SEOUL METROPOLITAN GOVERNMENT ORDINANCE ON URBAN PARKS

Enactment No. 1505, Apr. 15, 1981
Partial Amendment No. 1567, Dec. 10, 1981
Partial Amendment No. 1696, Nov. 25, 1982
Partial Amendment No. 1874, Mar. 22, 1984
Partial Amendment No. 1986, Jan. 22, 1985
Partial Amendment No. 2086, May. 05, 1986
Partial Amendment No. 2186, May. 08, 1987
Partial Amendment No. 2356, May. 11, 1988
Partial Amendment No. 2492, Jul. 18, 1989
Partial Amendment No. 2746, Apr. 13, 1991
Partial Amendment No. 2754, May. 14, 1991
Partial Amendment No. 2926, May. 12, 1992
Partial Amendment No. 2976, Jan. 13, 1993
Amendment of Other Laws No. 2978, Jan. 13, 1993
Partial Amendment No. 2988, Mar. 18, 1993
Partial Amendment No. 3032, Sep. 25, 1993
Amendment of Other Laws No. 3057, Dec. 31, 1993
Partial Amendment No. 3212, Jun. 10, 1995
Partial Amendment No. 3407, Jul. 05, 1997
Partial Amendment No. 3438, Dec. 05, 1997
Partial Amendment No. 3652, Jul. 31, 1999
Partial Amendment No. 3680, Oct. 30, 1999
Partial Amendment No. 3906, Sep. 29, 2001
Partial Amendment No. 3944, Dec. 31, 2001
Partial Amendment No. 4055, Jan. 10, 2003
Partial Amendment No. 4111, Jun. 16, 2003
Amendment of Other Laws No. 4131, Jul. 25, 2003
Amendment of Other Laws No. 4284, Jun. 16, 2005
Amendment of Other Laws No. 4311, Sep. 30, 2005
Partial Amendment No. 4352, Dec. 29, 2005
Partial Amendment No. 4436, Oct. 04, 2006
Whole Amendment No. 4547, Jul. 30, 2007
Partial Amendment No. 4654, Jul. 30, 2008
Partial Amendment No. 4722, Jan. 08, 2009
Amendment of Other Laws No. 4817, Jul. 30, 2009
Partial Amendment No. 4917, Jan. 07, 2010
Amendment of Other Laws No. 4967, Apr. 22, 2010
Partial Amendment No. 5004, Jul. 15, 2010
Partial Amendment No. 5107, Jul. 28, 2011
Amendment of Other Laws No. 5208, Dec. 29, 2011
Amendment of Other Laws No. 5272, Mar. 15, 2012
Partial Amendment No. 5468, Mar. 28, 2013
Amendment of Other Laws No. 5554, Aug. 01, 2013
Partial Amendment No. 5856, Apr. 02, 2015
Amendment of Other Laws No. 6016, Oct. 08, 2015
Partial Amendment No. 6074, Jan. 07, 2016
Partial Amendment No. 6456, Mar. 23, 2017
Partial Amendment No. 6521, May. 18, 2017
Partial Amendment No. 6626, Sep. 21, 2017
Partial Amendment No. 6850, Mar. 22, 2018
Amendment of Other Laws No. 6851, Mar. 22, 2018
Partial Amendment No. 7003, Jan. 03, 2019
Partial Amendment No. 7097, Mar. 28, 2019
Partial Amendment No. 7119, May. 02, 2019
Partial Amendment No. 7266, Jul. 18, 2019
Partial Amendment No. 7398, Dec. 31, 2019
Amendment of Other Laws No. 7423, Dec. 31, 2019
Partial Amendment No. 7661, Jul. 16, 2020
Partial Amendment No. 7760, Oct. 05, 2020
Partial Amendment No. 7795, Dec. 31, 2020

Amendment of Other Laws No. 7912, Mar. 25, 2021
Partial Amendment No. 7971, Mar. 25, 2021
Amendment of Other Laws No. 8127, Sep. 30, 2021
Partial Amendment No. 8190, Sep. 30, 2021
Amendment of Other Laws No. 8235, Dec. 30, 2021

Article 1 (Purpose)

The purpose of this Ordinance is to prescribe matters authorized under the Act on Urban Parks, Greenbelts, etc., the Enforcement Decree of the same Act and the Enforcement Rules of the same Act and matters necessary for the enforcement thereof. <Amended on Jan. 8, 2009>

Article 2 (Definitions)

The definitions of terms used in this Ordinance shall be as follows:

1. The term "usage fee" means a fee collected from a person who uses park facilities; <Amended on Jan. 8, 2009>
2. The term "rental fee" means the amount calculated at the market price as rent in cases where a park management agency entrusts a person who is not a park management agency with the management of park facilities; <Amended on Jan. 8, 2009; Jan. 7, 2010>
3. The term "fee" means the price for use, consumption, viewing of a park and its facilities as a concept including an admission fee, usage fee, rental fee, etc.; <Amended on Jan. 8, 2009>
4. The term "park" means an urban park referred to in subparagraph 3 of Article 2 of the Act on Urban Parks, Greenbelts, etc.; <Amended on Jan. 8, 2009>
5. The term "greenbelt" means a greenbelt referred to in subparagraph 6 of Article 2 of the Act on Urban Parks, Greenbelts, etc.; <Newly Inserted on Jan. 8, 2009>

