
Statute Law (Miscellaneous Provisions) Ordinance 2014

Contents

Section Page

Part 1

Preliminary

- 1. Short title and commencement A1721
- 2. Enactments amended A1723

Part 2

Amendments Relating to Sexual Offences

Division 1—Crimes Ordinance (Cap. 200)

- 3. Section 118C amended (homosexual buggery with or by man under 21)..... A1725
- 4. Section 118F repealed (homosexual buggery committed otherwise than in private) A1725
- 5. Section 118H amended (gross indecency with or by man under 21)..... A1725
- 6. Section 118J amended (gross indecency by man with man otherwise than in private) A1727
- 7. Schedule 1 amended (other offences of which accused may be convicted) A1727
- 8. Schedule 2 amended (sexual offence provisions that have extra-territorial effect)..... A1729

Section

Page

Division 2—Consequential Amendments

Subdivision 1—Police Force Ordinance (Cap. 232)

9. Schedule 2 amended (offences specified as serious arrestable offences) A1729

Subdivision 2—Child Care Services Ordinance (Cap. 243)

10. Schedule amended (offences relevant to meaning of prohibited person)..... A1729

Subdivision 3—Post-Release Supervision of Prisoners Regulation (Cap. 475 sub. leg. A)

11. Schedule 1 amended (specified offences)..... A1731

Subdivision 4—Social Workers Registration Ordinance (Cap. 505)

12. Schedule 2 amended (description of offences which disentitle persons from being or continuing to be registered social workers) A1731

Part 3

Amendments to Anti-discrimination Legislation

Division 1—Sex Discrimination Ordinance (Cap. 480)

13. Section 2 amended (interpretation)..... A1735
14. Section 12 amended (exception where sex is genuine occupational qualification)..... A1735
15. Section 19 amended (employment agencies) A1737
16. Section 24 amended (other sexual harassment)..... A1737

| Section | Page |
|---|-------|
| 17. Section 57 amended (acts done for purposes of protection of women)..... | A1739 |
| 18. Section 66 amended (review of Schedules 3 and 5) | A1739 |
| 19. Section 68 amended (protection of members of Commission, etc.) | A1741 |
| 20. Section 90 amended (amendment of Schedules)..... | A1745 |
| 21. Schedule 1 amended (educational establishments and their responsible bodies)..... | A1745 |
| 22. Schedule 3 repealed (provisions specified for purposes of section 12(2)(g)) | A1747 |
| 23. Schedule 5 amended (further exceptions to this Ordinance)... | A1747 |
| Division 2—Disability Discrimination Ordinance (Cap. 487) | |
| 24. Long title amended | A1749 |
| 25. Section 2 amended (interpretation)..... | A1751 |
| 26. Section 4 amended (unjustifiable hardship) | A1751 |
| 27. Section 12 amended (exception where absence of disability is genuine occupational qualification)..... | A1753 |
| 28. Section 19 amended (employment agencies) | A1753 |
| 29. Section 20 amended (discrimination against commission agents)..... | A1755 |
| 30. Section 23 amended (other harassment) | A1755 |
| 31. Section 37 amended (educational establishments)..... | A1755 |
| 32. Section 64A added | A1755 |

| Section | Page |
|--|-------|
| 64A. Protection of members of Commission etc..... | A1757 |
| 33. Section 73 amended (issue of enforcement notices)..... | A1757 |
| 34. Section 84 amended (building approvals)..... | A1757 |

Division 3—Family Status Discrimination Ordinance (Cap. 527)

| | |
|--|-------|
| 35. Section 2 amended (interpretation)..... | A1759 |
| 36. Section 15 amended (employment agencies)..... | A1759 |
| 37. Section 46A added..... | A1761 |
| 46A. Protection of members of Commission etc..... | A1761 |
| 38. Schedule 2 amended (further exceptions to this Ordinance)... | A1763 |

Division 4—Race Discrimination Ordinance (Cap. 602)

| | |
|---|-------|
| 39. Section 2 amended (interpretation)..... | A1763 |
| 40. Section 21 amended (employment agencies)..... | A1765 |
| 41. Section 62 amended (protection of members of Commission, etc.)..... | A1765 |

Division 5—Related Amendments to Personal Data (Privacy) Ordinance (Cap. 486)

| | |
|---|-------|
| 42. Section 2 amended (interpretation)..... | A1769 |
|---|-------|

Part 4

Amendments Relating to Power of Lands Tribunal to Take Evidence from Persons in Lawful Custody

Division 1—Evidence Ordinance (Cap. 8)

| | |
|--|-------|
| 43. Section 81 amended (warrant or order to bring up prisoner to give evidence)..... | A1771 |
|--|-------|

Section Page

Division 2—Lands Tribunal Ordinance (Cap. 17)

44. Section 6A amended (appointment and powers of temporary members)..... A1773

Part 5

Amendments Relating to Admissibility of Notarial Instruments

Division 1—Rules of the High Court (Cap. 4 sub. leg. A)

45. Order 38, rule 9A added A1775

9A. Notarial instruments receivable in evidence in civil proceedings (O. 38, r. 9A)..... A1775

Division 2—Evidence Ordinance (Cap. 8)

46. Section 35A added A1777

35A. Admissibility of notarial instruments in civil proceedings..... A1777

Division 3—Rules of the District Court (Cap. 336 sub. leg. H)

47. Order 38, rule 9A added A1779

9A. Notarial instruments receivable in evidence in civil proceedings (O. 38, r. 9A)..... A1779

Part 6

Amendments Relating to Admissibility of Evidence Obtained Pursuant to Request for Assistance in Criminal Matters

Division 1—Evidence Ordinance (Cap. 8)

48. Section 77F amended (admissibility in criminal proceedings of evidence obtained pursuant to letter of request)..... A1783

| Section | Page |
|---|-------|
| 49. Section 77G amended (provisions supplementary to sections 77E and 77F)..... | A1783 |

Division 2—Mutual Legal Assistance in Criminal Matters Ordinance (Cap. 525)

| | |
|---|-------|
| 50. Section 9 amended (requests by Hong Kong for taking of evidence, etc.)..... | A1785 |
|---|-------|

Part 7

Amendment to Unsolicited Electronic Messages Ordinance (Cap. 593) Relating to Service of Specified Notice

| | |
|---|-------|
| 51. Section 44 amended (service of notices for purposes of sections 34, 35, 36 and 38)..... | A1787 |
|---|-------|

Part 8

Amendments to Trade Descriptions Ordinance (Cap. 362) Relating to Standard of Proof for Defence

| | |
|---|-------|
| 52. Section 12 amended (prohibited import and export of certain goods) | A1789 |
| 53. Section 26 amended (defence mistake, accident, etc.) | A1791 |
| 54. Sections 26AA and 26AAB added..... | A1793 |
| 26AA. Additional defence (supply of goods or service to which false trade description is applied etc.)..... | A1793 |
| 26AAB. Additional defence (sale of goods to which forged trade mark is applied etc.)..... | A1795 |

| Section | Page |
|---------|------|
|---------|------|

Part 9

Amendments to Building Management Ordinance (Cap. 344) Relating to Declaration Requirement

| | | |
|-----|---|-------|
| 55. | Section 7 amended (application by management committee for registration of owners as a corporation) | A1797 |
| 56. | Schedule 2 amended (composition and procedure of management committee) | A1797 |

Part 10

Powers to Revoke and Restore Suspension of Solicitor’s Practice or Foreign Lawyer’s Registration Pending Decision of Solicitors Disciplinary Tribunal

Division 1—Legal Practitioners Ordinance (Cap. 159)

| | | |
|-----|--|-------|
| 57. | Section 8A amended (Council may examine documents if solicitor or foreign lawyer is unfit) | A1801 |
|-----|--|-------|

Division 2—Legal Services Legislation (Miscellaneous Amendments) Ordinance 1997 (94 of 1997)

| | | |
|-----|--|-------|
| 58. | Schedule 1 amended (consequential amendments to Legal Practitioners Ordinance) | A1803 |
|-----|--|-------|

Part 11

Amendments Relating to Specification of Public Offices

Division 1—Specification of Public Offices (Cap. 1 sub. leg. C)

| | | |
|-----|--------------------------|-------|
| 59. | Title amended | A1805 |
| 60. | Paragraph repealed | A1805 |
| 61. | Section 1 added | A1805 |

| Section | Page |
|---|-------|
| 1. Specification of public offices..... | A1805 |
| 62. Schedule substituted..... | A1805 |
| Division 2—Repeal of Specifications of Public Offices | |
| 63. Repeal | A1859 |
| Division 3—Consequential Amendments to Land Titles Ordinance (Cap. 585) | |
| 64. Schedule 3 amended (consequential amendments)..... | A1859 |
| Division 4—Validation in relation to Specifications | |
| 65. Validation in relation to specifications | A1861 |
| Division 5—Specification of Public Offices (Cap. 1 sub. leg. C) (Amendment Relating to Books Registration Ordinance (Cap. 142)) | |
| 66. Schedule amended..... | A1863 |
| Part 12 | |
| Validation in relation to Consolidated Instruments | |
| 67. Validation in relation to paragraphs 2 and 3 of Antiquities and Monuments (Declaration of Monuments and Historical Buildings) (Consolidation) Notice..... | A1865 |
| 68. Validation in relation to the Schedule to the Country Parks (Designation) (Consolidation) Order | A1869 |
| Part 13 | |
| Standardization of References to Certain Customs and Excise Service Public Officers | |
| Division 1—Import and Export Ordinance (Cap. 60) | |
| 69. Section 2 amended (interpretation)..... | A1873 |

