AGRICULTURAL AND FISHERY DISASTER INSURANCE ACT

Act No. 9477, Mar. 5, 2009
Amended by Act No. 10522, Mar. 31, 2011
Act No. 10937, Jul. 25, 2011
Act No. 11564, Dec. 18, 2012
Act No. 11698, Mar. 23, 2013
Act No. 12729, Jun. 3, 2014

Article 1 (Purpose)
The purpose of this Act is to contribute to the stability in management of agriculture and fisheries and the improvement of productivity in agriculture and fisheries and the balanced development of the national economy, by providing for the matters concerning agricultural and fishery disaster insurance designed to cover losses from property damage caused by agricultural and fishery disasters to agricultural crops, forestry products, cultured fishery products, livestock, and facilities for agriculture and fisheries.

<Amended by Act No. 10937, Jul. 25, 2011>

Article 2 (Definitions)
The terms used in this Act shall be defined as follows: <Amended by Act No. 10937, Jul. 25, 2011; Act No. 11698, Mar. 23, 2013>

1. The term "agricultural or fishery disaster" means a natural disaster, damage by blight and harmful insects, tidal damage, a disease, or a fire that occurs in or to agricultural crops, forestry products, livestock, or agricultural facilities (hereinafter referred to as “agricultural disaster”) and a natural disaster, a disease, or a fire that occurs in or to cultured fishery products or fisheries facilities (hereinafter referred to as “fishery disaster”);
2. The term "agricultural and fishery disaster insurance" means insurance to cover losses resulting from property damage caused by agricultural or fishery disasters;
3. The term "amount of insurance coverage" means an amount agreed by an insurance policyholder and an insurer on the maximum amount of compensation under insurance for losses sustained by the insurance policyholder as a result of property damage caused by agricultural or fishery disasters;
4. The term "insurance premium" means an amount that an insurance policyholder shall pay to an insurer in accordance with an agreement between the insurance policyholder and the insurer;
5. The term "insurance proceeds" means an amount that an insurer shall pay to an insurance policyholder in accordance with an agreement between the insurance policyholder and the insurer where the insurance policyholder sustains losses as a result of property damage caused by a disaster;
6. The term "pilot program" means an insurance program implemented in a limited area for a certain period to verify the utility of, and the feasibility of implementing, the agricultural and fishery insurance program (hereinafter referred to as the "disaster insurance program") before nationwide implementation of the disaster insurance program.

Article 3 (Deliberative Committee)

(1) A Deliberative Committee on Agricultural Disaster Insurance and a Deliberative Committee on Fishery Disaster Insurance shall be established under the Minister of Agriculture, Food and Rural Affairs and the Minister of Oceans and Fisheries, respectively, for deliberation on the following matters concerning agricultural and fishery disaster insurance (hereinafter referred to as "disaster insurance") and agricultural and fishery disaster re-insurance (hereinafter referred to as "re-insurance") under this Act:

1. Matters concerning selection of subject matters of disaster insurance;
2. Matters concerning the scope of disasters covered by disaster insurance;
3. Matters concerning the financial support for the disaster insurance program;
4. Matters concerning methods and procedures for the assessment of losses;
5. Matters concerning the extent of Government's responsibility for the agricultural and fishery re-insurance program (hereinafter referred to as the "re-insurance program");
6. Matters concerning reasonableness of revenues and expenditures of funds relating to the re-insurance program;
7. Matters requiring deliberation by the Deliberative Committee on Agricultural Disaster Insurance or the Deliberative Committee on Fishery Disaster Insurance (hereinafter referred to as the “Deliberative Committee”) under other Acts;
8. Other matters deemed necessary by the Minister of Agriculture, Food and Rural Affairs or the Minister of Oceans and Fisheries.

(2) The Deliberative Committee shall be comprised of not more than 21 members, including one chairperson and one vice chairperson.

