

**MINISTRY OF INDUSTRY
AND TRADE**

No. 41/2015/TT-BCT

**SOCIALIST REPUBLIC OF VIETNAM
Independence – Freedom – Happiness**

Hanoi, 24 November 2015

CIRCULAR

**LIST OF POTENTIALLY UNSAFE PRODUCTS AND GOODS WITHIN AUTHORITY OF
MINISTRY OF INDUSTRY AND TRADE**

Pursuant to the Government's Decree No. 95/2012/ND-CP dated 12 November 2012 on functions, missions, authority and organizational structure of the Ministry of Industry and Trade;

Pursuant to the Law on quality of products and goods dated 21 November 2007;

Pursuant to the Government's Decree No. 132/2008/ND-CP dated 31 December 2008 on details for the enforcement of certain articles of the Law on quality of products and goods;

At the request of the Head of the Department of Science and Technology,

Minister of Industry and Trade issues the Circular on the List of potentially unsafe products and goods within authority of the Ministry of Industry and Trade.

Article 1. Scope of regulation

1. This Circular regulates the List of potentially unsafe products and goods within authority of the Ministry of Industry and Trade (hereinafter referred to as the List of group 2 products and goods).

The list of group 2 products and goods is detailed in the Appendix of this Circular.

2. This Circular does not govern these products and goods:

a) Goods covered by diplomatic immunity, items contained in consular bags, possessions carried upon overseas relocation, donations and gifts eligible for import duty relief according to the Prime Minister's Decision No. 31/2015/QD-TTg dated 04 August 2015 on allowance of baggage, possessions carried upon overseas relocation, donations, gifts and sample products eligible for imposition or consideration of tax relief or for non-taxable status;

b) Products and goods temporarily imported for re-exportation or in transit;

c) Products and goods specialized for national defense and security.

Article 2. Regulated entities

This Circular applies to:

1. Organizations and individuals producing and trading products and goods as stated in the list of group 2 products and goods;

2. Conformity assessment bodies that are designated to inspect, test and accredit the quality of products and goods in the list of group 2 products and goods.

3. Other organizations concerned.

Article 3. Quality management

1. The quality of products and goods in the list of group 2 products and goods as enclosed to this Circular shall be managed according to relevant national technical regulations and the Circular No. 48/2011/TT-BTC dated 30 December 2011 by Minister of Industry and Trade on quality management for group 2 products and goods within authority of the Ministry of Industry and Trade.
2. The quality of group 2 products and goods to which no national technical regulation exists shall be managed according to national standards or equivalent technical norms as defined in Column 3 in the Appendix of this Circular.
3. Specialist management shall be governed by documents in Column 5 in the Appendix of this Circular.

Article 4. Effect

1. This Circular comes into force as of 01 January 2016.
2. This Circular replaces the Circular No. 08/2012/TT-BCT dated 09 April 2012 by Minister of Industry and Trade on the list of potentially unsafe products and goods within authority of the Ministry of Industry and Trade.

Article 5. Responsibility for enforcement

1. Department of Science and Technology of the Ministry of Industry and Trade shall be responsible for guiding and inspecting the enforcement of this Circular. It shall lead and cooperate with relevant authorities to present amendments to the said list to the Minister of Industry and Trade for purposes of management.
2. Difficulties that arise during enforcement of this Circular shall be reported to the Ministry of Industry and Trade for solutions.
3. If legislative documents, standards and technical regulations named in this Circular are amended or replaced, new documents shall prevail./.

**FOR MINISTER
DEPUTY MINISTER**

Hoang Quoc Vuong

APPENDIX

LIST OF POTENTIALLY UNSAFE PRODUCTS AND GOODS WITHIN AUTHORITY OF MINISTRY OF INDUSTRY AND TRADE

(Enclosed to the Circular No. 41/2015/TT-BCT dated 24 November 2015)

No.	Name	Regulation/ Standard	HS code	Governing documents
<i>1</i>	<i>2</i>	<i>3</i>	<i>4</i>	<i>5</i>

