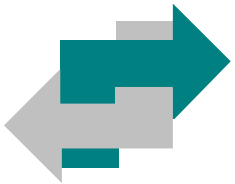
Overview of Hong Kong's Strategic Trade Control System



HONG KONG TRADE AND INDUSTRY DEPARTMENT

4 MAY 2017

Presentation Outline

I. Strategic Trade Control in Hong Kong

II. The U.S.' new rule – Implication on Hong Kong's strategic trade control system

III. What should I do to comply with the U.S.' new support documentation requirements?

Strategic Trade Control in Hong Kong

Objectives and Commitment

Objectives

- Prevent Hong Kong from being used as a conduit for proliferation
- Secure continued access to high technology for maintaining Hong Kong's role as a regional centre of trade, finance, banking, logistics and telecommunications

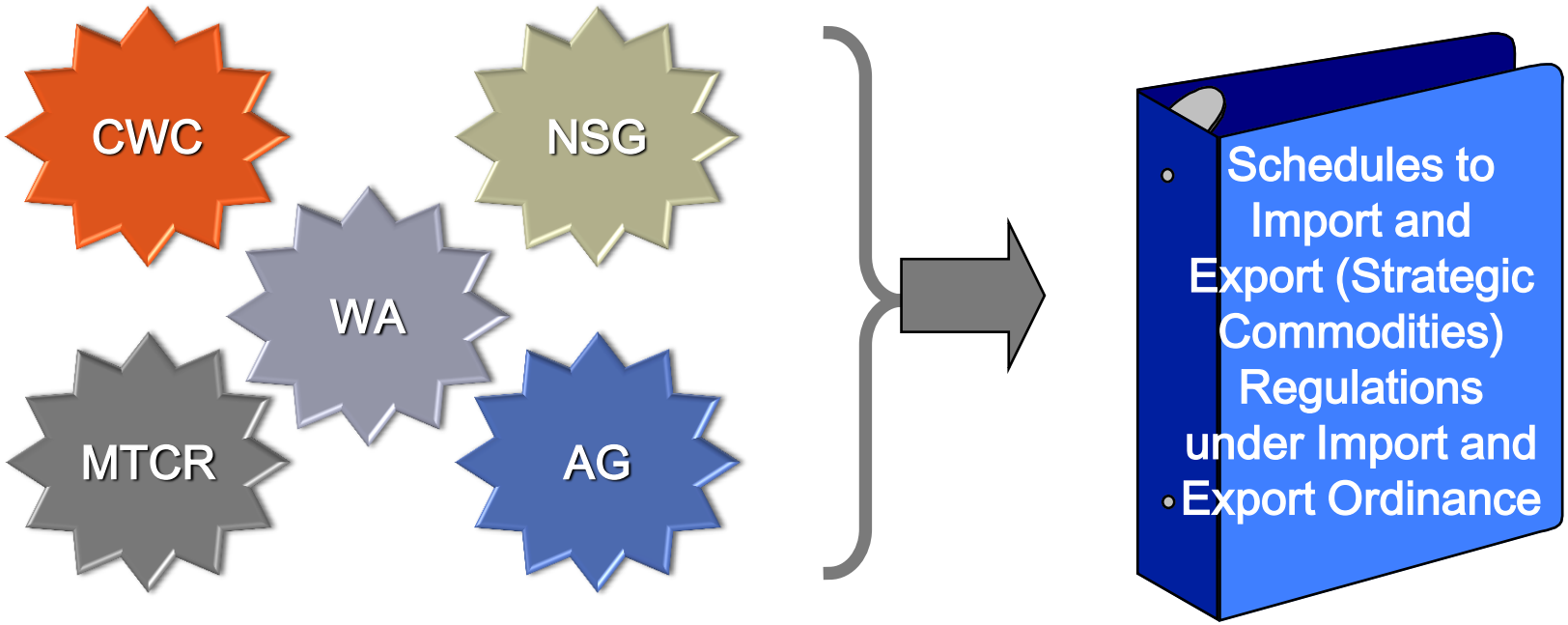
Commitment

- Hong Kong complies with international standards of control on strategic commodities

