

ENFORCEMENT DECREE OF THE ACT ON RESOURCE CIRCULATION OF ELECTRICAL AND ELECTRONIC EQUIPMENT AND VEHICLES

Presidential Decree No. 24155, Oct. 29, 2012
Amended by Presidential Decree No. 25046, Dec. 30, 2013
Presidential Decree No. 25050, Dec. 30, 2013
Presidential Decree No. 26400, Jul. 13, 2015

Article 1 (Purpose)

The purpose of this Decree is to provide for matters delegated by Act on Resource Circulation of Electrical and Electronic Equipment and Vehicles and for matters necessary for the enforcement thereof.

Articles 2 through 7 Deleted. <by Presidential Decree No. 23463, Dec. 30, 2011>

Article 8 (Electrical and Electronic Equipment and Vehicles subject to Restrictions on Use of Hazardous Substances)

(1) "Electrical and electronic equipment specified by Presidential Decree" in the main sentence of Article 9 (1) of the Act on Resource Circulation of Electrical and Electronic Equipment and Vehicles (hereinafter referred to as the "Act") refers to those listed in attached Table 1: Provided, That products used as parts of a vehicle shall be excluded herefrom: <Amended by Presidential Decree No. 25046, Dec. 30, 2013>

(2) "Vehicles specified by Presidential Decree" in the main sentence of Article 9 (1) of the Act refer to:

1. Motor vehicles for passengers, as defined in Article 3 (1) of the Motor Vehicle Management Act;
2. Motor vehicles with seating capacity for up to nine persons, among motor vehicles for passengers and freight, as defined in Article 3 (1) of the Motor Vehicle Management Act;
3. Motor vehicles for freight, as defined in Article 3 (1) of the Motor Vehicle Management Act (limited to compact vehicles and small vehicles).

Article 9 (Maximum Levels of Hazardous Substances subject to Restrictions on Use)

(1) "Maximum levels of hazardous substances specified by Presidential Decree" in the main sentence of Article 9 (1) of the Act shall be as specified in attached Table 1-2. <Amended by Presidential Decree No. 25046, Dec. 30, 2013>

(2) "Products specified by Presidential Decree" in the proviso to Article 9 (1) of the Act shall be as specified in attached Table 2.

Article 10 (Annual Recyclability Rate)

"Annual recyclability rates prescribed by Presidential Decree" in Article 10 (2) of the Act shall be as follows:

1. On and before December 31, 2009: The aggregate recycled materials and recovered energy per unit by weight shall be at least 85/100: Provided, That only up to 5/100 of recovered energy shall be recognized;
2. On and after January 1, 2010: The aggregate recycled materials and recovered energy per unit by weight shall be at least 95/100: Provided, That only up to 10/100 of recovered energy shall be recognized.

Article 11 (Methods for Public Disclosure of Compliance with Restrictions on Use of Hazardous Substances, etc.)

(1) A person who manufactures or imports electrical and electronic equipment (hereinafter referred to as "manufacturer or importer of electrical and electronic equipment") or a person who manufactures or imports vehicles (hereinafter referred to as "manufacturer or importer of vehicles") under Article 11 of the Act shall publicly disclose whether he/she complies with the maximum levels of hazardous substances under Article 9 (1) of the Act or the annual recyclability rate under Article 10 (2) of the Act by either of the following methods:

1. Posting it on the operation management information system under Article 38 (1) of the Act (hereinafter referred to as "operation management information system");
2. Posting it on the web-site operated and managed by the manufacturer or importer of electrical and electronic equipment or the manufacturer or importer of vehicles. In such cases, the head of an operating institution of the operation management information system under Article 38 (2) of the Act shall be notified of such posting.

(2) A manufacturer of electrical and electronic equipment or a manufacturer of vehicles shall publicly disclose whether he/she complies with the maximum levels of hazardous substance or the annual recyclability rate within three months from the date of release to the market, whereas an importer of electrical and electronic equipment or an importer of vehicles shall disclose the compliance within three months from the import declaration date (referring to the date of initial import declaration, as defined in Articles 241 and 244 of the Customs Act; hereinafter referred to as "import declaration date"). *<Amended by Presidential Decree No. 25046, Dec. 30, 2013>*

Article 12 (Recyclers)

"A person specified by Presidential Decree" in the main sentence of Article 12 (1) of the Act refers to any of the following: *<Amended by Presidential Decree No. 21983, Jan. 7, 2010; Presidential Decree No. 25046, Dec. 30, 2013>*

1. A business entity manufacturing recycled products defined in subparagraph 9 of Article 2 of the Act on the Promotion of Saving and Recycling of Resources;
2. A designated recycler running a type of business specified in subparagraph 3 of Article 32 of the Enforcement Decree of the Act on the Promotion of Saving and Recycling of Resources;

3. A holder of a permit for waste recycling business defined in Article 25 (5) 5 through 7 of the Wastes Control Act;
4. A person specified in subparagraph 5 of Article 8 of the Enforcement Decree of the Wastes Control Act;
5. Persons publicly notified by the Minister of Environment, among persons running any other type of recycling business.

Article 13 (Provision of Information about Recycling)

(1) If a person specified in any subparagraph of Article 12 (hereinafter referred to as "recycler"), a person operating a business dismantling vehicles, as defined in Article 25 (1) 2 of the Act, (hereinafter referred to as "automotive dismantler"), or a person operating a business recycling end-of-life vehicles, as defined in any subparagraph of Article 32 (2) of the Act, (hereinafter referred to as "recycler of end-of-life vehicles") intends to request a manufacturer or importer of electrical and electronic equipment or a manufacturer or importer of vehicles to provide information about recycling under Article 12 (1) of the Act, the person shall make such request six months after the date of market release of the relevant products or the import declaration date. *<Amended by Presidential Decree No. 25046, Dec. 30, 2013>*

(2) Upon receipt of a request from a recycler, an automotive dismantler, or a recycler of end-of-life vehicles to provide information about recycling under paragraph (1), a manufacturer or importer of electrical and electronic equipment or a manufacturer or importer of vehicles shall provide information about recycling by either of the following means within one month after receipt of such request, except in extenuating circumstances: *<Amended by Presidential Decree No. 25046, Dec. 30, 2013>*

1. Documents (including electronic documents);
2. Electronic medium in which information about recycling is stored.

(3) If a manufacturer or importer of electrical and electronic equipment or a manufacturer or importer of vehicles provides information about recycling by either of the following means within six months from the date of market release of relevant products or the date of importation, he/she shall be deemed to have provided information about recycling pursuant to paragraph (1):

1. Posting the recycling information on the operation management information system;
2. Posting the recycling information on the web-site operated and managed by the manufacturer or importer of electrical and electronic equipment or the manufacturer or importer of vehicles. In such cases, the head of an operating institution of the operation management information system under Article 38 (2) of the Act shall be notified of such posting.

