1. Under the Hazardous Chemicals Control Ordinance (Cap. 595) (HCCO), any person importing, exporting, transshipping or transiting a scheduled chemical must hold a valid activity-based Import Permit, Export Permit, Transshipment and Transit Permits for that chemical issued by the Environmental Protection Department (EPD) respectively. In addition, each consignment of scheduled chemical(s) entering/leaving Hong Kong must also be covered by a consignment-based import/export licence issued under the Import and Export Ordinance (Cap. 60) (IEO). The import/export licence requirements are also applicable to scheduled chemicals in transshipment. Such licences are issued by the EPD under the delegated authorities from the Director-General of Trade and Industry.

2. This document provides information on matters requiring attention when applying for the consignment-based import/export licences. For more information on application of the activity-based Import, Export, Trans-ship/Transit Permits, please refer to the “Hazardous Chemicals Control Ordinance (Cap. 595) - Guidelines on Application for Permit to Import, Permit to Export and Permit to Transship / Transit Scheduled Chemicals”.

Prerequisite for Consignment-based Import/Export Licence Applications under the IEO

3. Any person applying for a consignment-based import/export licence under the IEO for a scheduled chemical is required to have in possession:

   (a) a valid activity-based Import Permit, Export Permit or Transshipment and Transit Permits under the HCCO; and
   (b) evidence of explicit consent from export/import countries or regions, as appropriate.

4. Any person planning to apply for a consignment-based import licence, unless otherwise exempted by the EPD, should submit evidence of explicit consent referred to in paragraph 3 (b) above for verification by the EPD at least 15 working days in advance of the anticipated arrival date of the shipment or before it leaves the exporting country, whichever the earlier. Scheduled chemicals without valid explicit consent should not be shipped to Hong Kong.

Note 1 Article in transit means an article which –
   (a) is brought into Hong Kong solely for the purpose of taking it out of Hong Kong; and
   (b) remains at all times in or on the vessel or aircraft in or on which it is brought into Hong Kong.
5. Any person planning to apply for a consignment-based export licence, unless otherwise exempted by the EPD, should submit evidence of explicit consent referred to in paragraph 3 (b) above for verification by the EPD at least 15 working days in advance of the anticipated departure date of the shipment.

**Explicit Consent Document**

6. Procedures to obtain the necessary explicit consent from exporting/importing countries or regions are as follows:

   (a) If you are an importer, you may ask your exporting counterpart to provide the necessary explicit consent documents to you.
   (b) If you are an exporter, you should obtain the explicit consent from the importing country or region directly.
   (c) Please note that a request for explicit consent to import/export scheduled chemical(s) may take up to 90 days to process. Therefore, any such application should be made well in advance of your intended date of import/export of the scheduled chemical(s).

**Exemptions**

7. Any person who undertakes articles in transit (for Type 1 chemicals only) or air transshipment cargo (for Type 1 and Type 2 chemicals) is not required to possess import and export licences issued under the IEO nor submit the explicit consent documents in advance as mentioned in paragraphs 4 and 5, but he is required to:

   (a) have in possession a valid activity-based Import Permit and Export Permit or Transshipment and Transit Permits under the HCCO;
   (b) have obtained explicit consent from both export and import countries/regions (unless otherwise exempted by the EPD); and
   (c) notify the EPD (Form No. EPD HCC7) within a period of 7 days of the arrival/ departure of the articles/cargo the details of the articles/cargo with relevant documents (including consent documents and bill of lading or other shipping documents).

The requirements in (b) and (c) above would be imposed as conditions in the activity-based permits under the HCCO.

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Note 2 Air transshipment cargo means transshipment cargo that is both imported and consigned for export in an aircraft and which, during the period between its import and export, remains within the cargo transshipment area of Hong Kong International Airport.
8. Any person who undertakes articles in transit (for Type 2 chemicals only) is not required to have in possession activity-based import and export permits under the HCCO nor consignment-based import and export licences under the IEO.

**Procedure for Application of Import/Export Licence for Scheduled Chemicals under the IEO**

9. Application for an import/export licence for scheduled chemicals under the IEO can be made in electronic or paper means. No fee shall be payable for the application for issue of such licence.

   (a) **Electronic mode:** applicants can submit electronic application for import/export licence for scheduled chemicals through Trade Single Window. Applicants are required to comply with the terms and conditions of Trade Single Window and refer to the relevant guidance notes. More information can be viewed at www.tradesinglewindow.hk.

   (b) **Paper mode:** applicants are required to complete an Import Licence Form 3 (TRA 187) or Export Licence Form 6 (TRA 394) available for sale at the Trade and Industry Department, 13/F, Trade & Industry Tower, 3 Concorde Road, Kowloon City. For guidance notes on completion of such licences, please refer to the Appendix. Completed application forms together with the relevant bill of lading should be submitted by hand to the following address:

   Territorial Control Office (Hazardous Chemicals Control Section)
   Environmental Protection Department
   Room 3404, 34/F, Hopewell Centre
   183 Queen's Road East
   Wanchai, Hong Kong

10. EPD will diligently process an application upon receipt. However, the actual processing time of an application will depend on the number of applications being processed and the availability of information of individual applications. Applicants are required to submit the completed application form and all relevant information not less than 2 clear working days before the shipment arrival/departure. Please note that no retrospective licence will be issued after the shipment arrival/departure.