Article 3 (Types of Urban Parks)

Among the urban parks referred to in Article 15 (1) 2 (f) of the Act on Urban Parks, Greenbelts, etc. (hereinafter referred to as the "Act"), theme parks prescribed by Ordinance shall be as follows: <Amended on Jan. 8, 2009>

1. An ecological park: A park established to promote biodiversity and to be used by the public for rest and ecological learning by creating life inhabiting space;
2. An amusement park: A park for the purpose of improvement in leisure and emotional life of citizens by building various recreational and amusement facilities;
3. A street park: A park established in the vicinity of the roadside or a residential area for the purpose of providing a space for rest to the public and improving the scenery. <Newly Inserted on Jul. 15, 2010>

Article 4 (Minor Changes in Park Development Plan)

Matters prescribed by Ordinance referred to in subparagraph 4 of Article 13 of the Enforcement Decree of the Act on Urban Parks, Greenbelts, etc. (hereinafter referred to as the "Decree") shall be as follows: <Amended on Jan. 8, 2009>

1. Building and removal of amusement facilities in a private capital induced park for which a permit has been granted;
2. A decrease in the floor space of a building for which a permit has been granted or an increase therein by not more than 1/20: Provided, That it shall be allowed only once for a building reflected in an initial park development plan; <Amended on Jan. 8, 2009>
3. A change in a park development plan for children's park or minipark: Provided, That in such cases, the change shall be published in the official gazette of Seoul Metropolitan City.

Article 5 (Establishment of Park and Park Facilities)

(1) Parks and park facilities shall be managed open so that all citizens may use them conveniently: Provided, That special opening hours may be set for a park with a fence or a park for which a park management agency deems special opening hours are necessary to protect facilities of a park such as user-paid facilities.

(2) A park and park facilities pursuant to Articles 19 and 21 of the Act shall be developed in the park unit determined by urban management planning: Provided, That in cases of a large-scale park, where the Seoul Metropolitan City Mayor (hereinafter referred to as the "Mayor") deems it necessary for public interest, he/she may build park facilities in part of the park area determined by urban management planning. <Amended on Jan. 8, 2009> (3) Where the Mayor intends to build park facilities according to the proviso to paragraph (2), the project implementation area shall not be less than 10,000 square meters: Provided, That this shall not apply to cases where a park management agency builds park facilities directly. <Amended on Jan. 8, 2009>

Article 6 (Entrustment of Management of Park and Park Facilities)

(1) Among those who build and manage park facilities with designation of a performer of urban planning infrastructure project and

approval of an implementation plan of a park management agency pursuant to Article 20 of the Act or those entrusted with management of park facilities by a park management agency pursuant to Article 21 (1) of the Act, a person who builds and manages a park or park facilities with private capital may entrust a third party with management of part of the relevant park facilities after reporting this to the competent park management agency. <Amended on Jan. 8, 2009>
(2) Where a park management agency entrusts the management of park facilities, as a rule, it shall select a trustee by means of general bidding: Provided, That in cases of sports facilities, convenience facilities or amusement facilities, it may select a trustee by means of limited bedding in consideration of their distinct characteristics.
(3) Among convenience facilities, a successful bidder of a store, rest area, etc. for which a bid of which income is the cause is made may be decided with a contract by two-phase bid or negotiations in consideration of the distinct characteristics of the relevant park. <Newly Inserted on Jul. 15, 2010>
(4) Notwithstanding paragraph (2), where a park management agency entrusts park facilities to the Seoul Metropolitan Facilities Management Corporation (hereinafter referred to as the "Facilities Management Corporation") or the entrustment of management falls under Article 25 of the Enforcement Decree of the Act on Contracts to which a Local Government is a Party, it may select a trustee by private contract. In such cases, the Facilities Management Corporation entrusted with management of park facilities by a park management agency may entrust a third party with management of part of park facilities further entrusted. <Amended on Jul. 30, 2008; Jan. 8, 2009; Jul. 15, 2010>

Article 7 (Period of Management in Trust)

(1) A period of management in entrustment of a park and park facilities shall be less than three years: Provided, That this shall not apply to cases where a period of free use following the donation is calculated. <Amended on Jan. 8, 2009>
(2) Where a person entrusted with management of a park or park facilities pursuant to Article 6 (4) intends to renew an entrustment contract by private contract because the period of entrustment expires, he/she shall file an application with a park management agency 30 days before the expiration of the relevant period of entrustment. <Amended on Jul. 30, 2008; Jan. 8, 2009; Jul. 15, 2010>
(3) When a park management agency receives an application for entrustment contract by means of a private contract pursuant to paragraph (2), it may extend the period of contract within the extent of three years only once where it does not deem that the contract causes inconvenience in the management and operation of the relevant park facilities, etc.: Provided, That this shall not apply to the Facilities Management Corporation. <Amended on Jul. 30, 2008; Jan. 8, 2009>

Article 8 (Vitalization of Utilization of Parks)

(1) A park management agency may run diverse park utilization programs optimizing use of park's characteristics by season or by park for vitalization of the utilization of parks. <Amended on Jan. 8, 2009>
(2) When a park management agency runs park utilization programs referred to in paragraph (1), it may charge entry fees within the scope of attached Table 2.
(3) Where a park management agency runs park utilization programs referred to in paragraph (1), it may run the whole or part of the programs in trust, and where it runs programs in trust, it may subsidize program operating expenses within budget limits.

