



ACT ON HONORABLE TREATMENT OF WAR VETERANS AND ESTABLISHMENT OF RELATED ASSOCIATIONS

Wholly Amended by Act No. 6258, Jan. 28, 2000
Amended by Act No. 6590, Dec. 31, 2001
Act No. 6649, Jan. 26, 2002
Act No. 6922, May 29, 2003
Act No. 7485, Mar. 31, 2005
Act No. 7649, Jul. 29, 2005
Act No. 7873, Mar. 3, 2006
Act No. 8230, Jan. 3, 2007
Act No. 9079, Mar. 28, 2008
Act No. 9465, Feb. 6, 2009
Act No. 11205, Jan. 17, 2012
Act No. 11818, May 22, 2013
Act No. 11946, Jul. 26, 2013
Act No. 13198, Feb. 3, 2015
Act No. 13609, Dec. 22, 2015
Act No. 14260, May 29, 2016
Act No. 15033, Oct. 31, 2017
Act No. 15478, Mar. 13, 2018

CHAPTER I GENERAL PROVISIONS

Article 1 (Purpose)

The purpose of this Act is to contribute to upholding the honor of war veterans and cultivating the spirit of patriotism among the people by according appropriate honorable treatment and support to war veterans who have contributed, and devoted themselves, to the Republic of Korea.

[This Article Wholly Amended by Act No. 13609, Dec. 22, 2015]

Article 2 (Definitions)

The terms used in this Act shall be defined as follows:

- 1.The term "Korean War" means battles prescribed in attached Table among the battles which occurred from June 25, 1950 through July 27, 1953 and the battles which occurred from August 15, 1948 through June 30, 1955;
- 2.The term "war veterans" means any of the following persons: Provided, That the foregoing shall not apply to persons sentenced to imprisonment or more severe punishment for a crime while participating in the Korean War or the Vietnam War, July 18, 1964 to March 23, 1973, who were dishonorably discharged or dismissed:

- (a)Military personnel who participated in the Korean War and were discharged from military service (including retirement or exemption from military service; hereinafter the same shall apply);
- (b)Military personnel who participated in the Vietnam War, July 18, 1964 to March 23, 1973, while in active service under the Military Service Act or the Military Personnel Management Act, and were discharged from military service;
- (c)Police officers who participated in the Korean War and were retired from service;
- (d)Persons whom the Minister of National Defense deems to have participated in the Korean War (including young volunteers who participated in the Korean War without military obligations) or the Vietnam War;
- (e)Persons whom the Commissioner of the Korean National Police Agency deems to have participated in the Korean War under the direction and control of the head of a police office, such as the head of a police station.

[This Article Wholly Amended by Act No. 13609, Dec. 22, 2015]

Article 3 (Persons Subject to This Act)

Persons registered as war veterans pursuant to Article 5 shall receive honorable treatment under this Act.

[This Article Wholly Amended by Act No. 13609, Dec. 22, 2015]

Article 4 (Responsibilities and Obligations of the State, etc.)

The State and local governments shall implement the following programs to provide honorable treatment and support to war veterans:

- 1.A program to uphold the honor of war veterans;
- 2.A program to inherit the patriotism of war veterans;
- 3.A program to promote the welfare of war veterans;
- 4.A program to promote friendship with the combatant nations in the Korean War.

[This Article Wholly Amended by Act No. 13609, Dec. 22, 2015]

Article 4-2 (Day of Participation of United Nations (UN) Forces in Korean War)

The State shall designate and commemorate July 27, the date the Korean Armistice Agreement was signed, as the Day of Participation of United Nations (UN) Forces in the Korean War to honor the sacrifices of the United Nations (UN) combatant nations and war veterans and for future generations to inherit their great achievements.

[This Article Newly Inserted by Act No. 11946, Jul. 26, 2013]

Article 4-3 (Day of Soldiers Dispatched Overseas)

The State may designate the Day of Soldiers Dispatched Overseas; and hold events where the State deems it necessary to honor the sacrifices and contributions of soldiers dispatched overseas.

[This Article Newly Inserted by Act No. 14260, May 29, 2016]

Article 5 (Registration and Determination)

(1) A war veteran who intends to be subject to this Act shall file an application for registration with the Minister of Patriots and Veterans Affairs, as prescribed by Presidential Decree.

(2) Upon receipt of an application for registration under paragraph (1), the Minister of Patriots and Veterans Affairs shall ascertain whether an applicant qualifies as a war veteran and determine whether he/she will register the applicant as a war veteran, as prescribed by Presidential Decree.

(3) Among the following persons, a person objectively deemed to qualify under subparagraph 2 of Article 2 based upon a written application for the relevant registration, shall be deemed registered as a war veteran under this Act on the date he/she is registered:

1. A person registered as a person of distinguished service to the State pursuant to the Act on the Honorable Treatment of and Support for Persons, etc. of Distinguished Service to the State;

2. A person registered as a person eligible for veteran's compensation pursuant to the Act on Support for Persons Eligible for Veteran's Compensation;

3. A person registered as a patient suffering from actual or potential aftereffects of defoliants pursuant to the Act on Assistance to Patients Suffering from Actual or Potential Aftereffects of Defoliants, etc. and Establishment of Related Organizations.

(4) The Minister of Patriots and Veterans Affairs shall immediately ascertain whether a person falling under paragraph (3) is a war veteran subject to this Act; and, where the person is a war veteran subject to this Act, the Minister of Patriots and Veterans Affairs shall notify the person that he/she has been registered as a war veteran pursuant to paragraph (3).

(5) The Minister of Patriots and Veterans Affairs may record a person, who dies before registration under paragraphs (1) and (2) even though he/she was a war veteran under subparagraph 2 of Article 2, as a war veteran and accord honorary treatment to, and manage, him/her as a war veteran. <Newly Inserted by Act No. 14260, May 29, 2016>

[This Article Wholly Amended by Act No. 13609, Dec. 22, 2015]

Article 5-2 (Reporting, etc. Changes in Personal Circumstances)

(1) Where a war veteran registered pursuant to Article 5 falls under any of the following, the person, his/her bereaved family or family shall immediately report the fact to the Minister of Patriots and Veterans Affairs, as prescribed by Prime Ministerial Decree: <Amended by Act No. 13609, Dec. 22, 2015>

1. Where he/she is deceased;

2. Where he/she falls under Article 38 (2) or 39 (1);

3. Where he/she has lost Korean nationality;

4. Where he/she has been missing for at least one year;

5. Where he/she falls under subparagraph 4, in whose case the reason therefor ceases to exist;

6. Where his/her name, domicile or the date of his/her birth has been changed;

7. Where his/her records pertaining to participation in the Korean War or the Vietnam War, or other military records have been revised or rectified.

