

LEGISLATIVE COUNCIL BRIEF

Interpretation and General Clauses Ordinance
(Chapter 1)

SPECIFICATION OF PUBLIC OFFICE

INTRODUCTION

A At the meeting of the Executive Council on 4 January 2005, the Council ADVISED and the Chief Executive ORDERED that the Specification of Public Office at Annex A should be made under section 43 of the Interpretation and General Clauses Ordinance to -

- (a) specify the Commissioner of Mines as a specified public office to enable him to delegate to other public officers his powers and duties under regulations 3(2) and 7 of the Dangerous Goods (Government Explosives Depots) Regulations; and
- (b) amend the reference to the post title of Director of Civil Engineering Services in the Specification of Public Offices to the Director of Civil Engineering and Development.

JUSTIFICATIONS

B 2. Regulations 3(2) and 7 of the Dangerous Goods (Government Explosives Depots) Regulations (the Regulations), which are summarized at Annex B, empower the Commissioner of Mines to manage Government Explosives Depots. These powers and duties are operational in nature and their delegation to other public officers will enhance administrative flexibility and efficiency.

C 3. Various provisions of the Ferry Services Ordinance require the Commissioner for Transport to consult with the Director of Civil Engineering and Development (DCED) in exercising his powers to manage ferry services. Moreover, relevant provisions of the Sand Ordinance vest DCED with powers and duties to regulate the importation and removal of sand. These provisions are summarized at Annex C. Since the post title of Director of Civil Engineering Services (DCES) referred to in the Specification of Public Offices under the Interpretation and General Clauses Ordinance for the purpose of these provisions is obsolete, it has to be updated.

OTHER OPTIONS

4. It is not feasible to delegate the powers and duties vested with the Commissioner of Mines by regulations 3(2) and 7 of the Regulations or to update the obsolete post title of DCES in the Specification of Public Offices through administrative means. Legislative amendment is therefore necessary.

THE SPECIFICATION

5. The main provisions are -

- (a) section 2 which seeks to specify the Commissioner of Mines as a specified public office for the purpose of regulations 3(2) and 7 of the Regulations; and
- (b) section 3 which seeks to amend the title of DCES in the Specification of Public Offices to DCED.

D The existing provisions being amended are at Annex D.

LEGISLATIVE TIMETABLE

6. The legislative timetable will be -

Publication in the Gazette	14 January 2005
Tabling at the Legislative Council	19 January 2005
Commencement	10 March 2005

IMPLICATIONS OF THE PROPOSAL

7. The proposal is in conformity with the Basic Law, including the provisions concerning human rights, and will not affect the binding effect of the Interpretation and General Clauses Ordinance, the Regulations, the Ferry Services Ordinance or the Sand Ordinance. It has no financial, civil service, economic, productivity, environmental or sustainability implications.

PUBLIC CONSULTATION

8. Public consultation is not necessary as the proposed delegation of powers and duties by the Commissioner of Mines and updating of the obsolete post title of DCES to DCED will not bring about any material change to existing provisions of the Regulations, the Ferry Services Ordinance and the Sand Ordinance.

PUBLICITY

9. Upon gazetting of the Specification, a spokesman will be available to handle media and public enquiries.

ENQUIRIES

10. Please contact Mr W TSUI, Principal Assistant Secretary (Works) 2 at 2848 2045 for enquiries on this subject.

Environment, Transport and Works Bureau
11 January 2005

Specification of Public Office

SPECIFICATION OF PUBLIC OFFICE

(Made by the Chief Executive in Council under section 43 of the Interpretation and General Clauses Ordinance (Cap. 1))

1. Commencement

This Specification shall come into operation on 10 March 2005.

2. Specification of public office

The public office mentioned in column 1 of the Schedule is specified for the purposes of the Ordinance mentioned in column 2 of the Schedule.

3. Schedule amended

The Schedule to the Specification of Public Offices (Cap. 1 sub. leg. C) is amended by repealing "Director of Civil Engineering Services" where it twice appears and substituting "Director of Civil Engineering and Development".

SCHEDULE

[s. 2]

Public Office	Ordinance for which specified
Commissioner of Mines	Dangerous Goods (Government Explosives Depots) Regulations (Chapter 295 subsidiary legislation D), regulations 3(2) and 7.

Clerk to the Executive Council

COUNCIL CHAMBER

200

Explanatory Note

The effect of this Specification is to enable the Commissioner of Mines to delegate to other public officers his powers and duties under regulations 3(2) and 7 of the Dangerous Goods (Government Explosives Depots) Regulations (Cap. 295 sub. leg. D).

2. The Specification also amends references to "Director of Civil Engineering Services" in the Schedule to the Specification of Public Offices (Cap. 1 sub. leg. C) to "Director of Civil Engineering and Development".

Details of regulations 3(2) and 7 of the Dangerous Goods (Government Explosives Depots) Regulations (Cap. 295 sub. leg. D)

Regulation	Details
3(2)	Provides that no person is allowed to cause or permit any explosive to be received into or removed from a Government Explosives Depot between the hours of sunset and sunrise without the permission of the Commissioner of Mines.
7	Empowers the Commissioner of Mines to refuse to receive any explosive into a Government Explosives Depot for storage if he is not satisfied that the explosive is safe for storage or if he is of the opinion that the Depot would be overstocked by the receipt of the explosive.

**Details of the provisions in respect of which the
Director of Civil Engineering Services is a specified public officer,
Specification of Public Offices (Cap. 1 sub. leg. C)**

Ordinance	Chapter	Section	Details
Ferry Services Ordinance	104	16(1)(a)	Requires the Commissioner for Transport to consult with, amongst others, the Director of Civil Engineering and Development when giving directions as to the service conditions of and temporary alterations to a franchised ferry service.
		20(1)	Provides that the Commissioner for Transport may specify the piers or berths to be used for franchised ferry services after consultation with the Director of Civil Engineering and Development amongst others.
		28(4)	Requires the Commissioner for Transport to consult with, amongst others, the Director of Civil Engineering and Development before granting a licence to operate a ferry service.
Sand Ordinance	147	2	Requires a person to obtain a written removal permit or sale and removal permit from the Director of Civil Engineering and Development before taking sand from any unleased Government land, foreshore or sea bed. Empowers the Director of Civil Engineering and Development to attach conditions to such permits.
		3	Empowers the Director of Civil Engineering and Development to issue a written removal permit to remove sand in excess of 100 kg.

