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අංක 1561/23 - 2008 අගෝස්තු 07 වැනි බහස්පතින්දා - 2008.08.07 No. 1561/23 - THURSDAY, AUGUST 07, 2008

(Published by Authority)

PART I : SECTION (I) — GENERAL

Government Notifications

L.D.B. 8/2008.

CHEMICAL WEAPONS CONVENTION ACT, No. 58 OF 2007

Order under Section 1

BY virtue of the powers vested in me by Section 1 of the Chemical Weapons Convention Act, No. 58 of 2007, I, Kumara Welgama, Minister of Industrial Development, do by this Order appoint August 15, 2008 as the date on which the aforesaid Act shall come into operation.

KUMARA WELGAMA, Minister of Industrial Development.

Colombo, 6th August, 2008.

CHEMICAL WEAPONS CONVENTION ACT

Regulations made by the Minister under Section 39 read with Section 24 of the Chemical Weapons Convention Act, No. 58 of 2007.

KUMARA WELGAMA, Minister of Industrial Development.

Colombo, 6th August, 2008.

REGULATIONS

1. These regulations may be cited as Registration of Persons Dealing with Scheduled Chemicals Regulations, 2008.

2. Every person who is ----

- (*a*) a producer, processor, acquirer, consumer, transferor, importer, exporter or user of any toxic chemical or precursor set out in Schedule I, II or III to the Act, ; or
- (b) a producer of any unscheduled discrete organic chemical,

shall, make an application for registration as such producer, processor, acquirer, consumer, transferor, importer, exporter or user to the Authority in Form I set out in Schedule A hereto.

3. In the case of a person who intends to deal with any toxic chemical or precursor set out in Schedule I, II or III to the Act, or any unscheduled discrete organic chemical in any manner specified in regulation 2, he shall make an application to the Authority one month prior to being engaged in such undertaking.

4. Every application for registration with the Authority shall accompany the relevant fee stipulated for in Schedule B to these regulations.

5. Upon receipt of the application together with the relevant fee, the Authority shall ascertain the information provided in the application for their veracity and shall issue a Certificate of Registration, which shall be displayed by the applicant in the office, or the business place of the applicant.

6. A Certificate of Registration under regulation 5 may be issued, where necessary subject to conditions, which shall be printed on the reverse of such Certificate. It shall be the duty of the applicant to abide by such conditions.

- 7. (*a*) Where a person registered with the Authority to carry on any one or more activities as a producer, processor, acquirer, consumer, transferor, importer, exporter or user of any toxic chemicals or precursor specified in Schedule I, II and III to the Act or a producer of any unscheduled discrete organic chemical or to deal with one or more of chemicals decides to carry on an activity or deal with a chemical other than that covered by the registration, he shall make an application in Form 2 set out in Schedule A to these regulations, to the Authority not less than 14 working days prior to carrying on such new activity or dealing with the chemical, as the case may be, to have the registration amended to include such activity or chemical as the case may be.
 - (b) An amendment to the registration shall be required where any substantial variation occurs in the purity level of a scheduled chemical specified in the register.
 - (c) Every application for an amendment of a registration shall be accompanied by a fee as stipulated in Schedule B.

8. The Validity of a Certificate of Registration shall be two calendar years :in respect of the activity and chemical specified in such Certificate and may be extended for a similar period on payment of such fee as set out in Schedule B to these regulations.

9. A Certificate of Registration may be cancelled by the Authority where -

- (*a*) any provision of the Act or any regulation made thereunder or any condition subject to which the Certificate of Registration is issued is contravened or any direction issued by the Authority is not complied with ;
- (b) any particulars furnished to the Authority are false or inaccurate or any relevant data is suppressed ;
- (c) the registration is not renewed at the end of the period for which is was issued ; or
- (d) the activity for the conduct of which the Certificate of Registration was issued has ceased for two years ;

However, prior to the cancellation of a Certificate of Registration the Authority shall afford the person to whom it was issued an opportunity to be heard.