(2) Upon receipt of a report under paragraph (1), the Minister of Patriots and Veterans Affairs shall immediately take any of the following measures; and shall inform a person who has filed the report of the details thereof and the ground therefor: <Amended by Act No. 13609, Dec. 22, 2015>

1. De-registration;

2. Payment of an unpaid allowance for honorable participation in the war or withdrawal of a paid allowance for honorable participation in the war;

3. Other measures prescribed by Prime Ministerial Decree.

(3) In order to ascertain changes in personal circumstances under paragraph (1), the Minister of Patriots and Veterans Affairs may request necessary data from a war veteran, his/her bereaved family or family. In such cases, a person in receipt of a request to submit data shall comply therewith, except in extenuating circumstances. <Newly Inserted by Act No. 13609, Dec. 22, 2015>

[This Article Newly Inserted by Act No. 6649, Jan. 26, 2002]

CHAPTER II HONORABLE TREATMENT AND SUPPORT

Article 6 (Wartime Veterans Pension)

(1) The Minister of Patriots and Veterans Affairs shall pay the wartime veterans pension to war veterans over 65 years of age in order to uphold the honor of participation in the war: Provided, That where a person eligible for the wartime veterans pension (hereinafter referred to as "person eligible for pension") falls under any of the following, the Minister of Patriots

and Veterans Affairs shall pay either the wartime veterans pension or the following veterans benefits or allowances, which the person eligible for pension selects:

1. Where the person who falls under Article 4 (1) 4, 6, 7 or 9 of the Act on the Honorable Treatment of and Support for Persons, etc. of Distinguished Service to the State, receives veteran's benefits referred to in Article 11 of said Act;
 2. Where the person who falls under Article 2 (1) 2 of the Act on Support for Persons Eligible for Veteran's Compensation, receives veteran's benefits referred to in Article 10 of said Act;
 3. Where the person receives an allowance referred to in Article 7-3 of the Act on Assistance to Patients Suffering from Actual or Potential Aftereffects of Defoliants, etc. and Establishment of Related Organizations.
- (2) The wartime veterans pension shall be paid from the month to which the date a person attains the age eligible for the wartime veterans pension under paragraph (1) falls in the month the grounds provided in Article 5-2 (1) 1, 2 and 4 arise: Provided, That where the person applies for registration under Article 5 (1) past the age eligible for the wartime veterans pension, the wartime veterans pension shall be paid from the month the person applies for registration.
- (3) Even where a war veteran has lost Korean nationality, the wartime veterans pension may be paid to the war veteran.
- (4) The wartime veterans pension shall be paid by depositing into an account designated by a person eligible for pension (referring to an account at a post office under the Postal Savings and Insurance Act (hereinafter referred to as "post office") or at a bank under the Banking Act (hereinafter referred to as "bank"); hereinafter the same shall apply): Provided, That in extenuating circumstances prescribed by Presidential Decree, such as where the information and communications network malfunctions (referring to the information and communications network under Article 2 (2) 1 of the Act on Promotion of Information and Communications Network Utilization and Information Protection, Etc.; hereinafter the same shall apply), the wartime veterans pension may be paid in cash upon request by the person eligible for pension.
- (5) Where the person eligible for pension opens and designates a bank account in his/her name dedicated to wartime veterans pension payments, the wartime veterans pension to be paid pursuant to the main sentence of paragraph (4) shall be deposited into the bank account.

- (6) Article 18 of the Act on the Honorable Treatment of and Support for Persons, etc. of Distinguished Service to the State shall apply mutatis mutandis to paying the unpaid wartime veterans pension.

- (7) The wartime veterans pension shall be paid on a monthly basis, in an amount, etc. prescribed by Presidential Decree.

[This Article Wholly Amended by Act No. 13609, Dec. 22, 2015]

Article 6-2 (Protection of Rights)

- (1) No entitlement to the wartime veterans pension shall be transferred, seized; or pledged as collateral.
- (2) No person shall seize receivables regarding any amount not exceeding that prescribed by Presidential Decree among the monthly wartime veterans pension deposited pursuant to Article 6 (5) based upon standard median income (hereinafter referred to as "standard median income") under subparagraph 11 of Article 2 of the National Basic Living Security Act.
- (3) Notwithstanding paragraphs (1) and (2), where a wartime veterans pension, etc. is withdrawn pursuant to Article 36, the wartime veterans pension payments under Article 6 (1) may be seized.

[This Article Newly Inserted by Act No. 13609, Dec. 22, 2015]

Article 7 (Medical Support)

- (1) Where a war veteran receives medical treatment in a medical institution established and operated by the State or a local government (including a veterans hospital under Article 7 of the Korea Veterans Health Service Act), such medical expenses shall be reduced or exempted not to exceed expenses to be borne by the war veteran, as prescribed by Presidential Decree; and expenses so reduced or exempted shall be borne by the State. <Amended by Act No. 13609, Dec. 22, 2015>
- (2) The State may entrust medical treatment of war veterans over 75 years of age to a medical institution not established and operated by the State or local governments. In such cases, such medical expenses shall be reduced or exempted not to exceed expenses to be borne by each war veteran, as prescribed by Presidential Decree; and expenses so reduced or exempted shall be borne by the State. <Amended by Act No. 13609, Dec. 22, 2015>
- (3) Criteria for medical support, such as methods and procedures for providing medical treatment or subsidizing medical expenses, the scope and upper limit of medical treatment or medical subsidies under paragraphs (1) and (2), shall be prescribed by Presidential Decree. <Amended by Act No. 9465, Feb. 6, 2009; Act No. 13609, Dec. 22, 2015>

Article 8 (Support for Care of Elderly People)

- (1) A nursing facility established and operated by the State or a local government may provide support to a war veteran over 65 years of age who has no person obligated to support him/her (including where a person obligated to support him/her is incapable of providing support prescribed by Presidential Decree).
- (2) The State may entrust support for care of elderly people under paragraph (1) to a nursing facility not established and operated by the State or a local government; and the State shall bear expenses incurred in providing such support.

[This Article Wholly Amended by Act No. 13609, Dec. 22, 2015]

Article 8-2 (Subsidizing Nursing Care)

- (1) The Minister of Patriots and Veterans Affairs may subsidize some expenses to be borne by a war veteran who receives

benefits for home care services or domiciliary care services under Article 23 (1) 1 or 2 of the Act on Long-Term Care Insurance for Older Persons to such veteran based upon the standard of living, such as standard median income.

(2) Necessary matters, such as specific criteria for selecting persons eligible for subsidies under paragraph (1) and the amounts of subsidies to be paid, shall be prescribed by Presidential Decree.

[This Article Newly Inserted by Act No. 13609, Dec. 22, 2015]

Article 8-3 (Application for Payment of Subsidies for Nursing Care)

(1) A person who intends to receive a subsidy for nursing care (hereinafter referred to as "person who wishes to receive a subsidy") pursuant to Article 8-2 shall file an application for the subsidy with the Minister of Patriots and Veterans Affairs.

(2) Where a person who wishes to receive a subsidy files an application pursuant to paragraph (1), the person and a person obligated to support the person (referring to his/her spouse, parent, child and spouse of his/her child who has a duty to support him/her; hereafter in Articles 8-5 and 8-5, the same shall apply) shall submit a document giving consent to provide the following data or information:

1. Average balance of deposits among data or information regarding the details of financial assets and financial transactions under subparagraphs 2 and 3 of Article 2 of the Act on Real Name Financial Transactions and Confidentiality and other data or information prescribed by Presidential Decree (hereinafter referred to as "financial information");

2. Amount of debts among credit information under subparagraph 1 of Article 2 of the Credit Information Use and Protection Act and other data or information prescribed by Presidential Decree (hereinafter referred to as "credit information");

3. Premiums paid after purchasing insurance under Article 4 (1) of the Insurance Business Act and other data or information prescribed by Presidential Decree (hereinafter referred to as "insurance information").

(3) Upon receipt of an application under paragraph (1), the Minister of Patriots and Veterans Affairs shall determine whether he/she will pay a subsidy based on the findings of an inspection under Article 8-4.

(4) Necessary matters regarding methods and procedures for filing applications for a subsidy for nursing care under paragraph (1); and methods, procedures, etc. for giving consent under paragraph (2) shall be prescribed by Presidential Decree.

[This Article Newly Inserted by Act No. 13609, Dec. 22, 2015]

Article 8-4 (Inspection, Questioning, etc.)

(1) In order to ascertain whether the entitlement to a subsidy for nursing care has arisen or been lost, the Minister of Patriots and Veterans Affairs may request a person who wishes to receive the subsidy, a recipient of the subsidy (referring to a war veteran who receives the subsidy for nursing care; hereinafter, the same shall apply) and a person obligated to support such person or recipient to submit necessary documents and other data regarding income, assets, etc.; and may require public officials under his/her jurisdiction to access the residence of the person who wishes to receive the subsidy, the recipient of the subsidy and the person obligated to support such person or recipient and other necessary places, to inspect documents, etc. or to ask the relevant persons necessary questions.

