

香港特別行政區政府  
工商及科技局  
工商科



COMMERCE AND INDUSTRY BRANCH  
COMMERCE, INDUSTRY AND  
TECHNOLOGY BUREAU  
GOVERNMENT OF THE HONG KONG  
SPECIAL ADMINISTRATIVE REGION

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Our ref.: CIB CR 14/46/6/1

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16 May 2003

Ms Anita Ho  
Assistant Legal Adviser  
Legislative Council Secretariat  
Legislative Council Building  
8 Jackson Road  
Central  
Hong Kong  
(Fax : 2877 5029)

Dear Ms Ho,

### **Chemical Weapons (Convention) Bill**

Your letter dated 14 May 2003 refers. I append below our response to your observations on the Committee Stage amendments of the Bill (CSAs).

#### **Clause 2**

2. By virtue of Clause 2(2) of the Bill, a term used in both the Bill and the Convention but which is not expressly defined in the Bill has the same meaning as in the Convention. However, upon your request, we will amend the CSAs to add the definitions of “toxic chemical” and “precursor”.

3. Upon review, we will change the term “國內” to “本地” in the Chinese version of the definition “《公約》不禁止的目的”.

#### **Clause 4**

4. Upon review, we are prepared to change the heading to “Power of

Director to appoint public officers to exercise powers and perform duties conferred or imposed on the Director by this Ordinance”

5. For the Chinese version of the word “duty”, we will replace “責任” by “職責”, where appears, in clause 4.

### **Clause 21**

6. As we agreed in our reply of 28 March 2003, the Commissioner of Customs and Excise would, within 30 days of seizure, issue a “Notice of Seizure” to the owner concerned or his authorized agent informing him of the seized articles which are liable to forfeiture, the reasons for seizure and liable to forfeiture and that he may object the intention of forfeiture within 30 days from the date of Notice. As the reasons for liable for forfeiture have been clearly stated in Clause 21(1) already, we consider it not necessary to repeat in Clause 21(3)(b).

7. The new Clause 21(7)(b) will be amended to read “sent by registered post, on the third day after the date of posting; or”.

Yours sincerely,



(Miss Amy Chan)  
for Secretary for Commerce, Industry and Technology

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