

立法會
Legislative Council

LC Paper No. LS39/01-02

**Paper for the House Committee Meeting
of the Legislative Council
on 4 January 2002**

**Legal Service Division Report on
Subsidiary Legislation Gazetted on 21 December 2001**

Date of Tabling in LegCo : 9 January 2002

Amendment to be made by : 6 February 2002 (or 27 February 2002 if extended by resolution)

Part I **Electronic Transactions Ordinance**

Electronic Transactions Ordinance (Cap. 553)
Electronic Transactions (Exclusion) (Amendment) (No. 2) Order 2001
(L.N. 282)

This Order is made under section 11(1) of the Electronic Transactions Ordinance by the Secretary for Information Technology and Broadcasting. It amends Schedules 1 and 2 to the Electronic Transactions (Exclusion) Order (Cap. 553 sub. leg.) to exclude certain provisions of the Electoral Procedure (Chief Executive Election) Regulation (L.N. 233 of 2001) from the application of sections 5 and 6 of the Electronic Transactions Ordinance (Cap. 553). The effect is that the election-related documents provided for in those provisions have to be in paper form and the signatures on such documents must not be digital signatures.

2. This Order has come into effect on the date of gazettal (i.e. 21 December 2001). The legal and drafting aspects of the Order are in order.

3. Members may refer to the LegCo Brief (Ref: ITBB/IT 107/4/1 (00) Pt. XII) dated 20 December 2001 issued by the Information Technology and Broadcasting Bureau for background information.

Part II **Commencement Notice**

**Hotel and Guesthouse Accommodation Ordinance (Cap. 349)
Hotel Accommodation (Miscellaneous Provisions) Ordinance 1998 (39 of 1998)
(Commencement) Notice 2001 (L.N. 283)**

**Hotel and Guesthouse Accommodation (Fees) (Amendment) Regulation 2001
(L.N. 212 of 2001) (Commencement) Notice 2001 (L.N. 284)**

4. Sections 5(c), 6, 7, 8 and 11(b) of the Hotel Accommodation (Miscellaneous Provisions) Ordinance 1998 (39 of 1998) amends the Hotel and Guesthouse Accommodation Ordinance. The Ordinance was enacted by the Legislative Council on 9 December 1998. They provide for the issue and renewal of hotel and guesthouse licence with validity period up to seven years.

5. The Hotel and Guesthouse Accommodation (Fees) (Amendment) Regulation 2001 (L.N. 212 of 2001) specifies the relevant fees of these licences. It was gazetted on 19 October 2001 and was not amended by the Legislative Council.

6. The Secretary for Home Affairs appoints 21 December 2001 as the day on which these two Notices are to come into operation.

7. The legal and drafting aspects of these two Notices are in order.

Prepared by

Ho Ying-chu, Anita
Assistant Legal Adviser
Legislative Council Secretariat
31 December 2001