Article 9 (Parks Subject to Permission to Occupy and Use)

Parks for which a park management agency may issue a permit to occupy and use pursuant to Article 24 of the Act shall be as follows: <Amended on Jan. 8, 2009>
1. A park development of which is completed by an urban planning project or by other Acts (where part of the development is completed, referring to the completed part);
2. A park not included in a first phase implementation plan pursuant to Article 85 of the National Land Planning and Utilization Act; <Amended on Jan. 8, 2009>
3. A park for which an implementation plan by phase shall be formulated pursuant to Article 85 of the National Land Planning and Utilization Act and for which two years have passed from the date of announcement of determination of urban management planning without formulation of the plan as of the date of application for a permit to occupy and use; <Amended on Jan. 8, 2009>
4. A park which doe not fall under paragraph (1) 1 through 3 and for which there exists no plan to build park facilities in a park development plan pursuant to Article 16 of the Act and a park management agency deems that there is no issue in the creation and management of the park; <Amended on Jan. 8, 2009>
5. Other urban planning infrastructure built pursuant to Article 3 of the Rules on Decision, Structure and Building Standards of Urban Planning Infrastructure. <Amended on Jan. 8, 2009>

Article 10 (Detailed Standards for Permission to Occupy and Use Park)

(1) Standards for issuing a permit to occupy and use a park pursuant to Article 24 (2) of the Act shall be as follows: <Amended on

Jan. 8, 2009>
1. An offstreet parking lot under subparagraph 3 of Article 22 of the Decree shall be built with rainwater permeable eco-friendly facilities, such as crushed stones on the ground and grass blocks, etc., and the part built shall be restored to the original state by a person permitted to occupy and use immediately after the expiration of the period of occupation and use; <Amended on Jan. 8, 2009>
2. A temporary building for management pursuant to subparagraph 8 of Article 22 of the Decree shall be limited to a place of work for agriculture, forestry, fisheries or mining and to the purpose of drying the products in the park; <Amended on Jan. 8, 2009>
3. Building standards for a temporary building pursuant to subparagraph 9 of Article 22 shall be as follows: <Amended on Jan. 8, 2009>
(a) The term "storage facilities" means a building which does not fall under dangerous article storage and disposal facilities or the secondary use thereof and is limited to the purpose of warehouse, cold or refrigerating storage and loading dock;
(b) The gross area of a temporary building which may be built on a lot in the lot unit according to the Cadastral Act shall be less than 200 square meters; <Amended on Jan. 8, 2009>
(c) Where a lot is divided into not less than two lots after land is decided as a park, it shall be deemed one lot regardless of the number of lots after the division;
4. Where not less than two park management agencies manage a park when a temporary building pursuant to subparagraph 10 of Article 22 of the Decree is built, the gross area shall be less than 200 square meters per park management agency; <Amended on Jan. 8, 2009>
5. In cases of rebuilding, reconstruction, enlargement or a large-scale repair of an existing building or existing structure pursuant to subparagraph 14 of Article 22 of the Decree, the following shall apply: <Amended on Jan. 8, 2009>
(a) It shall be limited to a building already built under a permit according to the relevant Acts and subordinate statutes, such as the Building Act, etc., before the relevant park is determined or on which a certificate of inspection of the completion has been issued according to the Special Measures for Readjustment of Specific Buildings Act, and which is a compliant building registered in the building register and a building annexed thereto, and a structure built according to other Acts and subordinate statutes; <Amended on Jan. 8, 2009>
(b) Expansion of a building shall be of a building referred to in item (a) and shall be in accordance with the Building Act, and the scale of expansion shall be less than the gross area of the building registered in the building register; <Amended on Jan. 8, 2009>
(c) It shall exclude cases where an existing single building is divided into not less than two buildings or cases where not less than two existing buildings are annexed: Provided, That for division or annexation not accompanied by a new site development in the same site, even though a building is divided or annexed, cases where a building is used for the purpose before the division or annexation shall be excluded; <Amended on Jan. 8, 2009>
(d) It shall be limited to cases where an access road, water and sewage and other incidental facilities are not required owing to permission to occupy and use, such as a building which requires the development of a new site or a house isolated from any neighboring village, etc.; <Amended on Jan. 8, 2009>
6. A storage yard for construction equipment and materials pursuant to subparagraph 15 of Article 22 of the Decree shall occupy the least area necessary for construction. <Amended on Jan. 8, 2009>
(2) A permit to occupy and use referred to in paragraph (1) shall meet the following requirements:
1. Where independent facilities are built underground, and a part of entrance, ventilation opening, or other incidental facilities required to be built is protruded on the ground, its size shall be minimized and landscaping shall be done, such as covering with earth, planting of trees, etc., and it shall match the surrounding scenary; <Amended on Jan. 8, 2009>
2. The facilities shall not cause environmental pollution, such as excessive discharge of sewage, waste water and exhaust gas;
3. Omitted. <on Jan. 8, 2009>
4. In cases of a temporary building, it shall be limited to cases where construction of a new access road is not required owing to permission to occupy and use; <Amended on Jan. 8, 2009>
5. It shall not violate the related Acts and subordinate statutes, such as the Building Act, etc.

