

# INDUSTRIAL STANDARDIZATION ACT

Wholly Amended by Act No. 8486, May 25, 2007

Amended by Act No. 8562, Jul. 27, 2007

Act No. 8770, Dec. 21, 2007

Act No. 8852, Feb. 29, 2008

Act No. 9229, Dec. 26, 2008

Act No. 9384, Jan. 30, 2009

Act No. 9427, Feb. 6, 2009

Act No. 9535, Mar. 25, 2009

Act No. 11591, Dec. 18, 2012

Act No. 11690, Mar. 23, 2013

Act No. 12610, May 20, 2014

Act No. 12694, May 28, 2014

Act No. 13089, Jan. 28, 2015

Act No. 13084, Jan. 28, 2015

Act No. 13737, Jan. 6, 2016

Act No. 13847, Jan. 27, 2016

Act No. 14116, Mar. 29, 2016

Act No. 14312, Dec. 2, 2016

Act No. 16129, Dec. 31, 2018

## CHAPTER I GENERAL PROVISIONS

### **Article 1 (Purpose)**

The purpose of this Act is to improve the quality and production efficiency and technology for mining and manufacturing industrial products and services related to industrial activities by establishing and disseminating appropriate and rational industrial standards and supporting quality management and to promote simple and fair transaction and rationalized consumption, thereby enhancing industrial competitiveness and developing the national economy. <Amended by Act No. 13847, Jan. 27, 2016>

## **Article 2 (Definitions)**

The definitions of the terms used in this Act are as follows: *<Amended by Act No. 13847, Jan. 27, 2016>*

1. The term "industrial standards" means the criteria for the industrial standardization;
2. The term "industrial standardization" means the unification and simplification of the following matters:
  - (a) Types, shapes, dimensions, structures, equipment, quality, grades, components, performance, function, durability, and safety of mining and industrial products;
  - (b) Methods of manufacturing, designing, drawing, using and operating mining and industrial products, methods of producing an original unit, and safety conditions of mining and industrial products;
  - (c) Kinds, shapes, dimensions, structures, performance and grades of packing, and packing methods for mining and industrial products;
  - (d) Tests, analysis, appraisal, inspection, verification, statistical techniques, measurement methods, terms, abbreviations, symbols, marks, standard numbers or units related to mining and industrial products or their technology;
  - (e) Design and construction methods or safety conditions of buildings and other manufactured products;
  - (f) Information systems which manage the procurement, design, production, operation, repair, and destruction of goods relating to business activities and commercial trade through electronic communications media;
  - (g) Matters concerning the procedures, methods, systems, appraisal methods, etc. for rendering services involving industrial activities (excluding services involving telecommunication; hereinafter referred to as "services");
3. The term "quality management" means management activities by businesses, public institutions, organizations, etc. (hereinafter referred to as "businesses, etc.") of setting quality goals which satisfy customers and systematically planning, managing, guaranteeing and improving quality to achieve these goals.

**Article 3 Deleted.** *<by Act No. 13084, Jan. 28, 2015>*

## **Article 4 (Industrial Standards Council)**

- (1) An Industrial Standards Council (hereinafter referred to as the "Council") shall be established within the Ministry of Trade, Industry and Energy. *<Amended by Act No. 8852, Feb. 29, 2008; Act No. 11690, Mar. 23, 2013>*
- (2) The Council shall deliberate on the following matters and provide advice to the Minister of Trade, Industry and Energy: *<Amended by Act No. 8852, Feb. 29, 2008; Act No. 11690, Mar. 23, 2013>*

1. Matters necessary for the establishment, amendment, and abolition of industrial standards under Article 5;
  2. Matters necessary for confirmation as to whether industrial standards are appropriate under Article 10;
  3. Matters concerning designation of mining and manufacturing products under Article 15;
  4. Matters concerning designation of services under Article 16;
  5. Deleted; <by Act No. 13737, Jan. 6, 2016>
  6. Other matters related to industrial standards determined by Presidential Decree.
- (3) In order to efficiently conduct the affairs of the Council, the conference on standards, technology councils for each professional field, special councils, etc. may be established under the Council. <Newly Inserted by Act No. 13084, Jan. 28, 2015>
- (4) Matters deliberated upon through the conference on standards referred to in paragraph (3) (limited to a conference whose members consist only of the members of the Council) shall be deemed to have been deliberated upon by the Council. <Newly Inserted by Act No. 13084, Jan. 28, 2015>
- (5) Necessary matters concerning composition, operation, etc. of the Council other than those prescribed in paragraphs (1) through (4) shall be determined by Presidential Decree. <Amended by Act No. 13084, Jan. 28, 2015>

## CHAPTER II KOREAN INDUSTRIAL STANDARDS

### **Article 5 (Establishment of Industrial Standards)**

- (1) The Minister of Trade, Industry and Energy may establish, amend, or abolish industrial standards. In such cases, he or she shall prepare and publicly notify a proposal for industrial standards, as prescribed by Presidential Decree, and shall hear the opinions of interested parties. <Amended by Act No. 8852, Feb. 29, 2008; Act No. 11690, Mar. 23, 2013>
- (2) Where the Trade, Industry and Energy intends to establish, amend, or abolish industrial standards, he or she shall undergo deliberation by the Council after consultation with the head of a relevant administrative agency. <Amended by Act No. 8852, Feb. 29, 2008; Act No. 11690, Mar. 23, 2013>
- (3) Where necessary to efficiently establish and amend industrial standards, the Minister of Trade, Industry and Energy may designate any juristic person or organization conducting affairs related to industrial standardization as a cooperation organization for the development of industrial standardization and may utilize such organization. <Amended by Act No. 8852, Feb. 29, 2008; Act No. 11690, Mar. 23, 2013>
- (4) Any juristic person or organization which intends to be designated as a cooperation organization under paragraph (3) shall file a request with the Minister of Trade, Industry and Energy after meeting the requirements prescribed by Ordinance of the Ministry of Trade, Industry and Energy, such as securing human resources responsible for developing industrial standards. <Amended by Act No. 8852, Feb. 29, 2008; Act No. 11690, Mar. 23, 2013>

(5) Where an institution designated as a cooperation organization under paragraph (3) falls under any of the following subparagraphs, the Minister of Trade, Industry and Energy may cancel such designation: Provided, That the designation shall be cancelled if the institution falls under subparagraph 1: <Newly Inserted by Act No. 12610, May 20, 2014>

1. Where it has been designated by fraud or other improper means;
2. Where it fails to satisfy the requirements under paragraph (4);
3. Where it has not developed industrial standards for at least three years without good cause.

(6) Other necessary matters concerning designation procedures, operations, etc. of a cooperation organization for the development of industrial standards shall be determined by Presidential Decree. <Amended by Act No. 12610, May 20, 2014>

#### **Article 5-2 (Contributions)**

- (1) The Minister of Trade, Industry and Energy may pay contributions to a cooperation organization designated under Article 5 (3) to appropriate expenses for the development of industrial standards.
- (2) Matters concerning the payment, use, management, etc. of the contributions referred to in paragraph (1) shall be prescribed by Presidential Decree.

