

KOWLOON-CANTON RAILWAY CORPORATION ORDINANCE

RESOLUTION

(Under section 31 of the Kowloon-Canton Railway Corporation Ordinance (Cap. 372))

RESOLVED that the Kowloon-Canton Railway Corporation (Suspension of Bylaws) Bylaw 2007, made by the Kowloon-Canton Railway Corporation on 15 June 2007, be approved.

**KOWLOON-CANTON RAILWAY CORPORATION (SUSPENSION OF BYLAWS)
BYLAW 2007**

(Made by the Kowloon-Canton Railway Corporation under section
31 of the Kowloon-Canton Railway Corporation Ordinance
(Cap. 372) subject to the approval of the
Legislative Council)

1. Commencement

This Bylaw shall come into operation on the day appointed for the commencement of the Rail Merger Ordinance (11 of 2007).

2. Suspension of operation of Bylaws

The operation of the Kowloon-Canton Railway Corporation By-laws (Cap. 372 sub. leg. B) and the North-west Railway By-laws (Cap. 372 sub. leg. E) is suspended during the Concession Period.

3. Transitional and saving provisions

(1) Section 23 of the Interpretation and General Clauses Ordinance (Cap. 1) has the same effect in relation to the suspension under section 2 as it would have if the Kowloon-Canton Railway Corporation By-laws (Cap. 372 sub. leg. B) and the North-west Railway By-laws (Cap. 372 sub. leg. E) had been repealed.

(2) Without affecting the generality of subsection (1) -

- (a) any ticket issued by or on behalf of the Corporation before the Merger Date shall continue to have effect from the Merger Date until such time when the ticket expires; and
- (b) any permit issued by the Corporation under by-law 81 of the Kowloon-Canton Railway Corporation By-laws (Cap. 372 sub. leg. B) before the Merger Date shall continue to have effect from the Merger Date until such time when the permit expires.

This Bylaw is made this 15th day of June 2007 pursuant to section 31 of the Kowloon-Canton Railway Corporation Ordinance.

The Seal of the Kowloon-Canton Railway Corporation is hereunto affixed by authority of the Managing Board; and signed by–

Kowloon-Canton Railway Corporation

Kowloon-Canton Railway Corporation

Authorized Signatory

Authorized Signatory

James BLAKE
Chief Executive Officer

D A FLEMING
Company Secretary

in the presence of

Witness

Witness

Explanatory Note

The object of this Bylaw is to suspend the operation of the Kowloon-Canton Railway Corporation By-laws (Cap. 372 sub. leg. B) and the North-west Railway By-laws (Cap. 372 sub. leg. E) (“the suspension”) during the Concession Period. During the Concession Period, provisions similar to those in the North-west Railway By-laws (Cap. 372 sub. leg. E) will be provided for under a new Bylaw made under section 34 of the Mass Transit Railway Ordinance (Cap. 556) and the Mass Transit Railway By-laws (Cap. 556 sub. leg. B) will perform a function similar to that of the Kowloon-Canton Railway Corporation By-laws (Cap. 372 sub. leg. B) .

2. Section 2 provides for the suspension.

3. Section 3 provides that section 23 of the Interpretation and General Clauses Ordinance (Cap. 1) applies in relation to the suspension and provides for the continuation of validity of the tickets and permits issued by the Corporation before the Merger Date.