10. Upon cancellation of the Certificate of Registration the person to whom it was issued or any person in whose custody it remains shall surrender such Certificate of Registration to the Authority.

		Schedule A			
		FORM 1			[Reg. 2]
	APPLICATION FOR	REGISTRATION TO DEAL WIT	H SCHEDULEI	DCHEMICALS	Official use only
Declared year	National Authority for implementation of the Chemical Weapons Convention (CWC) in Sri Lanka		C) in Sri Lanka	/ /	
// DD MM YY		Ministry of Industrial De No. 73/1, Galle Road, C			
	Tele : 011 2327807	Fax : 011 2332443		c@industry.gov.lk	
PARTA: COM	PANY DETAILS				
Name of Comp	any / Organization :				
Company	Address				
	Number :			Tele	•
	Street :			Fax	•
	City :			e-mail	:
Name of A	Applicant : (Mr./Mrs./M	iss)		Tel	:
in what as	pacity application is ma	da :		Fax e-mail	· ·
iii what ca	pacity application is ma	luc.		C-IIIali	•
Citizenshi	p (please indicate accor	dingly)		N.I.C. No.	/Passport No.
🗆 Sri La	ankan 🗌 PR	□ Others (Please specify nationa	lity)		
Other Offi	ice Bearer's Name	Designation		Contact details	3
1					
2					
Please ind	licate the box (es) accor	dingly for the activity (ies) the comp	pany is involved	in	
D Pro	oduction 🗌 Pr	rocessing	n 🗆 S	ale/Transfer	
🗌 🗌 Imj	port 🗌 E	xport			
		requirements attached to the registra le I, II or III or Unscheduled Discrete			oned activities
is effec	2. I shall submit all declarations pertaining to the Scheduled Chemicals or Unscheduled DOCs in respect of which thi is effected to the Director of National Authority (Chemical Weapons Convention) annually or periodically at such intervals and on ad hoc basis as deemed necessary.				
3. I shall r	notify the National Auth	ority (CWC) of any change in the a	ctitivities of tho	se chemical(s) or j	plant site(s);
4. I hereby	y declare that all inform	ation furnished in this application is	s true and correc	et.	
Signatu	re of applicant.	Date.	C	Company Stamp.	
For Office U					
	Checked by	Total number of pages rece	eived	Date receive	ed
······				(DD/MM/YY	()

3A

PARTB: CHEMICAL DETAILS	(Du)	plicate this form as required)
Chemical		
Production Processing	Consumption Sale/Transfer In	nport Export
Schedule I Schedule II Schedule III	IUPAC Nomenclature	
Chemcial Structure	Common Trade Names	
	CAS Registry No.	HS Code

Chemical		
Production Processing	Consumption Sale/Transfer	Import Export
Schedule I Schedule II Schedule III	IUPAC Nomenclature	
Chemcial Structure	Common Trade Names	
	CAS Registry No.	HS Code

Chemical		
Production Processing	Consumption Sale/Transfer	Import Export
Schedule I Schedule II Schedule III	IUPAC Nomenclature	
Chemcial Structure	Common Trade Names	
	CAS Registry No.	HS Code

Signature of Applicant

Company Stamp

PART C: PLANT SITE DETAILS

(Duplicate this form as required)

Name of Plant Site :

Name of the owner, company or enterprise operating the plant site

Address of the Plant Site Street Address :

City / District :

How many Scheduled Chemicals and Discrete Organic Chemicals (DOCs) does this plant site produce, process or consume ?

ii. Schedule II

i. Schedule I.....

iii. Schedule III

iv. DOCs

Sch	eduled Chemicals			
	IUPAC Nomenclature (Chemical Name)	Schedule No.	Activity	Maximum Capacity
1				
2				
3				
4				
5				

Unscheduled Discrete Organic Chemicals (DOCs) (Production details only)			
	IUPAC Nomenclature (chemical Name)	Maximum Production Capacity	
1			
2			
3			
4			
5			

Please provide the following as attachments, for the detailed technical description of the facility or its relevant and identify information attached.

