

	1954· 2· 2	Act No. 308
Amended By	1963· 2· 9	Act No. 1274
Amended By	1976·12·31	Act No. 2990
Amended By	1983·12·20	Act No. 3662
Amended By	1986· 5·10	Act No. 3825
Amended By	1993·12·27	Act No. 4634
Amended By	1994· 8· 3	Act No. 4777
Amended By	1995· 1· 5	Act No. 4910
Amended By	1997·12·13	Act No. 5453
Amended By	1997·12·13	Act No. 5454
Amended By	1999· 2· 8	Act No. 5849
Amended By	2000· 1·12	Act No. 6162
Amended By	2001·12·29	Act No. 6556
Amended By	2003· 5·29	Act No. 6916
Amended By	2003· 8· 6	Act No. 6962
Amended By	2004· 1·29	Act No. 7148

CHAPTER I GENERAL PROVISIONS

Article 1 (Purpose)

The purpose of this Act is to improve and promote the public health of the nation by helping prevent the outbreak and prevalence of contagious diseases.
 <Amended by Act No. 2990, Dec. 31, 1976>

Article 2 (Definitions)

(1) For the purposes of this Act, the term "contagious disease" means such disease as falls under any of the following subparagraphs: <Amended by Act No. 6962, Aug. 6, 2003>

1.The term "contagious diseases of Type 1" means contagious diseases as set forth in the following items, of which the speed of transmission or the degree of danger and harm caused to the health of people is so rapid and high that preventive measures shall be taken against such diseases as soon as they break

out or spread:

(a) Cholera;

(b) Pest;

(c) Typhoid fever;

(d) Paratyphoid fever;

(e) Bacterial dysentery; and

(f) Colon bacillus infection with enterorrhagia;

2. The term "contagious diseases of Type 2" means the contagious diseases as set forth in the following items from among those diseases that may be prevented or managed by vaccination and therefore are the objects of the national vaccination projects:

(a) Diphtheria;

(b) Pertussis;

(c) Tetanus;

(d) Measles;

(e) Epidemic parotitis;

(f) Rubella;

(g) Polio;

(h) Hepatitis B; and

(i) Japanese encephalitis;

3. The term "contagious diseases of Type 3" means the contagious diseases as set forth in the following items, which require a continuous surveillance and the adoption of preventive measures against their outbreaks because they may spread intermittently:

- (a) Malaria;
- (b) Tuberculosis;
- (c) Hansen's disease;
- (d) Venereal disease;
- (e) Scarlet fever;
- (f) Meningococcal meningitis;
- (g) Legionnaires' disease;
- (h) Vibrio septicemia;
- (i) Typhus;
- (j) Exanthem;
- (k) Tsutsugamushi disease (Scrub typhus);
- (l) Leptospirosis;
- (m) Brucellosis;
- (n) Anthracnose;
- (o) Rabies;

(p) Hemorrhagic fever with renal syndrome: HFRS (epidemic hemorrhagic fever);

(q) Influenza; and

(r) Acquired immunodeficiency syndrome (AIDS);

4. The term "contagious diseases of Type 4" means the new epidemic symptoms detected in Korea, recurring contagious diseases, or contagious diseases spread abroad and feared to spread to Korea, which shall be determined by the Ordinance of the Ministry of Health and Welfare as they are deemed to require the rapid adoption of preventive measures under this Act;

5. The term "designated contagious disease" means any contagious disease other than those of Types 1 through 4 that shall be designated by the Minister of Health and Welfare as they are deemed to require surveillance activities designed for the investigation of whether they are epidemical; and

6. The term "disease related to biological terror" means a contagious disease that is originated from the pathogens which have been utilized intentionally or for terror purposes.

(2) For the purposes of this Act, the term "patient affected by a contagious disease" means a patient whose body has been affected by the pathogens of such a disease and thereby shows relevant symptoms and whose disease has been verified as such by a diagnosis made by a medical doctor in obedience to the diagnosis standard as provided in [Article 4](#) (2) or by the results of a laboratory testing by such an agency as determined by the Ordinance of the Ministry of Health and Welfare.

(3) For the purposes of this Act, the term "patient suspected of a contagious disease" (hereinafter referred to as "suspected patient") means a person who is suspected of being affected by pathogens of a contagious disease but has yet to be verified as such by a diagnosis made by a medical doctor in obedience to the diagnosis standard as provided in [Article 4](#) (2) or by the results of a laboratory testing by such an agency as determined by the Ordinance of the Ministry of

Health and Welfare.

(4) For the purposes of this Act, the term "contagious disease pathogen carrier" (hereinafter referred to as "pathogen carrier") means a person who has no clinical symptoms, but carries pathogens of a contagious disease.

(5) For the purposes of this Act, the term "epidemiological investigation" means the activities of investigating the number of cases involving patients affected by contagious diseases, suspected patients, or pathogen carriers, etc. (hereinafter referred to as the "patients affected by contagious diseases, etc.") and tracing the sources of their infection, etc., if any such cases occur, for the purposes of the prevention and spread, etc. of contagious diseases or the activities of examining the causes of abnormal responses, if any such cases occur after measures of vaccination have been taken against contagious diseases. <Amended by Act No. 6556, Dec. 29, 2001>

(6) The term "abnormal responses to vaccination" means all symptoms or diseases that may be caused by vaccination after this vaccination and are related to such a vaccination in terms of time. <Newly Inserted by Act No. 6556, Dec. 29, 2001>
[This Article Wholly Amended by Act No. 6162, Jan. 12, 2000]

Article 3 (Relations with Other Acts)

Except as otherwise provided by other Acts, this Act shall apply with respect to the prevention of contagious diseases.
[This Article Wholly Amended by Act No. 6162, Jan. 12, 2000]

Article 3-2 (Duties of State and Local Governments, etc.)

(1) The State and local governments shall respect the dignity and worth of patients affected by contagious diseases, etc. as human beings, protect their fundamental rights, and shall not accord them any unfavorable treatment, such

as restrictions on their employment, except as otherwise provided by Acts.

(2) The State and local governments shall carry out such project or programs as set forth in the following subparagraphs so as to take preventive and controlling measures in a rapid and accurate manner, including the prevention, etc. of contagious diseases:

1. Adoption of measures for the prevention and control of contagious diseases;

2. Protection and medical treatment of patients affected by contagious diseases, etc.;

3. Education and publicity for the awareness of contagious diseases;

4. Collection, analysis and provision of information about contagious diseases;

5. Investigation and research of contagious diseases;

6. Testing, preservation, and control of pathogens of contagious diseases and the observation of their tolerance to medicines;

7. Training of expert manpower to prevent contagious diseases; and

8. Promotion of international solidarity for the purpose of enhancing the ability to control contagious diseases.

(3) Medical persons and medical institutions under the [Medical Service Act](#) shall actively cooperate with the State and local governments in carrying out projects or programs for the prevention and control of contagious diseases.
[This Article Newly Inserted by Act No. 6162, Jan. 12, 2000]

CHAPTER II RESPONSIBILITY OF REPORT AND INFORMATION

Article 4 (Report by Medical Doctor, etc.)