Article 11 (Greenbelts Subject to Permission to Occupy and Use)

(1) Greenbelts for which a permit to occupy and use may be issued pursuant to Article 38 of the Act shall be as follows: <Amended on Jan. 8, 2009>
1. A greenbelt the creation of which is completed (where part of the creation is completed, referring to the part completed) according to an urban planning project or other Acts; <Amended on Jan. 8, 2009>
2. A greenbelt not included in the first phase implementation plan pursuant to Article 85 of the National Land Planning and Utilization Act; <Amended on Jan. 8, 2009>
3. A greenbelt for which an implementation plan by phase shall be formulated pursuant to Article 85 of the National Land Planning and Utilization Act and for which two years have passed from the date of determination of urban management planning without formulation of the plan as of the date of application for a permit to occupy and use; <Amended on Jan. 8, 2009>

4. Notwithstanding subparagraphs 1 through 3, a permit to occupy and use may be issued for building another urban planning infrastructure determined overlapping with a greenbelt pursuant to Article 3 of the Rules on Decision, Structure and Building Standards of Urban Planning Infrastructure. <Amended on Jan. 8, 2009>

Article 12 (Detailed Standards for Permission to Occupy and Use Greenbelts)

Standards for permission to occupy and use land in greenbelts pursuant to Article 38 of the Act shall be as follows: <Amended on Jan. 8, 2009>

1. The requirements referred to in Article 10 (1) 1 through 3, 5 and 6 shall be met; <Amended on Jan. 8, 2009>
2. An access road crossing a greenbelt pursuant to subparagraph 3 of Article 43 of the Decree: <Amended on Jan. 8, 2009>

(a) Where a person intends to occupy and use a greenbelt to use as a road, a greenbelt management agency shall not permit such occupation and use: Provided, That this shall not apply to cases falling under item (b);

(b) Where the inside road has already been determined by urban planning, it shall be limited to a period until the road is opened;

(c) In principle, an access road shall not exceed eight meters in width in principle, however, where a wider road is required, a greenbelt management agency shall give permission to occupy and use it as a road (referring to a road under the National Land Planning and Utilization Act and the Private Road Act) pursuant to subparagraph 3 of Article 22 of the Decree; <Amended on Jan. 8, 2009>

(d) The shortest distance between access roads crossing a greenbelt on the roadside shall be at least 250 meters: Provided, That this shall not apply to cases where it is necessary to separate an entrance and exit because it is unavoidable under local circumstances or required for smooth traffic flow; <Amended on Jan. 8, 2009>

(e) A greenbelt management agency shall not permit an access road in a greenbelt on the side of a motorcar road or detour: Provided, That this shall not apply to cases where its necessity is recognized because opening of an access road does not hinder the function of a greenbelt and remarkably decreases surrounding traffic congestion, and a greenbelt management agency has consulted about the access road with a road management agency;

(f) Where it is inevitable to permanently use a road built according to the proviso to item (e), a greenbelt management agency shall permit to occupy and use as a road pursuant to subparagraph 3 of Article 22 of the Decree; <Amended on Jan. 8, 2009>

(g) Where a greenbelt management agency intends to give permission to occupy and use a greenbelt on the side of the railroad, it shall consult with the manager of a railroad protection zone pursuant to Article 63 of the Enforcement Decree of the Railroad Safety Act;

(h) In cases of a greenbelt on the side of an industrial complex, a greenbelt management agency shall permit to build an urban planning road according to a street network in the industrial complex and shall not permit an access road by individual factory;

(i) Where land the land category of which according to the Cadastral Act is a site becomes land with no sides abutting on the public way owing to determination of a greenbelt, a greenbelt management agency shall give permission to occupy and use after planning the inside road in consideration of local conditions of the land or give permission to occupy and use as a road pursuant to subparagraph 3 of Article 22 of the Decree. <Amended on Jan. 8, 2009>

3. In case of a storage yard of construction equipment and materials pursuant to subparagraphs 5 and 6 of Article 43 of the Decree, where a greenbelt management agency implements greenbelt creation construction work and construction of facilities which cause placement of the relevant greenbelt (a road, railroad, etc.), and it is inevitable to build a temporary building for construction in a greenbelt not yet created, it shall manage the same as a temporary building pursuant to Article 15 (5) 3 of the Enforcement Decree of the Building Act. <Amended on Jan. 8, 2009; Jul. 15, 2010>

Article 13 (Period of Permission to Occupy and Use)

(1)Where a park management agency or greenbelt management agency issue a permit to occupy and use a park or greenbelt, a period of permission to occupy and use shall be determined in consideration of occupying and using facilities, an implementation period of a park and greenbelt creation project, etc., and where no period of permission to occupy and use is prescribed, it shall not exceed three years. <Amended on Jan. 8, 2009>

(2) A period for existence of a temporary building in the short-term or temporary structure in the short-term built for a sports event, assembly, exhibition, exposition, performance referred to in subparagraph 10 of attached Table 1 to Article 23 of the Decree shall be as follows: <Amended on Jan. 8, 2009>

1. Not more than two months in cases of a sports event or assembly;
2. Not more than one year in cases of an exhibition, exposition or performance.

