

L.N. 69 of 2012

**Genetically Modified Organisms (Control of Release)
(Exemption) Notice**

(Made by the Secretary for the Environment under section 46 of the Genetically Modified Organisms (Control of Release) Ordinance (Cap. 607))

1. Commencement

This Notice comes into operation on 23 June 2012.

2. Interpretation

In this Notice—

genetically modified papaya (基因改造木瓜) means a living organism of the species *Carica papaya* that possesses a novel combination of genetic materials obtained through the use of modern biotechnology;

transformation event code (轉基因事件編碼), in relation to a GMO, means the code given to the GMO by the person who develops the GMO on the integration of a transgene into the cell of the GMO;

unique identifier code (獨特標識編碼), in relation to a GMO, means the unique code that is—

- (a) assigned to the GMO in accordance with the Organisation for Economic Co-operation and Development Guidance for the Designation of a Unique Identifier for Transgenic Plants; and
- (b) entered into the Biosafety Clearing-House or other unique identification systems adopted by the Conference of the Parties.

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Section 3

B2799

3. GMOs exempt from section 5 of Ordinance

The GMOs specified in Schedule 1 are exempt from the application of section 5 of the Ordinance.

4. GMOs exempt from section 7 of Ordinance

The GMOs specified in Schedule 2 are exempt from the application of section 7 of the Ordinance.

Genetically Modified Organisms (Control of Release) (Exemption) Notice

Schedule 1

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B2801

Schedule 1

[s. 3]

GMOs Exempt from Section 5 of Ordinance

1. A genetically modified papaya.
 2. A GMO that is contained in a veterinary vaccine.
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Schedule 2

[s. 4]

GMOs Exempt from Section 7 of Ordinance

1. A genetically modified papaya the unique identifier code of which is CUH-CP551-8.
2. A genetically modified papaya the transformation event code of which is Huanong 1.
3. A GMO that is contained in a veterinary vaccine.

Edward YAU
Secretary for the Environment

16 April 2012

Explanatory Note

Section 5 of the Genetically Modified Organisms (Control of Release) Ordinance (Cap. 607) provides that a person must not knowingly cause a GMO (GMO means a living organism that possesses a novel combination of genetic materials obtained through the use of modern biotechnology) to be released into the environment or maintain the life of a GMO that is in a state of being released into the environment. Section 7 of that Ordinance provides that a person must not knowingly import a GMO that is intended for release into the environment.

2. This Notice exempts all varieties of genetically modified papaya (defined in section 2) and any GMO that is contained in a veterinary vaccine from the application of section 5 of that Ordinance. It also exempts two particular varieties of genetically modified papaya and any GMO that is contained in a veterinary vaccine from the application of section 7 of that Ordinance.