

Road Transport-related Services (4) - General FAQs and FAQs in relation to CEPA and its Supplements (up to 2006 Liberalization Measures)

- 1. By virtue of the further liberalization measures under CEPA in 2006, Hong Kong service suppliers (HKSS) are allowed to set up wholly-owned enterprises in the Mainland to operate “road freight transport stations (depots)”. What is the scope of business for “road freight transport stations (depots)”?**

The scope of business for “road freight transport stations (depots)” is defined in Article 2 of the “*Rules for the Regulation of Road Freight Transport and Transport Station*” (Decree 2005 No. 6 of the Ministry of Communications). It refers to the provision of area- and facility-based services on a fee basis by the operation of comprehensive freight transport stations (depots) with such functions as storage and warehousing, custody, consolidation, information services, loading and unloading, and stock management services; by freight stations for “light weight” cargo; by container stopover stations; or by logistics centres.

- 2. By virtue of the further liberalization measures under CEPA in 2006, HKSS are allowed to set up wholly-owned enterprises in the Mainland to operate “motor vehicle repair” business. What is the scope of business for “motor vehicle repair” operations?**

According to Article 2 of the “*Rules for the Regulation of Motor Vehicle Repair*” (Decree 2005 No. 7 of the Ministry of Communications), the business of “motor vehicle repair” refers to the provision of maintenance, repair and rescue services to motor vehicles for maintaining or restoring their technical conditions and normal functioning, and for extending their service life.

- 3. Which types of motor vehicles are included in the “motor vehicle repair” business which HKSS are allowed to operate?**

According to Article 7 of the “*Rules for the Regulation of Motor Vehicle Repair*”, the kind of motor vehicles covered include motor cars, dangerous goods vehicles, motorcycles, and other motor vehicles.

- 4. By virtue of the further liberalisation measures under CEPA in 2006, what rules and regulations are relevant when HKSS apply for the operation of “road freight transport stations**

(depots)” and “motor vehicle repair” business?

The relevant rules and regulations currently include :

- Provisions on the Administration of Road Transport Services with Foreign Investment (Decree 2001 No. 9 of the Ministry of Communications and the Ministry of Foreign Trade and Economic Cooperation);
- Regulation of the People’s Republic of China on Road Transport (Decree 2004 No. 406 of the State Council);
- Rules for the Implementation of Transport Administrative Permission (Decree 2004 No. 10 of the Ministry of Communications);
- Rules for the Regulation of Road Freight Transport and Transport Station (Decree 2005 No. 6 of the Ministry of Communications); and
- Rules for the Regulation of Motor Vehicle Repair (Decree 2005 No. 7 of the Ministry of Communications).