

立法會
Legislative Council

LC Paper No. LS33/16-17

**Paper for the House Committee Meeting
on 24 February 2017**

**Legal Service Division Report on
Subsidiary Legislation Gazetted on 10 February 2017**

Tabling in LegCo : Council meeting of 15 February 2017

Amendment to be made by : Council meeting of 1 March 2017 (or that of 12 April 2017 if extended by resolution)

**Road Traffic (Public Service Vehicles) (Amendment)
Regulation 2017**

(L.N. 20)

L.N. 20 is made by the Chief Executive in Council under section 7(1C) of the Road Traffic Ordinance (Cap. 374). It amends Schedule 5 to the Road Traffic (Public Service Vehicles) Regulations (Cap. 374D) to adjust the taxi fares for taxis licensed to operate in Hong Kong and Kowloon ("urban taxis"), the New Territories ("NT") and Lantau taxis as follows:

- (a) an increase of \$2 for the first two kilometres or any part thereof ("flagfall charge");
- (b) an increase of \$0.10 for every further 200 metres or any part of those 200 metres and for every period of one minute or any part thereof during which the taxi is hired but not in motion ("waiting time") until the chargeable amount reaches the prescribed ceiling ("the first-tier distance");¹
- (c) an increase of \$0.20 for every 200 metres or any part of those 200 metres and for the waiting time after the first-tier distance ("the second-tier distance"); and

¹ As provided in Schedule 5 to Cap. 374D, the current prescribed ceilings for urban, NT and Lantau taxis are \$78.00, \$60.5 and \$143 respectively.

- (d) an increase of \$1 (from \$5 to \$6) for every article of baggage carried for urban, NT and Lantau taxis.

2. Details of the existing and the new flagfall charges and incremental charges after flagfall for the hiring of urban, NT and Lantau taxis are as follows:

	Urban Taxi	NT Taxi	Lantau Taxi
Existing flagfall charge	\$22	\$18.50	\$17
New flagfall charge	\$24	\$20.5	\$19
	Incremental charge for each 200 m travelled (i.e. per jump) after flagfall and waiting time		
New fare for the first-tier distance	(a) Increase from \$1.60 to \$1.70 until the chargeable amount reaches \$83.50	(a) Increase from \$1.40 to \$1.50 until the chargeable amount reaches \$65.50	(a) Increase from \$1.40 to \$1.50 until the chargeable amount reaches \$154
New fare for the second-tier distance	(b) Increase from \$1.00 to \$1.20 after the chargeable amount has reached \$83.5	(b) Increase from \$1.00 to \$1.20 after the chargeable amount has reached \$65.5	(b) Increase from \$1.20 to \$1.40 after the chargeable amount has reached \$154

3. According to paragraph 2 of the LegCo Brief (File Ref: THB(T)L 3/3/5) issued by Transport and Housing Bureau on 7 February 2017, the average fare increase effected by L.N. 20 for urban, NT and Lantau taxis ranges from 9.98%, 11.15% and 8.60% respectively. According to paragraph 24 of the LegCo Brief, the Transport Advisory Committee ("TAC") was consulted on 20 December 2016. TAC supported the proposed fare increases.

4. L.N. 20 comes into operation on 9 April 2017.

5. As advised by the Clerk to the Panel on Transport, the Panel was consulted by the Administration on 16 December 2016 regarding the taxi trade's application for fare adjustment. Panel members in general supported the proposed fare increase in view of the operating environment of the trade, including rising operating costs, ageing problem of taxi drivers and their comparatively lower income. The Panel also urged the trade to enhance the service quality and standard.

**Employees Retraining Ordinance (Amendment of
Schedule 2) Notice 2017**

(L.N. 21)

6. Schedule 2 to the Employees Retraining Ordinance (Cap. 423) specifies a list of training bodies ("the list") that may provide or conduct retraining courses for the purposes of Cap. 423. Under Cap. 423, these training bodies are eligible for payments from the Employees Retraining Fund for retraining courses attended by trainees eligible to receive retraining allowances.

7. L.N. 21, made by the Employees Retraining Board under section 31(2) of Cap. 423, amends Schedule 2 to Cap. 423 by removing seven training bodies from the list.

8. L.N. 21 came into operation on the day of its publication in the Gazette (i.e. 10 February 2017).

9. Members may refer to the LegCo Brief (File Ref: QA/TBM/09 Part 4) issued by the Employees Retraining Board Executive Office dated 8 February 2017 for background information.

10. As advised by the Clerk to the Panel on Manpower, the Panel has not been consulted on L.N. 21.

Concluding Observations

11. No difficulties have been identified in the legal and drafting aspects of L.N. 20 to L.N. 21.

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