

L.N. 155 of 2004**IMPORT AND EXPORT (GENERAL) (AMENDMENT)
REGULATION 2004**

(Made by the Chief Executive in Council under section 31(1)
of the Import and Export Ordinance (Cap. 60))

1. Commencement

This Regulation shall come into operation on 1 January 2005.

**2. Matters prescribed for purposes of Part IIA
of the Ordinance**

Regulation 2A of the Import and Export (General) Regulations (Cap. 60 sub. leg. A) is amended—

- (a) in paragraph (1), by repealing “second” and substituting “third”;
- (b) in paragraph (2)—
 - (i) by repealing “third” and substituting “fourth”;
 - (ii) by repealing “second” and substituting “third”;
- (c) in paragraph (3), by repealing “Part II of the Fifth Schedule are prescribed” and substituting “the second column of Part I of the Fifth Schedule are prescribed in relation to the specified textiles opposite those countries or places in the third column of that Part”.

3. Application and exemption

Regulation 6(1)(c) is amended—

- (a) in sub-subparagraph (i), by repealing everything after “品是” and substituting “由任何進入或離開香港的個人在其隨身行李之內輸入或輸出並是供其自用的 ;”;
- (b) in sub-subparagraph (ii), by repealing everything after “Third” and substituting “Schedule imported or exported by an individual for his personal use or as a bona fide gift to another individual;”.

4. Fourth Schedule amended

The Fourth Schedule is amended—

- (a) in paragraph (a), by repealing “any country or place” and substituting “the Mainland”;
- (b) in paragraph (b), by repealing everything after “textiles” and substituting—
 - “to—
 - (i) the Mainland; or
 - (ii) the United States of America; or”;
- (c) in paragraph (c), by repealing “;or” and substituting a full stop;
- (d) by repealing paragraphs (d) and (e).

5. Fifth Schedule amended

The Fifth Schedule is amended—

- (a) in Part I—
 - (i) in the heading, by adding “AND COUNTRIES OR PLACES FOR PURPOSES OF SECTION 6AA(2)” before “OF THE”;
 - (ii) by adding between the first column and the second column—
 - “Countries or Places
 - United States of America”;
 - (iii) in the fourth column, by repealing “or export licensing”;
- (b) by repealing Part II;
- (c) in Part V, in item 3(a), by repealing everything after “exported” and substituting “by an individual and are either for his personal use or a bona fide gift to another individual; or”.

CHENG Mei-sze, Maisie
Clerk to the Executive Council

COUNCIL CHAMBER
12 October 2004

Explanatory Note

This Regulation—

- (a) amends regulation 6(1)(c)(ii) of the Import and Export (General) Regulations (Cap. 60 sub. leg. A) (“Regulations”) so that sections 6C(1) and 6D(1) of the Import and Export Ordinance (Cap. 60) (“Ordinance”) do not apply to textiles imported or exported by an individual that is for his personal use or is a bona fide gift to another individual (section 3(b));
- (b) re-defines the scope of businesses of a textiles trader who may be registered as a textiles trader under Part IV of the Regulations (section 4);
- (c) amends the process of manufacturing specified textiles and the list of countries as respectively set out in Part I and Part II of the Fifth Schedule to the Regulations (sections 2 and 5(a) and (b));
- (d) amends the types of specified textiles exempted from Part IIA of the Ordinance that are prescribed in Part V of the Fifth Schedule to the Regulations (section 5(c)); and
- (e) amends the Chinese text of regulation 6(1)(c)(i) of the Regulations so as to achieve consistency with the corresponding English text (section 3(a)).