(3) The Vice Minister of Agriculture, Food and Rural Affairs and the Vice Minister of Oceans and Fisheries shall be the chairperson of each Deliberative Committee, and the vice chairperson thereof shall be elected by and from among the respective Deliberative Committee members. <Amended by Act No. 11698, Mar. 23, 2013>

(4) The members of each Deliberative Committee shall be appointed or commissioned by the Minister of Agriculture, Food and Rural Affairs or the Minister of Oceans and Fisheries from among persons falling under any of the following categories. In such cases, at least one person from each of the following categories shall be included as committee members: <Amended by Act No. 10937, Jul. 25, 2011; Act No. 11698,
Article 4 (Types, etc. of Disaster Insurance)

The types of disaster insurance shall include disaster insurance for agricultural crops, disaster insurance for forest products, disaster insurance for livestock, and disaster insurance for cultured fishery products. The Minister of Agriculture, Food and Rural Affairs shall be responsible for matters concerning disaster insurance for agricultural crops, disaster insurance for forest products, and disaster insurance for livestock, and the Minister of Oceans and Fisheries shall be responsible for matters concerning disaster insurance for cultured fishery products. <Amended by Act No. 10937, Jul. 25, 2011; Act No. 11698. Mar. 23, 2013>

Article 5 (Subject Matter of Insurance)

The subject matter of insurance shall be divided into the following categories, and further specific scope thereof shall be prescribed by Presidential Decree, taking into account the utility of and the feasibility of implementing insurance: <Amended by Act No. 10937, Jul. 25, 2011>

1. Disaster insurance for agricultural crops: Agricultural crops and facilities for agriculture;
1-2. Disaster insurance for forestry products: Forestry products and facilities for forestry;
2. Disaster insurance for livestock: Livestock and facilities for livestock industry;
3. Disaster insurance for cultured fishery products: Cultured fishery products and facilities for cultured fisheries.

Article 6 (Scope of Coverage)

The scope of disasters covered by disaster insurance shall be prescribed by Presidential Decree, taking into consideration frequency of occurrence of disasters at issue, severity of damage, and objective methods for assessment of damage.
Article 7 (Persons Eligible for Insurance)
A person eligible for disaster insurance shall be an individual or legal entity engaged in agriculture, forestry, livestock industry, or cultured fisheries, and further specific eligibility criteria for the insurance shall be prescribed by Presidential Decree.

Article 8 (Insurers)
(1) The following persons may engage in the disaster insurance program:  
   <Amended by Act No. 10937, Jul. 25, 2011>
   1. Deleted. <by Act No. 10522, Mar. 31, 2011>;
   2. The National Federation of Fisheries Cooperatives under the Fisheries Cooperatives Act (hereinafter referred to as the "National Federation of Fisheries Cooperatives");
   2-2. The National Forestry Cooperative Federation under the Forestry Cooperatives Act;
   3. An insurance company under the Insurance Business Act.

(2) Any person who intends to engage in the disaster insurance program pursuant to paragraph (1) shall enter into an agreement with the Minister of Agriculture, Food and Rural Affairs or the Minister of Oceans and Fisheries for the disaster insurance program.  
   <Amended by Act No. 11698, Mar. 23, 2013>

(3) Any person who intends to enter into the agreement under paragraph (2) shall submit each of the following documents to the Minister of Agriculture, Food and Rural Affairs or the Minister of Oceans and Fisheries:  
   <Amended by Act No. 11698, Mar. 23, 2013>
   1. A business manual, an insurance terms and conditions and a manual for calculation of insurance premiums and policy reserve;
   2. Other documents specified by Presidential Decree.

(4) Matters necessary for entering into the agreement for the disaster insurance program pursuant to paragraph (2) shall be prescribed by Presidential Decree.

Article 9 (Determination of Insurance Premium Rates)
Any person who enters into an agreement with the Minister of Agriculture, Food and Rural Affairs or the Minister of Oceans and Fisheries for the disaster insurance program pursuant to Article 8 (2) (hereinafter referred to as "disaster insurer") shall determine insurance premium rates for disaster insurance depending on each type of subject matter of insurance or each compensation method, on the basis of objective and reasonable statistical data and shall determine insurance premium rates depending on each unit of administrative district or region specified by Presidential Decree.  
   <Amended by Act No. 11698, Mar. 23, 2013>

