

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

**List of follow-up actions arising from the discussion  
at the meeting on 3 November 2015**

Committee Stage amendments proposed by the Administration

1. The Administration is requested to explain the policy and legal considerations for the proposed Committee Stage amendments ("CSAs") to the definitions of "distribute", "supplier" and "use", and the relating CSAs to the new sections 32(1), 37(1)(a) and (b) and 40 (which are proposed under the Bill to be added to the Product Eco-responsibility Ordinance (Cap.603)). The Administration is also requested to clarify whether these CSAs have the effect of expanding the scopes of regulation under the respective said provisions in the Bill and, if so, to provide the relevant legal and policy considerations for such expansion (and if the answer is in the negative, the relevant legal justifications).
2. In the light of section 13 of Cap. 603 as proposed to be amended by the Bill and the CSAs which are proposed to be made to the new sections 33, 34 and 44 (which are also proposed under the Bill to be added to Cap. 603), the Administration is requested to confirm whether the decisions made under the new sections 33 and 34 are appealable matters to be specified pursuant to section 13 of Cap. 603.
3. The Administration is requested to consider, in the light of the CSAs made to the new section 40(1) that is proposed to be added by the Bill to Cap. 603, if the new section 40(2) should also be amended to clarify whether entering into an agreement to exhibit any piece of regulated electrical equipment concerned (which is considered as a kind of use under the definition of "use" in the Bill) constitutes a kind of use which is proposed under the Bill.