

香港特別行政區政府

The Government of the Hong Kong Special Administrative Region

房屋及規劃地政局

香港花園道美利大廈



Housing, Planning and Lands  
Bureau

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本局檔號 Our Ref. HPLB(B) 30/30/102 Pt. 27

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30 March 2004

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Clerk to Bills Committee  
(Attn : Ms Odelia Leung)  
Legislative Council Secretariat  
Legislative Council Building  
8 Jackson Road  
Central  
Hong Kong

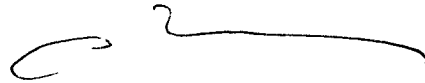
Dear Ms Leung,

**Bills Committee on  
Buildings (Amendment) Bill 2003**

At the Bills Committee meeting on 22 March 2004, Members requested, among other things, examples of provisions where certain important things affecting the operation of the principal legislation were set out in subsidiary legislation by notice published in the Gazette as well as the updated version of different categories of minor works which the Administration was discussing with the trade. These two requested documents are provided at Annex I and Annex II respectively. For Members' ease of reference, a list of specified exempted works is also provided at Annex II together with the list of minor works. We are currently consulting the trade on the technical details relating to the categorization of minor works. The consultation is expected to be completed in about one to two months.

I should be grateful if you would convey the above information to the Bills Committee Members. Regarding the other matters raised at the same meeting, we will follow up by providing a separate reply shortly.

Yours sincerely,



(Rick Chan)  
for Secretary for Housing, Planning and Lands

c.c.	DB	(Attn : Mr C K Au)	[Fax : 2840 0451]
	D of J	(Attn : Mr K F Cheng/ Ms Selina Lau)	[Fax : 2845 2215]

**Annex I**

**Examples of provisions where certain important things are set out  
in subsidiary legislation**

<b><u>Provisions</u></b>	<b><u>Nature</u></b>	<b><u>Sub. leg. made under the provisions</u></b>
Noise Control Ordinance (Cap. 400) s. 8A(1)	the Secretary for the Environment, Transport and Works may <u>by notice published in the Gazette</u> establish an area as a designated area in relation to which certain provisions of the Ordinance apply.	Noise Control (Construction Work Designated Areas) Notice (Cap. 400 sub. leg. L)
Banking Ordinance (Cap. 155) s. 2(14)(b)	the Monetary Authority may <u>by notice in the Gazette</u> declare a person not to be a money broker for the purposes of the definition of "money broker".	Banking Ordinance (Declaration under section 2(14)(b)) Notice (Cap. 155 sub. leg. I & J)
Banking Ordinance (Cap. 155), Schedule 3, definition of "public sector entity in Hong Kong"	"public sector entity in Hong Kong" means, among others, a body specified by the Monetary Authority <u>in a notice published in the Gazette</u> .	Banking (Specification of Public Sector Entities in Hong Kong) Notice (Cap. 155 sub. leg. E)
Antiquities and Monuments Ordinance (Cap. 53), s. 3(1)	the Secretary for Home Affairs may <u>by notice in the Gazette</u> declare any place or building to be a monument or historical building to	Antiquities and Monuments (Declaration of Monuments and Historical Buildings) (Consolidation) Notice (Cap. 53 sub. leg. B)

<u>Provisions</u>	<u>Nature</u>	<u>Sub. leg. made under the provisions</u>
	which the Ordinance applies.	
Companies Ordinance (Cap. 32) ss. 38A & 342A	the Securities and Futures Commission may <u>by notice in the Gazette</u> exempt any class of companies or prospectuses from certain requirements of the Companies Ordinance.	Companies Ordinance (Exemption of Companies and Prospectuses from Compliance with Provisions) Notice (Cap. 32 sub. leg. L)
Trade Descriptions Ordinance (Cap. 362) s. 2(2A)	the Director-General of Trade and Industry may <u>by notice in the Gazette</u> specify the place in which any description of goods are to be regarded for the purposes of the Ordinance as having been manufactured or produced.	Trade Descriptions (Place of Manufacture) Notice (Cap. 362 sub. leg. E)
Road Traffic (Traffic Control) Regulations (Cap. 374 sub. leg. G), Regulation 14	the Commissioner for Transport may <u>by notice in the Gazette</u> designate any area as a prohibited zone or a restricted zone.	Road Traffic (Traffic Control) (Designation of Prohibited and Restricted Zones) Notice (Cap. 374 sub. leg. U)
Shipping and Port Control (Ferry Terminals) Regulations (Cap. 313 sub. leg. H), Regulation 11	the Director of Marine may <u>by notice published in the Gazette</u> declare any area within a terminal to be a restricted area.	China Ferry Terminal Restricted Area Boundaries Notice (Cap. 313 sub. leg. W) Hong Kong-Macau Ferry Terminal

<b><u>Provisions</u></b>	<b><u>Nature</u></b>	<b><u>Sub. leg. made under the provisions</u></b>
		Restricted Area Boundaries Notice (Cap. 313 sub. leg. M)