| Section | Page |
|---|-------|
| 70. Section 2AA amended (approval of part of Airport Area as cargo transshipment area)..... | A1873 |
| Division 2—Weights and Measures Ordinance (Cap. 68) | |
| 71. Section 2 amended (interpretation)..... | A1873 |
| 72. Section 3 amended (application)..... | A1875 |
| 73. Section 4 amended (appointment of authorized officers)..... | A1875 |
| 74. Section 7 amended (declaration of equivalent units of measurements) | A1875 |
| 75. Section 8 amended (reference standards of weights and measures) | A1877 |
| 76. Section 34 amended (name in which proceedings may be brought) | A1877 |
| 77. Section 38 amended (power of Commissioner to amend Schedules) | A1877 |
| Division 3—Pension Benefits Ordinance (Cap. 99) | |
| 78. Schedule amended (Scheduled officers)..... | A1877 |
| Division 4—Pension Benefits (Prescribed Ages) (Directorate Ranks) Notice (Cap. 99 sub. leg. C) | |
| 79. Schedule amended..... | A1879 |
| Division 5—Dutiable Commodities Ordinance (Cap. 109) | |
| 80. Section 2 amended (interpretation)..... | A1879 |

| Section | Page |
|---|-------|
| Division 6—Immigration Ordinance (Cap. 115) | |
| 81. Section 56A amended (exercise by customs officers of certain powers of immigration officers) | A1879 |
| Division 7—Public Revenue Protection Ordinance (Cap. 120) | |
| 82. Section 4 amended (restriction of delivery of dutiable goods) | A1883 |
| Division 8—Dangerous Drugs Ordinance (Cap. 134) | |
| 83. Section 38B amended (Commissioner of Customs and Excise may seize and detain ship) | A1885 |
| 84. Section 38C amended (magistrate may order arrest and detention of ship)..... | A1885 |
| 85. Section 38D amended (Registrar to order summons to be served on ship)..... | A1885 |
| 86. Section 38E amended (bail) | A1885 |
| 87. Section 38F amended (imposition of penalties in respect of ships carrying excessive quantities of drugs and consequential proceedings)..... | A1887 |
| 88. Section 38G amended (certificate as to finding of dangerous drugs etc.) | A1887 |
| 89. Section 52 amended (powers of authorized officers) | A1887 |
| 90. Section 53A amended (surrender of travel document)..... | A1887 |
| 91. Section 53B amended (application for return of travel document) | A1889 |

| Section | Page |
|--|-------|
| 92. Section 53C amended (application for permission to leave Hong Kong)..... | A1889 |
| Division 9—Control of Chemicals Ordinance (Cap. 145) | |
| 93. Section 2 amended (interpretation)..... | A1891 |
| Division 10—International Organizations and Diplomatic Privileges Ordinance (Cap. 190) | |
| 94. First Schedule amended | A1891 |
| Division 11—The Food and Agriculture Organization (Cap. 190 sub. leg. A) | |
| 95. Article 5 amended | A1893 |
| Division 12—The Inter-governmental Maritime Consultative Organization (Cap. 190 sub. leg. B) | |
| 96. Article 5 amended | A1893 |
| Division 13—The International Atomic Energy Agency (Cap. 190 sub. leg. C) | |
| 97. Article 5 amended | A1893 |
| Division 14—The International Civil Aviation Organization (Cap. 190 sub. leg. D) | |
| 98. Article 5 amended | A1895 |
| Division 15—The International Labour Organization (Cap. 190 sub. leg. E) | |
| 99. Article 5 amended | A1895 |
| Division 16—The Organization for the Network of Aquaculture Centres in Asia and the Pacific Notification (Cap. 190 sub. leg. F) | |
| 100. Paragraph 6 amended (exemption from taxes and rates) | A1895 |

| Section | Page |
|--|-------|
| Division 17—The International Telecommunication Union (Cap. 190 sub. leg. G) | |
| 101. Article 5 amended | A1897 |
| Division 18—The United Nations (Cap. 190 sub. leg. H) | |
| 102. Article 5 amended | A1897 |
| Division 19—The United Nations Educational, Scientific and Cultural Organization (Cap. 190 sub. leg. I) | |
| 103. Article 5 amended | A1897 |
| Division 20—The Universal Postal Union (Cap. 190 sub. leg. J) | |
| 104. Article 5 amended | A1899 |
| Division 21—The World Health Organization (Cap. 190 sub. leg. K) | |
| 105. Article 5 amended | A1899 |
| Division 22—The World Meteorological Organization (Cap. 190 sub. leg. L) | |
| 106. Article 5 amended | A1899 |
| Division 23—The Asian Development Bank (Cap. 190 sub. leg. M) | |
| 107. Article 6 amended | A1901 |
| Division 24—The Asia-Pacific Telecommunity Notification (Cap. 190 sub. leg. N) | |
| 108. Article 8 amended | A1901 |
| Division 25—The International Mobile Satellite Organization Notification (Cap. 190 sub. leg. P) | |
| 109. Article 6 amended | A1901 |

| Section | Page |
|--|-------|
| Division 26—The International Telecommunications Satellite Organization Notification (Cap. 190 sub. leg. Q) | |
| 110. Article 6 amended | A1903 |
| Division 27—Marine Fish (Marketing and Exportation) Regulations (Cap. 291 sub. leg. A) | |
| 111. Regulation 4E amended (production of export permit to designated officer; powers of designated officer)..... | A1903 |
| Division 28—Reserved Commodities Ordinance (Cap. 296) | |
| 112. Section 2 amended (interpretation)..... | A1903 |
| Division 29—Industrial Training (Clothing Industry) Ordinance (Cap. 318) | |
| 113. Section 2 amended (interpretation)..... | A1905 |
| 114. Schedule 1 amended (clothing items)..... | A1905 |
| Division 30—Protection of Non-Government Certificates of Origin Ordinance (Cap. 324) | |
| 115. Section 2 amended (interpretation)..... | A1905 |
| Division 31—Customs and Excise Service Ordinance (Cap. 342) | |
| 116. Section 2 amended (interpretation)..... | A1907 |
| 117. Section 26 amended (transitional)..... | A1907 |
| Division 32—Trade Descriptions Ordinance (Cap. 362) | |
| 118. Section 2 amended (interpretation)..... | A1909 |
| Division 33—Trade Descriptions (Place of Manufacture) (Textile Made-up Articles) Order (Cap. 362 sub. leg. I) | |
| 119. Section 2 amended (interpretation)..... | A1909 |

| Section | Page |
|---|-------|
| Division 34—Smoking (Public Health) Ordinance (Cap. 371) | |
| 120. Section 10A amended (seizure and forfeiture) | A1911 |
| Division 35—Smoking (Public Health) (Notices) Order (Cap. 371 sub. leg. B) | |
| 121. Paragraph 3 amended (health warning and indication of tar and nicotine yields on packet or retail container of cigarettes)..... | A1911 |
| 122. Paragraph 4A amended (health warning on retail container of cigar, pipe tobacco or cigarette tobacco (other than retail container containing one cigar)) | A1911 |
| 123. Paragraph 4AA amended (health warning on retail container containing one cigar) | A1913 |
| Division 36—Toys and Children’s Products Safety Ordinance (Cap. 424) | |
| 124. Section 2 amended (interpretation)..... | A1913 |
| Division 37—Administrative Appeals Board Ordinance (Cap. 442) | |
| 125. Schedule amended..... | A1915 |
| Division 38—Consumer Goods Safety Ordinance (Cap. 456) | |
| 126. Section 2 amended (interpretation)..... | A1915 |
| Division 39—Weapons of Mass Destruction (Control of Provision of Services) Ordinance (Cap. 526) | |
| 127. Section 2 amended (interpretation)..... | A1915 |
| Division 40—United Nations Sanctions (Iraq) Regulation (Cap. 537 sub. leg. B) | |
| 128. Section 1 amended (interpretation)..... | A1917 |

| Section | Page |
|--|-------|
| Division 41—United Nations Sanctions (Lebanon) Regulation (Cap. 537 sub. leg. AC) | |
| 129. Section 1 amended (interpretation)..... | A1917 |
| Division 42—United Nations Sanctions (Democratic People’s Republic of Korea) Regulation (Cap. 537 sub. leg. AE) | |
| 130. Section 1 amended (interpretation)..... | A1917 |
| Division 43—United Nations Sanctions (Iran) Regulation (Cap. 537 sub. leg. AF) | |
| 131. Section 1 amended (interpretation)..... | A1917 |
| Division 44—United Nations Sanctions (Somalia) Regulation (Cap. 537 sub. leg. AN) | |
| 132. Section 1 amended (interpretation)..... | A1919 |
| Division 45—United Nations Sanctions (Eritrea) Regulation (Cap. 537 sub. leg. AR) | |
| 133. Section 1 amended (interpretation)..... | A1919 |
| Division 46—United Nations Sanctions (Libya) Regulation 2011 (Cap. 537 sub. leg. AW) | |
| 134. Section 1 amended (interpretation)..... | A1919 |
| Division 47—United Nations Sanctions (Afghanistan) Regulation 2012 (Cap. 537 sub. leg. AX) | |
| 135. Section 2 amended (interpretation)..... | A1921 |

| Section | Page |
|--|---|
| Division 48—United Nations Sanctions (Sudan) Regulation 2013 (Cap. 537 sub. leg. BF) | |
| 136. | Section 22 amended (power of authorized officers to enter and detain vehicles)..... A1921 |
| Division 49—United Nations Sanctions (Liberia) Regulation 2014 (Cap. 537 sub. leg. BG) | |
| 137. | Section 2 amended (interpretation)..... A1921 |
| Division 50—Customs and Excise Service Children’s Education Trust Fund Ordinance (Cap. 551) | |
| 138. | Section 2 amended (interpretation)..... A1921 |
| 139. | Section 3 amended (establishment of the fund)..... A1923 |
| 140. | Section 4 amended (incorporation of Commissioner as trustee)..... A1923 |
| 141. | Section 6 amended (establishment of committee)..... A1923 |
| Division 51—Consular Relations Ordinance (Cap. 557) | |
| 142. | Section 5 amended (authorized refund of duties paid on hydrocarbon oils)..... A1925 |
| Division 52—International Organizations (Privileges and Immunities) (Office of the Commission of the European Communities) Order (Cap. 558 sub. leg. A) | |
| 143. | Section 4 amended (authorized refund of duties paid on hydrocarbon oils)..... A1925 |
| Division 53—Chemical Weapons (Convention) Ordinance (Cap. 578) | |
| 144. | Section 2 amended (interpretation)..... A1925 |

