

FIXED PENALTY (SMOKING OFFENCES) BILL

COMMITTEE STAGE

Amendments to be moved by the Secretary for
Food and Health

<u>Clause</u>	<u>Amendment Proposed</u>
2	By deleting the definition of "scheduled offence" and substituting "'scheduled offence" (表列罪行) means an offence prescribed by a provision of the Smoking (Public Health) Ordinance (Cap. 371) specified in column 2 of the Schedule."
6(2)	By deleting "may" and substituting "shall".
6(3)	By deleting the subsection and substituting - "(3) A notice under subsection (2) shall be served - (a) where subsection (1)(a) applies, within 6 months from the date of the notice given under section 3(1); and (b) where subsection (1)(b) applies, within 6 months from the date on which the person refuses to

accept the notice.".

- 8(4) (a) In the English text, by deleting "The" and substituting "A".
- (b) In the Chinese text, by adding a comma after "通知書".

- 9(3) By deleting paragraph (c) and substituting -
- "(c) the address specified in the certificate was, at the date specified in the certificate in relation to the address, the address of the person.".

- 10(2) By deleting "applied for the order" and substituting "served the notice under section 6(2) in respect of which the order was made".

- 13(2) In the Chinese text, by deleting "的2天前" and substituting "不少於2天前".

- 17(1) By deleting "by notice specify" and substituting "specify by notice published in the Gazette".

- 17(2) By deleting everything after "subsection (1)" and substituting "is subsidiary legislation.".

Schedule (a) In Item 1 -

- (i) in column 2, by deleting "3(2)" and substituting "7(1)";
 - (ii) in column 3, by adding "or in public transport carriers" after "no smoking areas".
- (b) By deleting item 2.