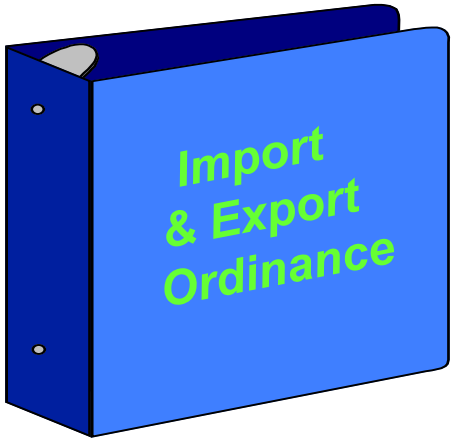
Legal Basis of Control



Control List



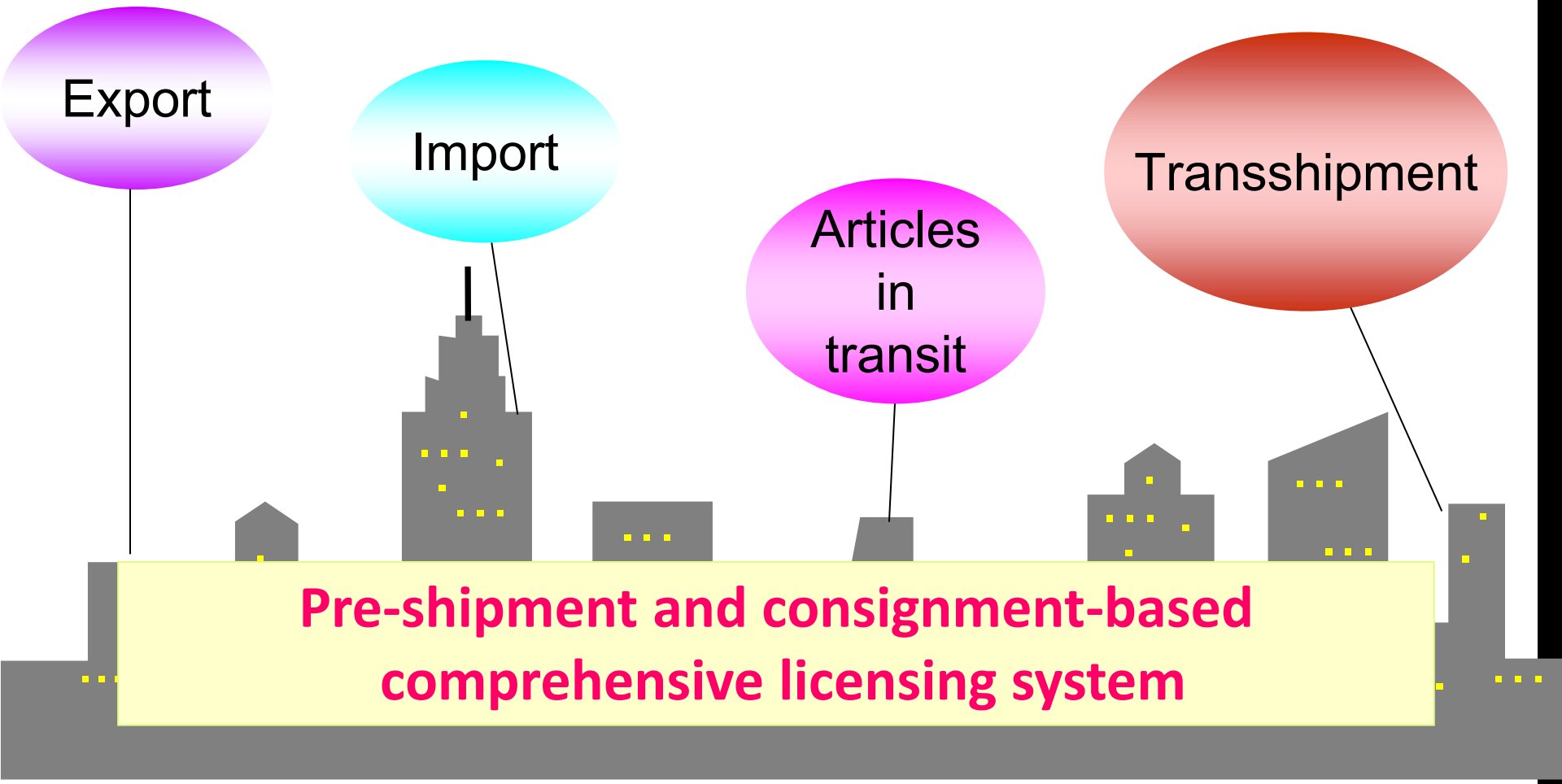
- Following the controls of international regimes
- Part of the Law



