

L.N. 74 of 2007**FRONTIER CLOSED AREA (PERMISSION TO ENTER)
(AMENDMENT) NOTICE 2007**

(Made by the Commissioner of Police under section 38A(1) of
the Public Order Ordinance (Cap. 245))

1. Commencement

This Notice shall come into operation on a day to be appointed by the Commissioner of Police by notice published in the Gazette.

2. Section added

The Frontier Closed Area (Permission to Enter) Notice (Cap. 245 sub. leg. H) is amended by adding—

“1A. Interpretation

In this Notice—

“cross-boundary passenger” (過境乘客) means a passenger travelling to or from the Mainland of China;

“franchised bus” (專利巴士) means a bus in respect of which a franchise is in force under the Public Bus Services Ordinance (Cap. 230);

“Frontier Closed Area” (邊境禁區) means the area specified in the Schedule to the Frontier Closed Area Order (Cap. 245 sub. leg. A);

“passenger service licence” (客運營業證) has the meaning assigned to it by section 2 of the Road Traffic Ordinance (Cap. 374);

“scheduled service” (專綫服務) has the meaning assigned to it by regulation 2(1) of the Road Traffic (Public Service Vehicles) Regulations (Cap. 374 sub. leg. D);

“specified route” (指明路綫) has the meaning assigned to it by section 2 of the Public Bus Services Ordinance (Cap. 230).”.

3. Frontier Closed Area

Paragraph 3 is repealed.

4. Schedule amended

Part I of the Schedule is amended—

- (a) in item 1—
- (i) by repealing everything in the second column and substituting—
“Persons travelling to or from the Mainland of China who enter or leave the Frontier Closed Area by train.”;
 - (ii) in the fourth column, by repealing “Passengers” and substituting “The person”;
- (b) in item 2—
- (i) in the second column, in the English text, by repealing “through” and substituting “cross-boundary”;
 - (ii) in the second column, by adding “Hong Kong” before “via”;
 - (iii) in the fourth column, by repealing “and no person shall” and substituting “, and the driver or passenger shall not”;
- (c) in item 2A—
- (i) in the second column, in the English text, by repealing “through” and substituting “cross-boundary”;
 - (ii) in the second column, by adding “Hong Kong” before “via”;
 - (iii) in the fourth column, by repealing “and no person shall” and substituting “, and the driver or passenger shall not”;
- (d) in item 2B—
- (i) in the second column, in the English text, by repealing “through” and substituting “cross-boundary”;
 - (ii) in the second column, by adding “Hong Kong” before “via”;
 - (iii) in the fourth column, by adding “on San Sham Road” after “that boundary”;
 - (iv) in the fourth column, by repealing “and no person shall” and substituting “, and the driver or passenger shall not”;
- (e) in item 2C—
- (i) in the second column, by adding “sole” before “purpose of carrying”;
 - (ii) in the second column, by repealing “and the passengers on those vehicles who enter, or intend to leave, Hong Kong via that Control Point” and substituting—
“and the persons—

