

**立法會**  
**Legislative Council**

LC Paper No. LS8/08-09

**Paper for the House Committee Meeting  
on 7 November 2008**

**Legal Service Division Report on  
Subsidiary Legislation Gazetted on 24 October 2008**

**Date of tabling in LegCo** : 29 October 2008

**Amendment to be made by** : 26 November 2008 (or 17 December 2008 if extended by resolution)

**PART I AIRPORT AUTHORITY ORDINANCE**

**Airport Authority Ordinance (Cap. 483)  
Airport Authority Ordinance (Map of Restricted Area) (Amendment)  
Order 2008 (L.N. 228)**

This Order amends the Airport Authority Ordinance (Map of Restricted Area) Order (L.N. 73 of 2008) ("principal Order") by—

- (a) amending section 2 of the principal Order by transferring the reference to the Restricted Area for the purposes of the Airport Authority Ordinance (Cap. 483) to a new Schedule to the principal Order so that any amendment of the Restricted Area in the future can be made to the new Schedule instead of to section 2 of the principal Order; and
  - (b) specifying new boundaries of the Restricted Area in the new Schedule to the principal Order.
2. The Panel on Economic Development has not been consulted on the Order.
  3. The Order will come into operation on 1 January 2009.

**PART II CENSUS AND STATISTICS ORDINANCE**

**Census and Statistics Ordinance (Cap. 316)  
Census and Statistics (Quarterly Survey of Service Industries) (Amendment)  
Order 2008 (L.N. 229)**

4. This Order amends the Census and Statistics (Quarterly Survey of Service Industries) Order (Cap. 316 sub. leg. M) so as to revise the scope of data

collected for the purpose of the quarterly survey of service industries. According to paragraph 1 of the LegCo Brief, the definition of "service industries" is amended with a view to aligning the classification and definition of service industries with the recently revised international standards. The categories of industries falling under the definition of "service industries" are revised by -

- (a) repealing "transport", "storage and warehousing", "communication", "business services" and "community, social and personal services"; and
  - (b) adding "administrative and support service activities", "information and communications", "professional, scientific and technical activities", "real estate activities", "social, personal and miscellaneous services", and "transportation, storage, postal and courier services".
5. The Panel on Financial Affairs has not been consulted on the Order.
  6. The Order will come into operation on 2 January 2009.
  7. Members may refer to the LegCo Brief (with no file reference) issued by the Financial Services and the Treasury Bureau on 22 October 2008 for background information.

### **PART III ROAD TRAFFIC ORDINANCE**

#### **Road Traffic (Traffic Control) (Designation of Prohibited and Restricted Zones) Notice (Cap. 374 sub. leg. U)**

#### **Road Traffic (Traffic Control) (Designation of Prohibited and Restricted Zones) (Amendment) Notice 2008 (L.N. 230)**

8. The Road Traffic (Traffic Control) (Designation of Prohibited and Restricted Zones) Notice (Cap. 374 sub. leg. U) ("the principal Notice") sets out in Schedule 1 prohibited zones in the Hong Kong International Airport ("the Airport") in which the driving of motor vehicles is prohibited. Schedule 2 of the principal Notice is divided into 2 parts. Part 1 of Schedule 2 sets out restricted zones in the Airport in which drivers of motor vehicles are prohibited from picking up or setting down passengers or loading or unloading goods. Part 2 of Schedule 2 sets out restricted zones in the Airport in which drivers of certain motor vehicles are prohibited from doing acts specified in that Part, such as drivers of light goods vehicles are prohibited from loading goods onto the vehicles in Light Goods Vehicles Unloading Area, and from unloading goods from the vehicles in Light Goods Vehicles Loading Area.
9. This Notice amends Schedule 1 to the principal Notice to—
  - (a) repeal the authorized vehicle parking area from the list of prohibited zones (section 2(1)); and

- (b) designate as prohibited zones the following areas—
    - (i) the Coach Staging Area (section 2(2));
    - (ii) the section of the access road to the east of Sky Plaza Road Central linking Sky Plaza Road Central and Car Park No. 2 (section 2(4)); and
    - (iii) several new sections of roads recently constructed (section 2(3)).
10. This Notice also amends Schedule 2 to the principal Notice to—
- (a) designate Sky Plaza Road North, Cheong King Road and Cheong Wui Road as restricted zones (section 3(4));
  - (b) re-designate the restricted zones at Sky Plaza Road Central and the eastern kerbside lane of the section of Sky Plaza Road to cover new sections of roads (section 3(3) and (6)); and
  - (c) amend the designation in respect of Chun Wan Road North and Chun Wan Road to facilitate the relocation of taxi drop-off points from Chun Wan Road North to Chun Wan Road (section 3(1), (2), (5) and (7)).
11. The Panel on Transport has not been consulted on the Notice.
12. The Notice will come into operation on 19 December 2008.

#### **PART IV WASTE DISPOSAL FACILITIES**

##### **Waste Disposal (Designated Waste Disposal Facility) Regulation (Cap. 354 sub. leg. L)**

##### **Waste Disposal (Designated Waste Disposal Facility) Regulation (Amendment of Schedules 1 and 2) Notice 2008 (L.N. 231)**

13. Schedule 1 to the Waste Disposal (Designated Waste Disposal Facility) Regulation (Cap. 354 sub. leg. L) ("the Regulation") specifies the designated waste disposal facilities for the disposal of waste for the purposes of the Waste Disposal Ordinance (Cap. 354) and its regulations. Schedule 2 to the Regulation specifies the waste disposal facilities that are available for disposal of construction waste and the inert content specifications that the construction waste must conform to in order to be accepted for disposal at those facilities.

14. This Notice removes Quarry Bay Temporary Public Filling Barging Point from Schedules 1 and 2 to the Regulation with effect from 1 January 2009. It also adds Chai Wan Public Fill Barging Point to Schedules 1 and 2 to the Regulation with effect from 22 December 2008.

**Waste Disposal (Charges for Disposal of Construction Waste) Regulation  
(Cap. 354 sub. leg. N)**

**Waste Disposal (Charges for Disposal of Construction Waste) Regulation  
(Amendment of Schedule 4) Notice 2008 (L.N. 232)**

15. Part 1 of Schedule 4 to the Waste Disposal (Charges for Disposal of Construction Waste) Regulation (Cap. 354 sub. leg. N) specifies the public fill reception facilities.

16. This Notice removes Quarry Bay Temporary Public Filling Barging Point from that Schedule with effect from 1 January 2009. The Notice also adds Chai Wan Public Fill Barging Point to the Schedule with effect from 22 December 2008.

17. The Panel on Environmental Affairs has not been consulted on the above two Notices.

18. Members may refer to the LegCo Brief (with no file reference) issued by the Environment Bureau in October 2008 for background information on the above two Notices.

*Concluding Observation*

19. No difficulties in relation to the legal and drafting aspects of the above items of subsidiary legislation have been identified.

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