I	Chemicals, fertilizer and industrial explosive materials			
1	<i>Explosive precursors</i> (mixtures with content of explosive precursor(s) more than 45% to be managed for security and safety as per Section 1, Article 16, Decree No. 39/2009/ND-CP)			Decree No. 39/2009/ND-CP(1)
1.1	Ammonium nitrate (NH ₄ NO ₃) in crystalline form for production of emulsion explosive	QCVN 05:2015/BCT	2834.29.90	Circular No. 17/2015/TT-BCT(3)
1.2	Ammonium nitrate (NH ₄ NO ₃) in porous prills for production of ANFO explosive	QCVN 03:2012/BCT		Circular No. 12/2012/TT-BCT(4)
2	<i>Industrial explosive materials</i> (including industrial explosive, booster, detonator, detonating cord, primer, LIL wires)			Decree No. 39/2009/ND-CP
2.1	Electrical detonators for industrial use	QCVN 02:2015/BCT	3603.00.10	Circular No. 15/2015/TT-BCT(5)
2.2	Plain detonator n° 8 for industrial use	QCVN 03:2015/BCT	3603.00.10	
2.3	Water-resistant detonating cord for industrial use	QCVN 04:2015/BCT	3603.00.90	Circular No. 16/2015/TT-BCT(6)
2.4	Industrial safety fuse	QCVN 06:2015/BCT	3603.00.20	Circular No. 18/2015/TT-BCT(7)
2.5	Primer for industrial explosives	QCVN 08:2015/BCT	3603.00.90	Circular No. 20/2015/TT-BCT(8)
2.6	Emulsion explosives for blasting in underground mines without detonation gas and dust	QCVN 05:2012/BCT	3602.00.00	Circular No. 14/2012/TT-BCT(9)
2.7	Amonite Explosive AD1	QCVN 07:2015/BCT		Circular No. 19/2015/TT-BCT(10)
2.8	Other types of explosive (As per Section 1 - Appendix 1 of the Circular No. 45/2013/TT-	Technical norms as stated in Appendix 1 of the Circular		Circular No. 45/2013/TT-BCT(11)

	BCT)	No. 45/2013/TT-BCT		
3	<i>Inorganic fertilizer</i>			Decree No. 202/2013/ND-CP(2)
3.1	Urea in liquid or dry form	TCVN 2619:2014; TCVN 2620:2014	3102.10.00	Circular No. 29/2014/TT-BCT(12)
3.2	Single superphosphate	TCVN 4440:2004	3103.90.10	
3.3	Mineral or chemical fertilizers containing three elements that are nitrogen, phosphorus and potassium (NPK mixture)	TCVN 5815:2001	3105.20.00	
3.4	di-Ammonium hydrogen orthophosphate (DAP - Diammonium phosphate)	TCVN 8856:2012	3105.30.00	
3.5	Calcium magnesium phosphate fertilizer (Fused phosphate fertilizer)	TCVN 1078:1999	3105.10.10	
3.6	Inorganic fertilizers as stated in Appendix 13 of the Circular No. 29/2014/TT-BCT	Technical norms as prescribed in Appendix 13 of the Circular No. 29/2014/TT-BCT	3104.20.00	
			3104.30.00	
			3104.90.00	
			3105.10.00	
			3105.40.00	
			3105.51.00	
			3105.59.00	
			3105.60.00	
			3105.90.00	
II	Industrial machinery and equipment			
1	<i>Power plant boiler</i>	TCVN 5346:1991	8402.20.10 8402.20.20	Circular No. 48/2011/TT-BCT(13)
2	<i>Structurally unintegrated boiler on means of transport, with intended working pressure of vapor above 0.7 bar for industrial use</i>	TCVN 7704:2007; TCVN 6413:1998; TCVN 6008:2010; TCVN 5346:1991	8402.11.10 8402.11.20 8402.12.11 8402.12.19 8402.12.21 8402.12.29 8402.19.11 8402.19.19 8402.19.21 8402.19.29	Circular No. 48/2011/TT-BTC
3	<i>Boiler heating agents at</i>	TCVN 7704:2007;	8403.10.00	Circular No.

	<i>115°C for industrial use</i>	TCVN 6008:2010; TCVN 5346:1991		48/2011/TT-BTC
4	<i>Structurally unintegrated pressure vessel on means of transport, with intended working pressure above 0.7 bar (not including hydrostatic pressure) for industrial use</i>	TCVN 8366:2010; TCVN 6155:1996; TCVN 6156:1996; TCVN 6008:2010	7309.00.11 7309.00.19 7309.00.91 7309.00.99	Circular No. 48/2011/TT-BTC
5	<i>Structurally unintegrated LPG tank on means of transport</i>	TCVN 8366:2010; TCVN 6155:1996; TCVN 6156:1996; TCVN 7441:2004; TCVN 8615-1:2010; TCVN 8615-2:2010	7311.00.99	Circular No. 41/2011/TT-BCT(14)
6	<i>LPG filling station for container, tank truck and vehicle</i>	TCVN 6484:1999; TCVN 6485:1999; TCVN 7762:2007; TCVN 7763:2007; TCVN 7832:2007	8479.89.30	Circular No. 48/2011/TT-BTC
7	<i>LPG container</i>	QCVN 04:2013/BCT	7311.00.93 7311.00.94	Circular No. 18/2013/TT-BCT(15)
8	<i>LPG collective supply station</i>	QCVN 10:2012/BCT	8479.89.30	Circular No. 49/2012/TT-BCT(16)
9	<i>First-level or second-level pipeline for steam and hot water with minimum external diameter of 51 mm; third-level and fourth-level pipelines with minimum external diameter of 76 mm for industrial use;</i>	TCVN 6158:1996; TCVN 6159:1996; QCVN 04:2014/BCT	7304.39.20	Circular No. 48/2011/TT-BTC
10	<i>Gas transmission piping system with metal fittings for industrial use</i>	TCVN 7441:2004; TCVN 6486:2008; TCVN 6008:2010; TCVN 4245:1996; TCVN 9385:2012; TCVN 9358:2012	7304.19.00 7304.11.00 7305.19.90 7305.19.10 7305.12.90 7305.11.00 7306.11.10 7306.11.20 7306.19.20 7306.19.90	Circular No. 48/2011/TT-BTC

