LEGISLATIVE COUNCIL BRIEF

IMMIGRATION (ANCHORAGES AND LANDING PLACES)
(AMENDMENT) ORDER 2009

INTRODUCTION

The Secretary for Security has made the Immigration (Anchorages and Landing Places) (Amendment) Order 2009 ('the Amendment Order') under section 60 of the Immigration Ordinance (Cap. 115). The purpose of the Amendment Order is to amend the boundary of the Hong Kong International Airport Immigration Anchorage, an approved immigration anchorage designated under the Immigration (Anchorages and Landing Places) Order (Cap. 115 sub. leg. C). A copy of the Amendment Order is at **Annex**.

BACKGROUND

2. Transit passenger ferry service is provided at the existing SkyPier between the Hong Kong International Airport ('the airport') and the Pearl River Delta ('PRD') Region, serving Macao, Shenzhen Shekou, Shenzhen Fuyong, Dongguan, Zhongshan, Zhuhai Jiuzhou and Nansha.

3. The SkyPier is situated within the restricted area of the airport. Under the present arrangement, northbound ferries convey air-to-sea transit passengers from the SkyPier to a port in the PRD Region, whereas southbound ferries convey sea-to-air transit passengers from a port in the PRD Region to the SkyPier for their onward transit to flights at the airport. Passengers travel between the Passenger Terminal Building of the airport and the SkyPier on buses on a bonded route which is within the airport restricted area. All transit passengers remain at all times within the restricted area. They are not required to go through immigration clearance at the SkyPier. The SkyPier has been designated as an approved immigration anchorage under paragraph 2(1)(b) of Cap. 115 sub. leg. C for the berthing of the ferries.

4.   To enhance connectivity between the airport and the PRD Region, the Airport Authority has allowed northbound cross-boundary ferries originating from other cross-boundary ferry terminals in Hong Kong, namely the Macao Ferry Terminal and China Ferry Terminal, both of which are terminals declared under regulation 3 of the Shipping and Port Control (Ferry Terminal) Regulations (Cap. 313 sub. leg. H), to make a stop at the SkyPier to pick up air-to-sea transit passengers and then proceed with their journeys to the PRD Region destinations, i.e. to operate on a 'co-termination' mode.   When the northbound ferries berth at the SkyPier, no passengers already on such ferries would be allowed to disembark at the SkyPier.   The arrangements have been underpinned by paragraph 2(1)(ba) of and Schedule 1A to Cap. 115 sub. leg C.

5.   To enhance the service, a new, permanent SkyPier is expected to commence operation in December 2009, replacing the existing facility. As a result, it is necessary to amend the boundary of the Hong Kong International Airport Immigration Anchorage as stipulated in Cap. 115 sub. leg. C to reflect the location of the new pier.

THE AMENDMENT ORDER

6.   **Clause 1** of the Amendment Order provides that the Order shall come into operation on 4 December 2009.   **Clause 2** provides for the revised boundary of the Hong Kong International Airport Immigration Anchorage by way of coordinates.

LEGISLATIVE TIMETABLE

7.   The legislative timetable will be –

Publication in the Gazette	9 October 2009
Tabling at the Legislative Council for negative vetting	14 October 2009
Commencement of the Amendment Order	4 December 2009

IMPLICATIONS OF THE PROPOSAL

8.　　The Amendment Order is in conformity with the Basic Law, including the provisions concerning human rights. The Amendment Order will not affect the current binding effect of Cap. 115 and the subsidiary legislation made thereunder.

PUBLICITY

9.　　Spokesmen will be arranged to answer media and public enquiries.

ENQUIRIES

10.　　For enquiries on the Amendment Order, please contact Mr W H CHOW, Principal Assistant Secretary for Security, on 2810 2506. For enquiries on the SkyPier, please contact Ms Jenny CHAN, Principal Assistant Secretary for Transport and Housing, on 2189 7718.

Security Bureau
Transport and Housing Bureau
October 2009

IMMIGRATION (ANCHORAGES AND LANDING PLACES) (AMENDMENT) ORDER 2009

(Made by the Secretary for Security under section 60 of the
Immigration Ordinance (Cap. 115))

1.   Commencement

This Order comes into operation on 4 December 2009.

