Annex C

Permit Requirement under the Chemical Weapons (Convention) Ordinance

In accordance with Section 8 of the Chemical Weapons (Convention) Ordinance (Cap. 578), an operator of a facility requires a permit granted by the Director-General of Trade and Industry in order to operate the facility during a particular calendar year if –

(a) **Schedule 1** chemicals (other than excluded chemicals) are likely to be produced, acquired, retained or used at, or transferred from, the facility during the year. Schedule 1 chemicals are **excluded chemicals** in relation to a facility and to a year if[1] –

(i) the total amount of those chemicals likely to be acquired, retained or used at, or transferred from, the facility during the year does not exceed 100 grams; and

(ii) the Schedule 1 chemicals will not be produced at the facility during that year; and

(iii) the Schedule 1 chemicals are intended only to be put to research, medical or pharmaceutical purposes; OR

(b) an amount of a **Schedule 2** chemical exceeding, in the aggregate, the Schedule 2 permit threshold for that chemical is likely to be produced, processed or consumed at a plant comprising, or comprising part of, the facility during the year. The **threshold** is –

(i) 1 kg for a chemical listed in Part A of Schedule 2 and designated with an "*"; or

(ii) 100 kg for a chemical listed in Part A of Schedule 2 but is not designated with an "*"; or

(iii) 1 tonne for a chemical listed in Part B of Schedule 2; OR

(c) an amount of a **Schedule 3** chemical exceeding, in the aggregate, 30 tonnes of that chemical is likely to be produced at a plant comprising, or comprising part of, the facility during the year.

Schedule 1, 2 and 3 chemicals are listed in Annex B for reference.

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[1] Operators / importers / exporters are advised to consult the Department at least 45 days before importing or exporting any Schedule 1 chemicals.