

立法會
Legislative Council

LC Paper No. CB(1)239/15-16
(These minutes have been seen
by the Administration)

Ref : CB1/SS/1/15/1

**Subcommittee on Building (Standards of Sanitary Fitments, Plumbing,
Drainage Works and Latrines) (Amendment) Regulation 2015 and
Building (Administration) (Amendment) (No. 2) Regulation 2015**

**Minutes of the second meeting held on
Tuesday, 3 November 2015, at 9:00 am
in Conference Room 1 of the Legislative Council Complex**

Members present : Hon Alice MAK Mei-kuen, BBS, JP (Chairman)
Hon Abraham SHEK Lai-him, GBS, JP
Hon Tommy CHEUNG Yu-yan, GBS, JP
Hon WONG Ting-kwong, SBS, JP
Hon Cyd HO Sau-lan, JP
Hon Alan LEONG Kah-kit, SC
Hon Gary FAN Kwok-wai
Hon MA Fung-kwok, SBS, JP
Hon CHAN Chi-chuen
Dr Hon Kenneth CHAN Ka-lok
Hon KWOK Wai-keung
Hon TANG Ka-piu, JP
Ir Dr Hon LO Wai-kwok, SBS, MH, JP

Members absent : Hon CHAN Hak-kan, JP
Dr Hon Helena WONG Pik-wan
Dr Hon Elizabeth QUAT, JP
Hon Tony TSE Wai-chuen, BBS

**Public officers
attending**

: Agenda items I & II

Mr Maurice LOO Kam-wah
Deputy Secretary (Planning and Lands)²
Development Bureau

Mr Arsene YIU Kai-cheuk
Principal Assistant Secretary (Planning and Lands)³
Development Bureau

Mr CHEUNG Tin-cheung
Deputy Director of Buildings

Mr Tommy TAM Wing-cheung
Assistant Director/Corporate Services (Acting)
Buildings Department

Ms Lisa CHU Yuen-man
Senior Building Surveyor/Legislation
Buildings Department

Miss Emma WONG
Senior Government Counsel
Department of Justice

**Attendance by
Invitation**

: Sr Kenny TSE
Vice Chairman of Building Surveying Division
The Hong Kong Institute of Surveyors

Ms Ann YU
Vice-Chairman
香港工會聯合會婦女事務委員會

Miss Fanny LAM
Executive Officer
Hong Kong Theatres Association Limited

Mr Tony TAM
Vice President
Hong Kong Catering Industry Association

Ms Mandy KEUNG Suk-man
Vice Chairman
Hong Kong Ladies Dynamic Association

Clerk in attendance : Ms Sharon CHUNG
Chief Council Secretary (1)2

Staff in attendance : Miss Evelyn LEE
Assistant Legal Adviser 10

Mr Fred PANG
Senior Council Secretary (1)2

Ms Maggie LAU
Council Secretary (1)2

Ms Christina SHIU
Legislative Assistant (1)2

Miss Joey LAW
Clerical Assistant (1)2

Action

I Meeting with deputations and the Administration

Submissions from deputations not attending the meeting

- | | |
|---------------------------------|---|
| (LC Paper No. CB(1)90/15-16(03) | -- Submission from Equal Opportunities Commission (English version only) |
| LC Paper No. CB(1)90/15-16(04) | -- Submission from The Real Estate Developers Association of Hong Kong (English version only) |
| LC Paper No. CB(1)90/15-16(05) | -- Submission from Hong Kong Women Development Association Limited (Chinese version only)) |

Members noted the submissions from the Hong Kong Catering Industry Association, the Hong Kong Ladies Dynamic Association, and the Women's Commission, which were tabled at the meeting.

(Post-meeting note: Copies of the above submissions were circulated to members vide LC Paper Nos. CB(1)108/15-16(01) to (03) via email on 3 November 2015.)