2.   Schedule 1A amended

Schedule 1A to the Immigration (Anchorages and Landing Places) Order
(Cap. 115 sub. leg. C) is amended by repealing item I and substituting –

"I.   Hong Kong   The area comprising –

International   (a)   the area bounded by straight lines joining the

Airport   following positions –

Immigration   (1)   latitude   22°   19'   11.1"   north,

Anchorage   longitude   113°   56'   39.5"   east;

                                 (2)   latitude   22°   19'   11.0"   north,

                                        longitude   113°   56'   40.4"   east;

                                 (3)   latitude   22°   19'   10.9"   north,

                                        longitude   113°   56'   40.6"   east;

                                 (4)   latitude   22°   19'   10.9"   north,

                                        longitude   113°   56'   40.9"   east;

                                 (5)   latitude   22°   19'   10.8"   north,

                                        longitude   113°   56'   41.0"   east;

                                 (6)   latitude   22°   19'   10.6"   north,

                                        longitude   113°   56'   40.9"   east;

                                 (7)   latitude   22°   19'   10.5"   north,

                                        longitude   113°   56'   40.7"   east;

                                 (8)   latitude   22°   19'   10.4"   north,

                                        longitude   113°   56'   40.6"   east;

(9)	latitude	22°	19'	10.0"	north,
	longitude	113°	56'	39.9"	east;
(10)	latitude	22°	19'	09.0"	north,
	longitude	113°	56'	39.7"	east;
(11)	latitude	22°	19'	07.5"	north,
	longitude	113°	56'	39.3"	east;
(12)	latitude	22°	19'	06.2"	north,
	longitude	113°	56'	39.0"	east;
(13)	latitude	22°	19'	05.8"	north,
	longitude	113°	56'	39.0"	east;
(14)	latitude	22°	19'	05.1"	north,
	longitude	113°	56'	38.8"	east;
(15)	latitude	22°	19'	03.9"	north,
	longitude	113°	56'	38.5"	east;
(16)	latitude	22°	19'	03.2"	north,
	longitude	113°	56'	38.4"	east;
(17)	latitude	22°	19'	02.5"	north,
	longitude	113°	56'	38.2"	east;
(18)	latitude	22°	19'	02.7"	north,
	longitude	113°	56'	37.0"	east;
(19)	latitude	22°	19'	02.8"	north,
	longitude	113°	56'	37.0"	east;
(20)	latitude	22°	19'	03.1"	north,
	longitude	113°	56'	36.8"	east;
(21)	latitude	22°	19'	03.1"	north,
	longitude	113°	56'	36.9"	east;
(22)	latitude	22°	19'	03.2"	north,
	longitude	113°	56'	37.0"	east;
(23)	latitude	22°	19'	03.2"	north,

		longitude	113°	56'	36.9"	east;
(24)	latitude	22°	19'	03.3"	north,
	longitude	113°	56'	36.9"	east;
(25)	latitude	22°	19'	03.3"	north,
	longitude	113°	56'	36.8"	east;
(26)	latitude	22°	19'	03.4"	north,
	longitude	113°	56'	36.8"	east;
(27)	latitude	22°	19'	03.5"	north,
	longitude	113°	56'	36.7"	east;
(28)	latitude	22°	19'	03.6"	north,
	longitude	113°	56'	36.7"	east;
(29)	latitude	22°	19'	03.6"	north,
	longitude	113°	56'	36.8"	east;
(30)	latitude	22°	19'	03.7"	north,
	longitude	113°	56'	36.7"	east;
(31)	latitude	22°	19'	03.7"	north,
	longitude	113°	56'	36.6"	east;
(32)	latitude	22°	19'	04.1"	north,
	longitude	113°	56'	36.5"	east;
(33)	latitude	22°	19'	04.2"	north,
	longitude	113°	56'	36.5"	east;
(34)	latitude	22°	19'	04.3"	north,
	longitude	113°	56'	36.4"	east;
(35)	latitude	22°	19'	04.4"	north,
	longitude	113°	56'	36.4"	east;
(36)	latitude	22°	19'	04.5"	north,
	longitude	113°	56'	36.4"	east;
(37)	latitude	22°	19'	04.8"	north,
	longitude	113°	56'	36.3"	east;

