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Environmental Protection Department  
Air Policy Division  
(Attn. : Mr SHIU Lik-king  
Sr AO(Air Policy Div))  
46/F, Revenue Tower  
5 Gloucester Road  
Wan Chai  
Hong Kong

14 December 2006

**BY FAX**  
Fax No. : 2136 3321

Dear Mr SHIU,

**Air Pollution Control (Volatile Organic Compounds) Regulation  
(L.N. 258 of 2006)**

Thank you for your letter of 13 December 2006, we have the following questions for your further clarification.

- (a) There is a cylindrical container. Its principal display panel is printed with literature and graphics. However, its back is painted in yellow colour without any literature or graphics on it. Assuming the painted colour at the back of the container is within the meaning of “packaging” under the Regulation (correct us if we are wrong on this point), does a label fixed durably and conspicuously on the surface of the painted colour at the back of the container satisfy the requirement under section 4(1)(a) of the Regulation? If the answer is yes, how does the label best serve the purpose of warning the public about the content of volatile organic compounds?
- (b) Since section 5(5)(a) and (b) of the Regulation are optional, is it the policy intent that the size of the label could be disproportionately small (by choosing to comply with section 5(5)(a)) in relation to an over-sized packaging? If the answer is yes, how does the label best serve the purpose of warning the public about the content of volatile organic compounds?

We should be grateful for your earliest reply in both languages.

Yours sincerely,

(Stephen LAM)  
Assistant Legal Adviser

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