#### **Article 6 (Application for and Consultation on Establishment of Industrial Standards)**

(1) Any person interested in the establishment, amendment, or abolishment of industrial standards may apply for the establishment, amendment, or abolishment thereof to the Minister of Trade, Industry and Energy, as prescribed by Presidential Decree. <Amended by Act No. 8852, Feb. 29, 2008; Act No. 11690, Mar. 23, 2013>

(2) Where the head of a relevant administrative agency intends to set criteria or standards regarding matters falling under any item of subparagraph 2 of Article 2 under the provisions of other statutes or regulations, he or she shall consult with the Minister of Trade, Industry and Energy with respect to matters deemed necessary for conformity with industrial standards. <Amended by Act No. 8852, Feb. 29, 2008; Act No. 11690, Mar. 23, 2013>

#### **Article 7 (Referral to Council)**

After receiving an application or having prior consultation under Article 6, the Minister of Trade, Industry and Energy, where deemed necessary, shall refer the relevant agenda items to the Council without delay. <Amended by Act No. 8852, Feb. 29, 2008; Act No. 11690, Mar. 23, 2013>

#### **Article 8 (Deliberation)**

(1) The Council shall deliberate on the agenda items referred pursuant to Article 7 without delay, as prescribed by Presidential Decree, and shall notify the Minister of Trade, Industry and Energy of the results of deliberation. <Amended by Act No. 8852, Feb. 29, 2008; Act No. 11690, Mar. 23, 2013>

(2) The Minister of Trade, Industry and Energy shall, upon receiving the notification under paragraph (1), make a decision on the application or consultation without delay, and shall notify the applicant or the head of a relevant administrative agency of the results thereof. <Amended by Act No. 8852, Feb. 29, 2008; Act No. 11690, Mar. 23, 2013>

#### **Article 9 (Public Hearings)**

(1) Where deemed necessary to establish, amend, or abolish industrial standards, the Minister of Trade, Industry and Energy may hold a public hearing and hear the opinions of interested parties. <Amended by Act No. 8852, Feb. 29, 2008; Act No. 11690, Mar. 23, 2013>

(2) Interested parties regarding industrial standards and industrial standardization may request, in writing, the Minister of Trade, Industry and Energy to hold a public hearing. <Amended by Act No. 8852, Feb. 29, 2008; Act No. 11690, Mar. 23, 2013>

(3) Where a request under paragraph (2) is made, the Minister of Trade, Industry and Energy shall hold a hearing without delay if he or she deems it necessary. <Amended by Act No. 8852, Feb. 29, 2008; Act No. 11690, Mar. 23, 2013>

#### **Article 10 (Confirmation on Whether Industrial Standards Are Appropriate)**

(1) The Minister of Trade, Industry and Energy shall confirm whether industrial standards are appropriate every five years from the date such industrial standards are established or amended. In such cases, the Trade, Industry and Energy shall undergo deliberation by the Council. <Amended by Act No. 8852, Feb. 29, 2008; Act No. 11690, Mar. 23, 2013>

(2) Where deemed necessary by the Minister of Trade, Industry and Energy after confirmation as to whether industrial standards are appropriate pursuant to paragraph (1), he or she may amend or abolish such industrial standards pursuant to Article 5. <Amended by Act No. 8852, Feb. 29, 2008; Act No. 11690, Mar. 23, 2013>

#### **Article 11 (Public Notification of Industrial Standards)**

Upon establishing, amending, or abolishing industrial standards under Article 5 (1), or confirming whether industrial standards are appropriate under Article 10 (1), the Minister of Trade, Industry and Energy shall publicly notify such facts without delay, as prescribed by Presidential Decree. <Amended by Act No. 8852, Feb. 29, 2008; Act No. 11690, Mar. 23, 2013>

#### **Article 12 (Korean Industrial Standards)**

(1) Industrial standards publicly notified under Article 11 shall be referred to as Korean Industrial Standards (KS).

(2) No industrial standards other than those under paragraph (1) may use the title "Korean Industrial Standard".

# CHAPTER III CERTIFICATION OF CONFORMITY WITH KOREAN INDUSTRIAL STANDARDS

## SECTION 1 Designation of Certification Institutions

### **Article 13 (Designation of Certification Institutions)**

(1) The Minister of Trade, Industry and Energy may designate institutions (hereinafter referred to as "certification institutions") that will be in charge of certifying that mining and manufacturing products (including their processing technology; hereinafter the same shall apply) or services conform to Korean Industrial Standards, to efficiently promote industrial standardization. <Amended by Act No. 8852, Feb. 29, 2008; Act No. 11690, Mar. 23, 2013>

(2) Any person who intends to be designated as a certification institution pursuant to paragraph (1) shall apply for such designation to the Minister of Trade, Industry and Energy, after setting up the organization, office, and certification examiners required by Article 18, all of which are necessary for the performance of such certification services. <Amended by Act No. 8852, Feb. 29, 2008; Act No. 11690, Mar. 23, 2013>

(3) In designating a certification institution pursuant to paragraph (1), the Minister of Trade, Industry and Energy shall also specify the scope of certification services to be provided by the relevant certification institution. <Amended by Act No. 8852, Feb. 29, 2008; Act No. 11690, Mar. 23, 2013>

(4) Necessary matters concerning the standards and procedures, etc. for designating certification institutions shall be determined by Ordinance of the Ministry of Trade, Industry and Energy. <Amended by Act No. 8852, Feb. 29, 2008; Act No. 11690, Mar. 23, 2013>

### **Article 14 (Cancellation of Designation of Certification Institutions)**

(1) Where a certification institution falls under any of the following subparagraphs, the Minister of Trade, Industry and Energy may cancel its designation or issue an order to suspend its operations for a fixed period not exceeding six months: Provided, That where it falls under subparagraph 1, he or she shall cancel its designation: <Amended by Act No. 8852, Feb. 29, 2008; Act No. 11690, Mar. 23, 2013; Act No. 13084, Jan. 28, 2015>

1. Where it has been designated by fraud or other improper means;
2. Where it fails to conduct certification services for at least one year without good cause;
3. Where it fails to conform to the designation standards under Article 13 (4);
4. Where an investigation of goods in the market or a field investigation conducted under Article 20 (1) or an investigation conducted under Article 20 (2) finds that products or services of poor quality are deemed certified under Article 15 (1) or 16 (1) by intention or gross negligence by the certification institution.

