans, *Si/Gun/Gu* comprehensive plans, and project implementation plans shall be prescribed by Presidential Decree. (Amended on Jan. 7, 2016; Jan. 17, 2017)
- [This Article Wholly Amended on Jun. 8, 2010]
- [Title Amended on Jan. 7, 2016]

Article 39 (Request for Mobilization)

- (1) Where the head of the Central Countermeasure Headquarters or the head of a *Si/Gun/Gu* (where a *Si/Gun/Gu* countermeasure headquarters is organized, referring to the head of such headquarters; hereafter the same shall apply in Articles 40 through 45) deems that any disaster occurs or is likely to occur, he/she may take the following measures: (Amended on Aug. 6, 2013; Dec. 3, 2019)
1. To mobilize a civil defense unit pursuant to Article 26 of the Framework Act on Civil Defense;
 2. To request the head of a disaster management agency to take necessary measures, including the mobilization of related staff members for emergency measures, or the mobilization, etc. of disaster management resources and equipment, facilities, and human resources designated under Article 34 (2);
 3. To request the Minister of National Defense to provide support of military units where equipment, human resources, etc. are not available.
- (2) The head of an agency in receipt of a request for necessary measures pursuant to paragraph (1) shall comply therewith, unless there is a compelling reason not to do so.
- [This Article Wholly Amended on Jun. 8, 2010]

Article 40 (Evacuation Orders)

- (1) Where it is necessary to prevent any harm to people's lives, or physical or property safety when a disaster occurs or is likely to occur, the head of a *Si/Gun/Gu* and the head of a local control group (limited to cases where the authority prescribed by Presidential Decree is exercised; hereafter the same shall apply in this Article) may order residents or persons within the relevant areas to evacuate or order the owners, managers, or occupants to evacuate vessels, automobiles, etc. In such cases, evacuation shelters may be designated beforehand. (Amended on Feb. 22, 2012; Dec. 3, 2019)
- (2) When an evacuation order is received pursuant to paragraph (1), it shall be immediately complied with. (Amended on Feb. 22, 2012)
- [This Article Wholly Amended on Jun. 8, 2010]

Article 41 (Establishment of Danger Zones)

- (1) Where it is necessary to prevent any harm to people's lives or bodies or to maintain order when a disaster occurs or is likely to occur, the head of a *Si/Gun/Gu* or the head of a local control group (only where he/she exercises the authority prescribed by Presidential Decree; hereafter the same shall apply in this Article) may establish a danger zone and may order persons, other than those engaged in emergency measures to take the following measures:
1. Prohibition of, or restriction on, access to a danger zone and other activities;
 2. Eviction or evacuation from a danger zone.
- (2) Where the head of a *Si/Gun/Gu* or the head of a local control group establishes a danger zone pursuant to paragraph (1), he/she shall post the boundaries of the said zone and the details of activities pr

hibited or restricted pursuant to paragraph (1) 1, and other necessary matters at a readily accessible place.

- (3) Where it is deemed necessary to prevent any harm to people's lives or bodies or to maintain order when a disaster occurs or is likely to occur, the head of a related central administrative agency may request the head of the relevant *Si/Gun/Gu* and the head of the relevant local control group to establish a danger zone. (Newly Inserted on Aug. 6, 2013)
[This Article Wholly Amended on Jun. 8, 2010]

Article 42 (Compulsory Evacuation Measures)

- (1) Where the head of a *Si/Gun/Gu* and the head of a local control group deem that the situation is urgent since persons in receipt of an evacuation order under Article 40 (1) or those in receipt of an eviction order or evacuation order from a danger zone under Article 41 (1) 2 fail to comply with such orders, they may compulsorily evacuate or evict the residents within the relevant area or danger zone or those located within the relevant area or danger zone, or tow vessels, automobiles, etc. from such area or zone. (Amended on Feb. 22, 2012; Dec. 13, 2019)
- (2) If deemed necessary for the compulsive evacuation or eviction of residents, etc. under paragraph (1), the head of a *Si/Gun/Gu* or the head of a local control group may request support of necessary human resources and equipment from the head of a competent police agency. (Newly Inserted on Feb. 22, 2012)
- (3) The head of a police agency who receives a request under paragraph (2) shall comply therewith unless there is a compelling reason not to do so. (Newly Inserted on Feb. 22, 2012)
[This Article Wholly Amended on Jun. 8, 2010]

Article 43 (Restriction on Passage)

- (1) Where it is necessary for urgently transporting commodities required for emergency measures, fire extinguishment, rescue, etc., the head of a *Si/Gun/Gu* and the head of a local control group (limited to cases where the authority prescribed by Presidential Decree is exercised; hereafter the same shall apply in this Article) may request the head of the competent police office to prohibit or restrict the passage of vehicles, other than those used for the relevant emergency transportation, etc., within prescribed sections of roads, as prescribed by Presidential Decree.
- (2) The head of the competent police office in receipt of a request under paragraph (1) shall comply therewith unless there is a compelling reason not to do so.
[This Article Wholly Amended on Jun. 8, 2010]

Article 44 (Support)

- (1) Where it is necessary to take emergency measures, the head of a *Si/Gun/Gu* may request the head of a military unit located in any other *Si/Gun/Gu* or under his/her jurisdiction, the head of a related administrative agency, and the head of any other private agency or organization to render necessary support, including the dispatch of human resources, equipment, materials, etc. In such cases, the head of the military unit and of the relevant administrative agency in receipt of a request for support shall comply therewith unless there is a compelling reason not to do so. (Amended on Aug. 6, 2013)
- (2) Any person engaged in providing support pursuant to paragraph (1) shall take emergency measures under the supervision of the head of the *Si/Gun/Gu* who has requested such support.
[This Article Wholly Amended on Jun. 8, 2010]

Article 45 (Emergency Impositions)

Where urgent circumstances exist, in which emergency measures are necessary as a disaster occurs or is likely to occur in the jurisdiction of the head of a *Si/Gun/Gu* and the head of a local control group (limited to cases where the authority prescribed by Presidential Decree is exercised; hereafter the same shall apply in this Article), they may require the persons at the relevant disaster scene or those residing in a neighboring area to engage in the emergency measures, make temporary use of others' land, buildings, structures, and other property, as prescribed by Presidential Decree, or make any alteration or removal of the obstacles.

[This Article Wholly Amended on Jun. 8, 2010]

Article 46 (Emergency Measures to be Taken by Mayors/Do Governors)

(1) A Mayor/*Do* Governor may take emergency measures stipulated under Articles 39 through 45 in any of the following cases: <Amended on Aug. 6, 2013>

1. Cases prescribed by Presidential Decree in which a disaster occurs or is likely to occur in his/her jurisdiction;
2. Where a disaster occurs or is likely to occur over at least two *Sis/Guns/Gus*.

(2) Where it is necessary to take the emergency measures referred to in paragraph (1), a Mayor/*Do* Governor may issue necessary instructions to the head of the *Si/Gun/Gu* who is required to take the emergency measures stipulated under in this Section, or may request the heads of other *Sis/Guns/Gus* to provide support. <Amended on Aug. 6, 2013>

[This Article Wholly Amended on Jun. 8, 2010]

Article 47 (Emergency Measures by Heads of Disaster Management Agencies)

Where a disaster occurs or is likely to occur, the head of a disaster management agency referred to in subparagraph 5 (b) of Article 3 shall promptly take emergency measures necessary for his/her duties, and shall cooperate in the emergency measures taken by a Mayor/*Do* Governor, the head of a *Si/Gun/Gu*, or the head of a local control group pursuant to this Section. <Amended on Aug. 6, 2013>

[This Article Wholly Amended on Jun. 8, 2010]

Article 48 (Emergency Measures by Heads of Local Control Groups)

(1) Where necessary for emergency rescue, the head of a local control group may request the head of the Central Countermeasure Headquarters, a Mayor/*Do* Governor (where a City/*Do* countermeasure headquarters is organized, referring to the head of such headquarters; hereafter the same shall apply in this Article), or the head of a *Si/Gun/Gu* (where a *Si/Gun/Gu* countermeasure headquarters is organized, referring to the head of such headquarters; hereafter the same shall apply in this Article) to take the emergency measures provided for in Articles 37, 38-2, 39, and 44, and the head of the Central Countermeasure Headquarters, the Mayor/*Do* Governor, or the head of the *Si/Gun/Gu* shall comply therewith, unless there is a compelling reason not to do so. <Amended on Aug. 6, 2013; Jan. 7, 2016>

(2) Where the head of a local control group has taken the emergency measures referred to in Article 37 and the emergency measures referred to in Articles 40 through 43 and 45, he/she shall promptly notify the head of the relevant *Si/Gun/Gu* thereof: *Provided*, That where emergency measures, such as lifesaving and emergency measures, are necessary, notification may be made after taking preferential measures. <Amended on Jun. 9, 2020>

[This Article Wholly Amended on Jun. 8, 2010]

SECTION 2 Emergency Rescue

Article 49 (Central Emergency Rescue Control Group)

- (1) Any central emergency rescue control group (hereinafter referred to as "central control group") shall be established under the National Fire Agency in order to exercise general control of, and to coordinate matters concerning emergency rescue, and to take partial charge of roles of, and to supervise and control the emergency rescue activities conducted by the emergency rescue agencies and the emergency rescue and relief support agencies. (Amended on Nov. 19, 2014; Jul. 26, 2017)
- (2) The Fire Commissioner of the National Fire Agency shall be the head of the central control group. (Amended on Dec. 30, 2014; Jul. 26, 2017)
- (3) If necessary for emergency rescue, the head of such central control group may request the heads of related agencies and organizations to dispatch staff members under their command in order to maintain the mutual assistance systems between the emergency rescue and relief support agencies. In such cases, the heads of related agencies and organizations in receipt of such request shall comply therewith, unless there is a compelling reason not to do so.
- (4) Necessary matters concerning the composition, function, and operation of the central control group shall be prescribed by Presidential Decree.
[This Article Wholly Amended on Jun. 8, 2010]

Article 50 (Local Emergency Rescue Control Group)

- (1) A City/Do emergency rescue control group shall be established in the City/Do's fire headquarters in order to exercise overall control of, and to coordinate, matters concerning the emergency rescue by area, and to assign roles between the emergency rescue and relief agencies and the emergency rescue and relief support agencies located in the relevant areas, and to exercise supervision and control at the disaster scene, and a Si/Gun/Gu emergency rescue control group shall be established in the Si/Gun/Gu fire station.
- (2) One head shall be appointed respectively to a City/Do emergency rescue control group and a Si/Gun/Gu emergency rescue control group (hereinafter referred to as "local control group"), and the head of such group shall be the head of the fire headquarters in cases of a City/Do emergency rescue control group, and in cases of the Si/Gun/Gu emergency rescue control group, he/she shall be the chief of a fire station.
- (3) Where necessary for emergency rescue, the head of a local control group may request the heads of related agencies and organizations to dispatch staff members under their command in order to maintain the mutual assistance systems between the emergency rescue and relief support agencies. In such cases, the heads of related agencies and organizations, in receipt of such request, shall comply therewith unless there is a compelling reason not to do so.
- (4) Necessary matters concerning the function and operation of a local control group shall be prescribed by Presidential Decree.
[This Article Wholly Amended on Jun. 8, 2010]

Article 51 (Emergency Rescue)

- (1) Where any disaster occurs, the head of any local control group shall promptly mobilize the emergency rescue staff under his/her command to the relevant disaster scene to conduct necessary emergency rescue activities.

- (2) If deemed necessary for emergency rescue, the head of any local control group may request the heads of emergency rescue and relief support agencies to support emergency rescue activities, including the dispatch of the emergency rescue support staff under their command to the scene and the provision of equipment and materials necessary for emergency rescue. In such cases, the heads of agencies in receipt of such request shall promptly comply therewith, unless there is a compelling reason not to do so. (Amended on Dec. 30, 2014)
- (3) Civil emergency rescue and relief support agencies that engage in emergency rescue activities in accordance with a request referred to in paragraph (2) may be fully or partially subsidized with expenses incurred therein, as prescribed by Presidential Decree.
- (4) Where any operation of rotorcraft (hereafter referred to as "helicopter" in this paragraph) is required for emergency rescue activities, the head of an emergency rescue agency may operate a helicopter after notifying the agency in charge of operation and control of the helicopter of the matters relating to the operation of the helicopter. In such cases, the operation of the relevant helicopter shall be deemed approved pursuant to relevant statutes.
- [This Article Wholly Amended on Jun. 8, 2010]

Article 52 (On-Scene Command in Emergency Rescue)

- (1) The head of a *Sil/Gun/Gu* emergency rescue control group shall command emergency rescue activities at the scene of a disaster: *Provided*, That he/she shall consult with the chief of the competent police station about matters relating to public order activities.
- (2) On-scene command referred to in paragraph (1) shall be conducted over the following matters:
1. Search and rescue of human lives at the scene of a disaster;
 2. Arrangement and operation of human resources and equipment of emergency rescue agencies and emergency rescue and relief support agencies;
 3. Emergency measures for the prevention of additional disasters;
 4. Assignment of tasks to emergency rescue and relief support agencies, volunteers, etc.;
 5. Emergency treatment to the dead and wounded, and transfer of them to medical institutions;
 6. Management of materials necessary for emergency rescue;
 7. Restriction on any access to the scenes, traffic controls in and around the spots, and other necessary matters concerning efficient emergency rescue activities.
- (3) The head of a *City/Do* emergency rescue control group may directly take on-scene command if he/she deems necessary, notwithstanding paragraph (1).
- (4) The head of such central control group may directly take on-scene command if a large-scale disaster prescribed by Presidential Decree occurs or in other cases deemed necessary, notwithstanding paragraphs (1) and (3).
- (5) The management of human resources, equipment, and materials of the emergency rescue staff and the emergency rescue and relief support agencies that engage in emergency rescue activities at the scene of a disaster shall follow the command and control of the head of any emergency rescue control group who takes on-scene command pursuant to paragraphs (1), (3), and (4) (hereinafter referred to as "head of any control group at each level"). (Amended on Dec. 30, 2014)
- (6) The head of any local countermeasure headquarters under Article 16 (2) shall pro-actively cooperate in emergency rescue activities performed by the head of any control group at each level. (Newly Inserted on Dec. 30, 2014)
- (7) The head of a *Sil/Gun/Gu* emergency rescue control group may request the head of any consolidated support headquarters established and operated under Article 16 (3) to support human resources, m

aterials, etc. necessary for emergency rescue. In such cases, the head of any agency in receipt of such request shall cooperate therein to the maximum extent possible. (Newly Inserted on Dec. 30, 2014)

