

立法會

Legislative Council

LC Paper No. CB(2)879/14-15

Ref. : CB2/H/13/1

Report No. 13/14-15 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 at the Council meeting of 25 February 2015.

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)	Air Pollution Control (Non-road Mobile Machinery) (Emission) Regulation (L.N. 12/2015)	30 January 2015
(2)	Builders' Lifts and Tower Working Platforms (Safety) (Fees) (Amendment) Regulation 2015 (L.N. 13/2015)	30 January 2015
(3)	Construction Workers Registration (Amendment) Ordinance 2014 (Commencement) Notice 2015 (L.N. 14/2015)	30 January 2015
(4)	Construction Workers Registration (Fees) (Amendment) Regulation 2015 (L.N. 15/2015)	30 January 2015

<u>Item Number</u>	<u>Title of Subsidiary Legislation</u>	<u>Date of House Committee meeting</u>
(5)	Toys and Children's Products Safety Ordinance (Amendment of Schedules 1 and 2) Notice 2015 (L.N. 17/2015)	30 January 2015
(6)	Fugitive Offenders (Czech Republic) Order (Commencement) Notice (L.N. 18/2015)	30 January 2015
(7)	Mutual Legal Assistance in Criminal Matters (Czech Republic) Order (Commencement) Notice (L.N. 19/2015)	30 January 2015
(8)	Dutiable Commodities (Amendment) Regulation 2015 (L.N. 22/2015)	6 February 2015
(9)	Land Survey (Fees) (Amendment) Regulation 2015 (L.N. 23/2015)	6 February 2015
(10)	Import and Export (Strategic Commodities) Regulations (Amendment of Schedule 1) Order 2015 (L.N. 27/2015)	6 February 2015

3. A subcommittee was proposed to be formed to study item (5) in detail at the House Committee meeting on 30 January 2015. Since only two Members have signified their intention to join the proposed subcommittee by the deadline for signification of membership, it cannot be formed by virtue of House Rules 21(b) and 26(f).

4. In respect of items (1) to (4) and (6) to (10), the House Committee considered it not necessary to form any subcommittee to study these nine items of subsidiary legislation.

Notes: (a) The House Committee formed a subcommittee to study the Anti-Money Laundering and Counter-Terrorist Financing (Financial Institutions) Ordinance (Amendment of Schedule 2) Notice 2015 (L.N. 16/2015) at its meeting on 30 January 2015. The Chairman of the relevant Subcommittee, Hon CHAN Kam-lam, has given notice to move a proposed resolution at the Council meeting of 25 February 2015 to extend the period for amending this Notice to the Council meeting of 18 March 2015.

(b) *The House Committee formed three subcommittees to study the following six items of subsidiary legislation at its meeting on 6 February 2015. The Chairmen of the relevant Subcommittees have given notice to move proposed resolutions respectively at the Council meeting of 25 February 2015 to extend the period for amending these items of subsidiary legislation to the Council meeting of 25 March 2015. Details are as follows –*

(i) *Proposed resolution to be moved by Hon Tommy CHEUNG to extend the period for amending the following two items of subsidiary legislation :*

- *Dutiable Commodities (Liquor) (Amendment) Regulation 2015 (L.N. 20/2015)*
- *Dutiable Commodities (Liquor Licences) (Fees) (Amendment) Regulation 2015 (L.N. 21/2015)*

(ii) *Proposed resolution to be moved by Hon Charles Peter MOK to extend the period for amending the following three items of subsidiary legislation :*

- *Registration of Copyright Licensing Bodies (Amendment) Regulation 2015 (L.N. 24/2015)*
- *Trade Marks (Amendment) Rules 2015 (L.N. 25/2015)*
- *Registered Designs (Amendment) Rules 2015 (L.N. 26/2015)*

(iii) *Proposed resolution to be moved by Hon IP Kwok-him to extend the period for amending the following item of subsidiary legislation :*

- *Port Control (Public Cargo Working Area) Order 2015 (L.N. 28/2015)*

(c) *Members' views have been sought vide LC Paper No. CB(2)839/14-15 on whether they consider it necessary to form a subcommittee to study any of the following two items of subsidiary legislation which were gazetted on 6 February 2015 and tabled in Council on 11 February 2015 -*

- (i) *Allowances to Jurors (Amendment) Order 2015 (L.N. 29/2015); and*
- (ii) *Pharmacy and Poisons (Amendment) Ordinance 2015 (Commencement) Notice (L.N. 30/2015).*

Since some Members have indicated that they consider it necessary to form subcommittees to study items (i) and (ii), Hon Andrew LEUNG, Chairman of the House Committee, has given notice to move two proposed resolutions at the Council meeting of 25 February 2015 to extend the period for amending these two items of subsidiary legislation to the Council meeting of 15 April 2015. The House Committee will consider whether the proposed subcommittees should be formed at its meeting to be held on 27 February 2015.

Council Business Division 2
Legislative Council Secretariat
18 February 2015