

LN219-E

L.N. 219 of 2001

Public Health (Animals And Birds) (Animal Traders) (Amendment) Regulation 2001
(Made by the Chief Executive in Council under
section 3 of the Public Health (Animals and
Birds) Ordinance (Cap. 139))

1. Commencement

This Regulation shall come into operation on a day to be appointed by the Secretary for the Environment and Food by notice published in the Gazette.

2. Regulation added

The Public Health (Animals and Birds) (Animal Traders) Regulations (Cap. 139 sub. leg.) are amended by adding---

"4A. Prohibition on possessing quails for sale with other birds

No person shall possess for sale any quail, with any other bird (other than a quail), at the same premises."

3. Offences and penalties

(1) Regulation 13(1) is amended by repealing "of 2,000 dollars" and substituting "at level 1".

(2) Regulation 13(2) is amended---

(a) in subparagraph (b), by adding "4A," after "4(1)(b),";

(b) by repealing "of 1,000 dollars" and substituting "at level 3".

4. Regulation added

The following is added---

"15. Transitional arrangement for
existing licence holders

(1) The amendments in the Amendment Regulation apply, with effect from the specified date but not earlier, in relation to a holder of a licence which is in force immediately before the commencement date and is in force on the specified date.

(2) The amendments in the Amendment Regulation do not apply in relation to a holder of a licence which---

(a) is in force immediately before the commencement date and is in force on that date;
but

(b) ceases to have effect on or before the specified date.

(3) In this regulation---

"Amendment Regulation" (《修訂規例》) means the Public Health (Animals and Birds) (Animal Traders) (Amendment) Regulation 2001 (L.N. 219 of 2001);

"commencement date" (生效日期) means the date on which the Amendment Regulation comes

into operation;

"specified date" (指明日期) means the date next following the expiry of the period of 30 days beginning on the commencement date."

CHENG Mei-sze, Maisie

Clerk to the Executive Council

Council Chamber

16 October 2001

Explanatory Note

This Regulation amends the Public Health (Animals and Birds) (Animal Traders) Regulations (Cap. 139 sub. leg.) ("the principal Regulation") to require that quails should not be possessed for sale together with other birds (other than quails) at the same premises (section 2). Furthermore, the penalties in respect of contravention of certain provisions under the principal Regulation are also increased (section 3(2)(b)).

2. It is also clarified that the amendments---

(a) apply, with effect from the specified date, in relation to a holder of an animal trader licence which is in force immediately before the commencement of this Regulation and is in force on the specified date; and

(b) do not apply in relation to a holder of an existing animal trader licence which ceases to have effect on or before the specified date.

(Note: the term "specified date" (指明日期) is defined to mean the date next following the expiry of the period of 30 days beginning on the date of commencement of this Regulation) (section 4).