Article 10 (Solicitation of Insurance Contracts)
(1) Persons who are qualified to solicit disaster insurance shall be as follows:  
   <Amended by Act No. 10522, Mar. 31, 2011; Act No. 10937, Jul. 25, 2011>
   1. Executive officers and employees of the National Federation of Fisheries Cooperatives or the National Forestry Cooperative Federation and its member cooperatives;
2. Persons who are the recruiting agents for the mutual-aid service under the mutual-aid provisions prescribed in Article 60 (including cases to which Articles 108, 113, and 168 apply mutatis mutandis) of the Fisheries Cooperatives Act and who are approved by the Chairperson of the National Federation of Fisheries Cooperatives or the head of its member cooperatives;

2-2. Persons who are the recruiting agents for the mutual-aid service under the mutual-aid provisions prescribed in Article 48 (including cases to which Article 122 apply mutatis mutandis) of the Forestry Cooperatives Act and who are approved by the Chairperson of the National Forestry Cooperative Federation or the heads of its member cooperatives;

3. Persons who are qualified to solicit insurance pursuant to Article 83 (1) of the Insurance Business Act.

(2) Articles 95, 97, and 98 of the Insurance Business Act shall apply mutatis mutandis to the informative materials for disaster insurance that may be used by the persons engaged in solicitation of disaster insurance pursuant to paragraph (1) and the activities prohibited for such persons: Provided, That Article 95 (1) 5 of the Insurance Business Act shall not apply mutatis mutandis where the disaster insurer is the National Federation of Fisheries Cooperatives or the National Forestry Cooperative Federation; and notwithstanding Article 98 of the Insurance Act, where a cooperative under the Agricultural Cooperatives Act, the Fisheries Cooperatives Act, or the Forestry Cooperatives Act subsidizes part of the premiums of an insurance product under this Act for its members, this shall not be deemed the provision of special benefits relating to the execution or solicitation of the relevant insurance contract. <Amended by Act No. 10522, Mar. 31, 2011; Act No. 10937, Jul. 25, 2011; Act No. 11564, Dec. 18, 2012>

Article 11 (Assessment of Damage)

(1) Any disaster insurer may retain a person who has knowledge of and experience with the subject matter of insurance or other relevant expert as a damage assessor, or place a certified damage assessor under Article 11-2 (hereinafter referred to as "certified damage assessor") or a certified damage adjuster under Article 186 of the Insurance Business Act in charge of assessment of damage. <Amended by Act No. 10522, Mar. 31, 2011; Act No. 10937, Jul. 25, 2011; Act No. 11564, Dec. 18, 2012>

(2) Any damage assessor under paragraph (1), certified damage assessor and certified damage adjuster under Article 186 of the Insurance Business Act shall assess damages in compliance with the guidelines for the assessment of damage prescribed and publicly notified by the Minister of Agriculture, Food and Rural Affairs or the Minister of Oceans and Fisheries. In such cases, no facts shall be concealed nor shall any false statement be made in the assessment of damage. <Amended by Act No. 11698, Mar. 23, 2013; Act No. 12729, Jun. 3, 2014>

(3) Where the Minister of Agriculture, Food and Rural Affairs or the Minister of Oceans and Fisheries intends to publicly notify the guidelines for assessment of damage under paragraph (2), he/she shall consult with the Financial Services Commission in advance. <Amended by Act No. 11698, Mar. 23, 2013>

(4) Required qualifications for the persons who may be retained as a damage assessor pursuant to paragraph (1) and matters necessary for matters such as on-the-job training of such persons shall be
prescribed by Presidential Decree.

Article 11-2 (Certified Damage Assessors)
The Minister of Agriculture, Food and Rural Affairs shall operate a certified damage assessor system to promote fair and objective damage assessment.

Article 11-3 (Affairs of Certified Damage Assessors)
A certified damage assessor shall conduct the following affairs concerning disaster insurance for agricultural crops and disaster insurance for livestock:
1. Ascertainment of damage incurred;
2. Assessment of the insurance value and damages;
3. Other matters necessary for damage assessment.

Article 11-4 (Examination, etc. for Certified Damage Assessors)
(1) Any person who intends to be a certified damage assessor shall pass the examination to qualify as certified damage assessors conducted by the Minister of Agriculture, Food and Rural Affairs.
(2) Any person who meets standards prescribed by Presidential Decree, who is deemed to have expert knowledge of and experience in the subject matter of insurance or related fields, shall be exempt from some of the subjects for the examination to qualify as certified damage assessors.
(3) No person in whose case two years have not passed from the date his/her qualification as a certified damage assessor was cancelled pursuant to Article 11-5 shall apply for the qualifying examination for certified damage assessors under paragraph (1).
(4) Necessary matters concerning the implementation of qualifying examinations for certified damage assessors, subjects for examination, exemption from subjects for examination, methods of examination, criteria for passing such examinations, issuance of certificates of qualification, and other similar matters under paragraphs (1) and (2), shall be prescribed by Presidential Decree.

