

立法會
Legislative Council

LC Paper No. LS10/11-12

**Paper for the House Committee Meeting
on 2 December 2011**

**Legal Service Division Report on
Subsidiary Legislation Gazetted on 25 November 2011**

Date of tabling in LegCo : 30 November 2011

Amendment to be made by : 21 December 2011 (or 18 January 2012 if extended by resolution)

Prisons Ordinance (Cap. 234)
Prisons (Amendment) Order 2011 (L.N. 166)

Under section 4 of the Prisons Ordinance (Cap. 234), the Secretary for Security may by order published in the Gazette provide for any place or building or portion of a building to be set apart for the purposes of a prison and the discontinuance of the use of any prison.

2. At present, the Lai Chi Kok Correctional Institution (LCKCI) situated at 3 Butterfly Valley Road, Lai Chi Kok, Kowloon and the Lai Chi Kok Reception Centre (LCKRC) situated at 5 Butterfly Valley Road, Lai Chi Kok, Kowloon are set apart for the purposes of prisons under section 4 of the Prisons Ordinance and these two places are specified in the Schedule to the Prisons Order (Cap. 234 sub. leg. B). LCKCI used to be an institution for female persons in custody, but operationally it was closed when the inmates were transferred to the new Lo Wo Correctional Institution in August 2010. LCKRC is a correctional institution for detaining male adult persons in custody. According to the LegCo Brief (no reference number provided) issued by the Security Bureau in November 2011, to alleviate the overcrowding problem in LCKRC and to make good use of the decanted premises at LCKCI, the Correctional Services Department has started conversion works at LCKCI in December 2010 to make it become a new annex facility to LCKRC.

3. L.N. 166 is made by the Secretary for Security under section 4 of the Prisons Ordinance to amend the Prisons Order to the effect that LCKCI will be discontinued as a prison and the area of LCKRC will be extended to include the place and buildings originally used by LCKCI. The Schedule to the Prisons Order is amended accordingly.
4. L.N. 166 will come into operation on 20 January 2012.
5. The Panel on Security has not been consulted on L.N. 166.
6. The Legal Service Division has not identified any difficulties in the legal or drafting aspect of L.N. 166.

Prepared by

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30 November 2011