(2) A person who has access, conducts inspections or asks questions pursuant to paragraph (1) shall carry an identity document indicating his/her authority and produce it to relevant persons.

(3) Where a person who wishes to receive a subsidy, a recipient of a subsidy or a person obligated to support such person or recipient refuses to submit documents or data; or refuses, interferes with or evades an inspection or question under paragraph (1), the Minister of Patriots and Veterans Affairs may reject an application for a subsidy for nursing care or suspend paying the subsidy for nursing care.

(4) Necessary matters regarding the scope, timing and details of inspections and questions under paragraph (1) shall be prescribed by Presidential Decree.

[This Article Newly Inserted by Act No. 13609, Dec. 22, 2015]

Article 8-5 (Provision of Financial Information, etc.)

(1) Notwithstanding Article 4 (1) of the Act on Real Name Financial Transactions and Confidentiality and Article 32 (1) of the Credit Information Use and Protection Act, the Minister of Patriots and Veterans Affairs may request the head of a finance company, etc. (referring to a finance company, etc. under subparagraph 1 of Article 2 of the Act on Real Name Financial Transactions and Confidentiality and a credit bureau under Article 25 of the Credit Information Use and Protection Act; hereinafter the same shall apply) to provide financial, credit or insurance information (hereinafter referred to as "financial information, etc.") by submitting electronically converted consent of a person who wishes to receive a subsidy and a person obligated to support such person pursuant to Article 8-3 (2).

(2) Notwithstanding Article 4 (1) of the Act on Real Name Financial Transactions and Confidentiality and Article 32 (1) of the Credit Information Use and Protection Act, where the Minister of Patriots and Veterans Affairs deems it necessary to examine whether a recipient of a subsidy and a person obligated to support such recipient is entitled to the subsidy, he/she may request the head of a finance company, etc. to provide financial information, etc. in writing, specifying personal information prescribed by Presidential Decree, the reference date of inquiry, the period of inquiry, etc. or through the information and communications network.

(3) Notwithstanding Article 4 (1) of the Act on Real Name Financial Transactions and Confidentiality and Article 32 (1) of the

Credit Information Use and Protection Act, the head of a finance company, etc. requested to provide financial information, etc. pursuant to paragraphs (1) and (2) shall provide financial information, etc. to the Minister of Patriots and Veterans Affairs.

(4)The head of a finance company, etc. providing financial information, etc. pursuant to paragraph (3) shall notify a legal title-holder that he/she has provided financial information, etc.: Provided, That upon consent of the legal title-holder, such notice may be omitted, notwithstanding 4-2 (1) of the Act on Real Name Financial Transactions and Confidentiality.

(5)A request for financial information, etc. shall be filed and the financial information, etc. shall be provided under paragraphs (1) through (3) through the information and communications network: Provided, That the foregoing shall not apply, in extenuating circumstances, such as where the information and communications network malfunctions.

(6)No person who engages or has engaged in affairs under paragraphs (1) and (2) shall use financial information, etc. he/she has obtained while conducting affairs for other than the purposes prescribed by this Act; or provide or divulge such financial information, etc. to other persons or institutions.

(7)Necessary matters regarding requests for financial information, etc., providing such, etc. under paragraphs (1) through (3) and (5) shall be prescribed by Presidential Decree.

[This Article Newly Inserted by Act No. 13609, Dec. 22, 2015]

Article 9 (Burial at Cemetery)

(1)The remains of a registered war veteran may be buried or lay in state in a cemetery created or to be created by the State or in a facility for which the State or a local has borne at least 50 percent of creation expenses (hereinafter referred to as "cemetery") as the person or his/her bereaved family pleases: Provided, That the foregoing shall not apply to a person falling under Article 39 (1). <Amended by Act No. 7649, Jul. 29, 2005; Act No. 11818, May 22, 2013; Act No. 13609, Dec. 22, 2015>

(2)Where the bereaved family of a war veteran (excluding a person falling under the proviso to paragraph (1)) who dies before registration under Article 5, wishes, the war veteran's remains may be buried or lay in state in the cemetery. <Amended by Act No. 13609, Dec. 22, 2015>

(3)The spouse of a person buried or laid in state in the cemetery may be buried together with the person as the person or his/her bereaved family wishes. <Amended by Act No. 13609, Dec. 22, 2015>

(4)Where a war veteran is deceased, the Minister of Patriots and Veterans Affairs may pay a subsidy for his/her funeral or other subsidies within budgetary limits: Provided, That where his/her remains are buried or lay in state in a national cemetery or the cemetery, the Minister of Patriots and Veterans Affairs shall not pay a subsidy for his/her funeral. <Amended by Act No. 13609, Dec. 22, 2015>

(5)Article 13 of the Act on the Honorable Treatment of and Support for Persons, etc. of Distinguished Service to the State shall apply mutatis mutandis to persons eligible to subsidies for funerals under paragraph (4) and the priority order of such persons. In such cases, where no bereaved family exists under Article 13 of said Act, the Minister of Patriots and Veterans Affairs may pay such subsidy to an heir or heiress to property upon request by the relevant heir or heiress to property among relatives cohabitating when a war veteran dies, and where no person becomes an heir or heiress to property, the Minister of Patriots and Veterans Affairs may pay such subsidy to a person who holds his/her funeral. <Amended by Act No. 13609, Dec. 22, 2015>

(6)Necessary matters regarding the scope of persons eligible for interment in the cemetery under paragraphs (1) through (3), the assignment of locations, methods and procedures for filing an application shall be prescribed by Prime Ministerial Decree. <Amended by Act No. 13609, Dec. 22, 2015>

(7)Deleted. <by Act No. 13609, Dec. 22, 2015>

Article 10 (Support for Using Old Palaces, etc.)

The State or a local government may allow war veterans to use facilities, such as old palaces and parks, managed by the State or a local government free of charge or at reduced admission fees, as prescribed by Presidential Decree.

[This Article Wholly Amended by Act No. 13609, Dec. 22, 2015]

Article 11 (Time When Entitlement Begins)

Entitlement to honorable treatment and support pursuant to this Act shall begin from the month a war veteran files an application for registration under Article 5 (1) and (3): Provided, That where the war veteran files an application for a subsidy pursuant to Article 8-3 (1), entitlement to the relevant subsidy shall begin from the month such application is filed.

[This Article Wholly Amended by Act No. 13609, Dec. 22, 2015]

Article 12 (Funds for Programs)

The Minister of Patriots and Veterans Affairs shall provide funds for programs under Article 4 at the expense of the Patriots and Veterans Fund under the Patriots and Veterans Fund Act.

[This Article Wholly Amended by Act No. 13609, Dec. 22, 2015]

Article 12-2 (Subsidies)

The State or a local government may pay subsidies to corporations that implement programs, etc. to uphold the honor of war veterans and to inherit the patriotism of war veterans, within budgetary limits. <Amended by Act No. 13609, Dec. 22,

2015>

[This Article Newly Inserted by Act No. 13609, Dec. 22, 2015]

Articles 13 through 16 Deleted. <by Act No. 6590, Dec. 31, 2001>

Article 17 Deleted. <by Act No. 13609, Dec. 22, 2015>

CHAPTER III ESTABLISHMENT OF AND SUPPORT FOR ASSOCIATIONS

Article 18 (Establishment of Korean War Veterans Association)

(1)The Korean War Veterans Association (hereinafter referred to as the "Korean War Veterans Association") shall be established to promote friendship through mutual assistance among the Korean war veterans and to improve the rights and interests of the members thereof.

(2)The Korean War Veterans Association shall be a corporation.