Article 11-5 (Revocation of Qualifications as Certified Damage Assessors)
The Minister of Agriculture, Food and Rural Affairs may revoke qualifications of persons falling under any of the following as certified damage assessors:
1. Any person who has acquired a qualification as a certified damage assessor by deception or other fraudulent means;
2. Any person who conducts damage assessment deceptively;
3. Any person who requires another person to conduct affairs of a certified damage assessor or lends his/her certificate of qualification to another person.

Article 11-6 (Supervision of Certified Damage Assessors)
Where the Minister of Agriculture, Food and Rural Affairs deems that a certified damage assessor is negligent in performing his/her duties or engages in an inappropriate conduct while performing his/her duties, he/she may order such certified damage assessor to suspend his/her business for a specified period of up to one year.
Article 12 (Protection of Beneficial Rights)
No right to receive disaster insurance proceeds shall be subject to seizure: Provided, That the foregoing
shall not apply where the subject matter of the insurance is delivered as security.

Article 13 (Succession to Rights and Obligations by Transfer of Subject Matter of Insurance)
If a disaster insurance policyholder transfers to a third person the subject matter insured by the disaster
insurance, it shall be presumed that the transferee succeeds to the rights and obligations of the transferor
under the disaster insurance contract.

Article 14 (Entrustment of Business Affairs)
Any disaster insurer may entrust a person specified by Presidential Decree with some business affairs of
the disaster insurance, such as solicitation of insurance contracts and assessment of damage if necessary
for efficiently conducting the disaster insurance program.

Article 15 (Separate Accounting)
Every disaster insurer shall keep separate accounts for the disaster insurance program from other accounts
for the purpose of accounting to make clear profits and losses thereon.

Article 16 (Accumulation of Policy Reserve, etc.)
(1) Every disaster insurer shall accumulate policy reserve and emergency risk reserve, prescribed by
Presidential Decree for each type of the disaster insurance under Article 4 for each fiscal term and keep
the records thereof in separate account books.

(2) Matters necessary for the accumulation of the policy reserve and emergency risk reserve under
paragraph (1) shall be prescribed by Presidential Decree.

Article 17 (Mediation of Disputes)
Mediation of disputes arising in connection with the disaster insurance shall be governed by Articles 51
and 57 of the Act on the Establishment, etc. of Financial Services Commission.

Article 18 (Application of the Insurance Business Act)
For the purpose of the disaster insurance program under this Act, Articles 102, 104 through 107, 118 (1),
119, 124, 127, 128, 131 through 133, 134 (1), 136, 162, 176, and 181 (1) of the Insurance Business Act
shall apply. In such cases, the term "insurance company" shall be construed as "insurer".

Article 19 (Financial Support)
(1) The Government may subsidize some insurance premiums borne by disaster insurance policyholders
and all or some expenses incurred by disaster insurers for operation and management of disaster insurance
(hereinafter referred to as "operating expenses") within budgetary limits. In such cases, a local government
may additionally subsidize some insurance premiums borne by disaster insurance policyholders, within
budgetary limits. <Amended by Act No. 10937, Jul. 25, 2011>

(2) The Minister of Agriculture, Food and Rural Affairs, the Minister of Oceans and Fisheries, and the
head of each local government shall pay the subsidies under paragraph (1) to disaster insurers. <Amended
by Act No. 10937, Jul. 25, 2011; Act No. 11698, Mar. 23, 2013>
(3) Notwithstanding paragraph (1), the Government shall not provide any financial support to a person who purchases a disaster insurance policy for the same subject matter for which the person carries a storm and flood insurance policy under the Storm and Flood Insurance Act.

(4) Matters necessary for the method of, and the procedure for, subsidization of insurance premiums and operating expenses under paragraph (1) shall be prescribed by Presidential Decree.