Existing provisions of legislation being amended

Chapter:	1C	SPECIFICATION OF PUBLIC OFFICES	Gazette Number	Version Date
----------	----	---------------------------------	----------------	--------------

Schedule:		SCHEDULE	L.N. 125 of 2004	18/06/2004
-----------	--	----------	------------------	------------

Public Office	Ordinance or section of Ordinance for which specified
Chief Justice	Bankruptcy Ordinance (Chapter 6), section 99A(7)(c). (L.N. 270 of 1979)
Chief Justice	Companies Ordinance (Chapter 32), section 222A(7)(c). (L.N. 270 of 1979)
Chief Justice	Evidence Ordinance (Chapter 8), sections 27(2) and 29A(2). (L.N. 229 of 1979)
Chief Justice	Juvenile Offenders Ordinance (Chapter 226), section 3A(2). (L.N. 229 of 1979)
Chief Secretary for Administration (L.N. 362 of 1997)	Abbot of the Order of Cistercians of the Strict Observance Incorporation Ordinance (Chapter 1107), section 6(2). (L.N. 368 of 1984; 1 of 2001 s. 8)
Chief Secretary for Administration (L.N. 362 of 1997)	Air Passenger Departure Tax Ordinance (Chapter 140). (L.N. 318 of 1984)
Chief Secretary for Administration (L.N. 362 of 1997)	Basel Evangelical Missionary Society Incorporation Ordinance (Chapter 1002), section 6(2). (L.N. 368 of 1984)
Chief Secretary for Administration (L.N. 362 of 1997)	Betting Duty Ordinance (Chapter 108). (L.N. 211 of 1980)
Chief Secretary for Administration (L.N. 362 of 1997)	Catholic Mission of Macao Incorporation Ordinance (Chapter 1006), section 5(2). (L.N. 368 of 1984)
Chief Secretary for Administration (L.N. 362 of 1997)	Chater (Cathedral and St. Andrew's) Endowment Funds Incorporation Ordinance (Chapter 1050), section 4(3). (L.N. 368 of 1984)
Chief Secretary for Administration (L.N. 362 of 1997)	China Peniel Missionary Society Incorporation Ordinance (Chapter 1011), Section 6(2). (L.N. 368 of 1984)
Chief Secretary for Administration (L.N. 362 of 1997)	Church of Christ in China, Wanchai Church, Incorporation Ordinance (Chapter 1063), section 6(3). (L.N. 368 of 1984)
Chief Secretary for Administration (L.N. 362 of 1997)	Colony Armorial Bearings (Protection) Ordinance (Chapter 315), section 3. (L.N. 103 of 1966)
Chief Secretary for Administration (L.N. 362 of 1997)	Congregation of Our Lady of Charity of the Good Shepherd of Angers at Hong Kong Incorporation Ordinance (Chapter 1084), section 6(2). (L.N. 368 of 1984)
Chief Secretary for Administration (L.N. 362 of 1997)	Criminal Procedure Ordinance (Chapter 221), section 85(1). (L.N. 3 of 1986)
Chief Secretary for Administration (L.N. 362 of 1997)	Daughters of Charity of the Canossian Institute Incorporation Ordinance (Chapter 1016), section 5(2). (L.N. 368 of 1984)
Chief Secretary for Administration (L.N. 362 of 1997)	Daughters of Mary Help of Christians Incorporation Ordinance (Chapter 1070), section 6(2). (L.N. 368 of 1984)
Chief Secretary for Administration (L.N. 362 of 1997)	Education Scholarships Fund Ordinance (Chapter 1085), section 6(2). (L.N. 7 of 1992)
Chief Secretary for Administration (L.N. 362 of 1997)	Evidence Ordinance (Chapter 8), sections 19A(1) and 40(5). (L.N. 311 of 1984)
Chief Secretary for Administration (L.N. 362 of 1997)	Heung Yee Kuk Ordinance (Chapter 1097). (L.N. 71 of 1974)
Chief Secretary for Administration (L.N. 362 of 1997)	Immigration Ordinance (Chapter 115). (L.N. 198 of 1973)
Chief Secretary for Administration (L.N. 362 of 1997)	Institute of the Soeurs des Missions Etrangeres Incorporation Ordinance (Chapter 1088), section 5(2). (L.N. 368 of 1984)
Chief Secretary for Administration	Irish Province of the Order of Franciscans Minor

(L.N. 362 of 1997)

Incorporation Ordinance (Chapter 1028), section 5(2).
(L.N. 368 of 1984)