(1) In case a medical doctor or a herb doctor has diagnosed a case of a contagious disease, etc. or a case of an abnormal reaction to vaccination or has examined the corpse of the patient or person in such a case, he shall give instructions on the methods of disinfection and prevention of its spread to the patient affected by the contagious disease, etc. or the person having an abnormal reaction to vaccination, or any persons living with him, and therewith shall report to the head of a public health clinic having control over the place where such a patient or person or such a corpse is located on his name, age, gender, and other relevant matters, forthwith in the cases of the contagious diseases of Types 1, 2 and 4, the anthrax of Type 3, and an abnormal reaction to vaccination, while he shall do so within 7 days in the cases of the contagious diseases of Type 3 with the exception of anthrax and the designated contagious diseases. <Amended by Act No. 6556, Dec. 29, 2001>

(2) Such matters as may be necessary for standards for diagnosis, the scope of the cases of contagious diseases, etc. and the cases of abnormal reactions to vaccination to be reported by a medical doctor or a herb doctor, and procedures, etc. for such report under paragraph (1), shall be prescribed by the Ordinance of the Ministry of Health and Welfare. <Amended by Act No. 6556, Dec. 29, 2001>
[This Article Wholly Amended by Act No. 6162, Jan. 12, 2000]

Article 5 (Other Persons Obligated to Report)

In the event there occurs any case of a contagious disease of Type 1, etc. or any case of death from a contagious disease of Type 1 or a disease suspected of as such, the person falling under any of the following subparagraphs shall, without delay, ask a medical doctor for diagnosis or examination, or report such a case to the head of a public health clinic having control over the location where there occurs such a case: <Amended by Act No. 2990, Dec. 31, 1976; Act No. 3662, Dec. 20, 1983; Act No. 4910, Jan. 5, 1995; Act No. 5849, Feb. 8, 1999; Act No. 6162, Jan. 12, 2000>

1. In the case of an ordinary family, the head of the family or household living with other members of the family or household: Provided, That in case the head of the family or household is absent, a member of the family;

2. In the case of a school, hospital, government office, company, entertainment place, worship place, vessel, business office or business place, restaurant, inn, or other place where many people gather, its head, manager, proprietor, or representative; and

3. In the case of a unit of the Army, Navy or Air Force, its commanding officer.

Article 5-2 (Examination, Preservation and Control of Pathogens of Contagious Diseases)

(1) If the head of a medical institution under the [Medical Service Act](#), the head of the National Quarantine Station, the Commissioner of the Korea Food and Drug Administration, the head of the National Veterinary Research and Quarantine Service, the head of the National Plant Quarantine Service, or other person as determined by the Presidential Decree has separated any pathogens of contagious diseases from the patients affected by contagious diseases, etc., food, animals, or plants, they shall, without delay, report to the Director General of the Korea Center for Disease Control and Prevention on the names of pathogens, the names of the objects from which the pathogens were separated and examined, the date and time of separation, etc. In this case, such matters as may be necessary with respect to the pathogens of contagious diseases required to be reported and the procedures for the report thereof, etc. shall be prescribed by the Ordinance of the Ministry of Health and Welfare. <Amended by Act No. 7148, Jan. 29, 2004>

(2) The Director General of the Korea Center for Disease Control and Prevention who has received a report as referred to in paragraph (1) may request the reporting agency concerned to provide such cooperation as may be necessary for the preservation and control of the separated pathogens, and the head of the agency concerned shall comply with such a request unless there is

any justifiable reason not to be compliant. <Amended by Act No. 7148, Jan. 29, 2004>

(3) Such matters as may be necessary for the examination, preservation and control, etc. of the pathogens of contagious diseases shall be separately determined by the Minister of Health and Welfare. [This Article Newly Inserted by Act No. 6162, Jan. 12, 2000]

Article 6 (Report on Change in Status of Patients Affected by Contagious Diseases, etc.)

In case a patient affected by contagious diseases of Type 1, whose case was, under the provisions of [Article 5](#), diagnosed or examined by, or who is receiving treatment from, a medical doctor or a herb doctor, is discharged from the hospital, recovers, dies, or changes his domicile, the medical doctor or herb doctor shall report to the head of the relevant public health clinic on such a change. The same shall also apply in case any change of status occurs with any of those patients infected by or suspected of Japanese encephalitis from among the contagious diseases of Type 2. <Amended by Act No. 5849, Feb. 8, 1999; Act No. 6162, Jan. 12, 2000> [This Article Wholly Amended by Act No. 4910, Jan. 5, 1995]

Article 7 (Register of Patients Affected by Contagious Diseases, etc.)

In case the head of a public health clinic receives reports as referred to in [Articles 4](#) through [6](#) on the patients affected by contagious diseases, etc. residing in a district under his control, he shall, in accordance with the Ordinance of the Ministry of Health and Welfare, prepare the register of those patients affected by contagious diseases, etc. and make reports on their conditions. <Amended by Act No. 1274, Feb. 9, 1963; Act No. 2990, Dec. 31, 1976; Act No. 3662, Dec. 20, 1983; Act No. 4910, Jan. 5, 1995; Act No. 5454, Dec. 13, 1997; Act No. 5849, Feb. 8, 1999; Act No. 6162, Jan. 12, 2000>

Article 7-2 (Report by Head of Public Health Clinic, etc.)

(1) The head of a public health clinic who receives any reports or information as referred to in [Articles 4](#) through [6](#) shall report the contents thereof to the head of the competent Si/Gun/Gu (referring to an autonomous Gu; hereinafter the same shall apply), who shall, in turn, report them to the Special Metropolitan City Mayor, Metropolitan City Mayor, or Do governor (hereinafter referred to as the "Mayor/Do governor").

(2) The Mayor/Do governor who has received reports as provided in paragraph (1) shall report to the Minister of Health and Welfare on them in accordance with the Ordinance of the Ministry of Health and Welfare. [This Article Newly Inserted by Act No. 5849, Feb. 8, 1999]

Article 7-3 (Observation of Outbreak of Contagious Diseases)

(1) The Director General of the Korea Center for Disease Control and Prevention or the Mayor/Do governor shall closely observe the outbreaks of contagious diseases at home and abroad as well as collect and control information on contagious diseases. <Amended by Act No. 7148, Jan. 29, 2004>

(2) The Director General of the Korea Center for Disease Control and Prevention may designate a health and medical institution, facility, or organization (hereinafter referred to as the "exemplary observation medical institution") by areas in order to have them closely observe the outbreaks of contagious diseases as referred to in paragraph (1). <Amended by Act No. 7148, Jan. 29, 2004>

(3) Of the information as collected under paragraph (1), the Director General of the Korea Center for Disease Control and Prevention or the Mayor/Do governor shall furnish anything important relating to the public health of the nation to the relevant institutions, facilities, organizations, or citizens. <Amended by Act No. 7148, Jan. 29, 2004>

(4) Such matters as may be necessary with respect to the designation of contagious diseases subject to observation under paragraph (1), the designation of the exemplary observation medical institution, etc. shall be determined by the Ordinance of the Ministry of Health and Welfare.
[This Article Newly Inserted by Act No. 6162, Jan. 12, 2000]

Article 7-4 (Epidemiological Investigation)

(1) In case where a contagious disease of Type 1 has broken out or where it is deemed that there may be a spread of contagious diseases of Types 2 through 4 or a designated contagious disease, the Director General of the Korea Center for Disease Control and Prevention or the Mayor/Do governor shall, without delay, conduct an epidemiological investigation thereof. <Amended by Act No. 6556, Dec. 29, 2001; Act No. 7148, Jan. 29, 2004>

(2) There shall be established an epidemiological investigation team in the Korea Center for Disease Control and Prevention, Special Metropolitan City, Metropolitan City and Do (hereinafter referred to as the "City/Do") in order to conduct an epidemiological investigation under paragraph (1). <Amended by Act No. 7148, Jan. 29, 2004>

(3) The head of the administrative agency having jurisdiction over an area in which an epidemiological investigation is conducted and the heads of the relevant institutions, facilities and organizations shall fully cooperate in the epidemiological investigation.

(4) Such matters as may be necessary with respect to the period and the contents of an epidemiological investigation and the formation, duties, etc. of the epidemiological investigation team as referred to in paragraphs (1) and (2) shall be prescribed by the Presidential Decree.
[This Article Newly Inserted by Act No. 6162, Jan. 12, 2000]

CHAPTER III MEDICAL EXAMINATION

Article 8 (Medical Examination)

A person engaged in such an occupation requiring a medical examination designed to prevent venereal diseases as is determined by the Ordinance of the Ministry of Health and Welfare and a person infected by a venereal disease who may no doubt become a transmitter of such a disease as is deemed by the head of a Si/Gun/Gu, shall undergo a medical examination for venereal diseases under the conditions as prescribed by the Ordinance of the Ministry of Health and Welfare.

[This Article Wholly Amended by Act No. 6162, Jan. 12, 2000]

Article 9 (Order for Medical Examination, etc.)

