

## **LEGISLATIVE COUNCIL BRIEF**

Immigration Ordinance  
(Chapter 115)  
Immigration Service Ordinance  
(Chapter 331)

### **IMMIGRATION (PLACES OF DETENTION) (AMENDMENT: SHENZHEN BAY PORT HONG KONG PORT AREA) ORDER 2007**

### **IMMIGRATION SERVICE (DESIGNATED PLACES) (AMENDMENT: SHENZHEN BAY PORT HONG KONG PORT AREA) ORDER 2007**

## **INTRODUCTION**

The Secretary for Security has made the Immigration(Places of Detention)(Amendment: Shenzhen Bay Port Hong Kong Port Area) Order 2007 (at **Annex A**) and the Immigration Service (Designated Places)(Amendment: Shenzhen Bay Port Hong Kong Port Area) Order 2007 (at **Annex B**) (the "Amendment Orders") to designate detention quarters for use by the Immigration Department within the new Shenzhen Bay Control Point (SBCP) at the Shenzhen Bay Port (SBP) Hong Kong Port Area (HKPA).

## **BACKGROUND**

2. The SBP will be the fourth vehicular boundary crossing between Hong Kong and Shenzhen. It includes the HKPA, which will be declared under the SBP HKPA Ordinance. Hong Kong will exercise jurisdiction over the HKPA according to the laws of Hong Kong.

3. The detention quarters within the SBCP will be used by the Immigration Department for detention of persons under the Immigration Ordinance (Cap 115) or the Immigration Service Ordinance (Cap 331).



## **ENQUIRIES**

9. Please direct enquiries to Mr Alan Lo, Principal Assistant Secretary for Security at 2810 2330.

**Security Bureau**  
**May 2007**

**IMMIGRATION (PLACES OF DETENTION)  
(AMENDMENT: SHENZHEN BAY PORT HONG  
KONG PORT AREA) ORDER 2007**

(Made by the Secretary for Security under section 35(1) of the Immigration Ordinance (Cap. 115))

**1. Commencement**

This Order shall come into operation on the day on which sections 3 and 5 of the Shenzhen Bay Port Hong Kong Port Area Ordinance (4 of 2007) come into operation.

**2. Schedule 3 amended**

Schedule 3 to the Immigration (Places of Detention) Order (Cap. 115 sub. leg. B) is amended by adding –

“27. The area within the Clearance Area of the Shenzhen Bay Port Hong Kong Port Area that is set aside as detention quarters for use by the Immigration Department.”.

Secretary for Security

2007

## **Explanatory Note**

An area within the Clearance Area of the Shenzhen Bay Port Hong Kong Port Area is to be set aside as detention quarters for use by the Immigration Department. This Order amends the Immigration (Places of Detention) Order (Cap. 115 sub. leg. B) so that the area can be used as a place of detention under the Immigration Ordinance (Cap. 115).

**IMMIGRATION SERVICE (DESIGNATED PLACES)  
(AMENDMENT: SHENZHEN BAY PORT HONG  
KONG PORT AREA) ORDER 2007**

(Made by the Secretary for Security under section 13A(9) of the  
Immigration Service Ordinance (Cap. 331))

**1. Commencement**

This Order shall come into operation on the day on which sections 3 and 5 of the Shenzhen Bay Port Hong Kong Port Area Ordinance (4 of 2007) come into operation.

**2. Schedule amended**

The Schedule to the Immigration Service (Designated Places) Order (Cap. 331 sub. leg. B) is amended by adding –

- “14. The area within the Clearance Area of the Shenzhen Bay Port Hong Kong Port Area that is set aside as detention quarters for use by the Immigration Department.”.

Secretary for Security

2007

## **Explanatory Note**

An area within the Clearance Area of the Shenzhen Bay Port Hong Kong Port Area is to be set aside as detention quarters for use by the Immigration Department. This Order amends the Immigration Service (Designated Places) Order (Cap. 331 sub. leg. B) so that the area becomes a designated place within the meaning of section 2(1) of the Immigration Service Ordinance (Cap. 331).