

香港特別行政區政府  
政務司司長辦公室轄下行政署



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The Government of  
The Hong Kong Special Administrative Region  
Administration Wing,  
Chief Secretary for Administration's Office

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7 October 2013

The Hon Andrew LEUNG Kwan-yuen, GBS, JP  
Chairman  
House Committee  
Legislative Council Complex  
1 Legislative Council Road,  
Central  
Hong Kong

Dear Chairman,

### **Legislative Programme 2013-14**

Attached is a list of bills which the Administration intends to introduce into the Legislative Council in the current legislative session.

The Legislative Programme serves as an indication of the Administration's intention at this stage, and may be adjusted during the course of the legislative session. This notwithstanding, we hope that Members will find the Programme helpful in planning their work ahead.

Yours sincerely,

A handwritten signature in black ink, appearing to read 'Kitty Choi', written in a cursive style.

( Ms Kitty Choi )  
Director of Administration

Encl.

cc Clerk to the House Committee

**Legislative Programme 2013-14**

This Programme sets out the main pieces of legislation which the Government plans to introduce into the Legislative Council in the 2013-14 legislative session. The bills to be introduced and the timing indicated below are subject to change in the light of the state of readiness of the bills and changing circumstances.

Title	Purpose of the Bill	Bureau	Indicative timing within 2013-14 legislative session
1. <b>Competition (Amendment) Bill</b>	<ul style="list-style-type: none"> <li>To amend the Competition Ordinance (Cap. 619) to provide the powers necessary for the functioning of the Competition Tribunal which has the primary jurisdiction to hear and adjudicate on competition related case.</li> </ul>	CEDB	2 <sup>nd</sup> half
2. <b>Sex Discrimination (Amendment) Bill</b>	<ul style="list-style-type: none"> <li>To extend the protection of the Sex Discrimination Ordinance (Cap. 480) to sexual harassment by customers against service providers.</li> </ul>	CMAB	2 <sup>nd</sup> half
3. <b>Electoral Legislation (Miscellaneous Amendments) Bill</b>	<ul style="list-style-type: none"> <li>To amend the Electoral Affairs Commission Ordinance (Cap.541)(“EACO”), the Legislative Council Ordinance (Cap. 542), the District Councils Ordinance (Cap. 547) and the subsidiary legislation made under EACO to improve various electoral procedures.</li> </ul>	CMAB	2 <sup>nd</sup> half
4. <b>Administration of Justice (Miscellaneous Provisions) Bill</b>	<ul style="list-style-type: none"> <li>To take forward various miscellaneous amendments relating to the court operation of the Judiciary.</li> </ul>	CSO/JA	2 <sup>nd</sup> half

Title	Purpose of the Bill	Bureau	Indicative timing within 2013-14 legislative session
5. <b>Construction Workers Registration (Amendment) Bill</b>	<ul style="list-style-type: none"> <li>To amend the Construction Workers Registration Ordinance (Cap. 583) to facilitate implementation of the remaining phase of Prohibition (not yet implemented), that is, forbidding people from undertaking construction works of designated trades unless they are relevant trade-registered workers or under instruction and supervision of the relevant trade-registered workers.</li> </ul>	DEVB	2 <sup>nd</sup> half
6. <b>Land (Miscellaneous Provisions) (Amendment) Bill</b>	<ul style="list-style-type: none"> <li>To increase the deterrent effects against offences relating to unlawful occupation of unleased land through increasing the relevant existing penalties and introducing a system of daily fine.</li> </ul>	DEVB	2 <sup>nd</sup> half
7. <b>Contracts (Rights of Third Parties) Bill</b>	<ul style="list-style-type: none"> <li>To enable a person who is not a party to a contract (i.e. a third party) to enforce a term of the contract. The Bill seeks to implement the recommendations made in the Report on Privity of Contract published by the Law Reform Commission of Hong Kong in 2005.</li> </ul>	DoJ	2 <sup>nd</sup> half
8. <b>Statute Law (Miscellaneous Provisions) Bill</b>	<ul style="list-style-type: none"> <li>To introduce miscellaneous amendments which are minor, technical and largely non-controversial to various Ordinances and subsidiary legislation and, in particular – <ul style="list-style-type: none"> <li>(a) to amend and repeal certain provisions of the Crimes Ordinance (Cap. 200) that were</li> </ul> </li> </ul>	DoJ	1 <sup>st</sup> half

