

Categories and Regulations Governing Inspection and Declaration of Industrial Precursor Chemicals

Nine articles are promulgated in total on December 23, 1998, by the MOEA per Decree No. 87-Ching-Gong-Tzi-87229531.

The amendment to Article 6 is promulgated on January 17, 2001, by the MOEA per Decree No. 90-Ching-Gong-Tzi-89231562.

The amendment to Article 2 and the addition of the new Article 6-1 are promulgated on March 24, 2004, by the MOEA per Decree No. Ching-Gong-Tzi-09304210360.

The amendment to Article 3, Article 6 and the Table I, Table II in Article 3 are promulgated on June 10, 2008, by the MOEA per Decree No. Ching-Gong-Tzi-09704602920.

Article 1

These Regulations are enacted in accordance with paragraph 2, Article 31 of the Statute for Narcotics Hazard Control (the "Statute")

Article 2

The competent authority for these Regulations shall be the Ministry of Economic Affairs.

The Ministry of Economic Affairs may appoint its subordinate agencies or delegate municipal/county/city governments, science park administrations, or private entities to handle matters to be executed under these Regulations.

Article 3

The industrial precursor chemicals as referred to in the Statute shall mean raw materials usable to make narcotics. By their properties, the precursor chemicals are categorized into two types, each including the following items:

Category A precursor chemicals (involving in reactions and becoming part of the chemical structures of narcotics): Phenylacetone (1-Phenyl-2-Propanone), Acetic Anhydride,

Benzeneacetic acid, Anthranilic Acid, 2-Acetamidobenzoic acid (N-Acetylanthranilic Acid), Isosafrole, Piperonal, Safrole, 1-(1,3-Benzodioxol-5-yl) Propan-2-one, and Piperidine (as shown in Table I).

Category B precursor chemicals (involving or not involving in reactions and not becoming part of the chemical structures of narcotics): Hydrogen chloride (Hydrochloric Acid) having a specific gravity reach 1.2, Sulphuric Acid having a specific gravity reach 1.84, Potassium Permanganate, Toluene, Diethyl Ether, Acetone, and Butanone (Methyl Ethyl Ketone) (as shown in Table II).

Table I – Category A

Name	C.C.C. Code	CAS No.
Phenylacetone (1-phenylpropan-2-one)	2914.31.00.00-4	103-79-7
Acetic anhydride	2915.24.00.00-2	108-24-7
Benzeneacetic acid	2916.34.10.00-7	103-82-2
Anthranilic acid	2922.43.00.10-8	118-92-3
2-Acetamidobenzoic acid (N-acetylanthranilic acid)	2924.23.00.10-0	89-52-1
Isosafrole	2932.91.00.00-9	120-58-1
Piperonal	2932.93.00.00-7	120-57-0
Safrole	2932.94.00.00-6	94-59-7
1-(1,3-Benzodioxol-5-yl) Propan-2-one	2932.92.00.00-8	4676-39-5
Piperidine	2933.32.00.10-8	110-89-4

Table II – Category B

Name	C.C.C. Code	CAS No.
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Hydrogen chloride (hydrochloric acid) having a specific gravity reach 1.2	2806.10.00.10-8	7647-01-0
Sulphuric acid having a specific gravity reach 1.84	2807.00.10.10-7	7664-93-9
Potassium permanganate	2841.61.00.00-5	7722-64-7
Toluene	2902.30.00.00-9	108-88-3
Diethyl ether	2909.11.00.00-5	60-29-7
Acetone	2914.11.00.00-8	67-64-1
Butanone (methyl ethyl ketone)	2914.12.00.00-7	78-93-3

Article 4

The declaration and inspection of industrial precursor chemicals include matters regarding the procedures for import/export, production, sale, use and storage, quantities, and facilities of the industrial raw materials.

Article 5

Companies that are obligated to file declarations and undergo inspection under these Regulations shall refer to companies or industrial or commercial partnerships or sole proprietorships engaging in the import/export, production, sale, use, or storage of industrial precursor chemicals.

Article 6

Companies that are obligated to file declarations and undergo inspection under these Regulations shall refer to companies or industrial or commercial partnerships or sole proprietorships engaging in the import/export, production, sale, use, or storage of industrial precursor chemicals.

Category A precursor chemicals: Procedures for import /export, production, sales, use and storage, types, quantities, facilities, trading companies, declaration numbers and invoice numbers.

Category B precursor chemicals: Procedures for import/export, types, quantities, facilities, trading companies, declaration numbers and invoice numbers.

Within one month after the end of each quarter, a company hereunder shall declare its Category A industrial precursor chemicals in that quarter by filing the photocopied books and records for the quarter with the competent authority or an agency or entity appointed or delegated by the competent authority.

The format of the books and records hereunder shall be otherwise prescribed and announced by the competent authority, so is any modification thereof.

Article 6-1

If a company does not file the declaration hereunder or files false declarations, the competent authority may order it to file declarations monthly.

If a company that is subjected to monthly declaration actually does so in accordance with the preceding paragraph, the competent authority may lift the order about monthly declaration, depending on the circumstances.

Article 7

The competent authority may inspect the books, records and facilities of a company, which the company shall not evade, impede or refuse.

The inspection hereunder shall be conducted by irregular spot checks. The competent authority or an agency or entity appointed or delegated by it shall designate examiners to perform the spot checks with the following emphases.

1. Daily statements and monthly statements of materials used for production.
2. Warehouse books and records of incoming and outgoing raw materials and finished products.
3. Trading vouchers, books and records.
4. Certification documents relating to imports and exports.
5. Production, manufacturing and storage places.

When entering factories and business places, examiners designated by the competent authority or an agency or entity appointed or delegated by it shall show their IDs.

If a company evades, impedes or refuses the inspection, the competent authority or an agency or entity appointed or delegated by it may request the local police office to assist in conducting the inspection.

Article 8

The books, records and the supporting evidence under Article 6 of these Regulations shall be kept for three years.

Article 9

The Regulations shall come into force from the date of their promulgation.