Chief Secretary for Administration (L.N. 362 of 1997)	Jesuit Order (English Assistancy) Incorporation Ordinance (Chapter 1029), section 5(2). (L.N. 368 of 1984)
Chief Secretary for Administration (L.N. 362 of 1997)	Jesuit Order (Portuguese Province) Incorporation Ordinance (Chapter 1030), section 5(2). (L.N. 368 of 1984)
Chief Secretary for Administration (L.N. 362 of 1997)	Kowloon Union Church Incorporation Ordinance (Chapter 1032), section 6(2). (L.N. 368 of 1984)
Chief Secretary for Administration (L.N. 362 of 1997)	Maryknoll Sisters of St. Dominic Incorporation Ordinance (Chapter 1019), section 5(2). (L.N. 368 of 1984)
Chief Secretary for Administration (L.N. 362 of 1997)	Norwegian Seamen's Mission Incorporation Ordinance (Chapter 1056), section 7(2). (L.N. 368 of 1984)
Chief Secretary for Administration (L.N. 362 of 1997)	Petites Soeurs des Pauvres, St. Pern, Bretagne, Incorporation Ordinance (Chapter 1039), section 6(2). (L.N. 368 of 1984)
Chief Secretary for Administration (L.N. 362 of 1997)	Pontifical Foreign Missions Institute Incorporation Ordinance (Chapter 1041), section 5(2). (L.N. 368 of 1984)
Chief Secretary for Administration (L.N. 362 of 1997)	Prison Rules (Chapter 234 subsidiary legislation A), rule 222(2). (L.N. 48 of 1967)
Chief Secretary for Administration (L.N. 362 of 1997)	Probation of Offenders Rules (Chapter 298 subsidiary legislation A), rule 42. (L.N. 48 of 1967)
Chief Secretary for Administration (L.N. 362 of 1997)	Registration of Persons Ordinance (Chapter 177), section 11. (L.N. 137 of 1970; 9 of 2003 s. 23)
Chief Secretary for Administration (L.N. 362 of 1997)	Salesian Society Incorporation Ordinance (Chapter 1043), section 5(2). (L.N. 368 of 1984)
Chief Secretary for Administration (L.N. 362 of 1997)	Sisters of the Precious Blood Order Incorporation Ordinance (Chapter 1045), section 4(2). (L.N. 368 of 1984)
Chief Secretary for Administration (L.N. 362 of 1997)	Soeurs de Saint Paul de Chartres Incorporation Ordinance (Chapter 1046), section 5(2). (L.N. 368 of 1984)
Chief Secretary for Administration (L.N. 362 of 1997)	The Rules of the Supreme Court (Chapter 4 subsidiary legislation A), Order 69, rule 2, and Order 70, rule 3. (L.N. 153 of 1967)
Chief Secretary for Administration (L.N. 362 of 1997)	Tsung Tsin Mission of Hong Kong Incorporation Ordinance (Chapter 1090), section 6(2). (L.N. 368 of 1984)
Chief Secretary for Administration (L.N. 362 of 1997)	Union Church Incorporation Ordinance (Chapter 1052), section 14(5). (L.N. 368 of 1984)
Commissioner for Labour	Employees' Compensation Ordinance (Chapter 282). (L.N. 70 of 1970)
Commissioner for Labour	Factories and Industrial Undertakings Ordinance (Chapter 59), section 7(4). (L.N. 145 of 1970)
Commissioner for Labour	Factories and Industrial Undertakings Ordinance (Chapter 59), section 9A. (L.N. 220 of 1985)
Commissioner for Labour	Pneumoconiosis (Compensation) Ordinance (Chapter 360). (L.N. 188 of 1981)
Commissioner for Transport	Eastern Harbour Crossing Ordinance (Chapter 215). (L.N. 405 of 1990)
Commissioner for Transport	Eastern Harbour Crossing Road Tunnel Regulations (Chapter 215 subsidiary legislation D). (L.N. 405 of 1990)
Commissioner for Transport	Eastern Harbour Crossing Road Tunnel By-laws (Chapter 215 subsidiary legislation E). (L.N. 405 of 1990)
Commissioner for Transport	Ferry Services Ordinance (Chapter 104). (L.N. 315 of 1985)
Commissioner for Transport	Ferry Services Regulations (Chapter 104 subsidiary legislation A). (L.N. 158 of 1992)
Commissioner for Transport	Fixed Penalty (Criminal Proceedings) Ordinance (Chapter 240). (L.N. 315 of 1985)

Commissioner for Transport	Fixed Penalty (Traffic Contraventions) Ordinance (Chapter 237). (L.N. 315 of 1985)
Commissioner for Transport	Kowloon-Canton Railway Corporation Ordinance (Chapter 372). (L.N. 405 of 1990)
Commissioner for Transport	Kowloon-Canton Railway Corporation Regulations (Chapter 372 subsidiary legislation A). (L.N. 405 of 1990)
Commissioner for Transport	Motor Vehicles (First Registration Tax) Ordinance (Chapter 330). (L.N. 90 of 1967)
Commissioner for Transport	Motor Vehicles Insurance (Third Party Risks) Ordinance (Chapter 272). (L.N. 90 of 1967)
Commissioner for Transport	Public Bus Services Regulations (Chapter 230 subsidiary legislation A). (L.N. 405 of 1990)
Commissioner for Transport	Public Omnibus Services Ordinance (Chapter 230). (L.N. 60 of 1978)
Commissioner for Transport	Road Traffic Ordinance (Chapter 374). (L.N. 315 of 1985)
Commissioner for Transport	Road Traffic (Construction and Maintenance of Vehicles) Regulations (Chapter 374 subsidiary legislation A). (L.N. 315 of 1985)
Commissioner for Transport	Road Traffic (Driving Licences) Regulations (Chapter 374 subsidiary legislation B). (L.N. 315 of 1985)
Commissioner for Transport	Road Traffic (Expressway) Regulations (Chapter 374 subsidiary legislation Q). (L.N. 158 of 1992)
Commissioner for Transport	Road Traffic (Parking) Regulations (Chapter 374 subsidiary legislation C). (L.N. 315 of 1985)
Commissioner for Transport	Road Traffic (Parking on Private Roads) Regulations (Chapter 374 subsidiary legislation O). (L.N. 158 of 1992)
Commissioner for Transport	Road Traffic (Public Service Vehicles) Regulations (Chapter 374 subsidiary legislation D). (L.N. 315 of 1985)
Commissioner for Transport	Road Traffic (Registration and Licensing of Vehicles) Regulations (Chapter 374 subsidiary legislation E). (L.N. 315 of 1985)
Commissioner for Transport	Road Traffic (Safety Equipment) Regulations (Chapter 374 subsidiary legislation F). (L.N. 315 of 1985)
Commissioner for Transport	Road Traffic (Traffic Control) Regulations (Chapter 374 subsidiary legislation G). (L.N. 315 of 1985)
Commissioner for Transport	Road Traffic (Village Vehicles) Regulations (Chapter 374 subsidiary legislation N). (L.N. 405 of 1990)
Commissioner for Transport	Road Traffic (Driving-offence Points) Ordinance (Chapter 375). (L.N. 315 of 1985)
Commissioner for Transport	Road Tunnels (Government) Ordinance (Chapter 368). (L.N. 405 of 1990)
Commissioner for Transport	Road Tunnels (Government) Regulations (Chapter 368 subsidiary legislation A). (L.N. 405 of 1990)
Commissioner for Transport	Tate's Cairn Tunnel Ordinance (Chapter 393). (L.N. 405 of 1990)
Commissioner for Transport	Tate's Cairn Tunnel By-laws (Chapter 393 subsidiary legislation B). (L.N. 158 of 1992)