(3)The Korean War Veterans Association shall be duly formed by completing registration for its establishment with the registry at the seat of its headquarters after obtaining approval of its articles of association from the Minister of Patriots and Veterans Affairs.

(4)Except as otherwise expressly provided for in this Act, the provisions regarding incorporated associations in the Civil Act shall apply mutatis mutandis to the Korean War Veterans Association.

[This Article Newly Inserted by Act No. 9465, Feb. 6, 2009]

Article 18-2 (Establishment of Vietnam War Veterans Association of Republic of Korea)

(1)The Vietnam War Veterans Association of the Republic of Korea (hereinafter referred to as the "Vietnam War Veterans Association") shall be established to promote friendship through mutual assistance among persons under subparagraph 2 (b) and (d) of Article 2 and to improve the rights and interests of the members thereof. <Amended by Act No. 13609, Dec. 22, 2015>

(2)The Vietnam War Veterans Association shall be a corporation.

(3)The Vietnam War Veterans Association shall be duly formed by completing registration for its establishment with the registry at the seat of its headquarters after obtaining approval of its articles of association from the Minister of Patriots and Veterans Affairs.

(4)Articles 20 through 24, 24-2 through 24-7, 25 through 34 and 42 shall apply mutatis mutandis to the organization, executives, etc. of the Vietnam War Veterans Association. <Amended by Act No. 13609, Dec. 22, 2015>

(5)Except as otherwise expressly provided for in this Act, the provisions regarding incorporated associations in the Civil Act shall apply mutatis mutandis to the Vietnam War Veterans Association.

[This Article Newly Inserted by Act No. 11205, Jan. 17, 2012]

Article 19 (Requirements for Membership)

Korean war veterans under Article 2 or Vietnam war veterans under subparagraph 2 (b) and (d) of said Article may become members of the Korean War Veterans Association or the Vietnam War Veterans Association, respectively: Provided, That no member of the Korean Disabled Veterans Association by Defoliants in Vietnam War under Article 9 of the Act on Assistance to Patients Suffering from Actual or Potential Aftereffects of Defoliants, etc. and Establishment of Related Organizations shall become a member of the Vietnam War Veterans Association. <Amended by Act No. 13609, Dec. 22, 2015>

[This Article Wholly Amended by Act No. 11205, Jan. 17, 2012]

Article 20 (Organization)

(1)The Korean War Veterans Association may have headquarters, branches and chapters.

(2)The headquarters of the Korean War Veterans Association shall be established in Seoul Metropolitan City; branches shall be established in Seoul Metropolitan City, Metropolitan Cities, Dos and Special Self-Governing Province; and chapters shall be established in Sis (including administrative Sis; hereinafter the same shall apply)/Guns/Gus (referring to autonomous Gus; hereinafter the same shall apply).

(3)Where the Minister of Patriots and Veterans Affairs deems it necessary based upon the number of members, geographical conditions, etc., he/she may request the Korean War Veterans Association to establish one branch or chapter by integrating adjacent Dos or Sis/Guns/Gus.

[This Article Newly Inserted by Act No. 9465, Feb. 6, 2009]

Article 21 (Executives, etc.)

(1)The headquarters of the Korean War Veterans Association shall have the following executives:

1.One chairperson;

2.Not more than five vice chairpersons;

3.Not more than ten directors;

4.Two auditors.

(2)The Korean War Veterans Association shall have one secretary general.

(3)The Korean War Veterans Association shall elect the chairperson, vice chairpersons, directors and auditors at the general meeting.

(4)The chairperson shall appoint the secretary general from among directors and such appointment shall be subject to

approval by the board of directors.

(5)The chairperson shall represent the Korean War Veterans Association and generally supervise its affairs.

(6)Vice chairpersons shall assist the chairperson; and where the chairperson is unable to perform his/her duties due to an accident, they shall perform duties on his/her behalf, as prescribed by the articles of association.

(7)Auditors shall audit financial statements of the Korean War Veterans Association and affairs related to the accounting thereof.

(8)The secretary general shall conduct affairs of the Korean War Veterans Association under the direction of the chairperson.

[This Article Newly Inserted by Act No. 9465, Feb. 6, 2009]

Article 22 (Branch Managers, etc.)

(1)Each branch or chapter of the Korean War Veterans Association shall have one branch manager or one chapter manager, respectively; and a branch manager or chapter manager shall be elected as prescribed by its articles of association.

(2)No branch manager or chapter manager under paragraph (1) shall hold the office of representative.

[This Article Newly Inserted by Act No. 9465, Feb. 6, 2009]

Article 23 (Articles of Association)

(1)The following shall be provided in the articles of association of the Korean War Veterans Association:

1.Purpose;

2.Name;

3.Location of offices;

4.Matters regarding programs;

5.Matters regarding rights and obligations of members;

6.Matters regarding general meetings and the board of directors;

7.Matters regarding the executing branch and separation of affairs;

8.Matters regarding the organizational structure, such as the headquarters, branches and chapters;

9.Matters regarding membership fees, assets and auditing;

10.Matters regarding amending the articles of association;

11.Matters regarding executives and employees;

12.Matters regarding dissolving the Korean War Veterans Association;

13.Bylaws thereof and other matters necessary for the operation thereof.

(2)Where the Korean War Veterans Association intends to amend the articles of association, it shall obtain approval from the Minister of Patriots and Veterans Affairs.

[This Article Newly Inserted by Act No. 9465, Feb. 6, 2009]

Article 24 (Programs)

The Korean War Veterans Association shall implement the following programs:

1.Promoting friendship for mutual assistance among Korean war veterans;

2.Improving the welfare and rights and interests of Korean war veterans;

3.Upholding the honor of and commemorating Korean war veterans;

4.Cultivating the spirit of protecting the nation and inspiring patriotism;

5.Ancillary programs to implement programs under subparagraphs 1 through 4.

[This Article Newly Inserted by Act No. 9465, Feb. 6, 2009]

Article 24-2 (For-Profit Business)

The Korean War Veterans Association may directly operate a for-profit business to the extent necessary to achieve the objectives of its programs under Article 24.

[This Article Newly Inserted by Act No. 13198, Feb. 3, 2015]

Article 24-3 (Approval, etc. for For-Profit Business)

(1)The Korean War Veterans Association which intends to operate a for-profit business pursuant to Article 24-2 shall obtain approval for the relevant for-profit business from the Minister of Patriots and Veterans Affairs following deliberation and resolution by the Welfare Program Deliberative Committee under Article 24-4. The foregoing shall also apply to amending any significant matter approved under Prime Ministerial Decree.

(2)Necessary matters regarding criteria and procedures for approval for for-profit business under paragraph (1) shall be prescribed by Prime Ministerial Decree.

(3)Articles 21 and 22 of the Act on the Establishment of Associations by Persons, etc. of Distinguished Service to the State shall apply mutatis mutandis to using earnings from a for-profit business under Article 24-2, auditing, etc.

[This Article Newly Inserted by Act No. 13198, Feb. 3, 2015]

Article 24-4 (Establishment, etc. of Welfare Program Deliberative Committee)

(1)The Korean War Veterans Association shall establish the Welfare Program Deliberative Committee (hereinafter referred to as the "Deliberative Committee") to deliberate on matters regarding operating a for-profit business.