(4) Recycling information, which shall be provided pursuant to paragraph (2), shall include the following:

1. The product name, the year of market release, the model name, and the process of disassembly or dismantling;
2. The component materials of synthetic polymers (excluding where the name of each material is indicated in parts manufactured with synthetic resin of at least 25 grams, in cases of electrical and electronic equipment, or parts manufactured with synthetic resin of at least 100 grams and parts

manufactured with synthetic rubber of at least 200 grams, in cases of vehicles) and the location at which a hazardous substance that shall be removed from relevant products is contained and the method for removing such hazardous substance;

3. The methods that the manufacturer or importer of electrical and electronic equipment or the manufacturer or importer of vehicles knows for the efficient disposal and recycling of parts.

Article 14 (Electrical and Electronic Equipment subject to Mandatory Collection, Transfer, or Recycling)

"Electrical and electronic equipment prescribed by Presidential Decree" in the former part of Article 15 of the Act means the equipment listed in attached Table 3: Provided, That products used as parts of a vehicle shall be excluded herefrom.

Article 14-2 (Places of Business subject to Mandatory Collection, Transfer or Recycling)

"A place of business, the size of which is stipulated by Presidential Decree" in the former part of Article 15 of the Act refers to a place of business manufacturing or importing electrical and electronic equipment referred to in Article 14 which meets either of the following criteria:

1. The sales turnover from electrical and electronic equipment during the year prior to the fulfillment of the duty to collect, transfer, or recycle: At least one billion won;
2. The volume of electrical and electronic equipment imported during the year prior to the fulfillment to collect, transfer, or recycle: At least three hundred million won.

Article 15 (Calculation and Public Notification of Recycling Targets)

(1) Where the Minister of Environment intends to calculate long-term recycling targets under Article 16 (1) of the Act (hereinafter referred to as "long-term recycling target"), he/she shall first refer the relevant matter to the Central Environment Policy Committee under Article 58 (1) of the Framework Act on Environmental Policy for deliberation.

(2) The Minister of Environment shall calculate annual recycling target under Article 16 (1) of the Act (hereinafter referred to as "annual recycling target") according to guidelines for calculation stipulated in attached Table 3-2, and publicly notify such targets annually before the beginning of the pertinent year.

Article 15-2 (Guidelines for Calculation of Mandatory Recycling Quantities)

(1) The mandatory recycling quantity (hereinafter referred to as "mandatory recycling quantity") for a manufacturer of electrical and electronic equipment subject to mandatory recycling under Article 16 (3) of the Act (hereinafter referred to as "manufacturer of electrical and electronic equipment subject to mandatory recycling") shall be calculated by aggregating the mandatory recycling quantity based on the following formula for each category of equipment:

Mandatory recycling quantity for each category of equipment = Annual recycling targets × Population × Ratio of the quantity for each category of equipment released to the market by the relevant manufacturer of electrical and electronic equipment subject to mandatory recycling during the year prior to the fulfillment of the duty to recycle, to the total quantity for each category of equipment released to the market by all manufacturers of electrical and electronic equipment subject to mandatory recycling during

the year prior to the fulfillment of the duty to recycle (including import volumes; the same shall apply hereinafter)

(2) The Minister of Environment may readjust the mandatory recycling quantity for each category of equipment by weighing each category of equipment based on the conditions for collecting and in accordance with the attached Table 3-3, within the scope of maintaining the total amount of mandatory recycling quantity required for the manufacturers of electrical and electronic equipment subject to mandatory recycling under paragraph (1). *<Newly Inserted by Presidential Decree No. 26400, Jul. 13, 2015>*

(3) Each manufacturer of electrical and electronic equipment subject to mandatory recycling shall submit data about the quantity of each type of electrical and electronic equipment released to the market in the preceding year, which are necessary to calculate the mandatory recycling quantity, to the Minister of Environment by April 15 each year, as prescribed by Ordinance of the Ministry of Environment. *<Amended by Presidential Decree No. 26400, Jul. 13, 2015>*

(4) The Minister of Environment shall publicly notify data (including weight given to each category of equipment and total quantity released after being weighed, if the mandatory recycling quantity for each category of equipment is readjusted under paragraph (2)) about the total quantity of such equipment released to the market and the population in the preceding year, which are necessary to calculate the mandatory recycling quantity, by June 30 each year. *<Amended by Presidential Decree No. 26400, Jul. 13, 2015>*

Article 15-3 (Electrical and Electronic Equipment subject to Mandatory Collection)

"Electrical and electronic equipment prescribed by Presidential Decree" referred to in Article 16-4 (1) of the Act means the equipment listed in attached Table 3: Provided, That products used as vehicle parts shall be excluded herefrom.

Article 15-4 (Places of Business subject to Mandatory Collection)

"A place of business, the size of which is prescribed by Presidential Decree" referred to in Article 16-4 (1) of the Act means a place of business that sells electrical and electronic equipment under Article 14, with sales turnover of at least five billion won during the year prior to the fulfillment of the duty to collect: Provided, That the following places of business shall be excluded herefrom:

1. A place of business financed directly by a manufacturer of electrical and electronic equipment subject to mandatory recycling for selling electrical and electronic equipment;
2. A place of business which purchases the whole quantity of electrical and electronic equipment from a person other than a manufacturer or importer of electrical and electronic equipment, and sells such equipment.

Article 15-5 (Guidelines for Calculation of Mandatory Collection Quantity)

(1) The mandatory collection quantity of each distributor of electrical and electronic equipment under Article 16-4 (2) of the Act (hereinafter referred to as "distributor of electrical and electronic equipment") shall be calculated by aggregating the mandatory collection quantity based on the following formula for each category of equipment: *<Amended by Presidential Decree No. 26400, Jul. 13, 2015>*

Mandatory collection quantity for each category of equipment = Annual recycling targets × Population × Coefficient reflecting the mandatory collection quantity for each category of equipment (referring to the coefficient determined not exceeding 0.5 and publicly notified by the Minister of Environment, considering relations between manufacturers of electrical and electronic equipment subject to mandatory recycling and distributors of electrical and electronic equipment, their respective market shares, difference between the quantity sold and purchased, etc.) × Ratio of the quantity purchased by the relevant distributor of electrical and electronic equipment for each category of equipment during the year prior to the fulfillment of the duty to collect, to the total quantity of equipment purchased to the market by all manufacturers of electrical and electronic equipment subject to mandatory recycling during the year prior to the fulfillment of the duty to collect.

(2) Each distributor of electrical and electronic equipment shall submit data about the quantity of each type of electrical or electronic equipment purchased and sold, which are necessary to calculate the mandatory collection quantity, to the Minister of Environment by April 15 each year, as prescribed by Ordinance of the Ministry of Environment.

