

ORGANIZED AND SERIOUS CRIMES ORDINANCE

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**RESOLUTION**

(Under section 31 of the Organized and Serious  
Crimes Ordinance (Cap. 455))

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RESOLVED that the Organized and Serious Crimes Ordinance  
(Amendment of Schedule 1) Order 1999, made by the Chief  
Executive in Council on 12 October 1999, be approved.

**ORGANIZED AND SERIOUS CRIMES ORDINANCE  
(AMENDMENT OF SCHEDULE 1) ORDER 1999**

(Made by the Chief Executive in Council under  
section 31 of the Organized and Serious  
Crimes Ordinance (Cap. 455) subject  
to the approval of the  
Legislative Council)

**1. Offences relevant to definitions  
of "organized crime" and  
"specified offence"**

Schedule 1 to the Organized and Serious Crimes Ordinance (Cap.  
455) is amended -

(a) by adding -

"14A. Trade Descriptions

Ordinance (Cap. 362)

section 9(1) and (2)	offences in respect of infringement of trade mark rights
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section 12	import or
(provided that for	export of
the purpose of this	goods
Ordinance, an	bearing
offence under	forged trade
section 12 of the	mark
Trade Descriptions	
Ordinance does not	
include an offence	

relating only to  
false trade  
description)

section 22

being

(provided that for  
the purpose of this  
Ordinance, "offence  
under this  
Ordinance" referred  
to in section 22 of  
the Trade

accessory to  
certain  
offences  
committed  
outside Hong  
Kong";

Descriptions

Ordinance only means  
an offence under -

(a) section  
9(1) or  
(2) of  
that  
Ordinance;  
or

(b) section 12  
of that  
Ordinance,  
excluding  
any  
offence  
relating  
only to

false  
trade  
descrip-  
tion)

(b) by adding -

"18. Copyright Ordinance  
(Cap. 528)

section 118(1), (4)	offences
and (8)	relating to
(provided that for	making or
the purpose of this	dealing with
Ordinance,	infringing
"infringing copy"	copies
referred to in	
section 118(1) and	
(4) of the Copyright	
Ordinance does not	
include a copy of a	
work which is an	
infringing copy by	
virtue only of	
section 35(3) of	
that Ordinance)	

section 120(1), (2),	offences
(3) and (4)	relating to
(provided that for	making
the purpose of this	infringing
Ordinance,	copies

"infringing copy" outside Hong  
referred to in Kong".  
section 120(1) and  
(3) of the  
Copyright Ordinance  
does not include a  
copy of a work  
which is an  
infringing copy by  
virtue only of  
section 35(3) of  
that Ordinance)

Clerk to the Executive Council

COUNCIL CHAMBER

12 October 1999

#### Explanatory Note

This Order amends Schedule 1 to the Organized and Serious Crimes Ordinance (Cap. 455) ("the Ordinance") to add certain offences under the Trade Descriptions Ordinance (Cap. 362) and the Copyright Ordinance (Cap. 528). Once added to the Ordinance, such offences will be subject to the provisions of the Ordinance which provide for additional powers of investigation into certain crimes

and proceeds of crime, the confiscation of proceeds of crime and related matters.