- (8) Publicity release, etc. on the status of first measures, including rescue activities at the scene of a disaster, shall be done by a person designated by the head of a control group at each level. (Newly Inserted on Dec. 30, 2014)
- (9) The head of any control group at each level may establish and operate a command office at the scene of a disaster in order to effectively take on-scene command, such as the emergency rescue at the disaster scene. In such cases, the on-scene commander of an emergency rescue and relief support agency who engages in emergency rescue activities shall dispatch a liaison officer to the on-scene command office, as prescribed by Presidential Decree. (Amended on Dec. 30, 2014)
- (10) Where the head of any control group at each level intends to terminate emergency rescue activities, he/she shall make such decision, following consultation with the head of any regional disaster management headquarters, the head of a consolidated support headquarters, etc. participating at the disaster scene. In such cases, the head of any control group at each level shall notify the head of any local countermeasure headquarters and the head of any emergency rescue and relief support agency under paragraph (5) of the fact of termination of emergency rescue activities. (Newly Inserted on Dec. 30, 2014)
- (11) Paragraphs (1) through (10) shall apply *mutatis mutandis* to emergency rescue activities in disasters occurred on an ocean. In such cases, the head of a *Si/Gun/Gu* emergency rescue control group, the head of a *City/Do* emergency rescue control group, and the head of the central emergency rescue control group shall be respectively construed as the chief of a regional rescue center, the chief of a metropolitan rescue center, and the chief of the Central Rescue Center under Article 7 of the Act on the Search and Rescue, etc. in Waters. (Newly Inserted on Dec. 30, 2014; Jul. 24, 2015)
- [This Article Wholly Amended on Jun. 8, 2010]
- [Title Amended on Aug. 6, 2013]

Article 52-2 (Rapid Response Cooperation Officers)

The head of an emergency rescue agency may cause the head of an emergency rescue and relief support agency to designate and operate a rapid response cooperation officer who performs the following duties, as prescribed by Presidential Decree:

1. Formulation of emergency rescue countermeasure plans of the relevant emergency rescue and relief support agency at ordinary times and management of resources in possession;
2. Mutual cooperation in disaster response affairs, and overall control of the affairs supporting disaster scenes.

[This Article Newly Inserted on Jan. 7, 2016]

Article 53 (Evaluation on Emergency Rescue Activities)

- (1) The heads of the central control group and of any local control group shall comprehensively evaluate the activities of emergency rescue and relief support agencies after the completion of disaster situations, as prescribed by Presidential Decree.
- (2) The head of a *Si/Gun/Gu* emergency rescue control group shall report or notify the result of the comprehensive evaluation prescribed in paragraph (1) to the head of the *City/Do* emergency rescue control group and the head of a *Si/Gun/Gu*, and the head of the *City/Do* emergency rescue control group

shall do so to the Administrator of the National Fire Agency. (Amended on Nov. 19, 2014; Jul. 26, 2017)

[This Article Wholly Amended on Jun. 8, 2010]

Article 54 (Formulation of Plans for Emergency Rescue Countermeasures)

The head of an emergency rescue and relief agency shall develop and implement an emergency rescue countermeasure plan based on the scale and types of disasters, as prescribed by Presidential Decree, to ensure that the emergency rescue and relief agency and emergency rescue and relief support agencies may swiftly and efficiently conduct an emergency rescue when a disaster occurs.

[This Article Wholly Amended on Jun. 8, 2010]

Article 54-2 (Integration and Linkage of Special Telephone Number Services Related to Emergency Rescue)

- (1) For rapidly responding to any request for emergency rescue, the Minister of the Interior and Safety shall establish and operate a system which integrates and links special telephone number services related to emergency rescue prescribed by Presidential Decree (hereinafter referred to as "special telephone number services"). (Amended on Jul. 26, 2017)
- (2) The Minister of the Interior and Safety may examine and analyze the actual status of operation of special telephone number services integrated and linked pursuant to paragraph (1), and utilize the result thereof to improve the operation of the integration and linkage system of special telephone number services. (Amended on Jul. 26, 2017)
- (3) Where necessary, the Minister of the Interior and Safety may request the head of a related central administrative agency or the head of a public institution prescribed by Presidential Decree to provide cooperation relating to the integration, linkage, and utilization, etc. of the result of examination and analysis, etc. of special telephone number services. In such cases, the head of the relevant institution in receipt of such request shall comply therewith, unless there is a compelling reason not to do so. (Amended on Jul. 26, 2017)
- (4) Except as provided in paragraphs (1) through (3), matters necessary for the formulation, operation, etc. of an integration and linkage system of special telephone number services shall be prescribed by Presidential Decree.

[This Article Newly Inserted on Jan. 17, 2017]

Article 55 (Reinforcement of Disaster Response Capacity)

- (1) The State and local governments shall endeavor to reinforce the capabilities for emergency rescue, including the expansion of human resources, equipment, and installations necessary for disaster management and the establishment, maintenance, etc. of communication networks, and formulate financial plans necessary therefor.
- (2) The head of any emergency rescue agency shall establish emergency rescue systems, such as an emergency rescue supervision unit, etc. in order to ensure that emergency rescue activities are performed swiftly and effectively, and always keep the emergency rescue staff and equipment under his/her command prepared for mobilization.
- (3) Persons engaging in emergency rescue activities and disaster management activities of a disaster management agency (limited to agencies, other than administrative agencies) shall undergo emergency rescue training, as prescribed by Presidential Decree: *Provided*, That where they have undergone emergency rescue training in accordance with other statutes, they shall be deemed to have undergone such training under this Act.

- (4) The Administrator of the National Fire Agency and a Mayor/*Do* Governor may designate a training institution that provides training referred to in paragraph (3). (Amended on Aug. 6, 2013; Nov. 19, 2014; Jul. 26, 2017)
- (5) In the event of the occurrence of a disaster, the head of an emergency rescue agency may request medical institutions defined in Article 3 of the Medical Service Act and emergency medical institutions, etc. defined in Article 2 of the Emergency Medical Service Act to provide data on resources necessary to provide emergency medical services at the disaster scene, such as human resources and equipment, for the speedy classification, first aid treatment, and transfer of casualties. In such cases, the head of a related institution in receipt of such request for data shall comply therewith, unless there is a compelling reason not to do so. (Newly Inserted on Jan. 7, 2016)
- (6) The types of data which may be requested by the head of an emergency rescue agency pursuant to paragraph (5) shall be prescribed by Presidential Decree. (Newly Inserted on Jan. 7, 2016)
[This Article Wholly Amended on Jun. 8, 2010]

Article 55-2 (Evaluation of Capabilities of Emergency Rescue and Relief Support Agencies)

- (1) An emergency rescue and relief support agency shall maintain its capability necessary for emergency rescue, as prescribed by Presidential Decree.
- (2) The head of an emergency rescue and relief agency may evaluate the capability of any emergency rescue and relief support agency: *Provided*, That he/she may choose not to evaluate an agency having a regular mobilization system and self-assessment scheme and a private emergency rescue and relief support agency.
- (3) The head of an emergency rescue and relief agency shall notify the head of the relevant emergency rescue and relief support agency of the result of the evaluation under paragraph (2).
- (4) In addition to the matters provided for in paragraphs (1) through (3), necessary matters for evaluating the capability of emergency rescue and relief agencies shall be prescribed by Presidential Decree.
[This Article Newly Inserted on Jun. 8, 2010]

Article 56 (Emergency Rescue on Ocean)

Emergency rescue activities in distress accidents of ships, aircraft, etc. that occur on the ocean shall be governed by the relevant statutes, such as the Act on the Search and Rescue, etc. in Waters. (Amended on Jul. 24, 2015)
[This Article Wholly Amended on Dec. 30, 2014]

Article 57 (Emergency Rescue at Time of Distress Accidents of Aircraft)

- (1) Where any distress accidents of aircraft occur, the Administrator of the National Fire Agency shall formulate and implement an aircraft search and rescue plan for the search of aircraft and for lifesaving: *Provided*, That where special provisions on the search and rescue of aircraft are prescribed in other statutes, such statutes shall be complied with. (Amended on Nov. 19, 2014; Jul. 26, 2017)
- (2) Necessary matters concerning the search and rescue of aircraft shall be prescribed by Presidential Decree.
- (3) The Minister of National Defense shall take the following measures to ensure that military support is swiftly rendered to emergency rescue activities by the agencies responsible for the emergency rescue duties pursuant to relevant statutes when any distress accident affecting aircraft or ships occur:
1. Establishment and operation of the search and rescue headquarters;
 2. Designation of search and rescue units, and maintenance of preparedness for mobilization;

3. Provision of information on aircraft in distress.
- (4) Necessary matters concerning the composition and operation of a search and rescue headquarters under paragraph (3) 1 shall be stipulated by Ordinance of the Ministry of National Defense.
- [This Article Wholly Amended on Jun. 8, 2010]

CHAPTER VII RESTORATION OF DISASTERS

SECTION 1 Investigation of Damage and Restoration Plans

Article 58 (Reporting and Investigation on Disaster Damage)

- (1) A person who has suffered damage from a disaster may report the status of damage to the head of the competent *Si/Gun/Gu* (where a *Si/Gun/Gu* countermeasure headquarters is operated, referring to the head thereof; hereafter the same shall apply in this Article), as prescribed by Ordinance of the Ministry of the Interior and Safety, and the head of the competent *Si/Gun/Gu* in receipt of such reporting shall investigate the status of damage and report thereon to the head of the Central Countermeasure Headquarters. (Newly Inserted on Dec. 30, 2014; Jul. 26, 2017)
- (2) Where any damage is caused by a disaster, the head of any disaster management agency shall promptly investigate the status of damage and notify the head of the Central Countermeasure Headquarters of the results thereof. (Amended on Dec. 30, 2014)
- (3) Where deemed necessary for the investigation on disaster damage, the head of the Central Countermeasure Headquarters may investigate the status of disaster damage by organizing a central joint disaster damage investigation group jointly with the heads of related central administrative agencies and of related disaster management agencies, as prescribed by Presidential Decree. (Amended on Dec. 30, 2014)
- (4) In order to organize any central joint disaster damage investigation group referred to in paragraph (3), the head of the Central Countermeasure Headquarters may request the heads of related disaster management agencies to dispatch public officials or employees under their control. In such cases, the heads of the related disaster management agencies in receipt of such request shall comply therewith, unless there is a compelling reason not to do so. (Amended on Dec. 30, 2014; Jan. 17, 2017)
- (5) Necessary matters concerning the methods, guidelines, etc. for investigating the status of damage referred to in paragraphs (1) and (2) shall be determined by the head of the Central Countermeasure Headquarters. (Amended on Dec. 30, 2014)
- [This Article Newly Inserted on Aug. 6, 2013]
- [Title Amended on Dec. 30, 2014]

Article 59 (Formulation and Implementation of Disaster Restoration Plans)

- (1) Where the head of a disaster management agency completes the investigation of damage caused by a social accident [excluding damage caused by a social accident in an area declared as a special disaster area pursuant to Article 60 (2) (hereafter in this Article, referred to as "damage occurred in a special disaster area") among social accidents] under Article 58 (2), he/she shall formulate and implement the agency's own restoration plan without delay.
- (2) A Mayor/Do Governor or the head of a *Si/Gun/Gu* shall formulate a disaster restoration plan compiling damage status of the area under his/her jurisdiction concerning the damage occurred in a special disaster area, and submit it to the head of the Central Countermeasure Headquarters, following cons

ultation with the head of a disaster management headquarters and the head of relevant central administrative agencies.

- (3) Notwithstanding paragraph (2), where any special reason prescribed by Presidential Decree exists, such as the need for urgent restoration, the head of a disaster management headquarters may directly formulate a disaster restoration plan concerning the damage occurred in a special disaster area and submit it to the head of the Central Countermeasure Headquarters.
- (4) The head of the Central Countermeasure Headquarters shall finalize a disaster restoration plan received pursuant to paragraph (2) or (3), following deliberation at a meeting of the Central Disaster and Safety Countermeasure Headquarters referred to in the main sentence of Article 14 (3), and notify the heads of the related disaster management agencies thereof.
- (5) Upon receipt of the notification of a disaster restoration plan under paragraph (4), the head of a disaster management agency shall, on the basis thereof, implement the disaster restoration without delay. In such cases, the head of a local government shall appropriate the expenses required for the disaster restoration in the budget of the local government.

