7.	Sector	:	Wholesale and Retail Distribution Services
	Level of Government		Central
	Obligation Concerned	:	Market Access (Article 8.5) Local Presence (Article 8.11)
	Description	:	Trade in Services A person that supplies wholesale trade services must establish an office in Korea in order to receive an import business licence to supply such services with respect to: (a) pharmaceuticals and related items; (b) medical devices; or (c) functional foods (including dietary supplements). To supply the following services a person must establish an office in Korea: (a) transportation, sales, and preservation (cold storage) of food and food additives; (b) food supply services; (c) food inspection services; (d) narcotic drug wholesale and retail distribution services; or (e) cosmetics (including functional cosmetics) supply services. The Minister of Health and Welfare controls the supply and demand of the wholesale distribution of imported designated *han-yak-jae* (Asian medicinal herbs). Certain liquor-selling bars and the wholesale and retail distribution of narcotics require authorisation by the relevant authority. A person that supplies wholesaling or retailing services for used cars must establish an office in Korea and obtain authorisation from the head of the *si/gun/gu* (municipal authorities), which is subject to an economic need test, as appropriate.
	Measure	:	*Pharmaceutical Affairs Act* (Law No. 17208, 7 April 2020) Articles 42 and 45 *Enforcement Decree of the Pharmaceutical Affairs Act* (Presidential Decree No. 30545, 24 March 2020) Article 31-2 *Decree on the Facility Standards of Manufacturer and Importer of Pharmaceuticals* (Presidential Decree No. 24479, 23 March 2013) Article 6 *Supply, Demand and Distribution of Oriental Medicinal Herbs Regulations* (Notice of the Ministry of Health and Welfare No. 2015-210, 9 December 2015) Articles 4 and 12
			Medical Devices Act (Law No. 17091, 24 March 2020) Article 15 *Enforcement Regulations of the Medical Devices Act* (Ordinance of Prime Minister No. 1617, 29 May 2020) Articles 29 and 31 *Health Functional Foods Act* (Law No. 16715, 3 December 2019) Article 6 *Enforcement Regulations of the Health Functional Foods Act* (Ordinance of the Prime Minister No. 1619, 4 June 2020) Articles 2 and 5 *Food Sanitation Act* (Law No. 17091, 24 March 2020) Articles 36 and 37 *Enforcement Decree of the Food Sanitation Act* (Presidential Decree No. 30545, 24 March 2020) Articles 23 and 24 *Enforcement Regulations of the Food Sanitation Act* (Ordinance of the Prime Minister No. 1610, 13 April 2020) Article 36 (Attached Table 14) *Livestock Products Sanitary Control Act* (Law No. 17091, 24 March 2020) Articles 21, 22 and 24 *Enforcement Decree of the Livestock Products Sanitary Control Act* (Presidential Decree No.30545, 24 March 2020) Articles 21 and 22 *Enforcement Regulations of the Livestock Products Sanitary Control Act* (Ordinance of the Prime Minister No. 1611, 16 April 2020), Article 29 (Attached Table 10) *Special Act on Imported Food Safety Management* (Law No. 16716, 3 December 2019) Articles 14 and 15 *Enforcement Decree of the Special Act on Imported Food Safety Management* (Presidential Decree No. 29763, 14 May 2019) Article 2 *Enforcement Regulations of the Special Act on Imported Food Safe Management* (Ordinance of the Prime Minister No. 1618, 3 June 2020) Article 15 *Testing and Inspection of Food and Drugs Act* (Law No. 15942, 11 December 2018) Article 6 *Enforcement Regulations of the Testing and Inspection of Food and Drugs Act* (Ordinance of the Prime Minister No. 1547, 19 June 2019) Article 2 *Act on the Control of Narcotics* (Law No. 16714, 3 December 2019) Articles 6 and 6-2 *Cosmetics Act* (Law No. 17250, 7 April 2020) Article 3 *Enforcement Regulations of the Cosmetics Act* (Ordinance of the Prime Minister No. 1627, 30 June 2020) Article 4 *Motor Vehicle Management Act* (Law No. 17235, 7 April 2020) Article 53 *Enforcement Regulations of the Motor Vehicle Management Act* (Ordinance of the Minister of Land, Infrastructure, and Transport No. 744, 26 June 2020) Article 111