| Section | Page |
|--|-------|
| Division 54—Anti-Money Laundering and Counter-Terrorist Financing (Financial Institutions) Ordinance (Cap. 615) | |
| 145. Section 26 amended (delegation of functions)..... | A1927 |
| 146. Section 51 amended (regulations) | A1927 |
| 147. Schedule 1 amended (interpretation) | A1927 |
| Division 55—United Nations Sanctions (Central African Republic) Regulation (L.N. 51 of 2014) | |
| 148. Section 1 amended (interpretation)..... | A1927 |
| Division 56—United Nations Sanctions (Democratic Republic of the Congo) Regulation 2014 (L.N. 52 of 2014) | |
| 149. Section 1 amended (interpretation)..... | A1929 |
| Division 57—United Nations Sanctions (Côte d’Ivoire) Regulation 2014 (L.N. 114 of 2014) | |
| 150. Section 1 amended (interpretation)..... | A1929 |
| Part 14 | |
| Miscellaneous Amendments | |
| Division 1—Allowances to Jurors Order (Cap. 3 sub. leg. A) | |
| 151. Section 2 amended (allowances to jurors)..... | A1931 |
| Division 2—Rules of the High Court (Cap. 4 sub. leg. A) | |
| 152. Order 24, rule 14A amended (use of documents) | A1931 |
| Division 3—Law Amendment and Reform (Consolidation) Ordinance (Cap. 23) | |
| 153. Section 20C amended (actions for loss of society or services)..... | A1931 |

| Section | Page |
|---|-------|
| Division 4—Legal Aid (Assessment of Resources and Contributions) Regulations (Cap. 91 sub. leg. B) | |
| 154. Schedule 3 amended (contributions) | A1937 |
| Division 5—Telecommunications (Telecommunications Apparatus) (Exemption from Licensing) Order (Cap. 106 sub. leg. Z) | |
| 155. Section 6 amended (exemption for hybrid telecommunications apparatus)..... | A1937 |
| Division 6—Immigration Ordinance (Cap. 115) | |
| 156. Section 17C amended (carrying and production of proof of identity)..... | A1939 |
| Division 7—Public Health and Municipal Services Ordinance (Cap. 132) | |
| 157. Section 113 amended (public and private cemeteries)..... | A1939 |
| Division 8—Banking (Capital) Rules (Cap. 155 sub. leg. L) | |
| 158. Section 311 amended (other offsetting)..... | A1941 |
| Division 9—Legal Practitioners Ordinance (Cap. 159) | |
| 159. Section 74A amended (Standing Committee on Legal Education and Training) | A1941 |
| Division 10—Barristers (Admission) Rules (Cap. 159 sub. leg. AA) | |
| 160. Schedule 2 amended (forms)..... | A1943 |
| Division 11—Registration of Persons (Invalidation of Identity Cards) (Consolidation) Order (Cap. 177 sub. leg. C) | |
| 161. Registration of Persons (Invalidation of Identity Cards) (Consolidation) Order repealed..... | A1943 |

| Section | Page |
|---|---|
| Division 12—Shipping and Port Control Ordinance (Cap. 313) | |
| 162. | Section 17 amended (ships to anchor in ports)..... A1943 |
| Division 13—Immigration Service Ordinance (Cap. 331) | |
| 163. | Schedule 2 amended (scheduled offences)..... A1945 |
| Division 14—District Court Ordinance (Cap. 336) | |
| 164. | Section 79 amended (procedure and practice of the Court in its criminal jurisdiction)..... A1945 |
| 165. | Schedule 2 amended..... A1945 |
| Division 15—Rules of the District Court (Cap. 336 sub. leg. H) | |
| 166. | Order 24, rule 14A amended (use of documents) A1947 |
| Division 16—Employees Compensation Assistance Ordinance (Cap. 365) | |
| 167. | Section 8 amended (payments from the Fund) A1947 |
| Division 17—Merchant Shipping (Safety) (Signals of Distress and Prevention of Collisions) Regulations (Cap. 369 sub. leg. N) | |
| 168. | Schedule amended (International Regulations for Preventing Collisions at Sea 1972)..... A1947 |
| Division 18—Road Traffic (Registration and Licensing of Vehicles) Regulations (Cap. 374 sub. leg. E) | |
| 169. | Regulation 2 amended (interpretation) A1949 |
| 170. | Schedule 14 amended (particulars to be contained in register of journeys)..... A1949 |
| Division 19—Tate’s Cairn Tunnel By-laws (Cap. 393 sub. leg. B) | |
| 171. | Schedule amended..... A1951 |

| Section | Page |
|---|--|
| Division 20—Personal Data (Privacy) Ordinance (Cap. 486) | |
| 172. | Section 35K amended (data user must not provide personal data for use in direct marketing without data subject's consent)..... A1951 |
| Division 21—Securities and Futures Ordinance (Cap. 571) | |
| 173. | Section 308 amended (interpretation of Part XV)..... A1953 |
| Division 22—Competition Ordinance (Cap. 619) | |
| 174. | Schedule 5 amended (Competition Commission) A1953 |
| 175. | Schedule 8 amended (consequential and related amendments)..... A1953 |
| Division 23—Residential Properties (First-hand Sales) Ordinance (Cap. 621) | |
| 176. | Section 71 amended (general requirements for advertisement)..... A1957 |
| Division 24—Buildings (Amendment) Ordinance 2011 (16 of 2011) | |
| 177. | Sections 32 to 36 repealed..... A1957 |

HONG KONG SPECIAL ADMINISTRATIVE REGION

ORDINANCE NO. 18 OF 2014



C. Y. LEUNG
Chief Executive
4 December 2014

An Ordinance to provide for miscellaneous amendments to various Ordinances and for connected purposes.

[9 April 1998]

Enacted by the Legislative Council.

Part 1

Preliminary

1. Short title and commencement

- (1) This Ordinance may be cited as the Statute Law (Miscellaneous Provisions) Ordinance 2014.
- (2) Subject to subsections (3), (4) and (5), this Ordinance comes into operation on the day on which it is published in the Gazette.
- (3) Part 9 comes into operation on the expiry of one month commencing on the day on which this Ordinance is published in the Gazette.
- (4) Divisions 1, 2 and 3 of Part 11 come into operation immediately after Division 4 of that Part comes into operation.

(5) Division 5 of Part 11 is deemed to have come into operation on 9 April 1998.

2. Enactments amended

The enactments specified in Parts 2 to 14 are amended as set out in those Parts.

Part 2

Amendments Relating to Sexual Offences

Division 1—Crimes Ordinance (Cap. 200)

3. **Section 118C amended (homosexual buggery with or by man under 21)**
 - (1) Section 118C, heading—
Repeal
“21”
Substitute
“16”.
 - (2) Section 118C—
Repeal
“21” (wherever appearing)
Substitute
“16”.
4. **Section 118F repealed (homosexual buggery committed otherwise than in private)**
Section 118F—
Repeal the section.
5. **Section 118H amended (gross indecency with or by man under 21)**
 - (1) Section 118H, heading—
Repeal
“21”

Substitute

“16”.

- (2) Section 118H—

Repeal

“21” (wherever appearing)

Substitute

“16”.

6. **Section 118J amended (gross indecency by man with man otherwise than in private)**

Section 118J(2)—

Repeal paragraph (a).

7. **Schedule 1 amended (other offences of which accused may be convicted)**

- (1) Schedule 1, item 2—

Repeal

“Homosexual buggery committed otherwise than in private (section 118F)”.

- (2) Schedule 1, item 4—

Repeal

“21” (wherever appearing)

Substitute

“16”.

- (3) Schedule 1—

Repeal item 6.

8. Schedule 2 amended (sexual offence provisions that have extra-territorial effect)

(1) Schedule 2, entry relating to section 118C—

Repeal

“21”

Substitute

“16”.

(2) Schedule 2—

Repeal the entry relating to section 118F.

(3) Schedule 2, entry relating to section 118H—

Repeal

“21”

Substitute

“16”.

Division 2—Consequential Amendments

Subdivision 1—Police Force Ordinance (Cap. 232)

9. Schedule 2 amended (offences specified as serious arrestable offences)

Schedule 2—

Repeal the entry relating to section 118F.

Subdivision 2—Child Care Services Ordinance (Cap. 243)

10. Schedule amended (offences relevant to meaning of *prohibited person*)

(1) The Schedule, paragraph 5, entry relating to section 118C—

Repeal

“21”

Substitute

“16”.

- (2) The Schedule, paragraph 5—

Repeal the entry relating to section 118F.

- (3) The Schedule, paragraph 5, entry relating to section 118H—

Repeal

“21”

Substitute

“16”.

**Subdivision 3—Post-Release Supervision of Prisoners Regulation
(Cap. 475 sub. leg. A)**

11. Schedule 1 amended (specified offences)

- (1) Schedule 1, item 4, entry relating to section 118C—

Repeal

“21”

Substitute

“16”.

- (2) Schedule 1, item 4—

Repeal the entry relating to section 118F.

**Subdivision 4—Social Workers Registration Ordinance
(Cap. 505)**

12. Schedule 2 amended (description of offences which disentitle persons from being or continuing to be registered social workers)

- (1) Schedule 2, item 2, entry relating to section 118C—

Repeal

“21”

Substitute

“16”.

- (2) Schedule 2, item 2—

Repeal the entry relating to section 118F.

- (3) Schedule 2, item 2, entry relating to section 118H—

Repeal

“21”

Substitute

“16”.

Part 3

Amendments to Anti-discrimination Legislation

Division 1—Sex Discrimination Ordinance (Cap. 480)

13. Section 2 amended (interpretation)

- (1) Section 2(1), Chinese text, definition of 僱用, paragraph (a)—

Repeal

“服務合約或學徒合約”

Substitute

“僱用合約或學徒訓練合約”.

