

SAMPLE

version 2



THE GOVERNMENT OF THE HONG KONG SPECIAL ADMINISTRATIVE REGION

Import and Export Ordinance, (Cap. 60)

Import and Export (Strategic Commodities) Regulations

PRE-CLASSIFICATION RESULT

Application Receipt No. :	09500004	Date of Issue :	10-FEB-2011
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This Result is issued in reliance on the information provided and declared by the applicant on the application under the stated Application Receipt No. and is subject to the conditions stated in Part (E), as well as any other applicable provisions in the Import and Export Ordinance (Cap. 60) and the Import and Export (Strategic Commodities) Regulations made under it.

(A) APPLICANT	
Name and Address : BCD CO LTD ROOM 901, 267-275 DES VOEUX ROAD HONG KONG ISLAND, HONG KONG SPECIAL ADMINISTRATIVE REGION	Business Registration No. : 12345678-000 Tel No. : (852)-23456790 Fax No. : (852)-23456789

(B) COMMODITY			
Brand/Maker Name	Model/Part No.	Product Description	Country (Place) of Origin
XYZ	A1234AM	XYZAM FAX MACHINE	UNITED STATES

(C) END USE OF THE COMMODITIES AT (B)
FOR STOCK AND RESALE

(D) PRE-CLASSIFICATION RESULT
(1) No import/export licence is required under the Import and Export (Strategic Commodities) Regulations if the commodity at Part (B) is <u>not for a use in relation to nuclear, biological or chemical weapons or missile capable of delivering these weapons.</u>
(2) The commodity at Part (B) above may, however, be subject to licensing/permit requirements as stipulated in other ordinances/regulations under the Laws of Hong Kong (<i>Note</i>). If the intended foreign exporting place(s)/ destination(s) of the shipment of commodity at Part (B) is subject to United Nations Security Council Resolutions, the import/export licence applicant is strongly advised to take a serious look at the relevant sanctions and restrictions in force at the material time and exercise due diligence in verifying the source/ the end-use and the end-user before making logistics arrangements for the shipment. For the up-to-date position of the United Nations sanctions in force in Hong Kong, please refer to the "United Nations Sanctions Ordinance" (Chapter 537 of the Laws of Hong Kong) and its subsidiary legislations at the website of the Department of Justice.

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(E) CONDITIONS FOR THE USE OF PRE-CLASSIFICATION RESULT AND/OR PRE-CLASSIFICATION REFERENCE NUMBER

- (1) This Pre-Classification Result and/or the Pre-Classification Reference Number above, is granted and/or assigned in reliance on the information provided and declared by the applicant on the application under the stated Application Receipt No.. Provision of false information or making false declaration in the said application shall render this Pre-Classification Result and/or the Pre-Classification Reference Number null and void. Heavy penalties are provided for false declaration and information, unauthorised alterations of Pre-Classification Result and/or Pre-Classification Reference Number and use of forged or altered Pre-Classification Result and/or Pre-Classification Reference Number.
- (2) Quoting the Pre-Classification Reference Number assigned above on licence applications may help expedite the processing time of such applications by Trade and Industry Department. There is however no necessary implication that licence applications quoted with Pre-Classification Reference Number will be granted as a matter of course.
- (3) This Pre-Classification Result does not exempt the applicant from the need to obtain licences as required under Section 6A of the Import and Export Ordinance (Cap. 60) if the commodity in Part (B) is classified as a strategic commodity. The applicant should submit licence application and obtain a licence before effecting the related import or export shipment.
- (4) When using this Pre-Classification Result and/or quoting the Pre-Classification Reference Number on licence applications, the applicant should ensure that the goods under shipment and/or covered by the licence applications are the same commodity (i.e. of the same brand name, model number, technical features/specification etc.) that has been pre-classified in this Pre-Classification Result and/or assigned with the Pre-Classification Reference Number. Any misuse of the Pre-Classification Result and/or Pre-Classification Reference Numbers, or misrepresentation of information on licence applications constitutes a serious offence under the Import and Export Ordinance (Cap. 60), and may render the applicant to legal and/or administrative action, and suspension/revocation of licensing facilities and the facilitation granted in relation to Pre-Classification Service. If there is any change of technical specifications on a previously Pre-Classified product, a new Pre-Classification request or licence should be submitted.
- (5) A breach of any of the Conditions for the Use of Pre-Classification Result and/or Pre-Classification Reference Number imposed by the Director-General of Trade and Industry may render this Pre-Classification Result and/or the Pre-Classification Reference Number to be cancelled, revoked or suspended in addition to other appropriate legal and/or administrative actions to be taken against the entities concerned.
- (6) This Pre-Classification Result and/or Pre-Classification Reference Number is issued and/or provided to the applicant to facilitate the import/export of goods covered by this Result.
- (7) All or any of the information provided in this Result may be disclosed by Trade and Industry Department to third parties either in Hong Kong or elsewhere, provided that such disclosure is in the public interest.
- (8) The Director-General of Trade and Industry reserves the right to impose additional Conditions for the Use of Pre-Classification Result and/or Pre-Classification Reference Number as he sees fit in the public interest. Such additional conditions may be promulgated in circulars and notices issued by Trade and Industry Department.
- (9) The Pre-Classification Result stated at Part (D) is subject to changes, in particular when the Director-General of Trade and Industry by order amend the Import and Export (Strategic Commodities) Regulations. In such circumstances, the Pre-Classification Result at Part (D) may become invalid and the applicant is advised to lodge another pre-classification application to check again the control status of the commodity.

Processed by :

XY CHAN

(XY CHAN)

Classification Section, Strategic Trade Controls Branch, Trade and Industry Department



Note:

Other than strategic commodities, there are a number of articles the import and/or export of which are prohibited or controlled under the provisions of the Import and Export Ordinance or other ordinances/ regulations under the Laws of Hong Kong. These articles may need to be covered by licences, permits or certificates issued by the relevant government departments and subject to the terms and conditions imposed. Examples of such articles are **Controlled Chemicals, Outboard Engines exceeding 111.9 Kilowatts (150 Horsepower), Ozone Depleting Substances, Pesticides, Pharmaceutical Products, Medicines and Dangerous Drugs, Radio Transmitting Equipment, Radioactive Substances/ Irradiating Apparatus** etc.. You are advised to check with the department or licensing authorities concerned in case of doubt. More information on commodities subject to import and export control may be found in the website of Trade and Industry Department at <http://www.tid.gov.hk>.

***** End of Pre-Classification Result *****

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