Import and Export (Strategic Commodities) Regulations

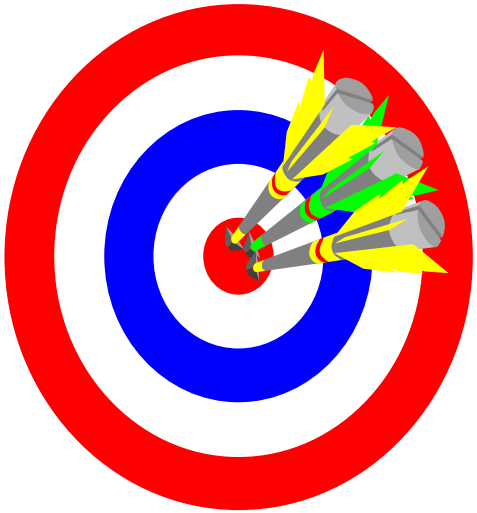
Schedule 1:	Control list for munitions and dual-use goods
Schedule 2:	Control list for articles-in-transit
Schedules 3 & 4:	End-use control for items known or suspected to be used in connection with chemical, biological or nuclear weapons

Licensing –
Stringent and Comprehensive Requirements



Licensing – Catch-all Control

- Implement WMD catch-all control
- Control goods and equipment known or suspected to be used in connection with nuclear, chemical or biological weapons and related actitivites



Licensing – No Undercutting Principle

- Not to undercut the control systems of our trading partners
- No re-export unless authorised by originating country
- Guarding against unauthorised diversion

The U.S.' new rule – Implication on Hong Kong's strategic trade control System

No Change in

Hong Kong
Licensing System

- Traders must obtain valid licences from TID before shipment for import or export of strategic commodities
- Importers should present to carriers valid import licences before taking delivery of the goods from the carriers
- Exporters should deliver valid export licences to carriers before export of the goods
- Traders should ensure that the goods to be imported/exported are the same as those declared on the import/export licences

What should I do to comply with the U.S.' new support documentation requirements?

- Exports and re-exports of U.S.-origin items to Hong Kong:
  The U.S. exporters and re-exporters

- Re-exports of U.S.-origin items from Hong Kong:
  The re-exporters in Hong Kong

- Prior to exports or re-exports :