Presentation of views by deputations

2. Five deputations attending the meeting presented their views on the Building (Standards of Sanitary Fitments, Plumbing, Drainage Works and Latrines) (Amendment) Regulation 2015 ("the Amendment Regulation"). The Administration provided a consolidated response to the views expressed by the deputations as follows --

- (a) Pursuant to section 39(2) of the Buildings Ordinance (Cap. 123) ("BO"), the proposed revised standards for the provision of sanitary fitments would be applicable to new buildings as well as existing buildings (including cinemas) when they underwent major alteration/addition works.
- (b) The requirements in respect of sanitary fitments in a restaurant under the Amendment Regulation would be aligned with the licensing requirements for restaurants.
- (c) As regards babycare rooms in private commercial buildings, the Buildings Department ("BD") had published a Practice Note in 2009 to recommend the provision of such and developers' response had been positive. Some shopping arcades such as those under the Mass Transit Railway Corporation Limited and Link had been provided with babycare rooms. The Administration had also been promoting the provision of babycare facilities in government offices and public places. The Advisory Guidelines on Babycare Facilities had been developed in August 2008 for reference by government departments and public organizations. Up to end-2014, 243 babycare rooms had been provided in government premises.
- (d) The Development Bureau ("DEVB") would continue to adopt an open attitude towards the suggestion of introducing legislation to mandate the provision of babycare facilities and would convey

the views of deputations on the matter to the relevant bureaux/departments for consideration.

- (e) There was no statutory requirement for the provision of sanitary fittings for use by children in other common law jurisdictions such as the United Kingdom, Singapore, etc. BD would continue, through making recommendations in the relevant Practice Note, to encourage the provision of such facilities.

3. The Subcommittee deliberated (index of proceedings in the **Appendix**).

II Meeting with the Administration

Matters arising from the meeting on 27 October 2015

- (LC Paper No. CB(1)90/15-16(06) -- List of follow-up actions arising from the discussion at the meeting on 27 October 2015
- LC Paper No. CB(1)90/15-16(07) -- Administration's response to issues raised by members at the meeting on 27 October 2015
- LC Paper No. CB(1)90/15-16(08) -- Written questions of Hon Tony TSE Wai-chuen)

Letters from Assistant Legal Adviser to the Administration

- (LC Paper No. CB(1)53/15-16(03) -- Letter from Assistant Legal Adviser to the Administration dated 20 October 2015
- LC Paper No. CB(1)71/15-16(01) -- Administration's response to the letter from Assistant Legal Adviser dated 20 October 2015)

Other relevant papers previously issued

- | | |
|--|---|
| (L.N. 191 of 2015 | -- Building (Standards of Sanitary Fitments, Plumbing, Drainage Works and Latrines) (Amendment) Regulation 2015 |
| L.N. 192 of 2015 | -- Building (Administration) (Amendment) (No. 2) Regulations 2015 |
| File Ref.: DEVB(PL-B) 30/30/98
LC Paper No. LS2/15-16 | -- Legislative Council Brief
-- Legal Service Division Report |
| LC Paper No. CB(1)53/15-16(01) | -- Marked-up copy of the Building (Standards of Sanitary Fitments, Plumbing, Drainage Works and Latrines) (Amendment) Regulation 2015 prepared by the Legal Service Division |
| LC Paper No. CB(1)53/15-16(02) | -- Marked-up copy of the Building (Administration) (Amendment) (No. 2) Regulations 2015 prepared by the Legal Service Division |
| LC Paper No. CB(1)53/15-16(04) | -- Paper on Building (Standards of Sanitary Fitments, Plumbing, Drainage Works and Latrines) (Amendment) Regulation 2015 and Building (Administration) (Amendment) (No. 2) Regulations 2015 prepared by the Legislative Council Secretariat (Background brief)) |

4. The Subcommittee deliberated (index of proceedings in the **Appendix**).

Follow-up actions

5. The Administration was requested to provide the following information:

Major alteration and addition works

- (a) Clarification on the definition(s) of "major alteration/addition works" in relevant legislation, including the Buildings Ordinance (Cap. 123) and the Building (Standards of Sanitary Fitments, Plumbing, Drainage Works and Latrines) (Amendment) Regulation 2015 ("the Amendment Regulation");
- (b) Examples of alteration/addition works that were considered major alteration/addition works under Cap. 123 or other relevant pieces of legislation;
- (c) Whether the definition of "major alteration/addition works" in paragraph (a) above was consistent with the definitions of the same term in other ordinances/regulations; if yes, the details;
- (d) In respect of premises (such as restaurants, places of public entertainment) undergoing major alteration/addition works, whether the Administration would consider giving exemption for such premises that were smaller than a certain area from compliance with the requirements on the provision of sanitary fitments under the Amendment Regulation, and the relevant legal justifications;

The minimum numbers of sanitary fitments set out in the Tables

- (e) With reference to the Amendment Regulation, the basis (including assumptions, survey findings, statistical methods, etc.) on which the Administration had worked out the required numbers of watercloset fitments and urinals to be provided in the tables in L.N. 191 of 2015 (in particular, the numbers under Columns 2 and 3 of Table 14 and the numbers under Column 2 of Table 15, which related to a cinema);

