

**立法會**  
**Legislative Council**

LC Paper No. LS25/13-14

**Paper for the House Committee Meeting  
on 7 February 2014**

**Legal Service Division Report on  
Subsidiary Legislation Gazetted on 30 January 2014**

**Tabling in LegCo** : Council meeting of 12 February 2014

**Amendment to be made by** : Council meeting of 26 February 2014 (or that of 9 April 2014 if extended by resolution)

**Air Navigation (Hong Kong ) Order 1995 (Amendment of Schedule 16) Order 2013 (Commencement) Notice** (L.N. 15)

**Dangerous Goods (Consignment by Air) (Safety) Regulations (Amendment of Schedule) Order 2013 (Commencement) Notice** (L.N. 16)

The Director-General of Civil Aviation (Director-General) made -

- (a) L.N. 15 under section 1 of the Air Navigation (Hong Kong) Order 1995 (Amendment of Schedule 16) Order 2013 (L.N. 182 of 2013); and
- (b) L.N. 16 under section 1 of the Dangerous Goods (Consignment by Air) (Safety) Regulations (Amendment of Schedule) Order 2013 (L.N. 183 of 2013) (the respective Orders),

to appoint 11 April 2014 as the day on which the respective Orders are to come into operation.

2. The respective Orders were made by Chief Executive in Council and the Director-General respectively and were published in the Gazette on 15 November 2013 to give effect to the 2013-2014 edition of the Technical Instructions for the Safe Transport of Dangerous Goods by Air (TI), which

contains a set of requirements for carriage of dangerous goods by air promulgated by the International Civil Aviation Organization under the Convention on International Civil Aviation. The TI have been given effect in Hong Kong through two pieces of subsidiary legislation, namely -

- (a) Schedule 16 to the Air Navigation (Hong Kong) Order 1995 (Cap. 448C), which is cited as Air Navigation (Dangerous Goods) Regulations; and
- (b) the Dangerous Goods (Consignment by Air) (Safety) Regulations (Cap. 384A).

3. Section 1 of the respective Orders provides that the Order will come into operation on a day to be appointed by the Director-General by notice published in the Gazette.

4. At the House Committee meeting held on 22 November 2013, members agreed to form a subcommittee to study the respective Orders together. The Subcommittee held one meeting with the Administration. The Subcommittee was in support of the respective Orders and noted that all relevant stakeholders, including the import/export and manufacturing industries, had been properly consulted on the new requirements for air transport of dangerous goods. Members may refer to the report of the Subcommittee for further information (LC Paper No. CB(1)599/13-14).

5. According to the Clerk to the Panel on Economic Development, the Panel was not consulted on the commencement notices.

6. No LegCo Brief has been issued for L.N. 15 and L.N. 16.

7. No difficulties have been identified in the legal and drafting aspects of L.N. 15 and L.N. 16.

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