(3) Where a person who has obtained a permit to occupy and use a park or greenbelt intends to obtain the extension of the relevant period of occupation and use after the period of occupation and use expires, he/she shall apply for extension of the period to a park management agency or greenbelt management agency 30 days prior to the expiration of the period. In such cases, a park management agency or greenbelt management agency may extend the period within the extent that the extension of the period of occupation and use does not hinder the management and operation of the relevant park or greenbelt facilities. <Amended on Jul. 15, 2010>

Article 14 (Management of Objects Occupied and Used)

(1) Where a park management agency or greenbelt management agency issues a permit to occupy and use a park or greenbelt, it shall ascertain whether details of permission is implemented properly and, if necessary, may request a person permitted to occupy and use to make a boundary survey. <Amended on Jan. 8, 2009>

(2) Where a park management agency or greenbelt management agency issues a permit to occupy and use a park or greenbelt, it shall prepare and manage the management book of permission to occupy and use in which the purpose of occupation and use, a period of permission to occupy and use, the area and objects occupied and used, etc, are mentioned. <Amended on Jan. 8, 2009>

Article 15 (Park Admission Fees and Usage Fees)

(1) A person who enters a park meeting the requirements referred to in the Article 46 of the Decree and referred to in attached Tables 1 and 2 or uses park facilities shall pay the relevant admission fee or usage fee. <Amended on Jan. 8, 2009; Jul. 15, 2010>

(2) A park management agency may charge an admission fee of a park and usage fee in foreign currency and credit card to utilize the use of a park. In such cases, the applicable exchange rate to charge an admission fee or usage fee be the final purchase price in cash of the preceding day of a bank which is a depository of Seoul Metropolitan City, and where there is change, a fraction below 10 won shall not be calculated. <Amended on Jul. 30, 2008>

(3) An admission fee and usage fee for facilities referred to in paragraph (1) shall be prescribed respectively by Rule within the scope of attached Tables 1 and 2 in consideration of cost accounting, inflation, etc. <Amended on Jan. 8, 2009>

(4) Where a person uses park facilities for three months or less, he/she shall deposit a performance deposit (less than 15 percent of the usage fee for use of facilities), a performance deposit shall be returned within 15 days from the date restoration to the original state is completed excluding the expenses incurred. <Newly Inserted on Jan. 7, 2010>

Article 16 (Rental Fee of Park facilities)

In principle, a rental fee shall be calculated and collected by appraised value or cost accounting service, etc., and where a trustee is selected by general competition bidding, etc., the value of the successful bid the estimated price of which is the appraised value or the price by cost accounting service shall be collected as a rental fee: Provided, That in cases falling under any of the following subparagraphs, a rental fee shall be exempted and facilities maintenance cost, etc. may be subsidized within budget limits:

1. Where a park management agency entrusts the management of a park opening after vesting free of charge pursuant to Article 99 of the National Land Planning and Utilization Act to its relative; <Amended on Jan. 8, 2009>
2. Where a park management agency entrusts the management and operation of a park or park facilities generating no revenues to a non-profit corporation or organization; <Amended on Jan. 8, 2009>
3. Where a park management agency entrusts a memorial hall of patriotic martyrs for the country and patriots and its related facilities pursuant to Article 4 of the Act on the Honorable Treatment of Persons of Distinguished Services to Independence to an organization which has donated them; <Amended on Jan. 8, 2009>
4. Where the Mayor deems it necessary for efficient management and operation of a park or park facilities.

Article 17 (Fee for Occupation and Use)

A person who obtains a permit to occupy and use a park or greenbelt (hereinafter referred to as "occupant") shall pay a fee for occupation and use referred to in attached Table 3.

Article 18 (Calculation Standards and Methods of Payment of Fees)

(1) An admission fee or fee for occupation and use shall be paid on a notice for payment issued by a park management agency or greenbelt management agency or by method of purchasing an admission ticket: Provided, That a fee for use of video recording, photography, or a playground among fees for use of park facilities may be paid by revenue stamp of a park management agency or greenbelt management agency or with electronic currency and electronic settlement of accounts making use of information and communication network. <Amended on Jan. 8, 2009; Apr. 22, 2010>

(2) In principle, a rental fee of park facilities pursuant to Article 16 shall be calculated in the total amount of the period of entrustment, and where it is necessary to calculate in installments, it shall be calculated according to the following subparagraphs: <Amended on Jan. 8, 2009>

1. On a yearly basis: the yearly amount × the number of years entrusted;
2. On a monthly basis: the yearly amount × the number of months entrusted / 12;
3. On a daily basis: the yearly amount × the number of days entrusted / 365.

(3) A fee for occupation and use pursuant to Article 17 shall be calculated and imposed as a yearly amount each year. In such cases, where the period of occupation and use is less than one year, a fee for occupation and use shall be calculated according to

the following subparagraphs: <Amended on Jan. 8, 2009>
1. On a monthly basis: the yearly amount × the number of months occupied and used / 12;
2. On a daily basis: the yearly amount × the number of days occupied and used / 365.
(4) Methods of payment of a rental fee and fee for occupation and use shall be as follows:
1. Where the period of management in trust and occupation and use does not exceed one year, when a park management agency or greenbelt management agency entrusts the management or issues a permit to occupy and use (hereinafter in this paragraph referred to as "permission"), the amount calculated at the time of permission regarded as the base date of calculation shall be paid in full before the date of commencement of occupation and use; <Amended on Jan. 8, 2009>
2. Where the period of management in trust and occupation and use exceeds one year, the amount for one year from the date of permission shall be paid before the date of commencement of occupation and use, and the amount for the following year thereafter shall be paid within 30 days from the date falling under the first date of commencement of occupation and use every year. <Amended on Jan. 8, 2009>