**Enquiries**

11. For enquiries about the IEO licence applications, please call the EPD at 3107 2981 or email to enquiry@epd.gov.hk.
**WARNING**

- Any person, who, in respect of an application for the issue of a licence makes or causes to be made any statement or furnishes or causes to be furnished any information which is false or misleading in a material particular or omits any material particular shall be guilty of an offence and shall be liable on conviction to a fine of $500,000 and to imprisonment for 2 years, unless he satisfies the court or magistrate that he did not know and had no reason to believe the statement or information to be false or misleading or the omission to be material.

- Any person who (a) forges any licence; (b) without the authority makes any alteration to any licence or validated production notification; or (c) knowingly utters or makes use of any licence that has been forged or, without the authority, altered, commits an offence and is liable on conviction to a fine of $500,000 and to imprisonment for 2 years.

Environmental Protection Department
December 2018
Appendix

Guidance Notes on Completion of Import / Export Licence for Scheduled Chemicals
In Paper Mode

Application for import / export licence for scheduled chemicals should be submitted in triplicate (original and 2 copies in order). When filling in the application form, please follow the guidance instructions given below; the instruction numbers correspond to the numbers marked on the import / export licence sample form. Unless otherwise specified, the guidance instructions apply to completing both the import and export licences application forms. Please use one application form for each scheduled chemical. Please refer to the sample completed form (export) attached for reference.

1. **Name and address of Hong Kong importer / exporter**
   Fill in company name and address. PO Box in lieu of full address or ‘company A’ on behalf of ‘company B’ is not accepted. Also, state the importer / exporter’s Hazardous Chemicals Control Ordinance Import / Export Permit No in this section.

2. **Name and address of foreign exporter / consignee**
   Fill in company name and full company address. If the place of foreign exporter is different from the exporting place, the wording ‘By the order of’ must be added before the company name in the Import Licence Form 3 (TRA 187). If the place of consignee is different from the destination place, the wording ‘To the order of’ must be added before the company name in the Export Licence Form 6 (TRA 394).

3. **Business registration number and telephone number**
   Fill in valid business registration number and contact telephone number of the company.

4. **Arrival / Departure date**
   Fill in the estimate arrival / departure date, if the exact date is unknown. The licence application should be submitted before the intended date of arrival / departure date to allow sufficient time for the application to be processed.

5. **Vessel / Flight / Vehicle No.**
   Fill in the mode of transport (by sea, by air, by road). Vessel name, flight number or vehicle number should be stated if available.

6. **Marks and Nos., Container No.**
   Fill in the shipping marks and the number. If there is no shipping marks and numbers, the words ‘no marks’ should be stated.
(7) **Number of packages**
Indicate the number of packages / cartons in words or numerals.

(8) **Description of goods**
The full name of the scheduled chemical(s) as stated in the Hazardous Chemicals Control Ordinance permit, concentration, formulation (if appropriate), CAS Registry number should be stated. All the information shown should be indicated in the bill of lading / through bill of lading.

(9) **No. of Units**
Indicate the net weight of the scheduled chemical(s) in kilogram (kg) and write ‘Net Weight (N.W.)’ before the quantity of goods. If it is a mixture of chemicals, indicate the total net weight of the mixture. For PCB containing equipment, provide the estimated net weight of PCB.

(10) For transshipment of scheduled chemicals, the following statement should be made in the blank space:
“Transshipment cargoes from _________(Place of Export) via Hong Kong to _________ (Place of Destination) under through B/L No. _________

(11) **Importer’s Declaration (for import licence application only)**
Indicate clearly whether the goods are for local consumption or re-export, delete which is inappropriate. For re-export scheduled chemicals, please state above the dotted line the place of destination to which the goods would be subsequently re-exported.

(12) **Signatory’s name**
Give the signatory’s name in block letter.

(13) **Date, Signature & Company chop**
Indicate the application date, sign and chop the 3 copies (original and 2 copies) of the import / export licence application form.

(14) **Place of origin**
Specify the place of origin for each item, that is the country/region where the goods are manufactured but not necessary to be the same as exporting country/region.

(15) **Destination & code (for export licence application only)**
Specify the destination country/region and their respective country/region code.

(16) **Name and address of HK Manufacturer/Processor (for export licence only)**
For goods manufactured/processed in Hong Kong, the name and full address of the manufacturer/processor should be stated.
Note: (1) If the consignment consists of more than one scheduled chemical, please submit one licence application form for each scheduled chemical. The information for items no. (7), (8), (9) should be individually stated in the bill of lading / through bill of lading.

(2) No erasure or correction fluid should be used on import / export licence application forms. Errors should be clearly erased by lines. All the erasure, amendment, deletion and addition of information should bear a company amendment chop, a specimen of which shall be submitted to the EPD during the Hazardous Chemicals Control Ordinance permit application. No more than 3 amendment chops would be allowed on each import / export licence application form.
To the order of DEF FAR EAST LTD.
6300, SUNSET AVENUE,
SYDNEY, AUSTRALIA

15 MARCH 2007

BY AIR / BY SEA
(vessel name/flight number/vehicle number)

HONG KONG C/NO. 1-10
MADE IN USA

CHEMICAL TREMOLITE
(CAS Registry No. 77536-68-6)

$1,000.00

TOTAL

SAMPLE