1. A brief description of the plant technological processes (including, for example, simplified process flow diagrams) :

Yes, this is attached as annex......pages)

2. A layout of the plant site and plants

No

No

Yes, this is attached as annex.....pages)

3. Is there any additional information on this plant to be submitted as attachement on a voluntary basis ?

Signature of Applicant.

Company stamp.

PART D: SECURITY MEASURES ADVICE TO USE SCHEDULED CHEMICALS

Please describe in the table below what precautions have been taken to prevent unauthorised access to or theft of Chemicals controlled under your permit. Only significant changes will need to be addressed in subsequent annual updates. Please attach any additional pages if necessary and fax or mail this advise to National Authority for the Implementation of Chemicals Weapons Convention.

In case of theft, unexplained loss, suspicious approach or incidents associated with the controlled chemicals please contact Director, National Authority for Implementation of Chemical Weapons Convention, on 011 2327807 (direct) and other local authorities as appropriate.

A. Physicial security of both scheduled Chemicals and facility storing/handling scheduled Chemicals.

Physical security arrangements (including after-hours)	
* Perimeter fencing	
* 24 hours/day security guards on site Electronic card access for all employees and adequate Control for site visitors	
* Regular security patrols of site by guards	
* Electronic security, alarm response, movement and other detectors	
* Locked storage area for Chemicals	
Company security contact Name Telephone Mobile phone	
•	
B. Unexplained loss of scheduled Chemicals	
Audit process including frequency of audits	
(unexplained loss and incident reporting)	
Recent history of incidents relating to the loss or compromise of scheduled Chemicals	
Relating to A and B above	
Planned changes to security systems or auditing process	
Other comments	

Signature of Applicant.

Company Stamp.

Form 2

	AMENDMENT TO THE REGISTRATION OF SCHEDULE CHEMICALS ADDITONAL CHEMICAL/NEWACTIVITY			Registration No.	
Declared year	National Authority for implementation of the Chemical Weapons Convention (CWC) in Sri Lanka			/ /	
//	101 111/2100	Ministry of Industrial Developme	[×] [′]		
DD MM YY		No. 73/1, Galle Road, Colombo	3.		
	Tele: 011 2327807	Fax: 011 2332443 E-mail	: nacwc@industry.gov.lk		
	PANY DETAILS				
	any / Organization :				
Company	Address Number :		Tele		
	Street :		Fax	:	
	City :		E-mail	•	
Name of A	Applicant : (Mr./Mrs./M	iss)	Tele	:	
			Fax	:	
in what ca application	1 5		E-Mal	:	
	p (please indicate accord	dinated	NLC No.	/Decoment Ne	
			IN.I.C. INO.	/Passport No.	
Sri La		Others (Please specify nationality)			
Other Offi	ce Bearer's Name	Designation	Contact details	8	
1					
2					
Please indicate the box (es) accordingly for the activity (ies) the company is involved in					
Produ	action Proce	ssing Consumption Sa	ale/Transfer		
П Ітрої	rt Expo	rt			
		ne requirements attached to the registration in Schedule I, II or III or Unscheduled Discr	1		
2. I shall submit all declarations pertaining to the Scheduled Chemicals or Unscheduled DOCs in respect of which this is effected to the Director of National Authority (Chemical Weapons Convention) annually or periodically at such intervals and on ad hoc basis as deemed necessary.					
3. I shall r	notify the National Auth	ority (CWC) of any change in the activities	of these chemical(s) or pl	ant site(s);	
4. I hereby	y declare that all inform	ation furnished in this application is true an	d correct.		
	re of Applicant.	Date.	Company Stamp.		
For Office U					
	Checked by	Total number of pages received	Date receive	ed	
			(DD/MM/YY	 ()	

