

Bills Committee on Smoking (Public Health) (Amendment) Bill 2005
Committee Stage amendments (CSAs) to be moved by Members

Relevant part of the Bill	Proposals	CSAs to be moved
Clause 4 – Interpretation	<p>To add the meaning of “smoking room”</p> <p>To add the meanings of “smoking room”, “management committee”, “sponsoring body”, “outdoor smoking area”, “manufacture”, “import”, and “nightclub”</p> <p>To add “Ocean Park” to clause 4(h)</p>	<p>Hon Tommy CHEUNG</p> <p>Hon Albert CHAN</p> <p>Dr Hon KWOK Ka-ki</p>
Clause 5 – Prohibition on smoking in certain designated areas	<p>To exempt the smoking room in restaurant premises, bar, karaoke establishment, mahjong-tin kau premises/mahjong club, bathhouse and nightclub from the smoking ban</p> <p>To exempt the following areas/premises from the smoking ban -</p> <p>(a) smoking room in bar, karaoke establishment, bathhouse and nightclub;</p> <p>(b) outdoor smoking area as specified by school and specified educational establishment; and</p> <p>(c) mahjong-tin kau premises.</p>	<p>Hon Tommy CHEUNG</p> <p>Hon Albert CHAN</p>
Clause 6 – Display of signs where smoking prohibited	<p>To amend section 5 by requiring manager of statutory no smoking area to place and keep in place in each smoking area or public transport carrier, as the case may be, a sign in Chinese and English to indicate clearly that smoking is prohibited in the no smoking area or the public transport carrier and such signs shall be maintained by the manager in good condition.</p>	<p>Chairman on behalf of the Bills Committee</p>

Clause 32 – Amendments to Smoking (Public Health) (Notices) Order	To repeal paragraph 2 of the Smoking (Public Health) (Notices) Order (Cap. 371 sub. leg. B)	Chairman on behalf of the Bills Committee
Clause 8 – Offences under Part II	To delete proposed new section 7(5) stipulating that no proceedings or criminal liability are permitted to be taken against or imposed on the Government or any person who does any act or omits to do any act in the course of carrying out his duties in the service of the Government	Chairman on behalf of the Bills Committee
Part IVB – Provisions Relating to Inspectors	To add “reasonable” to “the honest belief” in new section 15H(1)	Hon Tommy CHEUNG
Clause 17 Prohibition on selling or giving of tobacco products, etc	To amend section 15A to prohibit the selling of any tobacco product to any person in school uniform, whether in full or in part, or whether wholly or partly covered. To also amend section 15B(1) to indicate in the sign on sale of tobacco products that no such products would be sold to any person in school uniform, apart from selling any tobacco product to any person under the age of 18 years and giving the product to any person	Hon Andrew CHENG
Clause 20 – Designated no smoking areas	To add “Ocean Park” to Schedule 2 To amend Schedule 2 to allow smoking in the smoking room in a bar, karaoke establishment, bathhouse and nightclub; outdoor smoking area of any school and any specified educational establishment (employees’ accommodation excepted); and mahjong-tin kau premises	Dr Hon KWOK Ka-ki Hon Albert CHAN
Clause 38 – Transitional provisions relating to Smoking (Public Health) (Amendment) Ordinance 2005	To extend the transitional period for retailers of any tobacco products to bear the pre-amended forms of health warning and words from one year to 18 months after the day on which the Amendment Ordinance is published in the Gazette	Hon Albert CHAN