

Import control on second-hand electric and electronic commodities																						
Country/ District		Control on second-hands	Applicable act/decree/notifica tion	Date control applied	Controlling method		Second-hand commodity being controlled										Detail	Hazardous characteristics on second-hand materials (any qualitative criteria or standard for second-hand materials)	HS-code applicable to second-hands	Basel Conventio n Article 3 national definition	Reason for control on second-hands	Criteria distinguishing second-hands from hazardous wastes
					ban	permit needed	CRT TV	Air con	Fridge	wash machi ne	micro- wave	PC	Copier	LCDT V	Printed circuit board	cell phone						
China		YES	*国家環境保護総局 公告25号 (Annoucement 25 List of goods prohibited to be imported)「輸入禁止 貨物目録(第五次) 廃棄機電製品輸入禁 止目録」(2002年11 月11日制定)	2002 Nov	Yes		X	X	X	X	X	X	X	X	X		*Import of secondhand electric goods (including parts, scraps and shredded) are principally prohibited	**National Catalogue of Hazardous Wastes" specifies hazardous characteristics *China has 3 standards for identification of hazardous waste. Corrosivity (GB5085.1-1996), Acute Toxicity(GB5085.2-1996), Leachate Toxicity (GB5085.3-1996).	No	Yes		**Requirement for Identification of Secondhand Electric Equipments (2005/7) " specifies criteria distinguishing secondhand from wastes from a viewpoint of environment, health and safety, and utilization (This identification method is not only for imported secondhand electric goods). *Method of identification includes physical appearance check, lab analysis, functionality test, or judgment by relevant information provided by manufactures.
	Hon gKo ng S.A. R.	Control on E-waste			Control on E-waste												Control on E-waste					
		Any article or substance once given up by the original user is considered as waste under the Waste Disposal Ordinance (WDO), irrespective whether it is still workable or can be sold for a value. Used or second-hand electrical or electronic equipment should be presumed waste in the first place unless they meet the requirements set out in the guideline "Advice on Import and Export of Used Electrical and Electronic Appliances having Hazardous Components or Constituents". Import of waste for transshipment in Hong Kong should be regarded as an import and an export operations, both of them require a valid permit issued under the WDO. There are currently no proper reuse or recycling outlets for WEEE in Hong Kong and no import of WEEE for such or other purposes will be allowed.	(1) Waste Disposal Ordinance (WDO), Chapter 354 (2) Advice on Import and Export of Used Electrical and Electronic Appliances having Hazardous Components or Constituents	1996	Yes. EPD will not issue permit for the import of controlled waste from any country listed in the Ninth Schedule of the WDO, i.e. countries listed in the Basel Ban Amendmen t	XX	XX	XX	XX	XX	XX	XX	XX	XX	XX	XX	The Waste Disposal Ordinance (WDO) defines "waste" as any substance or article which is abandoned. It also stipulates that any substance or article which is discarded or otherwise dealt with as waste is presumed to be waste until the contrary is proved. For the purpose of waste import and export control, any article or substance once given up by its original user is considered as waste under the WDO, irrespective whether it is still workable or can be sold for a value.  In line with the Basel Convention, the WDO controls the import and export of waste electrical and electronic appliances containing hazardous constituents or components through a permit system. Any person imports or exports the above controlled waste should obtain a permit from the Environmental Protection Department (EPD) in advance.  Used electrical and electronic appliances having hazardous components or constituents (e.g. CRT, batteries) will likely be regarded as waste and fall within the said control. For details, please refer to the following links:- (1) A Guide to the Control of Import and Export of Waste:- <a href="http://www.epd.gov.hk/epd/english/environmentinhk/waste/guide_ref/files/07ie">http://www.epd.gov.hk/epd/english/environmentinhk/waste/guide_ref/files/07ie</a> (2) Advice on Import and Export of Used Electrical and Electronic Appliances having Hazardous Components or Constituents:- <a href="http://www.epd.gov.hk/epd/english/environmentinhk/waste/guide_ref/files/advice">http://www.epd.gov.hk/epd/english/environmentinhk/waste/guide_ref/files/advice</a>	With the exception of the import or export of uncontaminated waste in the Sixth Schedule of the WDO for the purpose of reprocessing, recycling, recovery or reuse, all other waste import and export activities require valid permits issued by EPD.	N/A	N/A	The control in HKSAR is on the transboundary movement of hazardous waste that is tallied with the Basel Convention.	**Advice on Import and Export of Used Electrical and Electronic Appliances having Hazardous Components or Constituents" sets the criteria.
Vietnam	YES	*Decree 12/2006/ND-CP, 23/1/2006 and under other legislations	2006 Jan	Yes	Yes	X	X	X(inclu des brand new CFC- R12 is banne d)	X	X	X	X	X	X	X		*Decree 12/2006/ND-CP, 23/1/2006 Annez 02 II (Commodities Banned from Import) includes such "Second-hand consumer commodities" as "Electronics secondhand consumer commodities including electric assemblies, information technology products. *Decree 12 also prohibits the import of the second hand home appliances including direct reuse purpose. *There is no crieteria or standard for the second-hand commodities being controlled by Decree 12 *Circular 04/2006/TT-BTM dated 6 April 2006 issued by the Ministry of Trade providing guidance on implementing Decree 12. Under Annex 1, Item II there is a list of second hand comodities probilited from import to VN.	*Decision No. 23/2006/QD-BTNMT stipulates e-waste is considered as hazardous waste.	Yes	Yes	The control on second hand home appliances is intoroduced to protect environment, while Vietnam has the WTO agreement which abolishes all import ban and ban can only applied according to WTO rules.	*No criteria for second hand electric appliances being controlled are defined.