(2)The Deliberative Committee shall deliberate and adopt resolutions on the following:

- 1.Matters regarding establishing, suspending and discontinuing a for-profit business;
 - 2.Matters regarding determining the scale, etc. of investment in a for-profit business;
 - 3.Matters regarding a plan to use earnings and the alteration thereof;
 - 4.Matters regarding the result of an audit on a for-profit business and the appropriateness of the for-profit business;
 - 5.Other significant matters regarding operating a for-profit business.
- (3)The Deliberative Committee shall consist of at least five nor more than ten members including one chairperson, and the following persons shall serve as its members:

- 1.Two executives and employees designated by the chairperson of the Korean War Veterans Association;
- 2.The following persons designated or appointed by the Minister of Patriots and Veterans Affairs. In such cases, persons falling under items (b) through (d) shall not be designated or appointed from among public officials belonging to the Ministry of Patriots and Veterans Affairs or persons belonging to the Korean War Veterans Association:
 - (a)One public official of the Ministry of Patriots and Veterans Affairs;
 - (b)At least one attorney-at-law;
 - (c)At least one certified public accountant;
 - (d)Other persons deemed by the Minister of Patriots and Veterans Affairs as having expertise and experience related to a for-profit business.

(4)The chairperson of the Deliberative Committee shall be elected by the Deliberative Committee from among its members.

(5)Where the Deliberative Committee deliberates and adopts resolutions on matters under paragraph (2) 1, it shall consider the profitability, growth and stability of a for-profit business and the impact thereof on markets.

(6)The Korean War Veterans Association shall operate a for-profit business following deliberation and a resolution by the Deliberative Committee on matters under paragraph (2); and shall comply with the result of deliberation or resolution by the Deliberative Committee, except in extenuating circumstances: Provided, That where the Korean War Veterans Association has a dissenting opinion on the result of deliberation or a resolution by the Deliberative Committee, it may request the Deliberative Committee to redeliberate on such matters, as prescribed by Prime Ministerial Decree.

(7)Except as otherwise expressly provided for in paragraphs (3) and (4), matters necessary for establishing the Deliberative Committee shall be prescribed by Prime Ministerial Decree.

[This Article Newly Inserted by Act No. 13198, Feb. 3, 2015]

Article 24-5 (Operation of Deliberative Committee)

- (1)The chairperson shall represent the Deliberative Committee and generally supervise its affairs.
- (2)Where the chairperson is unable to perform his/her duties in extenuating circumstances, a member designated by the Deliberative Committee shall perform the duties on his/her behalf.
- (3)A quorum for the Deliberative Committee's meetings shall be a majority of the incumbent members; and shall adopt resolutions with the concurring votes of a majority of the members present.
- (4)Except as otherwise expressly provided for in paragraphs (1) through (3), matters necessary for operating the Deliberative Committee shall be prescribed by Prime Ministerial Decree.

[This Article Newly Inserted by Act No. 13198, Feb. 3, 2015]

Article 24-6 (Revocation of Approval of For-Profit Business)

Where a for-profit business the Minister of Patriots and Veterans Affairs has approved pursuant to Article 24-3 (1) falls under any of the following, he/she may revoke approval for the relevant for-profit business: Provided, That where the for-profit business falls under subparagraph 1, he/she shall revoke approval for the relevant for-profit business:

- 1.Where the Korean War Veterans Association has obtained such approval deceptively or otherwise fraudulently;
- 2.Where the Korean War Veterans Association fails to directly operate the for-profit business;
- 3.Where the Korean War Veterans Association fails to take improvement measures under Article 30;
- 4.Where the Korean War Veterans Association refuses to undergo an examination or inspection under Article 31, or to submit data under Article 32 without just cause;
- 5.Where the Korean War Veterans Association interferes with or evades an examination or inspection under Article 31 or files a false report under Article 32;
- 6.Where the Korean War Veterans Association violates this Act or statutes prescribed by Prime Ministerial Decree.

[This Article Newly Inserted by Act No. 13198, Feb. 3, 2015]

Article 24-7 (Hearings)

Where the Minister of Patriots and Veterans Affairs intends to revoke approval for a for-profit business under Article 24-6, he/she shall hold a hearing.

[This Article Newly Inserted by Act No. 13198, Feb. 3, 2015]

Article 25 (General Meeting)

- (1)A general meeting shall be comprised of the chairperson, vice chairpersons, the secretary general, directors, branch managers and representatives.
- (2)Matters regarding the fixed number of representatives, methods of electing representatives, minutes of the general

meeting, etc. under paragraph (1) shall be prescribed by the articles of association.

[This Article Newly Inserted by Act No. 9465, Feb. 6, 2009]

Article 26 (Board of Directors)

(1)The board of directors shall consist of the chairperson, vice chairpersons and directors: Provided, That branch managers may become members of the board of directors, as prescribed by the articles of association.

(2)Where deemed impracticable to convene a general meeting due to a natural disaster or other emergency, the chairperson may require the board of directors to exercise authority of the general meeting on its behalf after obtaining approval from the Minister of Patriots and Veterans Affairs. In such cases, matters on which resolutions are adopted shall be subject to approval at a general meeting to be convened later.

[This Article Newly Inserted by Act No. 9465, Feb. 6, 2009]

Article 27 (Subsidies)

The State or a local government may grant subsidies necessary for operating the Korean War Veterans Association, within budgetary limits. <Amended by Act No. 14260, May 29, 2016>

[This Article Newly Inserted by Act No. 9465, Feb. 6, 2009]

Article 28 (Preferential Sale, etc. of State Property or Public Property)

(1)Where it is necessary for operating the Korean War Veterans Association and implementing its welfare programs, notwithstanding the State Property Act and the Public Property and Commodity Management Act, the State or a local government may sell state property or public property preferentially to the Korean War Veterans Association; or may allow it to use, profit from or lease state property or public property with or without compensation.

(2)Where it is necessary for operating the Korean War Veterans Association and implementing its welfare programs, notwithstanding the Commodity Management Act or the Public Property and Commodity Management Act, the State or a local government may transfer commodities to the Korean War Veterans Association without compensation or lend commodities to it with or without compensation. <Amended by Act No. 15478, Mar. 13, 2018>

[This Article Newly Inserted by Act No. 9465, Feb. 6, 2009]

Article 29 (Prohibition of Political Activities)

(1)The Korean War Veterans Association shall not engage in political activities, such as supporting or opposing a specific political party platform; or supporting or opposing a specific candidate for public office.

(2)No executive at any level of organization of the Korean War Veterans Association shall become the representative, executive and accounting manager of a political party under the Political Parties Act.

(3)Where an executive at any level of organization of the Korean War Veterans Association violates paragraph (2), the relevant executive shall be dismissed.

[This Article Newly Inserted by Act No. 9465, Feb. 6, 2009]

Article 30 (Improvement Measures)

Where the Korean War Veterans Association falls under any of the following, the Minister of Patriots and Veterans Affairs may order it to take improvement measures:

- 1.Where it violates any Act or operates a for-profit business inappropriate for the purpose of the establishment thereof;
- 2.Where it uses earnings not complying with the plan to use earnings;
- 3.Where it violates instructions under this Act or Acts and statutes prescribed by Prime Ministerial Decree or the articles of association.

[This Article Wholly Amended by Act No. 13198, Feb. 3, 2015]

Article 31 (Examination and Inspection by Administrative Agency)

(1)Where deemed necessary, the Minister of Patriots and Veterans Affairs may require a relevant public official to examine matters regarding the accounting of the Korea War Veterans Association or to inspect other necessary documents.

(2)In cases falling under paragraph (1), the relevant public official shall carry an identity document indicating his/her authority and produce it to relevant persons.

[This Article Newly Inserted by Act No. 9465, Feb. 6, 2009]

Article 32 (Request to File Reports or Submit Data, etc.)

Where deemed necessary, the Minister of Patriots and Veterans Affairs may request the Korean War Veterans Association to file a report or to submit documents or other data.

[This Article Newly Inserted by Act No. 9465, Feb. 6, 2009]

Article 33 (Grounds for Dissolution)

The Korean War Veterans Association shall dissolve on any of the following grounds:

- 1.Occurrence of grounds for dissolution prescribed by the articles of association;
- 2.Resolution on the dissolution thereof adopted at the general meeting.

