

政府總部
經濟發展及勞工局
香港下亞厘畢道
中區政府合署



**ECONOMIC DEVELOPMENT AND
LABOUR BUREAU
GOVERNMENT SECRETARIAT**

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本函檔號 Our Ref:

MA 70/18, MA70/16, MA 70/9,

MA 70/14

來函檔號 Your Ref:

2 November 2006

Mr. Kau Kin-wah
Assistant Legal Adviser,
Legislative Council Building
8 Jackson Road, Central
Hong Kong

By Fax: 2877 5029

Dear Mr. Kau,

**Merchant Shipping (Local Vessels) (General) Regulation
Merchant Shipping (Local Vessels) (Safety and Survey) Regulation
Merchant Shipping (Local Vessels)
(Compulsory Third Party Risks Insurance) Regulation
Merchant Shipping (Local Vessels) (Works) Regulation**

Further to our letter on 31 October 2006, and our subsequent discussion on the drafting of the captioned Regulations, I write to confirm that we are prepared to move a motion to amend the sections set out below.

Merchant Shipping (Local Vessels) (General) Regulation

Section 91(1)

2. We will amend this section to clarify that except with the permission of the Director, local vessels are prohibited from receiving or delivering bunker to or from another vessel (whether or not a local vessel).

Merchant Shipping (Local Vessels) (Safety and Survey) Regulation

Section 27(1)

3. Noting your views about the exact reference of the “certificate of inspection” in subsection (1)(b) vis-à-vis the one in subsection (1), we would amend section 27(1) to read:

“(1) A certificate of inspection is valid for the period specified in the certificate, which shall not exceed 12 months from

(a) the date of completion of the survey; or

(b) if, on the date of completion of the survey, the period of validity of the existing certificate of inspection issued in respect of the local vessel concerned has not expired, the expiry date of such existing certificate,

whichever is the later.”

Section 86

4. In section 86(1)(a),(f),(g) and (k), we would move the word "temporarily" to after "withholding".

5. We would add a close bracket to the end of section 86(1)(h).

6. We would spell out more explicitly the time limit for lodging an appeal to Administrative Appeal Board for different scenarios in section 86(2).

Yours sincerely,



(Frederick YU)
for Secretary for Economic Development
and Labour