



Our Ref.: S&L/TC/322/05

Subcommittee on Proposed Resolutions under
Section 22 of the Tung Chung Cable Car Ordinance
Legislative Council
Legislative Council Building
8 Jackson Road
Central, Hong Kong

BY FAX & POST
(Fax No.: 2121 0420)

7 October 2005

Dear Sirs,

Tung Chung Cable Car Bylaw

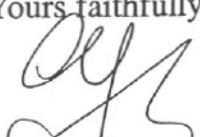
The MTR Corporation (MTRC) and Skyrail-ITM (Hong Kong) Limited have seriously considered the proposed amendments in the Subcommittee of 5th October by Mr Albert Chan to section 32 of the above draft bylaw to prohibit sound advertising in the Cable Car System and Area which may create a nuisance, and other views expressed by other members of the Subcommittee.

While it is our policy and administrative intention not to disturb our passengers during their trips on the Cable Car System by sound advertisements, we agree with the views of other members of the Subcommittee that imposing a prohibitive requirement on the operator of the Cable Car System in the Bylaw might unduly restrict the operator in the use of the public address system and other audio means to communicate with passengers. We therefore consider it unnecessary to write such details into the Bylaw which might give rise to disputes and difficulties in enforcement.

The authority conferred by section 22 of the Tung Chung Cable Car Ordinance to regulate the behaviour of passengers and to control unauthorized advertisement for the safe, efficient and comfortable service operation should not be frustrated by undue restraint and rigidity. A simple bylaw could achieve such purpose and sound advertising should continue to be a matter left for the flexible administration of the Cable Car operator to suit its day-to-day management as may be required from time to time.

MTRC will ensure that the policy and administration of the operator shall strive to provide a comfortable and high quality journey for its customers, so that Ngong Ping 360 will become a world class tourism facility.

Yours faithfully,


Teresa Cheung
Legal Manager General

cc Hon Miriam LAU Kin-ye, GBS, JP (Chairman of the Subcommittee)