Article 19 (Refund of Fees)

(1) An admission fee or usage fee paid in advance during Internet reservation, etc. may be refunded, and detailed matters concerning refund shall be prescribed by Rule.
(2) A rental fee or fee for occupation and use already paid shall not be refunded: Provided, That in cases falling under any of the following subparagraphs, the whole or part of such a fee may be refunded:
1. Where a natural disaster occurs or the Mayor cancels permission or changes details of permission according to the necessity for public interest; <Amended on Jan. 8, 2009>
2. Where refund is deemed inevitable because the area of actual occupation and use of a park is much less than the area permitted to be occupied and used or there are errors in the calculation of a rental fee or fee for occupation and use.

Article 20 (Reduction or Exemption of Fees)

(1) The Mayor may exempt any of the following persons from an admission fee: <Amended on Jan. 7, 2010>
1. A state guest, diplomatic mission and its retinue;
2. A child under six years of age, a person over 65 years of age, or a disabled person under the Welfare of Disabled Persons Act (including a guardian in cases of a severely disabled person of Class 1, 2, or 3); <Amended on Jan. 8, 2009; Jan. 7, 2010>
3. A person who has access to a park for investigation and research in the park for public interest or scientific purposes; <Amended on Jan. 8, 2009>
4. A person who has access to a park to perform his/her official duties; <Amended on Jan. 8, 2009>
5. A person referred to in any subparagraph of Article 86 (1) of the Enforcement Decree of the Act on the Honorable Treatment and Support of Persons, etc. of Distinguished Services to the State; <Amended on Jan. 8, 2009>
6. A person of merit who participated in a war who holds a card of person of merit who participated in a war issued by the Minister of Patriots and Veterans Affairs;
7. A person who holds an honorary citizenship of Seoul Metropolitan City. <Amended on Jan. 8, 2009>
(2) The Mayor may reduce an admission fee referred to in attached Table 1 as prescribed by Rule within the extent of not less than 30 percent and not more than 50 percent to a person falling under any of the following subparagraphs: <Amended on Jul. 30, 2008; Jan. 8, 2009>
1. A person who uses a park within one month after he/she used a park and cultural facilities designated by the Mayor; <Amended on Jan. 8, 2009>
2. A person who holds a multi-child happy card (referring to a card issued to a family living in Seoul Metropolitan and having not less than two children) or a member of the family registered in the card;
3. A group of not less than 30 persons;
4. Other matters prescribed by Rule.
(3) In cases falling under any of the following subparagraphs, the Mayor may reduce or exempt a fee for occupation and use;
1. Where a person install historic remains to be preserved permanently or a monument with distinguished services;
2. Where a local government occupies and uses a park or greenbelt for construction of a common or public building and structure;
3. Where a local government occupies and uses a park or greenbelt for installation of water and sewage pipes, gas pipe, or a water tank for fire-fighting;
4. Where a park management agency deems other facilities corresponding to the provisions of subpargaraphs 1 through 3 necessary for public interest. <Amended on Jan. 8, 2009>

Article 21 (Application Mutatis Mutandis)

For matters not prescribed in this Ordinance concerning the collection and reduction or exemption of a usage fee, fee for

occupation and use, etc., the relevant fee, etc. may be imposed or collected by applying the criteria for collection, reduction, or exemption under the relevant Acts and subordinate statutes and other Ordinances mutatis mutandis. <Amended on Jan. 8, 2009>

Article 22 (Acts Subject to Application of Prohibited Acts)

No person shall do any act referred to in each subparagraph of Article 49 (2) of the Act in a park, greenbelt and urban natural park area. <Amended on Jan. 8, 2009>

Article 23 (Imposition and Collection of Fines for Negligence)

Standards by which the Mayor imposes fines for negligence pursuant to Article 56 (1) of the Act shall be as attached Table 4. <Amended on Jan. 8, 2009>

Article 24 (Seoul Metropolitan Urban Park Committee)

The Seoul Metropolitan Urban Park Committee (hereinafter referred to as the "Committee") shall be established in Seoul Metropolitan City (hereinafter referred to as the "City") to deliberate on the matters referred to in the subparagraphs of Article 50 (1) of the Act:

1. Matters concerning a plan for creation formulated by the Mayor or the head of a Gu under the provisions of Article 16 of the Act and a change therein; <Amended on Jan. 8, 2009>
2. Other important matters concerning a park.

Article 25 (Formation of Committee)

(1) The Committee shall be comprised of not more than 25 members, including one chairperson and one vice chairperson.
(2) The First Administrative Deputy Mayor shall be the chairperson and the vice chairperson shall be elected by the Committee from among its commissioned members.
(3) The Mayor shall appoint or commission members from among those referred to in the following subparagraphs:

1. Public Officials in Class 2 or Class 3 of the City;
2. Those who have profound knowledge and rich experience in parks.

