



司法機構政務處

Judiciary Administration

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本函檔號 Our Ref.: SC 101/33/11 PT 13  
來函檔號 Your Ref.:

26 October 2015

Miss Mandy Lam  
Legislative Council Assistant (4)3  
Legislative Council  
Legislative Council Complex  
1 Legislative Council Road  
Central, Hong Kong

Dear Miss Lam,

**Subcommittee on Rules on Suitors' Funds**


**List of follow-up actions arising from the discussion  
at the meeting on 20 October 2015**

Thank you for your email of 22 October 2015. We will set out the Judiciary's response to item (b) of the list of follow-up actions about the definition of "securities" first. We will revert on item (a) later.

The Lands Tribunal (Suitors' Funds) Rules (Cap. 17C) are made under the new section 10AA of the Lands Tribunal Ordinance (Cap. 17), introduced by the Administration of Justice (Miscellaneous Provisions) Ordinance 2014 enacted in December 2014. The new section 10AA(3) of the Lands Tribunal Ordinance provides that securities includes shares. According to the Department of Justice, the term "securities" in the Lands Tribunal (Suitors' Funds) Rules is to be interpreted accordingly.

The Lands Tribunal (Suitors' Funds) Rules are largely based on the High Court Suitors' Funds Rules (Cap. 4B) and the District Court Suitors' Funds Rules (Cap. 336E). While the term "securities" is not defined in those suitors' funds rules, according to the Department of Justice, it should be given its ordinary meaning. Generally, other than shares, securities would cover items such as debentures and bonds.

Yours sincerely,



( Ms Wendy CHEUNG )  
for Judiciary Administrator

c.c. Secretary for Justice – (Attn: Mr Newton Chan  
Miss Elaine Ng  
Mr Henry Chan)