



**屋宇設備運行及維修行政人員學會**  
**Building Services Operation and Maintenance Executives Society**

---

Your Ref. : CB1/BC/2/13  
Date : 25 November 2013

Fax. No.: 2978 7569  
e-mail add.: esnliu@legco.gov.hk

Clerk to Bills Committee  
Legislative Council Secretariat  
Legislative Council Complex  
1, Legislative Council Road,  
Central, Hong Kong

Attn: Ms. Macy Ng

Dear Madam,

**BSOMES - Written Submission on Air Pollution Control (Amendment) (No.2) Bill 2013**

Building Services Operation and Maintenance Executives Society (BSOMES) agrees to support the captioned bill.

Members of Building Services Operation and Maintenance Executives Society (BSOMES) are operation and maintenance practitioners who always conduct additional and alternative works in various buildings in Hong Kong. Dismantling and removing aging building material with asbestos are common issue.

To protect the health of the public and relevant workers and to enable relevant trade practitioners fully comply with the updated legal statutory requirements such as, Mandatory Building Inspection Scheme (MBIS) in our daily work, BSOMES would like to submit 3 suggestions below for the committee members' considerations.

**1. Clause 5, section 78, defences**

- a. Detailed explanation and definition with practical examples are required for the person who carried out relevant works as stipulated in the clause (1) (a) and (b).
- b. In the clause (2) (a) and (b), the definition of "sufficient evidence" and "beyond reasonable doubt" must be clarified with practical and common examples which are common in the relevant industry.

**2. Clause 8, Section 83, exemption from section 80**

In the clause, the Authority may impose any condition to the exemption and may withdraw the exemption at any time. To govern the Authority, BSOMES suggests that guidelines must be added for the Authority to follow during the execution of the above right.

**3. Section 19 of Legislative Council Brief for the captioned amendment, Public Consultation**

In the above Brief, several respondents considered that relocation of existing equipment, e.g., power transformers with parts containing asbestos embedded inside, should not be counted as new use. It is a good suggestion to match with the practical need of the related industry. Hence, a comprehensive exemption check list of equipment is necessary for practitioners' information.

For and on behalf of Building Services Operation and Maintenance Executives Society

Ir Ho Tak Shing, Peter  
Treasurer (2012 - 2014)  
25 November 2013