

立法會
Legislative Council

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**Report No. 7/11-12 of the House Committee on Consideration of
Subsidiary Legislation and Other Instruments**

Purpose

This report gives the outcome of the consideration of the House Committee on subsidiary legislation the period for amendment of which will expire on 21 December 2011.

Subsidiary legislation considered

2. The House Committee has considered the following items of subsidiary legislation -

<u>Item Number</u>	<u>Title of Subsidiary Legislation</u>	<u>Date of House Committee meeting</u>
(1)	Building (Inspection and Repair) Regulation (L.N. 146/2011)	4 November 2011 9 December 2011
(2)	Building (Administration) (Amendment) Regulation 2011 (L.N. 147/2011)	4 November 2011 9 December 2011
(3)	Building (Minor Works) (Amendment) Regulation 2011 (L.N. 148/2011)	4 November 2011 9 December 2011
(4)	Buildings (Amendment) Ordinance 2011 (Commencement) Notice 2011 (L.N. 149/2011)	4 November 2011 9 December 2011
(5)	Air Transport (Licensing of Air Services) (Amendment) Regulation 2011 (L.N. 158/2011)	25 November 2011

<u>Item Number</u>	<u>Title of Subsidiary Legislation</u>	<u>Date of House Committee meeting</u>
(6)	Import and Export (Strategic Commodities) Regulations (Amendment of Schedule 1) Order 2011 (L.N. 161/2011)	25 November 2011
(7)	Fugitive Offenders (South Africa) Order (Commencement) Notice (L.N. 162/2011)	25 November 2011
(8)	Mutual Legal Assistance in Criminal Matters (South Africa) Order (Commencement) Notice (L.N. 163/2011)	25 November 2011
(9)	Legislation Publication Ordinance (Commencement) Notice 2011 (L.N. 164/2011)	25 November 2011
(10)	Prisons (Amendment) Order 2011 (L.N. 166/2011)	2 December 2011
(11)	Antiquities and Monuments (Declaration of Historical Buildings)(No. 2) Notice 2011 (L.N. 172/2011)	9 December 2011

3. The House Committee formed a subcommittee to study items (1) to (4) in detail at its meeting on 4 November 2011. The Subcommittee made a verbal report to the House Committee on 9 December 2011. Subsequently, the Subcommittee held a further meeting on 12 December 2011. The Subcommittee will provide a written report on its deliberations by 15 December 2011.

4. The House Committee considered it not necessary to form any subcommittee to study items (5) to (11).

Note : The House Committee formed four Subcommittees to study seven items of subsidiary legislation at its meetings on 25 November and 9 December 2011. The Chairmen of the relevant Subcommittees and the Chairman of the House Committee have given notices to move motions at the Council meeting of 14 December 2011 to extend the scrutiny period of these seven items of subsidiary legislation. Details are as follows -

(a) Motion to be moved by Hon James TO Kun-sun to extend the scrutiny period of the following items of subsidiary legislation to 11 January 2012

1. *Inland Revenue (Double Taxation Relief and Prevention of Fiscal Evasion with respect to Taxes on Income) (Portuguese Republic) Order (L.N. 155/2011)*
2. *Inland Revenue (Double Taxation Relief and Prevention of Fiscal Evasion with respect to Taxes on Income) (Kingdom of Spain) Order (L.N. 156/2011)*
3. *Inland Revenue (Double Taxation Relief and Prevention of Fiscal Evasion with respect to Taxes on Income) (Czech Republic) Order (L.N. 157/2011)*

(b) Motion to be moved by Hon LEE Cheuk-yan to extend the scrutiny period of the following items of subsidiary legislation to 11 January 2012

4. *Hong Kong Air Navigation (Fees) (Amendment) Regulation 2011 (L.N. 159/2011)*
5. *Civil Aviation (Aircraft Noise) (Certification) (Amendment) Regulation 2011 (L.N. 160/2011)*

(c) Motions to be moved by Hon Miriam LAU Kin-ye to extend the scrutiny period of the following items of subsidiary legislation to 1 February 2012

6. *Frontier Closed Area (Amendment) Order 2011 (L.N. 170/2011)*
7. *Mandatory Provident Fund Schemes (Contributions for Casual Employees) (Amendment)(No. 2) Order 2011 (L.N. 171/2011)*