

立法會
Legislative Council

LC Paper No. LS89/99-00

**Paper for the House Committee Meeting
of the Legislative Council
on 3 March 2000**

**Legal Service Division Report on
Subsidiary Legislation Gazetted on 18 February 2000**

Date of Tabling in LegCo : 23 February 2000

Amendment to be made by : 15 March 2000 (or 29 March 2000 if
extended by resolution)

**Road Traffic Ordinance (Cap. 374)
Road Traffic (Parking) (Amendment) Regulation 2000 (L.N. 45)**

By this Regulation made by the Secretary for Transport under section 12 of the Road Traffic Ordinance (Cap. 374) ("the Ordinance"), the definition of "card operated parking meter" is amended by adding the words "or other use" after "insertion". The Amendment makes it clear that a parking card or an approved card may be used for payment of a parking fee by means other than the insertion of the card in the meter. Consequentially, Figure No. 18 in Schedule 1 of the Ordinance is also amended by adding "OR AN APPROVED CARD" after "A PARKING CARD".

This Regulation will come into operation on 23 March 2000.

Members may wish to refer to the LegCo Brief (Ref: TBCR 30/5591/75) issued by the Transport Bureau on 16 February 2000 for further information.

**Road Traffic (Parking) Regulations (Cap. 374 sub. leg.)
Road Traffic (Parking) (Approved Cards) Notice (L.N. 46)**

This Notice is made under regulation 12A of the Road Traffic

(Parking) Regulations (Cap. 374, sub leg.) ("the Regulations"), whereby the Commissioner for Transport seeks to approve the cards described below ("the approved cards") as approved cards for the purposes of regulation 12A(a) of the Regulations:-

- (a) a multi-purpose card issued pursuant to section 16(3A) (a) or (3B) of the Banking Ordinance (Cap. 155); and
- (b) a Card within the meaning of section 2 of the Banking Ordinance (Declaration under Section 2(14)(d)) (No. 2) Notice 1997 (Cap. 155 sub. leg.).

He also seeks to stipulate that the approved cards may only be used in relation to a card operated parking meter or pay and display machine labelled with a logo of an approved card or class of approved card.

This Notice will come into operation on 23 March 2000.

Members may wish to refer to the LegCo Brief (Ref: TBCR 30/5591/75) issued by the Transport Bureau on 16 February 2000 for further information. The attention of the Administration has been drawn to certain drafting difficulties in the Notice, which however, in our opinion, would not render the Notice ineffective.

Securities Ordinance (Cap. 333)
Securities (Exchange-Traded Stock Options) (Amendment) Rules 2000
(L.N. 47)

By these Amendment Rules made under section 146(1)(rb) of the Securities Ordinance (Cap. 333) by the Securities and Futures Commission, the Schedule to the Securities (Exchange — Traded Stock Options) Rules (Cap. 333 sub. leg.) is amended by

- (a) repealing item 39, i.e. Peregrine Investments Holdings Ltd. Stock options contract;
- (b) adding as item 52 the following:

"52. Tracker Fund of Hong Kong stock options Contract	25,000 contracts in any one expiry month	5,000 contracts in any one expiry month".
--	--	---

These Amendment Rules will come into operation on 30 March

2000. Members may wish to refer to the LegCo Brief issued by the Securities and Futures Commission on 16 February 2000 for background information.

Banking Ordinance (Cap. 155)

Banking (Amendment) Ordinance 1999 (42 of 1999) (Commencement) Notice 2000 (L.N. 48)

By this Notice given under section 1(2) of the Banking (Amendment) Ordinance 1999 ("the Amendment Ordinance"), the Secretary for Financial Services has appointed 18 February 2000 as the date for the coming into operation of sections 11, 12 and 14 of the Amendment Ordinance.

Section 11 of the Amendment Ordinance adds a new section 87A to the Banking Ordinance (Cap. 155) ("the Ordinance"), which limits an authorized institution's power to acquire shares in any one company to a value less than 5% of the capital base of the institution except where specific approval has been granted by the Monetary Authority ("MA"). Section 12 replaces the existing section 121(3) of the Ordinance. The new provision empowers MA to attach condition to any disclosure of information by MA under that section. Section 14 amends the existing section 132A(1), which provides for appeals to the Chief Executive in Council from decisions of MA under various parts of the Ordinance, to include necessary references to the new section 87A.

Mutual Legal Assistance in Criminal Matters Ordinance (Cap. 525)

Mutual Legal Assistance in Criminal Matters (South Korea) Order (L.N. 23 of 2000) (Commencement) Notice 2000 (L.N. 49)

By this Notice made under section 1 of the Mutual Legal Assistance in Criminal Matters (South Korea) Order ("the Order"), the Secretary for Security has appointed 25 February 2000 as the date for the coming into operation of the Order.

The Order was approved by a resolution of this Council on 21 January 2000 and had previously been scrutinized by a sub-committee of the House Committee.

KAU Kin-wah
Assistant Legal Adviser
Legislative Council Secretariat
29 February 2000