



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

來函檔號 YOUR REF : EP CR 9/150/28 PT.4

本函檔號 OUR REF : LS/B/8/14-15

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By Fax (2110 4172)

28 July 2015

Mr Samson LAI
Assistant Director (Waste Management Policy)
Environmental Protection Department
16/F, East Wing
Central Government Offices
2 Tim Mei Avenue
Tamar
Hong Kong

Dear Mr LAI,


**Promotion of Recycling and Proper Disposal
(Electrical Equipment and Electronic Equipment) (Amendment) Bill 2015**

Further to the Bills Committee meeting of the captioned Bill on 20 July 2015, we would like to seek further clarification relating to clause 12 of the Bill.

Clause 12(2) proposes to add section 16(2A) to the Waste Disposal Ordinance (Cap. 354). In gist, the section provides that despite a person has satisfied any of the requirements in the proposed section 16(2)(ea) to (ec), the person may apply to the Director of Environmental Protection for a licence to use any land or premises for the disposal of e-waste. Further, according to the information given by the Administration at the meeting on 20 July 2015, a fee is payable in respect of the licence. In light of the aforesaid, please explain to Members the circumstances to which the proposed section 16(2A) would be applicable. Please also explain to Members the rationale for applying for a licence under the proposed section 16(2A) even though section 16(1) does not apply to the use of land or premises under the circumstances in the proposed section 16(2)(ea) to (ec).

Please let us have your reply in both the Chinese and English languages by **14 August 2015**.

Yours sincerely,

A handwritten signature in black ink, appearing to read 'Evelyn', with a long horizontal stroke extending to the right.

(Miss Evelyn LEE)
Assistant Legal Adviser

c.c. DoJ

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