- (2) Section 2(1), Chinese text, definition of 僱用, paragraph (b)—

Repeal

“親自執行任何工作或付出勞動力”

Substitute

“由個人親自進行任何工作或勞動”.

14. Section 12 amended (exception where sex is genuine occupational qualification)

- (1) Section 12(2)—

Repeal paragraph (g).

- (2) Section 12(4)—

Repeal

“, (g)”.

15. Section 19 amended (employment agencies)

- (1) Section 19(1), Chinese text—

Repeal

“在其” (wherever appearing)

Substitute

“在該介紹所就”.

- (2) Section 19(2), Chinese text—

Repeal

“僱傭”

Substitute

“僱用”.

- (3) Section 19(4)(a), Chinese text—

Repeal

“向其”

Substitute

“向該介紹所”.

- (4) Section 19(4), Chinese text—

Repeal

“該行” (wherever appearing)

Substitute

“該介紹所”.

16. Section 24 amended (other sexual harassment)

- Section 24(4), Chinese text—

Repeal

“該行”

Substitute

“該介紹所”。

17. Section 57 amended (acts done for purposes of protection of women)

(1) Section 57(1)(i)—

Repeal

“; or”

Substitute a full stop.

(2) Section 57(1)—

Repeal paragraph (ii).

(3) Section 57(2)(a)—

Repeal

“well;”

Substitute

“well.”.

(4) Section 57(2)—

Repeal paragraph (b).

(5) Section 57—

Repeal subsections (3) and (4).

18. Section 66 amended (review of Schedules 3 and 5)

(1) Section 66, heading—

Repeal

“Schedules 3 and”

Substitute

“Schedule”.

(2) Section 66(1)—

Repeal

“Schedules 3 and”

Substitute

“Schedule”.

(3) Section 66(2)—

Repeal paragraph (a).

19. Section 68 amended (protection of members of Commission, etc.)

(1) Section 68(1), English text—

Repeal

“shall be”

Substitute

“is”.

(2) Section 68(1), Chinese text—

Repeal

“犯有任何”

Substitute

“犯任何”.

(3) Section 68(1), Chinese text—

Repeal

“該等”

Substitute

“該”.

(4) Section 68(2), English text—

Repeal

“under”

Substitute

“by”.

- (5) Section 68(2), English text—
Repeal
“shall not”
Substitute
“does not”.
- (6) Section 68(2), Chinese text—
Repeal
“給予”
Substitute
“賦予”.
- (7) Section 68(2), Chinese text—
Repeal
“該項”
Substitute
“該”.
- (8) Section 68(3), English text—
Repeal
“The persons to whom subsection (1) applies are”
Substitute
“Subsection (1) applies to the following persons”.
- (9) Section 68(3)(a)—
Repeal
“any”
Substitute
“a”.
- (10) Section 68(3)(b)—
Repeal

“any”

Substitute

“an”.

(11) Section 68(3)(c)—

Repeal

“any”

Substitute

“a”.

20. Section 90 amended (amendment of Schedules)

Section 90(1)—

Repeal

“3,”.

21. Schedule 1 amended (educational establishments and their responsible bodies)

(1) Schedule 1, item 3—

Repeal

“Polytechnic” (wherever appearing)

Substitute

“Polytechnic University”.

(2) Schedule 1, English text, item 3—

Repeal

“the” (wherever appearing)

Substitute

“The”.

(3) Schedule 1, item 7—

Repeal

“College” (wherever appearing)

Substitute

“University”.

- (4) Schedule 1, item 8—

Repeal

“Polytechnic” (wherever appearing)

Substitute

“University”.

- (5) Schedule 1, English text, item 8—

Repeal

“Hong Hong”

Substitute

“Hong Kong”.

22. Schedule 3 repealed (provisions specified for purposes of section 12(2)(g))

Schedule 3—

Repeal the Schedule.

23. Schedule 5 amended (further exceptions to this Ordinance)

- (1) Schedule 5, English text, Part 1, section 1, definition of *relevant office*, paragraph (f)—

Repeal the semicolon

Substitute a full stop.

- (2) Schedule 5, Part 1, section 1—

Repeal the definition of *reproductive technology procedure*.

- (3) Schedule 5, Part 2, item 1, column 2, paragraph (a)—

Repeal

“, uniform, weight or equipment;”

Substitute

“or weight; or”.

- (4) Schedule 5, Part 2, item 1, column 2, paragraph (b)—

Repeal the semicolon

Substitute a full stop.

- (5) Schedule 5, Part 2, item 1, column 2—

Repeal paragraphs (c) and (d).

- (6) Schedule 5, Chinese text, Part 2, item 3, column 2, paragraph (a)(ii)—

Repeal

“服務合約或學徒合約”

Substitute

“僱用合約或學徒訓練合約”.

- (7) Schedule 5, Part 2, item 3, column 2, paragraph (a)(iii), after “any work”—

Add

“or labour”.

- (8) Schedule 5, Part 2—

Repeal items 4, 5 and 8.

Division 2—Disability Discrimination Ordinance (Cap. 487)

24. Long title amended

- (1) The long title, Chinese text, after “任何人”—

Add

“或其有聯繫人士”.

- (2) The long title, Chinese text—

Repeal

“他們”

Substitute

“該等人士”。

- (3) The long title, Chinese text—

Repeal

everything after “殘疾人士”

Substitute

“和其有聯繫人士的騷擾及中傷訂定條文、擴大平等機會委員會的職權以包括基於任何人或其有聯繫人士的殘疾而對該等人士的歧視，及就相關目的訂定條文。”。

25. Section 2 amended (interpretation)

- (1) Section 2(1), Chinese text, definition of *僱用*—

Repeal

“在以下合約下”

Substitute

“根據以下合約”。

- (2) Section 2(1), Chinese text, definition of *僱用*, paragraph (a)—

Repeal

“僱傭合約或學徒合約”

Substitute

“僱用合約或學徒訓練合約”。

26. Section 4 amended (unjustifiable hardship)

- Section 4(a), Chinese text—

Repeal

“任何殘疾人士作出的處所提供”

Substitute

“殘疾人士提供任何便利”。

27. Section 12 amended (exception where absence of disability is genuine occupational qualification)

Section 12(5)(a), Chinese text—

Repeal

“已承諾在其遷離該處所時”

Substitute

“承諾，在其遷離該處所時，”。

28. Section 19 amended (employment agencies)

(1) Section 19(1), Chinese text—

Repeal

“在其” (wherever appearing)

Substitute

“在該介紹所就”。

(2) Section 19(5)(a), Chinese text—

Repeal

“向其”

Substitute

“向該介紹所”。

(3) Section 19(5), Chinese text—

Repeal

“該行” (wherever appearing)

Substitute

“該介紹所”.

29. Section 20 amended (discrimination against commission agents)

Section 20(4), Chinese text—

Repeal

“僱主” (wherever appearing)

Substitute

“主事人”.

30. Section 23 amended (other harassment)

Section 23(4), Chinese text—

Repeal

“該行”

Substitute

“該介紹所”.

31. Section 37 amended (educational establishments)

Section 37(2), Chinese text—

Repeal

“教職員”

Substitute

“職員”.

32. Section 64A added

After section 64—

Add

“64A. Protection of members of Commission etc.

- (1) No person to whom this subsection applies, acting in good faith, is personally liable in damages for any act done or default made in the performance or purported performance of any function, or the exercise or purported exercise of any power, imposed or conferred on the Commission under this Ordinance.
- (2) The protection conferred by subsection (1) on any person to whom that subsection applies in respect of any act or default does not in any way affect the liability of the Commission for that act or default.
- (3) Subsection (1) applies to the following persons—
 - (a) a member of the Commission or a committee;
 - (b) an employee of the Commission;
 - (c) a conciliator.”

33. Section 73 amended (issue of enforcement notices)

- (1) Section 73(1)(b)—

Repeal

“or”.

- (2) After section 73(1)(b)—

Add

“(ba) a contravention of section 41; or”.

34. Section 84 amended (building approvals)

Section 84(3)(b), Chinese text—

Repeal

“Building (Planning) Regulations”

Substitute

“建築物(規劃)規例”.

**Division 3—Family Status Discrimination Ordinance
(Cap. 527)**

35. Section 2 amended (interpretation)

- (1) Section 2(1), Chinese text, definition of *僱用*, paragraph (a)—

Repeal

“服務合約或學徒合約”

Substitute

“僱用合約或學徒訓練合約”。

- (2) Section 2(1), Chinese text, definition of *僱用*, paragraph (b)—

Repeal

“親自執行任何工作或付出勞動力”

Substitute

“由個人親自進行任何工作或勞動”。

- (3) Section 2(1)—

Add in alphabetical order

“*committee* (小組委員會) has the same meaning as in the relevant Ordinance;”。

36. Section 15 amended (employment agencies)

- (1) Section 15(1), Chinese text—

Repeal

“該職業介紹所” (wherever appearing)

Substitute

“該介紹所就”。

- (2) Section 15(2), Chinese text—

Repeal

“僱傭”

Substitute

“僱用”.

- (3) Section 15(4)(a), Chinese text—

Repeal

“向其”

Substitute

“向該介紹所”.

- (4) Section 15(4), Chinese text—

Repeal

“該職業介紹所” (wherever appearing)

Substitute

“該介紹所”.

37. Section 46A added

After section 46—

Add

“46A. Protection of members of Commission etc.

- (1) No person to whom this subsection applies, acting in good faith, is personally liable in damages for any act done or default made in the performance or purported performance of any function, or the exercise or purported exercise of any power, imposed or conferred on the Commission under this Ordinance.
- (2) The protection conferred by subsection (1) on any person to whom that subsection applies in respect of any act or default does not in any way affect the liability of the Commission for that act or default.