The head of Si/Gun/Gu may give an order for a medical examination or vaccination needed for the prevention of contagious disease to a person suspected with sufficient reason of having been infected by a contagious disease or a person who is found under such an environmental influence as may make him easily infected thereby under the conditions as prescribed by the Ordinance of the Ministry of Health and Welfare. <Amended by Act No. 2990, Dec. 31, 1976; Act No. 3662, Dec. 20, 1983; Act No. 5454, Dec. 13, 1997; Act No. 5849, Feb. 8, 1999; Act No. 6162, Jan. 12, 2000>

CHAPTER IV VACCINATION

Article 10

Deleted. <by Act No. 5849, Feb. 8, 1999>

Article 10-2 (Committee of Deliberation on Vaccination, etc.)

(1) There shall be established in the Korea Center for Disease Control and Prevention the Committee of Deliberation on Vaccination which deliberates on the designation of contagious diseases that require vaccination, standards for and methods of giving vaccination, etc. to meet the objective of providing advice and suggestion as requested by the Minister of Health and Welfare. <Amended by Act No. 7148, Jan. 29, 2004>

(2) There shall be established in the Korea Center for Disease Control and Prevention the Committee of Deliberation on Compensation for Vaccination-Related Damage, along with the Vaccination-Related Damage Investigation Team as an assisting unit in the service of the Committee, which is required to examine the causes of disease, disablement, and death arising from vaccination as provided in [Article 54-2](#) and to deliberate on compensation for such damages as well as to investigate whether there exists any intent or error of a third party as provided in [Article 54-3](#) (1) behind the occurrence of such damages, in order to meet the objective of providing advice and suggestion as requested by the Minister of Health and Welfare. <Amended by Act No. 6962, Aug. 6, 2003; Act No. 7148, Jan. 29, 2004>

(3) Both Committees of Deliberation established in accordance with paragraphs (1) and (2) shall consist of not more than 15 members respectively, including public officials in charge of vaccination, medical persons, legal professionals, doctors of forensic medicine, persons with expertise on vaccination, and other persons recommended by the consumers' organizations, etc., and such matters as may be necessary for the formation, administration, etc. of both Committees of Deliberation shall be prescribed by the Presidential Decree.

(4) Such matters as may be necessary for the formation and administration of the Vaccination-Related Damage Investigation Team shall be determined by the Presidential Decree. <Newly Inserted by Act No. 6962, Aug. 6, 2003>
[This Article Wholly Amended by Act No. 6556, Dec. 29, 2001]

Article 11 (Regular Vaccination)

The head of Si/Gun/Gu shall carry out a regular vaccination against the diseases as set forth in the following subparagraphs: <Amended by Act No. 5454, Dec. 13, 1997; Act No. 6162, Jan. 12, 2000>

1.Diphtheria;

2.Polio;

3.Pertussis;

4.Measles;

5.Tetanus;

6.Tuberculosis;

7.Hepatitis B;

8.Epidemic parotitis;

9.Rubella; and

10.Other contagious diseases the Minister of Health and Welfare designates as he deems it necessary to do so for the prevention of contagious diseases.
[This Article Wholly Amended by Act No. 4910, Jan. 5, 1995]

Article 12 (Special Vaccination)

If the Minister of Health and Welfare orders a special vaccination or if the head of Si/Gun/Gu deems it necessary to do so for the prevention of a contagious disease, he shall carry out a special vaccination. <Amended by Act No. 1274, Feb. 9, 1963; Act No. 2990, Dec. 31, 1976; Act No. 3662, Dec. 20, 1983; Act No. 4910, Jan. 5, 1995; Act No. 5454, Dec. 13, 1997; Act No. 6162, Jan. 12, 2000>

Article 13 (Public Announcement of Vaccination)

If the head of Si/Gun/Gu is to carry out a regular or special vaccination, he shall, in advance, determine and publicly announce the date and place, type of vaccine, and scope of those who shall be subject to vaccination. <Amended by Act No. 5849, Feb. 8, 1999; Act No. 6162, Jan. 12, 2000>
[This Article Wholly Amended by Act No. 4910, Jan. 5, 1995]

Article 14

Deleted. <by Act No. 5849, Feb. 8, 1999>

Article 15 (Planned Production of Vaccines)

(1) The Minister of Health and Welfare may, if deemed necessary for the effective execution of vaccination, determine a fixed quantity of vaccines in advance and commission a manufacturer of medicines to manufacture it within the limits of the budget available. <Amended by Act No. 5454, Dec. 13, 1997>

(2) If a manufacturer of medicines has been commissioned to manufacture vaccines under paragraph (1), all or part of the cost required therefor may, in advance, be paid to the manufacturer of medicines concerned under the conditions as prescribed by the Ordinance of the Ministry of Health and Welfare. <Amended by Act No. 5454, Dec. 13, 1997>
[This Article Wholly Amended by Act No. 2990, Dec. 31, 1976]

Articles 16 through 19

Deleted. <by Act No. 2990, Dec. 31, 1976>

Article 20 (Certificate of Vaccination)

(1) The head of Si/Gun/Gu shall deliver the certificates of vaccination to those who have undergone a regular or special vaccination under the conditions as prescribed by the Ordinance of the Ministry of Health and Welfare. <Amended by Act No. 1274, Feb. 9, 1963; Act No. 2990, Dec. 31, 1976; Act No. 3662, Dec. 20, 1983; Act No. 4910, Jan. 5, 1995; Act No. 5454, Dec. 13, 1997>

(2) In case any person other than the head of Si/Gun/Gu performs a task of vaccination as provided in this Act, the head of Si/Gun/Gu may authorize the person in the service of vaccination to deliver the certificates of vaccination under the conditions as prescribed by the Ordinance of the Ministry of Health and Welfare. <Newly Inserted by Act No. 6162, Jan. 12, 2000>

Article 21 (Records and Report, etc. of Vaccination)

(1) The head of Si/Gun/Gu shall, under the conditions as prescribed by the Ordinance of the Ministry of Health and Welfare, prepare and keep the records of such a vaccination as has been performed under this Act or as has been reported under paragraph (2). <Amended by Act No. 3662, Dec. 20, 1983; Act No. 4910, Jan. 5, 1995; Act No. 5454, Dec. 13, 1997; Act No. 6162, Jan. 12, 2000>

(2) If any person other than the head of Si/Gun/Gu has performed a task of vaccination as provided in this Act, he shall report it to the head of Si/Gun/Gu under the conditions as prescribed by the Ordinance of the Ministry of Health and Welfare. <Newly Inserted by Act No. 3662, Dec. 20, 1983; Act No. 4910, Jan. 5, 1995; Act No. 5454, Dec. 13, 1997>
[This Article Wholly Amended by Act No. 2990, Dec. 31, 1976]

Article 21-2 (Epidemiological Investigation of Effects of, and Abnormal Reactions to, Vaccination, etc.)

(1) The Director General of the Korea Center for Disease Control and

Prevention shall make inquiries into the effects of, and any abnormal reactions to, vaccination, and if there occurs a case of abnormal reaction to vaccination, he shall conduct an epidemiological investigation in order to find reasons therefor. <Amended by Act No. 6556, Dec. 29, 2001; Act No. 7148, Jan. 29, 2004>

(2) The provisions of [Article 7-4](#) (2) through (4) shall apply mutatis mutandis to the epidemiological investigation as provided in paragraph (1). [This Article Newly Inserted by Act No. Act No. 6162, Jan. 12, 2000]

Article 21-3 (Ascertainment as to Completion of Vaccination)

(1) The head of Si/Gun/Gu may request the principal of an elementary school to submit materials for the inspection of whether vaccination has been completed under [Article 10 of the School Health Act](#).

(2) If it is found, as a result of the inspection of such materials as requested under paragraph (1), that there are pupils who have not been vaccinated yet, the head of Si/Gun/Gu shall have such pupils vaccinated. [This Article Newly Inserted by Act No. Act No. 6162, Jan. 12, 2000]

Article 22 (Vaccination Criteria, etc.)