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Thailand	YES	Notification of Department of Industrial Works on the criteria for the approval of the import of used electrical and electronic equipments into the Kingdom of Thailand	2003 Sept		Yes	X	X	X(CFC contained is banned)	X	X	X	X	X	x(considered as E-waste)	X	*For retail or reuse, equipment shall be in the original conditions as being manufactured, and in use less than 3 years from manufacturing date, except for a copy that shall be in use less than 5 years. *For recycling, equipments must be economically worthwhile, importing amount must be corresponding with capacity of facility, and must be imported from Basel Convention countries.	*Characteristics and Properties of Hazardous Wastes attached to the Notification of the Ministry of Industry B.E. 2548 (2005) stipulates characteristics and properties of hazardous wastes( ignitibility, corrosivity, reactivity, toxicity characteristics). *This sets concentration and elution standard for hazardous substances but this is only applicable to wastes generated in the country and not to imported second hand home appliances.	No	No	The control on second hand home appliances is introduced to protect environment.	*Equipment shall be in the original conditions as being manufactured, and in use less than 3 years from manufacturing date, except for a copy that shall be in use less than 5 years.
Indonesia	YES	*Ministry of Industry and Trade Decree No.756/MPP/Kep/12/2003 and No.610/MPP/Kep/10/2004 *Ministry of Industry Decree No. 39/M-DAG/PER/12/2005	2006Jan-2007 Dec(No. 39/M-DAG/PER/12/2005)		Yes	X (banned)	X (banned)	X (banned)	X (banned)	X (banned)	X	X	X	X	X (banned)	*No.610 states the list of non-new capital goods which is not allowed to be imported as mentioned in appendix I. *Ministry of Trade Decree No.39/M-DAG/PER/12/2005 states second hand machinery and equipment importers must be the company that directly uses second-hands for the manufacturing, or non manufacturing and other purposes or company that repair or refurbishment. *Second-hand refrigerator, washing machine, microwave is subject to the import ban according to No.39/MAG/PER/12/2005 *Pre-Shipment Inspection(PSI) is compulsory and the designated inspector is PT Surveyor Indonesia and PT.SUCOFINDO.	*Government Regulation No 18 of 1999 Article 7 explains hazardous wastes(B3) for its source and characteristics.	No	No	*Import is allowed for promotion of investment including promoting factory transfer and export. (No.39/M-DAG/PER/12/2005)	*According to No.756/MPP/Kep/12/2003, non-new capital goods are defined as goods which are still proper to be used or to be reconditioned for refuunctioning.
Philippines	YES	*DAO No.28 Series of 1994 "Interim Guideline for the Importation of Recyclable Materials containing Hazardous Substances" *Republic Act 6969 "An act to Control Toxic Substances and Hazardous and Nuclear Wastes"	1994 March		Yes	XX	XX	XX	XX	XX	XX	XX	XX	XX	XX	*DAO 92-29 stipulates that Philippines restricts the import of of <u>all hazardous wastes and other wastes for recovery</u> . However DAO No.28 Series1994 <u>allows recyclable materials containing hazardous substance be imported</u> under limiting conditions upon obtaining permit from Department of Env & Natural Resources. *Accordinf to DAO No.28 Series of 1994, <u>any recyclable materials is any materials which is reused</u> for its original use. *DAO No.28 Series of 1994 Annex A stipulates all residuals of recycled material which contain hazardous substance without any acceptable methods in Philippines must be shipped back for <u>"a.All electronic assemblies containing printed circuit boards b. Electronic components containing hazardous substances as TVs, VCR, stereo etc"</u> *DAO No.28 Series of 1994 states all importers of recyclable materials containing hazardous substances listed Annex A must first register with DENR and obtain zimportation Clearance for each shipment.	*Procedural Manual Title III of DAO 92-29 sets Classification of Hazardous wastes in Chapter 1. *Hazardous characteristics is based upon the analysis of extracts followed by Toxicity Characteristic Leaching Procedure(TCLP). For example, Pb total elution standard is >5mg/l.	No	No	Reason is not available(to be confirmed at Workshop)	*DAO 28 Series of 1994 states import of recyclable materials including reuse purpose containing hazardous substances need the permit from DENR. Standard for defining hazardous characteristic is stipulated in Procedural Manual Title III of DAO 92-29 and applicable to reuse commodities. *Recyclable material for reuse is defined as the material which used for original use for any purpose of commercial, industrial, agricultural or economic value

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Cambodia	NO	Control on second-hands by Municipal and Environmental Department on Repairing and storage of E-waste reaminig from repairing shop. The regulation of UEEE is still not developed. There are only regulation on Solid Waste Management which strictly prohibited imported into the country including all waste.				—	—	—	—	—	—	—	—	—	—		No	—	—	
Korea	NO	—				—	—	—	—	—	—	—	—	—	—		No	—	—	
Singapore	NO	—				—	—	—	—	—	—	—	—	—	—		No	—	—	
Malaysia	NO	—				—	—	—	—	—	—	—	—	—	—		No	—		
オーストラリア	有	*有害廃棄物(輸出入)				△	△	△	△	△	△	△	△	△	△	△	無	無	*国内外において	*有害廃棄物規則で規定された有害物質を含む

Legend  
X=Second-hand commodity specified is subject to control  
XX=Second hand commodity is sbject to control if specified hazardous substance contained  
—=Second-hand electric commodity is NOT subject to control