- (3) Subsection (1) applies to the following persons—
- (a) a member of the Commission or a committee;
 - (b) an employee of the Commission;
 - (c) a conciliator.”.

38. Schedule 2 amended (further exceptions to this Ordinance)

- (1) Schedule 2, Chinese text, Part 2, item 1, column 2, paragraph (a)(ii)—

Repeal

“服務合約或學徒合約”

Substitute

“僱用合約或學徒訓練合約”.

- (2) Schedule 2, Part 2, item 1, column 2, paragraph (a)(iii), after “any work”—

Add

“or labour”.

Division 4—Race Discrimination Ordinance (Cap. 602)

39. Section 2 amended (interpretation)

- (1) Section 2(1), Chinese text, definition of 僱用, paragraph (a)—

Repeal

“服務合約或學徒合約”

Substitute

“僱用合約或學徒訓練合約”.

- (2) Section 2(1), Chinese text, definition of 僱用, paragraph (b)—

Repeal

“親自執行任何工作或付出勞動力”

Substitute

“由個人親自進行任何工作或勞動”.

40. Section 21 amended (employment agencies)

Section 21(1), Chinese text, after “該介紹所” (wherever appearing)—

Add

“就”.

41. Section 62 amended (protection of members of Commission, etc.)

(1) Section 62(1), Chinese text—

Repeal

“授予”

Substitute

“賦予”.

(2) Section 62(1), Chinese text—

Repeal

“犯有任何”

Substitute

“犯任何”.

(3) Section 62(2), English text—

Repeal

“shall not”

Substitute

“does not”.

(4) Section 62(2), Chinese text—

Repeal

“授予”

Substitute

“賦予”.

- (5) Section 62(3), English text—

Repeal

“The persons to whom subsection (1) applies are”

Substitute

“Subsection (1) applies to the following persons”.

- (6) Section 62(3)(a)—

Repeal

“any”

Substitute

“a”.

- (7) Section 62(3)(b)—

Repeal

“any”

Substitute

“an”.

- (8) Section 62(3)(b)—

Repeal

“or”.

- (9) Section 62(3)(c)—

Repeal

“any”

Substitute

“a”.

Division 5—Related Amendments to Personal Data (Privacy) Ordinance (Cap. 486)

42. Section 2 amended (interpretation)

- (1) Section 2(1), Chinese text, definition of *僱用*—

Repeal

“在以下合約下”

Substitute

“根據以下合約”.

- (2) Section 2(1), Chinese text, definition of *僱用*, paragraph (a)—

Repeal

“僱傭”

Substitute

“僱用”.

- (3) Section 2(1), Chinese text, definition of *僱用*, paragraph (b)—

Repeal

“某”

Substitute

“任何”.

Part 4

Amendments Relating to Power of Lands Tribunal to Take Evidence from Persons in Lawful Custody

Division 1—Evidence Ordinance (Cap. 8)

43. Section 81 amended (warrant or order to bring up prisoner to give evidence)

(1) Section 81(2)—

Repeal

“or judge of the Court of First Instance who is a member of the Competition Tribunal by the operation of section 135(1) of the Competition Ordinance (Cap. 619)”

Substitute

“, judge of the Court of First Instance who is a member of the Competition Tribunal by the operation of section 135(1) of the Competition Ordinance (Cap. 619) or member of the Lands Tribunal referred to in section 4(1)(a), (b), (c) or (d) of the Lands Tribunal Ordinance (Cap. 17)”.

(2) Section 81(2)—

Repeal

“or Competition Tribunal” (wherever appearing)

Substitute

“, Competition Tribunal or Lands Tribunal”.

Division 2—Lands Tribunal Ordinance (Cap. 17)

44. Section 6A amended (appointment and powers of temporary members)

Section 6A(2), before “perform”—

Add

“exercise all the powers and”.

Part 5

Amendments Relating to Admissibility of Notarial Instruments

Division 1—Rules of the High Court (Cap. 4 sub. leg. A)

45. Order 38, rule 9A added

Order 38, after rule 9—

Add

“9A. Notarial instruments receivable in evidence in civil proceedings (O. 38, r. 9A)

- (1) A notarial instrument may be received in evidence in civil proceedings, without further proof, as duly authenticated unless the contrary is proved.
- (2) A reference in paragraph (1) to a notarial instrument is a reference to a document—
 - (a) evidencing and showing any notarial act of a notary public; and
 - (b) bearing the signature and the seal of the notary public.
- (3) In this rule—

notarial act (公證行為)—

- (a) means the exercise of any of the powers referred to in section 40B of the Legal Practitioners Ordinance (Cap. 159) by a notary public; but
- (b) does not include any notarial act done before a diplomatic or consular officer of the People’s Republic of China outside the People’s Republic of China as referred to in section 10 of the Oaths and Declarations Ordinance (Cap. 11);

notary public (公證人) means a person who, at the material time, is qualified to practise as a notary public under section 40D of the Legal Practitioners Ordinance (Cap. 159).”.

Division 2—Evidence Ordinance (Cap. 8)

46. Section 35A added

After section 35—

Add

“35A. Admissibility of notarial instruments in civil proceedings

- (1) A notarial instrument may be received in evidence in civil proceedings, without further proof, as duly authenticated unless the contrary is proved.
- (2) A reference in subsection (1) to a notarial instrument is a reference to a document—
 - (a) evidencing and showing any notarial act of a notary public; and
 - (b) bearing the signature and the seal of the notary public.
- (3) In this section—

notarial act (公證行為)—

 - (a) means the exercise of any of the powers referred to in section 40B of the Legal Practitioners Ordinance (Cap. 159) by a notary public; but
 - (b) does not include any notarial act done before a diplomatic or consular officer of the People’s Republic of China outside the People’s Republic of China as referred to in section 10 of the Oaths and Declarations Ordinance (Cap. 11);

notary public (公證人) means a person who, at the material time, is qualified to practise as a notary public under section 40D of the Legal Practitioners Ordinance (Cap. 159).”.

Division 3—Rules of the District Court (Cap. 336 sub. leg. H)

47. Order 38, rule 9A added

Order 38, after rule 9—

Add

“9A. Notarial instruments receivable in evidence in civil proceedings (O. 38, r. 9A)

- (1) A notarial instrument may be received in evidence in civil proceedings, without further proof, as duly authenticated unless the contrary is proved.
- (2) A reference in paragraph (1) to a notarial instrument is a reference to a document—
 - (a) evidencing and showing any notarial act of a notary public; and
 - (b) bearing the signature and the seal of the notary public.
- (3) In this rule—

notarial act (公證行為)—

- (a) means the exercise of any of the powers referred to in section 40B of the Legal Practitioners Ordinance (Cap. 159) by a notary public; but
- (b) does not include any notarial act done before a diplomatic or consular officer of the People’s Republic of China outside the People’s Republic of China as referred to in section 10 of the Oaths and Declarations Ordinance (Cap. 11);

notary public (公證人) means a person who, at the material time, is qualified to practise as a notary public under section 40D of the Legal Practitioners Ordinance (Cap. 159).”

Part 6

Amendments Relating to Admissibility of Evidence Obtained Pursuant to Request for Assistance in Criminal Matters

Division 1—Evidence Ordinance (Cap. 8)

48. **Section 77F amended (admissibility in criminal proceedings of evidence obtained pursuant to letter of request)**
- (1) Section 77F(2)(c)(i)(C)—
Repeal
“; and”
Substitute a semicolon.
- (2) Section 77F(2)(c)(ii)—
Repeal the semicolon
Substitute
“; and”.
- (3) After section 77F(2)(c)(ii)—
Add
“(iii) (if the deposition is an affidavit, affirmation or declaration relating to a request referred to in section 77G(4A)) the court is satisfied that no unfairness is likely to occur in the criminal proceedings referred to in subsection (1) consequent upon the deposition and that document being admitted in evidence;”.
49. **Section 77G amended (provisions supplementary to sections 77E and 77F)**
After section 77G(4)—

Add

“(4A) References in this Part to a deposition, to the extent that it is received by the Secretary for Justice pursuant to a request under section 9(1) of the Mutual Legal Assistance in Criminal Matters Ordinance (Cap. 525), include references to an affidavit, affirmation or declaration made under an obligation to state the truth according to the law of the place where the affidavit, affirmation or declaration is made; and references to a deponent are to be construed accordingly.”.

**Division 2—Mutual Legal Assistance in Criminal Matters
Ordinance (Cap. 525)**

50. Section 9 amended (requests by Hong Kong for taking of evidence, etc.)

After section 9(2)—

Add

“(3) In this section, any reference to a deposition includes a reference to an affidavit, affirmation or declaration made under an obligation to state the truth according to the law of the place where the affidavit, affirmation or declaration is made.”.

Part 7

Amendment to Unsolicited Electronic Messages Ordinance (Cap. 593) Relating to Service of Specified Notice

51. Section 44 amended (service of notices for purposes of sections 34, 35, 36 and 38)

Section 44—

Repeal subsection (1)

Substitute

- “(1) A specified notice may be served on a person—
- (a) where the person is an individual, by delivering it to the person by hand; or
 - (b) by leaving it, or sending it by ordinary post or registered post to the person, at the person’s usual or last known place of abode or business.
- (1A) In the absence of evidence to the contrary, the notice is presumed to have been served—
- (a) if the notice is left at the person’s usual or last known place of abode or business, when it is so left; or
 - (b) if the notice is sent by ordinary post or registered post, on the second day after the day on which it is so sent.”.
-

Part 8

Amendments to Trade Descriptions Ordinance (Cap. 362) Relating to Standard of Proof for Defence

52. Section 12 amended (prohibited import and export of certain goods)

(1) Section 12(2)—

Repeal

everything after “offence”

Substitute a full stop.

