

# Decision Of Haikou Municipal People's Government On The Modification Of The Measures For The Prevention And Control Of Disposable Plastic Products In Haikou City

Original Language Title: 海口市人民政府关于修改《海口市一次性塑料制品污染防治办法》的决定

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(On March 10, 2004, the 21st executive meeting of the Civil Administration of the Municipality of Haikou deliberated and passed the 44th of the People's Government Order of Haikou City March 18, 2004 the day of the publication of the publication of the 44th of the People's Government of Haikou, March 18, 2004)

The municipal government decided to make the following changes to the Measures for the Prevention and Control of disposable plastic products in Haikou City:

One, delete the fourth article, and the subsequent provisions will be extended in turn.

II, delete the second paragraph of Article V, and the third paragraph.

Three, delete item (i) of Article 12th, item (ii), and make corresponding adjustments to the order of relevant penalties.

This decision is in effect as of the date of publication.

The Measures for the Prevention and Control of disposable plastic products in Haikou City are amended accordingly in accordance with this Decision.

(2004年3月10日海口市人民政府第21次常务会议审议通过 2004年3月18日海口市人民政府令第44号公布 自公布之日起施行)

市政府决定对《海口市一次性塑料制品污染防治办法》作如下修改:

- 一、删除第四条, 其后条文依次顺延。
- 二、删除第五条第二款、第三款。
- 三、删除第十二条第(一)项、第(二)项, 并对相关处罚条文顺序作相应调整。

本决定自发布之日起施行。

《海口市一次性塑料制品污染防治办法》根据本决定作相应修正。

附: 海口市一次性塑料制品污染防治办法(2004年修正本)

(2000年9月25日海口市人民政府令第11号发布 根据2002年12月30日《海口市人民政府关于修改〈海口市一次性塑料制品污染防治办法〉的决定》修正 根据2004年3月18日《海口市人民政府关于修改〈海口市一次性塑料制品污染防治办法〉的决定》再次修正)

第一条 为保护和改善生活和生态环境, 防止一次性塑料制品污染, 根据国家有关法律、法规的规定, 结合本市实际, 制定本办法。

Attached: Measures for the Prevention and Control of disposable plastic products in Haikou City (amended on 2004)

(September 25, 2000 Haikou Municipal People's Government Order No. 11th issued pursuant to the Decision of the Haikou Municipal People's Government on the modification of the Measures for the Prevention and Control of Disposable Plastic Products of Haikou Municipal People's Government on December 30, 2002 > Decision of the Haikou Municipal People's Government on the modification of the Measures for the Prevention and Control of Disposable Plastic Products in Haikou City on March 18, 2004 > >

Article 1 To protect and improve the living and ecological environment and prevent the pollution of disposable plastic products, the method is formulated in accordance with the provisions of relevant laws and regulations of the State, combined with the actual city of the city.

Article 2 The disposable plastic products referred to in this approach include disposable degradable plastic products and disposable non-degradable plastic products. Disposable non-degradable plastic products refer to disposable plastic catering tools, plastic bags, plastic films and plastic shoes that are difficult to degrade in natural environments, such as polystyrene, polyethylene or polypropylene, which are produced for raw materials.

Article 3 This method shall be implemented by the municipal environmental protection administrative department. The departments of industrial and commercial administration, quality technical supervision, health and sanitation, and other departments are implemented in synergy according to their duties.

Article 4 An alternative to the technical requirements of disposable degradable plastic catering tools and national environmental marker products that meet national standards is encouraged and supported by enterprises. Projects to encourage and enable the construction of recycling waste plastic resources are encouraged and supported.

Article 5 The existing units and individuals for the production of disposable non-degradable plastic catering tools shall be labeled on the products for recycling signs recognized by the provincial environmental protection administrative department, and shall have a recycling responsibility to complete the recycling indicators determined by the municipal environmental protection administrative department.

The sale and use of disposable non-degradable plastic catering tools that are not labeled with

第二条 本办法所称的一次性塑料制品包括一次性可降解塑料制品和一次性不可降解塑料制品。一次性不可降解塑料制品是指以聚苯乙烯、聚乙烯或聚丙烯等为原料生产的一次性使用的在自然环境中难以降解的塑料餐饮具、塑料袋、塑料薄膜和塑料鞋等。

第三条 本办法由市环境保护行政主管部门负责实施。工商行政管理、质量技术监督、卫生、环卫等部门依照职责协同实施。

第四条 鼓励和扶持企业生产符合国家标准的一次性可降解塑料餐饮具及国家环境标志产品技术要求的替代品。鼓励和扶持兴建回收利用废塑料资源的项目。

第五条 现有生产一次性不可降解塑料餐饮具的单位和个人应当在产品上标注经省环境保护行政主管部门认可的回收标志，并负有回收责任，完成市环境保护行政主管部门确定的回收指标。

禁止销售和在经营中使用未标注经省环境保护行政主管部门认可的回收标志的一次性不可降解塑料餐饮具。

第六条 禁止生产、销售和在经营中使用一次性发泡塑料餐具。

第七条 禁止生产、销售和在经营中使用厚度在0.025毫米（含0.025毫米）以下的一次性不可降解塑料袋、包装袋和塑料薄膜。

第八条 旅馆及游泳场禁止使用一次性不可降解塑料鞋。

第九条 禁止在公共场所乱丢塑料包装袋、塑料餐饮具等一次性塑料制品。

第十条 机场、码头、车站、风景旅游区（点）等公共场所及市内各单位、居民生活区内应当设置一次性塑料制品收集容器。

第十一条 违反本办法的行为，按下列规定处罚：

（一）违反本办法第五条第一款规定，未标注回收标志的，由市环境保护行政主管部门责令限期改正，并可处以3000元以上10000元以下罚款；未完成回收指标的，由市环境保护行政主管部门责令限期改正，并可处以2000元以上10000元以下罚款。