[This Article Newly Inserted by Act No. 9465, Feb. 6, 2009]

Article 34 (Prohibition, etc. of Using Similar Names)

The Korean War Veterans Association shall not be established unless it complies with this Act; and shall have the exclusive

right to use the name "the Korean War Veterans Association" or similar.

[This Article Newly Inserted by Act No. 9465, Feb. 6, 2009]

Article 35 Deleted. <by Act No. 13609, Dec. 22, 2015>

CHAPTER IV SUPPLEMENTARY PROVISIONS

Article 36 (Withdrawal of Wartime Veterans Pension, etc.)

(1)Where a person who has received honorable treatment pursuant to this Act falls under any of the following, the Minister of Patriots and Veterans Affairs shall withdraw the wartime veterans pension, medical subsidies under Article 7 and subsidies for nursing care under Article 8-2 such person has received:

1. Where he/she has obtained honorable treatment deceptively or otherwise fraudulently;
2. Where grounds to receive honorable treatment ceased to exist retroactively after he/she has received such honorable treatment;

3. Where the wartime veterans pension, medical subsidies and subsidies for nursing care have been paid erroneously.

(2)Where a person obligated to return the wartime veterans pension, etc. pursuant to paragraph (1) fails to return it within relevant period, the Minister of Patriots and Veterans Affairs may collect it in the same manner as dispositions on default of national taxes.

(3)Where a person obligated to return the wartime veterans pension, etc. is missing or has no property; or the withdrawal thereof is deemed impossible in other extenuating circumstances when the Minister of Patriots and Veterans Affairs collects the wartime veterans pension, etc. pursuant to paragraph (2), he/she may write it off as a deficit.

[This Article Newly Inserted by Act No. 13609, Dec. 22, 2015]

Article 37 (Exemption from Duty of Return)

(1)Where a person who has received honorable treatment pursuant to this Act falls under Article 36 (1) 2, in which case the person has received honorable treatment for reasons not attributable to him/her, notwithstanding Article 36, the Minister of Patriots and Veterans Affairs may exempt him/her from returning the wartime veterans pension without withdrawing the amount he/she has received.

(2)Where any exemption is made under paragraph (1), the scope of such exemption shall be prescribed by Presidential Decree.

[This Article Newly Inserted by Act No. 13609, Dec. 22, 2015]

Article 38 (Suspension of Honorable Treatment)

(1)Where a war veteran commits any of the following activities, the Minister of Patriots and Veterans Affairs shall fully or partially suspend honorable treatment he/she may receive pursuant to this Act or other Acts for a fixed period not exceeding three years through a resolution adopted by the Board of Patriots and Veterans Entitlement (hereinafter referred to as the "Board of Patriots and Veterans Entitlement") under Article 74-5 of the Act on the Honorable Treatment of and Support for Persons, etc. of Distinguished Service to the State:

1. Compelling others to accord an unfair advantage or helping others to obtain such unfair advantage using his/her status;
2. Illegally interfering with a public official on official duties by means of violence, intimidation or property damage or by other means;
3. Violating this Act or an order issued under this Act.

(2)Where a war veteran is sentenced to imprisonment or more severe punishment for committing a crime under the Criminal Act and his/her sentence is confirmed, the Minister of Patriots and Veterans Affairs shall not pay the wartime veterans pension for which he/she is eligible for the period of punishment to which he/she is sentenced from the month following the month his/her sentence is confirmed: Provided, That the foregoing shall not apply to criminal negligence.

[This Article Newly Inserted by Act No. 13609, Dec. 22, 2015]

Article 39 (Exclusion from Application of This Act)

(1)Where a war veteran subject or to be subject to this Act falls under any of the following, the Minister of Patriots and Veterans Affairs shall exempt such war veteran from being subject to this Act; and shall not accord any of the honorable treatment for which he/she is eligible pursuant to this Act or other Acts: <Amended by Act No. 15033, Oct. 31, 2017>

1. A person sentenced to imprisonment or more severe punishment for violating the National Security Act and his/her sentence is confirmed;
2. A person sentenced to imprisonment or more severe punishment for violating Articles 87 through 90, 92 through 101 or 103 of the Criminal Act and his/her sentence is confirmed;
3. A person sentenced to imprisonment for at least one year for committing a crime falling under any of the following and his/her sentence is confirmed:
 - (a) A crime or an attempt to commit a crime under Articles 250 through 253; crime under Article 264; crime or attempt to commit a crime under Article 279; crime or attempt to commit a crime under Article 285; crime under Article 287, 288 (excluding where he/she committed a crime under Article 288 (1) for the purpose of marriage), 289 (excluding where he/she committed a crime under Article 289 (2) for the purpose of marriage), 290, 291, 292 (excluding where he/she received or harbored a person abducted, deceived or trafficked for a crime under Article 288 (1) for the purpose of

marriage or under Article 289 (2) for the purpose of marriage and where he/she recruited, transported or transferred a person for the purpose of committing a crime under Article 288 (1) for the purpose of marriage or under Article 289 (2) for the purpose of marriage) and 294 (a person who attempted to commit a crime where he/she committed a crime under Article 288 (1) for the purpose of marriage or under Article 289 (2) for the purpose of marriage; excluding a person who attempted to commit a crime of receiving or harboring a person abducted, deceived or trafficked for a crime under Article 288 (1) for the purpose of marriage or under Article 289 (2) for the purpose of marriage); crime or attempt to commit a crime under Articles 297, 297-2, 298 through 301, 301-2, 302, 303 and 305; crime or attempt to commit a crime under Article 332 (limited to habitual offenders under Articles 329 through 331); crime or attempt to commit a crime under Articles 333 through 336; crime under Articles 337 through 339; or attempt to commit a crime under Article 337, the former part of Article 338 or Article 339; crime or attempt to commit a crime under Article 341; crime or attempt to commit a crime under Article 351 (limited to habitual offenders under Articles 347, 347-2, 348, 350 and 350-2), crime under Article 363 of the Criminal Act;

- (b)A crime under Article 2 (1), 3 (3) or 6 (limited to persons who attempted to commit a crime under Article 2 (1) and 3 (3)) of the Punishment of Violences, etc. Act before amended by Act No. 13718;
 - (c)A crime under Article 5, 5-2, 5-4 or 5-5 of the Punishment of Violences, etc. Act;
 - (d)A crime under Article 3 of the Punishment of Violences, etc. Act;
 - (e)A crime under Articles 3 through 10 and 15 (limited to persons who attempted to commit a crime under Articles 3 through 9) of the Act on Special Cases concerning the Punishment, etc. of Sexual Crimes;
 - (f)A crime under Articles 7, 8, 11 through 16 and 17 (1) of the Act on the Protection of Children and Juveniles against Sexual Abuse;
- 4.A person sentenced to imprisonment for at least one year for committing a crime under Articles 129 through 133 and 355 through 357 of the Criminal Act, and Articles 2 and 3 of the Act on the Aggravated Punishment, etc. of Specific Crimes related to duties while in office, who is a public official under Article 2 of the State Public Officials Act and Article 2 of the Local Public Officials Act or an employee prescribed by Presidential Decree, regularly performing official duties in the State or a local government, and his/her sentence is confirmed;
- 5.A person who habitually commits an offense referred to in Article 38 (1).