Commissioner for Transport	Tate's Cairn Tunnel Regulations (Chapter 393 subsidiary legislation A). (L.N. 158 of 1992)
Commissioner for Transport	Traffic Accident Victims (Assistance Fund) Ordinance (Chapter 229). (L.N. 315 of 1985)
Commissioner of Correctional Services	Training Centres Ordinance (Chapter 280). (L.N. 46 of 1981)
Commissioner of Customs and Excise	Control of Chemicals Ordinance (Chapter 145). (L.N. 51 of 1984; 64 of 1994 s. 18)
Commissioner of Customs and Excise	Copyright Ordinance (Chapter 528). (92 of 1997 s. 280)
Commissioner of Customs and Excise	Dutiable Commodities Ordinance (Chapter 109), except section 7. (L.N. 51 of 1984; L.N. 338 of 1987)
Commissioner of Customs and Excise	Dutiable Commodities Regulations (Chapter 109 subsidiary legislation A). (L.N. 51 of 1984)
Commissioner of Customs and Excise	Dutiable Commodities (Marking and Colouring of Hydrocarbon Oil) Regulations (Chapter 109 subsidiary legislation C), regulations 9 and 11. (L.N. 51 of 1984; L.N. 338 of 1987)
Commissioner of Customs and Excise	Import and Export Ordinance (Chapter 60), sections 7, 12 and 27(3). (L.N. 51 of 1984)
Commissioner of Customs and Excise	Import and Export Ordinance (Chapter 60), sections 27(3B), 28(2A) and (10) and 29A(1). (L.N. 320 of 1993)
Commissioner of Customs and Excise	Import and Export Ordinance (Chapter 60), section 33A(1)(b). (L.N. 175 of 1997)
Commissioner of Customs and Excise	Import and Export (Carriage of Articles) Regulations (Chapter 60 subsidiary legislation I), regulation 4. (L.N. 176 of 1991)
Commissioner of Customs and Excise	Import and Export (Registration) Regulations (Chapter 60 subsidiary legislation E). (L.N. 51 of 1984)
Commissioner of Customs and Excise	Industrial Training (Clothing Industry) Ordinance (Chapter 318). (L.N. 51 of 1984)
Commissioner of Customs and Excise	Prevention of Copyright Piracy Ordinance (Chapter 544). (22 of 1998 s. 41)
Commissioner of Customs and Excise	Reserved Commodities Ordinance (Chapter 296), section 10. (L.N. 51 of 1984)
Commissioner of Customs and Excise	Reserved Commodities (Control of Imports, Exports and Reserve Stocks) Regulations (Chapter 296 subsidiary legislation A), regulations 7A and 9(2). (L.N. 51 of 1984)
Commissioner of Customs and Excise	Smoking (Public Health) Ordinance (Chapter 371), section 10A(4). (L.N. 225 of 1989)
Commissioner of Customs and Excise	Trade Descriptions Ordinance (Chapter 362), sections 16(3), 16C(1), (2) and (3) and 30(2), (3) and (5). (L.N. 338 of 1987)
Commissioner of Mines	Mining Ordinance (Chapter 285), sections 13, 18, 20, 21, 31 and 37. (L.N. 6 of 1967)
Director of Accounting Services	Waterworks Regulations (Chapter 102 subsidiary legislation A), regulation 50(2) and (3). (L.N. 221 of 1977)
Director of Agriculture, Fisheries and Conservation (L.N. 331 of 1999)	Animals and Plants (Protection of Endangered Species) Ordinance (Chapter 187), sections 7, 10 and 15. (L.N. 49 of 1979)
Director of Agriculture, Fisheries and Conservation (L.N. 331 of 1999)	Animals and Plants (Protection of Endangered Species) (Exemption) Order (Chapter 187 subsidiary legislation A), paragraphs 1A and 3. (L.N. 418 of 1991)
Director of Agriculture, Fisheries	Country Parks and Special Areas Regulations (Chapter 208