[This Article Wholly Amended on Jan. 17, 2017]

Article 59-2 (Management of Projects Implemented in Accordance with Disaster Restoration Plans)

- (1) The head of a disaster management agency shall ensure systematic management of a project implemented in accordance with the agency's own disaster restoration plan referred to in Article 59 (1) or a disaster restoration plan referred to in Article 59 (4). (Amended on Jan. 17, 2017)
- (2) The head of the Central Countermeasure Headquarters may provide guidance on and inspect projects prescribed by Presidential Decree to ensure the efficient implementation of projects implemented in accordance with disaster restoration plans under Article 59 (4) and issue a corrective order or request correction (including any corrective order issued and request for correction made at a disaster scene), if necessary. In such cases, the head of a related institution in receipt of a corrective order or request for correction shall comply therewith, unless there is a compelling reason not to do so. (Amended on Jan. 17, 2017)
- (3) Matters necessary for the guidance, inspection, etc. to be performed under paragraph (2) shall be prescribed by Presidential Decree. (Amended on Jan. 17, 2017)

[This Article Newly Inserted on Jan. 7, 2016]

[Title Amended on Jul. 17, 2017]

SECTION 2 Declaration of and Support for Special Disaster Areas

Article 60 (Declaration of Special Disaster Areas)

- (1) Where a disaster, the scale of which is prescribed by Presidential Decree, has occurred, and as result thereof, the maintenance of national security or social order is seriously affected, or it is deemed necessary to take special measures to effectively control the damage, or the request of a local countermeasure headquarters under paragraph (3) is deemed reasonable, the head of the Central Countermeasure Headquarters may recommend the President of the Republic of Korea to declare the relevant area as a special disaster area following deliberation by the Central Committee.
- (2) The President in receipt of the recommendation for declaration of a special disaster area under paragraph (1) may declare the relevant area as a special disaster area.
- (3) The head of a local countermeasure headquarters may request the head of the Central Countermeasure Headquarters to recommend the declaration of a special disaster area if any cause referred to in

paragraph (1) occurs due to a disaster occurred in the area under his/her jurisdiction.

[This Article Wholly Amended on Aug. 6, 2013]

[Moved from Article 59; Previous Article 60 Deleted]

Article 61 (Support to Special Disaster Areas)

The State or local governments may provide special administrative, fiscal, financial and medical support necessary for the emergency response and the disaster relief and restoration to an area declared as a special disaster area pursuant to Article 60, as prescribed by Presidential Decree, in addition to the support to be provided under Article 66 (3). (Amended on Aug. 6, 2013)

[This Article Wholly Amended on Jun. 8, 2010]

Article 61-2 Deleted. (Aug. 6, 2013)

SECTION 3 Finance and Compensation

Article 62 (Principle of Bearing of Expenses)

(1) Except as otherwise expressly provided for in this Act or other statutes, expenses incurred in managing disasters shall be borne by persons responsible for the implementation of the safety management plans prescribed in Chapter III (in cases of disaster prevention facilities under Article 29 (1), referring to persons responsible for the maintenance and management of the relevant disaster prevention facilities), as prescribed by this Act or such plans: *Provided*, That where a Mayor/*Do* Governor or the head of a *Si/Gun/Gu* has taken emergency measures for disasters that shall be taken by any other disaster management agency pursuant to Article 46, the expenses incurred therein shall be borne by the disaster management agency that shall take the relevant emergency measures. (Amended on Aug. 6, 2013)

(2) Expenses under the proviso to paragraph (1) shall be settled in consultation between the related agencies.

[This Article Wholly Amended on Jun. 8, 2010]

[Title Amended on Aug. 6, 2013]

Article 63 (Expenses for Emergency Support)

(1) Persons who have been provided support pursuant to Article 44 (1), 46, or 48 (1) shall bear the expenses incurred for such support. (Amended on Aug. 6, 2013)

(2) In cases falling under paragraph (1), where any third-party local government has benefited from the relevant emergency measures, it shall bear some of such expenses within the limit of such benefits.

(3) The expenses referred to in paragraphs (1) and (2) shall be settled in consultation between the related agencies.

[This Article Wholly Amended on Jun. 8, 2010]

Article 64 (Compensation for Losses)

(1) The State and local governments shall compensate any loss resulting from measures taken pursuant to Articles 39 and 45 (including cases where the Mayor/*Do* Governor takes them pursuant to Article 46), if any.

(2) Persons suffering from losses, the head of a central administrative agency having taken such measures, the Mayor/*Do* Governor, or the head of the relevant *Si/Gun/Gu* shall consult about compensation

for losses referred to in paragraph (1).

- (3) Where the consultation referred to in paragraph (2) is not achieved, an application for the ruling may be filed with the competent land expropriation committee under Article 51 of the Act on Acquisition of and Compensation for Land, etc. for Public Works Projects, as prescribed by Presidential Decree.
- (4) With regard to adjudication under paragraph (3), Articles 83 through 86 of the Act on Acquisition of and Compensation for Land, etc. for Public Works Projects shall apply *mutatis mutandis*.
- [This Article Wholly Amended on Jun. 8, 2010]

Article 65 (Medical Treatment and Compensation)

- (1) Where volunteers who participated in emergency rescue activities, emergency countermeasures, and recovery in the event of a disaster, persons who received an order to engage in emergency measures pursuant to Article 45, and emergency rescue support personnel of private emergency rescue support organizations who participated in emergency rescue activities pursuant to Article 51 (2) are injured while performing emergency measures or emergency rescue activities, or in case of disability due to injuries, treatment is provided and compensation is paid, and in case of death (including cases of death due to injuries), the compensations shall be paid to the bereaved families: *Provided*, That persons who have received the same type of compensations at the expense of the State or local governments pursuant to other statutes are not paid an amount equivalent to such compensations. (Amended on Oct. 20, 2020)
- (2) Where the equipment, etc. of the volunteers having taken part in the emergency countermeasures against disasters, the restoration and the emergency rescue, etc. have been broken down or damaged in connection with the emergency countermeasures, restoration or emergency rescue, the repair costs thereof may be compensated to the said volunteers.
- (3) Medical treatment and compensation referred to in paragraph (1) shall be borne by the State or local governments, and necessary matters concerning the relevant criteria, procedures, etc. shall be prescribed by Presidential Decree.
- [This Article Wholly Amended on Jun. 8, 2010]

Article 65-2 (Rewards)

In order to invigorate emergency rescue, etc., the State and local governments may award an order or a medal to a volunteer who has rendered outstanding services by participating in emergency rescue activities, emergency measures, recovery, etc. under the Awards and Decorations Act.

[This Article Newly Inserted on Dec. 30, 2014]

Article 66 (Support to Disaster Areas, including Subsidies from National Treasury)

- (1) Where necessary for the smooth restoration from any of the following disasters, the State may fully or partially subsidize expenses incurred therein (including compensation referred to in Article 65 (1)) from the National Treasury, as prescribed by Presidential Decree, or provide its subsidies to local governments and other disaster management agencies: *Provided*, That this shall not apply to any damage caused by interfering with or violating evacuation orders issued under Article 39 (1) (including where a Mayor/Do Governor issues such order pursuant to Article 46 (1)) or 40 (1): (Amended on Aug. 6, 2013; Jan. 17, 2017)
1. A natural disaster;
 2. A social accident in an area declared as a special disaster area pursuant to Article 60 (2).
- (2) Financial resources for disaster restoration referred to in paragraph (1) shall be appropriated from co

contributions or subsidies by the National Treasury and the charges, contributions, etc. of local governments in accordance with the criteria for the payment of expenses for disaster relief and restoration prescribed by Presidential Decree, but the criteria for the payment of charges by a City/*Do* or a *Si/Gun/Gu*, among the charges of local governments, shall be prescribed by Ordinance of the Ministry of the Interior and Safety. (Amended on Mar. 23, 2013; Nov. 19, 2014; Jul. 26, 2017)

(3) The State and local governments may provide the following support to restore facilities damaged by a disaster and to stabilize the livelihood of victims and business of injured corporations: *Provided*, That where any compensation or subsidy of the same kind is paid by the State or a local government under any other statute or where any insurance money, etc. is paid by a person who has caused the damage, relating to any disaster falling under subparagraph 1 (b) of Article 3, the amount equivalent to such compensation, subsidy, insurance money, etc. shall not be paid: (Amended on Aug. 6, 2013; Dec. 30, 2014; Jan. 17, 2017; Aug. 18, 2020)

1. Relief of victims, such as the dead, missing, or injured;
 2. Subsidization of expenses for restoration of residential buildings;
 3. Exemption from school expenses for high school students;
 4. Financial support prescribed by related statutes, such as loans, guarantees, postponement of the deadline for redemption, reduction of interest, etc.;
 5. Support for stability of livelihood, including a subsidy for tenants;
 6. Mitigation of national taxes, local taxes, health insurance premiums, pension insurance premiums, communication fees, electric charges, etc., or other indirect support, such as delayed payment thereof, as prescribed by related statutes;
 7. Where any agricultural, fishing, forestry, or salt production industry which is the major means of living is damaged, support for the restoration of the relevant facilities;
 8. Support of expenses for restoration from damage of public facilities;
 9. Other support determined at a meeting of the Central Disaster and Safety Countermeasure Headquarters under the main sentence of Article 14 (3), or support determined at a meeting of the relevant local countermeasure headquarters under Article 16 (2).
- (4) With respect to the standards for support specified in paragraph (3), those for a disaster falling under any subparagraph of paragraph (1) shall be prescribed by Presidential Decree, and those for a social accident occurred in an area not declared as a special disaster area pursuant to Article 60 (2) shall be prescribed by ordinance of the relevant local government. (Amended on Jan. 17, 2017)
- (5) The State and local governments may assist any disaster victims in getting counseling for their psychological stability and adaptation to society. In such cases, specific procedures for assistance and other necessary matters shall be prescribed by Presidential Decree. (Amended on Aug. 6, 2013)
- (6) Where a person has provided the cause for a social accident which is the cause of the supports referred to in subparagraphs of paragraph (3), the State or a local government may claim all or part of the expenses borne by the State or the local government to such person who has provided the cause. (Newly Inserted on Jan. 17, 2017)
- (7) Money and goods provided as aids pursuant to the subparagraphs of paragraph (3) or the right to receive them shall not be transferred, seized, or provided as collateral. (Newly Inserted on Jan. 17, 2017)

[This Article Wholly Amended on Jun. 8, 2010]

[Title Amended on Aug. 6, 2013]

Article 66-2 (Advance Payment of Restoration Expenses)

- (1) Where deemed necessary for prompt disaster relief and restoration, the head of a local government may make advance payment of the expenses for the items prescribed by Presidential Decree out of the expenses to be subsidized for disaster relief and restoration under Article 66 (hereinafter referred to as "restoration expenses, etc.") before formulating a restoration plan pursuant to Article 59 hereof or Article 46 of the Countermeasures against Natural Disasters Act.
- (2) A person who intends to receive advance payment of restoration expenses, etc. pursuant to paragraph (1) shall file a report on the amount, etc. of damage, as prescribed by Presidential Decree.
- (3) In order to make advance payment of restoration expenses, etc. pursuant to paragraph (1), the head of a local government may request the following persons to confirm the following relevant matters to determine the principal means of living of damaged residents. In such cases, the person in receipt of such request shall comply therewith, unless there is a compelling reason not to do so:
 1. Matters concerning the level of employment income and business income: The Commissioner of the National Tax Service or the head of the competent tax office;
 2. Matters concerning the participation in and payment of the national pension plan: The chief executive officer of the National Pension Service established under Article 24 of the National Pension Act;
 3. Matters concerning the participation in the national health insurance and payment of insurance contributions: The president of the National Health Insurance Service referred to in Article 13 of the National Health Insurance Act.
- (4) Matters concerning the rate of and procedures for advance payment, and other relevant matters necessary for the advance payment of restoration expenses, etc. under paragraph (1) shall be prescribed by Presidential Decree.

[This Article Newly Inserted on Jan. 17, 2017]

[Previous Article 66-2 Moved to Article 66-4 (Jan. 17, 2017)]

Article 66-3 (Return of Restoration Expenses)

- (1) Where a person who has received restoration expenses, etc. falls under any of the following cases, the State and the relevant local government shall order him/her to return the restoration expenses, etc. that he/she has received, as prescribed by Ordinance of the Ministry of the Interior and Safety: (Amended on Jul. 26, 2017)
 1. Where he/she has received the restoration expenses, etc. by fraudulent means;
 2. Where the ground for payment of the restoration expenses, etc. has extinguished retroactively after receiving them;
 3. Where a cause prescribed by Presidential Decree arises.
- (2) A person in receipt of a return order under paragraph (1) shall return restoration expenses, etc. immediately.
- (3) If the amount to be returned under paragraph (2) is not returned until the designated time limit, it shall be collected by referring to the practices of dispositions on default of national taxes or local taxes.
- (4) The amount to be returned under paragraph (3) shall be collected in preference to other public imposts, except for national taxes and local taxes.