(2) Necessary matters concerning standards, etc. for cancellation of designation and suspension of operations under paragraph (1) shall be determined by Ordinance of the Ministry of Trade, Industry and Energy. <Amended by Act No. 8852, Feb. 29, 2008; Act No. 11690, Mar. 23, 2013>

## SECTION 2 Certification of Products

### Article 15 (Certification of Products)

(1) Any person who manufactures mining and manufacturing products which are deemed necessary and thus designated by the Minister of Trade, Industry and Energy after deliberation by the Council may receive certification for the relevant products produced at each factory or place of business from a certification institution, as prescribed by Ordinance of the Ministry of Trade, Industry and Energy. <Amended by Act No. 8852, Feb. 29, 2008; Act No. 11690, Mar. 23, 2013>

(2) Any person whose products have been certified pursuant to paragraph (1) may place marks indicating that the products conform to Korean Industrial Standards (hereafter referred to as "product certification marks" in this Article) on such products, packages, containers, invoices or warranties or may promote those marks, as prescribed by Ordinance of the Ministry of Trade, Industry and Energy. <Amended by Act No. 8852, Feb. 29, 2008; Act No. 11690, Mar. 23, 2013>

(3) No person, other than those whose products have been certified under paragraph (1), shall place product certification marks, or any other mark similar thereto, on products, packages, containers, invoices, warranties or advertising materials.

(4) No person shall knowingly sell or import products with product certification marks, or any other mark similar thereto, display, keep, or transport them for sale, in violation of paragraph (3).

### Article 16 (Certification of Services)

(1) Any person who provides services deemed necessary and thus designated by the Minister of Trade, Industry and Energy after deliberation by the Council may have the relevant services certified by a certification institution under the following criteria for certification, as prescribed by Ordinance of the Ministry of Trade, Industry and Energy: <Amended by Act No. 8852, Feb. 29, 2008; Act No. 11690, Mar. 23, 2013; Act No. 13084, Jan. 28, 2015>

1. Types of services provided;
2. Places of business where services are provided.

(2) Any person whose services have been certified pursuant to paragraph (1) may place marks indicating that the services conform to Korean Industrial Standards (hereafter referred to as "service certification marks" in this Article) on the service contracts, invoices, or warranties of the services, as prescribed by Ordinance of the Ministry of Trade, Industry and Energy. <Amended by Act No. 8852, Feb. 29, 2008; Act No. 11690, Mar. 23, 2013>

(3) No person, other than those whose services have been certified under paragraph (1), shall place the service certification marks, or any other mark similar thereto, on the service contracts, invoices, warranties or advertising materials.

(4) A person who has had each service certified pursuant to paragraph (1) may place service certification marks on each place of business, when there are at least two places of business where such services are provided. *<Newly Inserted by Act No. 13084, Jan. 28, 2015>*

## SECTION 3 Certification Examination

### **Article 17 (Certification Examination)**

(1) When a certification institution conducts certification pursuant to Article 15 (1) or 16 (1), it shall examine whether a relevant product or service meets Korean Industrial Standards and standards for certification examination (hereinafter referred to as "standards for certification examination") determined by Ordinance of the Ministry of Trade, Industry and Energy (hereinafter referred to as "certification examination"). *<Amended by Act No. 8852, Feb. 29, 2008; Act No. 11690, Mar. 23, 2013>*

(2) Standards for certification examination shall include matters concerning quality assurance according to the following classifications: *<Amended by Act No. 13084, Jan. 28, 2015>*

1. Certification of products: Manufacturing equipment, inspection equipment, methods of inspection, methods of quality control, and other matters necessary for quality assurance of products;
2. Certification of services: Procedures for and methods of providing services, service operating system, management of human resources, management of facilities and equipment, methods of quality control, and other matters necessary for quality assurance of services.

(3) Where a certification institution conducts certification examination pursuant to paragraph (1), the person who manufactures the relevant product shall submit a minimum number of samples necessary for certification examination to the certification institution.

(4) When a certification institution conducts certification through certification examination under paragraph (1), it shall notify the person who manufactures the relevant product and the person who provides the relevant services of such fact. In such cases, the certification institution shall notify institutions in charge of an inspection, verification, or a test under any subparagraph of Article 26 of such fact in writing or by electronic means. *<Amended by Act No. 10348, Jun. 8, 2010>*

(5) Necessary matters concerning the methods, procedures, etc., for certification examination shall be determined by Ordinance of the Ministry of Trade, Industry and Energy. *<Amended by Act No. 8852, Feb. 29, 2008; Act No. 11690, Mar. 23, 2013>*

### **Article 18 (Certification Examiners)**

(1) The Minister of Trade, Industry and Energy may qualify those who meet the standards prescribed by Presidential Decree as an examiner who is in charge of certification examination under Article 17, regular

examination under Article 19 (1), relocation examination under Article 19 (2), an investigation of goods in the market or a field investigation under Article 20 (1), or an investigation under Article 20 (2) (hereinafter referred to as "certification examiner"). *<Amended by Act No. 8852, Feb. 29, 2008; Act No. 11690, Mar. 23, 2013; Act No. 13084, Jan. 28, 2015; Act No. 14312, Dec. 2, 2016>*

(2) Those who intend to qualify as a certification examiner under paragraph (1) shall file such request with the Minister of Trade, Industry and Energy after receiving training offered by the Minister of Trade, Industry and Energy, as prescribed by Ordinance of Ministry of Trade, Industry and Energy. *<Amended by Act No. 8852, Feb. 29, 2008; Act No. 11690, Mar. 23, 2013>*

(3) Where any certification examiner falls under any of the following subparagraphs, the Minister of Trade, Industry and Energy may cancel his or her qualification as a certification examiner or suspend such qualification for a fixed period not exceeding six months: Provided, That where he or she falls under subparagraph 1, such qualification shall be cancelled: *<Amended by Act No. 8852, Feb. 29, 2008; Act No. 11690, Mar. 23, 2013; Act No. 13084, Jan. 28, 2015>*

1. Where he or she becomes qualified as a certification examiner by fraud or other improper means;
2. Where he or she conducts certification services by improper means;
3. Where products or services of poor quality are deemed to have been certified under Article 15 (1) or 16 (1) by intention or gross negligence by a certification examiner;
- 3-2. Where he or she conducts an investigation of goods in the market or a field investigation under Article 20 (1) or an investigation under Article 20 (2) by improper means;
4. Where he or she fails to conform to qualification standards for certification examiners under paragraph (1);
5. Where he or she allows others to use his or her name related to certification examination services or lends the certification examiner's certificate to others.

(4) Necessary matters concerning procedures qualifying a person as a certification examiner and the standards for cancellation or suspension of qualifications shall be determined by Ordinance of the Ministry of Trade, Industry and Energy. *<Amended by Act No. 8852, Feb. 29, 2008; Act No. 11690, Mar. 23, 2013>*

## SECTION 4 Post Management

### **Article 19 (Regular Examination)**

(1) Any person who receives certification pursuant to Article 15 (1) or 16 (1) (hereinafter referred to as "certified person") shall be subject to regular examinations of his or her products or services by a certification institution.