11	<i>System for preparation and filling of gas, liquefied petroleum gas and dissolved gas for industrial use</i>	TCVN 7441:2004	8479.89.30	Circular No. 48/2011/TT-BTC
12	<i>Single hydraulic prop, mobile bracket and self-propelled platform composed of single hydraulic props for mine supporting</i>	QCVN 01:2011/BCT	7308.40.10 7308.40.90	Circular No. 03/2011/TT-BCT(17)
13	<i>Capstan or windlass with minimum working load of 10,000 N and elevation angles ranging from 25° to 90° for industrial use</i>	TCVN 4244:2005; TCVN 5206:1990; TCVN 5207:1990; TCVN 5208:1990; TCVN 5209:1990	8425.31.00	Circular No. 48/2011/TT-BTC
14	<i>Crane, gantry crane, overhead crane for industrial use</i>	TCVN 4244:2005	8426.19.20 8426.19.30 8426.19.90	Circular No. 48/2011/TT-BTC
15	<i>Forklift not designed or structured for on-road use, with minimum working load of 10,000 N for industrial use</i>	TCVN 4244:2005	8427.10.00 8427.20.00 8427.90.00	Circular No. 48/2011/TT-BTC
16	<i>Passenger lift with lifting height of above 2 meters for industrial use (e.g. vertical lift, escalator, conveyor belt, telpher cabin)</i>	TCVN 4244:2005	8428.10.29 8428.10.90	Circular No. 48/2011/TT-BTC
17	<i>Anti-explosion transformer</i>	TCVN 7079 - 1, 2, 3, 4, 5, 6, 7, 8, 9	9817.30.10 9817.30.90	Circular No. 48/2011/TT-BTC
18	<i>Anti-explosion electric motor</i>	TCVN 7079 - 1, 2, 3, 4, 5, 6, 7, 8, 9	8501.10.29 8501.10.49 8501.10.59 8501.10.99 8501.20.19 8501.20.29 8501.31.40 8501.32.12 8501.32.92 8501.33.00 8501.34.00 8501.40.19 8501.40.29 8501.51.19 8501.52.19 8501.52.29	Circular No. 48/2011/TT-BTC

			8501.52.39	
			8501.53.00	
19	Anti-explosion distribution equipment or interruptor (Magnetic starter, soft starter, circuit breaker, automatic breaker, frequency changer, leakage relay)	TCVN 7079 - 1, 2, 3, 4, 5, 6, 7, 8, 9	8504.40.90	Circular No. 48/2011/TT-BTC
			8535.21.10	
			8535.21.90	
			8535.29.00	
			8535.30.20	
			8536.20.11	
			8536.20.12	
			8536.20.19	
			8536.30.90	
			8536.41.10	
			8536.41.20	
			8536.41.30	
			8536.41.40	
			8536.41.90	
			8536.49.10	
			8536.49.90	
20	Anti-explosion control equipment (Control panel, button box)	TCVN 7079 - 1, 2, 3, 4, 5, 6, 7, 8, 9	8537.10.11	Circular No. 48/2011/TT-BTC
			8537.10.19	
			8537.10.92	
			8537.10.99	
			8537.20.21	
			8537.10.29	
21	Anti-explosion electric generator	TCVN 7079 - 1, 2, 3, 4, 5, 6, 7, 8, 9	8536.50.99	Circular No. 48/2011/TT-BTC
			8502.11.00	
			8502.12.10	
			8502.12.20	
			8502.13.10	
			8502.13.90	
			8502.20.10	
			8502.20.20	
			8502.20.30	
			8502.20.41	
			8502.20.49	
			8502.39.10	
22	Anti-explosion communication equipment (telephone, communications machine, electric horn,	TCVN 7079 - 1, 2, 3, 4, 5, 6, 7, 8, 9	8502.39.20	Circular No. 48/2011/TT-BTC
			8502.39.31	
			8502.39.39	
			8517.11.00	
			8517.12.00	
			8517.18.00	
			8517.61.00	