[This Article Newly Inserted on Jan. 17, 2017]

[Previous Article 66-3 Moved to Article 66-7 (Jan. 17, 2017)]

CHAPTER VIII PROMOTION OF SAFETY CULTURE

Article 66-4 (Implementation of Policies for Promotion of Safety Culture)

- (1) The heads of central administrative agencies and of local governments shall pro-actively conduct the following activities for safety culture for enhancing citizens' safety awareness and promoting safety culture concerning disaster and safety management affairs under their jurisdiction: <Amended on Dec. 30, 2014; Jan. 17, 2017>
1. Safety education and safety training (including know-how for handling emergency situations);
 2. Campaigns and public relations for enhancing safety awareness;
 3. Development and dissemination of the guidelines for behavioral know-how for safety, and the standards, procedures, etc. therefor;
 4. Discovery and spread of exemplary cases of safety culture;
 5. Management, utilization, and public announcement of current status of safety-related statistics;
 6. Various investigations and analysis related to safety;
 - 6-2. Reinforcement of safety management for vulnerable groups in safety affairs;
 7. Other activities for promoting safety culture.
- (2) The Minister of the Interior and Safety shall exercise general control and coordination for promoting activities for safety culture under paragraph (1). <Amended on Nov. 19, 2014; Jul. 26, 2017>
- (3) The head of a local government may prepare and implement a system under which residents can participate in activities for safety culture in the relevant region. <Newly Inserted on Dec. 3, 2019>
- (4) The State and local governments may install and operate safety experience facilities through which people can practice and experience safety culture.
- (5) The State and local governments may subsidize budget required for the activities for safety culture promoted by local governments or other institutions and organizations. <Amended on Dec. 3, 2019>
 [This Article Newly Inserted on Aug. 6, 2013]
 [Moved from Article 66--2; Previous Article 66-4 Moved to Article 66-8 <Jan. 17, 2017>]

Article 66-5 Deleted. <May 29, 2016>

Article 66-6 Deleted. <May 29, 2016>

Article 66-7 (National Safety Day)

- (1) To enhance the level of citizens' safety awareness, the State shall designate April 16 of each year as National Safety Day and hold necessary events, etc. <Newly Inserted on Dec. 30, 2014>
- (2) To enhance the level of citizens' safety awareness, as prescribed by Presidential Decree, the State may designate Safety Inspection Day and Disaster Prevention Day and hold necessary events, etc. <Amended on Dec. 30, 2014>
 [This Article Newly Inserted on Aug. 6, 2013]
 [Title Amended on Dec. 30, 2014]
 [Moved from Article 66-3; Previous Article 66-7 Moved to Article 66-9 <Jan. 17, 2017>]

Article 66-8 (Safety Management Charter)

- (1) The Prime Minister shall enact and publicly notify the Safety Management Charter which stipulates the matters, etc. to be observed by persons engaging in disaster and safety management affairs to prevent disasters and to minimize the damage where any disaster occurs.
- (2) The head of a disaster management agency shall endeavor to practice the Safety Management Charter referred to in paragraph (1) and post the Safety Management Charter at all times at a readily accessible place.

[This Article Newly Inserted on Aug. 6, 2013]

[Moved from Article 66-4; Previous Article 66-8 Moved to Article 66-10 (Jan. 17, 2017)]

Article 66-9 (Construction and Utilization of Safety Information Systems)

- (1) To protect citizens' lives, bodies, and property from disasters and various other accidents, the Minister of the Interior and Safety shall collect and systematically manage the following information (hereinafter referred to as "safety information"): (Amended on Nov. 19, 2014; Jan. 17, 2017; Jul. 26, 2017; Dec. 3, 2019; Dec. 22, 2020)
1. Statistics of disasters or various other accidents, geographic information, and information on safety policies;
 - 1-2. Statistics on disasters of vulnerable groups and damage from various accidents;
 2. Results of the customer satisfaction survey conducted under Article 32 (1);
 3. The results of the examination prescribed in Article 32 (4);
 4. Results of evaluating disaster management systems, etc. under Article 33-2 (1) through (3);
 5. Results of evaluating the capability of emergency rescue and relief support agencies prescribed in Article 55-2 (2);
 6. Results of investigation of the causes of disaster under Article 69 (1) and (2);
 7. Information on the result of measures taken under the latter part of Article 69 (5), including recommendation for improvement;
 8. Other information on disasters and various other accidents that the Minister of the Interior and Safety deems necessary to collect and manage.
- (2) The Minister of the Interior and Safety shall establish and operate an integrated safety information management system in order to systematically manage safety information and to comprehensively disclose various findings of safety inspections, examinations, etc. of safety information, facilities disclosed by the heads of disaster management agencies in accordance with other statutes. (Amended on Dec. 3, 2019)
- (3) The Minister of the Interior and Safety shall have an integrated safety information management system utilized by the related administrative agencies and citizens for diagnosing and improving safety level. (Amended on Nov. 19, 2014; Jul. 26, 2017)
- (4) To construct and operate an integrated safety information management system, the Minister of the Interior and Safety may request the heads of the related administrative agencies to provide necessary data. In such cases, the heads of the related administrative agencies in receipt of such request shall comply therewith, unless there is a compelling reason not to do so. (Amended on Nov. 19, 2014; Jul. 26, 2017; Dec. 3, 2019)
- (5) Necessary matters concerning the collection, disclosure, and management of safety information, etc. and the establishment, utilization, etc. of the integrated safety information management systems shall be prescribed by Presidential Decree. (Amended on Dec. 3, 2019)

[This Article Newly Inserted on Aug. 6, 2013]

[Moved from Article 66-7; the Former Article 66-9 Moved to Article 66-11]

Article 66-10 (Public Announcement of Safety Index)

- (1) The Minister of the Interior and Safety may develop and survey an index that objectively indicates the safety level and safety awareness by area (hereinafter referred to as "safety index") and publicly announce it. (Amended on Nov. 19, 2014; Jul. 26, 2017)
- (2) To survey the safety index, the Minister of the Interior and Safety may request the heads of related a

administrative agencies to provide necessary data. In such cases, the heads of related administrative agencies in receipt of such request shall comply therewith, unless there is a compelling reason not to do so. (Amended on Nov. 19, 2014; Jul. 26, 2017)

- (3) If deemed necessary to efficiently perform duties related to the development and survey of safety index, the Minister of the Interior and Safety may have institutions or organizations prescribed by Presidential Decree perform such duties on his/her behalf. (Amended on Nov. 19, 2014; Jul. 26, 2017)
- (4) Necessary matters concerning the items and methods of survey, procedures for public announcement, etc. of safety index shall be prescribed by Presidential Decree.

[This Article Newly Inserted on Aug. 6, 2013]

[Moved from Article 66-8; Previous Article 66-10 Moved to Article 66-12]

Article 66-11 (Measures for Safety Management when Holding Regional Festivals)

- (1) In holding a regional festival prescribed by Presidential Decree, the head of a central administrative agency or of a local government shall formulate a safety management plan for the regional festival and take other necessary safety management measures so that the relevant regional festival can be progressed safely.
- (2) The Minister of the Interior and Safety or a Mayor/Do Governor may provide guidance over or inspect the actual implementation of the safety management plan for a regional festival referred to in paragraph (1) and request the head of the related agency to take corrective measures for the matters that require supplementation as a result of inspection. In such cases, the head of the related agency in receipt of such request shall comply therewith, unless there is a compelling reason not to do so. (Amended on Nov. 19, 2014; Jul. 26, 2017)
- (3) Where the head of a central administrative agency or a person other than the head of a local government intends to hold a regional festival prescribed by Presidential Decree, he/she shall formulate a safety management plan for the relevant regional festival and notify the head of the competent *Si/Gun/Gu* of such plan in advance, and take other necessary measures for safety management, as prescribed by Presidential Decree. The foregoing shall also apply to any amendment to a safety management plan for a regional festival. (Newly Inserted on Dec. 3, 2019)
- (4) Upon receipt of a disaster management plan reported under paragraph (3), the head of a *Si/Gun/Gu* may request supplementation to the safety management plan for the relevant regional festival, if deemed necessary to do so. In such cases, the person who receives the request for supplementation shall comply with such request save in extenuating circumstances. (Newly Inserted on Dec. 3, 2019)
- (5) Matters necessary for the details, procedure of establishment, etc. of safety management plans for the relevant regional festival under paragraphs (1) through (4) shall be prescribed by Presidential Decree. (Amended on Dec. 3, 2019)

[This Article Newly Inserted on Aug. 6, 2013]

[Moved from Article 66-9; Previous Article 66-11 Moved to Article 66-13]

Article 66-12 (Designation and Support to Safety Project Districts)

- (1) To enhance the safety level of local communities, the Minister of the Interior and Safety may designate *Si/Gun/Gu* districts as safety project districts and provide necessary support thereto. (Amended on Nov. 19, 2014; Jul. 26, 2017)
- (2) Necessary matters concerning the criteria, procedures, etc. for designating safety project districts under paragraph (1) shall be prescribed by Presidential Decree.

[This Article Newly Inserted on Aug. 6, 2013]

[Moved from Former Article 66-10]

CHAPTER IX SUPPLEMENTARY PROVISIONS

Article 66-13 (Grant of Special Subsidy Tax for Disaster and Safety Management)

The special subsidy tax under Article 9 (1) 2 of the Local Subsidy Act shall be granted, etc. by the Minister of the Interior and Safety in accordance with the Local Subsidy Act. In such cases, the grant of the special subsidy tax shall be limited to the demand for the disaster and safety management of local governments. (Amended on Jul. 26, 2017)

[This Article Newly Inserted on Dec. 30, 2014]

[Moved from Former Article 66-11]

Article 67 (Accumulation of Disaster Management Funds)

- (1) Each local government shall reserve disaster management funds each year to appropriate for expenses incurred in managing disasters.
- (2) The minimum amount of disaster management funds to be accumulated each year pursuant to paragraph (1) shall be the amount equivalent to 1/100 of the annual average amount of settled accounts of revenues from ordinary taxes for the last three years as referred to in the Local Tax Act.

[This Article Wholly Amended on Jun. 8, 2010]

Article 68 (Operation of Disaster Management Funds)

- (1) Revenues accruing from disaster management funds shall be incorporated into disaster management funds.
- (2) At least a rate prescribed by Presidential Decree out of the minimum amount accumulated each year pursuant to Article 67 (2) shall be used for emergency restoration or emergency measures on a preferential basis. (Newly Inserted on Jan. 7, 2016)
- (3) Necessary matters concerning the use, operation, and management of disaster management funds under paragraphs (1) and (2) shall be prescribed by Presidential Decree. (Amended on Jan. 7, 2016)

[This Article Wholly Amended on Jun. 8, 2010]

Article 69 (Investigation of Causes of Disasters)

- (1) Where deemed necessary to investigate, analyze, and evaluate the causes of a disaster or various other accidents or the response measures taken at the time a disaster occurs (including evaluation of compliance with the risk management manuals referred to in Article 34-5 (1); hereinafter referred to as "investigation of the causes of disaster"), the Minister of the Interior and Safety may directly investigate the causes of disaster or assign the head of the relevant disaster management agency to investigate the causes of disaster and to submit the result thereof. (Amended on Jan. 17, 2017; Jul. 26, 2017)
- (2) In any of the following disasters, the Minister of the Interior and Safety may organize a Government joint group for investigating the causes of disaster in which disaster safety experts, and expert agencies, etc. participate jointly (hereinafter referred to as "group for investigating the causes of disaster") and dispatch it to the scene of a disaster to investigate the causes thereof: (Newly Inserted on Jan. 17, 2017; Jul. 26, 2017)
 1. A disaster prescribed by Presidential Decree, the damage to human lives or property caused by which is very significant or the influence of which is widespread socially and economically;

2. A disaster similar to the one referred to in subparagraph 1, a systematic investigation of the causes of which is deemed necessary by the Minister of the Interior and Safety.
- (3) A group for investigating the causes of disaster shall report the results of investigation to the Coordination Committee, as prescribed by Presidential Decree. (Amended on Dec. 30, 2014; Jan. 17, 2017)
- (4) If necessary for investigating the causes of disaster, the Minister of the Interior and Safety may request the heads of related agencies or related persons to dispatch employees under their control (limited to where the request is made to the heads of related agencies), to inspect related documents, and to submit data, etc. In such cases, the heads of the related agencies or related persons in receipt of such request shall comply therewith, unless there is a compelling reason not to do so. (Amended on Jan. 17, 2017; Jul. 26, 2017)
- (5) The Minister of the Interior and Safety may notify the heads of the related agencies of the results of the investigation of the causes of disaster or request them to take necessary measures, such as recommendation for improvement, etc. as to the matters which have turned out to be requiring improvement, etc. as the result of the investigation of the causes of disaster under paragraphs (1) and (2). In such cases, the heads of the related agencies in receipt of such request shall notify the Minister of the Interior and Safety of an action plan and the result of the measures taken in accordance with the recommendation for improvement, etc., as prescribed by Presidential Decree. (Amended on Nov. 19, 2014; Jan. 17, 2017; Jul. 26, 2017)
- (6) The Minister of the Interior and Safety shall promptly submit and report the results of the investigation of the causes of disaster conducted by a group for investigating the causes of disaster to the competent standing committee of the National Assembly. (Newly Inserted on Dec. 30, 2014; Jan. 17, 2017; Jul. 26, 2017)
- (7) Necessary matters concerning the authority, organization, operation, etc. of a group for investigating the causes of disaster shall be prescribed by Presidential Decree. (Amended on Dec. 30, 2014; Jan. 17, 2017)
- [This Article Wholly Amended on Aug. 6, 2013]
- [Title Amended on Jan. 17, 2017]
- [Moved from Article 70; Previous Article 69 moved to Article 70 (Aug. 6, 2013)]

Article 70 (Management of Records of Disaster Situations)

- (1) The head of any disaster management agency shall record the following matters and keep the record thereof. In such cases, the head of such disaster management agency, other than the head of a *Si/Gun/Gu*, shall notify the head of the relevant *Si/Gun/Gu* of the matters recorded: (Amended on Aug. 6, 2013; Jan. 17, 2017; Dec. 22, 2020)
1. Disaster situation including damage of facilities, property, etc. under his/her jurisdiction;
 - 1-2. Countermeasures against disasters, and actions taken;
 2. Results of investigation of the causes of disaster conducted pursuant to Article 69 (1) (limited to the investigation of the causes of disaster conducted by the head of the disaster management agency);
 3. Results of measures taken pursuant to the latter part of Article 69 (5), such as recommendation for improvement;
 4. Other matters deemed necessary by the head of the disaster management agency to record and keep the record thereof.
- (2) The Minister of the Interior and Safety shall prepare a disaster annual report or calamity yearbook in which disaster situations, etc. are recorded each year. (Newly Inserted on Aug. 6, 2013; Nov. 19, 2014; Jul. 26, 2017)