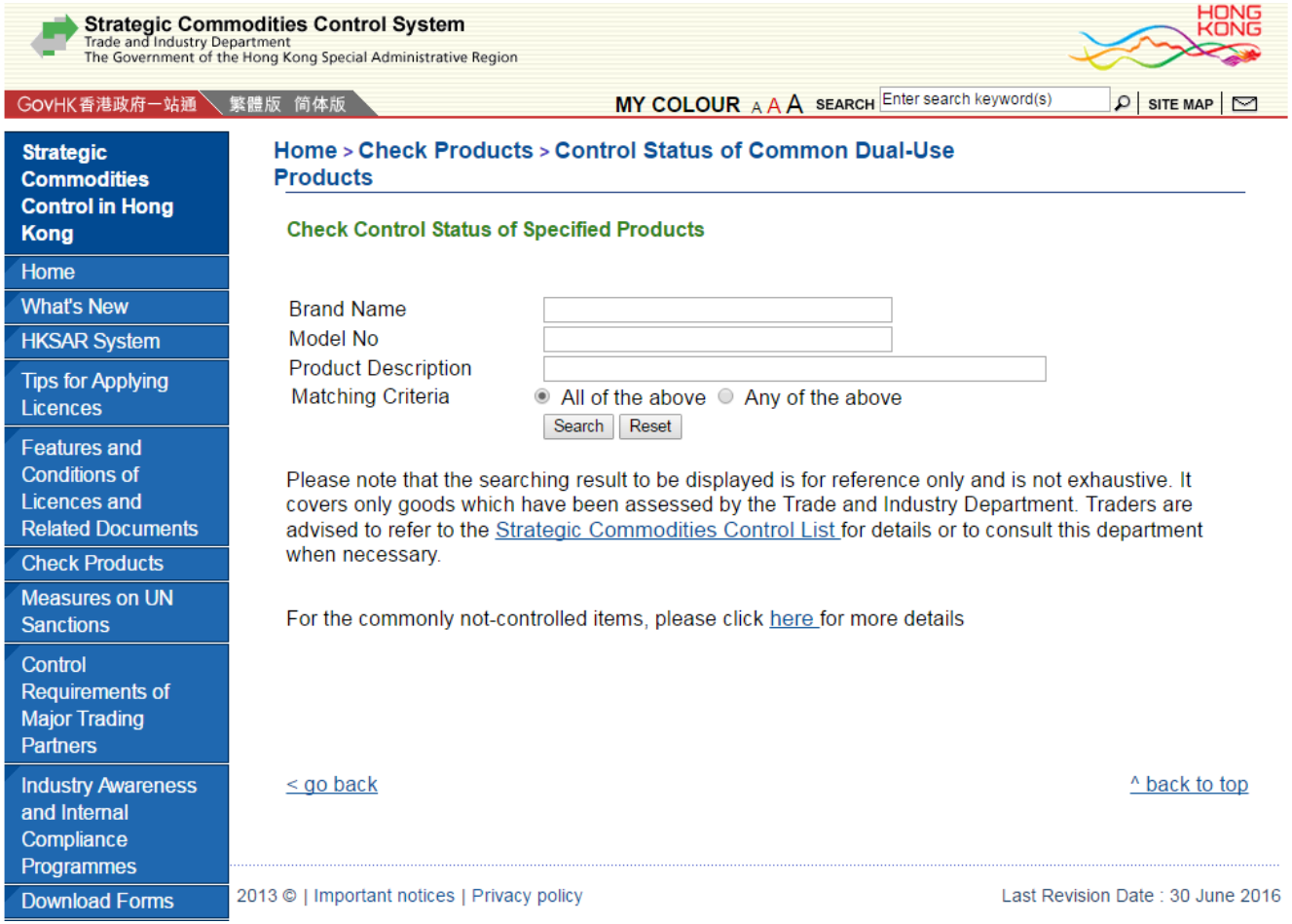
  - ✓ a copy of a valid Hong Kong import/export licence; or

  - ✓ a copy of a written statement issued by the HKSARG stating that such a licence is not required

According to the Frequently Asked Questions regarding the rule published by the US Government, a written statement issued by the HKSARG:

- ✓ a “No Licence Required” notification; or
- ✓ Information found on Hong Kong Trade and Industry Department’s website

Check Control Status of Specified Products



https://www.stc.tid.gov.hk/service/productSearch.do?locale=eng&text=0

Statement of "No Licence Required" from STC website

Control in Hong Kong
Home
What's New
HKSAR System
Tips for Applying Licences
Features and Conditions of Licences and Related Documents
Check Products
Measures on UN Sanctions
Control Requirements of Major Trading Partners
Industry Awareness and Internal Compliance Programmes
Download Forms
Circulars and Publications
FAQs
Useful Links

