



立法會秘書處 法律事務部
LEGAL SERVICE DIVISION
LEGISLATIVE COUNCIL SECRETARIAT

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8 May 2012

Mr Clement CHAN
Principal Assistant Secretary for Food & Health (Food)3
Food Branch
Food and Health Bureau
17/F, East Wing
Central Government Offices
2 Tim Mei Avenue
Tamar
Hong Kong

Dear Mr CHAN,

**Public Health and Municipal Services Ordinance (Cap.132)
Pesticide Residues in Food Regulation (L.N. 73 of 2012)**

I am scrutinizing the above regulation with a view to advising Members on its legal and drafting aspects.

It is noted that the definitions of "maximum residue limit" and "extraneous maximum residue limit" are essentially sign-posts to help readers to locate the relevant figures in the regulation. Further, the LegCo Brief does not explain the difference between those limits.

The Administration may wish to clarify –

- (a) the different nature of the above limits; and
- (b) the need for a substantive definition for each of the terms to ensure that there could not be any difficulty in the application of those limits in the regulation.

As the House Committee will consider the above regulation at its meeting on 11 May 2011, I look forward to receiving your reply in both Chinese and English languages by **9 May 2011**. Please also send an electronic copy of your reply to ftse@legco.gov.hk.

Yours sincerely,

A handwritten signature in black ink, appearing to read 'Evelyn', with a stylized flourish at the end.

(Evelyn LEE)
Assistant Legal Adviser