

立法會
Legislative Council

LC Paper No. LS30/01-02

**Paper for the House Committee Meeting
of the Legislative Council
on 7 December 2001**

**Legal Service Division Report on
Subsidiary Legislation Gazetted on 30 November 2001**

Date of Tabling in LegCo : 5 December 2001

Amendment to be made by : 19 December 2001 (or 9 January 2002 if extended by resolution)

The Ombudsman Ordinance (Cap. 397)

The Ombudsman Ordinance (Amendment of Schedule 1) Order 2001 (L.N. 253)

The Order amends the list of organisations in Part I of Schedule 1 to the principal ordinance by repealing "Secretariat of the Standing Commission on Civil Service Salaries and Conditions of Service" and "Secretariat of the Standing Committee on Disciplined Services Salaries and Conditions of Service" and adding "Joint Secretariat for the Advisory Bodies on Civil Service and Judicial Salaries and Conditions of Service", the new organisation to be formed after the amalgamation of the first two organisations.

2. The Order will take effect on 1 December 2001, the date of the amalgamation.

3. Under the principal ordinance, the Ombudsman is empowered to investigate any action taken by or on behalf of such organisations in the exercise of its administrative functions.

4. LegCo Brief PC/110/080/7 issued by the Civil Service Bureau, dated 29 November 2001, is relevant.

Tax Reserve Certificates (Fourth Series) Rules (Cap. 289 sub. leg.)

Tax Reserve Certificates (Rate of Interest) (No. 12) Notice 2001 (L.N. 254)

5. The Notice fixes at 0.6292% per annum the rate of interest payable on tax reserve certificates issued on or after 3 December 2001.

Dutiable Commodities (Amendment) Ordinance 2001 (Cap. 109)

**Dutiable Commodities (Amendment) Ordinance 2001 (19 of 2001)
(Commencement) Notice 2001 (L.N. 255)**

**Dutiable Commodities (Amendment) Regulation 2001 (L.N. 248 of 2001)
(Commencement) Notice 2001 (L.N. 256)**

6. These Notices appoint 10 January 2002 as the day on which the amending ordinance and the amending regulation shall come into operation, with the exception of section 9 of the amending ordinance (relating to import and export statements) and section 5 of the amending regulation (relating to record of goods).

7. The amending ordinance was passed by LegCo on 4 July 2001. The amending regulation was gazetted on 23 November 2001 and is still within the LegCo scrutiny period. In fact, a subcommittee has already been formed to study the amending regulation.

8. LegCo Brief CIB 89/48/1 issued by the Commerce and Industry Bureau, dated 21 November 2001, on the amending regulation is also relevant (paragraph 16).

9. No drafting problems are detected in these items of subsidiary legislation.

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