7A

PART B: CHEMICAL DETAILS	(Du	plicate this form as required)
Chemical		
Production Processing	Consumption Sale/Transfer	Import Export
Schedule I Schedule II Schedule III	IUPAC Nomenclature	
Chemial Structure	Common Trade Name	
	CAS Registry No.	HS Code

Chemical		
Production Processing	Consumption Sale/Transfer	Import Export
Schedule I Schedule II Schedule III	IUPAC Nomenclature	
Chemial Structure	Common Trade Name	
	CAS Registry No.	HS Code

Chemical		
Production Processing	Consumption Sale/Transfer	Import Export
Schedule I Schedule II Schedule III	IUPAC Nomenclature	
Chemial Structure	Common Trade Name	
	CAS Registry No.	HS Code

Signature of Applicant

Company Stamp

PART C : PLANT SITE DETAILS		(Duplicate	this form as required)
Name of Plant Site :			
Name of the owner, company or e	enterprise operating the plant site		
Address of the Plant Site Street Address : City / District :			
How many Scheduled Chemicals consume ?	and Discrete Organic Chemica	ls (DOCs) does this plant sit	e produce, process or
i. Schedule I	ii. Schedule II	iii. Schedule III	iv. DOCs

Scheduled Chemicals

	IUPAC Nomenclature (Chemical Name)	Schedule No.	Activity	Maximum Capacity
1				
2				
3				
4				
5				

Uns	Unscheduled Discrete Organic Chemicals (Docs) (Production details only)						
	IUPAC Nomenclature (Chemical Name)	Maximum Production Capacity					
1							
2							
3							
4							
5							

Please provide the following as attachments, for the detailed technical description of the facility or its relevant and identify information attached.

1. A brief description	of the plant technologi	cal processes (includ	ling, for example,	simplilified proces	s flow diagrams)
1		1 (0, 1,	1 1	0)
Na	Vag this is	- + + + +	((2020)	

No Yes, this is attached	l as annex (pages)
2. A layot of the plant site and plants	
No Yes, this is attached	as annexpages)
3 Is there any additional information on this plant to	a be submitted as attachement on a volunt

. Is there any additional information on this plant to be submitted as attachement on a voluntary basis ?

No Ves, this is attached as annex......pages)

Signature of Applicant

Company stamp

PART D: SECURITY MEASURES ADVICE TO USE SCHEDULED CHEMICALS

Please describe in the table below what precautions have been taken to prvent unauthorised access to or theft of Chemicals controlled under your permit. Only significant changes will need to be addressed in subsequent annual updates. Please attach any additional pages if necessary and fax or mail this advise to National Authority for the Implementation of Chemicals Weapons Convention.						
In case of theft, unexplained loss, suspicious approach or incidents associated with the controlled chemicals please contact Director, National Authority for Implementation of Chemical Weapons Convention, on 011 2327807 (direct) and						
other local authorities as appropriate.						
A. Physicial security of both scheduled Chemicals and	1 facility storing/nandling scheduled Chemicals.					
Physicial security arrangements (including after-hours)						
* Perimeter fencing						
* 24 hours/day security guards on site Electronic card access for all employees and adequate Control for site visitors						
* Regular security patrols of site by guards						
* Electronic security, alarm response, movement and other detectors						
* Locked storage are for Chemicals						
Company security contact						
Name						
Telephone						
Mobile phone						
B. Unexplained loss of scheduled Chemicals						
Audit process including frequency of audits						
(unexplained loss and incident reporting)						
Recent history of incidents relating to the loss or compromise of scheduled Chemicals						
Relating to A and B above						
Planned changes to security systems or auditing process						
Other comments						

Signature of Applicant.

.....

Company Stamp.