(2) Where a certified person relocates the factory or place of business where certified products are manufactured or place of business where certified services are provided, he or she shall be subject to a relocation examination (hereinafter referred to as "relocation examination"). *<Newly Inserted by Act No. 14312, Dec. 2, 2016>*

(3) Article 17 (2) shall apply mutatis mutandis to a regular examination under paragraph (1) or relocation examination under paragraph (2). <Amended by Act No. 14312, Dec. 2, 2016>

(4) Any certification examiner who conducts regular examinations under paragraph (1) or relocation examinations under paragraph (2) shall carry a document indicating his or her qualification and present it to interested persons. <Amended by Act No. 14312, Dec. 2, 2016>

(5) Necessary matters concerning cycles of, methods and procedures, etc. for regular examinations under paragraph (1) or relocation examinations under paragraph (2) shall be determined by Ordinance of the Ministry of Trade, Industry and Energy. <Amended by Act No. 8852, Feb. 29, 2008; Act No. 11690, Mar. 23, 2013; Act No. 14312, Dec. 2, 2016>

(6) Where products that receive certification (hereinafter referred to as "certified products") under Article 15 (1) or services that receive certification (hereinafter referred to as "certified services") under Article 16 (1) are deemed to fail to conform to Korean Industrial Standards or standards for certification examination as a result of regular examinations under paragraph (1) or relocation examinations under paragraph (2), the certification institution shall report such fact to the Minister of Trade, Industry and Energy. <Amended by Act No. 8852, Feb. 29, 2008; Act No. 11690, Mar. 23, 2013; Act No. 14312, Dec. 2, 2016>

#### **Article 20 (Investigation of Goods in the Market)**

(1) Where requested by a consumer group, or a majority of consumers have suffered damage or are deemed likely to suffer irreparable damage due to deterioration of the quality of certified products or certified services, the Minister of Trade, Industry and Energy may require a public official or certification examiner to conduct a quality test of the certified products currently on sale, as prescribed by Presidential Decree (hereinafter referred to as "investigation of goods in the market") or to investigate the relevant products or services at the factory or place of business of a certified person (hereinafter referred to as "field investigation"). <Amended by Act No. 8852, Feb. 29, 2008; Act No. 11690, Mar. 23, 2013; Act No. 13084, Jan. 28, 2015>

(2) Where it is deemed necessary to conduct a comprehensive examination of the quality assurance of services as a result of a field investigation conducted at certain places of business of a certified person (limited to persons who have had each type of service certified under Article 16 (1) 1; hereafter the same shall apply in this paragraph), the Minister of Trade, Industry and Energy may require a public official or certification examiner to conduct an investigation of other places of business and the principal office of the certified person. <Newly Inserted by Act No. 13084, Jan. 28, 2015>

(3) Where the Minister of Trade, Industry and Energy deems that the certified products or certified services fail to conform to Korean Industrial Standards or standards for certification examination as a result of an investigation of goods in the market or a field investigation under paragraph (1) or an investigation under paragraph (2), he or she shall notify a relevant certification institution of such fact. <Amended by Act No. 8852, Feb. 29, 2008; Act No. 11690, Mar. 23, 2013; Act No. 13084, Jan. 28, 2015>

(4) In conducting a field investigation prescribed in paragraph (1) or an investigation prescribed in paragraph (2), the Minister of Trade, Industry and Energy shall, not later than seven days prior to the investigation, notify the person subject to investigation of such schedules as the time and date of such investigation, grounds therefor, and details, etc. thereof: Provided, That the same shall not apply in cases of urgency or where it is deemed that the purpose of the investigation may not be achieved due to destruction of evidence, etc. when notified in advance. <Amended by Act No. 8852, Feb. 29, 2008; Act No. 11690, Mar. 23, 2013; Act No. 13084, Jan. 28, 2015>

(5) Any person conducting a field investigation prescribed in paragraph (1) or an investigation prescribed in paragraph (2) shall carry a document indicating his or her authority and present it to interested persons, and where he or she needs to obtain access, he or she shall distribute a document wherein the name, time and purpose of access, etc. are indicated to interested persons. <Amended by Act No. 13084, Jan. 28, 2015>

#### **Article 21 (Order to Remove Marks)**

(1) Where the Minister of Trade, Industry and Energy deems that the certified products or certified services fail to conform to Korean Industrial Standards or standards for certification examination upon receiving a report under Articles 19 (6) or 22 (2) or as a result of an investigation of goods in the market or a field investigation under Article 20 (1) or an investigation under Article 20 (2), he or she may order a certified person to make improvement to meet Korean Industrial Standards or standards for certification examination, to remove or suspend the validity of the certification marks, to suspend the sale, or to take other necessary measures. In such cases, the removal of certification marks or suspension of validity of certification marks or the suspension of sales includes removal of certification marks or suspension of validity of certification marks at some places of business or suspension of sales at some places of business, in cases of persons who have had each type of service certified under Article 16 (1) 1. <Amended by Act No. 8852, Feb. 29, 2008; Act No. 10348, Jun. 8, 2010; Act No. 11690, Mar. 23, 2013; Act No. 13084, Jan. 28, 2015; Act No. 14312, Dec. 2, 2016>

(2) Where the Minister of Trade, Industry and Energy issues an order to make improvement, removes certification marks or suspends the validity of certification marks or suspends sales, or takes other necessary measures under paragraph (1), he or she may order the certified person to recall the relevant products where such collection is deemed unavoidable to prevent occurrence or spread of any hazard to the lives, health, or property of consumers. <Newly Inserted by Act No. 13084, Jan. 28, 2015>

(3) Necessary matters concerning detailed standards for orders under paragraph (1), procedures, etc. for issuing orders to recall products under paragraph (2), and other necessary matters shall be determined by Presidential Decree. <Amended by Act No. 13084, Jan. 28, 2015>

#### **Article 22 (Cancellation of Certification)**

(1) Where a certified person falls under any of the following subparagraphs, the certification institution may cancel its certification: Provided, That where he or she falls under subparagraph 1, it shall revoke the

certification: <Amended by Act No. 10348, Jun. 8, 2010; Act No. 13084, Jan. 28, 2015; Act No. 14312, Dec. 2, 2016>

1. Where he or she receives certification by fraud or other improper means;
  2. Where he or she fails to undergo a regular examination under Article 19 (1) or fails to undergo a relocation examination under Article 19 (2);
  3. Where a regular examination under Article 19 (1), a relocation examination under Article 19 (2), an investigation of goods in the market or a field investigation under Article 20 (1) or an investigation under Article 20 (2) reveals that the certified products or certified services significantly fail to conform to Korean Industrial Standards;
  4. Where he or she refuses, obstructs, or evades a field investigation under Article 20 (1) or an investigation under Article 20 (2);
  5. Where he or she fails to comply with an order under Article 21 (1) or an order to recall products under Article 21 (2) without good cause;
  6. Where it is deemed impracticable to conduct normal business activities due to reasons such as discontinuation of business.
- (2) Where a certification institution has revoked its certification under paragraph (1), it shall report such revocation and detailed reasons therefor to the Minister of Trade, Industry and Energy and shall notify the certified person of such fact. In such cases where the certified person has been partially or wholly exempt from an inspection, verification, or a test under Article 26, the certification institution shall notify the relevant institutions in charge of said inspection, verification, or test of such fact and detailed reasons therefor in writing or by electronic means. <Newly Inserted by Act No. 10348, Jun. 8, 2010; Act No. 11690, Mar. 23, 2013>
- (3) The certification institution shall not grant certification to products or services of manufacturers or service providers whose certification has been revoked until one year from the date of revocation. <Newly Inserted by Act No. 10348, Jun. 8, 2010>
- (4) When the certification institution has revoked its certification under paragraph (1), a certified person shall not display, store, or transport products whose certification has been revoked for the purpose of selling them without removing a certification mark. <Newly Inserted by Act No. 10348, Jun. 8, 2010>

## CHAPTER IV FACILITATION OF INDUSTRIAL STANDARDIZATION

**Article 23 Deleted.** <by Act No. 13737, Jan. 6, 2016>

### **Article 24 (Observance of Korean Industrial Standards)**

For the procurement of goods and services, production management, facility construction, etc., the State, local governments, public institutions, and public organizations shall observe Korean Industrial Standards

under this Act.