- (3) If necessary for preparing a disaster annual report or calamity yearbook under paragraph (2), the Minister of the Interior and Safety may request the heads of disaster management agencies to submit related data. In such cases, the heads of disaster management agencies in receipt of such request shall fully cooperate therewith. <Newly Inserted on Aug. 6, 2013; Nov. 19, 2014; Dec. 30, 2014; Jul. 26, 2017>
- (4) The head of any disaster management supervision agency shall prepare a disaster white book in which the status of management of disasters and opinion on system improvement to prevent disaster and reduce damage which are deemed to have special necessity to record and manage large-scale disasters under Article 14 and social accidents, status of disasters, etc. in areas declared as special disaster areas under Article 60. In such cases, such disaster white book shall be notified to each head of the relevant agency for him/her to use as a reference in disaster response. <Newly Inserted on Dec. 30, 2014; Dec. 22, 2020>
- (5) The head of any disaster management supervision agency shall promptly submit and report the disaster white book prepared under paragraph (4) to the competent standing committee of the National Assembly. <Newly Inserted on Dec. 30, 2014>
- (6) Necessary matters concerning the preparation, keeping, and management of disaster records shall be prescribed by Presidential Decree. <Amended on Aug. 6, 2013; Dec. 30, 2014>
[Moved from Article 69; Previous Article 70 moved to Article 69 <Aug. 6, 2013>]

Article 71 (Promotion of Science and Technology Necessary for Disaster and Safety Management)

- (1) The Government shall formulate and implement policies for promoting science and technology in the field of disaster and safety management, such as research, experiment, survey, and technology development (hereinafter referred to as "research and development projects") and training of professional human resources necessary for disaster and safety management.
- (2) The Minister of the Interior and Safety may fully or partially subsidize expenses incurred in implementing research and development projects with contributions, within budgetary limits. <Amended on Mar. 23, 2013; Aug. 6, 2013; Nov. 19, 2014; Jul. 26, 2017>
- (3) To efficiently implement research and development projects, the Minister of the Interior and Safety may conclude an agreement with any of the following institutions, organizations, or business entities, and entrust them with research and development projects: <Amended on Mar. 23, 2013; Nov. 19, 2014; Mar. 22, 2016; Jul. 26, 2017>
1. National and public research institutes;
 2. Specific research institutes under the Support of Specific Research Institutes Act;
 3. Government-funded science and technology research institutes established under the Act on the Establishment, Operation and Fostering of Government-Funded Science and Technology Research Institutes;
 4. Universities, universities of technology, colleges, and colleges of technology under the Higher Education Act;
 5. Corporate research institutes in the field of disaster or safety established under the Civil Act or other Acts;
 6. Research institutes annexed to enterprises or research and development divisions of enterprises recognized under Article 14-2 (1) of the Basic Research Promotion and Technology Development Support Act.
- (4) To efficiently implement research and development projects, the Minister of the Interior and Safety may appoint an institution in overall charge of research and development projects from among the r

research institutes affiliated to the Ministry of the Interior and Safety or the institutes, organizations, or business entities prescribed by Presidential Decree, and entrust such institution with planning, managing, and evaluating research and development projects, concluding agreements under paragraph (3), and disseminating, promoting, etc. the developed technologies. (Amended on Mar. 23, 2013; Aug. 6, 2013; Nov. 19, 2014; Jul. 26, 2017)

- (5) Necessary matters concerning implementing research and development projects, such as the payment, use, and management of contributions under paragraph (2) and the methods of concluding agreements under paragraph (3) shall be prescribed by Presidential Decree.

[This Article Wholly Amended on Mar. 29, 2011]

Article 71-2 (Formulation of Comprehensive Plans for Development of Technology for Disaster and Safety Management)

- (1) To promote science and technology related to disaster and safety management under Article 71 (1), the Minister of the Interior and Safety shall formulate a comprehensive plan for development of technology for disaster and safety management (hereinafter referred to as "development plan") on a five-year basis, after compiling the plans for development of disaster and safety management technologies submitted by the heads of the relevant central administrative agencies and undergoing deliberation by the Coordination Committee and by the Presidential Advisory Council on Science and Technology established under the Presidential Advisory Council on Science and Technology Act. (Amended on Act No. 11690&11713, Mar. 23, 2013; Aug. 6, 2013; Nov. 19, 2014; Jul. 26, 2017; Jan. 16, 2018)
- (2) The head of the relevant central administrative agency shall formulate and implement an annual implementation plan for the affairs under his/her jurisdiction, based on a development plan.
- (3) Matters to be included in development plans and implementation plans, procedures for formulation of such plans, etc. shall be prescribed by Presidential Decree.

[This Article Newly Inserted on Feb. 22, 2012]

Article 72 (Support for Commercialization of Research and Development Project Outcomes)

- (1) The Minister of the Interior and Safety may provide the following support to small and medium enterprises defined in Article 2 of the Framework Act on Small and Medium Enterprises (hereinafter referred to as "small and medium enterprises"), other corporations, or business entities who commercialize the outcomes of research and development projects. In such cases, small and medium enterprises may be given priority for the support: (Amended on Mar. 23, 2013; Nov. 19, 2014; Jan. 17, 2017; Jul. 26, 2017)
1. Subsidization of the costs necessary for developing and manufacturing trial manufactured goods and the investment in plant and equipment;
 2. Creation, approval, or mediation of exclusive or non-exclusive licenses on intellectual property rights, including patent rights derived from research and development projects;
 3. Preferential purchase of disaster or safety-related products, etc. produced through commercialization;
 4. Granting a right to use machines, facilities, or prototypes used or manufactured for research and development projects;
 5. Other matters prescribed by Ordinance of the Ministry of the Interior and Safety, necessary for commercialization.
- (2) Necessary matters concerning the methods, procedures, etc. for providing support under paragraph (1) shall be prescribed by Presidential Decree.

[This Article Wholly Amended on Mar. 29, 2011]

Article 72-2

[Moved to Article 73 (Aug. 6, 2013)]

Article 73 (Collection and Use of Royalties)

- (1) Where revenues are derived from the commercialization of the outcomes of a research and development project, the Minister of the Interior and Safety may collect some of the revenues (hereinafter referred to as "royalties") from the relevant business entity. (Amended on Mar. 23, 2013; Nov. 19, 2014; Jul. 26, 2017)
- (2) The Minister of the Interior and Safety may use royalties for the following projects: (Amended on Mar. 23, 2013; Nov. 19, 2014; Jul. 26, 2017)
 1. Research and development projects for disaster and safety management;
 2. Other projects determined by the Presidential Decree, for developing technologies related to disaster and safety management.
- (3) Necessary matters concerning the scope of persons liable to pay royalties, collection methods, use of royalties, etc. shall be prescribed by Presidential Decree.

[This Article Newly Inserted on Mar. 29, 2011]

[Moved from Article 72; Previous Article 73 Deleted]

Article 73-2 (Support for Commercialization of Disaster Safety Technologies)

- (1) In order to support commercialization of various technologies related to disaster and safety management, such as disaster prevention, preparedness, response, and recovery, (hereinafter referred to as "disaster safety technologies"), the Minister of the Interior and Safety shall promote the following matters: (Amended on Jul. 26, 2017)
 1. Research and development of policies necessary for commercializing disaster safety technologies;
 2. Provision of information and counseling necessary for commercializing disaster safety technologies;
 3. Fact-finding surveys and preparation of statistics concerning commercializing disaster safety technologies;
 4. Other matters prescribed by the Minister of the Interior and Safety for supporting the commercialization of disaster safety technologies.
- (2) The Minister of the Interior and Safety may designate an institution or organization equipped with professional human resources and facilities necessary for supporting the commercialization of disaster safety technologies as a specialized institution for commercialization and assign it to perform the affairs prescribed in subparagraphs of paragraph (1). (Amended on Jul. 26, 2017)
- (3) Detailed matters concerning the criteria, procedures, etc. for designating specialized institutions for commercialization under paragraph (2) shall be prescribed by Presidential Decree.

[This Article Newly Inserted on Jan. 17, 2017]

Article 73-3 (Revocation of Designation of Specialized Institutions)

- (1) Where a specialized institution for commercialization falls under any of the following cases, the Minister of the Interior and Safety may revoke the designation or suspend its business fully or partially, fixing a period not exceeding six months: *Provided*, That in cases falling under subparagraph 1, he/she shall revoke the designation: (Amended on Jul. 26, 2017)
 1. Where the refresher training institution is designated by fraud or other improper means;

2. Where the business performed by it is deemed to be out of the purpose of the designation, such as failing to perform the affairs prescribed in Article 73-2 (1) properly;
 3. Where it fails to meet the criteria for designation referred to in Article 73-2 (3).
- (2) If the Minister of the Interior and Safety intends to revoke the designation of a specialized institution for commercialization pursuant to paragraph (1), he/she shall hold a hearing. <Amended on Jul. 26, 2017>
- (2) The detailed standards for administrative dispositions under paragraph (1) shall be prescribed by Ordinance of the Ministry of the Interior and Safety by taking into consideration the ground for the disposition and severity of the relevant violation. <Amended on Jul. 26, 2017>
- [This Article Newly Inserted on Jan. 17, 2017]

Article 73-4 (Certification of Disaster Safety Products)

- (1) The Minister of the Interior and Safety may certify the suitability (hereinafter referred to as "certification") of disaster safety products closely related to people's living, which are prescribed by Presidential Decree, among various projects using disaster safety technologies (hereinafter referred to as "disaster safety products"). <Amended on Jul. 26, 2017>
- (2) The period of validity of certification shall be three years from the date of obtaining certification, and may be renewed after re-examination.
- (3) If any product which has obtained certification falls under any of the following cases, the Minister of the Interior and Safety may revoke the certification: *Provided*, That in cases falling under subparagraph 1, he/she shall revoke the certification: <Amended on Jul. 26, 2017>
1. Where the person was certified by fraud or other improper means;
 2. Where the product fails to meet the criteria for certification referred to in paragraph (5).
- (4) If the Minister of the Interior and Safety intends to revoke the certification pursuant to paragraph (3), he/she shall hold a hearing. <Amended on Jul. 26, 2017>
- (5) Except as expressly provided for in paragraphs (1) through (4), application procedures, criteria for certification, and other matters necessary for certification shall be prescribed by Presidential Decree.
- [This Article Newly Inserted on Jan. 17, 2017]

Article 74 (Establishment and Operation of Information and Communications Systems for Disaster Management)

- (1) The Minister of the Interior and Safety and the heads of disaster management agencies, emergency rescue agencies, and emergency rescue and relief support agencies may construct and operate information and communications systems for disaster management in order to efficiently conduct disaster management duties, as prescribed by Presidential Decree. <Amended on Feb. 22, 2012; Mar. 23, 2013; Nov. 19, 2014; Jul. 26, 2017>
- (2) The heads of disaster management agencies, emergency rescue agencies, and emergency rescue and relief support agencies may request the heads of the relevant disaster management agencies, emergency rescue agencies, and emergency rescue and relief support agencies to provide data necessary for the construction of information and communications systems for disaster management provided for in paragraph (1). In such cases, the heads of the agencies in receipt of such request shall comply therewith, unless there is a compelling reason not to do so. <Newly Inserted on Feb. 22, 2012; Aug. 6, 2013>
- (3) The Minister of the Interior and Safety may construct and operate a comprehensive information and communications system for disaster management so that the information and communications system

ms for disaster management constructed by the heads of disaster management agencies, emergency rescue agencies, and emergency rescue and relief support agencies under paragraph (1) can be inter-operated or standardized, and the heads of disaster management agencies, emergency rescue agencies, and emergency rescue and relief support agencies shall cooperate therein, unless there is a compelling reason not to do so. (Newly Inserted on Feb. 22, 2012; Mar. 23, 2013; Aug. 6, 2013; Nov. 19, 2014; Jul. 26, 2017)

[This Article Wholly Amended on Jun. 8, 2010]

[Title Amended on Aug. 6, 2013]

Article 74-2 (Sharing of Disaster Management Information)

- (1) In order to efficiently deal with disaster management duties, each disaster management agency, emergency rescue agency, and emergency rescue and relief support agency shall share disaster management information collected and held by it with other disaster management agencies, emergency rescue agencies, and emergency rescue and relief support agencies.
- (2) Agencies which provide disaster management information shared under paragraph (1) shall endeavor to maintain the accuracy of the relevant information.
- (3) No disaster management agency, emergency rescue agency, and emergency rescue and relief support agency, nor a person who performs or has performed the duties of such agencies by being entrusted with disaster management duties shall divulge any disaster management information which it/h e/she has learned in the course of performing its/his/her duties, or use it for wrongful purposes, such as providing it for another person's use without any authority to do so.
- (4) Necessary matters concerning the scope of disaster management information subject to be shared under paragraph (1), procedures for sharing of disaster management information, etc. shall be prescribed by Presidential Decree.

