

# **Updates of Regulation and Control Activities to Implement the Basel Convention in Vietnam**

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# Content

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# **1. Newly amended and currently discussed regulations**



## **Newly amended and currently discussed regulations**

- Law on Environment Protection 2014 (Effective on 1 January 2015)
- Decree of the Government on management of Waste and Scrap (to be issued in December 2014)
- Circular of Ministry of Natural Resources and Environment on hazardous waste management (in public hearing process).

# Law on Environment Protection 2014

## ❖ Definition of waste and scrap

- ❖ Waste is materials which are discarded from production, business, services and living or other activities.
- ❖ Scrap is materials which are recovered, classified, selected from materials, products discarded from manufacturing or consumption activities to use as raw materials for other production process.

## ❖ Importation of waste and scrap

### ❖ Prohibit

- ❖ Importation and transiting of waste in any forms
- ❖ Importing machinery, equipment and means that are not meeting environmental standards

### ❖ Allow

- ❖ Used marine vessels
- ❖ Scrap



# 1. The Law on Environmental Protection 2014

## ❖ Importation of scraps

- ❖ Imported scraps must meet technical regulation on environment and in the allowable list

- ❖ Organizations and individuals importing scraps have to meet the following requirements:

- ❖ Having warehouse/area stored scraps, ensuring conditions for environmental protection;

- ❖ Having technology, equipment for recycling and reusing scraps.

- ❖ Importing scraps for production;

- ❖ Treating impurities of scrap under the technical regulations; not for sale these impurities;

- ❖ Re-exporting of scrap not meet the technical regulations on environment; or dealing with the law on waste management;

- ❖ *Making a deposit for imported scraps*

**2. Decree No. 187/2013/ND-CP on trading of international goods**

- The goods which temporarily imported for re-export must be licensed by the MOIT
- The MONRE stipulates the imported list of scraps.

**3. The joint Circular No 34/2012/TTLT-BCT-BTNMT between MOIT and MONRE on guiding the conditions of scrap import for production**

- To meet the national technical regulations for import scraps
- For new scraps arising from the demand of production, the MONRE will consider each particular case to add to the list of imported scraps.
- Local DONRE grant a eligible certificate of scrap importation to trader.



#### **4. Circular No 01/2013/TT-BTNMT on scrap import**

**Vietnam allows import of certain categories of scraps for use (or recovery) as secondary materials for industrial production as listed in the appendix of the Circular No 01.**

- List of scraps allowed to be imported from foreign countries for production (Appendix I);**
- List of scraps in the production of export processing enterprises and enterprises in the non-tariff zone is allowed to import for domestic production (Appendix II).**



## **5. Circular No 12/2011/TT-BTNMT on HW management**

- The definition and classification of HW shall comply with the regulations of Annex 8 (the HW list) of this Circular and National Technical regulation QCVN 07:2009/BTNMT on HW thresholds.
- The circular has a regulation on procedure for temporarily import for re-export of waste:
  - + If HW is not domestically transferred within Vietnam's territory, the importer is not required to has a HW transportation license;
  - + If HW is domestically transferred within Vietnam's territory, the importer is required to has a HW transportation license.
- Registration of exporting hazardous waste: Appendix V of Circular No 12 and The Basel Convention.
- The export registration can be done for every single trip or many trips per year. Hazardous waste generator/exporter coordinates with relevant parties applying the registration to VEA.