Exemption from following the requirements under building regulations

- (f) The number of applications made on Form BA 16 received by the Buildings Department in the last two years (for exemption from

- complying with certain requirements under the Buildings Ordinance or building regulations (including but not limited to requirements on provision of sanitary fitments)); statistics on the results of such applications; and the factors considered by the Buildings Authority in granting such exemptions;
- (g) Whether applications for exemption from the requirements under the Amendment Regulation could be made on Form BA 16; if yes, the factors to be considered by the Buildings Authority in granting such exemption;

Non-compliance with the requirements on provision of sanitary fitments

- (h) With respect to the practices that might be adopted in premises (which were not subject to any licensing regime) to convert some of the toilets/toilet compartments into other uses (such as store rooms), or to allocate some toilets designated for a certain sex to the opposite sex on a long-term basis, clarification on whether such practices were regulated under Cap. 123 and/or the Amendment Regulation;
- (i) If the answer to paragraph (h) above was in the affirmative, information on the relevant section(s) of Cap. 123 or the Amendment Regulation that operated to regulate the practices referred to in paragraph (h) above; clarification on whether any of the said practices was a contravention of any of the relevant sections, and the legal justification concerned;
- (j) If the answer to paragraph (h) was in the negative, the relevant legal justification; clarification on whether and how the practices concerned were regulated by other piece(s) of legislation, the relevant legal justifications and the remedies provided under the relevant pieces of legislation;
- (k) Clarification on whether there was any mechanism/arrangement which might facilitate members of the public to identify if there was any contravention of the relevant statutory requirements on provision of sanitary fitments and for the public to lodge complaints against suspected contravention; if yes, the details; if no, the reasons;
- (l) The measures/actions that might be taken by the Administration to deal with the practices referred to in paragraph (h) above;

Unisex toilets

- (m) A copy of the relevant paragraph(s) in the Practice Note for Authorized Persons, Registered Structural Engineers and Registered Geotechnical Engineers (PNAP No. ADV-28) which showed support for the provision of unisex toilets in private buildings/public places; and

Hon Tony TSE's written questions

- (n) A response to the questions of Hon Tony TSE Wai-chuen set out in LC Paper No. CB(1)90/15-16(08).

(Post-meeting note: The supplementary information provided by the Administration was circulated to members vide LC Paper No. CB(1)128/15-16(02) on 9 November 2015.)

Schedule of meetings

6. Members noted that the Subcommittee should make a verbal report to the House Committee on 20 November 2015. The Chairman advised that additional meetings would be scheduled to allow sufficient time for the Subcommittee to scrutinize the Amendment Regulation.

Arrangements for the next meeting

7. The Chairman suggested and members agreed that the next meeting scheduled for Monday, 9 November 2015 be extended to end at 12:00 noon.

(Post-meeting note: Members were informed of the meeting arrangements vide LC Paper No. CB(1)109/15-16 on 4 November 2015.)

III Any other business

8. There being no other business, the meeting ended at 10:55 am.

**Proceedings of the second meeting of the
Subcommittee on Building (Standards of Sanitary Fitments, Plumbing,
Drainage Works and Latrines) (Amendment) Regulation 2015 and
Building (Administration) (Amendment) (No. 2) Regulation 2015
on Tuesday, 3 November 2015, at 9:00 am
in Conference Room 1 of the Legislative Council Complex**

Time marker	Speaker	Subject(s)	Action required
Agenda Item I –Meeting with deputations and the Administration			
000610-000734	Chairman	Opening remarks	
000735-001009	The Hong Kong Institute of Surveyors	Presentation of views [LC Paper No. CB(1)90/15-16(09)]	
001010-001427	香港工會聯合會 婦女事務委員會	Presentation of views [LC Paper No. CB(1)90/15-16(01)]	
001428-001539	Hong Kong Theatres Association Limited	Presentation of views [LC Paper No. CB(1)90/15-16(02)]	
001540-001724	Hong Kong Catering Industry Association	Presentation of views [LC Paper No. CB(1)108/15-16(01)]	
001725-002054	Hong Kong Ladies Dynamic Association	Presentation of views [LC Paper No. CB(1)108/15-16(02)]	
002055-002744	Administration	Consolidated response to deputations' views	
002745-003412	Mr Tommy CHEUNG Chairman Administration	Mr Tommy CHEUNG opined that -- (a) the current statutory standards for the provision of sanitary fitments imposed on food premises were higher than those for other premises; and customers usually did not need to wait in a queue before they could use the toilets in large food premises; and (b) if the amendments were applicable to alteration/addition works, food premises	

