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Secretary for the Environment
and Food Bureau
Environment and Food Bureau
(Attn: Mrs Ingrid YEUNG
Prin AS(A)1)
10/F, Citibank Tower
3 Garden Road, Hong Kong

By Fax (2136 3282) & By Post

15 November 2001

Dear Madam,

Food Business (Amendment) Regulation 2001

I would be grateful if you could clarify the proposed new subsections under section 30 of the Food Business Regulation as to the following matters -

- (a) in subsection (1A)(a), what does "premises" mean? If "premises" is capable of meaning the whole of a building, instead of being specifically confined to a particular part of a building, it would appear that live poultry could exist or be brought into "the premises" without the control or knowledge of the person in question and would this still trigger the requirement of paragraph (a)? Does "live poultry" include live water birds which are of the same type as those whose carcasses are sold, offered for sale etc? If so, is the requirement, as far as this aspect of its application is concerned, necessary to prevent the spread of avian flu?
- (b) Do the same problems arise with regard to "premises" and "live poultry" in subsections (1C)(a), (1E)(a) and (1G)(a)?

Yours faithfully,

(Arthur CHEUNG)
Assistant Legal Adviser

c.c. Clerk to Subcommittee