**Article 20 (Re-insurance Program)**

(1) The Government may implement a re-insurance program for disaster insurance.

(2) The Minister of Agriculture, Food and Rural Affairs or the Minister of Oceans and Fisheries shall enter into a re-insurance policy that contains the following matters, with disaster insurers who intend to purchase re-insurance: <Amended by Act No. 11698, Mar. 23, 2013>

1. Matters concerning the insurance premiums that a disaster insurer shall pay to the Government (hereinafter referred to as "re-insurance premiums");
2. Matters concerning the insurance proceeds that the Government shall pay (hereinafter referred to as "re-insurance proceeds");
3. Other matters prescribed by Presidential Decree with regard to the re-insurance policy, such as re-insurance fee.

(3) The Minister of Agriculture, Food and Rural Affairs may entrust some affairs concerning the re-insurance program to a person prescribed by Presidential Decree after consultation with the Minister of Oceans and Fisheries. < Newly Inserted by Act No. 12729, Jun. 3, 2014>

**Article 21 (Establishment of Fund)**

In consultation with the Minister of Oceans and Fisheries, the Minister of Agriculture, Food and Rural Affairs shall jointly establish a fund for agricultural and fishery disaster re-insurance (hereinafter referred to as the "Fund") in order to procure financial resources necessary for the re-insurance program. <Amended by Act No. 11698, Mar. 23, 2013>

**Article 22 (Sources of Fund)**

(1) The Fund shall be raised from the following financial resources:

1. Re-insurance premiums received pursuant to Article 20 (2) 1;
2. Contributions from the Government, any person other than the Government, and other Funds;
3. Re-insurance proceeds recovered;
4. Earnings from the operation of the Fund and other revenues;
5. Borrowings under paragraph (2).

(2) Where deemed necessary for the operation of the Fund, the Minister of Agriculture, Food and Rural Affairs may borrow money, at the expense of the Fund, from financial institutions, other funds, or other accounts under the Fund in consultation with the Minister of Oceans and Fisheries. <Amended by Act No. 11698, Mar. 23, 2013>

**Article 23 (Use of Fund)**
The Fund shall be appropriated for the following purposes: <Amended by Act No. 11698, Mar. 23, 2013>
1. Payment of re-insurance proceeds under Article 20 (2);  
2. Repayment of principal and interest of borrowings under Article 22 (2);  
3. Disbursement of expenses incurred for the management and operation of the Fund (including expenses for entrusted business affairs);  
4. Disbursement of other expenses that the Minister of Agriculture, Food and Rural Affairs deems necessary for the maintenance and improvement of the re-insurance program in consultation with the Minister of Oceans and Fisheries.

Article 24 (Management and Operation of Fund)
(1) The Fund shall be managed and operated by the Minister of Agriculture, Food and Rural Affairs in consultation with the Minister of Oceans and Fisheries. <Amended by Act No. 11698, Mar. 23, 2013>  
(2) After consultation with the Minister of Oceans and Fisheries, the Minister of Agriculture, Food and Rural Affairs may entrust a person specified by Presidential Decree with some administrative affairs concerning the management and operation of the Fund. <Amended by Act No. 11698, Mar. 23, 2013>  
(3) Matters necessary for the management and operation, other than those prescribed in paragraphs (1) and (2), shall be prescribed by Presidential Decree.

Article 25 (Accounting Authorities Responsible for Fund)
(1) The Minister of Agriculture, Food and Rural Affairs shall appoint, after consultation with the Minister of Oceans and Fisheries, a fund revenue collection officer, a fund treasurer, a fund disbursement officer, and a fund cashier-officer from among public officials under his/her control to conduct administrative affairs concerning revenues and expenditures of the Fund. <Amended by Act No. 11698, Mar. 23, 2013>  
(2) In entrusting administrative affairs concerning the management and operation of the Fund pursuant to Article 24 (2), the Minister of Agriculture, Food and Rural Affairs shall appoint, in consultation with the Minister of Oceans and Fisheries, an executive officer responsible for revenues of the Fund and an executive officer responsible for incurring expenditure of the Fund from among executive officers of the institution to whom the business affairs are entrusted and a fund disburser and a fund cashier from among employees of the institution. In such cases, the executive officer responsible for revenues of the Fund shall perform the duties of a fund revenue collection officer, the executive officer responsible for incurring expenditure of the Fund the duties of a fund treasurer, the fund disburser the duties of a fund disbursement officer, and the fund cashier the duties of a fund cashier-officer. <Amended by Act No. 11698, Mar. 23, 2013>  