	electric belt)		8517.62.51	
			8531.10.20	
			8531.10.30	
			8531.10.90	
			8531.80.11	
			8531.80.19	
23	Anti-explosion electrical cable	TCVN 7079 - 1, 2, 3, 4, 5, 6, 7, 8, 9	8544.20.11 8544.20.19 8544.20.21 8544.20.29 8544.20.31 8544.20.39 8544.42.91 8544.42.92 8544.42.99 8544.49.22 8544.49.23 8544.49.29 8544.49.41 8544.49.49 8544.60.11 8544.60.19 8544.60.21 8544.60.29	Circular No. 48/2011/TT-BTC
24	Anti-explosion lamp	TCVN 7079 - 1, 2, 3, 4, 5, 6, 7, 8, 9	9405.10.30 9405.10.40 9405.10.90 9405.40.20 9405.40.40 9405.40.60 9405.40.99 9405.60.90	Circular No. 48/2011/TT-BTC
25	Electrical blasting machine	QCVN 01:2015/BCT	8543.70.90	Circular No. 14/2015/TT-BCT(18)
III	Consumer products, foodstuff and processed goods			
I	Textile products (As per Appendix 1 of the Circular No. 37/2015/TT-BCT)	Technical norms of limitation as prescribed in Appendix 2 and 3 of the Circular No. 37/2015/TT-BCT	As per Appendix 1 of the Circular No. 37/2015/TT-BCT	Circular No. 37/2015/TT-BCT(19)

Note: Legislative documents as stated in the tables above.

(1): Government's Decree No. 39/2009/ND-CP dated 23 April 2009 on industrial explosive materials;

(2): Government's Decree No. 202/2013/ND-CP dated 27 November 2013 on fertilizer management;

(3): Circular No. 17/2015/TT-BCT dated 22 June 2015 by Minister of Industry and Trade on promulgation of the national technical regulation on ammonium nitrate for production of emulsion explosive;

(4): Circular No. 12/2012/TT-BCT dated 12 June 2012 by Minister of Industry and Trade on promulgation of the national technical regulation on ammonium nitrate for production of ANFO explosive;

(5): Circular No. 15/2015/TT-BCT dated 22 June 2015 by Minister of Industry and Trade on promulgation of the national technical regulation on detonators;

(6): Circular No. 16/2015/TT-BCT dated 22 June 2015 by Minister of Industry and Trade on promulgation of the national technical regulation on water-resistant detonating cord;

(7): Circular No. 18/2015/TT-BCT dated 22 June 2015 by Minister of Industry and Trade on promulgation of the national technical regulation on industrial safety fuse;

(8): Circular No. 20/2015/TT-BCT dated 22 June 2015 by Minister of Industry and Trade on promulgation of the national technical regulation on primer for industrial explosives;

(9): Circular No. 14/2012/TT-BCT dated 12 June 2015 by Minister of Industry and Trade on promulgation of the national technical regulation on emulsion explosives for blasting in underground mines without detonation gas and dust;

(10): Circular No. 19/2015/TT-BCT dated 22 June 2015 by Minister of Industry and Trade on promulgation of the national technical regulation on Amonite explosive AD1;

(11): Circular No. 45/2013/TT-BCT dated 31 December 2013 by Minister of Industry and Trade on the list of industrial explosive materials permissible for production, trading and use in Vietnam;

(12): Circular No. 29/2014/TT-BCT dated 30 September 2014 by Minister of Industry and Trade on details and guideline for enforcement of certain articles regarding inorganic fertilizers and guideline for licensing of simultaneous production of inorganic, organic and other fertilizers in the Government's Decree no. 202/2013/ND-CP dated 27 November 2013 on fertilizer management;

(13): Circular No. 48/2011/TT-BCT dated 30 December 2011 by Minister of Industry and Trade on quality control for group 2 products and goods within authority of the Ministry of Industry and Trade;

(14): Circular No. 41/2011/TT-BCT dated 16 December 2011 by Minister of Industry and Trade on safety management of liquefied petroleum gas;

(15): Circular No. 18/2013/TT-BCT dated 31 July 2013 by Minister of Industry and Trade on promulgation of the national technical regulation on safety of steel cylinders for liquefied petroleum gas (LPG);

(16): Circular No. 49/2012/TT-BCT dated 28 December 2012 by Minister of Industry and Trade on promulgation of the national technical regulation on safety for collective supply of liquefied petroleum gas;

(17): Circular No. 03/2011/TT-BCT dated 15 February 2011 by Minister of Industry and Trade on promulgation of the national technical regulation on safety for coal mining;

(18): Circular No. 14/2015/TT-BCT dated 22 June 2015 by Minister of Industry and Trade on promulgation of the national technical regulation on detonators;

(19): Circular No. 37/2015/TT-BCT dated 30 October 2015 by Minister of Industry and Trade on limits and inspection of content of formaldehyde and aromatic amines derived from azo colorants in textile products.

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