

L.N. 353 of 1998

INTERPRETATION AND GENERAL CLAUSES ORDINANCE

RESOLUTION OF THE LEGISLATIVE COUNCIL

ESTATE AGENTS (LICENSING) REGULATION

Resolution made and passed by the Legislative Council under section 34(2) of the Interpretation and General Clauses Ordinance (Cap. 1) on 18 November 1998.

Resolved that the Estate Agents (Licensing) Regulation, published as Legal Notice No. 328 of 1998 and laid on the table of the Legislative Council on 21 October 1998, be amended---

(a) in section 2, by repealing the definition of "existing practitioner" and substituting---

"existing practitioner" (現存從業員) means an individual, including a senior practitioner, who---

(a) has done estate agency work in Hong Kong for a period or periods totalling at least 3 months within the period of 18 months immediately before the implementation date; or

(b) is doing estate agency work in Hong Kong on the date of his making an application for the grant of a licence and the application is made before the implementation date;"

(b) in section 7---

(i) in subsection (1)---

(A) by repealing "subsection (2)" and substituting "the other provisions of this section";

(B) in paragraph (b)(ii), by repealing the full stop at the end and substituting "; or";

(C) by adding---

"(c) the licence to be renewed is one granted or renewed under this subsection.";

(ii) by repealing subsection (4) and substituting---

"(4) Where an existing practitioner or a senior practitioner who does not comply with the relevant condition before 1 January 2002, satisfies the Authority that the reason he did not so comply was due to exceptional circumstances (including the case where the practitioner is incapacitated by ill health), then the Authority may, if it considers that it would be oppressive and unjust not to do so, grant an extension of time, expiring not later than 31 December 2002, within which period the practitioner must comply with the condition.";

(c) in section 15---

- (i) in paragraph (a), by adding "or" at the end;
- (ii) in paragraph (b), by repealing "; or" and substituting a comma;
- (iii) by repealing paragraph (c).

Ricky FUNG Choi-cheung

Clerk to the Legislative Council

18 November 1998