

Content

Title :	Enforcement Rules of the Cultural Heritage Preservation Act 
Date :	2022.01.28
Legislative :	1.Announced on Feb. 22nd,1984 2.Amended on Dec. 19th,2001 3.Amended on Mar. 14th,2006 4.Amended on Nov. 27th,2009 5.Amended on Jun. 15th,2010 6.Amended on Aug. 31st,2015 7.Amended on Sep. 3th,2015 8.Amended on Jul. 27th,2017 9.Amended on Dec. 12th,2019 10.Amended on Jan. 28th,2022

Content : Article 14 The Cultural Heritage Review Committee (hereafter referred as the Committee) established by the competent authorities in accordance with Article 6 of the Act shall comply with the cultural heritage classifications by virtue of Article 3 of the Act and shall review the designation, registration, or revocation of various types of cultural heritage and other significant matters.

Prior to submitting cases of designation and registration of cultural heritage or registration and accreditation of cultural heritage preservation techniques and preservers to the Committee, the competent authorities, based on the classifications and characteristics of cultural heritage, shall establish task force to conduct heritage evaluation by taking into account of history, arts, science, and nature, thus a report of the heritage evaluation result shall be produced accordingly in which report shall include: member(s) of the task force, basic information of individual case, relevant meeting record(s), content of the heritage value evaluation and the evaluation result, etc.

If the cultural heritages are classified as monuments, historic buildings, commemorative buildings, groups of buildings, archeological sites, historic sites, cultural landscapes, natural landscapes or natural monuments, the heritage evaluation specified in the preceding paragraph shall include the impact evaluation for future preservation, management, and conservation, as well as the scopes of designation or registration.

Article 17 The evaluation procedure for the cultural heritage value shall be conducted before the disposing of the public buildings or affiliated facilities, or the buildings or affiliated facilities that were erected on public land (hereafter collectively referred as the buildings) constructed for more than 50 years under Article 15 of the Act. The evaluation procedure is stipulated as follows:

1. The owning or managing agency (or institution) of the buildings shall notify the local competent authorities to conduct evaluations before disposition.
2. When evaluating the cultural heritage, the competent authorities shall invite professionals and scholars or the Committee members of the concerned classification to conduct field survey or interviews, collect their opinions, and produce a record of field survey or interviews.
3. The competent authorities shall produce cultural heritage evaluation reports in which reports shall include the explanation of individual case's basic information, relevant meeting records, content of cultural heritage value evaluation, and the evaluation result, etc., based on the field survey or interview conclusions; and determine whether to initiate recording and tracing, review procedures of designation or registration, or take other appropriate monitoring measures according to suggestions of the reports.

The disposition referred to in Article 15 of the Act shall mean any change in property rights or addition, alteration, construction, or demolition of the building.

Cultural heritage evaluation conclusions shall be promulgated on the website of the competent authorities.

When the competent authorities conduct the cultural heritage evaluation under Paragraph 1, they may perform the evaluation on a case-by-case basis and the actual conditions, along with the procedures set forth in Article 14 and Article 60 of the Act.

Article 27-1 The competent authorities conduct the review committee's meeting and field survey according to Clause 2, Paragraph 1, Article 15 and Paragraph 1 of preceding Article, shall produce a record.

The record of preceding Paragraph, shall explicitly state the object of review or field survey, voting and nonvoting member, the statement or opinion of voting and nonvoting member, conclusion and reasoning, as well as other relevant materials.