### **Article 25 (Preferential Purchase of Certified Products)**

Where the State, local governments, public institutions, and public organizations intend to purchase goods or procure services, they shall preferentially purchase certified products, certified services, or excellent collective standard products certified under collective standards prescribed in Article 27 (2), which meet the standards determined by Ordinance of the Ministry of Trade, Industry and Energy. <Amended by Act No. 8852, Feb. 29, 2008; Act No. 11690, Mar. 23, 2013>

### **Article 26 (Exemption from Inspection or Type-Approval)**

The Minister of Trade, Industry and Energy or the head of any related administrative agency may wholly or partially exempt certified products from the following inspection, verification, certification, attestation, report, type-approval, etc. under related statutes or regulations: <Amended by Act No. 8562, Jul. 27, 2007; Act No. 8770, Dec. 21, 2007; Act No. 8852, Feb. 29, 2008; Act No. 9535, Mar. 25, 2009; Act No. 10393, Jul. 23, 2010; Act No. 11037, Aug. 4, 2011; Act No. 11591, Dec. 18, 2012; Act No. 11690, Mar. 23, 2013; Act No. 12694, May 28, 2014; Act Nos. 13084 & 13089, Jan. 28, 2015; Act No. 13847, Jan. 27, 2016; Act No. 14116, Mar. 29, 2016>

1. Safety certification under Article 5 of the Electrical Appliances and Consumer Products Safety Control Act, safety inspection under Article 8 of the same Act, report on safety verification under Article 15 of the same Act, safety inspection under Article 17 of the same Act, supplier's declaration of conformity under Article 23 (1) of the same Act, and report on the supplier's declaration of conformity under paragraph (2) of the same Article;
2. Deleted; <by Act No. 13847, Jan. 27, 2016>;
3. Safety certification of protective clothing from among machinery, apparatuses, etc. subject to obligatory safety certification under Article 34 (2) of the Occupational Safety and Health Act, or report on voluntary safety verification of protective clothing from among machinery, apparatuses, etc. subject to voluntary safety verification under Article 35 (1) of the same Act;
4. Conformity assessment under Article 58-2 of the Radio Waves Act;
5. Deleted; <by Act No. 10393, Jul. 23, 2010>
6. Inspection of containers, etc. under Article 17 of the High-Pressure Gas Safety Control Act;
7. Type-approval of fire-fighting appliances under Article 36 of the Installation, Maintenance, and Safety Control of Fire-Fighting Systems Act;
8. Type-approval of measuring instruments under Article 9 of the Environmental Testing and Inspection Act;
9. Type-approval of construction machinery under Article 18 of the Construction Machinery Management Act;

10. Deleted; <by Act No. 9384, Jan. 30, 2009>
11. Type-approval of measuring instruments under Article 14 of the Measures Act;
12. Inspection under Article 39 of the Safety Control and Business of Liquefied Petroleum Gas Act;
13. Form approval of railroad supplies under Article 27 of the Railroad Safety Act;
14. Manufacturing permission and manufacturing notification with respect to medical appliances under Article 6 (2) of the Medical Devices Act;
15. Quality inspection under Article 25 of the Petroleum and Alternative Fuel Business Act;
16. Type approval under Article 18 of the Ship Safety Act;
17. Type approval under Article 47 of the Water-Related Leisure Activities Safety Act;
18. Parts manufacturer certification under Article 28 of the Aviation Safety Act.

#### **Article 27 (Establishment of Collective Standards)**

- (1) Any organization designated by Ordinance of the Ministry of Trade, Industry and Energy from among those related to industrial standardization is entitled to establish standards for symbols, terms, performance, procedures, methods, technologies, etc. (hereinafter referred to as "collective standards") applicable to specific professional fields in order to ensure public safety, consumer protection, and convenience for its members. <Amended by Act No. 8852, Feb. 29, 2008; Act No. 11690, Mar. 23, 2013>
- (2) Any organization that has established collective standards is entitled to conduct certification services by utilizing collective standards, as prescribed by Ordinance of the Ministry of Trade, Industry and Energy. <Amended by Act No. 8852, Feb. 29, 2008; Act No. 11690, Mar. 23, 2013>
- (3) Necessary matters concerning the establishment, registration, operation, dissemination, etc. of collective standards shall be determined by Ordinance of the Ministry of Trade, Industry and Energy. <Amended by Act No. 8852, Feb. 29, 2008; Act No. 11690, Mar. 23, 2013>

#### **Article 28 (Training on Industrial Standardization)**

- (1) The Minister of Trade, Industry and Energy may require those who intend to receive or have already received certification pursuant to Article 15 (1) or 16 (1) to receive training on industrial standardization and quality management. <Amended by Act No. 8852, Feb. 29, 2008; Act No. 11690, Mar. 23, 2013>
- (2) Necessary matters concerning training on industrial standardization and quality management under paragraph (1), such as details, timeline, cycles, institutions offering such training, etc. shall be determined by Presidential Decree.

#### **Article 29 (Promotion of Cooperation in International Standardization)**

- (1) The Government shall devise a policy to promote cooperation in standardization with the International Organization for Standardization or other foreign organizations for standardization (hereinafter referred to as "cooperation in international standardization").

(2) In order to promote cooperation in international standardization, the Minister of Trade, Industry and Energy shall conduct the following activities: <Amended by Act No. 8852, Feb. 29, 2008; Act No. 11690, Mar. 23, 2013>

1. Promotion of investigation, research, dissemination, and use of international standards;
2. Investigation and research to promote cooperation in international standardization;
3. Exchange of human resources and the collection, analysis, and dissemination of information on standardization;
4. Other projects the Minister of Trade, Industry and Energy deems necessary for the purpose of promoting cooperation in international standardization.

### **Article 30 (Promoting Standardization of Industrial Information Systems)**

The Government shall devise a policy to promote the following matters in order to facilitate industrial informatization and to efficiently manage industrial information systems:

1. Standardization of information systems on the procurement, design, production, operation, repair, destruction, etc. of goods relating to business activities;
2. Standardization of commercial trade through electronic communications media.

### **Article 30-2 (Fact-Finding Surveys)**

(1) In order to efficiently formulate and implement policies on industrial standardization, the Minister of Trade, Industry and Energy shall annually conduct a fact-finding survey on industrial standardization.