Such matters as may be necessary with respect to vaccination criteria, its methods, etc. shall be prescribed by the Ordinance of the Ministry of Health and Welfare. <Amended by Act No. 5454, Dec. 13, 1997> [This Article Wholly Amended by Act No. 2990, Dec. 31, 1976]

CHAPTER V PREVENTION FACILITIES

Article 23 (Establishment, etc. of Contagious Disease Prevention Facilities)

(1) The Mayor/Do governor or the head of Si/Gun/Gu may, in accordance with the Ordinance of the Ministry of Health and Welfare, establish isolation hospitals, hospitals, isolation places, sanatoriums, or clinics (hereinafter referred to as the "contagious disease prevention facilities") that are necessary for the prevention of contagious diseases and the hospitalization and treatment of the patients affected by such diseases, etc. <Amended by Act No. 6162, Jan. 12, 2000; Act No. 6962, Aug. 6, 2003>

(2) The Minister of Health and Welfare may, if necessary, designate the contagious disease prevention facilities for the purposes of a concentrated control of patients affected by contagious diseases, etc. on the recommendation of the Mayor/Do governor. In this case, the Mayor/Do governor shall comply with the recommendation request of the Minister of Health and Welfare unless there is any special reason for being unable to be compliant. <Newly Inserted by Act No. 6962, Aug. 6, 2003>

(3) If any person other than the one as referred to in paragraph (1) (excluding the State) desires to establish and manage the contagious disease prevention facilities, he shall make a relevant report to the Minister of Health and Welfare in accordance with the Ordinance of the Ministry of Health and Welfare. <Newly Inserted by Act No. 6162, Jan. 12, 2000> [This Article Wholly Amended by Act No. 5849, Feb. 8, 1999]

Article 24

Deleted. <by Act No. 5849, Feb. 8, 1999>

Article 25 (Substitution of Public or Private Medical Institution)

The head of Si/Gun/Gu may use all or part of the public or private medical institutions as substitutes of isolation establishments for patients affected by the contagious diseases of Type 1 or as substitutes of clinics for patients affected by the contagious diseases of Type 3 during a fixed period. <Amended by Act

No. 6162, Jan. 12, 2000; Act No. 6962, Aug. 6, 2003>
[This Article Wholly Amended by Act No. 3662, Dec. 20, 1983]

Article 26

Deleted. <by Act No. 5849, Feb. 8, 1999>

Article 27 (Prohibition of Refusal to Hospitalize Patients Affected by Contagious Disease of Type 1, etc.)

Managers of the contagious disease prevention facilities may not refuse to hospitalize patients affected by contagious diseases of Type 1, etc. unless there is any justifiable reason for refusal. <Amended by Act No. 6162, Jan. 12, 2000>
[This Article Wholly Amended by Act No. 5849, Feb. 8, 1999]

Article 28 (Methods of Management of Prevention Facilities)

The installation and methods of management of the contagious disease prevention facilities shall be prescribed by the Ordinance of the Ministry of Health and Welfare. <Amended by Act No. 2990, Dec. 31, 1976; Act No. 5454, Dec. 13, 1997>

CHAPTER VI PATIENTS AND THEIR HOMES

Article 29 (Patients to Be Kept in Quarantine)

(1) Patients affected by the contagious diseases of Type 1, etc. shall be kept in quarantine and receive medical treatments in such places as contagious disease prevention facilities or medical institutions designated by the head of Si/Gun/Gu. <Amended by Act No. 2990, Dec. 31, 1976; Act No. 3662, Dec. 20, 1983; Act No. 4910, Jan. 5, 1995; Act No. 6162, Jan. 12, 2000>

(2) Of the patients affected by the contagious diseases of Type 3, such a patient as determined by the Ordinance of the Ministry of Health and Welfare shall be kept in quarantine and receive medical treatments. <Amended by Act No. 2990, Dec. 31, 1976; Act No. 5454, Dec. 13, 1997; Act No. 6162, Jan. 12, 2000>

(3) Of the patients affected by the contagious diseases of Type 4, such a patient as determined by the Minister of Health and Welfare, a patient affected by disease related to biological terror, etc. shall be kept in quarantine and receive necessary vaccination and treatments in the contagious disease prevention facilities. <Newly Inserted by Act No. 6962, Aug 6, 2003>

(4) As regards those persons who are deemed to have most likely been infected by a contagious disease or to become the likely transmitters thereof as they were in contact with patients affected by contagious diseases other than those under paragraphs (1) through (3) and patients affected by the contagious diseases of Types 1 through 4 and disease related to biological terror, the Director General of the Korea Center for Disease Control and Prevention and the Mayor/Do governor or the head of Si/Gun/Gu may have them kept in quarantine and treated at their own homes. <Amended by Act No. 6962, Aug. 6, 2003; Act No. 7148, Jan. 29, 2004>
[This Article Wholly Amended by Act No. 1274, Feb. 9, 1963]

Article 30 (Temporary Restrictions on Work)

(1) A patient affected by a contagious disease shall not be engaged in any such occupation as has much contact with the general public by its nature under the conditions as prescribed by the Ordinance of the Ministry of Health and Welfare. <Amended by Act No. 1274, Feb. 9, 1963; Act No. 2990, Dec. 31, 1976; Act No. 3662, Dec. 20, 1983; Act No. 5454, Dec. 13, 1997>

(2) If any individual who is required to undergo a medical examination for a venereal disease as referred to in [Article 8](#) fails to be subject to such a medical examination, he may not be engaged in such occupations as referred to in the

same Article; and the person who runs such a business shall not allow any such individual who failed to be subject to the medical examination to work for such a business. <Newly Inserted by Act No. 3662, Dec. 20, 1983; Act No. 6556, Dec. 29, 2001>

Articles 31 and 32

Deleted. <by Act No. 4634, Dec. 27, 1993>

Article 33 (Imprisoned Patient to Be Kept in Quarantine)

Any inmate who has been infected by a contagious disease shall be imprisoned in quarantine. <Amended by Act No. 6162, Jan. 12, 2000>

Articles 34 through 36

Deleted. <by Act No. 4634, Dec. 27, 1993>

Article 37 (Preventive Measures against Homes Affected by Contagious Diseases of Type 1)

The head of Si/Gun/Gu shall require homes affected by contagious diseases of Type 1 to take the measures as set forth in the following subparagraphs: <Amended by Act No. 2990, Dec. 31, 1976; Act No. 3662, Dec. 20, 1983; Act No. 4910, Jan. 5, 1995; Act No. 6162, Jan. 12, 2000>

- 1.To prohibit access, for a fixed period of time, to the places where patients affected by contagious diseases, etc. are staying or to the places deemed to have been affected by the pathogens of contagious diseases;
- 2.To keep those suspected of having been infected by the pathogens of contagious diseases in quarantine at proper places for a fixed period of time;
- 3.To prohibit the use, receipt, transfer, abandonment, or washing of the articles

affected or suspected of having been affected by the pathogens of contagious diseases or to burn or destroy such articles;

4.To order disinfection of or other necessary actions for the places affected by the pathogens of contagious diseases; and

5.To prohibit laundry at specified places or to order the disposal of garbage at specified places.

Article 38 (Obligation to Conduct Disinfection)

(1) Homes affected by contagious diseases or places suspected of having been affected by the pathogens of contagious diseases shall be subjected to disinfection or other necessary measures under the direction of a medical doctor or the relevant public official. <Amended by Act No. 6162, Jan. 12, 2000>

(2) The provisions of [Article 5](#) shall apply mutatis mutandis with respect to the person who has obligation to conduct disinfection under paragraph (1) or to take other necessary measures thereunder. <Amended by Act No. 2990, Dec. 31, 1976>

(3) Necessary matters concerning paragraphs (1) and (2) shall be determined by the Ordinance of the Ministry of Health and Welfare. <Amended by Act No. 2990, Dec. 31, 1976; Act No. 5454, Dec. 13, 1997>

CHAPTER VII PREVENTIVE MEASURES

Article 39 (Preventive Measures against Contagious Diseases of Type 1)

(1) The Mayor/Do governor shall, if necessary for the prevention of contagious diseases of Type 1, take the whole or part of the measures as set forth in the

following subparagraphs: <Amended by Act No. 1274, Feb. 9, 1963; Act No. 2990, Dec. 31, 1976; Act No. 3662, Dec. 20, 1983; Act No. 6162, Jan. 12, 2000>