(3) The Minister of Environment shall publicly notify data about the total quantity of equipment purchased and the population during the preceding year, which are necessary to calculate the mandatory collection quantity by June 30 each year. *<Amended by Presidential Decree No. 26400, Jul. 13, 2015>*

Article 16 (Submission of Plans to Fulfill Duty to Recycle or Collect)

Pursuant to Article 17 (1) or 23 (3) of the Act, every manufacturer of electrical and electronic equipment subject to mandatory recycling, distributor of electrical and electronic equipment, and mutual aid association for recycling business under Article 21 of the Act (hereinafter referred to as "mutual aid association") shall submit a plan of mandatory recycling or collection, along with the documents specified by Ordinance of the Ministry of Environment, to the Minister of Environment by not later than January 31 each year: Provided, That a manufacturer of electrical and electronic equipment subject to mandatory recycling may submit such plan within one month from the date of initial release of electrical and electronic equipment to the market or the import declaration date during the same year, whereas a distributor of electrical and electronic equipment may submit such plan within one month from the date of initial purchase of electrical and electronic equipment during the same year (or by not later than December 31, if electrical and electronic equipment is initially released to the market or imported on or after December 1). *<Amended by Presidential Decree No. 23463, Dec. 30, 2011; Presidential Decree No. 25046, Dec. 30, 2013>*

Article 17 (Approval of Plans of Mandatory Recycling or Collection, etc.)

(1) Upon receipt of a plan of mandatory recycling or collection pursuant to Article 16, the Minister of Environment shall determine whether to approve the plan within one month and issue a letter of approval, if he/she approves the plan, or notify the relevant manufacturer of electrical and electronic equipment subject to mandatory recycling, the relevant distributor of electrical and electronic equipment, or the relevant mutual aid association of his/her decision to disapprove the plan and the grounds for disapproval,

if he/she disapproves the plan. *<Amended by Presidential Decree No. 23463, Dec. 30, 2011; Presidential Decree No. 25046, Dec. 30, 2013>*

(2) Upon receipt of notice of disapproval under paragraph (1) from the Minister of Environment with respect to a plan of mandatory recycling or collection, the relevant manufacturer of electrical and electronic equipment subject to mandatory recycling, distributor of electrical and electronic equipment, or mutual aid association shall supplement the plan of mandatory recycling or collection, and shall re-submit it to the Minister of Environment within three weeks after receipt of such notice. *<Amended by Presidential Decree No. 23463, Dec. 30, 2011; Presidential Decree No. 25046, Dec. 30, 2013>*

(3) When a manufacturer of electrical and electronic equipment subject to mandatory recycling, a distributor of electrical and electronic equipment, or a mutual aid association revises the approved plan of mandatory recycling or collection with regard to an essential matter specified by Ordinance of the Ministry of Environment, the manufacturer, distributor, or mutual aid association shall submit the revised a plan of mandatory recycling or collection to the Minister of Environment within one month from the date of revision, along with a document certifying the revision. *<Amended by Presidential Decree No. 23463, Dec. 30, 2011; Presidential Decree No. 25046, Dec. 30, 2013>*

Article 18 (Submission of Reports on Results of Mandatory Recycling or Collection)

(1) Pursuant to Article 17 (2) or 23 (3) of the Act, every manufacturer of electrical and electronic equipment subject to mandatory recycling, distributor of electrical and electronic equipment or mutual aid association, whose plan of mandatory recycling or plan of mandatory collection is approved under Article 17, shall submit a report on the result of mandatory recycling or collection to the Minister of Environment by not later than April 30 of the following year, along with documents specified by Ordinance of the Ministry of Environment. *<Amended by Presidential Decree No. 25046, Dec. 30, 2013>*

(2) When the Minister of Environment recognizes results of mandatory recycling or results of mandatory collection after reviewing the plan of mandatory recycling or plan of mandatory collection approved pursuant to Article 17 and the control records submitted pursuant to Article 39 of the Act, or after reviewing the report on the results of mandatory recycling or results of mandatory collection submitted pursuant to paragraph (1) and evidentiary materials, he/she shall comply with the standards prescribed in attached Table 4. *<Amended by Presidential Decree No. 25046, Dec. 30, 2013>*

Article 19 (Basic Expense to Impose Recycling Charges)

(1) Basic expense for recycling waste electrical and electronic equipment (hereinafter referred to as "basic expenses for recycling charges"), based on which charges for recycling electrical and electronic equipment under Article 18 (1) of the Act (hereinafter referred to as "recycling charges") are to be calculated, shall be calculated by multiplying the unit cost for recycling equipment of each category listed in attached Table 5 by the index for the calculation of recycling expenses publicly notified by the Minister of Environment. *<Amended by Presidential Decree No. 25046, Dec. 30, 2013>*

(2) The index for the calculation of recycling expenses under paragraph (1) shall be determined each year using the value calculated by multiplying the index for the calculation of recycling expenses for the

preceding year by the price index for the preceding year determined according to the price increase rate during the preceding year.

Article 19-2 (Calculation, Imposition, etc. of Recycling Charges)

(1) Recycling charges shall be determined with the value calculated by adding the additional amount calculated according to attached Table 6 to the amount calculated by multiplying the quantity not recycled, out of the mandatory recycling quantity, by basic expenses for recycling charges.

(2) If the quantity recycled by a manufacturer of electrical and electronic equipment subject to mandatory recycling or a mutual aid association exceeds the mandatory recycling quantity, the excess of the recycled quantity may be included in the quantity recycled during the following year or the year after that.

<Amended by Presidential Decree No. 25046, Dec. 30, 2013>

(3) If a manufacturer of electrical and electronic equipment subject to mandatory recycling or a mutual aid association fails to fulfill the mandatory recycling quantity, the Minister of Environment shall give notice demanding the manufacturer or mutual aid association to pay the recycling charge calculated under paragraph (1) by June 30 each year, as prescribed by Ordinance of the Ministry of Environment. In such cases, payment of the recycling charge in installments may be allowed as prescribed by Ordinance of the Ministry of Environment. *<Amended by Presidential Decree No. 24155, Oct. 29, 2012; Presidential Decree No. 25046, Dec. 30, 2013>*

(4) Upon receipt of notice demanding payment of a recycling charge under paragraph (3), a person shall pay it by July 20 of the same year: Provided, That a person allowed to pay a recycling charge in installments pursuant to the latter part of paragraph (3) shall pay the charge by the deadline specified by Ordinance of the Ministry of Environment. *<Amended by Presidential Decree No. 24155, Oct. 29, 2012>*

(5) A person who has any objection to a notice demanding payment of a recycling charge under paragraph (3) may file an objection with the Minister of Environment within 30 days after receipt of such notice demanding payment. *<Newly Inserted by Presidential Decree No. 22769, Mar. 29, 2011>*

(6) Upon receipt of an objection filed under paragraph (5), the Minister of Environment shall give written notice to the petitioner of his/her disposition of the case within 30 days from the date on which the objection is filed. *<Newly Inserted by Presidential Decree No. 22769, Mar. 29, 2011>*

Article 20 (Basic Expenses to Impose Collection Charges)

(1) Basic expenses incurred in collecting waster electric and electronic equipment (hereinafter referred to as "basic expenses for collection charges") based on which collection charges of electrical and electronic equipment under Article 18-2 (1) of the Act (hereinafter referred to as "collection charges") are calculated, shall be calculated by multiplying the unit cost incurred in collecting each category of equipment listed in attached Table 5 by the index for calculation of collection expenses determined and publicly notified by the Minister of Environment. *<Amended by Presidential Decree No. 25046, Dec. 30, 2013>*

(2) The index for calculation of collection expenses under paragraph (1) shall be determined each year with the value calculated by multiplying the index for calculation of collection expenses for the preceding year by the price index for the preceding year determined according to the inflation rate during the

preceding year.

