

**EP150/A7/1**

**Subcommittee on Air Pollution Control (Air Pollutant Emission)  
(Controlled Vehicles) Regulation**

**The Administration's responses**

The following information is requested by Members at the Subcommittee meeting held on 28 November 2013 –

- (a) A response on whether clause 6(5) of the Air Pollution Control (Air Pollutant Emission) (Controlled Vehicles) Regulation should be revoked or amended so that any notice made by the Authority under clause 6(4) of the Regulation would have legislative effect and would be subject to negative vetting by the Legislative Council**
  
- (b) The wording of the revised clause 6(5), where applicable**

Following the advice of the Subcommittee at the meeting on 28 November, we propose to revise clause 6 of the Regulation as follows.

**6. Exemption by Authority**

- (1) The Authority, if satisfied that exceptional circumstances make it impractical or unreasonable for a controlled vehicle to comply with this Regulation, may exempt the vehicle from the application of this Regulation for not more than 1 year.
- (2) The exemption may be granted subject to any conditions the Authority thinks fit.
- (3) If a controlled vehicle is exempted, the Authority must give the registered owner of the vehicle written notice of the exemption.

**Environmental Protection Department  
December 2013**