Check Control Status of Specified Products

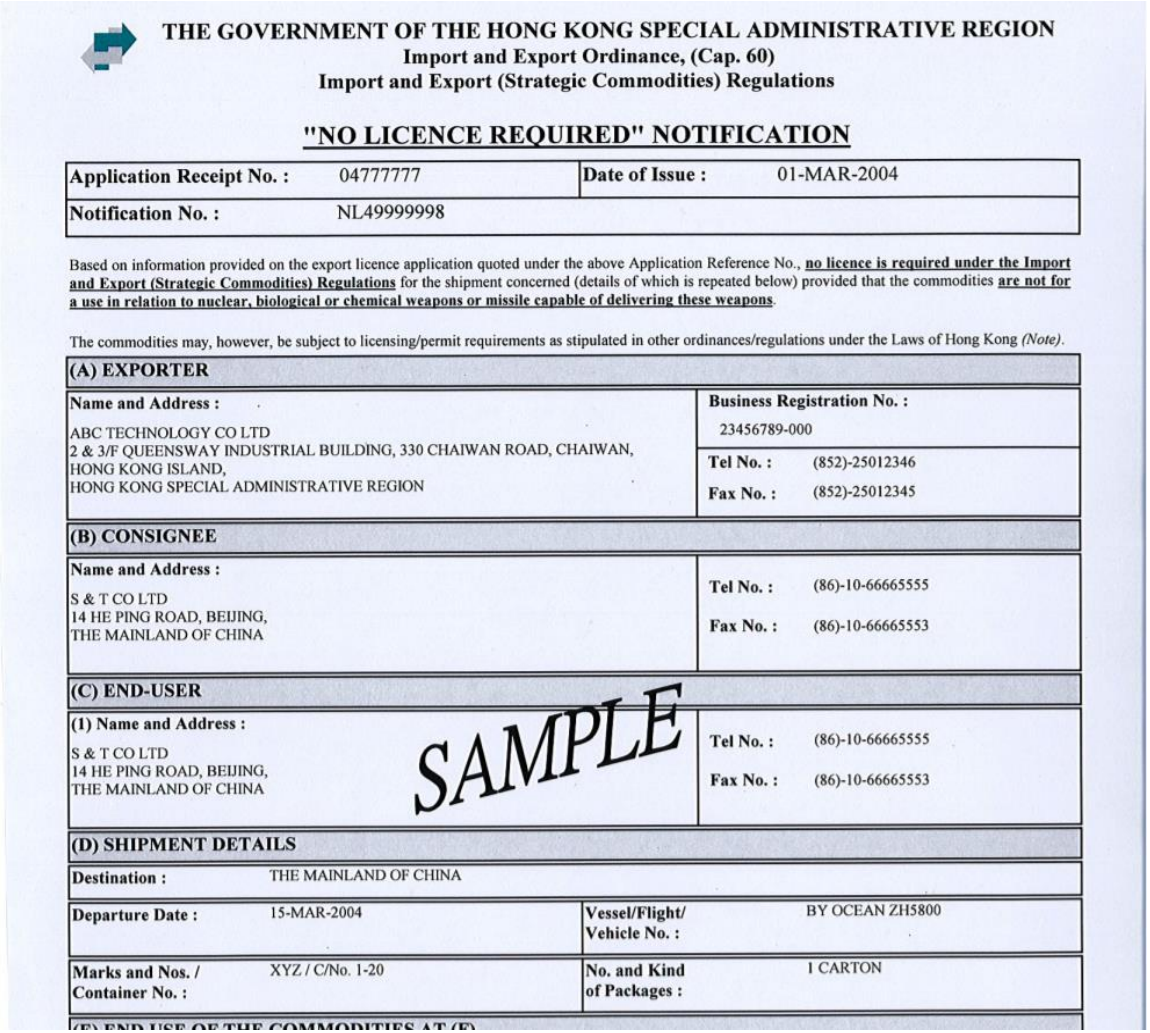
perform another search

Brand Name	Model No	Product Description	Controlled Category
BROADCOM	21557B1IFFBG	INTEGRATED CIRCUIT	No Licence Required
BROADCOM	21557GB1IRFBG	ADVANCED LOW-COST HSPA/EDGE MULTIMEDIA BASEBAND PROCESSOR	No Licence Required
BROADCOM	21654B1IFFB4G	INTEGRATED CIRCUIT	No Licence Required
BROADCOM	21654GB1IFFBG	INTEGRATED CIRCUIT	No Licence Required
BROADCOM	21663A0IFDBG	INTEGRATED CIRCUITS	No Licence Required
BROADCOM	21664A0IFDBG	INTEGRATED CIRCUIT	No Licence Required
BROADCOM	21664TA0IFDBG	ADVANCED LOW-COST HSPA/EDGE MULTIMEDIA BASEBAND PROCESSOR	No Licence Required
BROADCOM	23550A0IFDBG	ADVANCED LOW-COST HSPA+/EDGE MULTIMEDIA BASEBAND PROCESSOR	No Licence Required

Pre-Classification Service

- ✓ **Free of Charge**
- ✓ **Know whether the product is a strategic commodity**

“No Licence Required” Notification



THE GOVERNMENT OF THE HONG KONG SPECIAL ADMINISTRATIVE REGION
Import and Export Ordinance, (Cap. 60)
Import and Export (Strategic Commodities) Regulations

"NO LICENCE REQUIRED" NOTIFICATION

Application Receipt No. :	04777777	**Date of Issue :**	01-MAR-2004