Article 20-2 (Calculation, Imposition, etc. of Collection Charges)

(1) Collection charges shall be determined based on the value calculated by adding the additional amount calculated according to attached Table 6 to the amount calculated by multiplying the quantity not collected, out of the mandatory collection quantity, by basic expenses for collection charges.

(2) If the quantity collected by a distributor of electrical and electronic equipment or a mutual aid association exceeds the mandatory collection quantity, the excess may be included in the quantity collected during the following year or the year after that.

(3) If a distributor of electrical and electronic equipment or a mutual aid association fails to fulfill the mandatory collection quantity, the Minister of Environment shall give notice demanding the distributor or mutual aid association to pay the collection charge calculated under paragraph (1) by June 30 each year, as prescribed by Ordinance of the Ministry of Environment. In such cases, payment of the collection charge in installments may be allowed, as prescribed by Ordinance of the Ministry of Environment. *<Amended by Presidential Decree No. 25046, Dec. 30, 2013>*

(4) Upon receipt of notice demanding payment of a collection charge under paragraph (3), a person shall pay it by July 20 of the same year: Provided, That a person who pays the collection charge in installments pursuant to the latter part of paragraph (3) shall pay it by the deadline specified by Ordinance of the Ministry of Environment. *<Amended by Presidential Decree No. 25046, Dec. 30, 2013>*

(5) A person who has any objection to the notice of demanding the payment of a collection charge under paragraph (3) may file an objection with the Minister of Environment within 30 days after receipt of the notice of demanding the payment.

(6) Upon receipt of an objection under paragraph (5), the Minister of Environment shall notify the petitioner, in writing, of his/her disposition of the case within 30 days from the date on which the objection is filed.

Article 21 (Payment of Fees for Collecting Recycling Charges, Collection Charges, etc.)

(1) If the Minister of Environment entrusts the Korea Environment Corporation under the Korea Environment Corporation Act (hereinafter referred to as the "Corporation") with the collection of recycling or collection charges (including surcharges respectively; the same shall apply hereinafter) pursuant to Article 18-3 (5) of the Act, he/she shall pay an amount equivalent to 10/100 of the recycling or collection charges collected by the Corporation to the Corporation as a collection fee. *<Amended by Presidential Decree No. 21904, Dec. 24, 2009; Presidential Decree No. 23463, Dec. 30, 2011; Presidential Decree No. 25046, Dec. 30, 2013>*

(2) The Minister of Environment shall calculate collection fees referred to in paragraph (1) each month for recycling or collection charges paid to the Special Accounts for Environmental Improvement under the Act on Special Accounts for Environmental Improvement and shall pay them to the Corporation by not later than the end of the following month. *<Amended by Presidential Decree No. 21904, Dec. 24, 2009; Presidential Decree No. 25046, Dec. 30, 2013>*

Articles 21-2 and 21-3 Deleted. <by Presidential Decree No. 25046, Dec. 30, 2013>

Article 21-4

Article 21-5

Article 21-6 Deleted. <by Presidential Decree No. 25046, Dec. 30, 2013>

Article 22 (Inspection, etc. on Results of Recycling or Collection)

(1) In any of the following cases, the Minister of Environment may have related public officials, etc. inspect and verify the quantities released to the market, purchased and sold and results of recycling or collection by a manufacturer of electrical and electronic equipment subject to mandatory recycling, a distributor of electrical and electronic equipment, a mutual aid association, or a recycler, pursuant to Article 37 of the Act: <Amended by Presidential Decree No. 23463, Dec. 30, 2011; Presidential Decree No. 25046, Dec. 30, 2013; Presidential Decree No. 26400, Jul. 13, 2015>

1. Where a manufacturer of electrical and electronic equipment subject to mandatory recycling fails to submit a report on the quantity of each type of electrical and electronic equipment released to the market pursuant to Article 15-2 (3);

2. Where a manufacturer of electrical and electronic equipment subject to mandatory recycling, distributor of electrical and electronic equipment or mutual aid association fails to submit a report on the results of mandatory recycling or collection pursuant to Article 18 (1);

3. Where a distributor of electrical and electronic equipment fails to submit data about the quantities of each type of electrical and electronic equipment purchased and sold pursuant to Article 15-5 (2);

4. Where the Minister of Environment deems it necessary to conduct an inspection and verification, including the case that the recycling or collection results reported by a manufacturer of electrical and electronic equipment subject to mandatory recycling, distributor of electrical and electronic equipment, or mutual aid association pursuant to Article 18 differs from actual results of recycling or collection.

(2) If it is found, as a result of an inspection and verification conducted under paragraph (1), that a manufacturer of electrical and electronic equipment subject to mandatory recycling, a distributor of electrical and electronic equipment, or a mutual aid association has a recycling charge or collection charge to pay or the amount already paid is less than the amount to pay, the Minister of Environment shall give notice demanding the payment of the recycling charge or collection charge to pay or the difference thereof to the manufacturer of electrical and electronic equipment subject to mandatory recycling, the distributor of electrical and electronic equipment, or the mutual aid association. In such cases, Article 19-2 (1) or 20-2 (1) shall apply mutatis mutandis to the calculation of a recycling charge or collection charge to pay or a difference, and the period for payment thereof shall be 20 days from the date on which the notice demanding payment is given. <Amended by Presidential Decree No. 23463, Dec. 30, 2011; Presidential Decree No. 25046, Dec. 30, 2013>

Article 23 (Recycling Rate of End-of-Life Vehicles)

(1) "The recycling rate prescribed by Presidential Decree" in the part above subparagraphs of Article 25 (1) of the Act shall be either of the following rates:

1. Between January 1, 2009 and December 31, 2014: The aggregate of the recycled materials and recovered energy per unit by weight shall be at least 85/100: Provided, That only up to 5/100 of the recovered energy shall be recognized;

2. On and after January 1, 2015: The aggregate of recycled materials and recovered energy per unit by weight shall be at least 95/100: Provided, That only up to 10/100 of the recovered energy shall be recognized.

(2) The weight per unit referred to in paragraph (1) shall be determined with the actual weight of a vehicle when the vehicle is scrapped.

Article 24 (Determination of Prices of End-of-Life Vehicles and Calculation of Expenses for Disposal and Recycling)

A manufacturer or importer of vehicles and a party to a contract specified in any subparagraph of Article 25 (3) may determine the prices of end-of-life vehicles and expenses for treatment and recycling of end-of-life vehicles, as defined in Article 25 (3) of the Act, in consideration of the profits from recovered used parts and scrap metal left over after recovering used parts and expenses incurred in treating and recycling end-of-life vehicles, such as expenses incurred in treating substances inducing the climate or ecosystem change, automotive shredder residue, and liquid waste, and expenses incurred in gathering end-of-life vehicles.