Time marker	Speaker	Subject(s)	Action required
		<p>including those located within shopping arcades might have difficulties in complying with the requirements.</p> <p>The Administration responded that the Building (Standards of Sanitary Fitments, Plumbing, Drainage Works and Latrines) (Amendment) Regulation 2015 ("the Amendment Regulation") would stipulate different standards for the provision of sanitary fitments in food premises of different sizes. The standards imposed on small restaurants would be relaxed, while for large restaurants, the standards would be refined.</p> <p>The Chairman remarked that the deputations present at the meeting had expressed the view that the Administration should introduce the requirement for provision of baby care facilities in public places yet these facilities should be separate from the toilets.</p>	
003413-004118	Mr MA Fung-kwok Administration	<p>Mr MA Fung-kwok opined that --</p> <p>(a) there was no acute shortage of female toilets in cinemas, i.e. users did not have to queue up for a long time, because they did not have to go to the toilet at the same time;</p> <p>(b) with respect to the existing cinemas located within shopping arcades, there might be difficulties in complying with the revised standards if they were applicable to those which underwent alteration/addition works; and</p> <p>(c) it would be unfair to require owners of existing private buildings such as cinemas to follow the new requirements, while the Administration had yet to improve the provision of sanitary fitments in</p>	

Time marker	Speaker	Subject(s)	Action required
		<p>government venues such as Hong Kong City Hall.</p> <p>The Administration responded that --</p> <p>(a) owners of some existing cinemas had provided sanitary fitments above the existing statutory requirements to better meet the customers' demand; and</p> <p>(b) Mr MA's views about the provision of sanitary fitments in government venues would be conveyed to relevant bureaux/departments.</p>	
004119-004737	Mr WONG Ting-kwong Administration	<p>Mr WONG Ting-kwong opined that owners of existing premises might have difficulties in complying with the new standards for the provision of sanitary fitments due to structural or spatial constraints of the buildings.</p> <p>The Administration responded that in accordance with the Buildings Ordinance (Cap. 123) ("BO"), the new standards would apply to any building works which required submission of plans to the Buildings Department ("BD") for approval, e.g. major alteration/addition works, and the commencement of which had not been approved by BD after the Amendment Regulation came into effect.</p> <p>In response to Mr WONG's question on whether most building projects required submission of building plans to BD, the Administration advised that building works that fell within the 126 works items under the Minor Works Control System could be carried out without the need for obtaining the BD's approval.</p>	

Time marker	Speaker	Subject(s)	Action required
004738-005002	Chairman	The Chairman requested the Administration to provide information to clarify the definition(s) of "major alteration/addition works" in relevant legislation, including BO and the Amendment Regulation; and examples of alteration/addition works that were considered major alteration/addition works under BO or other relevant pieces of legislation.	The Administration to take follow-up action as per paragraph 5 of the minutes
005003-005553	Mr Tommy CHEUNG Administration	<p>Mr Tommy CHEUNG opined that the Administration should consider whether it was appropriate to apply the proposed new standards for the provision of sanitary fitments to existing cinemas and restaurants when they underwent alteration/addition works, as it would be difficult for the relevant operators to provide additional sanitary fitments due to physical constraints of the buildings.</p> <p>The Administration responded that the new standards were to cater for public aspirations for more female sanitary fitments in public places; and the application of the new standards would be governed by BO.</p>	
005554-010436	Mr MA Fung-kwok Chairman Administration The Hong Kong Institute of Surveyors	<p>Mr MA Fung-kwok opined that --</p> <p>(a) the Administration should take into account the fact that it was common for owners of cinemas to engage professionals to prepare plans for submission to BD before proceeding with building works of any scale to ensure there was no contravention of relevant statutory requirements; and</p> <p>(b) as cinema operators had to undertake alteration works to keep improving the design of cinemas to meet changing demands, requiring them to provide</p>	