(2) Each fact-finding survey on industrial standardization conducted under paragraph (1) shall include the current status of use of certified products and certified services, current status of establishment of collective standards under Article 27, and other matters prescribed by Presidential Decree.

(3) Where necessary to conduct a fact-finding survey on industrial standardization under paragraph (1), the Minister of Trade, Industry and Energy may request any corporation or organization that conducts affairs related to industrial standardization to submit necessary data or opinion. In such cases, the head of a corporation or an organization so requested shall comply therewith, unless there is a special reason not to do so.

(4) The Minister of Trade, Industry and Energy may conduct a fact-finding survey on industrial standardization under paragraph (1) by outsourcing it to a corporation or organization prescribed by Presidential Decree.

(5) Necessary matters concerning methods, etc. of the fact-finding survey on industrial standardization referred to in paragraph (1) shall be prescribed by Presidential Decree.

### **Article 31 (Subsidies)**

The Minister of Trade, Industry and Energy may grant subsidies to those who conduct the following projects within the budget in order to facilitate industrial standardization: <Amended by Act No. 8852, Feb.

29, 2008; Act No. 11690, Mar. 23, 2013>

1. Projects aimed at promoting cooperation in international standardization listed in subparagraphs of Article 29 (2);
2. Standardization projects listed in subparagraphs of Article 30;
3. Projects aimed at facilitating standardization in the private sector;
4. Other industrial standardization projects determined by Ordinance of the Ministry of Trade, Industry and Energy.

## CHAPTER IV-II FACILITATION OF QUALITY MANAGEMENT

### **Article 31-2 (Comprehensive Policies concerning Quality Management)**

(1) The Minister of Trade, Industry and Energy shall establish and implement comprehensive policies concerning quality management including following matters every three years in order to support businesses, etc. to promote quality management efficiently:

1. Matters regarding basic direction-setting for quality management;
2. Matters regarding the creation of an environment and support for promotion of quality management;
3. Matters regarding the development and distribution of quality management technology;
4. Matters regarding professional manpower training and utilization thereof in the field of quality management;
5. Matters regarding education and guidance to facilitate quality management;
6. Other matters necessary to facilitate quality management.

(2) If it is necessary for the establishment of comprehensive policies under paragraph (1), the Minister of Trade, Industry and Energy may request the Special Metropolitan City Mayor, a Metropolitan City Mayor, a Special Self-Governing City Mayor, a Do Governor or a Special Self-Governing Province Governor (hereinafter referred to as a "Mayor/Do Governor") to submit the relevant data.

### **Article 31-3 (Headquarters to Promote Quality Management)**

(1) In order to create an environment for quality management, the Minister of Trade, Industry and Energy may designate a juristic person, a public institution, or an organization relevant to quality management prescribed by Presidential Decree as a headquarters to promote quality management.

(2) The headquarters to promote quality management shall conduct the following projects:

1. Creation of an environment for quality management;
2. Cooperative projects with businesses, etc. relevant to quality management;
3. Collection of opinions on difficulties regarding quality management of businesses, etc. and proposals for possible solutions thereto;

4. Support for cooperation among businesses, etc. regarding quality improvement to facilitate quality management;
  5. International exchange and cooperative projects with foreign institutions relevant to quality management;
  6. Other projects necessary to create an environment for quality management, which are prescribed by Presidential Decree.
- (3) The Minister of Trade, Industry and Energy may provide the headquarters to promote quality management with support necessary to promote projects falling under subparagraphs of paragraph (2).

#### **Article 31-4 (Support for Quality Management)**

- (1) Mayors/Do Governors may provide support necessary for implementing the projects prescribed in subparagraphs of Article 31-2 (1) to enable businesses, etc. under his or her jurisdiction to promote quality management efficiently.
- (2) The Government may select businesses, etc. and individuals who achieved remarkable results in quality improvement, cost reduction, productivity increase or service quality improvement, etc. through quality management and may reward them or provide necessary support for them, as prescribed by Presidential Decree.

## CHAPTER V KOREAN STANDARDS ASSOCIATION

#### **Article 32 (Korean Standards Association)**

- (1) Those who have been certified may establish a Korean Standards Association (hereinafter referred to as the "Association") by obtaining approval of the Minister of Trade, Industry and Energy. *<Amended by Act No. 8852, Feb. 29, 2008, Act No. 11690, Mar. 23, 2013>*
- (2) The Association shall be a juristic person.
- (3) Any of the following persons may qualify for membership of the Association:
1. A person who has been certified;
  2. Any organization that has established collective standards under Article 27 (1);
  3. Any institution and organization related to industrial standardization and quality management;
  4. A person with knowledge and skills related to industrial standardization and quality management and who is designated by the articles of incorporation of the Association.
- (4) The articles of incorporation of the Association shall include the following matters:
1. Objective;
  2. Title;
  3. Location of its principal office and branch offices;
  4. Matters concerning its executive officers and employees;

5. Matters concerning its business affairs and the execution thereof;
  6. Matters concerning membership and the rights and duties of members;
  7. Matters concerning financing and operation;
  8. Matters concerning its assets and accounting;
  9. Matters concerning general meetings and the board of directors;
  10. Matters concerning public announcement;
  11. Matters concerning the amendment of its articles of incorporation.
- (5) The provisions of the Civil Act concerning incorporated associations shall apply mutatis mutandis to matters concerning the Association not prescribed in this Act.

### **Article 33 (Approval and Report)**

(1) The Association shall formulate the following documents and obtain approval of the Minister of Trade, Industry and Energy therefor: *<Amended by Act No. 8852, Feb. 29, 2008; Act No. 11690, Mar. 23, 2013>*

1. Business plan;
2. Revenues and expenditures.

(2) The Association shall report the following matters to the Minister of Trade, Industry and Energy: *<Amended by Act No. 8852, Feb. 29, 2008; Act No. 11690, Mar. 23, 2013>*

1. Settlement of revenues and expenditures;
2. Business performance;
3. Matters concerning the implementation of projects entrusted by the Minister of Trade, Industry and Energy.

### **Article 34 (Functions of Association)**

The Association shall conduct the following activities: *<Amended by Act No. 8852, Feb. 29, 2008; Act No. 11690, Mar. 23, 2013>*

1. Publication and dissemination of Korean Industrial Standards and publications, and facilitation of implementation of Korean Industrial Standards;
2. Collection and dissemination of international and foreign standards and various other standards;
3. Investigation into, research on, development, promotion, and diagnosis of, guidance and training on industrial standardization and quality management;
4. Certification and evaluation accelerating industrial standardization and quality management;
5. Support for collective standardization activities;
6. Support for international standardization activities;
7. Other services entrusted by the Minister of Trade, Industry and Energy or determined by the articles of incorporation.