- 1.To block traffic in the whole or part of a city or village;
- 2.To restrict or prohibit performances, assemblies, religious ceremonies or other meetings attended by a large number of people;
- 3.To conduct medical examination or the examination of corpse;
- 4.To prohibit the sale or receipt of foods which have dangers of transmitting contagious diseases, or to order the destruction or other necessary disposal of such foods;
- 5.To restrict or prohibit the possession and transfer of articles which may transmit contagious diseases, or to order the destruction, incineration, or other necessary disposal of such articles;
- 6.To order the stationing of doctors or installation of facilities required for the purposes of prevention against epidemics at ships, trains, motor vehicles, places of business, or other places attended by a large number of people;
- 7.To order disinfection of, or other necessary actions for, the facilities or places related to public sanitation or to prohibit the installation, remodeling, alteration, disuse, or use of water supply, sewerage, wells, garbage dumps, and lavatories;
- 8.To order the extermination of, or the establishment of facilities for getting rid of, rats, vermin or other animals transmitting contagious disease;
- 9.To restrict or prohibit fishery or swimming at a specified place of waters, or the use of a specified well;
- 10.To prohibit the capturing of animals being intermediary hosts to contagious diseases or the eating of them in uncooked state;
- 11.To mobilize medical practitioners and other qualified medical personnel

required during a period of a rampant contagious disease;

12.To order disinfection of, and other necessary actions for, buildings affected by contagious diseases; and

13.To keep in quarantine persons suspected of having been infected by infectious pathogens of cholera, pest at a proper place for a specified period.

(2) When the use of potable water is prohibited under paragraph (1) 7 and 9, the head of Si/Gun/Gu shall supply other potable water replacing the former during the period of prohibition. <Amended by Act No. 1274, Feb. 9, 1963; Act No. 2990, Dec. 31, 1976; Act No. 3662, Dec. 20, 1983; Act No. 4910, Jan. 5, 1995>

Article 40 (Disinfection Measures)

(1) The head of Si/Gun/Gu shall, under the conditions as prescribed by the Ordinance of the Ministry of Health and Welfare, carry out the cleaning, disinfection, and measures to get rid of rats and vermin (hereinafter referred to as the "disinfection") which may be necessary for the prevention of contagious diseases. <Amended by Act No. 1274, Feb. 9, 1963; Act No. 2990, Dec. 31, 1976; Act No. 3662, Dec. 20, 1983; Act No. 4910, Jan. 5, 1995; Act No. 5454, Dec. 13, 1997>

(2) Any person who manages any of the buildings, such as apartment houses and hotels or accommodations for the dwelling or in the service of many people, which are determined by the Presidential Decree shall conduct such disinfection as may be necessary for the prevention of contagious diseases under the conditions as prescribed by the Ordinance of the Ministry of Health and Welfare. <Newly Inserted by Act No. 3662, Dec. 20, 1983; Act No. 5454, Dec. 13, 1997>

Article 40-2 (Vicarious Execution of Duties of Disinfection)

(1) The head of may, if necessary for an efficient execution of the duties of disinfection, commission a person who has reported the starting up of disinfection services under [Article 40-3](#) (1) to perform the duties vicariously. <Amended by Act No. 3662, Dec. 20, 1983; Act No. 4910, Jan. 5, 1995; Act No. Act No. 5849, Feb. 8, 1999>

(2) The person who manages the buildings as referred to in [Article 40](#) (2) shall have a person who has reported the starting up of disinfection services under [Article 40-3](#) (1) conduct disinfection. <Newly Inserted by Act No. 4634, Dec. 27, 1993; Act No. 5849, Feb. 8, 1999> [This Article Newly Inserted by Act No. 2990, Dec. 31, 1976]

Article 40-3 (Report on Disinfection Services)

(1) Any person who desires to run disinfection services shall be equipped with such facilities, equipment, and manpower as prescribed by the Ordinance of the Ministry of Health and Welfare and report the starting up of disinfection services to the Mayor/Do governor. The same shall also apply in case of altering any of the particulars that have already been reported.

(2) If a housing management service provider under the Housing Act is deemed to have been equipped for disinfection under paragraph (1), he shall be deemed to have reported the starting up of disinfection services under paragraph (1), in case he conducts disinfection only in the service of the apartment houses he has been commissioned to manage. <Amended by Act No. 6916, May 29, 2003> [This Article Wholly Amended by Act No. 5849, Feb. 8, 1999]

Article 40-4 (Report of Suspension of Services, etc.)

If the person who has reported the starting up of disinfection services under [Article 40-3](#) (hereinafter referred to as the "disinfection service provider") is either to suspend his services for a period of not less than 30 days or to reopen or close them, he shall make a relevant report to the Mayor/Do governor under

the conditions as prescribed by the Ordinance of the Ministry of Health and Welfare. <Amended by Act No. 5454, Dec. 13, 1997; Act No. 5849, Feb. 8, 1999>

[This Article Newly Inserted by Act No. 3662, Dec. 20, 1983]

Article 40-5 (Submission and Examination of Documents)

(1) The Minister of Health and Welfare or the head of Si/Gun/Gu may order every disinfection service provider to furnish documents showing the records of his disinfection service or get public officials belonging to him to examine such documents and question such disinfection service provider.

(2) The public officials referred to in paragraph (1) shall carry the certificates showing their authority and produce them to persons concerned.

[This Article Newly Inserted by Act No. 7148, Jan. 29, 2004]

Article 40-6 (Disinfection Service, etc.)

(1) Every disinfection service provider shall render his disinfection service according to the standards and methods prescribed by the Ordinance of the Ministry of Health and Welfare.

(2) Every disinfection service provider shall, when he renders his disinfection service, record his disinfection service, keep the record of his disinfection service and report it in accordance with the Ordinance of the Ministry of Health and Welfare.

[This Article Wholly Amended by Act No. 7148, Jan. 29, 2004]

Article 40-7 (Education of Persons Engaged in Disinfection Services)

(1) A disinfection service provider (representative in the case of a corporation) shall receive disinfection education under the conditions as prescribed by the Ordinance of the Ministry of Health and Welfare. <Amended by Act No. 5454, Dec. 13, 1997>

(2) The disinfection service provider shall, in accordance with the Ordinance of the Ministry of Health and Welfare, have his employees engaged in disinfection services receive disinfection education. <Amended by Act No. 5454, Dec. 13, 1997; Act No. 5849, Feb. 8, 1999> [This Article Newly Inserted by Act No. 3662, Dec. 20, 1983]

Article 40-8 (Order of Suspension of Services, etc.)

(1) The Mayor/Do governor may, if any disinfection service provider falls under any of the following subparagraphs, order a suspension of his services for a fixed period of not more than six months or order the closure of his place of business: Provided, That in case the disinfection service provider fails to make a report set forth in subparagraph 1, which is referred to in [Article 40-3](#) (1), the Mayor/Do governor shall order the closure of his place of business: <Amended by Act No. 5849, Feb. 8, 1999; Act No. 7148, Jan. 29, 2004>

1. Where he fails to make a report or an alteration report as referred to in [Article 40-3](#) (1), or where he fails to make a report on the suspension, or the reopening, of services as referred to in [Article 40-4](#);

2. Where he fails to meet the criteria for facilities, equipment, and manpower as referred to in [Article 40-3](#) (1);

3. Where he fails to execute an order given to submit relevant documents under [Article 40-5](#) or rejects, obstructs or dodges the examination of documents by public officials in charge or questions asked by public officials in charge;

4. Where he fails to conduct disinfection in accordance with the disinfection criteria and methods as referred to in [Article 40-6](#), or where he fails to keep the

records or to report of matters related to the provision of disinfection service;

5. Where he fails to receive the education as referred to [Article 40-7](#), or where he fails to have his employees engaged in disinfection services receive education; and

6. Deleted. <by Act No. 5849, Feb. 8, 1999>

(2) The Mayor/Do governor shall, if he is to order the suspension of services or the closure of the place of business under paragraph (1) 2 and 5, give an order for correction, indicating in advance a fixed period of not less than one month for implementing the order. <Amended by Act No. 5849, Feb. 8, 1999>

