

Hong Kong – Japan Joint Industry Outreach Seminar on Strategic Trade Control

Enforcement Efforts in Hong Kong

Presented by Mr Bo-kin LO
Hong Kong Customs and Excise Department
9 September 2011



Hong Kong – Japan Joint Industry Outreach Seminar on Strategic Trade Control

Strategic Trade Control System



Trade and Industry Department –
Licensing System



Customs and Excise Department –
Enforcement Agency



Hong Kong – Japan Joint Industry Outreach Seminar on Strategic Trade Control

Legal Basis for Enforcement

- Import and Export Ordinance, Chapter 60
- Weapons of Mass Destruction (Control of Provision of Services) Ordinance, Chapter 526
- United Nations Sanctions Ordinance, Chapter 537
- Chemical Weapons (Convention) Ordinance, Chapter 578



Hong Kong – Japan Joint Industry Outreach Seminar on Strategic Trade Control

Extensive Enforcement Powers

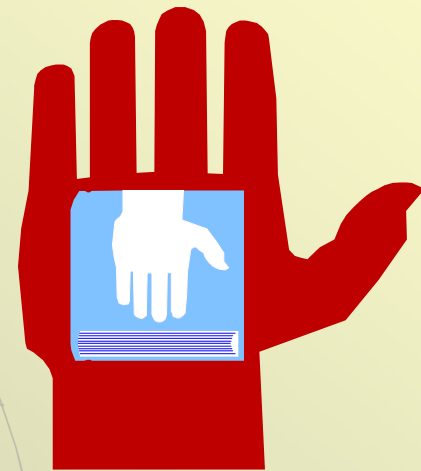
- Enter and search premises without a warrant (except domestic premises) for enforcement
- Stop, board, remove, detain and search any vessel, aircraft or vehicle



Hong Kong – Japan Joint Industry Outreach Seminar on Strategic Trade Control

Extensive Enforcement Powers

- Direction Order to detain the goods pending investigation
- Require production and take copies of documents
- Require information
- Seize articles
- Arrest person



Hong Kong – Japan Joint Industry Outreach Seminar on Strategic Trade Control

Multi-folded Enforcement Programme

- Cargo Examination
- Verification
- Intelligence
- Investigation
- Prosecution
- Outreach
- Capacity Building



Hong Kong – Japan Joint Industry Outreach Seminar on Strategic Trade Control

Cargo Examination



Documentation checks



Physical examinations



Hong Kong – Japan Joint Industry Outreach Seminar on Strategic Trade Control

Verification

- Licensing Check
- Disposal Check
- Surveillance Check
- Delivery Verification Check
- Follow-up Check on Deferred/Rejected Applications



Hong Kong – Japan Joint Industry Outreach Seminar on Strategic Trade Control

Intelligence

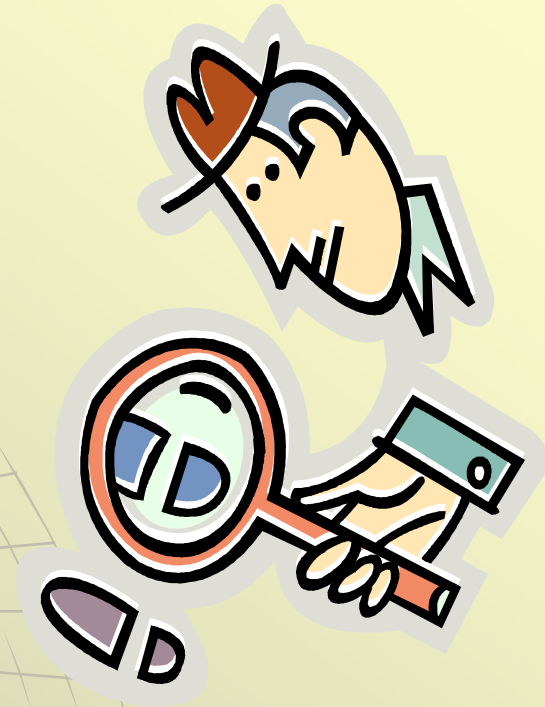
- Risk Management
- Local / Overseas Enforcement Agency
- Trade Declaration and Cargo Manifest Review
- Verification



Hong Kong – Japan Joint Industry Outreach Seminar on Strategic Trade Control

Investigation

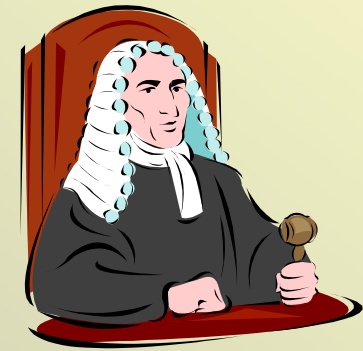
- Intelligence
- Verification
- Local / Overseas Authorities



Hong Kong – Japan Joint Industry Outreach Seminar on Strategic Trade Control

Prosecution

- Maximum penalty :
Unlimited fine + 7 years
imprisonment
- Mandatory forfeiture of
seized strategic commodities



Hong Kong – Japan Joint Industry Outreach Seminar on Strategic Trade Control

Outreach

- Joint Outreach Programme with Trade and Industry Department / Overseas Authorities
- Promote trade compliance awareness
- Instill the concept of enterprise obligation



Hong Kong – Japan Joint Industry Outreach Seminar on Strategic Trade Control

Capacity Building

- Strengthen frontline officer's competency in strategic trade control
- Commodity identification



Hong Kong – Japan Joint Industry Outreach Seminar on Strategic Trade Control

Customs Control
VS
Trade Facilitation



Hong Kong – Japan Joint Industry Outreach Seminar on Strategic Trade Control

End of Presentation
Thank You

