

商務及經濟發展局
通訊及科技科

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COMMUNICATIONS
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26 February 2015

Miss Wendy Kan
Assistant Legal Adviser
Legal Service Division
Legislative Council Secretariat
Legislative Council Complex
1 Legislative Council Road, Central
Hong Kong

Dear Miss Kan,

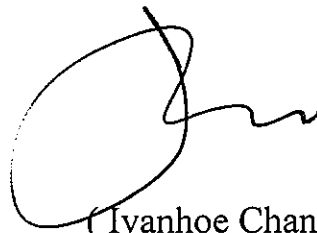
**Proposed resolution under section 54A of
the Interpretation and General Clauses Ordinance (Cap. 1)**

Thank you for your letter of 26 February 2015.

The Original Resolution was made and passed by the Legislative Council (LegCo) under section 54A of Cap. 1 to provide for the transfer of statutory functions to the proposed Secretary for Innovation and Technology and the proposed Permanent Secretary for Innovation and Technology. The commencement provision in paragraph 1 of the Original Resolution includes a condition for the commencement of the Original Resolution. The condition, i.e. the approval of the 2014-15 funding proposal by the Finance Committee, could not be fulfilled (paragraph 2 of the LegCo Brief refers). The status of the Original Resolution, similar to that of an un-commenced Ordinance, is valid and subsists except that it has

yet to come into operation. Therefore, the commencement provision of the Original Resolution can be amended by the proposed Amending Resolution under section 54A of Cap. 1 by substituting a new commencement provision.

Please let us know if you need any further information.

A handwritten signature in black ink, consisting of a large, stylized loop followed by a series of smaller, connected strokes.

(Ivanhoe Chang)

for Secretary for Commerce and Economic Development

c.c. DoJ (Attn: Ms Angie Li, SGC (By Fax: 2869 1302))