Article 25-2 (Management of Agricultural Disaster Insurance Program)
(1) The Minister of Agriculture, Food and Rural Affairs shall conduct the following affairs to efficiently promote the disaster insurance program (excluding disaster insurance for cultured fishery products; hereinafter the same shall apply in this Article):  
   1. Management and supervision of the disaster insurance program;  
   2. Research on and dissemination of products insuring against disasters;
3. Production of statistics related to disasters and the establishment and analysis of database;
4. Fostering of damage assessment human resources;
5. Research into, development of, and dissemination of damage assessment techniques.

(2) The Minister of Agriculture, Food and Rural Affairs may entrust the following affairs to persons prescribed by Presidential Decree:
1. Affairs under paragraph (1) 1 through 5;
2. Affairs related to entering into agreements on the disaster insurance program under Article 8 (2);
3. Affairs related to the operation of the certified damage assessor system under Article 11-2;
4. Other affairs entrusted by the Minister of Agriculture, Food and Rural Affairs in relation to the disaster insurance program.

Article 26 (Collection and Management, etc. of Statistics)
(1) The Minister of Agriculture, Food and Rural Affairs or the Minister of Oceans and Fisheries shall collect and manage statistical data necessary for the operation and development of insurance products, such as the current status of subject matter of insurance, the scale of damage and causes for damage, and may request the heads of relevant central administrative agencies and local governments to provide necessary data. <Amended by Act No. 11698, Mar. 23, 2013>
(2) The head of the relevant central administrative agency or local government shall, upon receiving a request for data pursuant to paragraph (1), comply with the request, unless there is a compelling reason not to do so.
(3) In order to ensure the sound operation of the disaster insurance program, the Minister of Agriculture, Food and Rural Affairs or the Minister of Oceans and Fisheries shall prepare promotional measures for surveys and research for the development of disaster insurance systems and products, the development of related technology, the training of experts, and other relevant matters. <Amended by Act No. 11698, Mar. 23, 2013>
(4) The Minister of Agriculture, Food and Rural Affairs or the Minister of Oceans and Fisheries may entrust a person prescribed by Presidential Decree with business affairs for matters such as collection and management of statistics under paragraph (1) and surveys and research under paragraph (3). <Amended by Act No. 11698, Mar. 23, 2013>

Article 27 (Pilot Programs)
(1) A disaster insurer may implement a pilot program, in consultation with the Minister of Agriculture, Food and Rural Affairs or the Minister of Oceans and Fisheries, where deemed necessary, such as where he/she intends to introduce a new insurance product. <Amended by Act No. 11698, Mar. 23, 2013>
(2) The Government may provide support necessary for the smooth operation of a pilot program.
(3) Detailed matters concerning implementation of pilot programs under paragraphs (1) and (2) shall be prescribed by Presidential Decree.

Article 28 (Facilitation of Purchases of Insurance)
In order to promote purchases of disaster insurance, the Government may conduct educational programs and public relations activities and provide insurance purchasers with support, such as policy-oriented funds and credit guarantees.

**Article 29 (Reporting)**

The Minister of Agriculture, Food and Rural Affairs or the Minister of Oceans and Fisheries may require a disaster insurer to report the status of business concerning the disaster insurance program or to submit relevant documents where deemed necessary for the sound operation of the disaster insurance and the protection of disaster insurance policyholders. *Amended by Act No. 11698, Mar. 23, 2013*

**Article 29-2 (Hearings)**

Where the Minister of Agriculture, Food and Rural Affairs intends to issue a disposition for any of the following, he/she shall hold a hearing:

1. Cancellation of qualification as a certified damage assessor under Article 11-5;
2. Suspension of business of a certified damage assessor under Article 11-6.