Title	Purpose of the Bill	Bureau	Indicative timing within 2013-14 legislative session
	<p>ruled unconstitutional by the Court in the cases of <i>Leung TC William Roy v S for J</i> (CACV 317/2005) and <i>S for J v Yau Yuk Lung Zigo &amp; Anor</i> (FACC 12/2006); and</p> <p>(b) to introduce legislative amendments proposed by the Equal Opportunities Commission in relation to the Sex Discrimination Ordinance (Cap. 480), the Disability Discrimination Ordinance (Cap. 487), the Family Status Discrimination Ordinance (Cap. 527) and the Race Discrimination Ordinance (Cap. 602).</p>		
<p>9. <b>Air Pollution Control (Amendment) (No.2) Bill</b></p>	<ul style="list-style-type: none"> <li>To extend the ban against asbestos under the Air Pollution Control Ordinance (Cap. 311), from banning only the import and sale of amosite and crocidolite to a total ban against the import, sale, supply, new use and transshipment of all forms of asbestos.</li> </ul>	ENB	1 <sup>st</sup> half
<p>10. <b>Product Eco-responsibility (Electrical and Electronic Equipment) (Amendment) Bill</b></p>	<ul style="list-style-type: none"> <li>To implement the new producer responsibility scheme for the proper management of locally generated waste electrical and electronic equipment.</li> </ul>	ENB	2 <sup>nd</sup> half
<p>11. <b>Electronic Health Record Sharing System Bill</b></p>	<ul style="list-style-type: none"> <li>To provide for the collection, sharing, use, and retention of data and information under the eHealth Record Sharing System (“eHRSS”), protection of the eHRSS; and</li> </ul>	FHB	1 <sup>st</sup> half

Title	Purpose of the Bill	Bureau	Indicative timing within 2013-14 legislative session
	incidental and connected matters.		
12. <b>Pharmacy and Poisons (Amendment) Bill</b>	<ul style="list-style-type: none"> <li>To enhance the existing drug regulatory regime in Hong Kong as recommended by the Review Committee on the Regulation of Pharmaceutical Products in early 2010 in response to a series of drug incidents in 2009.</li> </ul>	FHB	1 <sup>st</sup> half
13. <b>Private Columbaria Bill</b>	<ul style="list-style-type: none"> <li>To formulate a new Ordinance to regulate the operation of private columbaria in the territory through a statutory licensing scheme, with a view to ensuring that the licensed operations meet the statutory and Government requirements and better protect consumer interest.</li> </ul>	FHB	2 <sup>nd</sup> half
14. <b>Veterinary Surgeons Registration (Amendment) Bill</b>	<ul style="list-style-type: none"> <li>To amend the Veterinary Surgeons Registration Ordinance (Cap. 529) to – <ul style="list-style-type: none"> <li>(a) increase the number of members, and revise the composition of the membership, of the Veterinary Surgeons Board of Hong Kong (“VSB”);</li> <li>(b) create a panel of assessors to assist VSB to handle complaints;</li> <li>(c) revise the composition of the complaint-handling committees of VSB; and</li> <li>(d) streamline the complaint-handling procedures of VSB.</li> </ul> </li> </ul>	FHB	2 <sup>nd</sup> half
15. <b>Clearing and Settlement Systems</b>	<ul style="list-style-type: none"> <li>To amend the Clearing and Settlement Systems Ordinance (Cap. 548) in</li> </ul>	FSTB	2 <sup>nd</sup> half

Title	Purpose of the Bill	Bureau	Indicative timing within 2013-14 legislative session
<b>(Amendment) Bill</b>	order to establish a new regulatory regime for stored value facilities and retail payment systems with a view to enhancing protection for users as well as the safety and soundness of retail payment products and services in Hong Kong.		
16. <b>Inland Revenue (Amendment) Bill</b>	<ul style="list-style-type: none"> <li>To amend the Inland Revenue Ordinance (Cap. 112) to reduce the profits tax on the offshore insurance business of captive insurance companies; and increase the maximum allowable tax deduction for Mandatory Provident Fund mandatory contribution for the 2014-15 year of assessment and onwards, consequential to the increase of the maximum relevant income level from \$25,000 to \$30,000 with effect from 1 June 2014.</li> </ul>	FSTB	1 <sup>st</sup> half
17. <b>Inland Revenue (Amendment) (No.2) Bill</b>	<ul style="list-style-type: none"> <li>To amend the Inland Revenue Ordinance (Cap. 112) to – <ul style="list-style-type: none"> <li>(a) allow taxpayers and the Commissioner of Inland Revenue to lodge direct appeals to the court against the decisions of the Board of Review (Inland Revenue Ordinance) (“the Board”) on questions of law without the need to have the Board to agree to state a case for the court’s consideration;</li> <li>(b) empower the Board to give directions on the practice and procedure of the appeal and to</li> </ul> </li> </ul>	FSTB	2 <sup>nd</sup> half