[This Article Newly Inserted on Feb. 22, 2012]

Article 74-3 (Request for Provision of Information)

- (1) Where necessary for prompt disaster response, the head of the Central Countermeasure Headquarters or the head of a regional countermeasure headquarters shall designate the following information to the persons who suffer damage to their lives or bodies from a disaster and persons who are likely to suffer damage to their lives or bodies (hereinafter referred to as "disaster victims, etc."), as the head of the relevant central administrative agency (including their affiliated agencies and responsible agencies), the head of a local government, the head of a public institution under Article 4 of the Act on the Management of Public Institutions, a telecommunications business operator under subparagraph h 8 of Article 2 of the Telecommunications Business Act, or any other corporation, organization or individual may make a request, and the person so requested shall comply with such request unless there is a compelling reason not to do so:
 1. Name, resident registration number, address and phone number (including mobile phone number);
 2. The following information for identifying the movement routes of disaster victims, etc. and for searching and rescuing such victims, etc.:
 - (a) Image data compiled through image data processing equipment defined in subparagraph 7 of Article 2 of the Personal Information Protection Act;
 - (b) Specification of use of transportation cards pursuant to subparagraph 6 of Article 2 of the Act on the Support and Promotion of Utilization of Mass Transit System;
 - (c) Date and time of use of credit cards, debit cards, and prepaid cards under subparagraphs 3, 6, and

8 of Article 2 of the Specialized Credit Finance Business Act, and the place of use (limited to the details used in the area where a disaster occurred and in its surrounding areas);

(d) Name and telephone number of medical institutions for prescription prescribed in Article 17 of the Medical Service Act, and date and time of medical treatment specified in medical records prescribed in Article 22 of the same Act.

- (2) The head of the Central Countermeasure Headquarters or the head of a regional countermeasure headquarters may request the telecommunications business operators under subparagraph 8 of Article 2 of the Telecommunications Business Act and persons who conduct location information business under subparagraph 6 of Article 2 of the Act on the Protection and Use of Location Information, etc. of Victims of Disasters to provide their personal location information under subparagraph 2 of Article 2 of the the Act on the Protection and Use of Location Information, and a person requested shall comply with such request, notwithstanding Article 3 of the Protection of Communications Secrets Act unless there is a compelling reason not to do so.
- (3) The head of the Central Countermeasure Headquarters or the head of a local countermeasure headquarters may provide information collected pursuant to paragraphs (1) and (2) to the relevant disaster management agencies, emergency rescue agencies, emergency rescue and relief support agencies, and other agencies conducting affairs related to the response to disasters.
- (4) The head of the Central Countermeasure Headquarters or the head of a local countermeasure headquarters shall notify the subject of the information collected pursuant to paragraphs (1) and (2) of the following facts:
1. The fact that information necessary for disaster response has been collected;
 2. Where the information referred to in subparagraph 1 is provided to other institutions, such fact;
 3. The fact that the collected information cannot be used for purposes other than disaster response-related work pursuant to this Act, and will be destroyed without delay upon completion of the work.
- (5) No one shall use information collected pursuant to paragraphs (1) and (2) for any purpose other than disaster response under this Act, and destroy the relevant information without delay upon completion of his/her duties.
- (6) Except as otherwise expressly provided for in this Act, matters relating to the protection and management of information referred to in paragraphs (1) and (2) shall be governed by the Personal Information Protection Act.
- (7) Necessary matters such as the method and procedure for requesting the provision of personal location information pursuant to paragraph (2), the object and scope of information provision pursuant to paragraph (3), and the method of notification pursuant to paragraph (4) shall be prescribed by Presidential Decree.

[This Article Newly Inserted on Dec. 3, 2019]

Article 75 (Organization and Operation of Safety Management Advisory Group)

- (1) The head of a local government may organize and operate a safety management advisory group consisting of private specialists, for providing technical advice on the disaster and safety management duties.
- (2) The organization and operation of the safety management advisory group referred to in paragraph (1) shall be stipulated by ordinance of the relevant local government.

[This Article Wholly Amended on Jun. 8, 2010]

Article 75-2 (Chief Safety Officers)

- (1) The head of a State agency and of a local government may appoint a chief safety officer who exercises overall control over disaster and safety management affairs in the relevant agency and staff personnel, from among the public officials under his/her control.
- (2) A chief safety officer shall be responsible for the following affairs in connection with disaster and safety management affairs in the relevant agency:
 1. Where any disasters or various other accidents occur or are likely to occur, matters concerning initial response measures and reports;
 2. Matters concerning the preparation and management of risk management manuals;
 3. Matters concerning education and training related to disaster and safety management;
 4. Other matters deemed necessary by the head of the relevant central administrative agency for disaster and safety management affairs.
- (3) Matters necessary for appointing and operating chief safety officers under paragraph (1) shall be prescribed by Presidential Decree.

[This Article Newly Inserted on Aug. 6, 2013]

[Moved from Article 76-2 (Jun. 9, 2020)]

Article 76 (Development and Distribution of Insurance and Mutual Aid Related to Disaster Safety)

- (1) The State shall endeavor to develop and distribute disaster safety-related insurance or mutual aid so that citizens and local governments can prepare for disasters and various other accidents under their own responsibilities and through their own efforts.
- (2) The State may partially subsidize premiums and mutual aid fees, and expenses incurred in operating and managing insurance and mutual aid within budgetary limits, as prescribed by Presidential Decree.

[This Article Newly Inserted on Jun. 9, 2020]

[Previous Article 76 moved to Article 76-5 (Jun. 9, 2020)]

Article 76-2 (Standards That Acts and Subordinate Statutes Governing Disaster and Safety Mandatory Insurance)

- (1) Where the head of a central administrative agency in charge of statutes concerning disaster safety mandatory insurance intends to enact or amend statutes concerning disaster safety mandatory insurance, he/she shall endeavor to have the following standards properly reflected in the relevant statutes:
 1. The limit of compensation prescribed by Presidential Decree shall be set to compensate for damage to the life and body of persons caused by a disaster or various other accidents in an appropriate manner;
 2. A system for promptly identifying and managing persons obligated to subscribe to disaster and safety mandatory insurance under relevant Acts shall be prepared;
 3. Measures to encourage or restrict participation by persons who are negligent in participating in disaster and safety mandatory insurance policies, persons who fail to join such insurance policies, etc. even though they are liable for disaster and safety mandatory insurance under Acts, shall be formulated;
 4. It shall require an insurance company, mutual aid association, or any person engaged in a business related to disaster safety mandatory insurance in accordance with statutes or regulations related to disaster safety mandatory insurance (hereinafter referred to as "insurance business entity") to reject t

he request for subscription to disaster safety mandatory insurance or to restrict the conclusion of the contract, etc. without any justifiable grounds prescribed by Presidential Decree;

5. Measures shall be prepared for many insurance business entities to jointly enter into a disaster safety mandatory insurance contract with persons with a high risk of disaster or various other accidents;
 6. Measures to protect victims, such as prohibition against seizure of the right to claim insurance proceeds shall be prepared, so that the victims who have suffered damage due to disasters or various other accidents may maintain the minimum level of life;
 7. Other standards prescribed by Presidential Decree for the proper operation of disaster and safety mandatory insurance shall be met.
- (2) The Minister of the Interior and Safety may formulate business standards commonly applicable to the management and operation of disaster safety mandatory insurance.

[This Article Newly Inserted on Jun. 9, 2020]

[Previous Article 76-2 Moved to Article 75-2 (Jun. 9, 2020)]

Article 76-3 (Evaluation and Recommendation for Improvement of Disaster and Safety Mandatory Insurance)

- (1) Where it is necessary to analyze and evaluate whether statutes concerning disaster safety mandatory insurance and the management and operation, etc. of disaster safety mandatory insurance meet the standards prescribed in Article 76-2 (1), the Minister of the Interior and Safety shall request the head of a central administrative agency, etc. in charge of the operation of disaster safety mandatory insurance or the submission of relevant data. In such cases, the heads of central administrative agencies, etc. requested to submit data shall comply with such request unless there is a compelling reason not to do so.
- (2) Where the Minister of the Interior and Safety deems that the relevant disaster safety mandatory insurance, etc. do not meet the standards referred to in Article 76-2 (1) as a result of analysis and evaluation of disaster safety mandatory insurance, etc. referred to in paragraph (1), he/she shall recommend the amendment of the relevant statutes and regulations or notify the head of the relevant central administrative agency, etc. for the management and operation of safety mandatory insurance.
- (3) The Minister of the Interior and Safety shall formulate an improvement plan (hereinafter referred to as "improvement plan") based on a plan to improve the disaster safety mandatory insurance system, submitted by the head of a central administrative agency in charge of statutes concerning disaster safety mandatory insurance so as to efficiently implement matters concerning recommendations for amending related statutes and management and operation of disaster safety mandatory insurance under paragraph (2).
- (4) Matters necessary for the analysis and evaluation, improvement recommendation procedure and method, and maintenance plan establishment procedure and method, etc. for disaster safety mandatory insurance, other than matters prescribed under paragraphs (1) through (3), shall be prescribed by Presidential Decree.

[This Article Newly Inserted on Jun. 9, 2020]

Article 76-4 (Establishment and Operation, of Comprehensive Information System for Disaster Safety Mandatory Insurance)

- (1) The Minister of the Interior and Safety may establish and operate a comprehensive information system for disaster safety mandatory insurance to enhance efficiency in managing and operating disaster safety mandatory insurance and to systematically collect and manage data or information related to disaster safety mandatory insurance.

- (2) Where necessary to establish and operate the comprehensive information system for disaster safety mandatory insurance under paragraph (1), the Minister of the Interior and Safety shall request the heads of relevant central administrative agencies, the heads of local governments, public institutions, insurance business entities, the heads of insurance-related organizations under the Insurance Business Act, etc. to provide relevant data or information, or data or materials related to the electronic computer system for disaster safety mandatory insurance managed and operated by them. Information may be collected. In such cases, any person requested to provide relevant data or information or to connect with the computer system shall comply with such request, notwithstanding Article 18 (1) of the Personal Information Protection Act, except in extenuating circumstances.
- (3) Notwithstanding Article 18 (1) of the Personal Information Protection Act, the Minister of the Interior and Safety may use data or information collected through the comprehensive information system for disaster safety insurance under paragraph (1) of this Article jointly with other disaster management agencies; and where an insurance business entity or an insurance-related organization under the Insurance Business Act requests the provision of data or information to perform duties related to disaster safety mandatory insurance, the purpose of using such data or information, relevant data or information may be provided within the relevant scope.
- (4) No person (including persons who are engaged in or have engaged in the relevant business after being entrusted with the relevant business) who shares or is provided with data or information related to disaster safety mandatory insurance pursuant to paragraph (3) shall disclose the data or information related to disaster safety liability insurance which he/she becomes aware of in the course of performing his/her duty, provide such data or information to any third person for use without authority.
- (4) Except as otherwise provided for in paragraphs (1) through (4), matters necessary for establishment and operation of a comprehensive information system for disaster safety mandatory insurance, joint use and provision of data or information related to disaster safety mandatory insurance, etc. shall be prescribed by Presidential Decree.
- [This Article Newly Inserted on Jun. 9, 2020]

Article 76-5 (Subscription to Insurance or Joining Mutual Aid of Facilities Vulnerable to Disasters)

- (1) Deleted. <Jun. 9, 2020>
- (2) A person who owns, manages, or occupies a facility prescribed by Presidential Decree among the following facilities shall contract an insurance, etc. to compensate damage to other persons' lives, bodies, or property caused by a fire, collapse, explosion, etc. occurring in the relevant facility. In such cases, where any insurance, etc. fulfilling the details of the compensation of the damage has been contracted under any other statute, it shall be deemed to have contracted an insurance, etc. under this Act: <Newly Inserted on Jan. 7, 2016; Jan. 17, 2017; Jun. 9, 2020>
1. A facility defined in Article 2 of the Special Act on the Safety Control and Maintenance of Establishments;
 2. Deleted; <Jan. 17, 2017>
 3. Other facilities likely to cause serious damage to other people if any disaster occurs.
- (3) The types of insurance, etc., limit of the amount of compensation, and other necessary matters under paragraph (2) shall be prescribed by Presidential Decree. <Newly Inserted on Jan. 7, 2016; Jun. 9, 2020>
- (4) Where necessary for the affairs related to the management of the contracts of insurance, etc. under paragraph (2), the Minister of the Interior and Safety may request the head of central administrative agencies or the heads of local governments to take administrative measures, or request related adm

ministrative agencies, insurance companies, and insurance-related organizations to provide data necessary for the affairs related to the contracts of insurance, etc. In such cases, persons in receipt of such request shall comply therewith, unless there is a compelling reason not to do so. (Newly Inserted on Jan. 7, 2016; Jul. 26, 2017; Jun. 9, 2020)

(5) Deleted. (Jun. 9, 2020)

[This Article Wholly Amended on Jun. 8, 2010]

[Title Amended on Jun. 9, 2020]

[Moved from Article 76 (Jun. 9, 2020)]

Article 77 (Request for Disciplinary Action against Violation of Duties of Disaster Management)

