

Subject :

The query of the effect of Subparagraph 5, Paragraph 1 in Article 2 of the Act on Property-Declaration by Public Servants on defining the property declarant of the heads and deputy heads of the institutions stationing abroad.

Description :

Whether an institution stationed abroad is a government agency shall be determined on the basis of four factors, namely, “independent organization”, “independent budget”, “established under law”, and “issuing official documents”. If the head and deputy head of the institution is construed as not “the head or deputy head of a government agency at a respective level” but meeting the requirement of “10th rank and above Chiefs of Staff and administrators”, property declaration is still necessary under law.