

Proposed Amendments to the Enforcement Decree of the Act on the Sustainable Use of Timbers

The Enforcement Decree of the Act on the Sustainable Use of Timbers is hereby amended as follows:

“Article 17 (3) of the Act” in Article 17 (3) with the exception of its subparagraphs and in Article 17 (4) is hereby replaced with “Article 17 (4) of the Act”

Articles 18-3 and 18-4 are newly inserted as follows:

Article 18-3 (Import Declaration)

"Timber or any timber product prescribed by Presidential Decree" in Article 19-2 of the Act means log or any of the following:

1. Sawn timber;
2. Anti-decay wood;
3. Fire-retardant-treated wood;
4. Laminated wood;
5. Plywood;
6. Wood pellets.

Article 18-4 (Import Inspection, etc.)

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

1. The Korea Forestry Promotion Institute;
2. An agency designated and publicly notified by the Minister of the Korea Forest Service, from among the following agencies equipped with personnel, an organization, etc. necessary for inspecting documents verifying that the relevant timber has been produced (hereinafter referred to as “legally felled) in accordance with timber harvest-related statutes of the Republic of Korea or the country of origin:

(a) A public institution (referring to a public institution provided for in Article 4 of the Act on the Management of Public Institutions);

(b) A research institute.

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

“Order, etc. ... for disposal” in the title of Article 21 is hereby replaced with “order... for disposal”; and “hazardous timber product” in the latter part of the same Article with “hazardous timber product” in Article 17 (3) with the exception of its subparagraphs, respectively.

“Article 17 (3)” in Article 32 (2) 1 is hereby replaced with “Article 17 (3) of this Decree”; “Article 21” in Article 32 (2) 2 with “Article 21 of this Decree”; and the following provision is newly inserted as subparagraph 1-2 to Article 32 (2):

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

Addendum

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