- (1) Where the head of a disaster management agency fails to take any measure under this Act, the Prime Minister or the Minister of the Interior and Safety may take necessary measures, including a warning to the agency, as prescribed by Presidential Decree. (Amended on Jul. 26, 2017; Dec. 3, 2019)
 - (2) Where public officials or staff members of any disaster management agency violate instructions or neglect the assigned duties in the course of performing their duties under this Act, such as disaster preventive measures, emergency measures for disasters, safety inspections, disaster management, and disaster restoration, the Minister of the Interior and Safety, the relevant Mayor/Do Governor, or the head of the relevant *Si/Gun/Gu* may notify the heads of agencies or organizations to which they belong of a list of their names and request them to take disciplinary action, etc. on the relevant public officials or staff members. In such cases, the related materials which can substantiate such fact shall be sent together to the heads of agencies or organizations to which they belong. (Amended on Jan. 17, 2017; Jul. 26, 2017)
 - (3) Where emergency rescue staff members fail to comply with on-scene command referred to in Article 52 (5) or neglect the assigned duties, the head of the central control group or the head of any local control group may notify the heads of agencies or organizations to which they belong of a list of their names and request them to take disciplinary action, etc. on the relevant emergency rescue staff members. In such cases, the related materials which can substantiate such fact shall be sent together to the heads of agencies or organizations to which they belong.
 - (4) The heads of agencies or organizations in receipt of a notice under paragraphs (2) and (3) shall take appropriate measures, such as disciplinary action, to the relevant public officials or staff members, and shall notify the heads of relevant agencies of the results thereof.
 - (5) The Minister of the Interior and Safety, a Mayor/Do Governor, the head of a *Si/Gun/Gu*, the head of the central control group, or the head of any local control group may assign any public official belonging to him/her to conduct necessary investigations, such as organizing an exclusive organization for substantiating the facts specified in paragraphs (2) and (3). In such cases, a public official who conducts the investigation shall produce a certificate evidencing the authority to interested persons. (Amended on Jan. 17, 2017; Jul. 26, 2017)
 - (6) The Minister of the Interior and Safety may organize and operate a council of exclusive organizations prescribed by Presidential Decree for the purpose of improving the effectiveness of the investigation under paragraph (5). (Newly Inserted on Dec. 3, 2019)
 - (7) Necessary matters concerning notification under paragraphs (2) and (3) and investigation under paragraph (5) shall be prescribed by Presidential Decree. (Amended on Dec. 3, 2019)
- [This Article Wholly Amended on Dec. 30, 2014]

Article 77-2 (Exemption from Proactive Public Administrative Responsibility)

- (1) Public officials, employees, and emergency rescue personnel of a disaster management agency under Article 77 (2) and (3) are willing to act on the result of actively pursuing their work to prevent disaster and safety accidents and minimize damage, or in the absence of serious negligence, they shall not be notified of the list pursuant to paragraphs (2) and (3) of the same Article and request for disciplinary action, or shall not be held liable for disciplinary action under paragraph (4) of the same Article.
- (2) With regard to the results of the active handling of the support affairs referred to in Article 61 or 66 (3) by the persons referred to in the following subparagraphs, the person shall not be held responsible for the disciplinary actions, punishment, etc. provided for in relevant Acts and subordinate statutes unless there is any intentional act or gross negligence on his/her part: (Newly Inserted on Aug. 18, 2020)
1. Public officials, executive officers, and employees subject to audit and inspection under Articles 22 through 24 of the Board of Audit and Inspection Act;
 2. Employees belonging to an institution subject to inspection pursuant to Article 38 of the Act on the Establishment of Financial Services Commission.
- (3) Detailed criteria for the exemption from responsibility provided under paragraph (1), procedures for the operation thereof, and other necessary matters shall be prescribed by Presidential Decree: *Provided*, That the Board of Audit and Inspection and the regulations of the Financial Services Commission shall apply to the matters concerning persons specified in paragraph (2) 1 and 2. (Amended on Aug. 18, 2020)
- [This Article Newly Inserted on Jun. 9, 2020]

Article 78 (Delegation and Entrustment of Authority)

- (1) The Minister of the Interior and Safety may delegate part of his/her authority granted under this Act to the Mayor/*Do* Governor, as prescribed by Presidential Decree. (Amended on Nov. 23, 2013; Jan. 19, 2014; Jul. 26, 2017)
- (2) The Minister of the Interior and Safety may entrust specialized agencies, etc. with affairs such as support for the work of evaluation, etc. under Article 33-2, support for commercialization of the results of research and development projects under Article 72, the collection and use of technical fees under Article 73, and disaster safety under Article 73-4 Businesses related to product certification, as prescribed by Presidential Decree. (Amended on Mar. 29, 2011; Mar. 23, 2013; Aug. 6, 2013; Nov. 19, 2014; Jul. 26, 2017; Dec. 3, 2019)
- (3) The Minister of the Interior and Safety may entrust affairs concerning the establishment and operation of the comprehensive information system on disaster safety mandatory insurance referred to in Article 76-4 (1) to any premium rate calculation agency established under Article 176 of the Insurance Business Act, as prescribed by Presidential Decree. (Newly Inserted on Jun. 9, 2020)
- [This Article Wholly Amended on Jun. 8, 2010]

Article 78-2 (Legal Fiction as Public Officials for Purposes of Penalty Provisions)

- (1) Executives and employees of an institution or organization which has concluded an agreement under Article 71 (3) and a specialized agency, etc. that conducts duties entrusted by the Minister of the Interior and Safety under Article 78 (2) shall be deemed public officials in application of penalty provisions applied under Articles 127 and 129 through 132 of the Criminal Act. (Amended on Mar. 23, 2013; Nov. 19, 2014; Jul. 26, 2017; Jun. 9, 2020)
- (2) The executives officers and employees of premium rate calculation agencies who are engaged in tas

ks entrusted by the Minister of Interior and Safety pursuant to Article 78 (3) shall be deemed public officials in applying Articles 129 through 132 of the Criminal Act. (Amended on Jun. 9, 2020)
[This Article Newly Inserted on Feb. 22, 2012]

CHAPTER X PENALTY PROVISIONS.

Article 78-3 (Penalty Provisions)

A person who fails to comply with an order to take safety measures issued under Article 31 (1) shall be punished by imprisonment with labor for not exceeding three years, or by a fine not exceeding 30 million won.

[This Article Newly Inserted on Jan. 7, 2016]

Article 78-4 (Penalty Provisions)

Any person who uses information for purposes other than countermeasures against disasters, or fails to destroy the relevant information despite the termination of his/her duties in violation of Article 74-3 (5) shall be punished by imprisonment with labor for not more than two years or by a fine not exceeding 20 million won.

[This Article Newly Inserted on Dec. 3, 2019]

Article 79 (Penalty Provisions)

Any of the following persons shall be punished by imprisonment with labor for not more than one year or by a fine not exceeding ten million won: (Amended on Dec. 30, 2014; Jan. 7, 2016; Dec. 3, 2019; Jun. 9, 2020)

1. Deleted; (Jan. 17, 2017)
2. A person who refuses, evades, or interferes with an emergency safety inspection under Article 30 (1) without just grounds;
3. Deleted; (Jan. 7, 2016)
4. A person who violates any order for prohibiting or restricting access to a danger zone under Article 41 (1) 1 (including cases stipulated under Article 46 (1)) and other activities without just grounds;
5. A person who fails to comply with a request of the head of Central Countermeasure Headquarters and the head of disaster management headquarters under Article 74-3 (1) without any justifiable reason;
6. A person who fails to comply with a request of the head of Central Countermeasure Headquarters and the head of disaster management headquarter under Article 74-3 (2) without any justifiable reason;
7. A person who divulges any disaster management information that he/she has learned in the course of performing any of his/her duties, or uses it for wrongful purposes, such as providing it for another person's use without any authority to do so, in violation of Article 76-4 (4).

[This Article Wholly Amended on Jun. 8, 2010]

Article 80 (Penalty Provisions)

Any of the following persons shall be punished by a fine not exceeding five million won: (Amended on Jan. 7, 2016)

1. A person who refuses or interferes with temporary use of land, buildings, installations, and other property or changing and removing obstacles under Article 45 (including cases stipulated under Article

46 (1)) without just grounds;

2. A person who divulges any disaster management information that he/she has learned in the course of performing any of his/her duties, or uses it for wrongful purposes, such as providing it for another person's use without any authority to do so, in violation of Article 74-2 (3).

[This Article Wholly Amended on Feb. 22, 2012]

Article 81 (Joint Penalty Provisions)

If the representative of a corporation or an agent or employee of, or other person employed by, the corporation or individual commits any violations set forth in Article 78-3, 79, or 80 in conducting the business affairs of the corporation or individual, the corporation or individual shall, in addition to punishing the violator accordingly, be subject to a fine prescribed under the relevant provisions: *Provided*, That the same shall not apply where the corporation or individual has not been negligent in exercising due care and supervision concerning the relevant business affairs to prevent such violations. (Amended on Dec. 3, 2019)

[This Article Wholly Amended on Jun. 8, 2010]

Article 82 (Administrative Fines)

- (1) Any of the following persons shall be punished by an administrative fine not exceeding two million won:

- 2) on: (Amended on Dec. 30, 2014)
 1. An owner, manager, or occupant who fails to prepare and manage manuals for crisis situations under the main sentence of Article 34-6 (1);
 - 1- An owner, manager, or occupant who fails to conduct drills under the main sentence of Article 34-6 (2);
 2. 6 (2);
 - 1- An owner, manager, or occupant who fails to comply with a corrective order issued under Article 34-6 (3);
 2. A person who violates an evacuation order issued under Article 40 (1) (including cases stipulated under Article 46 (1));
 3. A person who violates any eviction or evacuation order, from a danger zone, issued under Article 41 (1) 2 (including cases stipulated under Article 46 (1)).
 - (2) Any person who fails to subscribe to an insurance or mutual aid, in violation of Article 76-5 (2), shall be subject to an administrative fine not exceeding three million won. (Newly Inserted on Jan. 7, 2016; Jun. 9, 2020)
 - (3) Administrative fines under paragraphs (1) and (2) shall be imposed and collected by the following persons, as prescribed by Presidential Decree: (Amended on Apr. 7, 2016; Mar. 9, 2020)
 1. A Mayor/Do Governor or the head of a Si/Gun/Gu: Administrative fines prescribed in paragraph (1);
 2. The head of the related administrative agency which has processed the affairs related to permission, authorization, registration, reporting, etc. concerning facilities subject to insurance, etc.: Administrative fines prescribed in paragraph (2).
- [This Article Wholly Amended on Jun. 8, 2010]

ADDENDA (Act No. 7188, Mar. 11, 2004)

Article 1 (Enforcement Date)

This Act shall enter into force on the date prescribed by Presidential Decree, but in any event, within three months after the date of its promulgation.

Article 2 (Abrogation of other Statutes)

The Disaster Management Act is hereby abrogated.

Article 3 (Transitional Measures concerning Dispositions, etc.)

Any dispositions or measures taken under the former Disaster Management Act as at the time this Act enters into force, and other activities by or in relation to administrative agencies thereunder, shall be deemed activities by or in relation to administrative agencies conducted under this Act.

Article 4 (Transitional Measures concerning Composition, etc. of Local Committees)

Necessary matters concerning the composition and operation of local committees and working committees referred to in Article 11 (4) shall be in accordance with that prescribed by Presidential Decree pursuant to Article 9 (4) of the former Disaster Management Act, until municipal ordinance of the relevant City/Do and Si/Gun/Gu is enacted within six months after the date this Act enters into force.

Article 5 (Transitional Measures concerning Safety Management Plans)

The national disaster management plans, City/Do disaster management plans, and Si/Gun/Gu disaster management plans referred to in the former Disaster Management Act as at the time this Act enters into force shall be deemed the national safety management plans, City/Do safety management plans, and Si/Gun/Gu safety management plans under this Act, respectively.

Article 6 (Transitional Measures concerning Dispositions of Matters under Jurisdiction of Local Committees)

Where a local committee makes any disposition belonging to its authority under the relevant municipal ordinance under subparagraph 4 of Article 12, the former municipal ordinance shall govern until municipal ordinance of the relevant City/Do and Si/Gun/Gu referred to in Article 10 (1) 3 of the former Disaster Management Act is enacted or amended within six months after the date this Act enters into force.

Article 7 (Transitional Measures concerning Composition, etc. of Local Countermeasure Headquarters)

Necessary matters concerning the composition and operation of the local countermeasure headquarters referred to in Article 16 (3) shall be in accordance with that prescribed by Presidential Decree pursuant to Article 43 (3) of the former Disaster Management Act, until municipal ordinance of the relevant City/Do and Si/Gun/Gu is enacted within six months after the date this Act enters into force.

Article 8 (Transitional Measures concerning Special Disaster Areas)

The special disaster areas declared pursuant to Article 51 of the former Disaster Management Act as at the time this Act enters into force shall be deemed the special disaster areas declared pursuant to Article 60 of this Act.

Article 9 (Transitional Measures concerning Disaster Management Fund)

The disaster management fund referred to in Article 56 of the former Disaster Management Act as at the time this Act enters into force and the disaster countermeasure fund referred to in Article 63 of the former Countermeasures against Natural Disasters Act shall be deemed the disaster management fund referred to in Article 67 of this Act.

Article 10 Omitted.

Article 11 (Relationship to other Statutes)

A citation of the former Disaster Management Act and the provisions thereof, in any other statute, as at the time this Act enters into force, shall be deemed a citation of this Act or the provisions of this Act corresponding thereto, if such provisions corresponding thereto exist in this Act, in lieu of the former provisions.

ADDENDA <Act No. 7849, Feb. 21, 2006>

Article 1 (Enforcement Date)

This Act shall enter into force on July 1, 2006. (Proviso Omitted.)

Articles 2 through 41 Omitted.

ADDENDA <Act No. 8274, Jan. 26, 2007>

(1) (Enforcement Date) This Act shall enter into force six months after the date of its promulgation.

(2) (Transitional Measure concerning Penal Provisions) The application of the penal provisions to any act performed before this Act enters into force shall be governed by the former provisions.

ADDENDA <Act No. 8420, May 11, 2007>

Article 1 (Enforcement Date)

This Act shall enter into force on the date of its promulgation: *Provided*, That amended provisions of Article 5 (2) of the Addenda shall enter into force on July 27, 2007.

Articles 2 through 6 Omitted.

ADDENDA <Act No. 8623, Aug. 3, 2007>

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

(2) through (4) Omitted.