and Conservation (L.N. 331 of 1999)	subsidiary legislation A), regulations 4(1) and (2)(a), 5(1) and (2)(b), 8(1), 9(1), 10(1)(a) and (b) and (2), 11(1), (2) and (3)(a), 13(2), 14, 15(4) and 18(5). (L.N. 381 of 1989)
Director of Agriculture, Fisheries and Conservation (L.N. 331 of 1999)	Country Parks and Special Areas Regulations (Chapter 208 subsidiary legislation A), regulation 10(1)(c) and (d). (L.N. 391 of 1982)
Director of Agriculture, Fisheries and Conservation (L.N. 331 of 1999)	Dairies Regulations (Chapter 139 subsidiary legislation D), regulations 3, 8, 9, 11, 15, 16(2), 18, 19(2)(f), 21(3), 26(1) and 29(2). (L.N. 153 of 1967)
Director of Agriculture, Fisheries and Conservation (L.N. 331 of 1999)	Forests and Countryside Ordinance (Chapter 96), sections 22(5) and 23. (L.N. 220 of 1993)
Director of Agriculture, Fisheries and Conservation (L.N. 331 of 1999)	Kadoorie Agricultural Aid Loan Fund Ordinance (Chapter 1080), section 7. (L.N. 397 of 1996)
Director of Agriculture, Fisheries and Conservation (L.N. 331 of 1999)	Marine Parks Ordinance (Chapter 476), section 22(1). (L.N. 67 of 1997)
Director of Agriculture, Fisheries and Conservation (L.N. 331 of 1999)	Marine Parks and Marine Reserves Regulation (Chapter 476 subsidiary legislation A), section 17. (L.N. 67 of 1997)
Director of Agriculture, Fisheries and Conservation (L.N. 331 of 1999)	Pearl Culture (Control) Ordinance (Chapter 307), section 3. (L.N. 48 of 1967)
Director of Agriculture, Fisheries and Conservation (L.N. 331 of 1999)	Pesticides Ordinance (Chapter 133), the whole Ordinance except sections 5(4), 6(c), 10, 11 and 14. (L.N. 304 of 1977; 79 of 1990 s. 21)
Director of Agriculture, Fisheries and Conservation (L.N. 331 of 1999)	Pesticides Regulations (Chapter 133 subsidiary legislation A). (L.N. 411 of 1992)
Director of Agriculture, Fisheries and Conservation (L.N. 331 of 1999)	Plant (Importation and Pest Control) Ordinance (Chapter 207). (L.N. 360 of 1993)
Director of Agriculture, Fisheries and Conservation (L.N. 331 of 1999)	Public Health (Animals and Birds) Ordinance (Chapter 139), sections 6, 7 and 10(2). (L.N. 48 of 1967)
Director of Agriculture, Fisheries and Conservation (L.N. 331 of 1999)	Public Health (Animals and Birds) (Animal Traders) Regulations (Chapter 139 subsidiary legislation B), regulations 5(1), 5(3) and 7. (L.N. 94 of 1978)
Director of Agriculture, Fisheries and Conservation (L.N. 331 of 1999)	Public Health (Animals and Birds) (Exhibitions) Regulations (Chapter 139 subsidiary legislation F), regulations 4(1), 4(3), 6(a), 6(b), 8(1) and 8(3). (L.N. 94 of 1978)
Director of Agriculture, Fisheries and Conservation (L.N. 331 of 1999)	Public Health (Animals and Birds) (Keeping of Cattle, Sheep and Goats) Regulations (Chapter 139 subsidiary legislation C), regulations 4, 11(1) and 13. (L.N. 153 of 1967)
Director of Agriculture, Fisheries and Conservation (L.N. 331 of 1999)	Public Health (Animals and Birds) Regulations (Chapter 139 subsidiary legislation A), regulations 30, 34, 35, 37, 44 and 51. (L.N. 153 of 1967)
Director of Agriculture, Fisheries and Conservation (L.N. 331 of 1999)	Public Health (Animals) (Boarding Establishments) Regulations (Chapter 139 subsidiary legislation I), regulations 5(1), 5(3) and 7. (L.N. 94 of 1978)
Director of Agriculture, Fisheries	Public Health (Animals) (Riding Establishments)

and Conservation (L.N. 331 of 1999)	Regulations (Chapter 139 subsidiary legislation J), regulations 5(1), 5(3) and 7. (L.N. 94 of 1978)
Director of Agriculture, Fisheries and Conservation (L.N. 331 of 1999)	Wild Animals Protection Ordinance (Chapter 170), section 13. (L.N. 197 of 1979)
Director of Buildings	Hong Kong Airport (Control of Obstructions) Ordinance (Chapter 301), sections 5, 7(1), 13, 14(1), 15(1), 2(c)(ii) and (8), 16(1), (3), (6), (8) and (9), 17, 18(2) and 20(g). (L.N. 303 of 1993)
Director of Buildings as Building Authority	Buildings Ordinance (Chapter 123). (L.N. 303 of 1993)
Director of Buildings as Building Authority	Child Care Services Ordinance (Chapter 243), section 7(1)(b)(ii). (L.N. 303 of 1993; 32 of 2000 s. 26)
Director of Buildings as Building Authority	Education Ordinance (Chapter 279), section 12(1)(d). (L.N. 303 of 1993)
Director of Buildings as Building Authority	Kowloon-Canton Railway Corporation Ordinance (Chapter 372), section 35(1). (L.N. 303 of 1993)
Director of Buildings as Building Authority	Mass Transit Railway (Land Resumption and Related Provisions) Ordinance (Chapter 276), section 15(1). (L.N. 303 of 1993)
Director of Buildings as Building Authority	Roads (Works, Use and Compensation) Ordinance (Chapter 370). (L.N. 303 of 1993)
Director of Civil Engineering Services	Ferry Services Ordinance (Chapter 104), sections 16(1)(a), 20(1) and 28(4). (L.N. 133 of 1986)
Director of Civil Engineering Services	Sand Ordinance (Chapter 147), sections 2 and 3. (L.N. 133 of 1986)
Director of Electrical and Mechanical Services	Aerial Ropeways (Safety) Ordinance (Chapter 211). (L.N. 133 of 1986)
Director of Electrical and Mechanical Services	Electricity Ordinance (Chapter 406). (L.N. 133 of 1986; 16 of 1990 s. 61)
Director of Electrical and Mechanical Services	Evidence Ordinance (Chapter 8), section 28(1)(b)(i). (L.N. 133 of 1986)
Director of Electrical and Mechanical Services	Peak Tramway Ordinance (Chapter 265), section 14. (L.N. 133 of 1986)
Director of Electrical and Mechanical Services	Peak Tramway Rules (Chapter 265 subsidiary legislation), rule 22. (L.N. 133 of 1986)
Director of Electrical and Mechanical Services	Tramway Ordinance (Chapter 107), sections 25 and 33. (L.N. 133 of 1986)
Director of Environmental Protection	Ozone Layer Protection Ordinance (Chapter 403). (L.N. 202 of 1989)
Director of Environmental Protection	Waste Disposal Ordinance (Chapter 354), sections 16(1), 17, 19(1), 20 and 36(3). (L.N. 84 of 1986)
Director of Health	Animal (Control of Experiments) Ordinance (Chapter 340). (L.N. 92 of 1989)
Director of Health	Undesirable Medical Advertisements Ordinance (Chapter 231). (L.N. 92 of 1989)
Director of Highways	Peak Tramway Ordinance (Chapter 265). (L.N. 133 of 1986)
Director of Highways	Peak Tramway Rules (Chapter 265 subsidiary legislation). (L.N. 133 of 1986)
Director of Highways	Public Lighting Ordinance (Chapter 105). (L.N. 133 of 1986)
Director of Highways	Road Traffic Ordinance (Chapter 374). (L.N. 133 of 1986)
Director of Highways	Road Traffic (Expressway) Regulations (Chapter 374 subsidiary legislation Q). (L.N. 158 of 1992)