Article 25 (Free-of-Charge Collection, etc. by Manufacturers and Importers of Vehicles)

(1) In order for a person to request a manufacturer or importer of vehicles, pursuant to the main sentence of Article 25 (3) of the Act, to collect and scrap a vehicle for recycling, such vehicle shall not fall under any of the following subparagraphs:

1. A vehicle with no engine, transmission, body, chassis, catalytic converter, or wheels (excluding tires);
2. A vehicle into which waste irrelevant to driving or maintenance of the vehicle is intentionally dumped.

(2) Upon receipt of a request to dismantle a vehicle, a manufacturer or importer of vehicles shall immediately inform the requesting person of the place to which a vehicle can be collected free of charge and the method of delivery.

(3) When a manufacturer or importer of vehicles collects end-of-life vehicles free of charge for recycling, the manufacturer or importer may commission the performance of the duty to collect such vehicles free of charge for recycling to any of the following persons:

1. An automotive dismantler, scrap recycler, or shredder residue recycler;
2. A corporation comprised of automotive dismantlers, scrap recycler, or automotive shredder residue recycler;
3. A business association under Article 29 of the Act (hereinafter referred to as "business association").

Article 26 (Methods and Standards for Recycling End-of-Life Vehicles)

"The methods and guidelines for recycling end-of life vehicles as prescribed by Presidential Decree" in Article 26 of the Act refers to Table 7 attached hereto.

Article 27 (Substance Inducing Climate or Ecosystem Change)

"Substances that induce changes in the climate or ecosystem" in Article 27 (3) of the Act shall be as follows:

1. Chloro fluoro carbon (CFC);
2. Hydro chloro fluoro carbon (HCFC);
3. Hydro fluoro carbon (HFC);
4. Sulphur hexafluoride (SF6);
5. Perfluorocarbon (PFC);
6. Other substances designated and publicly notified by the Minister of Environment, having regard to their global warming potential.

Article 28 (Procedure, etc. for Authorization of Business Operators' Organizations)

(1) "Matters specified by Presidential Decree" in Article 30 (1) of the Act shall be as follows:

1. The objectives of establishment, the scope of business, and articles of association;
2. An agreement on the participation of a manufacturer or importer of vehicles, an automotive dismantler, automotive scrap recycler, automotive shredder residue recycler, waste gas treatment business operator, or business operator for promoting the recycling of end-of-life vehicles;
3. Matters regarding the financing plan for the operation of a business association;
4. A business plan for promoting recycling.

(2) Articles of association under Article 30 (1) of the Act shall include the following subparagraphs:

1. Name;
2. Objectives;
3. Place of business office;
4. Matters regarding membership and annual general meetings;
5. Matters regarding executives;
6. Matters regarding business affairs;
7. Matters regarding accounting;
8. Matters regarding budget;
9. Other matters regarding the operation of the business association.

Article 29 (Submission, etc. of Report on Recycling of End-of-Life Vehicles)

(1) A report submitted by an automotive dismantler on the results of recycling of end-of-life vehicles pursuant to Article 31 (1) of the Act shall be accompanied by the following documents (including electronic documents): Provided, That where control records are prepared and submitted pursuant to Article 39 of the Act (hereinafter referred to as "control record"), such control records shall be accompanied only by the documents specified in subparagraphs 1 and 2:

1. A document with which compliance with the method and standards for recycling under Article 26 can be verified;
 2. A document evidencing the quantities of end-of-life vehicles reused and recycled;
 3. A document evidencing the quantities transferred to automotive scrap recyclers, etc.;
 4. A document evidencing the quantity of substances inducing the climate or ecosystem change, transferred to waste gas treatment business operators.
- (2) A report submitted by a recycler of automotive shredder residue on the results of recycling pursuant to Article 31 (2) of the Act shall be accompanied by the following documents (including electronic documents): Provided, That where control records are prepared and submitted, such control records shall be accompanied only by the documents specified in subparagraphs 1 and 2:
1. A document with which compliance with the method and standards for recycling under Article 26 can be verified;
 2. A document evidencing the quantities of end-of-life vehicles recycled;
 3. A document evidencing the quantities transferred to recycler of automotive shredder residues.
- (3) A report submitted by a recycler of automotive shredder residue on the results of recycling and energy recovery pursuant to Article 31 (3) of the Act shall be accompanied by the following documents (including electronic documents):
1. A document with which compliance with the method and standards for recycling under Article 26 can be verified;
 2. A document evidencing the results of automotive shredder residue recycling and energy recovery.
- (4) A report submitted by a waste gas treatment business operator on the results of recycling and disposal of substances inducing the climate or ecosystem change pursuant to Article 31 (4) of the Act shall be accompanied by the following documents (including electronic documents):
1. A document with which compliance with the method and standards for recycling under Article 26 can be verified;
 2. A document evidencing the results of recycling and treatment of substances inducing the climate or ecosystem change.
- (5) When a manufacturer or importer of vehicles submits the results of recycling, treating, and energy recovery pursuant to Article 31 (5) of the Act (including where recycling is performed under a contract pursuant to Article 25 (3) of the Act), the manufacturer or importer shall submit a report on the results of recycling of end-of-life vehicles and other documents specified in the provisions of paragraphs (1) through (4).

Article 30 (Registration, etc. of End-of-Life Vehicle Recycling Business and Waste Gas Treatment Business)

- (1) A person who intends to register an end-of-life vehicle recycling business or waste gas treatment business pursuant to Article 32 (1) or 32-2 (1) of the Act shall submit the following documents (including electronic documents): <Amended by Presidential Decree No. 25046, Dec. 30, 2013>

1. A location map and a floor plan of the place of business;
2. A list of facilities and equipment;
3. A list of facilities installed and a recycling and treatment process chart;
4. A business plan, including a plan for collection, transportation, recycling, and treatment;
5. A plan for the operation of recycling facilities.

(2) Upon receipt of an application for registration under paragraph (1), the Minister of Environment shall verify the corporation registration certificate (applicable only where an applicant is a corporation) and the business registration certificate through data matching of administrative information pursuant to Article 36 (1) of the Electronic Government Act: Provided, That if an applicant does not consent to such verification of the business registration certificate, the applicant shall be required to submit such documents. <Newly Inserted by Presidential Decree No. 23463, Dec. 30, 2011>

(3) If the Minister of Environment finds, through the examination of an application filed for the registration of an end-of-life vehicle recycling business or waste gas treatment business pursuant to paragraph (1), that the application meets the standards prescribed by Ordinance of the Ministry of Environment, he/she shall issue a certificate of registration of the end-of-life vehicle recycling business or waste gas treatment business pursuant to Article 32 (1) or 32-2 (1) of the Act, as prescribed by Ordinance of the Ministry of Environment. <Amended by Presidential Decree No. 23463, Dec. 30, 2011; Presidential Decree No. 25046, Dec. 30, 2013>

Article 31 (Registration of Changes to End-of-Life Vehicle Recycling Business and Waste Gas Treatment Business)

Changes to registered essential details, which shall be registered pursuant to the latter part of Article 32 (1) and Article 32-2 (2) of the Act, shall be as follows: <Amended by Presidential Decree No. 25046, Dec. 30, 2013>

1. A change of the representative or the place of business;
2. A change of the treatment capacity initially registered or later revised by at least 30/100 (referring to the total sum of changed treatment capacities after registration or a change in the registration);
3. A change in a major facility (applicable only where the method for treatment or recycling is changed due to a change in a facility).