(3) Detailed criteria for the administrative dispositions as referred to in paragraph (1) shall be determined by the Ordinance of the Ministry of Health and Welfare, taking the account of the types of offenses and the degree of their seriousness. <Newly Inserted by Act No. 4634, Dec. 27, 1993; Act No. 5454, Dec. 13, 1997>
[This Article Newly Inserted by Act No. 3662, Dec. 20, 1983]

Article 40-9 (Hearing)

If the Mayor/Do governor is to revoke a license in accordance with [Article 40-8](#) (1), he shall hold a hearing.
[This Article Wholly Amended by Act No. 5453, Dec. 13, 1997]

Article 41

Deleted. <by Act No. 5849, Feb. 8, 1999>

Article 42 (Disposition by Legal Force with respect to Contagious Diseases of Type 1)

(1) The Mayor/Do governor may direct the relevant public official to enter the

places of residence, ships and other places where patients, etc. affected by a contagious disease of Type 1 are deemed to be found and to conduct a necessary investigation and medical examination for such a disease; and in case any of them is, as a result of such a medical examination, ascertained as a patient, etc. affected by a contagious disease of Type 1, the public official concerned may have the patient accompany him to where the patient may receive medical treatment, or may be kept in quarantine. <Amended by Act No. 1274, Feb. 9, 1963; Act No. 3662, Dec. 20, 1983; Act No. 6162, Jan. 12, 2000>

(2) In the case of paragraph (1), the public official concerned shall show a document verifying his authority to the interested persons. <Amended by Act No. 1274, Feb. 9, 1963; Act No. 2990, Dec. 31, 1976>

Article 43 (Preventive Measures against Contagious Diseases of Type 1)

In the event there have occurred or may occur any cases of a contagious disease, etc. of Type 1 within any troops belonging to Army, Navy, or Air Force, schools, government offices, companies, entertainment places, worship places, vessels, business offices or business places, restaurants, hotels, or other places where many people come or meet together, the persons falling under any of subparagraphs of [Article 5](#) shall carry out disinfection or other necessary actions, and thereafter take preventive measures against such a disease in consultation with the head of Si/Gun/Gu. <Amended by Act No. 1274, Feb. 9, 1963; Act No. 2990, Dec. 31, 1976; Act No. 3662, Dec. 20, 1983; Act No. 4910, Jan. 5, 1995; Act No. 6162, Jan. 12, 2000>

CHAPTER VIII EPIDEMIC CONTROL OFFICER, QUARANTINE INSPECTION COMMISSIONER, AND EPIDEMIC PREVENTION COMMISSIONER

Article 44 (Epidemic Control Officer)

(1) Epidemic control officers shall be assigned to the Korea Center for Disease Control and Prevention and the City/Do in order to perform the tasks of the prevention and control of contagious diseases. <Amended by Act No. 1274, Feb. 9, 1963; Act No. 2990, Dec. 31, 1976; Act No. 3662, Dec. 20, 1983; Act No. 5454, Dec. 13, 1997; Act No. 6162, Jan. 12, 2000; Act No. 7148, Jan. 29, 2004>

(2) Qualifications, duties, assignments of epidemic control officers and other necessary matters shall be determined by the Presidential Decree. <Amended by Act No. 1274, Feb. 9, 1963; Act No. 2990, Dec. 31, 1976>

Article 45 (Quarantine Inspection Commissioner)

(1) The Mayor/Do governor may, if necessary for the prevention of contagious diseases of Type 1, appoint a quarantine inspection commissioner in order to have him perform the tasks of quarantine inspection, and he may require the commissioner to carry out the quarantine inspection of ships, trains, automobiles, and subway trains in particular. <Amended by Act No. 1274, Feb. 9, 1963; Act No. 2990, Dec. 31, 1976; Act No. 3662, Dec. 20, 1983; Act No. 6162, Jan. 12, 2000>

(2) The quarantine inspection commissioner may board ships and trains free of charge in order to perform their duties as referred to in paragraph (1). <Amended by Act No. 2990, Dec. 31, 1976>

(3) The appointment and duties of the quarantine inspection commissioner and other necessary matters shall be determined by the Ordinance of the Ministry of Health and Welfare. <Amended by Act No. 2990, Dec. 31, 1976; Act No. 5454, Dec. 13, 1997>

Article 46 (Epidemic Prevention Commissioner)

(1) In the event there has spread or may spread a contagious disease, the head of Si/Gun/Gu may appoint epidemic prevention commissioners of the Si/Gun/Gu (limited to autonomous Gu; hereinafter the same shall apply) to have him work in the service of the prevention of contagious diseases. <Amended by Act No. 1274, Feb. 9, 1963; Act No. 2990, Dec. 31, 1976; Act No. 3662, Dec. 20, 1983; Act No. 4910, Jan. 5, 1995; Act No. 6162, Jan. 12, 2000>

(2) The epidemic prevention commissioner shall be an unpaid volunteer: Provided, That a paid epidemic prevention commissioner may be appointed on the basis of one to 20,000 residents. <Amended by Act No. 2990, Dec. 31, 1976>

(3) Deleted. <by Act No. 2990, Dec. 31, 1976>

(4) The appointment and duties of the epidemic prevention commissioner and other necessary matters shall be determined by the Ordinance of the Ministry of Health and Welfare. <Amended by Act No. 2990, Dec. 31, 1976; Act No. 5454, Dec. 13, 1997>

CHAPTER IX EXPENSES

Article 47 (Expenses Borne by Si/Gun/Gu)

The Si/Gun/Gu shall bear the following expenses: <Amended by Act No. 1274, Feb. 9, 1963; Act No. 2990, Dec. 31, 1976; Act No. 3662, Dec. 20, 1983; Act No. 4910, Jan. 5, 1995; Act No. 5849, Feb. 8, 1999; Act No. 6162, Jan. 12, 2000>

1. Expenses required for the execution of vaccination;

2. Expenses required for the contagious disease prevention facilities that are established by the head of Si/Gun/Gu in accordance with [Article 23](#);

3.Deleted; <by Act No. 5849, Feb. 8, 1999>

4.Expenses required for the activities of the epidemic prevention commissioners as provided in [Article 46](#);

5.Expenses required for disinfection or other necessary measures taken by Gu or Si/Gun for the purposes of the prevention and control of contagious diseases;

6.Allowances or medical expenses in favor of the persons who have performed preventive relief activities or money offerings at their memorial services;

7.Expenses required for the extermination of rats and vermin carried out by Si/Gun/Gu;

8.Money in aid of the persons who are not able to provide for themselves because access to them has been prohibited temporarily or they have been kept in quarantine in accordance with [Article 37](#);

9.Expenses required for the supply of other potable water as referred to in [Article 39](#) (2);

10.Part of expenses required by a corporation or organization performing the tasks of prevention and treatment against Hansen's disease; and

11.Expenses required for other preventive tasks that are performed by Si/Gun/Gu.

Article 48 (Expenses Borne by City/Do)

The City/Do shall bear the following expenses: <Amended by Act No. 1274, Feb. 9, 1963; Act No. 2990, Dec. 31, 1976; Act No. 3662, Dec. 20, 1983; Act No. 5454, Dec. 13, 1997; Act No. 5849, Feb. 8, 1999; Act No. 6162, Jan. 12, 2000>

1.Expenses required for the contagious disease prevention facilities that are

established by the Mayor/Do governor in accordance with [Article 23](#);

2. Expenses required for the blocking of traffic as referred to in [Article 39](#) (1) 1 and money in aid of the persons who are not able to provide for themselves due to such blocking of traffic;

3. Expenses required for medical examinations as referred to in [Article 9](#);

4. Expenses required for the substitute of isolation establishments or substitute of clinics as referred to in [Article 25](#);

5. Expenses required for the protection of patients affected by contagious diseases, etc. in quarantine, and expenses for the purchase of quarantine inspection materials required for the prevention of the contagious diseases of Types 1 and 2;

6. Expenses required for the activities of quarantine inspection commissioners;

7. Part of expenses required by a corporation or organization performing the tasks of prevention and treatment against Hansen's disease; and

8. All expenses required for other preventive tasks that are performed by the Mayor/Do governor in accordance with this Act.