SCHEDULE B (Regulations 4, 7, 8)

1.	Registration fee, for chemicals	-	Rupees	1,000.00
1.	Registration ree, for chemicals	-	Rupees	1,000.0

2. Amendment to the registration - Rupees 500.00

08-759/1

THE CHEMICAL WEAPONS CONVENTION ACT

REGULATIONS made by the Minister under Section 39 read with subsection (1) of Section 25 of the Chemical Weapons Convention Act, No. 58 of 2007.

KUMARA WELGAMA, Minister of Industrial Development.

Colombo, 08th June, 2008.

Regulations

1. These regulations may be cited as the Activity Data and Import and Export Clearance Regulations, 2008.

DUTY TO PROVIDE THE AUTHORITY WITH ACTIVITY DATA

2. Every person who has been registered with the National Authority for Implementation of the Chemical Weapons Convention (hereinafter referred to as "the Authority") to carry on one or more of the activities as a producer, processor, acquirer consumer, transferor, importer, exporter or user in terms of Section 24 of the Act, shall provide the Authority substantially in Form 1 or Form 2 set out in the Schedule to these regulations, with the details on all past activities and all anticipated activities, as the case may be, concerning such scheduled chemical or unscheduled discrete organic chemical in respect of which the Certificate of Registration has been issued.

3. The detail report in relation to the past activities carried out during every year concerning any scheduled chemical shall be forwarded to reach the Authority not later than the end of January of the ensuing year.

4. The detail report in relation to any anticipated activity for the next year concerning any scheduled chemical shall be forwarded to reach the Authority not later than 15th September each year.

DUTY TO OBTAIN CLEARANCE FROM THE AUTHORITY

5. Every application of an importer seeking an Import Permit from the Controller of Imports and Exports to import any toxic chemical or precursor listed in Schedule I, II or III to the Act or any unscheduled discrete organic chemical shall first be forwarded to the Authority by such importer for clearance by the Authority.

6. Every application of an exporter seeking an Export Permit from the Controller of Imports and Exports to export any toxic chemical or precursor listed in Schedule I, II or III to the Act or any unscheduled discrete organic chemical shall first be forwarded to the Authority by such exporter for clearance by the Authority.

7. An End User Certificate (EUC) shall be submitted to the office of the Director, National Authority for the Implementation of the Chemical Weapons Convention prior to any exports to any State not party to the CWC, of schedule I, II chemicals.

8. The Authority shall grant clearance for the import or export, as the case may be, of chemical by stamping an endorsement to that effect, conspicuously on the face of the application denoting the validity period and the date of clearance, upon satisfying itself that the applicant was registered with the Authority in respect of the chemical for the import or export, as the case may be, of which he seeks to obtain a permit from the Controller of Imports and Exports.

9. Where the Authority finds that the importer or the exporter has not registered himself with the Authority or has not registered for that specific chemical which he seeks to import or export, as the case may be, the Authority shall require him to register with the Authority before granting him the clearance.

$S_{\text{CHEDULE}} \ A$

form 1

	DETAILS OF ANTICIPATED ACTIVITIES OF SCHEDULED CHEMICALS			Registration No.		
Declared year	National Authority for implementation of the Chemical Weapons Convention (CWC) in Sri Lanka					
// DD MM YY	Ministry of Industrial Development No. 73/1, Galle Road, Colombo 3.					
	Tel: 011 2327807	Fax: 011 2332443 E-mail: nacwo	c@industry.gov.lk			
	IPANY DETAILS Dany / Organization :					
Company	AddressNumberStreetCity		Tel Fax E-mail	:		
	Name of Applicant : (Mr./Mrs./Miss.)Tel FaxDesignation :E-mail					
	ip (please indicate accor Lankan	dingly)	NIC No. /F	Passport No.		
Unsche 2. I will s Registr	eduled Discrete Organic ubmit all declarations _I ation, to the Director, N	pertaining to the Scheduled Chemicals and/or Unsc lational Authority (CWC) annually or on an ad hoc	heduled DOCs in basis as deemed no	cluded in the ecessary.		
		othority (CWC) of any change in the actitivities of the tion given in this application are true and correct.	ese chemical(s) or	plant site(s);		
	re of Applicant.	Date. C	Company Stamp.			
For Officia	L USE ONLY					
	Checked by	Total number of pages received	Date receive	ed		
			(DD/MM/YY	Y)		

