

律政司
法律政策科

香港金鐘道 66 號
金鐘道政府合署高座 1 樓
圖文傳真：852-2110 9788
電郵：denebcheung@doj.gov.hk



DEPARTMENT OF JUSTICE
Legal Policy Division

1/F, High Block
Queensway Government Offices
66 Queensway, Hong Kong
Fax: 852-2110 9788
e-mail : denebcheung@doj.gov.hk

來函檔號 Your Ref.: CB4/BC/2/13
本司檔號 Our Ref.: LP 5019/11C II
電話號碼 Tel. No.: 2867 4771

22 May 2014

Ms. Mary So
Clerk to Bills Committee
Legislative Affairs Council Secretariat
Legislative Council Complex
1 Legislative Council Road
Central, Hong Kong

By Fax (No. 2840 0716)

Dear Ms. So,

Bills Committee on
Contracts (Rights of Third Parties) Bill
Meeting on 26 May 2014

Please note that the Administration intends to move the following Committee Stage amendments to the Bill:

Clause 3(2)

2. Clause 3(2) is proposed to be amended so as to clarify that all provisions in a deed of mutual covenant as well as a covenant relating to land are to be excluded from the application of the Bill. This would address the concern raised by the Hong Kong Bar Association that a deed of mutual covenant may contain terms not relating to land (see paras. 9 and 10(c) of the Bar Association's letter dated 15 January 2014 copied to the Clerk to Panel on Administration of Justice and Legal Services of the Legislative Council).

Clause 8(2)

3. The amendment proposed to be made to Clause 8(2) seeks to improve the presentation of that sub-clause.

Draft CSAs

4. The draft Committee Stage amendments are attached. Members are invited to note and consider the amendments to be proposed by the Administration. Thank you.

Yours sincerely,



(Deneb Cheung)

Senior Assistant Solicitor General

Encl.

Copy:

Mr. Sunny Chan, Senior Assistant Law Draftsman

Ms. Angie Li, Senior Government Counsel

Contracts (Rights of Third Parties) Bill

Committee Stage

Amendments to be moved by the Secretary for Justice

<u>Clause</u>	<u>Amendment Proposed</u>
3(2)(b)	By deleting “a covenant relating to land, including”.
3(2)	By adding— “(ba) a covenant relating to land;”.
8(2)(b)(ii)	By deleting “that”.