Article 32 (Keeping and Preservation of Records of Recycling)

(1) Book of account to be kept and preserved by every manufacturer of electrical and electronic equipment subject to mandatory recycling, distributor of electrical and electronic equipment or manufacturer or importer of vehicles pursuant to Article 36 of the Act shall be as follows: <Amended by Presidential Decree No. 23463, Dec. 30, 2011; Presidential Decree No. 25046, Dec. 30, 2013>

1. A manufacturer of electrical and electronic equipment subject to mandatory recycling: The following books of account:
 - (a) A ledger for the management of manufacturing or importation of electrical and electronic equipment subject to mandatory recycling;

(b) A ledger for the management of collection and recycling of electrical and electronic equipment subject to mandatory recycling (this item shall be applicable only where the manufacturer or importer is not a member of a mutual aid association, whereas if recycling is commissioned to a third person, copies of the commissioned person's ledger for the management of collection and recycling of electrical and electronic equipment shall be required instead);

(c) A ledger for the evaluation of improvement of materials and structures;

1-2. A distributor of electrical and electronic equipment: The following books of account:

(a) A ledger for the management of purchase and sale of electrical and electronic equipment subject to mandatory recycling;

(b) A ledger for the management of collection of electrical and electronic equipment subject to mandatory recycling (this item shall be applicable only where the distributor is not a member of a mutual aid association, whereas if collection is commissioned to a third person, copies of the commissioned person's ledger for the management of collection of electrical and electronic equipment shall be required instead);

2. A manufacturer or importer of vehicles: ledgers for management specified in the provisions of subparagraphs 5 through 8 (this item shall apply only where the manufacturer or importer is not a member of a business association, whereas if recycling is commissioned to a third person, copies of the commissioned person's ledgers for management shall be required instead);

3. A recycler to whom the recycling of waste electrical and electronic equipment is commissioned by a manufacturer of electrical and electronic equipment subject to mandatory recycling or a mutual aid association: A ledger for the management of collection and recycling of electrical and electronic equipment subject to mandatory recycling;

4. A mutual aid association: A ledger for the management of collection and recycling of electrical and electronic equipment subject to mandatory recycling (if collection or recycling is commissioned to another person, copies of the commissioned person's ledger for management shall be required instead);

5. An automotive dismantler: A ledger for the management of acquisition and recycling of end-of-life vehicles;

6. A automotive scrap recycler: A ledger for the management of scrapping and recycling of end-of-life vehicles;

7. A recycler of automotive shredder residue: A ledger for the management of acquisition and recycling of residual scrap;

8. A waste gas treatment business operator: A ledger for the management of acquisition and disposal of substances inducing the climate or ecosystem change.

(2) The period for preservation of the books of account specified in paragraph (1) shall be five years.

(3) Books of account to be kept and preserved under paragraph (1) may be kept and preserved in electronic recording media.

Article 33 (Reporting, Inspections, etc.)

A person specified in any subparagraph of Article 36 of the Act shall submit a report or data necessary for verifying any of the following matters pursuant to Article 37 (1) of the Act: *<Amended by Presidential Decree No. 23463, Dec. 30, 2011; Presidential Decree No. 25046, Dec. 30, 2013; Presidential Decree No. 26400, Jul. 13, 2015>*

1. Compliance with the standards for the content of hazardous substances under Article 9 (1) of the Act;
2. Compliance with the guidelines for the improvement of materials and structure under Article 10 (1) of the Act or the annual recyclability rate under paragraph (2) of the same Article;
3. Public disclosure of compliance with restrictions on the use of hazardous substances under Article 11 of the Act;
4. Provision of information on recycling under Article 12 (1) of the Act;
- 4-2. Fulfillment of the duty to collect, transfer, or recycle by a manufacturer of electrical and electronic equipment subject to mandatory recycling under Article 15 of the Act, and bearing of various expenses incurred in fulfilling such duty;
5. Compliance with the recycling methods and standards under Article 16-2 of the Act;
- 5-2. Compliance with the standards for collection, separate storage, and treatment of substances inducing the climate or ecosystem change under Article 16-3 of the Act;
- 5-3. Fulfillment of the duty to collect or transfer by distributors of electrical and electronic equipment under Article 16-4 of the Act;
6. Submission of a plan of mandatory recycling or collection and a report of the results of mandatory recycling or collection under Articles 17 and 23 (3) of the Act;
7. Calculation, imposition, and payment of recycling charges of manufacturers of electrical and electronic equipment subject to mandatory recycling under Article 18 of the Act;
8. Deleted; *<by Presidential Decree No. 25046, Dec. 30, 2013>*
- 8-2. Calculation, imposition, and payment of collection charges of distributors of electrical and electronic equipment under Article 18-2 of the Act;
9. Compliance with the rate of recycling of end-of-life vehicles under Article 25 (1) of the Act and obligations for attaining the recycling rate under Article 25 (2);
10. Compliance with the methods and standards for recycling under Article 26 of the Act;
11. Compliance with rules on the separation and storage of substances affecting the climate or ecosystem change under Article 27 of the Act;
12. Whether expenses incurred in treating and recycling end-of-life vehicles are properly appropriated pursuant to Article 28 of the Act;
13. A report on results of recycling of end-of-life vehicles under Article 31 of the Act;
14. Matters regarding the keeping and preservation of books of account under Article 36 of the Act;
- 14-2. Whether control records are prepared and submitted appropriately under Article 39 of the Act;

- 14-3. Sales turnover or import volume of electrical and electronic equipment of manufacturers or importers of electrical and electronic equipment under Article 14-2;
15. Quantity of electrical and electronic equipment released to the market by manufacturers of electrical and electronic equipment subject to mandatory recycling under Article 15-2 (3);
- 15-2. Sales turnover of electrical and electronic equipment by distributors of electrical and electronic equipment under Article 15-4;
- 15-3. Quantities of electrical and electronic equipment purchased and sold by distributors of electrical and electronic equipment under Article 15-5 (3);
- 15-4. Whether the fulfillment of the duty to recycle or collect under Article 18 (2) is adequate;
16. Expenses incurred in treating and recycling end-of-life vehicles and prices of end-of-life vehicles under Article 24.