**Article 30 (Penalty Provisions)**

(1) Any person who provides money or goods as referred to in Article 98 of the Insurance Business Act (referring to a promise to pay insurance proceeds in cases of subparagraph 3 of the aforesaid Article), which shall apply mutatis mutandis pursuant to Article 10 (2), or any insurance policyholder who requests and receives money or goods in such manner shall be punished by imprisonment with labor not exceeding three years or by a fine not exceeding twenty million won.

(2) A person falling under any of the following subparagraphs shall be punished by imprisonment with labor not exceeding one year or by a fine not exceeding ten million won:

   1. A person who conducts solicitation, in violation of Article 10 (1);
   2. A person who intentionally conceals any fact or makes a false statement in assessment of damage, in violation of the latter part of Article 11 (2);

(3) Any person who violates Article 15 in performing accounting shall be punished by a fine not exceeding five million won.

**Article 31 (Joint Penalty Provisions)**

If the representative of a corporation or an agent, an employee, or a servant of a corporation or an individual commits an offense under Article 30 in the scope of the business of the corporation or the individual, not only shall such an offender be punished accordingly, but the corporation or the individual shall be also punished by the fine prescribed in the aforesaid Article: Provided, That the foregoing shall not apply where such corporation or individual has not been negligent in giving considerable attention supervision in connection with the business in order to prevent such offense.

**Article 32 (Administrative Fines)**

(1) A disaster insurer who violates Article 95 of the Insurance Business Act, which shall apply mutatis mutandis pursuant to Article 10 (2), in providing information on insurance shall be punished by an administrative fine of not exceeding ten million won.
(2) A promoter, an incorporator, an executive officer, a managerial employee, an ordinary managerial employee, a bankruptcy administrator, or a liquidator of any disaster insurer shall be punished by an administrative fine of not exceeding five million won if he/she falls under any of the following:

1. If he/she fails to accumulate policy reserve or emergency risk reserve or keep records thereof in books, in violation or Article 16 (1);
2. If he/she violates an order issued pursuant to Article 131 (1), (2), or (4) of the Insurance Business Act, which shall apply pursuant to Article 18;
3. If he/she refuses, interferes with, or evades an inspection under Article 133 of the Insurance Business Act, which shall apply pursuant to Article 18.

(3) A person falling under any of the following shall be punished by an administrative fine of not exceeding five million won:

1. A person who violates Article 95 of the Insurance Business Act, which shall apply mutatis mutandis pursuant to Article 10 (2), in providing information on insurance and who is not a disaster insurer;
2. A person who commits any prohibited act in relation to the execution or solicitation of an insurance contract, in violation of Article 97 (1) of the Insurance Business Act, which shall apply mutatis mutandis pursuant to Article 10 (2);
3. A person who fails to submit a report or relevant documents under Article 29 or who submits a false report or document.

(4) Administrative fines under paragraphs (1), (2) 1, and (3) shall be imposed and collected by the Minister of Agriculture, Food and Rural Affairs or the Minister of Oceans and Fisheries, and administrative fines under paragraph (2) 2 and 3 shall be imposed and collected by the Financial Services Commission, as prescribed by Presidential Decree. <Amended by Act No. 11698, Mar. 23, 2013>

ADDENDA

Article 1 (Enforcement Date)

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

Article 2 (Repeal of Other Act)

The Act on Accident Insurance for Cultured Fishery Products is hereby repealed.

Article 3 (Transitional Measure Following Amendment of the Crop Disaster Insurance Act)

Crop disaster insurance contracts and crop disaster insurance re-insurance contracts, the liability term for which already began before this Act enters into force, shall be governed by the previous Crop Disaster Insurance Act.

Article 4 (Transitional Measure Following Repeal of the Act on Accident Insurance for Cultured Fishery Products)

Accident insurance contracts and accident re-insurance contracts for cultured fishery products, the liability term for which already began before this Act enters into force, shall be governed by the previous Act on Accident Insurance for Cultured Fishery Products.
Article 5 (Transitional Measure concerning Fund for Crop Disaster Re-insurance and Fund for Accident Re-insurance for Cultured Fishery Products)

(1) The pre-existing fund for crop disaster re-insurance under Article 14-3 of the previous Crop Disaster Insurance Act as at the time this Act enters into force shall be deemed the agricultural and fishery disaster re-insurance fund under this Act.

