

CUSTOMS ACT 1986

**Customs (Prohibited Imports and Exports)  
(Amendment) (No. 2) Regulations 2020**

IN exercise of the powers conferred on me by section 64 of the Customs Act 1986, I hereby make these Regulations—

*Short title and commencement*

1.—(1) These Regulations may be cited as the Customs (Prohibited Imports and Exports) (Amendment) (No. 2) Regulations 2020.

(2) These Regulations come into force on 1 January 2021.

(3) In these Regulations, the Customs (Prohibited Imports and Exports) Regulations 1986 is referred to as the “Principal Regulations”.

*Schedule 1 amended*

2. Schedule 1 to the Principal Regulations is amended after item 18 by inserting the following new item—

“19. A polystyrene product as defined in section 45B(1) of the Environment Management Act 2005 but not including any polystyrene product exempted under section 45B(5)(b) of that Act.”.

*Schedule 5 amended*

3. Schedule 5 to the Principal Regulations is amended by—

(a) in Part 1, deleting Group 1 and substituting the following—

“Group 1 – any of the following Chlorofluorocarbons whether virgin, recycled or in a mixture—

<i>Chemical Formula</i>	<i>Substance</i>	<i>Ozone Depleting Potential</i>	<i>100-Year Global Warming Potential</i>
CFCl <sub>3</sub>	CFC-11	1.0	4,750
CF <sub>2</sub> Cl <sub>2</sub>	CFC-12	1.0	10,900
C <sub>2</sub> F <sub>3</sub> Cl <sub>3</sub>	CFC-113	0.8	6,130
C <sub>2</sub> F <sub>4</sub> Cl <sub>2</sub>	CFC-114	1.0	10,000
C <sub>2</sub> F <sub>5</sub> Cl	CFC-115	0.6	7,370”;
CF <sub>3</sub> Cl	CFC-13	1.0	
C <sub>2</sub> FCl <sub>5</sub>	CFC-111	1.0	

<i>Chemical Formula</i>	<i>Substance</i>	<i>Ozone Depleting Potential</i>	<i>100-Year Global Warming Potential</i>
$C_2F_2Cl_4$	CFC-112	1.0	
$C_3FCl_7$	CFC-211	1.0	
$C_3F_2Cl_6$	CFC-212	1.0	
$C_3F_3Cl_5$	CFC-213	1.0	
$C_3F_4Cl_4$	CFC-214	1.0	
$C_3F_5Cl_3$	CFC-215	1.0	
$C_3F_6Cl_2$	CFC-216	1.0	
$C_3F_7Cl$	CFC-217	1.0	

(b) in Part 2, deleting Group 1 and substituting the following—

“Group 1 – HCFCs – any of the following Hydrochlorofluorocarbons whether virgin, recycled or in a mixture—

<i>Chemical Formula</i>	<i>Substance</i>	<i>Number of isomers</i>	<i>Ozone Depleting Potential*</i>	<i>100-Year Global Warming Potential***</i>
$CHFCI_2$	HCFC-21**	1	0.04	151
$CHF_2Cl$	HCFC-22**	1	0.055	1,810
$CH_2FCI$	HCFC-31	1	0.02	
$C_2HFCI_4$	HCFC-121	2	0.01-0.04	
$C_2HF_2Cl_3$	HCFC-122	3	0.02-0.08	
$C_2HF_3Cl_2$	HCFC-123	3	0.02-0.06	77
$CHCl_2CF_3$	HCFC-123**	-	0.02	
$C_2HF_4Cl$	HCFC-124	2	0.02-0.04	609
$CHFClCF_3$	HCFC-124**	-	0.022	
$C_2H_2FCI_3$	HCFC-131	3	0.007-0.05	
$C_2H_2F_2Cl_2$	HCFC-132	4	0.008-0.05	
$C_2H_2F_3Cl$	HCFC-133	3	0.02-0.06	
$C_2H_3FCI_2$	HCFC-141	3	0.005-0.07	
$CH_3CFCl_2$	HCFC-141b**	-	0.11	725
$C_2H_4FCI$	HCFC-151	2	0.003-0.005	
$C_3HFCI_6$	HCFC-221	5	0.015-0.07	
$C_3HF_2Cl_5$	HCFC-222	9	0.01-0.09	
$C_3HF_3Cl_4$	HCFC-223	12	0.01-0.08	
$C_3HF_4Cl_3$	HCFC-224	12	0.01-0.09	
$C_3HF_5Cl_2$	HCFC-225	9	0.02-0.07	
$CF_3CF_2CHCl_2$	HCFC-225ca**	-	0.025	122
$CF_2ClCF_2CHClF$	HCFC-225cb**	-	0.033	595
$C_3HF_6Cl$	HCFC-226	5	0.02-0.10	
$C_3H_2FCI_5$	HCFC-231	9	0.05-0.09	
$C_3H_2F_2Cl_4$	HCFC-232	16	0.008-0.10	
$C_3H_2F_3Cl_3$	HCFC-233	18	0.007-0.23	

