

**立法會**  
***Legislative Council***

LC Paper No. LS152/99-00

**Paper for the House Committee Meeting  
of the Legislative Council  
on 9 June 2000**

**Legal Service Division Report on  
Subsidiary Legislation Gazetted on 2 June 2000**

**Date of Tabling in LegCo** : 7 June 2000

**Amendment to be made by** : 26 June 2000 (or the 2<sup>nd</sup> meeting of LegCo in the next session if extended by resolution)

**Securities and Futures Commission Ordinance (Cap. 24)  
Securities and Futures Commission (Levy) (Securities) (Amendment) (No. 2)  
Order 2000 (L.N. 200)**

This Order provides that a Pilot Programme Market Maker does not need to pay a levy on the purchase or sale of securities in his capacity as such Maker on the Unified Exchange.

The Order shall come into operation on 3 July 2000.

LegCo Brief SU D10 (2000) X dated 2 June 2000, issued by the Financial Services Bureau, is relevant.

**Immigration Ordinance (Cap. 115)  
Immigration (Vietnamese Refugee Centres) (Designation) Order 2000 (L.N. 201)**

This Order cancels the designation of the Pillar Point Vietnamese Refugee Centre under the principal ordinance.

The Administration has been asked to clarify whether the description in

the Schedule that copies of the plan of the Centre "are deposited in the offices of the Security Branch of the Government Secretariat, Central Government Offices ...." ("中區政府合署布政司署保安科" in Chinese) is appropriate, considering the name changes since 1997.

**Immigration Ordinance (Cap. 115)**

**Immigration (Vietnamese Refugee Centres) (Open Centre) (Amendment) Rules 2000 (L.N. 202)**

These Rules remove the Pillar Point Vietnamese Refugee Centre from the list of specified Vietnamese Refugee Centres to which the Immigration (Vietnamese Refugee Centres)(Open Centre) Rules apply.

**Tax Reserve Certificates (Fourth Series) Rules (Cap. 289 sub. leg.)**

**Tax Reserve Certificates (Rate of Interest) (No. 5) Notice 2000 (L.N. 203)**

This Notice fixes the rate of interest payable on tax reserve certificates issued on or after 5 June 2000 at 5.5208% per annum, the current rate being 5.0625%.

Prepared by

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2 June 2000

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7 June 2000

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Dear Mr CHEUNG,

**Immigration (Vietnamese Refugee Centres)  
(Designation) Order 2000**

Thank you for your letter of 2 June 2000 on the above subject. In consultation with the Department of Justice, we are of the view that the reference to the "Security Branch" in L.N. 201 of 2000 is appropriate.

It is true that L.N. 362 of 1997 changed the title from "Security Branch" to "Security Bureau" as provided in that Notice. But we also note that, as provided in section 3(1) of that Notice, the references are to be substituted only "where the context permits".

In the case of L.N. 201 of 2000, it is our view that the context does not so permit. This is because the Schedule is dealing with the Pillar Point Vietnamese Refugee Centre which was designated as such at a time when the branch was called "Security Branch" and not "Security Bureau".

Since L.N. 201 of 2000 is repealing that designation as it was made at that time, a reference to "Bureau" in L.N. 201 of 2000 would not be in context and would not be appropriate.

I hope the above has clarified the position of the matter.

Yours sincerely,

(Francis CHENG)  
for Secretary for Security