## CHAPTER VI SUPPLEMENTARY PROVISIONS

### Article 35 (Succession)

(1) Where a certification institution or a certified person transfers his or her business or deceases, or where a merger occurs between juristic persons, the transferee, successor, or any other juristic persons surviving or resulting from a merger shall inherit the status of a certification institution or a certified person: Provided, That no person for whom the certification was revoked under Article 22 (1) shall inherit the status of a certified person whose certified products or certified services are the same as those whose certification was revoked, within one year after the day the certification was revoked. *<Amended by Act No. 14312, Dec. 2, 2016>*

(2) Any person who inherits the status of a certification institution pursuant to paragraph (1) shall report such fact to the Minister of Trade, Industry and Energy, and any person who inherits the status of a certified person shall report such fact to a relevant certification institution. *<Amended by Act No. 8852, Feb. 29, 2008; Act No. 11690, Mar. 23, 2013>*

(3) Necessary matters concerning the report under paragraph (2) shall be determined by Ordinance of the Ministry of Trade, Industry and Energy. *<Amended by Act No. 8852, Feb. 29, 2008; Act No. 11690, Mar. 23, 2013>*

### Article 36 (Hearings)

(1) Where the Minister of Trade, Industry and Energy intends to cancel the designation of a certification institution or to disqualify a certification examiner pursuant to Articles 14 and 18 (3) or to cancel the designation of a cooperation organization under Article 5 (5), he or she shall hold a hearing. *<Amended by Act No. 8852, Feb. 29, 2008; Act No. 11690, Mar. 23, 2013; Act No. 12610, May 20, 2014>*

(2) Where a certification institution intends to cancel the certification of a person certified pursuant to Article 22 (1), it shall provide the certified person with an opportunity to state his or her opinion. *<Amended by Act No. 10348, Jun. 8, 2010>*

(3) Articles 22 (4) through (6) and 27 of the Administrative Procedures Act shall apply mutatis mutandis to matters concerning presentation of opinions under paragraph (2). In such cases, an "administrative agency" shall be deemed a "certification institution".

### Article 37 (Fees)

(1) Any person who intends to be designated as a certification institution pursuant to Article 13 shall pay fees determined by Ordinance of the Ministry of Trade, Industry and Energy to the Minister of Trade, Industry and Energy. *<Amended by Act No. 8852, Feb. 29, 2008; Act No. 11690, Mar. 23, 2013>*

(2) Any person who intends to be certified under Article 15 (1) or 16 (1) or who intends to undergo a regular examination under Article 19 (1) or a person who intends to undergo a relocation examination under Article 19 (2) shall pay expenses and fees incurred in conducting such examination to a certification

institution, as prescribed by Ordinance of the Ministry of Trade, Industry and Energy. <Amended by Act No. 8852, Feb. 29, 2008; Act No. 11690, Mar. 23, 2013; Act No. 14312, Dec. 2, 2016>

### **Article 38 (Reporting and Audits)**

(1) The Minister of Trade, Industry and Energy may, where necessary for implementing this Act, cause a certification institution to report on its business affairs. <Amended by Act No. 8852, Feb. 29, 2008; Act No. 11690, Mar. 23, 2013>

(2) Where deemed necessary after receiving a report under paragraph (1) or after conducting an investigation of goods in the market or a field investigation under Article 20 (1) or an investigation under Article 20 (2), the Minister of Trade, Industry and Energy may conduct an audit of the relevant certification institution. <Amended by Act No. 8852, Feb. 29, 2008; Act No. 11690, Mar. 23, 2013; Act No. 13084, Jan. 28, 2015>

(3) A certification institution may require a certified person to submit data on the business affairs, as prescribed by Ordinance of the Ministry of Trade, Industry and Energy. <Amended by Act No. 8852, Feb. 29, 2008; Act No. 11690, Mar. 23, 2013>

(4) A certification institution and a certified person shall prepare and maintain relevant documents, as prescribed by Ordinance of the Ministry of Trade, Industry and Energy. <Amended by Act No. 8852, Feb. 29, 2008; Act No. 11690, Mar. 23, 2013>

### **Article 39 (Filing of Objection)**

(1) Any person who deems that certified products or certified services do not conform to Korean Industrial Standards may file an objection with a relevant certification institution.

(2) Where a certification institution receives such an objection under paragraph (1), it shall investigate the facts, take necessary measures, and notify the complainant of the outcome.

(3) Necessary matters regarding procedures for filing objections and required measures, etc. under paragraphs (1) and (2) shall be determined by Ordinance of the Ministry of Trade, Industry and Energy. <Amended by Act No. 8852, Feb. 29, 2008; Act No. 11690, Mar. 23, 2013>

### **Article 40 (Delegation and Entrustment of Authority)**

(1) The Minister of Trade, Industry and Energy may delegate or entrust part of his or her authority granted under this Act to the head of an agency under the control of the Ministry of Trade, Industry and Energy, a Mayor/Do Governor, the head of any other administrative agency, or the head of any other organization determined by Presidential Decree, as prescribed by Presidential Decree. <Amended by Act No. 8852, Feb. 29, 2008; Act No. 11690, Mar. 23, 2013; Act No. 13847, Jan. 27, 2016>

(2) The head of any other administrative agency who was entrusted with the authority under paragraph (1) may delegate part of such authority to the head of an institution under its control. In such cases, the head of an institution delegated with such authority shall publicly notify such fact. <Newly Inserted by Act No.

**Article 41 (Legal Fiction as Public Official in Application of Penalty Provisions)**

Any of the following persons shall be deemed a public official for the purposes of the penalty provisions set forth in Articles 129 through 132 of the Criminal Act: <Amended by Act No. 8852, Feb. 29, 2008; Act No. 11690, Mar. 23, 2013; Act No. 13084, Jan. 28, 2015>

1. A certification examiner who performs affairs related to an investigation of goods in the market or a field investigation under Article 20 (1) or an investigation under Article 20 (2);
2. An executive officer or employee of an organization engaged in providing the services entrusted under Article 40.

## CHAPTER VII PENALTY PROVISIONS

**Article 42 (Penalty Provisions)**

Any of the following persons shall be punished by imprisonment with labor for not more than three years or by a fine not exceeding 30 million won: <Amended by Act No. 10348, Jun. 8, 2010; Act No. 13084, Jan. 28, 2015; Act No. 14312, Dec. 2, 2016>

1. Any person who uses a mark or any other mark similar thereto, in violation of Article 15 (3) or 16 (3);
2. Any person who sells, imports, displays, stores, or transports products, in violation of Article 15 (4);
3. Any person who fails to comply with an order to remove or suspend the validity of certification marks or to suspend sale under Article 21 (1), or to recall products issued under Article 21 (2);
4. Any person who displays, stores, or transports products without removing certification marks for the purpose of selling them, in violation of Article 22 (4);
5. Any person who uses a certification mark or any other mark similar thereto although he or she shall not inherit the status of a certified person under the proviso to Article 35 (1).

**Article 43 (Joint Penalty Provisions)**

If the representative of a corporation, or an agent or employee of, or any other person employed, by a corporation or an individual commits an offense prescribed in Article 42 in connection with the business affairs of the corporation or individual, not only shall such offender be punished, but also the corporation or individual shall be punished by a fine under the same Article: Provided, That the same shall not apply where the corporation or individual has not been negligent in giving due attention or supervision concerning the relevant duties in order to prevent such offense.