Title	Purpose of the Bill	Bureau	Indicative timing within 2013-14 legislative session
	<p>sanction non-compliance; and  (c) provide appropriate privileges and immunities to the Chairman, deputy chairmen and members of the Board as well as to witness, party to any proceedings and representative or other person appearing before the Board.</p>		
<p>18. <b>Insurance Companies (Amendment) Bill</b></p>	<ul style="list-style-type: none"> <li>To provide for the establishment of an independent Insurance Authority and the legislative framework for licensing and regulation of insurance intermediaries; and to strengthen the regulation of insurers.</li> </ul>	FSTB	1 <sup>st</sup> half
<p>19. <b>Loans (Amendment) Bill</b></p>	<ul style="list-style-type: none"> <li>To amend the Loans Ordinance (Cap. 61) to enable the issuance of sukuk (i.e. Islamic bonds) under the Government Bond Programme to promote the further development of the bond market and Islamic finance in Hong Kong.</li> </ul>	FSTB	1 <sup>st</sup> half
<p>20. <b>Mandatory Provident Fund Schemes (Amendment) Bill</b></p>	<ul style="list-style-type: none"> <li>To allow Mandatory Provident Fund (“MPF”) and Occupational Retirement scheme members to withdraw MPF / minimum MPF benefits on the ground of terminal illness before retirement and MPF scheme members to withdraw the benefits by instalments; and simplify certain regulatory procedures and requirements applicable to trustees to provide greater scope for MPF fee reduction by trustees.</li> </ul>	FSTB	2 <sup>nd</sup> half

Title	Purpose of the Bill	Bureau	Indicative timing within 2013-14 legislative session
21. <b>Securities and Futures and Companies Legislation (Investor Protection Amendment) Bill</b>	<ul style="list-style-type: none"> <li>To amend the Companies Ordinance (Cap. 32) and Securities and Futures Ordinance (Cap. 571) to clarify the liability of sponsors in respect of prospectus in an initial public offering exercise; and allow the Securities and Futures Commission to provide supervisory assistance to overseas regulators.</li> </ul>	FSTB	1 <sup>st</sup> half
22. <b>Securities and Futures and Companies Legislation (Uncertificated Securities Market Amendment) Bill</b>	<ul style="list-style-type: none"> <li>To upgrade the infrastructure and enhance the quality of the securities market in Hong Kong for better investor protection by enabling the introduction of an uncertificated securities regime.</li> </ul>	FSTB	2 <sup>nd</sup> half
23. <b>Property Management Services Bill</b>	<ul style="list-style-type: none"> <li>To provide for a statutory licensing regime for the regulation of the property management industry, and to provide the legal basis for the establishment of the Property Management Services Authority as the regulatory body.</li> </ul>	HAB	1 <sup>st</sup> half
24. <b>Rural Representative Election Legislation (Amendment) Bill</b>	<ul style="list-style-type: none"> <li>To regulate Kaifong Representative elections for Cheung Chau and Peng Chau with effect from 2015 by extending the provisions of the Village Representative Election Ordinance (Cap. 576) and related legislation to cover Kaifong Representative elections.</li> </ul>	HAB	1 <sup>st</sup> half
25. <b>Employment (Amendment) Bill</b>	<ul style="list-style-type: none"> <li>To provide in the Employment Ordinance (Cap. 57) that eligible</li> </ul>	LWB	2 <sup>nd</sup> half



Title	Purpose of the Bill	Bureau	Indicative timing within 2013-14 legislative session
	working fathers will be entitled to three days of paid paternity leave at a rate of four-fifths of their average daily wages.		
26. <b>Marriage (Amendment) Bill</b>	<ul style="list-style-type: none"> <li>To follow up on the Court of Final Appeal order in the relevant Judicial Review case (<i>W v Registrar of Marriages</i> (FACV 4/2012)).</li> </ul>	SB	2 <sup>nd</sup> half
27. <b>Peak Tramway (Amendment) Bill</b>	<ul style="list-style-type: none"> <li>To empower the Chief Executive in Council to grant to the Peak Tramways Company Limited the right to run and operate the peak tramway for a period of two years commencing on 1 January 2014.</li> </ul>	THB	1 <sup>st</sup> half
28. <b>Shipping Legislation (Control of Smoke Emission) (Amendment) Bill</b>	<ul style="list-style-type: none"> <li>To implement the recommendation of the Audit Report No. 59 “Implementation of air-quality improvement measures” published in October 2012 by adopting the Ringelmann Chart as a reference to measure dark smoke emissions from vessels, and defining the quantity and duration of dark smoke emission of vessels which will constitute an offence.</li> </ul>	THB	2 <sup>nd</sup> half

Administration Wing  
Chief Secretary for Administration’s Office  
October 2013