(4) The term of office of members referred to in paragraph (3) 2 shall be two years, and they may be reappointed. <Amended on Jan. 8, 2009>
(5) The Committee shall have one administrative secretary and one clerk to conduct its business, and the manager of the department in charge of the Committee shall be the administrative secretary and the assistant manager in charge of the Committee shall be the clerk.
(6) Where a member falls under any of the following subparagraphs, the Mayor may dismiss the relevant member, even before the expiration of his/her term of office: <Amended on Jul. 15, 2010>

1. When a member deceases or is unable to perform his/her duties owing to an illness which requires medical treatment for a long time or an overseas travel for not less than six months, etc.;
2. When a member wishes to be dismissed of his/her own accord;
3. When a member is disqualified in connection with his/her duties or attracts public criticism by gross negligence; <Amended on Jan. 8, 2009>
4. When a member is deemed inappropriate for performing his/her duties owing to loss of his/her dignity, etc.

Article 26 (Duties of Chairperson)

(1) The chairperson shall represent the Committee and preside over affairs of the Committee.
(2)The vice chairperson shall assist the chairperson and perform duties of the chairperson on his/her behalf when he/she cannot perform his/her duties owing to unavoidable reasons.
(3) When both the chairperson and vice chairperson are unable to perform their duties, a member elected by the Committee from among its members shall perform the relevant duties. <Amended on Jan. 8, 2009>

Article 27 (Meeting)

(1) A regular meeting shall be called once a month, but may be adjusted in consideration of items on the agenda.
(2) A meeting of the Committee shall be held by the majority of the incumbent members and a decision shall be made with the consent of the majority of members present.
(3) A member who has a stake in a decision of the Committee shall not participate in the decision.

Article 28 (Allowance)

An allowance may be paid to a member appears at a meeting of the Committee within budget limits: Provided, That this shall not apply to cases where a member who is a public official attends a meeting of the Committee in direct connection with his/her concern.

Article 29 (Detailed Rules for Operation)

Except for the matters prescribed by this Ordinance, the chairperson shall determine matters necessary for the operation of the Committee through the resolution of the Committee. <Amended on Jan. 8, 2009>

Article 30 (Division of Jurisdiction over Business on Park or Greenbelt)

(1) Division of jurisdiction over business on urban parks and greenbelts between Seoul Metropolitan City and an autonomous Gu of Seoul Metropolitan City shall be as attached Table 5. <Amended on Jan. 8, 2009>

(2) Expenses incurred in the acquisition or creation of a park or greenbelt and the conduct of the business concerning maintenance of existing facilities, etc. shall be borne according to the division of jurisdiction over business referred to in paragraph (1): Provided, That the Mayor may subsidize part of expenses to be borne by an autonomous Gu in consideration of its financial circumstances, etc.

Article 31 (Delegation of Business)

(1) Business which the Mayor delegates to the head of a Gu or the head of a business unit shall be as attached Table 6. <Amended on Jan. 8, 2009>

(2) Permission, etc. referred to in attached Table 6 shall be deemed to include business incidental thereto unless provided otherwise. <Amended on Jan. 8, 2009>

ADDENDA <Ordinance No. 4917, Jan. 7, 2010>

(Enforcement Date)

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

(Ordinance Repealed)

Seoul Metropolitan Government Ordinance on Parks (Seoul Metropolitan Government Ordinance No. 491, Nov. 22, 1967) shall be repealed when this Ordinance enters into force.

(Transitional Measures)

Where a person has obtained permission to use park facilities in accordance with the previous Ordinance, he/she shall be deemed to have been entrusted with management in accordance with this Ordinance.

(Transitional Measures)

Where a park has been designated and announced as a park which may collect admissions fees in accordance with the previous Ordinance, it shall be deemed to have been designated and announced in accordance with this Ordinance.

ADDENDUM <Dec. 10, 1981>

This Ordinance shall enter into force on January 1, 1982.

ADDENDUM <Nov. 25, 1982>

This Ordinance shall enter into force on January 1, 1983.

ADDENDUM <Mar. 22, 1984>

This Ordinance shall enter into force on the date of its promulgation, and matters concerning Seoul Grand Park shall apply from the commencement date of use of park facilities.

ADDENDUM <Jan. 22, 1985>

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

ADDENDUM <May 5, 1986>

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

ADDENDUM <May 8, 1987>

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

ADDENDUM <May 11, 1988>

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

ADDENDUM <Jul. 18, 1989>

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

ADDENDA <Apr. 13, 1991>

(Enforcement Date)

This Ordinance shall enter into force on May 10, 1991.

(Transitional Measures concerning Fee for Entrustment of Management)

The previous provisions shall apply to a fee for entrustment of management to a person who is entrusted with management of park facilities in accordance with the previous provisions at the time this Ordinance enters into force until the expiration date of the period of entrustment notwithstanding the amended provisions of attached Table 3: Provided, That this shall not apply to cases where a fee for entrustment of management calculated in accordance with the previous provisions exceeds a fee for entrustment of management calculated in accordance with the amended provisions of attached Table 3.

ADDENDUM <May 14, 1991>

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

ADDENDUM <May 12, 1992>

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

ADDENDA <Jan. 13, 1993>

(Enforcement Date)

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

(Transitional Measures concerning Fee for Occupation and Use)

Adjustment standards of increase under the provisions of Article 7 (2) and the proviso to Article 8 (5) shall apply to the decision on a fee for entrustment of management and fee for occupation and use of park facilities after January 1, 1992.