ADDENDUM <Act No. 8856, Feb. 29, 2008>

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

ADDENDUM <Act No. 9205, Dec. 26, 2008>

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

ADDENDUM <Act No. 9299, Dec. 31, 2008>

This Act shall enter into force six months after the date of its promulgation.

ADDENDA <Act No. 9847, Dec. 29, 2009>

Article 1 (Enforcement Date)

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

Articles 2 through 22 Omitted.

ADDENDA <Act No. 9932, Jan. 18, 2010>

Article 1 (Enforcement Date)

This Act shall enter into force two months after the date of its promulgation. (Proviso Omitted.)

Articles 2 through 5 Omitted.

ADDENDA <Act No. 10219, Mar. 31, 2010>

Article 1 (Enforcement Date)

This Act shall enter into force on January 1, 2011.

Articles 2 through 12 Omitted.**ADDENDA (Act No. 10347, Jun. 8, 2010)**

- (1) (Enforcement Date) This Act shall enter into force on the date of its promulgation: *Provided*, That the amended provisions of Articles 10-2, 34, 34-2, 55-2, 57 and 66 (4) shall enter into force six months after the date of its promulgation and the amended provisions of Article 34-3 shall enter into force one year after the date of its promulgation.
- (2) (Transitional Measures concerning Central Consultative Committee on Disasters Investigation and Evaluation) The Central Consultative Committee for Disasters Investigation and Evaluation which is in operation as at the time the amended provisions of Article 10-2 enters into force shall be deemed organized and operated under the amended provisions of Article 10-2.

ADDENDA (Act No. 10442, Mar 8, 2011)**Article 1 (Enforcement Date)**

This Act shall enter into force six months after the date of its promulgation.

Articles 2 through 5 Omitted.**ADDENDA (Act No. 10467, Mar 29, 2011)****Article (Enforcement Date)**

This Act shall enter into force on the date of its promulgation: *Provided*, That the amended provisions of Articles 71, 72, 72-2, and 78 (2) shall enter into force three months after the date of its promulgation.

Article 2 (Applicability to Promotion of Research and Development Projects for Disaster and Safety Management)

The amended provisions of Articles 72 and 72-2 shall apply beginning with the first case where all or part of research and development project costs are covered by contributions after this Act enters into force.

Article 3 (Transitional Measures on Support, etc. Necessary for Academic Survey, Research, and Technical Development for Safety Management)

If any support has given for the academic survey, research, technological development or the development and commercialization of technologies regarding safety management of small and medium enterprises pursuant to former Articles 71 (2) and 72 (2) before this Act enters into force, an agreement concluded before this Act enters into force or former Article 72 (3) shall apply to the report on the use of research and development funds, the collection and reduction of or exemption from royalties, the use of royalties, and the alteration or cancellation of an agreement.

ADDENDUM (Act No. 11346, Feb. 22, 2012)

This Act shall enter into force six months after the date of its promulgation: *Provided*, That the amended provisions of Articles 4 (2) and 11 (1) shall enter into force on July 1, 2012, and the amended provisions of Article 38 (4) shall enter into force on January 1, 2013.

ADDENDA (Act No. 11495, Oct. 22, 2012)**Article (Enforcement Date)**

This Act shall enter into force six months after the date of its promulgation.

Articles 2 through 5 Omitted.**ADDENDA <Act No. 11690, Mar. 23, 2013>****Article 1 (Enforcement Date)**

- (1) This Act shall enter into force on the date of its promulgation.
- (2) Omitted.

Articles 2 through 7 Omitted.**ADDENDA <Act No. 11713, Mar. 23, 2013>****Article (Enforcement Date)**

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

Articles 2 through 6 Omitted.**ADDENDA <Act No. 11994, Aug. 6, 2013>****Article 1 (Enforcement Date)**

This Act shall enter into force six months after the date of its promulgation: *Provided*, That the amended provisions of Article 34-6 shall enter into force one year after the date of its promulgation.

Article 2 Omitted.**ADDENDA <Act No. 12844, Nov. 19, 2014>****Article 1 (Enforcement Date)**

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

Articles 2 through 7 Omitted.**ADDENDA <Act No. 12943, Dec. 30, 2014>****Article 1 (Enforcement Date)**

This Act shall enter into force on the date of its promulgation: *Provided*, That the following amended provisions shall enter into force on the respective dates classified as follows:

1. Articles 10-3, 14-2 (2) and (3) (limited to matters concerning special rescue task forces), 20 (5), and 77 (1): The date prescribed by Presidential Decree within the limit not exceeding six months after the promulgation thereof;
2. Articles 27 (3), 31 (1) (limited to matters related to Article 27 (3)), 34-6, 66-5 (3), subparagraph 1 of Article 79, and Article 82 (1) 1, 1-2, and 1-3: The date one year lapses after the promulgation thereof.

Article 2 (Special Provisions on Prior Consultation of Budget, etc. for Disaster and Safety Management Projects for 2016 Year)

Notwithstanding the amended provisions of Article 10-2 (2) and (3), in cases of a budget bill to be compiled in 2015, the heads of the relevant administrative agencies shall submit the relevant budget requests to the Minister of Public Safety and Security by June 30, 2015, and the Minister of Public Safety and Security shall submit them to the Minister of Strategy and Finance by July 20, 2015.

Article 3 (Special Provisions on Preparation of Manuals for Crisis Situations of Private-Owned Facilities, etc.)

Any owner, manager, or occupant of a private facility under the amended provisions of Article 34-6 (1) shall prepare and manage manuals for crisis situations within three months from the date the amended provisions enter into force under subparagraph 2 of Article 1 of the Addenda.

Article 4 (Transitional Measures concerning Change of Name of Consolidated Supervision Office)

The consolidated supervision office at any disaster scene in operation as at the time this Act enters into force shall be deemed the consolidated support headquarters under the amended provisions of Article 16 (3).

Article 5 (Transitional Measures concerning Facilities, etc. Subject to Special Management)

Facilities, etc. subject to special management designated by the head of a disaster management agency under the former Article 27 (1) before this Act enters into force shall be deemed designated respectively by the head of a central administrative agency or the head of any local government under the amended provisions of Article 27 (1).

Article 6 (Transitional Measures concerning Request for Disciplinary Action Relating to Disaster Management)

- (1) Notwithstanding the amended provisions of Article 77 (2), any violation of instructions or act of negligence of the assigned duties, committed before this Act enters into force, shall be governed by the former provisions.
- (2) Notwithstanding the amended provisions of Article 77 (3), any failure to comply with on-scene command or act of negligence of the assigned duties, committed before this Act enters into force, shall be governed by the former provisions.

Article 7 (Transitional Measures concerning Public Announcements, Dispositions, and Ongoing Acts under Former Provisions)

Any public announcements, administrative dispositions, and other acts done by the Minister of Security and Public Administration or the Administrator of the National Emergency Management Agency or any applications, reports and other acts made or done to the Minister of the Interior and Safety or the Administrator of the National Emergency Management Agency pursuant to the former provisions before this Act enters into force shall be deemed acts done by, or done to, the Minister of Public Safety and Security, respectively.

Article 8 Omitted.

ADDENDA (Act No. 13426, Jul. 24, 2015)

Article 1 (Enforcement Date)

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

Articles 2 through 39 Omitted.

ADDENDA (Act No. 13440, Jul. 24, 2015)

Article 1 (Enforcement Date)

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

Articles 2 and 3 Omitted.

ADDENDUM (Act No. 13752, Jan. 7, 2016)

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

ADDENDA (Act No. 14079, Mar. 22, 2016)

Article 1 (Enforcement Date)

This Act shall enter into force six months after the date of its promulgation.

Articles 2 and 3 Omitted.

ADDENDA (Act No. 14248, May 29, 2016)

Article 1 (Enforcement Date)

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

Article 2 Omitted.

ADDENDA (Act No. 14545, Jan. 17, 2017)

Article 1 (Enforcement Date)

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

Articles 2 through 15 Omitted.

ADDENDA (Act No. 14553, Jan. 17, 2017)

Article 1 (Enforcement Date)

This Act shall enter into force one year after the date of its promulgation: *Provided*, That the amended provisions of Articles 22 (1), (4), and (5), 23 through 25, and 36 of this Act, and the amended provisions of Article 38-2 of the Framework Act on the Management of Disasters and Safety (Act No. 13752) shall enter into force on the date of its promulgation.

Article 2 (Applicability to Formulation, etc. of Plans for Protection of National Backbone Systems)

The amended provisions of Article 26-2 shall also apply to national infrastructure designated before this Act enters into force.

Article 3 (Applicability to Claims of Expenses against Persons who have Provided Causes for Social Accident)

The amended provisions of Article 66 (6) shall apply beginning with social accidents occurring after this Act enters into force.

Article 4 (Applicability, etc. to Prohibition of Transfer, etc. of Money and Goods Provided as Aids)

- (1) The amended provisions of Article 66 (7) shall also apply where a support for relief and restoration from a social accident occurred before this Act enters into force, is provided after this Act enters into force.
- (2) Notwithstanding the amended provisions of Article 66 (7), the right to the restoration expenses, money and goods provided as aids, and the right to receive them shall be governed by former Article 71 of the Countermeasures against Natural Disasters Act.

Article 5 (Applicability, etc. to Advance Payment of Restoration Expenses, etc.)

- (1) The amended provisions of Article 66-2 shall apply beginning with social accidents occurring after this Act enters into force.
- (2) Reporting on the amount, etc. of damage filed under former Article 51 (2) of the Countermeasures a

against Natural Disasters Act for the advance payment of expenses for restoration from natural disasters before this Act enters into force, shall be deemed reporting on the amount, etc. of damage filed under the amended provisions of Article 66-2 (2).

Article 6 (Applicability, etc. to Return of Restoration Expenses, etc.)

- (1) The amended provisions of Article 66-3 shall also apply to expenses for restoration, etc. from social accidents paid before this Act enters into force.
- (2) Notwithstanding the amended provisions of Article 66-3, return orders, procedures for return, etc. where any expense for restoration or relief, compensation, etc. is received for reason of a natural disaster before this Act enters into force shall be governed by former Article 54 of the Countermeasures against Natural Disasters Act.

Article 7 (Transitional Measures concerning Measures for Recommendation for Improvement, etc.)

Notwithstanding the amended provisions of the latter part of Article 69 (5), measures taken by the Minister of the Interior and Safety, such as a recommendation for improvement, pursuant to the former part of former Article 69 (4) before this Act enters into force, shall be governed by the latter part of former Article 69 (4).

Article 8 Omitted.

ADDENDA (Act No. 14839, Jul. 26, 2017)

Article 1 (Enforcement Date)

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

Articles 2 through 6 Omitted.

ADDENDA (Act No. 15344, Jan. 16, 2018)

Article 1 (Enforcement Date)

This Act shall enter into force three months after the date of its promulgation.

Articles 2 through 4 Omitted.

ADDENDA (Act No. 15764, Sep. 18, 2018)

Article 1 (Enforcement Date)

This Act shall enter into force on the date of promulgation.

Article 2 (Applicability to Restoration of Facilities and Support for Damaged Residents)

The amended provisions of subparagraph 1 (a) of Article 3 shall begin to apply from the first natural disaster commencing on or after July 1, 2018 with regard to the restoration of facilities under Article 66 (3) and support for the stabilization of the livelihood of damaged residents.

ADDENDUM (Act No. 16301, Mar. 26, 2019)

This Act shall enter into force on the date of promulgation.

ADDENDA (Act No. 16666, Dec. 3, 2019)

Article 1 (Enforcement Date)

This Act shall enter into force six months after the date of its promulgation. *Provided*, That the amended provisions of Articles 4, 14-2, 32, 33-2, 33-3, 34-5, 38-2, 40 42, 66-4, 77, 78, and 81 shall enter into forc

e on the date of its promulgation.

Article 2 (Applicability to Government Joint Safety Inspections)

The amended provisions of Article 32 (4) through (6) shall apply to cases government joint safety inspections conducted after this Decree enters into force.

Article 3 (Applicability to Assessment of Disaster Management System)

The amended provisions of Article 33-2 shall apply, beginning with the evaluation on disaster management system conducted after this Act enters into force.

Article 4 (Applicability to Public Announcement of Status of Disaster Management)

The amended provisions of Article 33-3 (1) shall begin to apply from the public announcement of the accumulation and execution of disaster management funds for the fiscal year in which this Act enters into force.

ADDENDA (Act No. 17383, Jun. 9, 2020)

Article 1 (Enforcement Date)

This Act shall enter into force one year after the date of its promulgation: *Provided*, That the amended provisions of Articles 14 (5) and 48 (2) shall enter into force on the date of its promulgation, and the amended provisions of Articles 10-4, 17-3, and 77-2 shall enter into force six months after the date of its promulgation.

Article 2 (Applicability to Preliminary Review of Local Government's Disaster and Safety Management Project Budget)

The amended provisions of Article 10-4 shall apply from the fiscal year following the fiscal year to which the enforcement date of this Act belongs.

ADDENDUM (Act No. 17479, Aug. 18, 2020)

This Act shall enter into force on December 10, 2020.

ADDENDA (Act No. 17519, Oct. 20, 2020)

Article 1 (Enforcement Date)

This Article shall enter into force six months after the date of its promulgation.

Article 2 (Applicability to Compensation to Volunteers Participating in Emergency Rescue Activities in Time of Disaster)

The amended provisions of Article 65 (1) shall begin to apply from the first case when carrying out emergency measures or emergency rescue activities after this Act enters into force.

ADDENDUM (Act No. 17698, Dec. 22, 2020)

This Article shall enter into force six months after the date of its promulgation.