

**LEGISLATIVE COUNCIL BRIEF**

**APPLICATION FOR NEW IDENTITY CARDS  
(PERSONS BORN IN OR BEFORE 1942, IN  
1990 to 1992 OR 1997 TO 2003) ORDER**

**INTRODUCTION**

The Application for New Identity Cards (Persons Born in or before 1942, in 1990 to 1992 or 1997 to 2003) Order (“the new Order”), made under section 7B(1) of the Registration of Persons (“ROP”) Ordinance, Cap.177, aims to direct persons born in 1942 or before, 1990 to 1992 or 1997 to 2003 to apply for new identity (“ID”) cards within specified periods at smart identity card centres during the sixth cycle of the replacement exercise. A copy of the new Order is at [Annex A](#).

**BACKGROUND**

2. Under section 7B(1) of the ROP Ordinance, Cap.177, the Secretary for Security had made the Registration of Persons (Application for New Identity Cards) Order (Cap. 177 sub. leg. E) (“the ROP Order”) and subsequent orders to provide for arrangements for the first five cycles and special phases of the new identity card replacement exercise covering, among others, persons born in 1943 to 1985. The relevant Orders are listed at [Annex B](#).

3. To prepare for the sixth, or the last cycle of the exercise, the Secretary for Security has made the new Order to direct Hong Kong residents born in or before 1942, in 1990 to 1992 or 1997 to 2003 who hold valid identity cards to be replaced to apply for new ID cards within specified periods during the sixth cycle, which will commence on 10 July 2006 and end on 31 March 2007. For those residents who are not in Hong Kong during the specified periods, they can apply for their ID cards within 30 days of their return to Hong Kong.

## **THE NEW ORDER**

4. **Section 1** of the new Order provides for its commencement date. **Section 2** amends Schedule 2 to the ROP Order by adding details of application periods for holders of valid ID cards to be replaced born in or before 1942, in 1990 to 1992 or 1997 to 2003.

## **LEGISLATIVE TIMETABLE**

5. The legislative timetable will be -

Publication in the Gazette	13 January 2006
Commencement of the Legal Notice	16 March 2006

## **PUBLIC CONSULTATION**

6. The public and Members of the Legislative Council were informed of the launch of the replacement exercise and its progress since mid-2003 through progress reports and Legislative Council Briefs.

## **IMPLICATIONS OF THE PROPOSAL**

7. The new Order is in conformity with the Basic Law, including the provisions concerning human rights.

8. The new Order will not affect the current binding effect of the ROP Ordinance (Cap. 177) and the ROP Regulations (Cap. 177 sub. leg. A) made thereunder.

## **PUBLICITY**

9. Information on the replacement exercise will continue to be disseminated through posters, leaflets, short videos, press advertisements, Announcement of Public Interest on radio and television, and the telephone enquiry system and homepages of the

Immigration Department. The Hong Kong Economic and Trade Offices overseas and in Guangzhou and the Beijing Office will disseminate the above information to Hong Kong residents living outside Hong Kong.

## **ENQUIRY**

10. For enquiry, please contact Mr. Alan KM Chu, Principal Assistant Secretary for Security at 2810 2506 or Mr. TSOI Hon-kuen, Assistant Director of Immigration at 2829 3839.

Security Bureau  
10 January 2006

**APPLICATION FOR NEW IDENTITY CARDS  
(PERSONS BORN IN OR BEFORE 1942, IN  
1990 TO 1992 OR 1997 TO 2003) ORDER**

(Made by the Secretary for Security under section 7B(1) of the  
Registration  
of Persons Ordinance (Cap. 177))

**1. Commencement**

This Order shall come into operation on 16 March 2006.

**2. Schedule 2 amended**

(1) Schedule 2 to the Registration of Persons (Application for New Identity Cards) Order (Cap. 177 sub. leg. E) is amended by adding –

“Any year before 1927 or 1927	From 4 September 2006 to 11 November 2006
1928, 1929, 1930, 1931 or 1932	From 13 November 2006 to 23 December 2006
1933, 1934, 1935, 1936 or 1937	From 27 December 2006 to 10 February 2007
1938, 1939, 1940, 1941 or 1942	From 12 February 2007 to 31 March 2007”

before –

“1943, 1944, 1945 or 1946	From 20 June 2005 to 6 August 2005”.
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(2) Schedule 2 is amended by adding –

“1990, 1991 or 1992	From 10 July 2006 to 11 November 2006
1997, 1998, 1999, 2000, 2001, 2002 or 2003	From 10 July 2006 to 11 November 2006”

after –

“1983, 1984 or 1985	From 29 May 2006 to 8 July 2006”.
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Secretary for Security

2006

**Explanatory Note**

This Order amends Schedule 2 to the Registration of Persons (Application for New Identity Cards) Order (Cap. 177 sub. leg. E). By virtue of the amendments and operation of section 3(3) of that Order, holders of valid identity cards who are born in the specified years shall apply for new identity cards with embodied chips in the specified periods. Failure to do so without reasonable excuse is a contravention of section 7B(1) of the Registration of Persons Ordinance (Cap. 177).

**Arrangements for the First Five Cycles  
of the Identity Card Replacement Exercise**

1. The Registration of Persons (Application for New Identity Cards) Order made by the Secretary for Security on 13 May 2003
2. The Application for New Identity Cards (Persons born in 1958 to 1963) Order made by the Secretary for Security on 4 December 2003
3. The Application for New Identity Cards (Persons born in 1952 to 1957 and Cross-boundary Drivers) Order made by the Secretary for Security on 3 May 2004
4. The Application for New Identity Cards (Persons born in 1943 to 1951 or 1970 to 1973) Order made by the Secretary for Security on 6 December 2004
5. The Registration of Persons (Application for New Identity Cards) (Amendment) Order 2004 made by the Secretary for Security on 6 December 2004
6. The Application for New Identity Cards (Persons born in 1974 to 1985) Order made by the Secretary for Security on 1 June 2005