

立法會
Legislative Council

LC Paper No. LS111/05-06

**Legal Service Division Report on
Subsidiary Legislation Gazetted on 15 September 2006**

Date of Tabling in LegCo : 11 October 2006

Amendment to be made by : 8 November 2006 (or 29 November 2006 if extended by resolution)

PART I COMMENCEMENT NOTICE

**Legal Practitioners (Risk Management Education) Rules (Cap. 159 sub. leg. Z)
Legal Practitioners (Risk Management Education) Rules (Appointment of
Commencement Date) Notice 2006 (L.N. 187)**

The Legal Practitioners (Risk Management Education) Rules (Cap. 159 sub. leg. Z) (“the Rules”) provide for the implementation of a programme of training courses on risk management for solicitors, foreign lawyers and trainee solicitors. The Law Society of Hong Kong intends to apply the Rules to different categories of lawyers by different phases. The Principal Rules have been applied to solicitors who are principals (L.N.s 146 and 154 of 2005).

2. Under section 12(2) of the Rules, the Council of The Law Society of Hong Kong appoints 1 November 2006 as the date on which the Rules shall take effect in relation to a solicitor who is not a principal and who was admitted as a solicitor of the High Court before 1 January 2001. The effect of L.N. 187 is that a solicitor who is not a principal and who was admitted as a solicitor of the High Court before 1 January 2001 is required to complete the relevant training courses on risk management education by 1 November 2006.

3. The Panel on Administration of Justice and Legal Services has not been consulted on the Notice.

4. There are no difficulties identified in relation to the legal or drafting aspect of the above item.

PART II LEGAL NOTICE NOT REQUIRED TO BE TABLED

United Nations Sanctions Ordinance (Cap. 537)

United Nations Sanctions (Liberia) Regulation 2005 (Amendment) (No. 2) Regulation 2006 (L.N. 188)

5. This Regulation amends the United Nations Sanctions (Liberia) Regulation 2005 (Cap. 537 sub. leg. X) (“the Principal Regulation”) to give effect to two decisions of the Security Council of the United Nations (“Security Council”).

6. The Regulation amends the Principal Regulation by adding a new section 10C to give effect to a decision of the Security Council in Resolution 1689 of 20 June 2006 to renew a measure imposed by Resolution 1521 of 22 December 2003 by providing for the prohibition against the direct or indirect import of rough diamonds from Liberia.

7. The Regulation amends section 14A(2) of the principal Regulation by adding a new paragraph(d) to give effect to a decision of the Security Council in Resolution 1683 of 13 June 2006 to allow the supply, delivery or carriage of certain prohibited goods to Liberia. The relevant prohibited goods are weapons or ammunition, as approved in advance on a case-by-case basis by the Committee of the Security Council established pursuant to paragraph 21 of Resolution 1521, intended for use by members of the Liberian police and security forces who have been vetted and trained since the inception of the United Nations Mission in Liberia in October 2003.

8. The Regulation amends section 15A(2) of the principal Regulation by adding a new paragraph(c) to give effect to a decision of the Security Council in Resolution 1683 of 13 June 2006 to allow the provision to Liberia of technical assistance or training related to the supply, delivery, manufacture, maintenance or use of weapons or ammunition, as approved in advance on a case-by-case basis by the Committee of the Security Council established pursuant to paragraph 21 of Resolution 1521, intended for use by members of the Liberian police and security forces who have been vetted and trained since the inception of the United Nations Mission in Liberia in October 2003.

9. Although L.N. 188 is not subject to scrutiny of the Legislative Council under section 34 of the Interpretation and General Clauses Ordinance (Cap. 1), it comes within the terms of reference of the Subcommittee to Examine the implementation in Hong Kong of Resolutions of the United Nations Security Council in relation to Sanctions. It is recommended that the Regulation be referred to the Subcommittee for further study.

10. The Panel on Commerce and Industry has not been consulted on the Regulation.

Prepared by

LAM Ping-man, Stephen
Assistant Legal Adviser
Legislative Council Secretariat
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