

L. N. 34 of 2003

Import and Export (Removal Of Articles)

(Amendment) Regulation 2003

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

1. Commencement

This Regulation shall come into operation on 11 April 2003.

2. Interpretation

Regulation 2 of the Import and Export (Removal of Articles) Regulations (Cap. 60 sub. leg.) is repealed.

3. Regulations substituted

Regulations 3 and 4 are repealed and the following substituted---

"3. Notice, etc. under section 20A

Any---

(a) notice given under section 20A(2) of the Ordinance; or

(b) notification of permission given under section 20A(4)(a) of the Ordinance,
shall contain the information specified in Schedule 1, with such variations as
the circumstances of the case may require.

4. Notice, etc. under section 20B

Any---

(a) notice given under section 20B(1) of the Ordinance; or

(b) information given under section 20B(3)(b) of the Ordinance,
shall contain the information specified in Schedule 2, with such variations as
the circumstances of the case may require."

4. Use of forms

Regulation 5 is repealed.

5. Service of notice

(1) Regulation 6(1) is amended by adding---

"(ba) by sending it to him using services provided by a specified body;"

(2) Regulation 6 is amended by adding---

"(3) In this regulation, reference to a notice under section 20A or 20B of the
Ordinance is a reference to a notice, notification or information under those
sections."

6. Schedule substituted

The Schedule is repealed and the following substituted---

"SCHEDULE 1 [reg. 3]

Information to be Contained in Notice or Notification
Given under Section 20A of the Ordinance

1. In relation to the vessel, aircraft or vehicle that the article is upon---
 - (a) the name of the owner;
 - (b) the following identifying particulars---
 - (i) in the case of a vessel, the name and the voyage number (if any);
 - (ii) in the case of an aircraft, the flight number;
 - (iii) in the case of a vehicle, the registration or identification number and, if the vehicle is a train, also the wagon number (if any);
 - (c) the date of its arrival in Hong Kong.
2. The description and quantity of the article, and any identification mark it bears.
3. If the article is in a container, the number of the container (if any).
4. The place at which the article was loaded onto the vessel, aircraft or vehicle.
5. The number of the bill of lading, air waybill or delivery order relating to the article.
6. The place designated by the owner for the purposes of section 20A(2)(a) of the Ordinance, and the name of the occupier of that place.
7. The name and rank of the officer giving the notice or notification (as the case may be), and the date on which and time at which the notice or notification is given.

SCHEDULE 2 [reg. 4]

Information to be Contained in Notice or Information
Given under Section 20B of the Ordinance

1. In relation to the vessel, aircraft or vehicle that the article is upon---
 - (a) the name of the owner;
 - (b) the following identifying particulars---
 - (i) in the case of a vessel, the name and the voyage number (if any);
 - (ii) in the case of an aircraft, the flight number;
 - (iii) in the case of a vehicle, the registration or identification number and, if the vehicle is a train, also the wagon number (if any);
 - (c) the date of its arrival in Hong Kong.
2. The name of the consignee of the article.
3. The description and quantity of the article, and any identification mark it bears.
4. If the article is in a container, the number of the container (if any).
5. The place at which the article was loaded onto the vessel, aircraft or vehicle.
6. The number of the bill of lading, air waybill or delivery order relating to the article.
7. The premises nominated by the consignee or the owner for the purposes of section 20B(1) of the Ordinance, and the name of the occupier of those premises.
8. Any condition imposed under section 20B(5) of the Ordinance.
9. The name and rank of the officer giving the notice or information (as the case

may be), and the date on which and time at which the notice or information is given. "

CHENG Mei-sze, Maisie

Clerk to the Executive Council

Council Chamber

28 January 2003

Explanatory Note

This Regulation amends the Import and Export (Removal of Articles) Regulations (Cap. 60 sub. leg.) to specify the information to be contained in notices issued under sections 20A and 20B of the Import and Export Ordinance (Cap. 60) (sections 3 and 6), and to provide for the use of services provided by a specified body in serving such notices (section 5).