

立法會
Legislative Council

LC Paper No. LS 43/00-01

**Paper for the House Committee Meeting
of the Legislative Council
on 5 January 2001**

**Legal Service Division Report on
Subsidiary Legislation Gazetted on 15 December 2000**

Date of Tabling in LegCo : 20 December 2000

Amendment to be made by : 17 January 2001 (or 7 February 2001 if extended by resolution)

Part I ***Revision of fees***

Waterworks Ordinance (Cap. 102)

Waterworks (Amendment) Regulation 2000 (L.N. 358)

The Amendment Regulation increases the charges for the following :

- (a) making a connection to the main and installing the part of a fire service or inside service on land held by the Government;
- (b) providing and installing a meter on a fire service or inside service;
- (c) testing a meter or a private check meter.

2. Under section 20 of the Waterworks Ordinance, all charges arising in connexion with or in consequence of a supply, including the charges for making a connexion to the main and installing a meter, shall, unless otherwise expressly provided in the Ordinance, be payable by the consumer or, in the case of a communal service, an agent approved by the Water Authority under section 7 of the Ordinance.

3. Members may refer to LegCo Brief File Ref. WB(CR)200/01 issued by the Works Bureau on 13 December 2000 for background information. Annex B of the Brief contains the cost computations and Annex C sets out a comparison of the existing and proposed charges. According to the Brief, the Administration proposes to increase the charges by 10% to 15% with a view to achieving full cost recovery within 3 to 4 years.

4. The Amendment Regulation will come into operation on 9 February 2001. The charges were last revised in July 1996. At the LegCo Panel on Planning, Lands and Works on 8 June 2000, Members noted the proposed revision of charges set out in an information paper circulated to them. The legal and drafting aspects of the Amendment Regulation are in order.

Part II **Orders**

Dangerous Drugs Ordinance (Cap. 134)

Dangerous Drugs Ordinance (Amendment of Second Schedule) Order 2000 (L.N. 359)

5. This Order deletes "Margaret Trench Medical Rehabilitation Centre" from the list of prescribed hospitals and institutions in the Second Schedule to the Dangerous Drugs Ordinance (Cap. 134). According to the Administration, the Rehabilitation Centre was closed in January 2000. The Order will come into operation on 15 February 2001. The legal and drafting aspects of the Order are in order.

Public Health and Municipal Services Ordinance (Cap. 132)

Public Health and Municipal Services Ordinance (Public Pleasure Grounds) (Amendment of Fourth Schedule) Order 2000 (L.N. 360)

Public Health and Municipal Services Ordinance (Public Swimming Pools) (Designation and Amendment of Fourteenth Schedule) Order 2000 (L.N. 361)

6. L.N. 360 sets aside the Island East Sports Centre for use as a public pleasure ground while L.N. 361 designates the Island East Swimming Pool as a public swimming pool. The lists of public pleasure grounds and public swimming pools set out in two Schedules to the Public Health and Municipal Services Ordinance (Cap. 132) are amended accordingly. Under sections 107 and 42B of the Ordinance, the management and control of public pleasure grounds and the public swimming pools are vested in the Director of Leisure and Cultural Services. The legal and drafting aspects of the Orders are in order.

Part III **Commencement Notice**

Electricity Supply Lines (Protection) Regulation (Cap. 406 sub. leg.)

Electricity Supply Lines (Protection) Regulation (Cap. 406 sub. leg.) (Commencement) (No. 2) Notice 2000 (L.N. 362)

7. By this Notice, the Secretary for Economic Services appoints 1 April 2001 as the day on which sections 10 to 14, 16, 17(3) to (7) and 18 of the Electricity Supply Lines (Protection) Regulation (Cap. 406 sub. leg.) shall come into operation.

8. The Regulation relates to the prescription of requirements designed to ensure that works activities carried out in the vicinity of underground electricity cables or overhead electricity lines would not prejudice safety or the continuity of the supply of electricity. The provisions specified in the Notice deal with the statutory requirements for works carried out in vicinity of electricity supply lines and the related regime of remedial notices, offences and penalties.

9. The remaining provisions of the Regulation came into operation in June 2000. The legal and drafting aspects of the Notice are in order.

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19 December 2000

LS/S/12/00-01