Director of Highways	Road Traffic (Traffic Control) Regulations (Chapter 374 subsidiary legislation G). (L.N. 133 of 1986)
Director of Highways	Tramway Ordinance (Chapter 107). (L.N. 133 of 1986)
Director of Immigration	Immigration Ordinance (Chapter 115). (L.N. 67 of 1972)
Director of Lands	Land (Miscellaneous Provisions) Ordinance (Chapter 28). (L.N. 303 of 1993; 29 of 1998 s. 2)
Director of Lands	Lands Resumption Ordinance (Chapter 124). (L.N. 303 of 1993; 29 of 1998 s. 2)
Director of Lands	Government Leases Ordinance (Chapter 40). (L.N. 303 of 1993; 29 of 1998 s. 2)
Director of Lands	Government Rights (Re-entry and Vesting Remedies) Ordinance (Chapter 126), section 7(3). (L.N. 423 of 1993; 29 of 1998 s. 2)
Director of Lands	Foreshore and Sea-bed (Reclamations) Ordinance (Chapter 127). (L.N. 303 of 1993)
Director of Lands	Hong Kong Airport (Control of Obstructions) Ordinance (Chapter 301), sections 18(2), 20(g), 23(1) and (2), 24 and 25(2). (L.N. 303 of 1993)
Director of Lands	Mining Ordinance (Chapter 285). (L.N. 303 of 1993)
Director of Lands	Road Traffic Ordinance (Chapter 374), sections 123(3) and (4) and 124(1) and (2). (L.N. 303 of 1993)
Director of Marine	Dangerous Goods (Shipping) Regulations (Chapter 295 subsidiary legislation C), regulations 3, 5(1), 6, 9, 12, 13, 14, 16, 17, 19 and 21. (L.N. 6 of 1967)
Director of Marine	Merchant Shipping (Safety) Ordinance (Chapter 369), sections 31, 38(4), 51(2) and (3), 57(2) and 63. (L.N. 365 of 1981)
Director of Marketing	Agricultural Products (Marketing) Ordinance (Chapter 277). (L.N. 239 of 1988)
Director of Marketing	Marine Fish (Marketing) Ordinance (Chapter 291). (L.N. 239 of 1988)
Director of Social Welfare	Juvenile Offenders Ordinance (Chapter 226). (L.N. 79 of 1973)
Director of Social Welfare	Offences against the Person Ordinance (Chapter 212), section 44(4). (L.N. 6 of 1967)
Director of Social Welfare	Probation of Offenders Ordinance (Chapter 298). (L.N. 79 of 1973)
Director of Social Welfare	Reformatory Schools Ordinance (Chapter 225). (L.N. 79 of 1973)
Director-General of Civil Aviation (L.N. 326 of 2000)	Air Passenger Departure Tax Ordinance (Chapter 140). (L.N. 191 of 1983)
Director-General of Trade and Industry (L.N. 292 of 1989; L.N. 173 of 2000)	Export (Certificates of Origin and Commonwealth Preference Certificates) Regulations (Chapter 60 subsidiary legislation), regulations 6(2) and 8(1). (L.N. 132 of 1986)
Director-General of Trade and Industry (L.N. 292 of 1989; L.N. 173 of 2000)	Export (Certificates of Origin and Commonwealth Preference Certificates) Regulations (Chapter 60 subsidiary legislation), regulations 7(1)-(4), 8(3), 9(2) and 11(1)(c). (L.N. 51 of 1984)
Director-General of Trade and Industry (L.N. 292 of 1989; L.N. 173 of 2000)	Import and Export Ordinance (Chapter 60), sections 9(3) and 36(2). (L.N. 51 of 1984)
Director-General of Trade and Industry (L.N. 173 of 2000)	Import and Export Ordinance (Chapter 60), section 33A(1)(b). (L.N. 396 of 1996)
Director-General of Trade and Industry	Import and Export (Fees) Regulations (Chapter 60

Industry (L.N. 292 of 1989; L.N. 173 of 2000)

Director-General of Trade and Industry (L.N. 292 of 1989; L.N. 173 of 2000)

Director-General of Trade and Industry (L.N. 292 of 1989; L.N. 173 of 2000)

Director-General of Trade and Industry (L.N. 292 of 1989; L.N. 173 of 2000)

subsidary legislation B). (L.N. 51 of 1984)

Import and Export (General) Regulations (Chapter 60 subsidiary legislation A), regulation 6(3) and (4). (L.N. 132 of 1986)

Import and Export (Strategic Commodities) Regulations (Chapter 60 subsidiary legislation G), regulation 2. (L.N. 51 of 1984)

Import (Radiation) (Prohibition) Regulations (Chapter 60 subsidiary legislation K). (L.N. 51 of 1984)

