

## **2010 No. 21 Announcement from General**

### **Administration of Customs**

**March 30, 2010**

In order to reinforce the management of imported solid waste, crack down the illegal smuggling activities in solid waste import channels, and maintain the normal trade of solid waste importation, and pursuant to the laws and regulations such as *the Customs Laws of the People's Republic of China*, *Law of the People's Republic of China on the Prevention and Control of Environmental Pollution by Solid Waste*, and after consultation with the Ministry of Commerce, Ministry of Environmental Protection, and the General Administration of Quality Supervision, Inspection and Quarantine, it is hereby decided that separate shipping and management will be implemented on the importation of waste metals, waste plastics and waste paper (hereinafter referred to as “core solid waste”). The following is the announcement regarding related matters:

I. Core solid waste may not be mixed and shipped in the same container with other non-core solid waste or any other goods that do not belong to the category of solid waste.

II. The imported core solid waste that is shipped in containers shall follow the separation requirements as set forth in the Annex of this Announcement titled *Core Solid Waste Classification Form*. The core solid waste from A – K class shall be loaded separately, and shall go through simple pre-shipping procedures such as being bundled, wrapped and packaged. It shall declare the customs per item as required by the standard customs declaration requirements. If the weight of other core solid waste in other classes mixed in the container is 2% or less than 2% of the container’s total load, it shall not be regarded as mixed shipment.

III. Defective goods or substandard goods of imported common goods shall declare the customs according to the requirements for common goods. They may not be declared as solid waste. Enterprises in an import solid waste processing and management park (hereinafter referred to as “the park”) that has been approved and accepted by the regulatory agency of the state and is qualified for customs monitoring and regulatory responsibilities may, after the customs office with direct jurisdiction over the park has obtained the approval from the General Administration of Customs, undergo a destructive treatment of the aforementioned goods in the park, regard them as the solid waste and declare the customs per item according to the standard customs declaration requirements.

IV. If for special reasons any core solid waste does satisfy the separate shipping and loading requirements as set forth in the Annex of this Announcement titled *Core Solid Waste Classification Form*, and is to be shipped directly to the territory of China without changing to a different transport vehicle outside the territory of China, the import enterprise shall submit an application to the customs office with direct jurisdiction over the arrival port before the goods is loaded at the start port outside China. Then the customs office with direct jurisdiction over the arrival port shall report the matter to the General Administration of Customs for approval. After receiving the approval from the General Administration of Customs, the aforementioned core solid waste shall be sorted and separated according to the classes they belong to on-site of the port or park that qualifies for the regulatory requirements, and go through the customs declaration per item according to the standard customs declaration requirements

V. Core solid waste of more than two (inclusive) different classes that are imported into China in bulk other than in containers shall, after arrival, be sorted and separated according to the classes they belong to on-site and under the monitoring and supervision of the port that qualifies for the regulatory requirements, and go through the customs declaration per item according to the standard customs declaration requirements

VI. After the customs office with direct jurisdiction over the park has reported the matter to and obtained the approval from the General Administration of Customs, the enterprises within the park may sort and separate in the park the core solid waste of different classes imported in mixed shipment according to the classes they belong to, and declare the customs per item according to the standard customs declaration requirements.

VII. For any core solid waste that is not imported according to the aforementioned rules, and if it is not suspected to involve any smuggling or violation of customs regulations, the import enterprise may apply for and go through the direct return procedure.

VIII. This announcement shall be implemented as of June 1, 2010.

It is hereby announced.

Annex: Core Solid Waste Classification Form

March 29, 2010

The General Office of the General Administration of Customs