

**立法會**  
**Legislative Council**

LC Paper No. LS30/14-15

**Paper for the House Committee Meeting  
on 16 January 2015**

**Legal Service Division Report on  
Subsidiary Legislation Gazetted on 9 January 2015**

**Tabling in LegCo** : Council meeting of 14 January 2015

**Amendment to be made by** : Council meeting of 11 February 2015 (or that of 18 March 2015 if extended by resolution)

**Prevention and Control of Disease Ordinance (L.N. 2)  
(Amendment of Schedule 1) Notice 2015**

L.N. 2 is made by the Director of Health (the Director) under section 15 of the Prevention and Control of Disease Ordinance (Cap. 599).

2. Cap. 599 and its subsidiary legislation provide the legislative framework for the prevention and control of diseases of public health importance. Schedule 1 to Cap. 599 contains a list of scheduled infectious diseases. A medical practitioner is required, under section 4(1) of the Prevention and Control of Disease Regulation (Cap. 599A), to notify the Director immediately if the medical practitioner has reason to suspect the existence of a case of a scheduled infectious disease. Failure to comply with such requirement or knowingly giving the Director any information that is false in a material particular is an offence under section 4(4) of Cap. 599A punishable upon conviction with a fine at level 2 (i.e. \$5,000).

3. L.N. 2 amends Schedule 1 to Cap. 599 by adding invasive pneumococcal disease (IPD) to the list of scheduled infectious diseases. According to paragraph 8 of the LegCo Brief (File Ref: FH CR 4/3231/96) issued jointly by the Food and Health Bureau and the Department of Health in January 2015, the Director, in consultation with the relevant professionals and the academia, considers that there is a need to enhance surveillance of IPD so that the Administration can monitor the situation more accurately thus leading to appropriate public health strategies.

4. L.N. 2 came into operation on 9 January 2015.
5. Members may refer to the LegCo Brief for further information about IPD and other background information.
6. As advised by the Clerk to the Panel on Health Services, the Panel has not been consulted on L.N. 2. However, during the discussion of the measures in the prevention and control of IPD at the special meeting of the Panel on 2 December 2013, some members held the view that IPD should be included in the list of scheduled infectious diseases specified in Schedule 1 to Cap. 599 to enhance surveillance of IPD from the perspective of public health.
7. No difficulties have been identified in the legal and drafting aspects of L.N. 2.

Prepared by

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