Director-General of Trade and Industry (L.N. 292 of 1989; L.N. 173 of 2000)	Reserved Commodities Ordinance (Chapter 296), section 6. (L.N. 51 of 1984)
Director-General of Trade and Industry (L.N. 292 of 1989; L.N. 173 of 2000)	Reserved Commodities (Control of Imports, Exports and Reserve Stocks) Regulations (Chapter 296 subsidiary legislation A). (L.N. 51 of 1984)
Director-General of Trade and Industry (L.N. 292 of 1989; L.N. 173 of 2000)	Reserved Commodities (Control of Sales by Wholesale) Regulations (Chapter 296 subsidiary legislation B). (L.N. 51 of 1984)
Financial Secretary	Companies Ordinance (Chapter 32), sections 123(4), 124(2), 126(2) and (3), 128(3), 129(3) and 129A(2); and paragraphs 6(b), 13(2), 18(4), 27(1) and 28(3) of the Tenth Schedule, only. (L.N. 86 of 1978)
Financial Secretary	Companies Ordinance (Chapter 32), section 157E(4)(a). (L.N. 57 of 1989)
Financial Secretary	Companies Ordinance (Chapter 32), section 337B(3). (L.N. 345 of 1985)
Financial Secretary	Customs and Excise Service (Welfare Fund) Regulations (Chapter 342 subsidiary legislation), regulation 8. (L.N. 389 of 1990)
Financial Secretary	Fire Services Department (Welfare Fund) Regulations (Chapter 95 subsidiary legislation), regulation 8. (L.N. 389 of 1990)
Financial Secretary	Government Lotteries Ordinance (Chapter 334). (L.N. 254 of 1973)
Financial Secretary	The Hong Kong Association of Banks Ordinance (Chapter 364), section 12(1). (L.N. 499 of 1993)
Financial Secretary	Hong Kong Export Credit Insurance Corporation Ordinance (Chapter 1115), section 12. (L.N. 92 of 1979)
Financial Secretary	Hong Kong Export Credit Insurance Corporation Ordinance (Chapter 1115), section 17(1). (L.N. 234 of 1980)
Financial Secretary	Hong Kong Export Credit Insurance Corporation Ordinance (Chapter 1115), section 24(2). (L.N. 512 of 1996)
Financial Secretary	Hong Kong Tourism Board Ordinance (Chapter 302), section 7(d). (3 of 2001 s. 43)
Financial Secretary	Immigration Service (Welfare Fund) Regulations (Chapter 331 subsidiary legislation), regulation 8. (L.N. 389 of 1990)
Financial Secretary	Legal Tender Notes Issue Ordinance (Chapter 65), section 3(2), (3) and (5). (L.N. 258 of 1996)
Financial Secretary	Money Lenders Ordinance (Chapter 163), sections 33A and 33B. (L.N. 160 of 1989)
Financial Secretary	Police (Welfare Fund) Regulations (Chapter 232 subsidiary legislation), regulation 9. (L.N. 389 of 1990)
Financial Secretary	Prison Rules (Chapter 234 subsidiary legislation A), rules 263 and 265. (L.N. 389 of 1990)
Financial Secretary	Trading Funds Ordinance (Chapter 430), section 3(1). (L.N. 36 of 1995)
Financial Secretary	Trading Funds Ordinance (Chapter 430), section 8(2). (L.N. 529 of 1994)
Gas Authority	Gas Safety Ordinance (Chapter 51). (49 of 1990 s. 38)
Insurance Authority	Insurance Companies Ordinance (Chapter 41). (L.N. 182 of 1990)
Land Registrar	Government Rights (Re-entry and Vesting Remedies) Ordinance (Chapter 126), sections 11(1) and (3) and

Land Registrar	12(1) and (3). (L.N. 140 of 1993; 29 of 1998 s. 2) Land Registration Ordinance (Chapter 128). (L.N. 140 of 1993)
Land Registrar	Building Management Ordinance (Chapter 344). (27 of 1993 s. 56)
Monetary Authority	Crimes Ordinance (Chapter 200), sections 103(1) and 104(1). (L.N. 102 of 1995)
Permanent Secretary for Education and Manpower	Inland Revenue Ordinance (Chapter 112), sections 16B and 16C. (L.N. 6 of 1967; 3 of 2003 s. 41)
Permanent Secretary for Education and Manpower	Post Secondary Colleges Ordinance (Chapter 320), sections 3, 8, 9 and 10. (L.N. 6 of 1967; 3 of 2003 s. 41)
Permanent Secretary for Education and Manpower	Post Secondary Colleges Ordinance (Chapter 320), sections 11 and 12(2). (L.N. 48 of 1967; 3 of 2003 s. 41)
Principal Probation Officer	Probation of Offenders Rules (Chapter 298 subsidiary legislation A), rules 15, 20(2) and 21 only. (L.N. 213 of 1979)
Registrar of Companies	Companies Ordinance (Chapter 32). (L.N. 141 of 1993)
Registrar of Companies	Limited Partnerships Ordinance (Chapter 37). (L.N. 141 of 1993)
Registrar of Companies	Registered Trustees Incorporation Ordinance (Chapter 306). (L.N. 141 of 1993)
Registrar of Companies	Trustee Ordinance (Chapter 29). (L.N. 141 of 1993)
Registrar of Co-operative Societies	Co-operative Societies Ordinance (Chapter 33). (L.N. 8 of 1973)
Registrar of Co-operative Societies	J. E. Joseph Trust Fund Ordinance (Chapter 1067), sections 3, 4, 5, 6 and 7. (L.N. 398 of 1996)
Registrar of Credit Unions	Credit Unions Ordinance (Chapter 119). (L.N. 239 of 1988)
Registrar of Money Lenders	Money Lenders Ordinance (Chapter 163). (L.N. 357 of 1980)
Registrar of Occupational Retirement Schemes	Occupational Retirement Schemes Ordinance (Chapter 426). (L.N. 454 of 1993)
Secretary for Broadcasting, Culture and Sport (L.N. 372 of 1996)	Books Registration Ordinance (Chapter 142). (L.N. 403 of 1995)
Secretary for Economic Development and Labour (L.N. 106 of 2002)	Merchant Shipping (Safety) Ordinance (Chapter 369), section 5. (L.N. 94 of 1984)
Secretary for Home Affairs	Clubs (Safety of Premises) Ordinance (Chapter 376). (L.N. 91 of 1992)
Secretary for Home Affairs	Heung Yee Kuk Ordinance (Chapter 1097), section 3(3). (L.N. 235 of 1995)
Secretary for Home Affairs (L.N. 262 of 1989)	New Territories Ordinance (Chapter 97), section 9(2), for the purposes of section 19. (L.N. 188 of 1973)
Secretary for Security	Auxiliary Medical Service Ordinance (Cap 517). (57 of 1997 s. 34)
Secretary for Security	Civil Aid Service Ordinance (Cap 518). (58 of 1997 s. 34)
Secretary for Security	Essential Services Corps Ordinance (Chapter 197), the whole Ordinance. (L.N. 158 of 1977)
Secretary for Security	Immigration Ordinance (Chapter 115), sections 29(1), (2) and (4), 32(2), (3) and (4)(a), 34(b). (L.N. 102 of 1980)
Secretary for Security	Immigration Ordinance (Chapter 115), section 32(2A). (L.N. 307 of 1980)
Secretary for Security	Public Order Ordinance (Chapter 245), section 31(6)(i) only. (L.N. 158 of 1977)
Secretary for the Environment,	Eastern Harbour Crossing Ordinance (Chapter 215). (L.N.

