

立法會
Legislative Council

LC Paper No. LS 20/02-03

**Paper for the House Committee Meeting
on 22 November 2002**

**Legal Service Division Report on
Subsidiary Legislation Gazetted on 15 November 2002**

Date of tabling in LegCo : 20 November 2002

Amendment to be made by : 18 December 2002 (or 8 January 2003 if extended by resolution)

**Antiquities and Monuments Ordinance (Cap. 53)
Antiquities and Monuments (Declaration of Historical Buildings) Notice 2002
(L.N. 167)**

This Notice declares—

- (a) the Hung Shing Temple (also known as Hung Shing Miu) at Kau Sai Chau, Sai Kung, New Territories, and the adjoining land; and
- (b) the Tin Hau Temple at Lung Yeuk Tau, Fanling, New Territories, and the adjoining land,

to be historical buildings for the purposes of the Antiquities and Monuments Ordinance(Cap. 53).

2. The effect of this Notice is that as from the date of Gazettal, i.e. from 15 November 2002 onwards, no person shall excavate in, demolish or interfere with these two buildings except in accordance with a permit granted by the Secretary for Home Affairs.

Public Health and Municipal Services Ordinance (Cap. 132)
Public Health and Municipal Services (Amendment) Ordinance 2002 (1 of 2002)
(Commencement) Notice 2002 (L.N. 168)

3. The object of the Public Health and Municipal Services (Amendment) Ordinance 2002 (1 of 2002) ("the Amendment Ordinance") is to amend the Public Health and Municipal Services Ordinance (Cap. 132) to provide for—

- (a) the making of closure orders in respect of premises used for certain food business purposes without licence, permit or permission; and
- (b) an expedited procedure to make closure orders where the use of premises for certain food business purposes constitutes an immediate health hazard.

4. This Notice appoints 15 November 2002 as the day on which the following provisions of the Amendment Ordinance would come into operation—

- (a) section 1 (short title and commencement provision); and
- (b) section 3 in so far as it relates to—
 - (i) the addition of the new section 128A(2) (only those definitions relating to the establishment of the Appeal Board on Closure Orders (Immediate Health Hazard) ("the Board") under new section 128D)); and
 - (ii) the addition of the new section 128D (only those provisions relating to the establishment of the Board).

5. The other provisions of the Amendment Ordinance have not yet come into operation.

6. The legal and drafting aspects of the two items of subsidiary legislation are in order.

Prepared by

Lam Ping-man, Stephen
Assistant Legal Adviser
Legislative Council Secretariat
18 November 2002