## **6. The related National regulations/standards**

- **National Technical regulation on HW thresholds QCVN 07:2009/BTNMT**
- **National Technical regulation on environment for imported steel scrap QCVN 31:2010/BTNMT**
- **National Technical regulation on environment for imported plastic scrap QCVN 32:2010/BTNMT**
- **National Technical regulation on environment for imported paper scrap QCVN 33:2010/BTNMT**



## **2. HW import and export statistics**

## II. Statistic data on export of HW from Vietnam

Year	Exporter	Importer	Waste	Quantity (kg)
2010	Cat Son Trading Co. Pte.Ltd.	TES-AMM Pte Ltd, Singapore	Electronic waste	200,000
2012	COVI Recycling Co. Ltd	Waste recycling company, Korea	Waste lead batteries	1,000,000
2012-2013	Schlumberger Vietnam Company	Toxco Waste Management Company, Canada	Waste lithium batteries	15,000
2012-2013	WRC Vietnam Limited Liability Company	WRC Company, Germany	Industrial sludge contained metal	500,000
2013	Green Metal Co.Ltd.	LS-Nikko Copper Inc Co., Seoul, Korea	Waste circuit board	200,000
2013-2014	WRC Vietnam Limited Liability Company	WRC Company, Germany	Industrial sludge contained metal	800,000
2013-2014	VIHA Service and Trading import-export Company	Waste recycling company, Korea	Waste lead batteries	8,000,000
2013-2014	Hai Thong Import Export Trade Co., Ltd.	Joong-il Metal Inc, Gyeonggi-do, Korea	Waste lead batteries	500.000
2014-2015	Vietnam Greystone Data Systems Co.	Shan Poornam Metals Sdn., Bhd. Malaysia	Waste HDD	400.000
2014-2015	Vietnam ESTELLE Co., Ltd.	Asahi Pretec Co., Japan	Ion exchange resins	600
2014-2015	Minh Ton Investment and International Trade Jsc.	Nippon Magnetic Dressing Co.,Ltd, Kitakyushu, Japan	Waste circuit board	600.000
2014-2015	Vietnam TES-AMM Co, Ltd	TES-AMM Pte Ltd, Singapore	Waste lithium batteries and Electronic waste	60.000
2014-2015	WRC Vietnam Limited Liability Company	WRC Company, Germany	Industrial sludge contained metal	800.000
	Total			13.075.600



## **II. Procedure**

- Consent letter not stamped: Singapore**
- Change information in movement document**

### 3. Newly established and currently discussed regulations on E-waste collection and recycling



# Newly established regulations

- Decision 50/2013 on extended producer responsibility to be issued by Prime Minister: requires manufacturer and importer to take back and treat of their sold products.
- Circular to guide the Decision 50/2013 is being drafted
  - Not require percentage of product must be taken back
  - Apply to household level only, not for manufacturing facilities
  - Reporting responsibility of manufacturers and importers

N o	Waste type	Effective time
<b>I</b>	<b>Battery</b>	01/01/2015
<b>II</b>	<b>E-waste</b>	
1	Fluorescence lamp	01/01/2015
2	Computer, printer, camera, camcorder, cell phone, scanner	01/01/2015
3	Photocopier, TV, air conditioner, refrigerator, washing machine	01/01/2016
<b>III</b>	<b>Waste oil</b>	01/01/2015
<b>IV</b>	<b>Expired chemicals (used in medical care, plant protection, aquaculture)</b>	01/01/2015
<b>V</b>	<b>Tyre</b>	01/01/2016
<b>VI</b>	<b>Vehicle (motor, car)</b>	01/01/2018

# Other HW Management Activities

- Set-up of licensing system for hazardous waste collection, transport and disposal
- Grant license for hazardous waste collectors, transporters and disposers: 78 (last year was 64)
- Development of e-manifest system for hazardous wastes
- Exchange of information with some BC focal point, especially receiving information from Basel Action Network to have the notification and inform illegal HW transboundary movements.
- Frequently exchange of information among customs, environment, industry and trade authorities
- Inspection mission to ports, provinces and facilities



An aerial photograph of a mountainous landscape featuring extensive terraced rice fields. The terraces are carved into the slopes, creating a series of concentric, wavy lines that follow the contours of the hills. The rice plants are in various stages of growth, showing shades of green and yellow. The background shows more forested hills under a clear sky.

Thank you for your attention!

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