Transport and Works (L.N. 106 of 2002)	308 of 1988)
Secretary for the Environment, Transport and Works (L.N. 106 of 2002)	Roads (Works, Use and Compensation) Ordinance (Chapter 370). (L.N. 133 of 1986)
Secretary for the Environment, Transport and Works (L.N. 106 of 2002)	Tate's Cairn Tunnel Ordinance (Chapter 393). (L.N. 26 of 1989)

(L.N. 280 of 1992; L.N. 84 of 1993; L.N. 303 of 1993; 94 of 1993 s. 47; 13 of 1995 s. 2; 40 of 1995 s. 10; 44 of 1995 s. 143; L.N. 198 of 1999; 78 of 1999 s. 7; 32 of 2000 s. 48; 5 of 2001 s. 40; 5 of 2002 s. 407; L.N. 25 of 2004; L.N. 125 of 2004)

Note: Please also see the Specifications of Public Offices in L.N. 282 of 1998, L.N. 320 of 1998, L.N. 343 of 1998, L.N. 82 of 2001, L.N. 93 of 2001, 5 of 2001 s. 40, L.N. 158 of 2002, L.N. 192 of 2003 and L.N. 21 of 2004. They were made under s. 43 of Cap 1 after 1 July 1997. Their particulars are as follows-

	Public Office	Ordinance or section of Ordinance for which specified
L.N. 282 of 1998	Director of Environmental Protection	Environmental Impact Assessment Ordinance (Chapter 499).
	Director of Environmental Protection	Environmental Impact Assessment (Appeal Board) Regulation (Chapter 499 subsidiary legislation A).
L.N. 320 of 1998	Secretary for Security	Immigration Ordinance (Chapter 115), section 35(2).
L.N. 343 of 1998	Director of Intellectual Property	Director of Intellectual Property (Establishment) Ordinance (Chapter 412).
	Director of Intellectual Property as Registrar of Trade Marks	Trade Marks Ordinance (Chapter 559). Trade Marks Rules (Chapter 559 subsidiary legislation A). (35 of 2000 s. 98)
	Director of Intellectual Property as Registrar of Patents	Patents Ordinance (Chapter 514). Patents (Transitional Arrangements) Rules (Chapter 514 subsidiary legislation B). Patents (General) Rules (Chapter 514 subsidiary legislation C).
	Director of Intellectual Property as Registrar of Designs	Registered Designs Ordinance (Chapter 522). Registered Designs Rules (Chapter 522 subsidiary legislation A).
L.N. 82 of 2001	Director-General of Trade and Industry	Import and Export (General) Regulations (Chapter 60 subsidiary legislation A), regulations 5AB(1), (2), (3), (4) and (5), 5AC(1) and (3), 5AD(1) and (2) and 5AE(1)(c) and item 1 of Part I and item 13 of Part IV of the Fifth Schedule.
L.N. 93 of 2001	Chief Secretary for Administration	Scout Association of Hong Kong Ordinance (Chapter 1005), section 9(3).
5 of 2001 s. 40	Financial Secretary	Hong Kong Science and Technology Parks Corporation Ordinance (Cap 565), sections 23(6) and 24.
L.N. 158 of 2002	Secretary for Education and Manpower	Employees Retraining Ordinance (Chapter 423), sections 9(2) and (3) and 14(4). Non-local Higher and Professional Education (Regulation) Ordinance (Chapter 493), section 8(1)(a)(ii)(B). Hong Kong Council for Academic Accreditation Ordinance (Chapter 1150), sections 5(e), (g) and (l), 9(1) and (2), 10, 12, 13(1) and (2) and 17.
L.N. 192 of 2003	Secretary for Home Affairs	New Territories Ordinance (Chapter 97), sections 15, 16 and 18. Hotel and Guesthouse Accommodation Ordinance (Chapter 349), sections 19(1) and 20(1), (2)(b), (3)(b) and (4). New Territories Land (Exemption) Ordinance (Chapter 452), section 12. Sex Discrimination Ordinance (Chapter 480), section 65(3) and Schedule 6 (sections 16(2) and (3) and 17(2)). Personal Data (Privacy) Ordinance (Chapter 486), section 14(6) and Schedule 2 (sections 2(2) and (3) and 3(2)).

L.N. 21 of 2004

Collector of Stamp
Revenue

Heung Yee Kuk Ordinance (Chapter 1097),
section 3(2)(c) and First Schedule (paragraph
6) and Second Schedule (paragraph 5(2)).

Betting Duty Ordinance (Chapter 108), sections
6L(2), 6M(3), 6N(4), 6O(1), 6P, 6Q, 6R(1),
6S(4) and (7)(b), 6T(4)(a), 6V(2), (4) and
(6)(b), 6ZL(1), 6ZM(1) and 7(3).

Betting Duty Regulations (Chapter 108
subsidiary legislation A), regulation 3(4).

(L.N. 125 of 2004)