- (a) who enter that Area by those vehicles for the sole purpose of leaving Hong Kong via that Control Point; or
- (b) who leave, or intend to leave, that Area by those vehicles after entering Hong Kong via that Control Point”;
- (iii) by repealing everything in the third column and substituting—
 “Beginning on 2300 hours on each day and ending with 0630 hours on the next day”;
- (iv) by repealing everything in the fourth column and substituting—
 “The driver—
 (a) shall drive his vehicle directly from the Frontier Closed Area boundary on San Sham Road (JK 9948 9163) to the Lok Ma Chau Boundary Control Point or from that Control Point to that boundary on San Sham Road; and
 (b) shall not leave the immediate vicinity of the vehicle.
 The person shall not leave the immediate vicinity of the vehicle at any place other than that Control Point.”;
- (f) by adding—
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| <p>“2D. The drivers of taxis and the drivers of franchised buses on a specified route in uniform, who enter or leave the Frontier Closed Area for the sole purpose of carrying persons to or from the Lok Ma Chau Spur Line Public Transport Interchange, and the persons—
 (a) who enter that Area by those vehicles for the sole purpose of leaving Hong Kong via the</p> | <p>Beginning on 0600 hours on each day and ending with 0030 hours on the next day</p> | <p>The driver—
 (a) shall drive his vehicle directly from the Frontier Closed Area boundary at the junction of Lok Ma Chau Road and Ha Wan Tsuen Road (JK 9936 9230) along Lung Hau Road to the Lok Ma Chau Spur Line Public Transport Interchange or from that Interchange to that junction; and</p> |
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- Lok Ma Chau
Spur Line
Control Point;
- (b) who, after entering Hong Kong via that Control Point, enter, or intend to enter, that Interchange for the sole purpose of leaving that Area by those vehicles; or
- (c) who, after entering Hong Kong via that Control Point, are travelling on those vehicles for the purpose of leaving that Area.

- (b) shall not leave the immediate vicinity of the vehicle.

The person—

- (a) under paragraph (a) in the second column, shall not leave the immediate vicinity of that vehicle at any place other than that Interchange;
- (b) under paragraph (b) in the second column, shall leave that Interchange without undue delay; and
- (c) under paragraph (c) in the second column, shall not leave the immediate vicinity of that vehicle.

- 2E. The drivers of public light buses on a scheduled service who enter or leave the Frontier Closed Area for the sole purpose of carrying persons to or from the Lok Ma Chau Spur Line Public Transport Interchange or Ha Wan Tsuen, and the persons—
- (a) who enter that Area by those

Beginning on 0600 hours on each day and ending with 0030 hours on the next day

The driver—

- (a) shall, unless stopping to pick up or set down passengers as specified in the passenger service licence in respect of the scheduled service, drive his vehicle directly from the Frontier Closed Area boundary at the junction of Lok Ma Chau Road

- vehicles for the sole purpose of leaving Hong Kong via the Lok Ma Chau Spur Line Control Point;
- (b) who, after entering Hong Kong via that Control Point, enter, or intend to enter, that Interchange for the sole purpose of leaving that Area by those vehicles; or
- (c) who, after entering Hong Kong via that Control Point, are travelling on those vehicles for the purpose of leaving that Area.

- and Ha Wan Tsuen Road (JK 9936 9230) along Ha Wan Tsuen Road and Lung Hau Road to the Lok Ma Chau Spur Line Public Transport Interchange or from that Interchange to that junction; and
- (b) shall not leave the immediate vicinity of the vehicle.
- The person—
- (a) under paragraph (a) in the second column, shall not leave the immediate vicinity of that vehicle at any place other than that Interchange;
- (b) under paragraph (b) in the second column, shall leave that Interchange without undue delay; and
- (c) under paragraph (c) in the second column, shall not leave the immediate vicinity of that vehicle.”.

TANG King-shing
Commissioner of Police

2 May 2007

Explanatory Note

This Notice amends the Frontier Closed Area (Permission to Enter) Notice (Cap. 245 sub. leg. H) (“principal Notice”). The principal object is—

- (a) to amend the times during which the drivers of taxis and public light buses on a scheduled service who carry passengers to or from the Lok Ma Chau Boundary Control Point as well as the persons who travel by those vehicles are permitted to enter or leave the Frontier Closed Area;
- (b) to grant permission to enter or leave the Frontier Closed Area to the drivers of taxis, the drivers of franchised buses on a specified route in uniform, and the drivers of public light buses on a scheduled service who carry passengers to or from the Lok Ma Chau Spur Line Public Transport Interchange, as well as to the persons who travel by those vehicles, for the period beginning on 0600 hours on each day and ending with 0030 hours on the next day, subject to the conditions specified in the Notice; and
- (c) to effect some minor and technical amendments to the relevant provisions of the principal Notice.