**Article 44 (Administrative Fines)**

(1) Any of the following persons shall be subject to an administrative fine not exceeding three million won: <Amended by Act No. 13737, Jan. 6, 2016; Act No. 16129, Dec. 31, 2018>

1. Any person who refuses, interferes with, or evades an investigation of goods in the market or a field investigation under Article 20 (1) or an investigation under paragraph (2) of the same Article;
2. Any person who fails to make a report, in violation of Article 35 (2);
3. Any person who fails to make a report or who makes a false report, in violation of the order issued under Article 38 (1);
4. Any person who fails to keep and maintain relevant documents, in violation of Article 38 (4).

(2) Administrative fines under paragraph (1) shall be imposed and collected by the Minister of Trade, Industry and Energy, as prescribed by Presidential Decree. <Amended by Act No. 8852, Feb. 29, 2008; Act No. 11690, Mar. 23, 2013>

(3) through (5) Deleted. <by Act No. 9427, Feb. 6, 2009>

## ADDENDA

### **Article 1 (Enforcement Date)**

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

### **Article 2 (Applicability to Administrative Fines)**

The amended provisions of Article 44 (1) 2 shall begin to apply to certification institutions which succeed to the status of certification institution or those who succeed to the status of certified person after this Act enters into force.

### **Article 3 (General Transitional Measures)**

Any disposition, procedure, or other acts performed under the previous provisions before this Act enters into force shall be deemed to have been performed under the provisions of this Act.

### **Article 4 (Transitional Measures concerning Korean Industrial Standards)**

Korean Industrial Standards under the previous provisions, effective as at the time this Act enters into force, shall be deemed Korean Industrial Standards under the amended provisions of Article 12 of this Act.

### **Article 5 (Transitional Measures concerning Certification of Standard Mark)**

Any product and processing technology the standard mark of which is certified under the previous provisions, effective as at the time this Act enters into force, shall be deemed to have been certified under the amended provisions of Article 15.

### **Article 6 (Transitional Measures concerning Certification Examiners)**

Certification examiners under the previous provisions, effective as at the time this Act enters into force, shall be deemed those under the amended provisions of Article 18.

### **Article 7 (Transitional Measures concerning Korean Standards Association)**

The Korean Standards Association under the previous provisions, effective as at the time this Act enters into force, shall be deemed the Korean Standards Association under the amended provisions of Article

32.

**Article 8 (Transitional Measures concerning Penalty Provisions)**

The previous provisions shall apply to the application of the penalty provisions for acts performed before this Act enters into force.

**Article 9 Omitted.**

**Article 10 (Relationship to Other Statues or Regulations)**

Where the previous Industrial Standardization Act or its provisions are cited by other statues or regulations as at the time this Act enters into force, if this Act includes corresponding provisions, this Act or its provisions corresponding thereto shall be deemed to have been cited.

ADDENDA <Act No. 8562, Jul. 27, 2007>

**Article 1 (Enforcement Date)**

(1) This Act shall enter into force on January 1, 2009. (Proviso Omitted.)

(2) Omitted.

**Articles 2 through 7 Omitted.**

ADDENDA <Act No. 8770, Dec. 21, 2007>

**Article 1 (Enforcement Date)**

This Act shall enter into force on January 1, 2009.

**Articles 2 through 5 Omitted.**

ADDENDA <Act No. 8852, Feb. 29, 2008>

**Article 1 (Enforcement Date)**

This Act shall enter into force on the date of its promulgation: Provided, That ... <omitted> ... *the amendments to the statutes to be amended pursuant to Article 6 of the Addenda, which were promulgated before this Act enters into force but the enforcement dates of which have yet to arrive, shall enter into force on the enforcement date of the relevant statute.*

ADDENDUM <Act No. 9229, Dec. 26, 2008>

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

ADDENDA <Act No. 9384, Jan. 30, 2009>

**Article 1 (Enforcement Date)**

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

**Articles 2 through 9 Omitted.**

ADDENDUM <Act No. 9427, Feb. 6, 2009>

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

ADDENDA <Act No. 9535, Mar. 25, 2009>

**Article 1 (Enforcement Date)**

This Act shall enter into force on January 1, 2010. (Proviso Omitted.)

**Articles 2 and 3 Omitted.**

ADDENDA <Act No. 10348, Jun. 8, 2010>

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

(2) (Applicability to Notification of Certification or of Cancellation of Certification) The amended provisions of Articles 17 (4) and 22 (2) and (3) shall begin to apply to certifications or cancellations thereof after this Act enters into force.

(3) (Applicability to Order to Remove Marks) The amended provisions of Article 21 shall begin to apply to reports filed under the amended provisions of Article 22 (2) after this Act enters into force.

ADDENDA <Act No. 10393, Jul. 23, 2010>

**Article 1 (Enforcement Date)**

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

**Articles 2 through 8 Omitted.**

ADDENDA <Act No. 11037, Aug. 4, 2011>

**Article 1 (Enforcement Date)**

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

**Articles 2 through 6 Omitted.**

ADDENDA <Act No. 11591, Dec. 18, 2012>

**Article 1 (Enforcement Date)**

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

**Articles 2 through 18 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.**

ADDENDUM <Act No. 12610, May 20, 2014>

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

ADDENDA <Act No. 12694, May 28, 2014>

**Article 1 (Enforcement Date)**

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

**Articles 2 through 18 Omitted.**

ADDENDA <Act No. 13084, Jan. 28, 2015>

**Article 1 (Enforcement Date)**

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

**Article 2 Omitted.**

ADDENDA <Act No. 13089, Jan. 28, 2015>

**Article 1 (Enforcement Date)**

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

**Articles 2 through 12 Omitted.**

ADDENDUM <Act No. 13737, Jan. 6, 2016>

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

ADDENDA <Act No. 13847, Jan. 27, 2016>

**Article 1 (Enforcement Date)**

This Act shall enter into force one year after the date of its promulgation: Provided, That the amended provisions of Article 40 (1) (excluding part of the sentence amended as Mayor/Do Governor) and 40 (2) shall enter into force on the date of the promulgation.

**Article 2 (Transitional Measures concerning Headquarters to Promote Quality Management)**

The central headquarters to promote quality control designated under Article 4 (1) of the Quality Control and Safety Management of Industrial Products Act as at the time this Act enters into force shall be deemed the headquarters to promote quality management under the amended provisions of Article 31-3.

**Article 3 Omitted.**

ADDENDA <Act No. 14116, Mar. 29, 2016>

**Article 1 (Enforcement Date)**

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

**Articles 2 through 55 Omitted.**

ADDENDA <Act No. 14312, Dec. 2, 2016>

**Article 1 (Enforcement Date)**

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

**Article 2 (Applicability to Succession)**

The amended provisions of Article 35 shall begin to apply to persons whose certification is revoked under Article 22 (1) after this Act enters into force.

ADDENDUM <Act No. 16129, Dec. 31, 2018>

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

Last updated : 2020-08-18