(38)	latitude	22°	19'	04.9"	north,
	longitude	113°	56'	36.3"	east;
(39)	latitude	22°	19'	04.8"	north,
	longitude	113°	56'	36.2"	east;
(40)	latitude	22°	19'	04.9"	north,
	longitude	113°	56'	36.2"	east;
(41)	latitude	22°	19'	05.0"	north,
	longitude	113°	56'	36.2"	east;
(42)	latitude	22°	19'	05.0"	north,
	longitude	113°	56'	36.1"	east;
(43)	latitude	22°	19'	05.1"	north,
	longitude	113°	56'	36.1"	east;
(44)	latitude	22°	19'	05.1"	north,
	longitude	113°	56'	36.2"	east;
(45)	latitude	22°	19'	05.8"	north,
	longitude	113°	56'	36.0"	east;
(46)	latitude	22°	19'	05.8"	north,
	longitude	113°	56'	35.9"	east;
(47)	latitude	22°	19'	05.9"	north,
	longitude	113°	56'	35.8"	east;
(48)	latitude	22°	19'	05.9"	north,
	longitude	113°	56'	35.9"	east;
(49)	latitude	22°	19'	06.1"	north,
	longitude	113°	56'	35.8"	east;
(50)	latitude	22°	19'	06.0"	north,
	longitude	113°	56'	35.8"	east;
(51)	latitude	22°	19'	06.1"	north,
	longitude	113°	56'	35.7"	east;
(52)	latitude	22°	19'	06.1"	north,

	longitude	113°	56'	35.8"	east;
(53)	latitude	22°	19'	06.2"	north,
	longitude	113°	56'	35.8"	east;
(54)	latitude	22°	19'	06.2"	north,
	longitude	113°	56'	35.9"	east;
(55)	latitude	22°	19'	06.2"	north,
	longitude	113°	56'	36.0"	east;
(56)	latitude	22°	19'	06.3"	north,
	longitude	113°	56'	35.9"	east;
(57)	latitude	22°	19'	06.3"	north,
	longitude	113°	56'	36.1"	east;
(58)	latitude	22°	19'	06.3"	north,
	longitude	113°	56'	36.2"	east;
(59)	latitude	22°	19'	06.4"	north,
	longitude	113°	56'	36.2"	east;
(60)	latitude	22°	19'	06.4"	north,
	longitude	113°	56'	36.3"	east;
(61)	latitude	22°	19'	06.3"	north,
	longitude	113°	56'	36.4"	east;
(62)	latitude	22°	19'	06.4"	north,
	longitude	113°	56'	36.3"	east;
(63)	latitude	22°	19'	06.6"	north,
	longitude	113°	56'	36.8"	east;
(64)	latitude	22°	19'	06.5"	north,
	longitude	113°	56'	37.0"	east;
(65)	latitude	22°	19'	06.2"	north,
	longitude	113°	56'	36.9"	east;
(66)	latitude	22°	19'	06.2"	north,
	longitude	113°	56'	36.3"	east;

(67)   latitude   22°   19'   06.1"   north,
          longitude   113°   56'   37.0"   east;
(68)   latitude   22°   19'   06.0"   north,
          longitude   113°   56'   37.1"   east;
(69)   latitude   22°   19'   06.1"   north,
          longitude   113°   56'   37.1"   east;
(70)   latitude   22°   19'   06.0"   north,
          longitude   113°   56'   37.2"   east;
(71)   latitude   22°   19'   06.5"   north,
          longitude   113°   56'   37.2"   east;
(72)   latitude   22°   19'   06.5"   north,
          longitude   113°   56'   37.3"   east;
(73)   latitude   22°   19'   06.5"   north,
          longitude   113°   56'   37.5"   east;
(74)   latitude   22°   19'   06.8"   north,
          longitude   113°   56'   37.6"   east;
(75)   latitude   22°   19'   06.9"   north,
          longitude   113°   56'   37.3"   east;
(76)   latitude   22°   19'   07.1"   north,
          longitude   113°   56'   37.4"   east;
(77)   latitude   22°   19'   08.3"   north,
          longitude   113°   56'   38.1"   east;
(78)   latitude   22°   19'   08.7"   north,
          longitude   113°   56'   38.4"   east;
(79)   latitude   22°   19'   09.3"   north,
          longitude   113°   56'   38.8"   east;
(80)   latitude   22°   19'   09.4"   north,
          longitude   113°   56'   39.0"   east;
(81)   latitude   22°   19'   10.2"   north,

