

RAIL MERGER BILL

COMMITTEE STAGE

Amendments to be moved by the Honourable LEE Cheuk-yan

<u>Clause</u>	<u>Amendment Proposed</u>
Long title	In paragraph (a), by deleting "(other than in relation to any fare payable for using any railway service or bus service operated by the MTR Corporation Limited)".
17	By deleting the clause and substituting - "17. Bylaws Section 34 is amended - (a) In subsection (1), by adding - "(aa) prescribing the fares payable by persons travelling on the railway;" (b) By adding - "(1A) The Corporation may, under its common seal, make bylaws for any or all of the following purposes- (a) prescribing the terms upon which any goods or class of goods will be received for carriage by the Corporation or stored by it including limitations on the liability of the Corporation in respect of the goods; and (b) controlling access to certain areas of the railway premises by-

- (i) restricting access by the public or by any person to any part of the railway premises, and the days and times of admission to that part of the railway premises;
- (ii) issuing permits for access to any restricted area of the railway premises and the fees payable in respect of such permits;
- (iii) exempting, by notice in writing and subject to such conditions as the Chief Executive Officer may impose, any person or class of person from all or any of the requirements of any bylaw regarding entry into a restricted area; and
- (iv) empowering the Chief Executive Officer to prepare and certify a plan delineating or describing any part or parts of the railway premises as a restricted area.

(1B) Subsection (1A) expires when that part of the franchise relating to the KCRC Railways is revoked under section 18.

(1C) Where the Corporation operates the TSA bus services, the power to make bylaws under subsections (1) and (1A) shall extend to making bylaws for the purposes of the TSA bus service for any of the matters specified in those subsections as if the TSA bus service were the service.

(1D) Nothing in subsection (1C) shall have the effect of deeming premises used in the

operation of the TSA bus service to be the railway premises for the purposes of subsection (1A)(b).

(1E) Any bylaw made under this section may contain such consequential, transitional or saving provision as may be necessary or expedient in consequence of the expiry of any bylaw made under this section.”.”.