

**Bills Committee on  
Trade Descriptions (Amendment) Bill 2007**

**Fourth meeting on 10 April 2008**

**List of follow-up actions arising from the discussion at the meeting**

Clause 7 – proposed section 13A

1. In order to address concern about unclear and complicated drafting of the proposed section 13A(2)(b)(ii), the Administration is requested to review the drafting to clearly reflect the policy intent, facilitate compliance by traders, and ensure effective enforcement of the provision. In this regard, the Administration is invited to consider members' suggestion to expressly set out in the provision that signs must not give misleading information as to the actual price of the goods.

Clause 7 – proposed section 13C

2. Concerns have been raised about possible conflict between the proposed section 13C(2)(b) and the Administration's draft Committee Stage Amendment of adding subsection (5), including whether the onus of proof will be shifted from the prosecution to the defendant, possible confusion to the law with the inclusion of subsection (5), and circumstances under which the subsection will apply. The Administration is requested to provide written response to address the concerns, and the legal adviser to the Bill Committee has agreed to provide information on existing legislation with similar provisions for members' reference.