longitude 113° 56' 39.3" east;

(b) the area bounded by straight lines joining the following positions –

(1) latitude 22° 19' 05.8" north, longitude 113° 56' 39.0" east;

(2) latitude 22° 19' 05.3" north, longitude 113° 56' 41.3" east;

(3) latitude 22° 19' 04.8" north, longitude 113° 56' 41.2" east;

(4) latitude 22° 19' 05.1" north, longitude 113° 56' 38.9" east;

(5) latitude 22° 19' 05.1" north, longitude 113° 56' 38.8" east;

(6) latitude 22° 19' 05.8" north, longitude 113° 56' 39.0" east;

(c) the area bounded by straight lines joining the following positions –

(1) latitude 22° 19' 03.9" north, longitude 113° 56' 38.6" east;

(2) latitude 22° 19' 03.3" north, longitude 113° 56' 40.9" east;

(3) latitude 22° 19' 02.9" north, longitude 113° 56' 40.8" east;

(4) latitude 22° 19' 03.2" north, longitude 113° 56' 38.5" east;

(5) latitude 22° 19' 03.2" north, longitude 113° 56' 38.4" east;

(6) latitude 22° 19' 03.9" north, longitude 113° 56' 38.5" east;

(7)   latitude   22°   19'   03.9"   north,

longitude 113° 56' 38.6" east;

and

(d)   the area bounded by straight lines joining the following positions –

(1)   latitude   22°   19'   07.5"   north,

longitude 113° 56' 39.3" east;

(2)   latitude   22°   19'   06.7"   north,

longitude 113° 56' 43.4" east;

(3)   latitude   22°   19'   00.8"   north,

longitude 113° 56' 42.1" east;

(4)   latitude   22°   19'   01.6"   north,

longitude 113° 56' 38.0" east;

(5)   latitude   22°   19'   02.5"   north,

longitude 113° 56' 38.2" east;

(6)   latitude   22°   19'   03.2"   north,

longitude 113° 56' 38.4" east;

(7)   latitude   22°   19'   03.2"   north,

longitude 113° 56' 38.5" east;

(8)   latitude   22°   19'   02.9"   north,

longitude 113° 56' 40.8" east;

(9)   latitude   22°   19'   03.3"   north,

longitude 113° 56' 40.9" east;

(10)   latitude   22°   19'   03.9"   north,

longitude 113° 56' 38.6" east;

(11)   latitude   22°   19'   03.9"   north,

longitude 113° 56' 38.5" east;

(12)   latitude   22°   19'   05.1"   north,

longitude 113° 56' 38.8" east;

(13)	latitude	22°	19'	05.1"	north,
	longitude	113°	56'	38.9"	east;
(14)	latitude	22°	19'	04.8"	north,
	longitude	113°	56'	41.2"	east;
(15)	latitude	22°	19'	05.3"	north,
	longitude	113°	56'	41.3"	east;
(16)	latitude	22°	19'	05.8"	north,
	longitude	113°	56'	39.0"	east;
(17)	latitude	22°	19'	06.2"	north,
	longitude	113°	56'	39.0"	east.".

Ambrose S K LEE
Secretary for Security

6 OCTOBER 2009

Explanatory Note

This Order amends the description of the Hong Kong International Airport Immigration Anchorage in item I, Schedule 1A to the Immigration (Anchorages and Landing Places) Order (Cap. 115 sub. leg. C) to provide for its revised boundary as a result of the establishment of a permanent cross-boundary ferry terminal scheduled for December 2009.