(2) After section 12(2)—

Add

“(2A) Without limiting section 26, in any proceedings for an offence under this section, the person charged is entitled to be acquitted—

(a) if—

(i) sufficient evidence is adduced to raise an issue that the person charged—

(A) did not know;

(B) had no reason to suspect; and

(C) could not with reasonable diligence have ascertained,

that the goods are goods to which a false trade description or forged trade mark is applied; and

(ii) the contrary is not proved by the prosecution beyond reasonable doubt; or

(b) if the person charged proves that the goods are not intended for trade or business.”.

53. Section 26 amended (defence mistake, accident, etc.)

(1) Section 26—

Repeal subsection (1)**Substitute**

“(1) In any proceedings for an offence under this Ordinance, the person charged is, subject to subsection (2), entitled to be acquitted if—

(a) sufficient evidence is adduced to raise an issue that—

(i) the commission of the offence was due to—

(A) a mistake;

(B) reliance on information supplied to the person charged by another person;

(C) the act or default of another person;

(D) an accident; or

(E) some other cause beyond the control of the person charged; and

(ii) the person charged took all reasonable precautions and exercised all due diligence to avoid the commission of the offence by—

(A) the person charged; or

(B) any person under the control of the person charged; and

(b) the contrary is not proved by the prosecution beyond reasonable doubt.”.

(2) Section 26(2)—

Repeal

“the defence provided by subsection (1)”

Substitute

“the issue raised under subsection (1)(a)”.

- (3) Section 26(2)—

Repeal

“rely on that defence”

Substitute

“rely on that issue”.

- (4) Section 26(2), English text—

Repeal

“he”

Substitute

“the person charged”.

- (5) Section 26(2), English text—

Repeal

“his possession”

Substitute

“the possession of the person charged”.

- (6) Section 26—

Repeal subsections (3) and (4).

54. Sections 26AA and 26AAB added

After section 26—

Add

“26AA. Additional defence (supply of goods or service to which false trade description is applied etc.)

Without limiting section 26, in any proceedings for an offence under section 7(1)(a)(ii) or (b) or 7A(1)(b), the person charged is entitled to be acquitted if—

-
- (a) sufficient evidence is adduced to raise an issue that the person charged—
 - (i) did not know;
 - (ii) had no reason to suspect; and
 - (iii) could not with reasonable diligence have ascertained,
that the goods or service did not conform to the trade description, or that the trade description had been applied to the goods or service; and
 - (b) the contrary is not proved by the prosecution beyond reasonable doubt.

26AAB. Additional defence (sale of goods to which forged trade mark is applied etc.)

Without limiting section 26, in any proceedings for an offence under section 9(2), the person charged is entitled to be acquitted if—

- (a) sufficient evidence is adduced to raise an issue that the person charged—
 - (i) did not know;
 - (ii) had no reason to suspect; and
 - (iii) could not with reasonable diligence have ascertained,
that a forged trade mark had been applied to the goods, or that a trade mark or mark so nearly resembling a trade mark as to be calculated to deceive had falsely been applied to the goods; and
 - (b) the contrary is not proved by the prosecution beyond reasonable doubt.”.
-

Part 9

Amendments to Building Management Ordinance (Cap. 344) Relating to Declaration Requirement

55. Section 7 amended (application by management committee for registration of owners as a corporation)

(1) Section 7(3)(e)—

Repeal

“declaration”

Substitute

“statement”.

(2) Section 7(3)(e), Chinese text—

Repeal

“員聲明他”

Substitute

“員說明自己”.

56. Schedule 2 amended (composition and procedure of management committee)

(1) Schedule 2, paragraph 4(3)—

Repeal

“declaration”

Substitute

“statement”.

(2) Schedule 2, paragraph 4(5)—

Repeal

“declaration” (wherever appearing)

Substitute

“statement”.

- (3) Schedule 2, paragraph 4(6)—

Repeal

“declaration” (wherever appearing)

Substitute

“statement”.

- (4) Schedule 2, paragraph 4(7)—

Repeal

“declaration”

Substitute

“statement”.

- (5) Schedule 2, after paragraph 4(7)—

Add

- “(8) Where, after the commencement of Part 9 of the Statute Law (Miscellaneous Provisions) Ordinance 2014 (18 of 2014), a change occurs in any matter stated in a declaration lodged before the commencement under subparagraph (3) that was in force immediately before the commencement, the person who made the declaration must lodge a statement in accordance with subparagraph (5) or (7) as if that declaration were a statement lodged under subparagraph (3) on or after the commencement.”.
-

Part 10

Powers to Revoke and Restore Suspension of Solicitor's Practice or Foreign Lawyer's Registration Pending Decision of Solicitors Disciplinary Tribunal

Division 1—Legal Practitioners Ordinance (Cap. 159)

57. Section 8A amended (Council may examine documents if solicitor or foreign lawyer is unfit)

After section 8A(3)—

Add

- “(4) On an application—
- (a) made in writing by or on behalf of the solicitor or foreign lawyer; and
 - (b) supported by relevant documents,
- the Council may, if it is satisfied that the circumstances that gave rise to the suspension under subsection (3) no longer exist or otherwise considers appropriate, revoke the suspension at any time before the Solicitors Disciplinary Tribunal makes a decision.
- (5) The Council may, if it is satisfied that the circumstances that gave rise to the revocation under subsection (4) no longer exist or otherwise considers appropriate, restore the suspension at any time after the revocation but before the Solicitors Disciplinary Tribunal makes a decision.
- (6) The Council may take into account any of the factors set out in subsection (2)(a) to (f) in deciding whether to act under subsection (4) or (5).”.

**Division 2—Legal Services Legislation (Miscellaneous
Amendments) Ordinance 1997 (94 of 1997)**

58. Schedule 1 amended (consequential amendments to Legal Practitioners Ordinance)

Schedule 1, item 8, column 3, after new section 8A(5)—

Add

- “(6) On an application—
- (a) made in writing by or on behalf of the legal practice entity; and
 - (b) supported by relevant documents,
- the Council may, if it is satisfied that the circumstances that gave rise to the suspension under subsection (5) no longer exist or otherwise considers appropriate, revoke the suspension at any time before the Solicitors Disciplinary Tribunal makes a decision.
- (7) The Council may, if it is satisfied that the circumstances that gave rise to the revocation under subsection (6) no longer exist or otherwise considers appropriate, restore the suspension at any time after the revocation but before the Solicitors Disciplinary Tribunal makes a decision.
- (8) The Council may take into account any of the factors set out in subsection (2)(a) to (f) in deciding whether to act under subsection (6) or (7).”.
-

Part 11

Amendments Relating to Specification of Public Offices

Division 1—Specification of Public Offices (Cap. 1 sub. leg. C)

59. Title amended

The title, after “OFFICES”—

Add

“NOTICE”.

60. Paragraph repealed

The paragraph before the Schedule—

Repeal the paragraph.

61. Section 1 added

Before the Schedule—

Add

“1. Specification of public offices

A public office mentioned in column 1 of the Schedule is specified for the purposes of the Ordinance, or a provision of the Ordinance, mentioned in column 2 of the Schedule opposite to that public office.”.

62. Schedule substituted

The Schedule—

Repeal the Schedule

Substitute**“Schedule**

[s. 1]

Specification of Public Offices

| Column 1 | Column 2 |
|------------------------------------|--|
| Public office | Ordinance or provision of Ordinance |
| Chief Justice | Bankruptcy Ordinance (Cap. 6), paragraph (c) of the definition of <i>Registrar</i> in section 99A(7). |
| Chief Justice | Evidence Ordinance (Cap. 8), sections 27(2) and 29A(2). |
| Chief Justice | Companies (Winding Up and Miscellaneous Provisions) Ordinance (Cap. 32), paragraph (c) of the definition of <i>Registrar</i> in section 222A(7). |
| Chief Justice | Juvenile Offenders Ordinance (Cap. 226), section 3A(2). |
| Chief Secretary for Administration | Rules of the High Court (Cap. 4 sub. leg. A), Order 69, rule 2, and Order 70, rule 3. |
| Chief Secretary for Administration | Evidence Ordinance (Cap. 8), sections 19A(1) and 40(5). |
| Chief Secretary for Administration | Immigration Ordinance (Cap. 115). |

Statute Law (Miscellaneous Provisions) Ordinance 2014

Part 11—Division 1
Section 62

Ord. No. 18 of 2014
A1809

| Column 1 | Column 2 |
|------------------------------------|---|
| Public office | Ordinance or provision of Ordinance |
| Chief Secretary for Administration | Air Passenger Departure Tax Ordinance (Cap. 140). |
| Chief Secretary for Administration | Registration of Persons Ordinance (Cap. 177), section 11. |
| Chief Secretary for Administration | Criminal Procedure Ordinance (Cap. 221), section 85(1). |
| Chief Secretary for Administration | Prison Rules (Cap. 234 sub. leg. A), rule 222(2). |
| Chief Secretary for Administration | Probation of Offenders Rules (Cap. 298 sub. leg. A), rule 42. |
| Chief Secretary for Administration | Basel Evangelical Missionary Society Incorporation Ordinance (Cap. 1002), section 6(2). |
| Chief Secretary for Administration | Scout Association of Hong Kong Ordinance (Cap. 1005), section 9(3). |
| Chief Secretary for Administration | Catholic Mission of Macao Incorporation Ordinance (Cap. 1006), section 5(2). |
| Chief Secretary for Administration | China Peniel Missionary Society Incorporation Ordinance (Cap. 1011), section 6(2). |
| Chief Secretary for Administration | Church of England Trust Ordinance (Cap. 1014), sections 3(2) and 4(1). |