Notification No. :	NL49999998		

Based on information provided on the export licence application quoted under the above Application Reference No., **no licence is required under the Import and Export (Strategic Commodities) Regulations** for the shipment concerned (details of which is repeated below) provided that the commodities **are not for a use in relation to nuclear, biological or chemical weapons or missile capable of delivering these weapons**.

The commodities may, however, be subject to licensing/permit requirements as stipulated in other ordinances/regulations under the Laws of Hong Kong *(Note)*.

(A) EXPORTER

Name and Address : ABC TECHNOLOGY CO LTD 2 & 3/F QUEENSWAY INDUSTRIAL BUILDING, 330 CHAIWAN ROAD, CHAIWAN, HONG KONG ISLAND, HONG KONG SPECIAL ADMINISTRATIVE REGION	**Business Registration No. :** 23456789-000 **Tel No. :** (852)-25012346 **Fax No. :** (852)-25012345

(B) CONSIGNEE

Name and Address : S & T CO LTD 14 HE PING ROAD, BEIJING, THE MAINLAND OF CHINA	**Tel No. :** (86)-10-66665555 **Fax No. :** (86)-10-66665553

(C) END-USER

(1) Name and Address : S & T CO LTD 14 HE PING ROAD, BEIJING, THE MAINLAND OF CHINA	**Tel No. :** (86)-10-66665555 **Fax No. :** (86)-10-66665553