(Transitional Measures concerning Permission to Use Greenbelt)

Where a person has obtained permission to use a greenbelt under the provisions of the previous Article 17 or approval for restoration to the original state under the provisions of the previous Article 19 at the time this Ordinance enters into force, he/she shall be deemed to have obtained permission to use a greenbelt under the amended provisions of Article 17 or approval under the amended provisions of Article 19.

(Transitional Measures concerning Acquisition of Property)

An autonomous Gu shall take the procedure for the acquisition of property according to division of ownership referred to in Article 26.

ADDENDUM <Jan. 13, 1993>

(Enforcement Date)

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

ADDENDUM <Mar. 18, 1993>

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

ADDENDA <Sep. 25, 1993>

(Enforcement Date)

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

(Applicability)

Where a park management agency has permitted long-term occupation and use of a park and collected the total amount of fees for occupation and use in accordance with the previous provisions before this Ordinance enters into force, the previous provisions shall apply until the expiration date of the period of permission.

ADDENDUM <Dec. 31, 1993>

Article 1 (Enforcement Date)

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

ADDENDUM <Jun. 10, 1995>

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

ADDENDUM <Jul. 5, 1997>

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

ADDENDUM <Dec. 5, 1997>

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

ADDENDA <Jul. 31, 1999>

(Enforcement Date)

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

(Transitional Measures concerning Permission to Occupy and Use)

The previous provisions shall apply to the conduct of business concerning facilities of which occupation and use has been permitted or which has been entrusted or the procedure therefor is in progress at the time this Ordinance enters into force, and the calculation, imposition and collection of fees for occupation and use, etc. until the period of the relevant occupation and use or entrustment expires.

ADDENDUM <Oct. 30, 1999> The Supreme Court 99 Addition 85, Nullity Decided, on May 30, 2000

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

ADDENDUM <Sep. 29, 2001>

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

ADDENDA <Dec. 31, 2001>

Article 1 (Enforcement Date)

This Ordinance shall enter into force on the date of its promulgation: Provided, That the amended provisions of Articles 8-2 (3) and 18 (3) shall enter into force on January 1, 2002.

Article 2 (Applicability According to Change of Method of Calculation of Fees for Occupation and Use)

A method of the calculation of fees for occupation and use of a park and greenbelt changed in accordance with the amended provisions of Articles 9 and 17 shall apply beginning with the first application for permission to occupy and use after this Ordinance enters into force.

ADDENDUM <Jan. 10, 2003>

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

ADDENDUM <Jun. 16, 2003>

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

ADDENDA Ordinance on Urban Planning < No. 4131, Jul. 25, 2003>

Article 1 (Enforcement Date)

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

Articles 2 through 11 Omitted.

ADDENDA Ordinance on Establishment of Administrative Organizations < No. 4284, Jun. 16, 2005>

Article 1 (Enforcement Date)

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

Articles 2 and 3 Omitted.

ADDENDA Ordinance on Conferment of Honorary Citizenship < No. 4311, Sep. 30, 2005>

Article 1 (Enforcement Date)

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

Article 2 Omitted.

ADDENDA <Dec. 29, 2005>

(Enforcement Date)

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

(Transitional Measures concerning Selection Method of Trustee)

Where the procedure for selection of a trustee of convenience facilities from among urban park facilities is in progress at the time this Ordinance enters into force, the previous provisons shall apply.

(Transitional Measures concerning Extension of Period of Entrustment)

The amended provisions of Article 11 (2) shall not apply to a trustee whose period of contract for entrustment expires within one month from the date this Ordinance enters into force.

ADDENDUM <Oct. 4, 2006>

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

ADDENDA <Jul. 30, 2007>

Article 1 (Enforcement Date)

This Ordinance shall enter into force on the date of its promulgation: Provided, That the amended provisions of Article 23 shall enter into force three months after the date of its promulgation.

Article 2 (Transitional Measures concerning Management in Trust)

A person who manages an urban park and park facilities in trust at the time this Ordinance enters into force shall be deemed to manage an urban park and park facilities in trust in accordance with the provisions of this Ordinance.

Article 3 (Transitional Measures concerning Permission to Occupy and Use or to Use)

The previous provisions shall apply to an occupant or user who has obtained a permit to occupy and use or to use before this Ordinance enters into force and is occupying and using or using until the permit expires.

Article 4 (General Transitional Measures)

Disposition and other acts done by the Mayor concerning urban parks, park facilities and greenbelts before this Ordinance enters into force shall be deemed disposition and other acts in accordance with this Ordinance.

Article 5 Omitted.

ADDENDUM <Jul. 30, 2008>

This Ordinance shall enter into force one month after the date of its promulgation.

ADDENDUM <Jan. 8, 2009>

This Ordinance shall enter into force one month after the date of its promulgation.

ADDENDA Ordinance of Establishment of Administrative Organizations <No. 4817, Jul. 30, 2009>

Article 1 (Enforcement Date)

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

Article 2 Omitted.

ADDENDUM <Jan. 7, 2010>

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

ADDENDA <No. 4967, Apr. 22, 2010>

Article 1 (Enforcement Date)

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

Article 2 Omitted.

ADDENDUM <No. 5004, Jul. 15, 2010>

Article 1 (Enforcement Date)

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