



27 October 2020

(20-7461)

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Committee on Import Licensing

Original: English

AGREEMENT ON IMPORT LICENSING PROCEDURES

NOTIFICATION UNDER ARTICLE 5.1 TO 5.4 OF THE AGREEMENT¹

REPUBLIC OF KOREA

The following notification dated 8 October 2020, is being circulated at the request of the delegation of the Republic of Korea.

	Category	Notification details
1	Notifying Member	Republic of Korea
2	Title of new legislation/procedure	Act on Access to and Utilization of Genetic Resources and Benefit-Sharing
3	Date of Publication	17 January 2017
4	Date of entry into force	17 August 2017
5	Website link/ Official publication of the new regulation/procedure	http://www.law.go.kr/LSW/eng/engLsSc.do?menuId=2&section=lawNm&query=Act+on+Access+to+and+Utilization+of+Genetic+Resources+and+Benefit-Sharing&x=0&y=0
6	Have you attached a copy of the regulation (PDF) to the Secretariat	<input checked="" type="checkbox"/> Yes. (Please attach a copy of the regulation to the notification) <input type="checkbox"/> No.
7	Type of notification	<input checked="" type="checkbox"/> (a) New licensing regulation/procedure ² ; (please answer question 8 to 14) <input type="checkbox"/> (b) Changes to a regulation/procedure which has been previously notified in document: _____; (please answer question 15 and 16)
8	List of products subject to licensing	1. Ministry of Science and ICT: Bio-resources in accordance with the Act on the Acquisition, Management, and Utilization of Biological Research Resources; 2. Ministry of Agriculture, Food and Rural Affairs: Agricultural bio-resources in accordance with the Act on the Conservation, Management, and Use of Agricultural Bio-Resources; 3. Ministry of Health and Welfare: Pathogenic organism resources in accordance with the Act on the Promotion of Collection, Management, and Utilization of Pathogen Resources; 4. Ministry of Environment: Biological resources in the field of wildlife in accordance with the Wildlife Protection and Management Act and biological resources in accordance with the Act on the Conservation and Use of Biological Diversity; 5. Ministry of Oceans and Fisheries: Marine and fisheries bio-resources in accordance with the Act on Securing, Management, Use, etc. of Marine and Fisheries Bio-Resources.

¹ It is understood that the notifying Member has also completed its notification obligations under Article 1.4(a) and Article 8.2(b) regarding the relevant law/regulation/procedure notified for by filling this form in a full and complete manner.

² "New licensing regulation/procedure" is understood to refer to any newly introduced law, regulation or procedure, and those which are in force but being notified for the first time to the Committee.

