



NEW LANTAO BUS CO. (1973) LTD.

新大嶼山巴士(一九七三)有限公司

A subsidiary of KWONG CHEUNG BUS HOLDINGS LIMITED 新大嶼山巴士(一九七三)有限公司附屬公司

30 June 2010

Clerk of Bills Committee
Legislative Council
Jackson Road, Central
HONG KONG
Attn. Ms May Leung

Dear Sir,

Your Ref. CBI/BC/9/09
Bills Committee on Road Traffic (Amendment) Bill 2010
Invitation for Submissions

Thank you very much for your letter of 7 June 2010 inviting our company to give views on the Road Traffic (Amendment) Bill 2010 ("the Bill"). We would like to submit as follows:

We would raise no objection, in principle, to the amendment of the Bill.

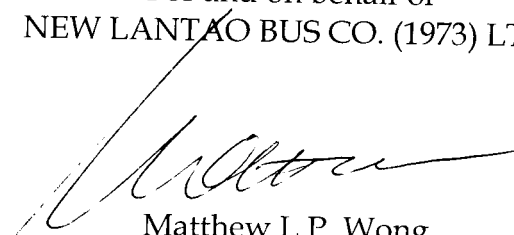
However, as a franchised public bus operator, we are obliged to function under prudent fiscal practice. An issue on insurance would transpire, for current motor insurance practice would allow the insurer to stipulate certain exclusion clauses in the policy: "driving under the influence of drink or drugs exclusion clause", thus exposing the insured in unaccountable risks.

While the commercial vehicle owners would act on their best endeavour to ascertain the employees (drivers) would not consume alcohol (or other toxic substances) before reporting to work, circumstances may arise that upon the unlikely occurrence of any of the drink driving or inappropriate driving behaviour mentioned in the Bill, which would expose the insured as owner of the vehicles concerned to the exclusion of liability mentioned above.

We therefore submit that on passing the Bill, certain exemption should be given to owner of commercial vehicles who employed drivers for the performance of their respective businesses, to the effect that if dual diligence has been instigated to ensure compliance, the owner of the vehicle shall not be held responsible, under statutory construction and/or common law.

We submit the above for the attention and consideration of the Chairman and members of the Bills Committee.

Yours faithfully,
For and on behalf of
NEW LANTAO BUS CO. (1973) LTD.

A handwritten signature in black ink, appearing to read 'M. L. P. Wong', is written over the typed name and title.

Matthew L.P. Wong
Managing Director