Statute Law (Miscellaneous Provisions) Ordinance 2014

Part 11—Division 1
Section 62

Ord. No. 18 of 2014
A1811

| Column 1 | Column 2 |
|------------------------------------|---|
| Public office | Ordinance or provision of Ordinance |
| Chief Secretary for Administration | Daughters of Charity of the Canossian Institute Incorporation Ordinance (Cap. 1016), section 5(2). |
| Chief Secretary for Administration | Maryknoll Sisters of St. Dominic Incorporation Ordinance (Cap. 1019), section 5(2). |
| Chief Secretary for Administration | Hong Kong Chinese Christian Churches Union Incorporation Ordinance (Cap. 1025), section 3(1) and (2). |
| Chief Secretary for Administration | Irish Province of the Order of Franciscans Minor Incorporation Ordinance (Cap. 1028), section 5(2). |
| Chief Secretary for Administration | Jesuit Order (English Assistancy) Incorporation Ordinance (Cap. 1029), section 5(2). |
| Chief Secretary for Administration | Jesuit Order (Portuguese Province) Incorporation Ordinance (Cap. 1030), section 5(2). |
| Chief Secretary for Administration | Kowloon Union Church Incorporation Ordinance (Cap. 1032), section 6(2). |
| Chief Secretary for Administration | Petites Sœurs des Pauvres, St. Pern, Bretagne, Incorporation Ordinance (Cap. 1039), section 6(2). |

Statute Law (Miscellaneous Provisions) Ordinance 2014

Part 11—Division 1
Section 62

Ord. No. 18 of 2014
A1813

| Column 1 | Column 2 |
|------------------------------------|--|
| Public office | Ordinance or provision of Ordinance |
| Chief Secretary for Administration | Pontifical Foreign Missions Institute Incorporation Ordinance (Cap. 1041), section 5(2). |
| Chief Secretary for Administration | Salesian Society Incorporation Ordinance (Cap. 1043), section 5(2). |
| Chief Secretary for Administration | Sisters of the Precious Blood Order Incorporation Ordinance (Cap. 1045), section 4(2). |
| Chief Secretary for Administration | Sœurs de Saint Paul de Chartres Incorporation Ordinance (Cap. 1046), section 5(2). |
| Chief Secretary for Administration | Chater (Cathedral and St. Andrew's) Endowment Funds Incorporation Ordinance (Cap. 1050), section 4(3). |
| Chief Secretary for Administration | Union Church Incorporation Ordinance (Cap. 1052), section 14(5). |
| Chief Secretary for Administration | Chinese Rhenish Church, Hong Kong Synod, Incorporation Ordinance (Cap. 1060), section 3(1) and (2). |
| Chief Secretary for Administration | Church of Christ in China, Wanchai Church, Incorporation Ordinance (Cap. 1063), section 6(3). |

Statute Law (Miscellaneous Provisions) Ordinance 2014

Part 11—Division 1
Section 62

Ord. No. 18 of 2014
A1815

| Column 1 | Column 2 |
|------------------------------------|--|
| Public office | Ordinance or provision of Ordinance |
| Chief Secretary for Administration | Daughters of Mary Help of Christians Incorporation Ordinance (Cap. 1070), section 6(2). |
| Chief Secretary for Administration | Hong Kong Baptist Church Incorporation Ordinance (Cap. 1078), section 10(1). |
| Chief Secretary for Administration | Congregation of Our Lady of Charity of the Good Shepherd of Angers at Hong Kong Incorporation Ordinance (Cap. 1084), section 6(2). |
| Chief Secretary for Administration | Education Scholarships Fund Ordinance (Cap. 1085), section 6(2). |
| Chief Secretary for Administration | Tsung Tsin Mission of Hong Kong Incorporation Ordinance (Cap. 1090), section 6(2). |
| Chief Secretary for Administration | Heung Yee Kuk Ordinance (Cap. 1097). |
| Chief Secretary for Administration | Abbot of the Order of Cistercians of the Strict Observance Incorporation Ordinance (Cap. 1107), section 6(2). |

Statute Law (Miscellaneous Provisions) Ordinance 2014

Part 11—Division 1
Section 62

Ord. No. 18 of 2014
A1817

| Column 1 | Column 2 |
|----------------------------|--|
| Public office | Ordinance or provision of Ordinance |
| Collector of Stamp Revenue | Betting Duty Ordinance (Cap. 108), sections 6GH(3), 6GI(5), 6GJ(1), 6GK(1), (3)(b) and (4), 6GL(2), (3) and (5), 6GM(1), 6GN(4) and (8)(b), 6GO(4)(a), 6L(2), 6M(3), 6N(4), 6O(1), 6P, 6Q, 6R(1), 6S(4) and (7)(b), 6T(4)(a), 6V(2), (4) and (6)(b), 6ZL(1), 6ZM(1), 6ZO(2), (3), (4) and (6)(a) and 7(3). |
| Collector of Stamp Revenue | Betting Duty Regulations (Cap. 108 sub. leg. A), regulation 3(4). |
| Commissioner for Labour | Factories and Industrial Undertakings Ordinance (Cap. 59), sections 7(4) and 9A. |
| Commissioner for Labour | Employees' Compensation Ordinance (Cap. 282). |
| Commissioner for Labour | Pneumoconiosis and Mesothelioma (Compensation) Ordinance (Cap. 360). |
| Commissioner for Transport | Ferry Services Ordinance (Cap. 104). |
| Commissioner for Transport | Ferry Services Regulations (Cap. 104 sub. leg. A). |
| Commissioner for Transport | Eastern Harbour Crossing Ordinance (Cap. 215). |

Statute Law (Miscellaneous Provisions) Ordinance 2014

Part 11—Division 1
Section 62

Ord. No. 18 of 2014
A1819

| Column 1 | Column 2 |
|----------------------------|--|
| Public office | Ordinance or provision of Ordinance |
| Commissioner for Transport | Eastern Harbour Crossing Road Tunnel Regulations (Cap. 215 sub. leg. D). |
| Commissioner for Transport | Eastern Harbour Crossing Road Tunnel By-laws (Cap. 215 sub. leg. E). |
| Commissioner for Transport | Traffic Accident Victims (Assistance Fund) Ordinance (Cap. 229). |
| Commissioner for Transport | Public Bus Services Ordinance (Cap. 230). |
| Commissioner for Transport | Public Bus Services Regulations (Cap. 230 sub. leg. A). |
| Commissioner for Transport | Fixed Penalty (Traffic Contraventions) Ordinance (Cap. 237). |
| Commissioner for Transport | Fixed Penalty (Criminal Proceedings) Ordinance (Cap. 240). |
| Commissioner for Transport | Motor Vehicles Insurance (Third Party Risks) Ordinance (Cap. 272). |
| Commissioner for Transport | Motor Vehicles (First Registration Tax) Ordinance (Cap. 330). |
| Commissioner for Transport | Road Tunnels (Government) Ordinance (Cap. 368). |

Statute Law (Miscellaneous Provisions) Ordinance 2014

Part 11—Division 1
Section 62

Ord. No. 18 of 2014
A1821

| Column 1 | Column 2 |
|----------------------------|---|
| Public office | Ordinance or provision of Ordinance |
| Commissioner for Transport | Road Tunnels (Government) Regulations (Cap. 368 sub. leg. A). |
| Commissioner for Transport | Kowloon-Canton Railway Corporation Ordinance (Cap. 372). |
| Commissioner for Transport | Kowloon-Canton Railway Corporation Regulations (Cap. 372 sub. leg. A). |
| Commissioner for Transport | Road Traffic Ordinance (Cap. 374). |
| Commissioner for Transport | Road Traffic (Construction and Maintenance of Vehicles) Regulations (Cap. 374 sub. leg. A). |
| Commissioner for Transport | Road Traffic (Driving Licences) Regulations (Cap. 374 sub. leg. B). |
| Commissioner for Transport | Road Traffic (Parking) Regulations (Cap. 374 sub. leg. C). |
| Commissioner for Transport | Road Traffic (Public Service Vehicles) Regulations (Cap. 374 sub. leg. D). |
| Commissioner for Transport | Road Traffic (Registration and Licensing of Vehicles) Regulations (Cap. 374 sub. leg. E). |
| Commissioner for Transport | Road Traffic (Safety Equipment) Regulations (Cap. 374 sub. leg. F). |

Statute Law (Miscellaneous Provisions) Ordinance 2014

Part 11—Division 1
Section 62

Ord. No. 18 of 2014
A1823

| Column 1 | Column 2 |
|----------------------------|---|
| Public office | Ordinance or provision of Ordinance |
| Commissioner for Transport | Road Traffic (Traffic Control) Regulations (Cap. 374 sub. leg. G). |
| Commissioner for Transport | Road Traffic (Village Vehicles) Regulations (Cap. 374 sub. leg. N). |
| Commissioner for Transport | Road Traffic (Parking on Private Roads) Regulations (Cap. 374 sub. leg. O). |
| Commissioner for Transport | Road Traffic (Expressway) Regulations (Cap. 374 sub. leg. Q). |
| Commissioner for Transport | Road Traffic (Driving-offence Points) Ordinance (Cap. 375). |
| Commissioner for Transport | Tate's Cairn Tunnel Ordinance (Cap. 393). |
| Commissioner for Transport | Tate's Cairn Tunnel Regulations (Cap. 393 sub. leg. A). |
| Commissioner for Transport | Tate's Cairn Tunnel By-laws (Cap. 393 sub. leg. B). |
| Commissioner for Transport | Tsing Sha Control Area Ordinance (Cap. 594). |
| Commissioner for Transport | Tsing Sha Control Area (General) Regulation (Cap. 594 sub. leg. A). |

Statute Law (Miscellaneous Provisions) Ordinance 2014

Part 11—Division 1
Section 62

Ord. No. 18 of 2014
A1825

| Column 1 | Column 2 |
|---------------------------------------|---|
| Public office | Ordinance or provision of Ordinance |
| Commissioner for Transport | Tsing Sha Control Area (Tolls, Fees and Charges) Regulation (Cap. 594 sub. leg. B). |
| Commissioner of Correctional Services | Training Centres Ordinance (Cap. 280). |
| Commissioner of Customs and Excise | Import and Export Ordinance (Cap. 60), sections 7, 12, 27(3) and (3B), 28(2A) and (10), 29A(1) and 33A(1)(b). |
| Commissioner of Customs and Excise | Import and Export (Registration) Regulations (Cap. 60 sub. leg. E). |
| Commissioner of Customs and Excise | Import and Export (Carriage of Articles) Regulations (Cap. 60 sub. leg. I), regulation 4. |
| Commissioner of Customs and Excise | Dutiable Commodities Ordinance (Cap. 109), except section 7. |
| Commissioner of Customs and Excise | Dutiable Commodities Regulations (Cap. 109 sub. leg. A). |
| Commissioner of Customs and Excise | Dutiable Commodities (Marking and Colouring of Hydrocarbon Oil) Regulations (Cap. 109 sub. leg. C), regulations 9 and 11. |
| Commissioner of Customs and Excise | Control of Chemicals Ordinance (Cap. 145). |

