

立法會
Legislative Council

LC Paper No. LS115/99-00

**Paper for the House Committee Meeting of the
Legislative Council
on 14 April 2000**

**Legal Service Division Report on
Subsidiary Legislation Gazetted on 7 April 2000**

Date of Tabling in LegCo : 12 April 2000

Amendment to be made by : 10 May 2000 (or 17 May 2000 if extended by resolution)

**Electricity Ordinance (Cap. 406)
Electrical Products (Safety) (Amendment) Regulation 2000 (L.N. 77)**

Members may recall that in January 1999, a Subcommittee was set up to scrutinize the Electrical Products (Safety) Regulation (Cap. 406 sub. leg.) (Commencement) Notice 1999 and the Electricity Ordinance (Cap. 406) (Commencement) Notice 1999. The two Notices were repealed by this Council on 10 February 1999 on the recommendation of the Subcommittee. Members of that Subcommittee had 2 major concerns:-

- (a) the certificate of safety compliance provisions of the Regulation would apply to electrical products supplied with premises to be sold or rent out; and
- (b) some suppliers of certain electrical products, including parallel importers, might not be able to obtain a certificate of safety compliance in the form of a test certificate or test report issued by a recognized certification body.

In the light of the above concerns, this Regulation is made to exclude electrical products supplied as part of or in connection with a disposition of any premises from the requirement of a certificate of safety compliance unless the disposition is the first disposition made prior to the first occupation of the premises (section 3 of the Regulation).

As for the concern relating to the certificate of safety compliance, section 6 of the Regulation enables the Director of Electrical and Mechanical Services to accept a certificate or test report as a certificate of safety compliance if in his opinion, it demonstrates that an electrical product complies with the applicable safety requirements.

Opportunity is also taken to make some other technical amendments to the Regulation. Members may refer to the LegCo Brief (Ref. ECON 5/3231/85) issued by the Economic Services Bureau dated 6 April 2000 for further details. This Regulation will come into operation on a day to be appointed by the Secretary for Economic Services by notice in the Gazette.

Education Ordinance (Cap. 279)

Grant Schools Provident Fund (Amendment) Rules 2000 (L.N. 78)

Subsidized Schools Provident Fund (Amendment) Rules 2000 (L.N. 79)

These 2 Amendment Rules are made by the Chief Executive in Council under section 85 of the Education Ordinance (Cap. 279) to facilitate teachers of aided schools to remain in the statutory provident fund schemes when they switch employment to Direct Subsidy Scheme Schools.

A teacher employed in a grant school may continue to contribute to the Grant Schools Provident Fund if the school joins the Direct Subsidy Scheme (L.N. 78). However, for a teacher employed in a subsidized school, he may continue to contribute to the Subsidized Schools Provident Fund for a maximum period of 5 years if the school joins the Direct Subsidy Scheme (L.N. 79). The teacher's employer i.e. a Direct Subsidy Scheme School will have to donate to the respective statutory funds in place of Government's donation.

Members may refer to the LegCo Brief (Ref. EMBCR 43/2041/75) issued by the Education and Manpower Bureau dated 5 April 2000 for further details. These Rules will come into operation on a day to be appointed by the Secretary for Education and Manpower by notice in the gazette.

Airport Authority Ordinance (Cap. 483)

Airport Authority Ordinance (Map of Restricted Area) Order (L.N. 80)

This Order specifies the new boundaries of the Restricted Area for the purposes of the Airport Authority Ordinance (Cap. 483) and replaces the existing Airport Authority Ordinance (Map of Restricted Area) Order (L.N. 230 of 1999).

Organized and Serious Crimes (Amendment) Ordinance 2000
Organized and Serious Crimes (Amendment) Ordinance 2000 (8 of 2000)
(Commencement) Notice 2000 (L.N. 81)

The Acting Secretary for Security has appointed 1 June 2000 as the day on which the Organized and Serious Crimes (Amendment) Ordinance 2000 (8 of 2000) is to come into operation. The Amendment Ordinance adds new Part IVA (Remittance Agents and Money Changers) to the Ordinance in the interests of detecting and suppressing money laundering.

Hong Kong Arts Development Council (Amendment) Ordinance 2000
Hong Kong Arts Development Council (Amendment) Ordinance 2000 (9 of 2000)
(Commencement) Notice 2000 (L.N. 82)

The Secretary for Home Affairs has appointed 1 June 2000 as the day on which Hong Kong Arts Development Council (Amendment) Ordinance 2000 (9 of 2000) is to come into operation.

International Organizations (Privileges and Immunities) Ordinance
International Organizations (Privileges and Immunities) Ordinance (17 of 2000)
(Commencement) Notice 2000 (L.N. 83)

The Chief Secretary for Administration has appointed 7 April 2000 as the day on which the International Organizations (Privileges and Immunities) Ordinance (17 of 2000) (other than sections 6(a), 7(a), 9(a), 10, 11, 12, 13 and 14) is to come into operation.

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