

Subject :

About whether or not the application form returnable under the old Act on Property-Declaration by Public Servants but remaining unreturned before the enforcement of the amendments to the Act on October 1, 2008 may be destroyed pursuant to the amended Act.

Description :

Considering that the old provisions apply in the case of substantive laws while the new provisions apply in the case of procedural laws, the application form returnable under the old Act but remaining unreturned prior to the enforcement of the amendments to the Act shall apply the provisions after enforcement of the amended Act. Therefore, the application form shall be preserved for five years and destroyed only on the date following the declarant's discharge from the position obliged for the property declaration. It is not necessary to return the application form to the declarant.