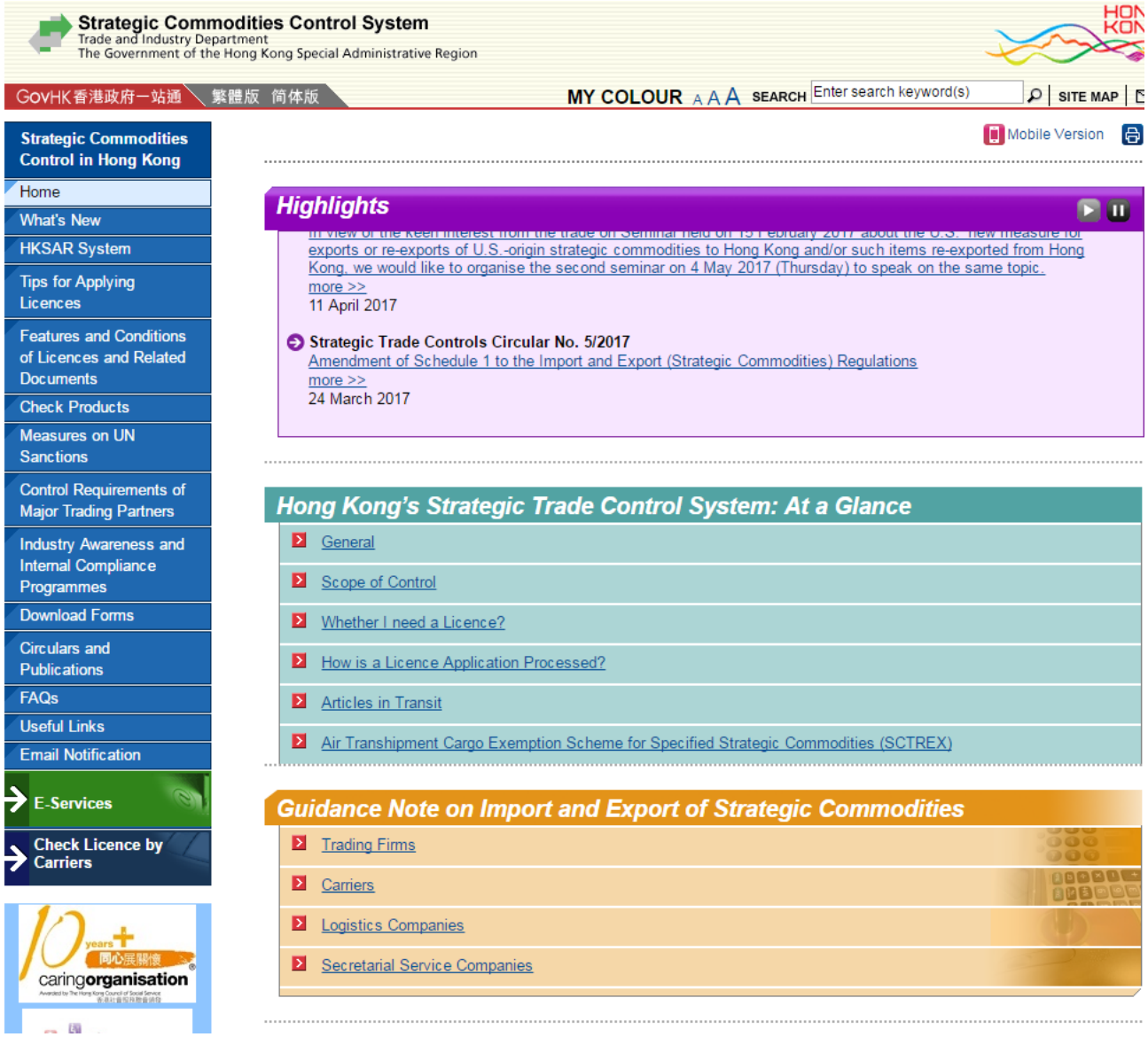
SAMPLE

(D) SHIPMENT DETAILS

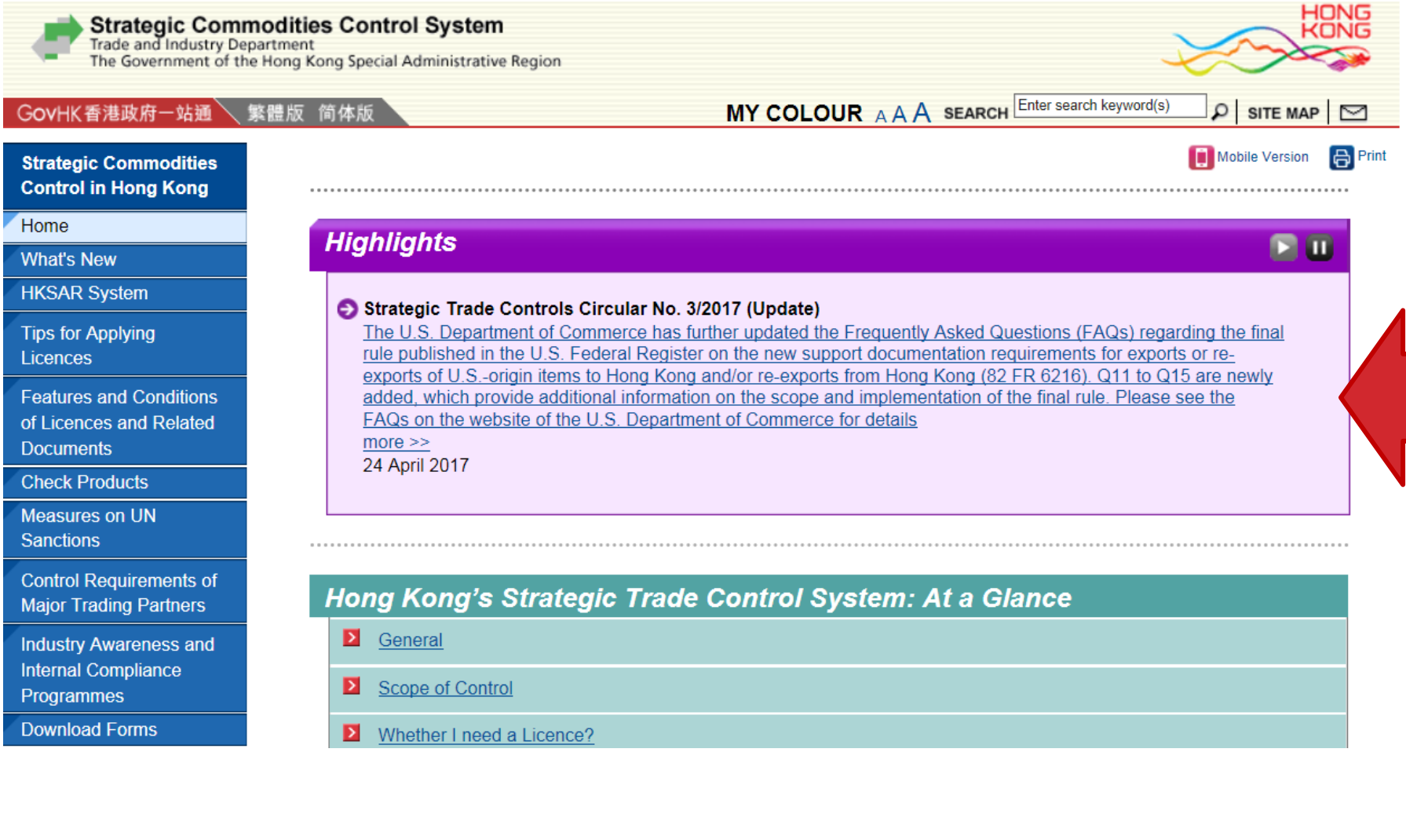
Destination :	THE MAINLAND OF CHINA		
Departure Date :	15-MAR-2004	**Vessel/Flight/ Vehicle No. :**	BY OCEAN ZH5800
Marks and Nos. / Container No. :	XYZ / C/No. 1-20	**No. and Kind of Packages :**	1 CARTON

(E) END USE OF THE COMMODITIES AT (E)

Hong Kong's Strategic Trade Control System: At a Glance
Guidance Note on Import and Export of Strategic Commodities



Updated FAQs regarding the US final Rule



Strategic Commodities Control System Website

- ✓ Licence application and relevant procedures
- ✓ Check licence application status
- ✓ Control list and control status of the products
- ✓ Latest circulars on regulations and services
- ✓ Trade sanctions information
- ✓ Download forms

www.stc.tid.gov.hk



Licensing Enquiry :
2398 5575

Classification Enquiry :
2398 5587



Email :
stc@tid.gov.hk

Thank you