(2)Where a person exempted from being subject to this Act pursuant to paragraph (1) falls under any of the following, the Minister of Patriots and Veterans Affairs may re-designate him/her as a person subject to this Act and give honorable treatment after receiving an application for registration pursuant to Article 5 only where he/she is deemed to have sincere remorse: Provided, That where he/she falls under paragraph (1) 2, the Minister of Patriots and Veterans Affairs shall not re-designate him/her as a person subject to this Act and shall not accord honorable treatment:

- 1.Where he/she was sentenced to imprisonment or more severe punishment, and three years have passed from the date his/her sentence was completed or he/she was confirmed not to have served his/her sentence;
 - 2.Except as otherwise expressly provided for in subparagraph 1, two years have passed from the date he/she was exempted from being subject to this Act.
- (3)Where the Minister of Patriots and Veterans Affairs exempts a war veteran from being subject to this Act on a ground specified in paragraph (1) 5 or re-designates a person exempted from being subject to this Act as a person subject to this Act, a resolution of either of the cases shall be adopted by the Board of Patriots and Veterans Entitlement.
- (4)Where the Minister of Patriots and Veterans Affairs intends to suspend honorable treatment pursuant to Article 38 (2) or to exempt a war veteran from being subject to this Act pursuant to paragraph (1) of this Article, he/she may request an agency managing criminal records to check such war veteran's criminal background.

[This Article Newly Inserted by Act No. 13609, Dec. 22, 2015]

Article 40 (Delegation or Entrustment of Authority)

- (1)The Minister of Patriots and Veterans Affairs may delegate part of his/her authority under this Act to the head of an agency under his/her jurisdiction or the head of a local government, as prescribed by Presidential Decree.
- (2)The Minister of Patriots and Veterans Affairs may entrust affairs regarding paying the wartime veterans pension to a post office or bank, as prescribed by Presidential Decree.

[This Article Newly Inserted by Act No. 13609, Dec. 22, 2015]

CHAPTER V PENALTY PROVISIONS

Article 41 (Penalty Provisions)

- (1)Any of the following persons shall be punished by imprisonment with prison labor for not more than five years or by a fine not exceeding 30 million won:
 - 1.A person who receives or helps others receive subsidies under this Act deceptively or otherwise fraudulently;
 - 2.A person who uses, provides or divulges financial information, etc., in violation of Article 8-5 (6).
- (2)A person who attempts to commit a crime under paragraph (1) shall be punished.

[This Article Newly Inserted by Act No. 13609, Dec. 22, 2015]

Article 42 (Administrative Fines)

(1)An administrative fine not exceeding three million won shall be imposed on a person who violates Article 34.

(2)The Minister of Patriots and Veterans Affairs shall impose and collect administrative fines under paragraph (1), as prescribed by Presidential Decree.

[This Article Newly Inserted by Act No. 13609, Dec. 22, 2015]

ADDENDA

Article 1 (Enforcement Date)

This Act shall enter into force on October 1, 2000.

Article 2 (Transitional Measures concerning Registration)

(1)Where a war veteran, etc. submits his/her military record pursuant to the former provisions as at the time this Act enters into force, he/she shall be deemed registered pursuant to the amended provisions of Article 5.

(2)Entitlement to subsidies and protection under this Act of a war veteran, etc. deemed registered pursuant to paragraph (1), notwithstanding the amended provisions of Article 11, shall arise from the date this Act enters into force.

Article 3 (Transitional Measures concerning Support Fund for War Veterans, etc.)

The War Commemoration Service Fund shall inherit all rights and obligations, such as obligations and liabilities, of the Support Fund for War Veterans, etc. under the former provisions as at the time this Act enters into force.

Article 4 Omitted.

Article 5 (Relationship to Other Acts)

Where the former provisions of the Act are cited in other Acts as at the time this Act enters into force, in which case provisions corresponding to the former provisions thereof exist in this Act, the relevant provisions of this Act shall be deemed cited.

ADDENDA <Act No. 6590, Dec. 31, 2001>

Article 1 (Enforcement Date)

This Act shall enter into force on March 1, 2002. (Proviso Omitted).

Articles 2 through 6 Omitted.

ADDENDA <Act No. 6649, Jan. 26, 2002>

Article 1 (Enforcement Date)

This Act shall enter into force on October 1, 2002.

Article 2 (Transitional Measures concerning War Veterans, etc. Registered)

Among war veterans, etc. registered as at the time this Act enters into force, a person who falls under the proviso to subparagraph 2 of Article 2 shall be deemed a war veteran subject to this Act: Provided, That the Minister of Patriots and Veterans Affairs shall not provide any subsidies introduced pursuant to this Act or introduced after this Act enters into force.

Article 3 (Applicability to Persons Who have Rendered Distinguished Service To State or Patients Suffering from Potential Aftereffects of Defoliants among War Veterans)

Among persons registered as persons who have rendered distinguished service to the State pursuant to the Act on the Honorable Treatment of and Support for Persons, etc. of Distinguished Service to the State and patients suffering from potential aftereffects of defoliants pursuant to the Act on Assistance, etc. to Patients Suffering from Actual or Potential Aftereffects of Defoliants as at the time this Act enters into force, a person who falls under subparagraph 2 of Article 2 shall be deemed registered pursuant to Article 5 on the date this Act enters into force.

Article 4 (Special Cases on Living Subsidies)

(1)The Minister of Patriots and Veterans Affairs shall provide living subsidies pursuant to the former provisions of Article 6 to a person who receives living subsidies under the former provisions of Article 6 as at the time this Act enters into force.

(2)Where a person who receives a living subsidy under paragraph (1) becomes eligible to the wartime veterans pension pursuant to the amended provisions of Article 6, the Minister of Patriots and Veterans Affairs shall pay the amount calculated by deducting the wartime veterans pension from the living subsidy the person receives as at the time this Act enters into force as the living subsidy.

(3)The Minister of Patriots and Veterans Affairs shall pay the amount obtained by deducting the wartime veterans pension from the aggregate amount of the wartime veterans pension and the living subsidy a person receives as at the time this Act enters into force, to the person who receives the living subsidy under paragraph (1) together with the wartime veterans pension under Article 16-2 of the Act on the Honorable Treatment of and Support for Persons, etc. of Distinguished Service to the State as the living subsidy.

ADDENDUM <Act No. 6922, May 29, 2003>

This Act shall enter into force on the date of its promulgation: Provided, That the amended provision of Article 6 (1) shall enter into force on January 1, 2004.

ADDENDA <Act No. 7485, Mar. 31, 2005>

Article 1 (Enforcement Date)

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

Article 2 (Transitional Measures concerning Payment of Wartime Veterans Pension)

(1) Notwithstanding the amended provisions of Article 6 (3), the former provisions thereof shall begin to apply from a person who receives the wartime veterans pension (including a person who has not received the wartime veterans pension after applying therefor) as at the time this Act enters into force.

(2) Notwithstanding the amended provisions of Article 6 (3), the Minister of Patriots and Veterans Affairs shall pay the wartime veterans pension to a person who fails to file an application for wartime veterans pension even though he/she has attained the age eligible for wartime veterans pension, who is a war veteran registered as at the time this Act enters into force.

ADDENDA <Act No. 7649, Jul. 29, 2005>

Article 1 (Enforcement Date)

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

Articles 2 through 6 Omitted.

ADDENDA <Act No. 7873, Mar. 3, 2006>

Article 1 (Enforcement Date)

This Act shall enter into force on January 1, 2007. (Proviso Omitted.)

Articles 2 through 8 Omitted.

ADDENDUM <Act No. 8230, Jan. 3, 2007>

This Act shall enter into force on the date of its promulgation: Provided, That the amended provisions of Article 17 shall enter into force three months after the date of its promulgation.

ADDENDA <Act No. 9079, Mar. 28, 2008>

Article 1 (Enforcement Date)

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

Articles 2 through 4 Omitted.

ADDENDA <Act No. 9465, Feb. 6, 2009>

Article 1 (Enforcement Date)

This Act shall enter into force one month after the date of its promulgation: Provided, That the amended provisions of Article 7 shall enter into force on July 1, 2009.