Time marker	Speaker	Subject(s)	Action required
		<p>additional sanitary fitments whenever they underwent such works would cause difficulties to them, and hence affect the survival of cinemas in the market.</p> <p>The Administration clarified that building works that required submission of plans were not necessarily major alteration/addition works.</p> <p>In response to the enquiry of The Hong Kong Institute of Surveyors and the Chairman on whether applications for exemption from the requirements under the Amendment Regulation could be made on Form BA 16, the Administration advised in the affirmative.</p> <p>The Chairman requested that the Administration should provide information on the number of applications made on Form BA 16 received by BD in the last two years for exemption from complying with certain requirements under BO or building regulations; statistics on the results of such applications; the factors considered by the Building Authority in granting such exemptions; whether applications for exemption from the requirements under the Amendment Regulation could be made on Form BA 16; and the factors to be considered by the Building Authority in granting such exemption.</p>	<p>The Administration to take follow-up action as per paragraph 5 of the minutes</p>
010437-010733	Ms Cyd HO Administration	<p>Ms Cyd HO requested that in its written information to be provided to the Subcommittee to clarify the definition(s) of "major alteration/addition works" in relevant legislation, the Administration should also provide information on whether the definition(s) was consistent with the definitions of the same term in other ordinances/regulations.</p>	<p>The Administration to take follow-up action as per paragraph 5 of the minutes</p>

Time marker	Speaker	Subject(s)	Action required
		<p>Ms HO opined that --</p> <p>(a) as far as new premises were concerned, the proposal to adopt a ratio of 1:1.5 for assessing the number of males to that of females for the provision of sanitary fitments could not effectively cater for the needs of females for such facilities; and</p> <p>(b) with respect to existing buildings, while large and spacious premises such as industrial buildings should be able to comply with the proposed revised standards, small premises such as restaurants or places of public entertainment might have difficulties in meeting the new standards.</p> <p>Ms HO requested the Administration to provide information on whether, in respect of the premises such as restaurants, places of public entertainment undergoing major alteration/addition works, it would consider giving exemption for such premises that were smaller than a certain area from complying with the requirements on the provision of sanitary fitments under the Amendment Regulation, and the relevant legal justifications.</p>	<p>The Administration to take follow-up action as per paragraph 5 of the minutes</p>
010734-010800	Chairman	The Chairman thanked the deputations attending the meeting for giving views on the Amendment Regulation.	
Agenda Item II – Meeting with the Administration			
010801-011946	Chairman Administration	<p>The Chairman requested the Administration to provide a written response to the questions of Mr Tony TSE set out in LC Paper No. CB(1)90/15-16(08).</p> <p>Briefing by the Administration on LC Paper No. CB(1)90/15-16(07) ("the Administration's paper")</p>	<p>The Administration to take follow-up action as per paragraph</p>

Time marker	Speaker	Subject(s)	Action required
			5 of the minutes
011947-012414	Mr CHAN Chi-chuen Administration	<p>Mr CHAN Chi-chuen enquired about --</p> <p>(a) the government department responsible for dealing with complaints against the practice of allocating men's toilets in a premises for the use of women; and</p> <p>(b) the legislation enforced by the Food and Environmental Hygiene Department ("FEHD") or relevant government departments to handle the irregularities found in licensed food premises, such as conversion of toilets/watercloset compartments originally provided for customers' use into storage rooms or toilets for staff, or closure of a toilet/toilet compartment on a long-term basis.</p> <p>The Administration responded that when conducting inspections of licensed food premises, FEHD officers would check the compliance of the concerned operators with the licensing requirements on provision of sanitary fitments for the use of customers.</p>	
012415-012855	Mr Alan LEONG Administration	<p>In response to Mr Alan LEONG's enquiry about the legal basis for the proposal to apply the revised standards on the provision of sanitary fitments to not only new buildings but also to the existing premises when there were major alteration/addition works, the Administration advised that the legal basis was provided in section 39(2) of BO; and in practice, application of the revised standards to the alteration of existing buildings would depend on the scope and scale of the alteration works.</p>	

Time marker	Speaker	Subject(s)	Action required
012856-013335	Mr Tommy CHEUNG Administration	<p>Mr Tommy CHEUNG opined that, in considering the type of premises to which the proposed amendments should apply, the Administration should strike a balance between public aspirations and the difficulties faced by the operators of the affected premises.</p> <p>The Administration responded that, in formulating the proposed revised standards for the provision of sanitary fitments, the Administration had taken into account the results of a consultancy study, overseas experience and stakeholders' views.</p>	
013336-014107	Mr Alan LEONG Administration Chairman	<p>Mr Alan LEONG referred to the Administration's response (in paragraphs 3 to 6 of the Administration's paper) to his question raised at the previous meeting on how the required numbers of watercloset fitments provided for male and female persons in different types of public places as set out in the tables under the Amendment Regulation would change as a result of the adoption of the proposed ratio of 1:1.5 for assessing the number of males to that of females in public places. He sought clarification on whether the proposed numbers of male and female sanitary fitments given in the tables were determined arbitrarily. He enquired how the Administration had deduced the numbers.</p> <p>The Administration responded that the requirements as set out in the tables were developed based on the relevant findings of the consultancy study.</p> <p>Mr LEONG and the Chairman requested the Administration to provide information on the basis (including assumptions, survey findings, statistical methods, etc.) on which the Administration had worked out the required</p>	The Administration to take follow-up