<i>Chemical Formula</i>	<i>Substance</i>	<i>Number of isomers</i>	<i>Ozone Depleting Potential*</i>	<i>100-Year Global Warming Potential***</i>
$C_3H_2F_4Cl_2$	HCFC-234	16	0.01-0.28	
$C_3H_2F_5Cl$	HCFC-235	9	0.03-0.52	
$C_3H_3FCl_4$	HCFC-241	12	0.004-0.09	
$C_3H_3F_2Cl_3$	HCFC-242	18	0.005-0.13	
$C_3H_3F_3Cl_2$	HCFC-243	18	0.007-0.12	
$C_3H_3F_4Cl$	HCFC-244	12	0.009-0.14	
$C_3H_4FCl_3$	HCFC-251	12	0.001-0.01	
$C_3H_4F_2Cl_2$	HCFC-252	16	0.005-0.04	
$C_3H_4F_3Cl$	HCFC-253	12	0.003-0.03	
$C_3H_5FCl_2$	HCFC-261	9	0.002-0.02	
$C_3H_5F_2Cl$	HCFC-262	9	0.002-0.02	
$C_3H_6FCl$	HCFC-271	5	0.001-0.03	

\*Where a range of Ozone Depleting Potentials is indicated, the highest value in that range shall be used for the purposes of the Montreal Protocol on Substances that Deplete the Ozone Layer. The Ozone Depleting Potentials listed as a single value have been determined from calculations based on laboratory measurements. Those listed as a range are based on estimates and are less certain. The range pertains to an isomeric group. The upper value is the estimate of the Ozone Depleting Potential of the isomer with the highest Ozone Depleting Potential, and the lower value is the estimate of the Ozone Depleting Potential of the isomer with the lowest Ozone Depleting Potential.

\*\* Identifies the most commercially viable substances with Ozone Depleting Potential values listed against them to be used for the purposes of the Montreal Protocol on Substances that Deplete the Ozone Layer.

\*\*\* For substances for which no Global Warming Potential is indicated, the default value 0 applies until a Global Warming Potential value is included.”;

(c) after Part 2, inserting the following new Part—

“PART 2A

Group 1 — HFCs — any of the following Hydrofluorocarbons whether virgin, recycled or in a mixture—

<i>Chemical Formula</i>	<i>Substance</i>	<i>100-Year Global Warming Potential</i>
$CHF_2CHF_2$	HFC-134	1,100
$CH_2FCF_3$	HFC-134a	1,430
$CH_2FCHF_2$	HFC-143	353
$CHF_2CH_2CF_3$	HFC-245fa	1,030
$CF_3CH_2CF_2CH_3$	HFC-365mfc	794

<i>Chemical Formula</i>	<i>Substance</i>	<i>100-Year Global Warming Potential</i>
$CF_3CHFCF_3$	HFC-227ea	3,220
$CH_2FCF_2CF_3$	HFC-236cb	1,340
$CHF_2CHFCF_3$	HFC-236ea	1,370
$CF_3CH_2CF_3$	HFC-236fa	9,810
$CH_2FCF_2CHF_2$	HFC-245ca	693
$CF_3CHFCHFCF_2CF_3$	HFC-43-10mee	1,640
$CH_2F_2$	HFC-32	675
$CHF_2CF_3$	HFC-125	3,500
$CH_3CF_3$	HFC-143a	4,470
$CH_3F$	HFC-41	92
$CH_2FCH_2F$	HFC-152	53
$CH_3CHF_2$	HFC-152a	124

## Group 2 — Trifluoromethane

<i>Chemical Formula</i>	<i>Substance</i>	<i>100-Year Global Warming Potential</i>
$CHF_3$	HFC-23	14,800”; and

(d) in Part 3—

- (i) in paragraph (b), deleting “Part 1” and substituting “Parts 1 and 2A”;
- (ii) in paragraph (c)—
  - (A) deleting “Part 1” and substituting “Parts 1 and 2A”; and
  - (B) after “;”, deleting “and”;
- (iii) in paragraph (d)—
  - (A) deleting “Part 1” and substituting “Parts 1, 2 and 2A”; and
  - (B) deleting “.” and substituting “; and”; and
- (iv) after paragraph (d), inserting the following new paragraph—
 

“(e) import any apparatus or equipment containing any controlled substance listed in Parts 1, 2 and 2A.”.

*Schedule 6 amended*

4. Schedule 6 to the Principal Regulations is amended after item 4 by inserting the following new item—

- “5. A polystyrene product as defined in section 45B(1) of the Environment Management Act 2005 but not including any polystyrene product exempted under section 45B(5)(b) of that Act.”.

Made this 31st day of December 2020.

A. SAYED-KHAIYUM  
Attorney-General and Minister for Economy