Article 2 (Transitional Measures concerning Korean War Veterans Association)

(1) The Korean War Veterans Association, an incorporated association, established with permission from the Minister of Patriots and Veterans Affairs pursuant to Article 32 of the Civil Act as at the time this Act enters into force shall be deemed the Korean War Veterans Association established pursuant to this Act.

(2) Notwithstanding the amended provisions of Article 18 (3), the Korean War Veterans Association shall amend its articles of association and obtain approval from the Minister of Patriots and Veterans Affairs pursuant to this Act within six months after this Act enters into force.

(3) The Korean War Veterans Association under this Act shall comprehensively inherit all assets and rights and obligations of the Korean War Veterans Association, an incorporated association, as at the time this Act enters into force, and the name of the Korean War Veterans Association, an incorporated association, indicated in its assets and liabilities register or in other public records shall be deemed the name of the Korean War Veterans Association under this Act.

(4) The value of assets which the Korean War Veterans Association under this Act comprehensively inherits pursuant to paragraph (3) shall be the book value as at the time of the inheritance thereof.

(5) The register of the Korean War Veterans Association, an incorporated association, as at the time this Act enters into force shall be deemed the register of the Korean War Veterans Association under the amended provisions of Article 18.

(6) Executive officers, the secretary general, branch managers, chapter managers and representatives of the Korean War Veterans Association, an incorporated association, as at the time this Act enters into force shall be deemed executive officers, the secretary general, branch managers, chapter managers and representatives, respectively, elected pursuant to this Act: Provided, That where the articles of association amended under paragraph (2) expressly provide otherwise, the provisions of the articles of association shall apply thereto.

ADDENDA <Act No. 11205, Jan. 17, 2012>

Article 1 (Enforcement Date)

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

Article 2 (Transitional Measures concerning Vietnam War Veterans Association of the Republic of Korea)

(1) The Vietnam War Veterans Association of the Republic of Korea, an incorporated association, established with permission from the Minister of Patriots and Veterans Affairs pursuant to Article 32 of the Civil Act as at the time this Act enters into force shall be deemed the Vietnam War Veterans Association of the Republic of Korea established pursuant to this Act.

(2) Notwithstanding the amended provisions of Article 18-2 (3), the Vietnam War Veterans Association of the Republic of Korea shall amend its articles of association and obtain approval from the Minister of Patriots and Veterans Affairs pursuant to the this Act within six months after this Act enters into force.

(3) The Vietnam War Veterans Association of the Republic of Korea under this Act shall comprehensively inherit all assets and

liabilities of the Vietnam War Veterans Association of the Republic of Korea, an incorporated association, as at the time this Act enters into force, and the name of the Vietnam War Veterans Association of the Republic of Korea, an incorporated association, indicated in its assets and liabilities register or in other public records shall be deemed the name of the Vietnam War Veterans Association of the Republic of Korea under this Act.

(4) The value of assets which the Vietnam War Veterans Association of the Republic of Korea under this Act comprehensively inherits pursuant to paragraph (3) shall be the book value as at the time of the inheritance thereof.

(5) The register of the Vietnam War Veterans Association of the Republic of Korea, an incorporated association, as at the time this Act enters into force shall be deemed the register of the Vietnam War Veterans Association of the Republic of Korea under the amended provisions of Article 18-2.

(6) Executive officers, the secretary general, branch managers, chapter managers and representatives of the Vietnam War Veterans Association of the Republic of Korea, an incorporated association, as at the time this Act enters into force shall be deemed executive officers, the secretary general, branch managers, chapter managers and representatives, respectively, elected pursuant to this Act: Provided, That where the articles of association amended under paragraph (2) expressly provide otherwise, the provisions of the articles of association shall apply thereto.

ADDENDA <Act No. 11818, May 22, 2013>

Article 1 (Enforcement Date)

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

Articles 2 through 4 Omitted.

ADDENDUM <Act No. 11946, Jul. 26, 2013>

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

ADDENDA <Act No. 13198, Feb. 3, 2015>

Article 1 (Enforcement Date)

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

Article 2 (Applicability to Using Earnings)

Matters regarding using earnings under Article 21 of the Act on the Establishment of Associations by Persons, etc. of Distinguished Service to the State applied mutatis mutandis pursuant to the amended provisions of Article 24-3 (3), shall begin to apply from a plan to use earnings of 2016.

Article 3 (Applicability to Audits of Financial Statements of For-Profit Business)

Matters regarding audits of financial statements under Article 22 of the Act on the Establishment of Associations by Persons, etc. of Distinguished Service to the State applied mutatis mutandis pursuant to the amended provisions of Article 24-3 (3) shall begin to apply from the financial audit on the operation of the for-profit business of 2015.

ADDENDA <Act No. 13609, Dec. 22, 2015>

Article 1 (Enforcement Date)

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

Article 2 (Applicability to Suspension of Honorable Treatment)

(1) The amended provisions of Article 38 (1) shall begin to apply from the first case where a war veteran commits an act falling under any of the subparagraphs of the amended provisions thereof after this Act enters into force.

(2) The amended provisions of Article 38 (2) shall begin to apply from the first case where a war veteran is sentenced to imprisonment or more severe punishment for a crime after this Act enters into force and his/her sentence is confirmed.

Article 3 (Applicability to Exclusion from Persons Subject to This Act)

(1) The amended provision of Article 39 (1) 2 shall begin to apply from the first case where a war veteran is sentenced to imprisonment or more severe punishment for a crime after this Act enters into force and his/her sentence is confirmed.

(2) The amended provision of Article 39 (1) 3 shall begin to apply from the first case where a war veteran is sentenced to imprisonment for at least one year for a crime after this Act enters into force and his/her sentence is confirmed (excluding cases where he/she falls under the amended provision of Article 39 (1) 3 because he/she has committed a crime under the former Article 3 (2) 2).

(3) The amended provision of Article 39 (1) 4 shall begin to apply from the first case where a war veteran is sentenced to imprisonment for at least one year for a crime after this Act enters into force and his/her sentence is confirmed.

Article 4 Omitted.

ADDENDUM <Act No. 14260, May 29, 2016>

This Act shall enter into force on the date of its promulgation: Provided, That the amended provisions of Article 5 of the Act on Honorable Treatment of War Veterans, etc. and Establishment of Related Associations partly amended by Act No. 13609 shall enter into force on June 23, 2016.

ADDENDA <Act No. 15033, Oct. 31, 2017>

Article 1 (Enforcement Date)

This Act shall enter into force six months after the date of its promulgation: Provided, That the amended provisions of Article 39 (1) 3 (a) and (b) shall enter into force on the date of its promulgation.

Article 2 (Applicability to Exclusion from Persons Subject to This Act)

The amended provisions of Article 39 (1) 3 (a) and (b) shall also apply to war veterans registered pursuant to Article 5 before the aforesaid amended provisions enter into force: Provided, That in case of a person deemed a war veteran registered pursuant to Article 5 pursuant to Article 2 (1) of Addenda of the Support for War Veterans etc. Act amended by Act No. 6528, the amended provisions of Article 39 (1) 3 (a) and (b) shall begin to apply from the first case where a person is sentenced to imprisonment for at least one year for a crime falling under the amended provisions of Article 39 (1) 3 (a) and (b) and his/her sentence is confirmed after October 1, 2000.

ADDENDA <Act No. 15478, Mar. 13, 2018>

Article 1 (Enforcement Date)

This Act shall enter into force on the date of its promulgation: Provided, That the amended provision of Article 39 (1) 3 (a) shall enter into force three months after the date of its promulgation.

Article 2 (Applicability to Exclusion from Persons Subject to This Act)

The amended provision of Article 39 (1) 3 (a) shall begin to apply from the first case where a war veteran is sentenced to imprisonment for at least one year for a crime committed and his/her sentence is confirmed after the aforesaid amended provision enters into force.

[PC Version](#)



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