Article 34 (Information about Operation and Management)

"Affairs specified by Presidential Decree" in Article 38 (1) of the Act shall be as follows: *<Amended by Presidential Decree No. 23463, Dec. 30, 2011; Presidential Decree No. 25046, Dec. 30, 2013>*

1. Public disclosure of compliance with restrictions on the use of hazardous substances under Article 11 of the Act;
2. Provision of information about recycling under Article 12 (1) of the Act;
3. Submission of a plan of mandatory recycling or collection and a report of the results of mandatory recycling or collection under Articles 17 and 23 (3) of the Act;
4. Management of calculation, imposition, and collection of recycling charges under Article 18 of the Act;
- 4-2. Management of calculation, imposition, and collection of collection charges under Article 18-2 of the Act;
5. Reporting on performing recycling of end-of-life vehicles under Article 31 of the Act;
6. Registration of end-of-life vehicle recycling business under Article 32 of the Act;
- 6-2. Registration of waste gas treatment business under Article 32-2 of the Act;
7. Preparation and submission of control records under Article 39 of the Act;
8. Quantity of each type of electrical and electronic equipment annually released to the market under Article 14 (2);
- 8-2. Sales turnover of electrical and electronic equipment by the distributor of electrical and electronic equipment under Article 15-4;
- 8-3. Quantity of electrical and electronic equipment purchased and sold by a distributor of electrical and electronic equipment under Article 15-5 (2);
9. Education and promotional activities for promoting the recycling of electrical and electronic equipment and vehicles.

Article 35 (Delegation and Entrustment of Authority)

(1) Pursuant to Article 42 (1) of the Act, the Minister of Environment shall delegate his/her authority to impose and collect administrative fines under Article 45 of the Act to the head of each River Basin Environmental Office or the head of each Regional Environmental Office.

(2) Pursuant to Article 42 (2) of the Act, the Minister of Environment shall entrust the following affairs to the Corporation: <Amended by Presidential Decree No. 21904, Dec. 24, 2009; Presidential Decree No. 22769, Mar. 29, 2011; Presidential Decree No. 23463, Dec. 30, 2011; Presidential Decree No. 25046, Dec. 30, 2013; Presidential Decree No. 26400, Jul. 13, 2015>

1. Verification of compliance with the standards for the content of hazardous substances under Article 9 (1) of the Act;
2. Verification of compliance with the guidelines for improvement of materials and structure under Article 10 (1) of the Act or the annual recyclability under paragraph (2) of the same Article;
3. Verification of the public disclosure of compliance with restrictions on the use of hazardous substances under Article 11 of the Act;
4. Verification of provision of information about recycling under Article 12 (1) of the Act;
- 4-2. Verification of whether every manufacturer of electrical and electronic equipment subject to mandatory recycling under Article 15 of the Act fulfills his/her duty to collect, transfer, or recycle, and bears the expenses incurred in fulfilling such duty;
5. Verification of compliance with the methods and guidelines for recycling under Article 16-2 of the Act;
6. Demands for payment of overdue recycling or collection charges on electrical and electronic equipment and imposition of surcharges under Article 18-3 (1) of the Act;
7. Forced collection of recycling or collection charges on electrical and electronic equipment under Article 18-3 (2) of the Act;
- 7-2. and 7-3. Deleted; <by Presidential Decree No. 25046, Dec. 30, 2013>
8. Verification of compliance with the recycling rate under Article 25 of the Act;
9. Verification of compliance with the methods and standards for recycling under Article 26 of the Act;
10. Verification of whether substances inducing the climate or ecosystem change are separately stored pursuant to Article 27 (1) of the Act and whether residual scrap is separately discharged pursuant to Article 27 (2) of the Act;
11. Verification of due appropriation of expenses incurred in disposing of and recycling end-of-life vehicles under Article 28 of the Act;
12. Receipt of a report on results of recycling of end-of-life vehicles under Article 31 (2) through (5) of the Act;
13. Registration of end-of-life vehicle recycling business under Article 32 of the Act;
- 13-2. Registration of waste gas treatment business under Article 32-2 of the Act;
14. Receipt of control records under Article 39 of the Act;

- 14-2. Verification of whether a person is a manufacturer of electrical and electronic equipment subject to mandatory recycling under Article 14-2;
15. Receipt and verification of the quantity of electrical and electronic equipment released to the market under Article 15-2 (3);
- 15-2. Verification of whether a person is a distributor of electrical and electronic equipment under Article 15-4;
- 15-3. Receipt and verification of the quantities of each type of electrical and electronic equipment purchased and sold by a distributor of electrical and electronic equipment under Article 15-5 (3);
16. Receipt of a plan of mandatory recycling or of mandatory collection under Article 16;
17. Examination and approval of a plan of mandatory recycling or of mandatory collection and receipt and acknowledgement of data submitted pursuant to Article 17;
18. Receipt and acknowledgement of reports on the results of mandatory recycling or collection, etc. under Article 18;
19. Calculation and imposition of recycling charges, giving notice of demands for payment of recycling charges, and filing objections thereto under Article 19-2;
- 19-2. and 19-3. Deleted; <by Presidential Decree No. 25046, Dec. 30, 2013>
- 19-4. Calculation and imposition of collection charges, giving notice of demands for payment of collection charges, and filing objections thereto under Article 20-2;
20. Inspection and verification of the manufacturers of electrical and electronic equipment subject to mandatory recycling, the distributors of electrical and electronic equipment, etc. under Article 22 (1) and giving notice of demands for payment of a difference in recycling or collection charges under Article 22 (2).

Article 36 (Accounting Authorities for Recycling Charges and Collection Charges)

(1) The President of the Corporation shall appoint a standing director of the Corporation as the officer responsible for collecting charges and an employee as the assistance officer in charge of collecting charges so as to have them take charge of collecting recycling charges and collection charges as entrusted pursuant to Article 35 (2). <Amended by Presidential Decree No. 21904, Dec. 24, 2009; Presidential Decree No. 23463, Dec. 30, 2011>

(2) When the President of the Corporation appoints the officer responsible for collecting charges and the assistance officer in charge of collecting charges pursuant to paragraph (1), he/she shall notify the Minister of Environment, the Chairman of the Board of Audit and Inspection, and the President of the Bank of Korea of appointment. <Amended by Presidential Decree No. 21904, Dec. 24, 2009>

Article 36-2 (Handling of Personally Identifiable Information)

Where essential to perform the following affairs, the Minister of Environment (including persons entrusted with affairs by the Minister of Environment under Article 35 (2)) may handle data containing resident registration numbers or alien registration numbers under subparagraph 1 or 4 of Article 19 of the Enforcement Decree of the Personal Information Protection Act:

1. Imposition and collection of recycling charges of electrical and electronic equipment under Article 18 of the Act:
2. Imposition and collection of collection charges of electrical and electronic equipment under Article 18-2 of the Act:
3. Urging and coercive collection of charges for recycling electrical and electronic equipment and charges for collecting electrical and electronic Equipment under Article 18-3 of the Act.

Article 36-3 (Re-examination of Regulation)

With regard to the submission, etc. of a report on the results of recycling of end-of-life vehicles under Article 29, the Minister of Environment shall examine appropriateness thereof every three years starting from January 1, 2014 (referring to the period that ends on the day before January 1 of every third year) and shall take measures for improvement, etc. <Amended by Presidential Decree No. 26400, Jul. 13, 2015>

Article 37 (Guidelines for Imposition of Administrative Fines)

Guidelines for the imposition of administrative fines under Article 45 of the Act shall be as prescribed in attached Table 8.