	Category	Notification details
		Imports may be carried out under the following condition: Anyone who (foreigners, overseas Koreans, foreign institutions, international organizations etc) seeks access to domestic genetic resources, shall report such access to the head of the Competent National Authority
9	Nature of licensing	Automatic: <input type="checkbox"/> Non-Automatic: <input checked="" type="checkbox"/>
10	Administrative purpose/measure being implemented	(a) <input type="checkbox"/> Protect public morals; (b) <input checked="" type="checkbox"/> Protect human, animal or plant life and health; protect environment; (c) <input type="checkbox"/> Collect trade statistics or market surveillance; (d) <input type="checkbox"/> Protection of patents, trademarks and copyrights, and the prevention of deceptive practices; (e) <input type="checkbox"/> Pursue obligations under the UN Charter and other international treaties (i.e. CITES, Basel Convention, Rotterdam Convention, UNSC Resolutions etc.) (f) <input type="checkbox"/> Quota (including TRQ) administration; (g) <input type="checkbox"/> Regulate imports of arms, ammunition or fissionable materials and safeguard national security; (h) <input type="checkbox"/> Other: _____ (please specify)
11	Administrative body(ies) for submission of applications	<p>Ministry/authority and Department: Ministry of Science and ICT Address: 194, Gareum-ro, Sejong-si, 30121, Republic of Korea Website: https://www.msit.go.kr/english/main/main.do Telephone: +82-44-202-4562</p> <p>Ministry/authority and Department: Ministry of Agriculture, Food and Rural Affairs Address: 94, Dasom 2-ro, Sejong-si, 30110, Republic of Korea Website: https://www.mafra.go.kr/sites/mafra/index.do Telephone: +82-44-201-2475</p> <p>Ministry/authority and Department: Ministry of Health and Welfare Address: 13, Doum 4-ro, Sejong-si, 30113, Republic of Korea Website: http://www.mohw.go.kr/eng/index.jsp Telephone: +82-44-202-2944</p> <p>Ministry/authority and Department: Ministry of Environment Address: 11, Doum 6-Ro, Sejong-si, 30103, Republic of Korea Website: http://eng.me.go.kr/eng/web/main.do Telephone: +82-44-201-7251</p> <p>Ministry/authority and Department: Ministry of Oceans and Fisheries Address: 94, Dasom 2ro, Sejong-si, 30110, Republic of Korea Website: http://www.mof.go.kr/eng/index.do Telephone: +82-44-200-5671</p>
12	Contact point for information on eligibility	<p>Ministry/authority and Department: Ministry of Science and ICT Address: 194, Gareum-ro, Sejong-si, 30121, Republic of Korea Website: https://www.msit.go.kr/english/main/main.do Telephone: +82-44-202-4562</p> <p>Ministry/authority and Department: Ministry of Agriculture, Food and Rural Affairs Address: 94, Dasom 2-ro, Sejong-si, 30110, Republic of Korea Website: https://www.mafra.go.kr/sites/mafra/index.do Telephone: +82-44-201-2475</p> <p>Ministry/authority and Department: Ministry of Health and Welfare Address: 13, Doum 4-ro, Sejong-si, 30113, Republic of Korea Website: http://www.mohw.go.kr/eng/index.jsp Telephone: +82-44-202-2944</p> <p>Ministry/authority and Department: Ministry of Environment Address: 11, Doum 6-Ro, Sejong-si, 30103, Republic of Korea Website: http://eng.me.go.kr/eng/web/main.do Telephone: +82-44-201-7251</p>

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13	Expected duration of licensing procedure	There is no related regulation
14	A summary of the notification in one of the WTO official languages	The purpose of this Act is to provide for necessary matters for implementing the Nagoya Protocol on Access to and the Fair and Equitable Sharing of Benefits Arising from their Utilization to the Convention on Biological Diversity; and for those for promoting the fair and equitable sharing of the benefits arising from accessing and using genetic resources and traditional knowledge associated with genetic resources thereby contributing to the conservation and sustainable use of biological diversity, improving the lives of the people, and promoting international cooperation. Anyone who (foreigners, overseas Koreans, foreign institutions, international organizations etc) seeks access to domestic genetic resources, they shall report such access to the head of the Competent National Authority
15	In the case of 7(b), please indicate the type of new change(s)	<p>(a) <input type="checkbox"/> Termination</p> <p>(b) <input type="checkbox"/> Suspension</p> <p>(c) <input type="checkbox"/> Modification of specific details in existing procedures:</p> <p><input type="checkbox"/> Product coverage;</p> <p><input type="checkbox"/> Administrative purpose;</p> <p><input type="checkbox"/> Automatic or Non-automatic;</p> <p><input type="checkbox"/> Duration of licensing;</p> <p><input type="checkbox"/> Change the nature of quantity/value restriction;</p> <p><input type="checkbox"/> Eligibility of applicants;</p> <p><input type="checkbox"/> Contact information on eligibility;</p> <p><input type="checkbox"/> Administrative body(ies) for submission of application;</p> <p><input type="checkbox"/> Documentation requirements (including application form);</p> <p><input type="checkbox"/> Period for Application;</p> <p><input type="checkbox"/> Administrative body(ies) to issue licence;</p> <p><input type="checkbox"/> Processing time for issuing licence;</p> <p><input type="checkbox"/> Licence fee/administrative charge;</p> <p><input type="checkbox"/> Deposit/advance payment and relevant conditions;</p> <p><input type="checkbox"/> Appeal regulations/procedures;</p> <p><input type="checkbox"/> Validity of licence;</p> <p><input type="checkbox"/> Other conditions of licence (extension, transferability, penalty of non-use etc.);</p> <p><input type="checkbox"/> Foreign exchange requirements;</p> <p><input type="checkbox"/> Other: _____ (please specify).</p>
16	Please elaborate the changes in detail (in one of the WTO official languages)	