PART B : DETAILS OF THI	E CHEMICAL		(Duplicate this form as required)			
Scheule I	IUPAC Nomenclature					
Scheule II	Common Trade Names					
Chemical Structure						
	CAS Registry No		HS Code			
a.	ed activity and provide the deta	ils accordingly				
Import		Demonstrate Demites (0				
Anticipated Quantity :		Percentage Purity (%	⁽⁰⁾ :			
Probable countries which	the chemical is to be imported f	rom :				
b.		Demogrado do Durito (0	/).			
Anticipated Quantity :		Percentage Purity (%	/0):			
	the chemical is to be exported t	0:				
c. Production						
Anticipated Quantity :		Percentage Purity (%	vo) :			
Briefly describe the reaction the procedures	on procedure (s), indicating the	type of reation (s) taking	ng place or principles employed for			
d.]			
Anticipated Quantity :		Percentage Purity (%	(o):			
e.						
Anticipated Quantity :		Percentage Purity (%	⁄o):			
Briefly describe the reaction the procedures	on procedure (s), indicating the	type of reation (s) taking	ng place or principles employed for			
Overall purpose of import	/ export / production / process	ing / consumption				
For in-house usage For further local dis For further overseas	tributions s distributions					
Others, Please specif	y					

FORM 2

	DETA	DETAILS OF PAST ACTIVITIES OF SCHEDULED CHEMICALS					
Declared year	for imp	National Authority for implementation of the Chemical Weapons Convention (CWC) in Sri Lanka					
// DD MM YY			Industrial Developn Galle Road, Colomb				
	Tel: 011 232780	Tel: 011 2327807 Fax: 011 2332443 E-mail: nacwc@industry.gov.lk					
PARTA: COM	PANY DETAILS					ł	
Name of Comp	any / Organization	:					
C	ompany Address						
	Number : Street :				Tel Fax	:	
	City :				E-mail	· :	
Name of A	Applicant : (Mr./Mi	rs./Miss.)			Tel	:	
					Fax	:	
Designation	on :				E-mail	•	
Citizenshi	Citizenship (please indicate accordingly) NIC No. /P						
Sri I	Lankan	PR Others	s (Please specify nati	ionality)			
Immout							
Import Chemical Nam	ne	CAS Registry No.	Quantity	Pur	ity (%)	Country	
Export							
Chemical Nan	ne	CAS Registry No.	Quantity	Pur	ity (%)	Country	
Production		CAS Degistra No	Tatal arrange	fahamiaa	1 mm duesd	$\mathbf{D}_{\mathbf{r}}$	
Chemical Nam		CAS Registry No.	Total amount o	or chemica		Purity (%)	

Processing						
Chamical Nama	CAS Registry No.	Before processing		After processing		
Chemical Name		Total amount of chemical	Purity (%)	Total amount of chemical	Purity (%)	

Consumption							
Chemical Name	CAS Registry No.	Total amount of chemical consumed	Purity (%)				
Ι,		NIC No. / Passport No					
(Name of appli	cant)	-					
representing	(Company Name)	hereby decla	tre the following				
	crite Organic Chemicals for pu	velop, stockpile and / or use Schedule I, II proses prohibited under the Chemical Weapo	· · · · · · · · · · · · · · · · · · ·				
	but the requirement of this de						
(c) All information given in t	this application is true and co	rrect.					
(d) The Company / Organization has the necessary documentation/records to support the information provid.							
Signature of Applicant.Date.Company Stamp.							
FOR OFFICIAL USE ONLY							

(DD/MM/YY)

Date received

08-759/2

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