Time marker	Speaker	Subject(s)	Action required
		<p>numbers of watercloset fitments and urinals to be provided in the tables, in particular, the numbers under Columns 2 and 3 of Table 14 and the numbers under Column 2 of Table 15.</p>	<p>action as per paragraph 5 of the minutes</p>
<p>014108-014549</p>	<p>Mr CHAN Chi-chuen Administration Chairman</p>	<p>Mr CHAN Chi-chuen said that the Administration should take the lead to provide unisex toilets in public places. The Administration responded that Mr CHAN's view would be conveyed to the relevant bureaux/departments for consideration.</p> <p>Mr CHAN and the Chairman requested the Administration to provide a copy of the relevant paragraph(s) in the Practice Note for Authorized Persons, Registered Structural Engineers and Registered Geotechnical Engineers ("PNAP No. ADV-28") which showed support for the provision of unisex toilets in private buildings/public places.</p> <p>In response to Mr CHAN's enquiry, the Administration explained what the term "extreme circumstances" in paragraph 11 of the Administration's paper meant.</p> <p>At the request of Mr CHAN, the Administration would provide information to respond to his enquiries on --</p> <p>(a) whether there was legislation regulating the practice of converting some of the toilets/toilet compartments in a premises which was not subject to any licensing regime into other uses (such as storage rooms); and the government departments responsible for enforcing the legislation; measures/actions that might be taken by the Administration to deal with the practice; and</p>	<p>The Administration to take follow-up action as per paragraph 5 of the minutes</p> <p>The Administration to take follow-up action as per paragraph 5 of the minutes</p>

Time marker	Speaker	Subject(s)	Action required
		(b) whether there was any mechanism/arrangement which might facilitate members of the public to identify if there was any contravention of the relevant statutory requirements on provision of sanitary fitments and for the public to lodge complaints against suspected contravention.	
014550-014618	Mr Tommy CHEUNG	Mr Tommy CHEUNG said that the Subcommittee should not proceed to a clause-by-clause examination of the Amendment Regulation at the meeting, as the Administration had yet to respond to various policy issues raised by members at the meeting.	
014619-014841	Mr CHAN Chi-chuen Chairman Administration	<p>Mr CHAN Chi-chuen and the Chairman enquired whether the Administration would withdraw the Amendment Regulation in response to the proposal of some members to amend the ratio of 1:1.5 for assessing the number of males to that of females in public places.</p> <p>The Administration replied that if a major revision on the Amendment Regulation such as changing the male to female ratio for assessing the population in a premises was to be proposed, the Administration might need to re-examine, among others, whether such revision would affect the equity of treatment for male and female users and whether it would be legally tenable.</p>	
014842-014826	Chairman	Schedule of meetings	
014927-015455	Assistant Legal Adviser 10 ("ALA10") Administration Mr CHAN	Referring to section 7(1)(a) and section 7(3)(b) of the Amendment Regulation, ALA10 asked the Administration to clarify whether, in the event that a cinema operator could prove that the actual proportion of male to female persons in	

Time marker	Speaker	Subject(s)	Action required
	Chi-chuen	<p>the cinema at a particular time was not 1:1.5, the practice of temporarily allocating some of the male toilets/watercloset compartments in the cinema for the use of female persons was a contravention of the relevant sections under the Amendment Regulation and other legislation and to provide the legal justifications.</p> <p>Mr CHAN Chi-chuen added that, with respect to the issue raised by ALA10, the Administration should consider how to deal with a situation in which some toilets were designated for a certain sex to the opposite sex on a long-term basis.</p> <p>The Chairman requested the Administration to provide written information to address the questions raised by Mr CHAN and ALA10.</p>	The Administration to take follow-up action as per paragraph 5 of the minutes
015456-015520	Chairman	Arrangements for the next meeting	