ADDENDA

Article 1 (Enforcement Date)

This Decree shall enter into force on January 1, 2008.

Article 2 (Applicability of Standards for Content of Hazardous Substances)

The provisions of Articles 9, 10, and 13 shall apply from the following relevant date:

1. An electrical or electronic product with a different design and different functions, with respect to which a distinct name or code is given or a vehicle self-certified under Article 30 (4) of the Motor Vehicle Management Act, with respect to which the first number in the specification control number is newly allocated or changed: July 1, 2008;
2. An electrical or electronic product or a vehicle continuously released to the market on and after July 1, 2008 since it was initially released to the market before July 1, 2008 (including vehicles released to test the performance and safety of the vehicles. In such cases, the manufacturer or importer shall submit relevant documents certifying that such vehicles were initially released to the market before July 1, 2008 to the President of the Korea Environment Corporation): January 1, 2011.

Article 3 (Transitional Measure concerning Calculation and Notification of Mandatory Recycling Rate)

The mandatory recycling rate calculated and publicly notified under the Enforcement Decree of the Act on the Promotion of Saving and Recycling of Resources before this Act enters into force shall be deemed the mandatory recycling rate calculated and publicly notified under Article 14 (1).

Article 4 (Transitional Measure concerning Recycling Charges on Electrical and Electronic Equipment)

Recycling charges (limited to those on electrical and electronic equipment) imposed or imposable under Article 28 of the Enforcement Decree of the Act on the Promotion of Saving and Recycling of Resources before this Act enters into force shall be imposed and collected under Article 28 of the Enforcement Decree of the Act on the Promotion of Saving and Recycling of Resources.

Article 5 (Relationship to Other Statutes)

A citation of any provision (applicable only to electrical and electronic equipment) of the Enforcement Decree of the Act on the Promotion of Saving and Recycling of Resources by any other Act or subordinate statute in force at the time this Decree enters into force shall be deemed a citation of this Decree or the corresponding provision of this Decree in lieu of the previous provision, if such corresponding provision exists in this Decree.

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

Article 1 (Enforcement Date)

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

Articles 2 and 3 Omitted.

ADDENDA <Presidential Decree No. 21904, Dec. 24, 2009>

Article 1 (Enforcement Date)

This Decree shall enter into force on January 1, 2010.

Articles 2 through 6 Omitted.

ADDENDA <Presidential Decree No. 21983, Jan. 7, 2010>

Article 1 (Enforcement Date)

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

Article 2 (Transitional Measure, etc. concerning Guidelines for Imposition of Administrative Fines)

- (1) Guidelines for the imposition of administrative fines on offenses committed before this Decree enters into force shall be governed by the previous provisions.
- (2) When guidelines for the imposition of administrative fines apply according to the number of offenses under the amended provisions of attached Table 2, the first offense committed after this Decree enters into force shall be deemed the first offense.

ADDENDUM <Presidential Decree No. 22769, Mar. 29, 2011>

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

ADDENDA <Presidential Decree No. 23463, Dec. 30, 2011>

Article 1 (Enforcement Date)

This Decree shall enter into force on January 6, 2012.

Article 2 (Temporary Special Provisions regarding Application to Distributors of Electrical and Electronic Equipment)

No special telecommunications service provider registered with the Korea Communications Commission pursuant to Article 21 of the Telecommunications Business Act (limited to a special telecommunications service provider that purchases mobile telephone terminals defined in Article 8 (1) 7 directly from a manufacturer or importer of electrical and electronic equipment for distribution) shall be deemed a distributor of electrical and electronic equipment defined by the amended provisions of Article 21-2 until December 31, 2014.

ADDENDA <Presidential Decree No. 23967, Jul. 20, 2012>

Article 1 (Enforcement Date)

This Decree shall enter into force on July 22, 2012. (Proviso Omitted,)

Articles 2 and 3 Omitted.

ADDENDA <Presidential Decree No. 24451, Mar. 23, 2013>

Article 1 (Enforcement Date)

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

Articles 2 through 4 Omitted.

ADDENDA <Presidential Decree No. 25046, Dec. 30, 2013>

Article 1 (Enforcement Date)

This Decree shall enter into force on January 1, 2014: Provided, That the amended provisions of Articles 8 (1) and 9 (1) and attached Tables 1, 1-2 and 2 shall enter into force on July 1, 2014.

Article 2 (Applicability to Period for Public Disclosure of Compliance with Standards for Content of Hazardous Substances, etc.)

The amended provisions of Article 11 (2) shall also apply to electrical and electronic equipment released to the market, and vehicles, the import declarations of which are made before January 1, 2014.

Article 3 (Applicability to Calculation, Public Notification, etc. of Annual Recycling Targets)

The amended provisions of Articles 14, 14-2, 15, 15-2 through 15-5, 16 and 17 and attached Tables 3 and 3-2 shall apply, starting from the calculation and public notification of annual recycling targets for 2014, calculation of the relevant mandatory recycling or collection quantities, submission of plans to fulfill the duty to recycle or collect, etc.

Article 4 (Special Cases concerning Calculation, Public Notification, etc. of Annual Recycling Targets)

(1) Notwithstanding the amended provisions of Article 15 (2), annual recycling targets for 2014 may be calculated and notified by January 31, 2014.

(2) Notwithstanding the amended provisions of the main sentence of Article 16, plans to fulfill the duty to recycle or collect for 2014 may be submitted by February 28, 2014.

Article 5 (Transitional Measures concerning Products, etc. subject to Restrictions on Use of Hazardous Substances)

Notwithstanding the amended provisions of Article 8 (1) and attached Tables 1 and 2, the former provisions shall apply to electrical and electronic equipment and vehicles manufactured or imported before July 1, 2014.

Article 6 (Transitional Measures concerning Submission, etc. of Reports on Fulfillment of Duty to Recycle or Collect)

Notwithstanding the amended provisions of Articles 18, 19, 19-2, 20, 20-2 and 21 and attached Tables 4 and 5, the former provisions shall apply to the submission of reports on fulfillment of the duty to recycle or collect, and the calculation, imposition, etc. of recycling or collection charges for 2013.

ADDENDUM <Presidential Decree No. 25050, Dec. 30, 2013>

This Decree shall enter into force on January 1, 2014. (Proviso Omitted.)

ADDENDA <Presidential Decree No. 26400, Jul. 13, 2015>

Article 1 (Enforcement Date)

This Decree shall enter into force on July 21, 2015.

Article 2 (Applicability to Calculation of Annual Mandatory Recycling Quantities and Mandatory Collection Quantities)

@Article 15-2 (2), 15-5 (1), (3), and the amended provisions of the attached Table 3-3 shall apply beginning with the calculation of annual mandatory recycling quantities and mandatory collection quantities from the year 2016.

Article 3 (Applicability to Recognition of the Fulfillment of Duty to Recycle or Collect)

Pursuant to Article 18-2, the amended provisions of subparagraph 4 of the attached Table 4 shall apply from the year 2015 for cases where fulfillment of duty to recycle or collect each category of electrical and electronic equipment is recognized.