



Obligations of a Non-Hong Kong Precious Metals and Stones Dealer

A non-Hong Kong precious metals and stones dealer must file a **cash transaction report** ("the report") to the Customs and Excise Department in respect of any cash transaction(s) (whether making or receiving a payment) with total value at or above HKD120,000 carried out by the dealer in Hong Kong.

Information to be provided in the report includes travel information and particulars of the dealer, particulars of the counterparty, and relevant transaction details.

The report must be given to the Customs & Excise Department before the expiry of one day after the transaction or the earliest time the dealer or the person acting on behalf of the dealer leaves Hong Kong, whichever is earlier.

Starting from 1 April 2023, a non-Hong Kong precious metals and stones dealer has to submit the report online at <https://www.drs.customs.gov.hk>, or download a report form at the same website or <https://www.customs.gov.hk> for submission of the completed report in person or by fax.

Penalty

Any non-Hong Kong precious metals and stones dealer fails to report any cash transaction(s) with total value at or above HKD120,000 is liable on conviction to a maximum fine of HKD50,000 and imprisonment for three months.

This publication is for general reference only and should not be treated as a complete and authoritative statement of law.



When Dealing in Precious Metals & Stones It's your Duty to Report



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CUSTOMS

DRS

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dpms_enquiry@customs.gov.hk
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Non-Hong Kong Precious Metals and Stones Dealers

Background

To enhance the regulatory regime for combating money laundering and terrorist financing ("ML/TF") in fulfilment of Hong Kong's obligations under the Financial Action Task Force ("FATF"), the Anti-Money Laundering and Counter-Terrorist Financing Ordinance ("AMLO") (Cap. 615) has been amended to introduce a registration regime for dealers in precious metals and stones for commencement with effect from 1 April 2023. The Customs and Excise Department would take charge of the regime to enforce the registration requirements and supervise the anti-money laundering and counter-terrorist financing ("AML/CTF") conduct of registrants.

Registration of Dealers in Precious Metals and Stones

Any person who is seeking to carry on a business of dealing in precious metals and stones in Hong Kong and engage in any transaction(s) (whether making or receiving a payment) with total value at or above HKD120,000 in Hong Kong is required to register with the Commissioner of Customs and Excise.

[Note] : In this pamphlet, the HKD120,000 threshold includes an equivalent amount in another currency



Definition of a Non-Hong Kong Precious Metals and Stones Dealer

A non-Hong Kong precious metals and stones dealer who is exempted from registration means any person who deals in precious metals and stones in Hong Kong if —

- (a) the person —
 - (i) either —
 - (A) is an individual who does not ordinarily reside in Hong Kong; or
 - [Note] (B) is a legal person, other than an individual, that is incorporated or established outside Hong Kong and is neither a registered non-Hong Kong company nor a re-domiciled company; and
 - (ii) does not have a place of business in Hong Kong; and
- (b) the total number of days on which the person's precious metals and stones business is carried on in Hong Kong does not exceed 60 days in a calendar year.

[Note]: For the definitions of "registered non-Hong Kong company" and "re-domiciled company", please refer to section 2(1) of the Companies Ordinance (Cap. 622)

