

DM LDD_QGO1 #102794V4 / Allen Lai
DM#103274v3 / Allen Lai
1st draft: 19.1.04
2nd draft: 28.1.04

BROADCASTING (AMENDMENT) BILL 2003

COMMITTEE STAGE

Amendments to be moved by the Secretary
for Commerce, Industry and Technology

Clause

Amendment Proposed

- 3 (a) By deleting paragraph (a) and substituting -
- "(a) by adding -
- "(1A) A person shall not, without
lawful authority or reasonable excuse,
for the purpose of, or in connection with,
any trade or business, possess or use, or
authorize another person to possess or
use an unauthorized decoder."."
- (b) By adding -
- "(aa) in subsection (2), by adding "or (1A)"
after "subsection (1)";".
- (c) In paragraph (b) -
- (i) in the proposed section 6(3)(b), by
adding "any" before "trade";

- (ii) in the proposed section 6(4), by deleting "(1)(a) or (b)" and substituting "(1) or (1A)";
- (iii) in the proposed section 6(5), by deleting "持牌" and substituting "特許持有";
- (iv) in the proposed section 6(6), by deleting "(1)(a) or (b)" and substituting "(1) or (1A)";
- (v) in the proposed section 6(7)(a), by deleting "(1)(a) or (b)" and substituting "(1) or (1A)".

4 In the proposed section 7(3C), by deleting "持牌" and substituting "特許持有".

5 (a) In the proposed section 7A -

- (i) by deleting "6(1)(a) or (b)" wherever it appears and substituting "6(1) or (1A)";
- (ii) in subsection (1)(a)(ii), by adding "any" before "trade";
- (iii) by adding -

"(1A) Where a public officer referred to in subsection (1) arrests a person under paragraph (b) of that subsection, the public

officer shall, without delay, take him to a police station to be dealt with there in accordance with the Police Force Ordinance (Cap. 232) or deliver him into the custody of a police officer for that purpose.";

(iv) in subsection (3), by deleting "an unauthorized decoder or a decoder" and substituting "anything liable to seizure under subsection (1)(d)".

(b) In the proposed section 7B(1) and (2), by deleting "6(1)(a) or (b)" and substituting "6(1) or (1A)".