Article 49 (Expense Assistance to Be Provided by City/Do)

The City/Do shall, under the conditions as prescribed by the Presidential Decree, assist the Si/Gun/Gu with the expenses to be borne by the latter in accordance with [Article 47](#). <Amended by Act No. 1274, Feb. 9, 1963; Act No. 2990, Dec. 31, 1976; Act No. 4910, Jan. 5, 1995; Act No. 5454, Dec. 13, 1997; Act No. 6162, Jan. 12, 2000>

Article 50 (Expenses Borne by National Treasury)

The following expenses shall be borne by the National Treasury: <Amended by Act No. 4777, Aug. 3, 1994; Act No. 6556, Dec. 29, 2001; Act No. 6962, Aug 6, 2003>

1.Costs of the manufacture of vaccines;

2.Expenses required for national contagious disease prevention facilities;

3.Expenses required for publicity campaigns designed for the prevention of contagious diseases;

4.Expenses for compensation for damages caused by vaccination;

5.Expenses required for the education and training of personnel in the service of the epidemiological investigation; and

6.Expenses required for the designation and administration of contagious disease prevention facilities as referred to in [Article 23](#) (2).

Article 51 (Expense Assistance to Be Provided by National Treasury)

The National Treasury shall provide assistance in paying the following expenses: <Amended by Act No. 1274, Feb. 9, 1963; Act No. 3662, Dec. 20, 1983; Act No. 5849, Feb. 8, 1999; Act No. 6162, Jan. 12, 2000>

1.Not less than half of the expenses required for contagious disease prevention facilities;

2.Not less than half of the expenses required in accordance with [Article 48](#) (excluding expenses as provided in subparagraph 1) and [Article 49](#) (excluding expenses as provided in subparagraph 2 of [Article 47](#));

3.Part of the expenses required by private sanatoriums for patients affected by the contagious diseases of Type 3; and

4.All or part of the expenses required by a corporation or organization performing the tasks of prevention and treatment against Hansen's disease.

Article 52 (Collection of Medical Expenses)

The Minister of Health and Welfare and the Mayor/Do governor may, under the conditions as prescribed by the Ordinance of the Ministry of Health and Welfare, collect expenses required for medical examination and treatment at sanatoriums or clinics as their substitutes treating patients affected by the contagious diseases of Type 3 from the patients concerned or their guardians (referring to those persons having parental power or their tutors; hereafter in [Article 53](#), the same shall apply). <Amended by Act No. 1274, Feb. 9, 1963; Act No. 2990, Dec. 31, 1976; Act No. 3662, Dec. 20, 1983; Act No. 5454, Dec. 13, 1997; Act No. 5849, Feb. 8, 1999; Act No. 6162, Jan. 12, 2000>

Article 53 (Expenses Allowed to Be Collected from Patients)

The head of Si/Gun/Gu may, under the conditions as prescribed by the Ordinance of the Ministry of Health and Welfare, collect the following expenses from the patients concerned or their guardians: <Amended by Act No. 1274, Feb. 9, 1963; Act No. 2990, Dec. 31, 1976; Act No. 3662, Dec. 20, 1983; Act No. 4910, Jan. 5, 1995; Act No. 5454, Dec. 13, 1997; Act No. 5849, Feb. 8, 1999>

- 1.Expenses required for medical examination and treatment at the sanatoriums or clinics that are established in accordance with [Article 23](#); and
- 2.Expenses required for the cleaning and treatment as referred to in [Article 42](#).

Article 54 (Compensation for Loss)

(1) The City/Do shall pay reasonable compensation for losses to the proprietors of the medical institutions and the owners of buildings who have suffered such

losses in obedience to the provisions of [Article 25](#) and [Article 39](#) (1) 12 respectively. <Amended by Act No. 1274, Feb. 9, 1963; Act No. 3662, Dec. 20, 1983; Act No. 5454, Dec. 13, 1997; Act No. 6162, Jan. 12, 2000>

(2) Matters concerning the amount of compensation shall be determined by the Presidential Decree. <Amended by Act No. 1274, Feb. 9, 1963; Act No. 2990, Dec. 31, 1976>

Article 54-2 (State Compensation for Damages Caused by Vaccination)

(1) In case any person who received vaccination under [Articles 10-2](#) through [12](#) has contracted a disease, has been disabled, or died as a result of such a vaccination, the State shall pay compensations as set forth in the following subparagraphs in accordance with the criteria and procedures as determined by the Presidential Decree: <Amended by Act No. 5849, Feb. 8, 1999>

1. All medical expenses and a fixed nursing expense in the case of a person who has received treatment for a disease;

2. A lump-sum compensation in the case of a person who has been disabled; and

3. A lump-sum compensation and funeral expenses to the bereaved family as determined by the Presidential Decree, in the case of the deceased.

(2) For the purposes of paragraph (1), the term "disease, disablement, or death arising from vaccination" means a damage that is recognized by the Minister of Health and Welfare as being caused by the vaccination in question, without regard to whether vaccines were abnormal or whether the vaccinating personnel, etc. committed an error. <Amended by Act No. 5454, Dec. 13, 1997; Act No. 6556, Dec. 29, 2001>

(3) In making such a decision as provided in paragraph (2), the Minister of Health and Welfare shall, in advance, hear opinion from the Committee of Deliberation on Compensation for Vaccination-Related Damage and thereafter

shall decide thereon within 120 days from the date on which an application for compensation was received. <Amended by Act No. 5454, Dec. 13, 1997; Act No. 6556, Dec. 29, 2001>
[This Article Newly Inserted by Act No. 4777, Aug. 3, 1994]

Article 54-3 (Relationship to Claim for Damages)

(1) In case the State has paid a compensation for damage as referred to in [Article 54-2](#) due to an intent or error of a third party, such as abnormal vaccines or an error committed by vaccinating personnel, the State shall, within the limits of the amount paid in compensation, subrogate a claim for damages the person compensated for damage has against the third party.

(2) In case the vaccinated person or his bereaved family has received an indemnity for damage from the third party as provided in paragraph (1), the State shall not pay the compensation as referred to in [Article 54-2](#) within the limits of the amount paid in indemnity; and in case the State has paid such a compensation through mistake, it may collect the relevant amount by referring to the practices of the collection of national taxes.
[This Article Newly Inserted by Act No. 4777, Aug. 3, 1994]

Article 54-4 (Exemption, etc. from Taxes and Other Public Charges)

(1) Taxes and other public charges of the State or local governments shall not be levied on the compensation money a vaccinated person or his bereaved family has received under the provisions of [Article 54-2](#).

(2) The rights to receive compensation as referred to in [Article 54-2](#) may not be transferred or attached: Provided, That the receipt of compensation money may be entrusted under the conditions as prescribed by the Presidential Decree.
[This Article Newly Inserted by Act No. 4777, Aug. 3, 1994]

CHAPTER X SUPPLEMENTARY PROVISIONS

Article 54-5 (Delegation of Powers)

The powers vested in the Minister of Health and Welfare under this Act may, in accordance with the Presidential Decree, be partially delegated to the Director General of the Korea Center for Disease Control and Prevention, the head of the National Quarantine Station, or the Mayor/Do governor. <Amended by Act No. 5454, Dec. 13, 1997; Act No. 6162, Jan. 12, 2000>
[This Article Newly Inserted by Act No. 3662, Dec. 20, 1983]

Article 54-6 (Prohibition of Disclosure of Secrets)

Any person who performs or performed the duties dealing with contagious diseases, such as medical examination at the health and medical institutions, facilities or organizations, etc., shall not disclose the secrets of other persons of which he has become aware in the process of performing his duties.
[This Article Newly Inserted by Act No. 6162, Jan. 12, 2000]

Article 54-7 (Application of Provisions concerning Cases of Contagious Disease of Type 1)

Of the provisions of [Articles 4](#) through [7](#) and [Articles 7-2](#), [7-4](#), [25](#), [27](#), [37](#), [39](#), [42](#), [43](#), [45](#), [54](#), and [54-2](#), the provisions concerning the cases of contagious diseases of Type 1 shall apply mutatis mutandis to the patients affected by contagious diseases, etc. as referred to in [Article 29](#) (3).
[This Article Newly Inserted by Act No. 6962, Aug. 6, 2003]