违反本办法第五条第二款规定，销售未标注经省环境保护行政主管部门认可的回收标志的一次性不可降解塑料餐饮具的，由工商行政管理部门或质量技术监督行政主管部门责令限期改正，并处以1000元以上3000元以下罚款；在经营中使用上述物品的，由市环境保护行政主管部门予以暂扣，并可处300元以上3000元以下罚款。

（二）违反本办法第六条规定，生产、销售一次性发泡塑料餐具的，由工商行政管理部门或质量技术监督行政主管部门依照《海口市禁止生产和销售假冒伪劣商品条例》的有关规定进行处罚；在经营中使用一次性发泡塑料餐具的，由市环境保护行政主管部门予以暂扣，并可处1000元以上3000元以下

recycling signs recognized by the provincial environmental protection administration authority in the operation are prohibited.

Article 6 The production, sale and use of disposable sparkling plastic tableware in the operation are prohibited.

The seventh article prohibits the production, sale and use in operation of disposable non-degradable plastic bags, packaging bags and plastic films with a thickness of less than 0,025 mm (including 0,025 mm).

The use of disposable non-degradable plastic shoes is prohibited in the eighth hotel and swimming grounds.

Article 9 The disposable plastic products such as plastic packaging bags and plastic catering tools are forbidden in public places.

Public places such as airports, docks, stations, scenic tourist areas (points) and various units in the city, and residents living areas should set up disposable plastic products to collect containers.

11th article The violation of this approach shall be punished according to the following provisions:

(1) In violation of the first paragraph of Article 5 of the present method, the unlabeled recycling mark shall be ordered by the municipal environmental protection administrative department for rectification and shall be punishable by a fine of more than RMB3000 RMB10000 RMB10000 ; the failure to become a recycling indicator shall be ordered by the municipal environmental protection administrative department for the deadline to correct, and shall be punishable by a fine of up to RMB2000 yuan less than RMB10000 yuan.

In violation of the second paragraph of Article 5 of this method, the sale of disposable non-degradable plastic catering with the recycled logo recognized by the administrative department of environmental protection administration of the province has been ordered by the administrative department of industrial and commercial administration or quality technical supervision administrative department to correct the deadline and a fine of more than RMB1000 RMB3000 RMB3000 ; the use of the above items in the operation is withheld by the municipal environmental protection administrative department, and is punishable by more than RMB300 by RMB3000The next fine is fine.

(2) In violation of article 6 of the present method, the production and sale of disposable sparkling plastic tableware shall be punished by the administrative department for industry and

罚款。

(三) 违反本办法第七条规定，生产、销售厚度在0.025毫米（含0.025毫米）以下的一次性不可降解塑料袋、包装袋和塑料薄膜的，由工商行政管理部门或质量技术监督行政部门予以暂扣，并责令限期改正；有违法所得的，可处违法所得三倍以上罚款，但最高不得超过30000元；没有违法所得的，可处10000元以下罚款；在经营中使用上述物品的，由环境保护行政主管部门予以暂扣，并可处1000元以上3000元以下罚款。

(四) 违反本办法第八条规定的，由市环境保护行政主管部门暂扣在经营中使用的一次性不可降解塑料鞋，并可处1000元以上3000元以下罚款。

(五) 违反本办法第九条规定的，由市环境卫生行政主管部门责令立即清除，并可处20元以上50元以下罚款。

(六) 违反本办法第十条规定的，由市环境卫生行政主管部门责令改正，并可对责任单位处以500元以上2000元以下罚款。

第十二条 本办法自发布之日起施行。

commerce or the administrative department of quality technical supervision in accordance with the relevant provisions of the Regulations on the Prohibition of Production and Sale of Counterfeit And Substandard Goods by Haikou City; the use of disposable expanded plastic tableware in operation shall be withheld by the municipal environmental protection administrative department, and shall be punishable by a fine of more than RMB1000 by RMB3000 .

(3) In violation of Article 7 of this method, production, sales thickness under 0,025 mm (0,025 mm) of disposable non-degradable plastic bags, packaging bags and plastic film, withheld by industry and commerce administration or quality technical supervision administrative department, and ordered to correct the deadline; and with illegal gains, punishable by a fine of less than RMB30000 yuan, but not more than RMB30000 yuan; and without illegal gains, it is punishable by 1000A fine of 0 yuan; the use of the above items in the operation is withheld by the environmental protection administrative department, and is punishable by a fine of RMB1000 to RMB3000 yuan.

(4) In violation of article 8 of the present method, the disposable non-degradable plastic shoe used in the operation is withheld by the municipal environmental protection administrative department, and it is punishable by a fine of RMB1000 to RMB3000 yuan.

(5) In violation of the provisions of Article 9 of this method, it is ordered by the municipal environmental health administration department to be immediately cleared, and is punishable by a fine of RMB20 to RMB50 yuan.

(6) In violation of the provisions of Article X of the present method, it shall be ordered by the municipal environmental health administration department to rectify it, and may impose a fine of more than RMB500 RMB2000 yuan under RMB2000 yuan for the responsible unit.

12th article This approach shall be effective as of the date of publication.

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