(2) Assets, claims, liabilities, and other rights and obligations that belong to the fund for accident disaster re-insurance for cultured fishery products under the Act on Accident Insurance for Cultured Fishery Products, which is repealed by the enforcement of this Act, shall be transferred to the agricultural and fishery disaster re-insurance fund under this Act.

Article 6 (Transitional Measure concerning Dispositions)

Dispositions and measures made or taken and other acts done by or to an administrative agency pursuant to the previous Crop Disaster Insurance Act or the previous Act on Accident Insurance for Cultured Fishery Products as at the time this Act enters into force shall be deemed dispositions and measures made or taken and acts done by or to the administrative agency pursuant to this Act.

Article 7 (Transitional Measure concerning Penalty Provisions)

In applying penalty provisions or imposing an administrative fine for acts committed before this Act enters into force shall be governed by the previous Crop Disaster Insurance Act or the previous Act on Accident Insurance for Cultured Fishery Products.

Article 8 Omitted.

Article 9 (Relation with other Acts)

Citations to the previous Crop Disaster Insurance Act and the previous Act on Accident Insurance for Cultured Fishery Products and the provisions thereof, if any, by other Acts and subordinate statutes as at the time this Act enters into force shall be deemed citations to this Act or the corresponding provisions thereof in lieu of the previous provisions if such corresponding provisions exist in this Act.

ADDENDA <Act No. 10522, Mar. 31, 2011>

Article 1 (Enforcement Date)

This Act shall enter into force on March 2, 2012. <Proviso Omitted.>

Articles 2 through 28 Omitted.

ADDENDUM <Act No. 10937, Jul. 25, 2011>

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

ADDENDUM <Act No. 11564, Dec. 18, 2012>

This Act shall enter into force on the date of its promulgation.
Article 1 (Enforcement Date)

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

Article 2 (Transitional Measure concerning the Deliberative Committee on Agricultural and Fishery Disaster Insurance)

The Deliberative Committee on Agricultural and Fishery Disaster Insurance established under the Minister for Food, Agriculture, Forestry and Fisheries in accordance with the previous provisions as at the time this Act enters into force shall be deemed the Deliberative Committee on Agricultural Disaster Insurance or the Deliberative Committee on Fishery Disaster Insurance established in accordance with the amended provisions of Article 3 until the Deliberative Committee on Agricultural Disaster Insurance or the Deliberative Committee on Fishery Disaster Insurance is newly established in accordance with the amended provisions of Article 3.

Article 3 (Transitional Measure concerning Disaster Insurers)

A person who has entered into an agreement with the Minister for Food, Agriculture, Forestry and Fisheries for a disaster insurance program in accordance with the previous provisions as at the time this Act enters into force shall be deemed entered into an agreement with the Minister of Agriculture, Food and Rural Affairs or the Minister of Oceans and Fisheries for a disaster insurance program in accordance with the amended provisions of Article 8 (2).

Article 4 (Transitional Measure concerning Re-insurers)

A person who has entered into a re-insurance policy with the Minister for Food, Agriculture, Forestry and Fisheries in accordance with the previous provisions as at the time this Act enters into force shall be deemed entered into a re-insurance policy with the Minister of Agriculture, Food or Rural Affairs or the Minister of Oceans and Fisheries in accordance with the amended provisions of Article 20 (2).

Article 5 (Transitional Measure concerning Agricultural and Fishery Disaster Re-insurance Fund)

The Agricultural and Fishery Disaster Re-insurance Fund established in accordance with the previous provisions as at the time this Act enters into force shall be deemed established in accordance with the amended provisions of Article 21.

Article 6 Omitted.

ADDENDUM <Act No. 12729, Jun. 3, 2014>

This Act shall enter into force six months after the date of its promulgation: Provided, That the amended provisions of Articles 11, 11-2 through 11-6, 25-2 (2) 3 and 29-2 shall enter into force one year after the date of their promulgation.

ADDENDA <Act No. 12844, Nov. 19, 2014>
Article 1 (Enforcement Date)

This Act shall enter into force on the date of its promulgation: Provided, That among the Acts amended pursuant to Article 6 of the Addenda, the amendments to the Acts which were promulgated before this Act enters into force but the dates on which they are to enter into force have yet to arrive shall enter into force on the dates the relevant amendments enter into force.

Articles 2 through 7 Omitted.