CHAPTER XI PENAL PROVISIONS

Article 55 (Penal Provisions)

(1) Any person who has violated the provisions of [Article 54-6](#) shall be liable to imprisonment not exceeding three years or a fine not more than ten million won.
<Newly Inserted by Act No. 6162, Jan. 12, 2000>

(2) Any person who falls under any of the following subparagraphs shall be liable to a fine not exceeding three million won: <Amended by Act No. 1274, Feb. 9, 1963; Act No. 2990, Dec. 31, 1976; Act No. 3662, Dec. 20, 1983; Act No. 4634, Dec. 27, 1993; Act No. 5849, Feb. 8, 1999>

1. Any individual who violates the provisions of [Article 30](#) (1), or any person who employs such an individual;

2. Any person who refuses measures to be kept in quarantine as referred to in [Article 29](#);

3. Any person who escapes from an isolation establishment, any person who assists him to escape, or any person who conceals such a deserter;

4. Any person who violates the orders or dispositions as referred to in [Article 37](#) or any of subparagraphs of [Article 39](#) (1) (excluding the cases of medical examination from the provisions of subparagraph 3);

5. Deleted; <by Act No. 6162, Jan. 12, 2000>

6. Any person who has caused impediment to the prevention and control of contagious diseases by performing any act of medical treatment for contagious diseases advertizing any doubtful secret recipes for diseases or by blinding people with superstitious therapy at the time of the spreading of contagious diseases; and

7. Any person who violates the provisions of [Article 40-3](#) (1) or [40-6](#).

Article 56 (Penal Provisions)

Any person who falls under any of the following subparagraphs shall be liable to a fine not exceeding two million won: <Amended by Act No. 1274, Feb. 9, 1963; Act No. 2990, Dec. 31, 1976; Act No. 3662, Dec. 20, 1983; Act No. 3825, May 10, 1986; Act No. 5849, Feb. 8, 1999>

1. Any medical doctor or any herb doctor who neglects to make a report under [Article 4](#) or [6](#) or who makes a false report;

2. Any person who neglects to make a report as referred to in [Article 5](#);

3. Any person who obstructs a report under [Article 4](#) or [6](#) by asking the medical doctor or herb doctor not to report;

4. Deleted; <by Act No. 5849, Feb. 8, 1999>

5. Any person who makes a false certification with respect to a vaccination as referred to in [Article 20](#);

6. Any person who evades or refuses a medical examination as referred to in [Article 9](#) or [39](#) (1) 3;

7. Any person who makes a false reply or refuses to reply to inquiries by the relevant public officials;

8. Any person who fails to implement within a specified period the instructions or orders given by the relevant public official under the provisions of this Act or the orders issued thereunder;

9. Any person who allows individuals who failed to be examined for venereal disease to work in the service of his business in violation of [Article 30](#) (2); and

10. Any person who violates the provisions of [Article 40](#) (2).

Article 56-2 (Fine for Negligence)

(1) Any person who has failed to make the report required under [Articles 21](#) (2) and [40-6](#) (2) shall be punished by a fine for negligence not exceeding one million won. <Amended by Act No. 7148, Jan. 29, 2004>

(2) The head of competent Si/Gun/Gu (hereafter referred to as the "competent authorities" in this Article) shall, under the conditions as prescribed by the Presidential Decree, levy and collect a fine for negligence as referred to in paragraph (1). <Amended by Act No. 4910, Jan. 5, 1995>

(3) Any person who is dissatisfied with the disposition of a fine for negligence as referred to in paragraph (2) may, within thirty days, raise an objection to the competent authorities.

(4) When a person, who is subject to a disposition of a fine for negligence by the competent authorities under paragraph (2), raises an objection under paragraph (3), the competent authorities shall, without delay, notify the competent court of this fact, and the competent court, which receives such a notification, shall proceed to a trial on the case of a fine for negligence in accordance with the [Non-Contentious Case Litigation Procedure Act](#). <Amended by Act No. 4634, Dec. 27, 1993>

(5) In case neither an objection is raised nor is a fine for negligence paid within the period as provided in paragraph (3), it shall be collected by referring to the practices of dispositions on default of local taxes. <Amended by Act No. 4634, Dec. 27, 1993>
[This Article Newly Inserted by Act No. 3662, Dec. 20, 1983]

ADDENDA

Article 57

The previous Acts and subordinate statutes in conflict with this Act shall be repealed.

Article 58

The enforcement date of this Act shall be determined by the Presidential Decree.

ADDENDUM <Act No. 1274, Feb. 9, 1963>

This Act shall enter into force thirty days after the date of its promulgation.

ADDENDUM <Act No. 2990, Dec. 31, 1976>

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

ADDENDA <Act No. 3662, Dec. 20, 1983>

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

(2) (Transitional Measures concerning Penal Provisions) Application of penal provisions concerning acts prior to the enforcement of this Act shall be based on the previous provisions.

ADDENDA <Act No. 3825, May 10, 1986>

Article 1 (Enforcement Date)

This Act shall enter into force thirty days after the date of its promulgation.

Articles 2 through 4

Omitted.

ADDENDUM <Act No. 4634, Dec. 27, 1993>

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

ADDENDA <Act No. 4777, Aug. 3, 1994>

(1) (Enforcement Date) This Act shall enter into force on January 1, 1995.

(2) (Transitional Measures) The State compensation for damages resulted from preventive vaccination, referred to in [Article 54-2](#), may be applied to damages resulted from preventive vaccination that occurred within one year prior to the enforcement of this Act.

ADDENDUM <Act No. 4910, Jan. 5, 1995>

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

ADDENDA <Act No. 5453, Dec. 13, 1997>

Article 1 (Enforcement Date)

This Act shall enter into force on January 1, 1998. (Proviso Omitted.)

Article 2

Omitted.

ADDENDUM <Act No. 5454, Dec. 13, 1997>

This Act shall enter into force on January 1, 1998. (Proviso Omitted.)

ADDENDA <Act No. 5849, Feb. 8, 1999>

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

(2) (Transitional Measures concerning Permission of Disinfection Business) At the time when this Act enters into force, those who have obtained the permission of disinfection business under the previous provisions shall be deemed to have made report under the amended provisions of [Article 40-3](#).

(3) (Transitional Measures concerning Penal Provisions) The application of penal provisions to an act committed before this Act enters into force, shall be subject to the previous provisions.

ADDENDUM <Act No. 6162, Jan. 12, 2000>

This Act shall enter into force on August 1, 2000: Provided, That the amended provisions of [Article 21-3](#) shall enter into force on March 1, 2005.

ADDENDA <Act No. 6556, Dec. 29, 2001>

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

(2) (Transitional Measures concerning Committees of Deliberation) Any counsel offered by the Committee of Deliberation on Vaccination under the previous provisions at the time this Act enters into force shall be deemed to be offered by the Committee of Deliberation on Vaccination or the Committee of Deliberation on Compensation for Vaccination-Related Damage, both of which are _____ established _____ pursuant _____ to _____ this _____ Act.

(3) (Transitional Measures concerning Time Limit for Compensation Decision) The cases of compensation application which is filed at the time of enforcement of this Act shall be governed by the amended provisions of [Article 54-2](#) (3).

ADDENDA <Act No. 6916, May 29, 2003>

Article 1 (Enforcement Date)

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

Articles 2 through 13

Omitted.

ADDENDA <Act No. 6962, Aug. 6, 2003>

This Act shall enter into force on the date of its promulgation: Provided, That the amended provisions of [Article 10-2](#) (2) and (4) shall enter into force six months after the _____ date _____ of _____ its _____ promulgation.

ADDENDA

<Act No. 7148, Jan. 29, 2004>

Article 1 (Enforcement Date)

This Act shall enter into force on the date of its promulgation: Provided, That the amended provisions of [Articles 40-6](#), [40-8](#) (1) 3 and 4 and [56-2](#) (1) shall enter into force on the date on which six months lapse after the promulgation of this Act.

Article 2 (Transitional Measure concerning Fine for Negligence)

The application of the fine for negligence to any act performed prior to the enforcement of this Act shall be governed by the previous provisions.

Article 3

Omitted.