Statute Law (Miscellaneous Provisions) Ordinance 2014

Part 11—Division 1
Section 62

Ord. No. 18 of 2014
A1827

| Column 1 | Column 2 |
|------------------------------------|--|
| Public office | Ordinance or provision of Ordinance |
| Commissioner of Customs and Excise | Reserved Commodities Ordinance (Cap. 296), section 10. |
| Commissioner of Customs and Excise | Reserved Commodities (Control of Imports, Exports and Reserve Stocks) Regulations (Cap. 296 sub. leg. A), regulations 7A and 9(2). |
| Commissioner of Customs and Excise | Industrial Training (Clothing Industry) Ordinance (Cap. 318). |
| Commissioner of Customs and Excise | Trade Descriptions Ordinance (Cap. 362), sections 16(3), 16C(1), (2) and (3) and 30(2), (3) and (5). |
| Commissioner of Customs and Excise | Smoking (Public Health) Ordinance (Cap. 371), section 10A(4). |
| Commissioner of Customs and Excise | Copyright Ordinance (Cap. 528). |
| Commissioner of Customs and Excise | Prevention of Copyright Piracy Ordinance (Cap. 544). |
| Commissioner of Inland Revenue | Inland Revenue Ordinance (Cap. 112), sections 16B and 16C. |
| Commissioner of Mines | Mining Ordinance (Cap. 285), sections 13, 18, 20, 21, 31 and 37. |

Statute Law (Miscellaneous Provisions) Ordinance 2014

Part 11—Division 1
Section 62

Ord. No. 18 of 2014
A1829

| Column 1 | Column 2 |
|---|--|
| Public office | Ordinance or provision of Ordinance |
| Commissioner of Mines | Dangerous Goods (Government Explosives Depots) Regulations (Cap. 295 sub. leg. D), regulations 3(2) and 7. |
| Director of Accounting Services | Waterworks Regulations (Cap. 102 sub. leg. A), regulation 50(2) and (3). |
| Director of Agriculture, Fisheries and Conservation | Forests and Countryside Ordinance (Cap. 96), sections 22(5) and 23. |
| Director of Agriculture, Fisheries and Conservation | Pesticides Ordinance (Cap. 133), except sections 5(4), 6(c), 10, 11 and 14. |
| Director of Agriculture, Fisheries and Conservation | Pesticides Regulations (Cap. 133 sub. leg. A). |
| Director of Agriculture, Fisheries and Conservation | Public Health (Animals and Birds) Ordinance (Cap. 139), sections 6, 7 and 10(2). |
| Director of Agriculture, Fisheries and Conservation | Public Health (Animals and Birds) Regulations (Cap. 139 sub. leg. A), regulations 30, 34, 35, 37, 44 and 51. |

Statute Law (Miscellaneous Provisions) Ordinance 2014

Part 11—Division 1
Section 62

Ord. No. 18 of 2014
A1831

| Column 1 | Column 2 |
|---|--|
| Public office | Ordinance or provision of Ordinance |
| Director of Agriculture, Fisheries and Conservation | Public Health (Animals and Birds) (Animal Traders) Regulations (Cap. 139 sub. leg. B), regulations 5(1) and (3) and 7. |
| Director of Agriculture, Fisheries and Conservation | Public Health (Animals and Birds) (Keeping of Cattle, Sheep and Goats) Regulations (Cap. 139 sub. leg. C), regulations 4, 11(1) and 13. |
| Director of Agriculture, Fisheries and Conservation | Dairies Regulations (Cap. 139 sub. leg. D), regulations 3, 8, 9, 11, 15, 16(2), 18, 19(2)(f), 21(3), 26(1) and 29(2). |
| Director of Agriculture, Fisheries and Conservation | Public Health (Animals and Birds) (Exhibitions) Regulations (Cap. 139 sub. leg. F), regulations 4(1) and (3), 6(a) and (b) and 8(1) and (3). |
| Director of Agriculture, Fisheries and Conservation | Public Health (Animals) (Boarding Establishment) Regulations (Cap. 139 sub. leg. I), regulations 5(1) and (3) and 7. |
| Director of Agriculture, Fisheries and Conservation | Public Health (Animals) (Riding Establishment) Regulations (Cap. 139 sub. leg. J), regulations 5(1) and (3) and 7. |

Statute Law (Miscellaneous Provisions) Ordinance 2014

Part 11—Division 1
Section 62

Ord. No. 18 of 2014
A1833

| Column 1 | Column 2 |
|---|--|
| Public office | Ordinance or provision of Ordinance |
| Director of Agriculture, Fisheries and Conservation | Wild Animals Protection Ordinance (Cap. 170), section 13. |
| Director of Agriculture, Fisheries and Conservation | Plant (Importation and Pest Control) Ordinance (Cap. 207). |
| Director of Agriculture, Fisheries and Conservation | Country Parks and Special Areas Regulations (Cap. 208 sub. leg. A), regulations 4(1) and (2)(a), 5(1) and (2)(b), 8(1), 9(1), 10(1)(a), (b), (c) and (d) and (2), 11(1), (2) and (3)(a), 13(2), 14, 15(4) and 18(5). |
| Director of Agriculture, Fisheries and Conservation | Marine Parks Ordinance (Cap. 476), section 22(1). |
| Director of Agriculture, Fisheries and Conservation | Marine Parks and Marine Reserves Regulation (Cap. 476 sub. leg. A), section 17. |
| Director of Agriculture, Fisheries and Conservation | Kadoorie Agricultural Aid Loan Fund Ordinance (Cap. 1080), section 7. |

Statute Law (Miscellaneous Provisions) Ordinance 2014

Part 11—Division 1
Section 62

Ord. No. 18 of 2014
A1835

| Column 1 | Column 2 |
|---|--|
| Public office | Ordinance or provision of Ordinance |
| Director of Buildings | Hong Kong Airport (Control of Obstructions) Ordinance (Cap. 301), sections 5, 7(1), 13, 14(1), 15(1), (2)(c)(ii) and (8), 16(1), (3), (6), (8) and (9), 17, 18(2) and 20(g). |
| Director of Buildings as Building Authority | Buildings Ordinance (Cap. 123). |
| Director of Buildings as Building Authority | Mass Transit Railway (Land Resumption and Related Provisions) Ordinance (Cap. 276), section 15(1). |
| Director of Buildings as Building Authority | Education Ordinance (Cap. 279), section 12(1)(d). |
| Director of Buildings as Building Authority | Roads (Works, Use and Compensation) Ordinance (Cap. 370). |
| Director of Buildings as Building Authority | Kowloon-Canton Railway Corporation Ordinance (Cap. 372), section 35(1). |
| Director of Civil Engineering and Development | Ferry Services Ordinance (Cap. 104), sections 16(1)(a), 20(1) and 28(4). |
| Director of Civil Engineering and Development | Sand Ordinance (Cap. 147), sections 2 and 3. |

Statute Law (Miscellaneous Provisions) Ordinance 2014

Part 11—Division 1
Section 62

Ord. No. 18 of 2014
A1837

| Column 1 | Column 2 |
|--|---|
| Public office | Ordinance or provision of Ordinance |
| Director of Electrical and Mechanical Services | Evidence Ordinance (Cap. 8), section 28(1)(b)(i). |
| Director of Electrical and Mechanical Services | Tramway Ordinance (Cap. 107), sections 25 and 33. |
| Director of Electrical and Mechanical Services | Aerial Ropeways (Safety) Ordinance (Cap. 211). |
| Director of Electrical and Mechanical Services | Peak Tramway Ordinance (Cap. 265), section 14A. |
| Director of Electrical and Mechanical Services | Electricity Ordinance (Cap. 406). |
| Director of Environmental Protection | Waste Disposal Ordinance (Cap. 354), sections 16(1), 17, 19(1) and 36(3). |
| Director of Environmental Protection | Ozone Layer Protection Ordinance (Cap. 403). |
| Director of Environmental Protection | Environmental Impact Assessment Ordinance (Cap. 499). |

Statute Law (Miscellaneous Provisions) Ordinance 2014

Part 11—Division 1
Section 62

Ord. No. 18 of 2014
A1839

| Column 1 | Column 2 |
|--------------------------------------|---|
| Public office | Ordinance or provision of Ordinance |
| Director of Environmental Protection | Environmental Impact Assessment (Appeal Board) Regulation (Cap. 499 sub. leg. A). |
| Director of Health | Undesirable Medical Advertisements Ordinance (Cap. 231). |
| Director of Health | Animals (Control of Experiments) Ordinance (Cap. 340). |
| Director of Highways | Public Lighting Ordinance (Cap. 105). |
| Director of Highways | Tramway Ordinance (Cap. 107). |
| Director of Highways | Road Traffic Ordinance (Cap. 374). |
| Director of Highways | Road Traffic (Traffic Control) Regulations (Cap. 374 sub. leg. G). |
| Director of Highways | Road Traffic (Expressway) Regulations (Cap. 374 sub. leg. Q). |
| Director of Highways | Tsing Sha Control Area Ordinance (Cap. 594). |
| Director of Highways | Tsing Sha Control Area (General) Regulation (Cap. 594 sub. leg. A). |
| Director of Immigration | Immigration Ordinance (Cap. 115). |

Statute Law (Miscellaneous Provisions) Ordinance 2014

Part 11—Division 1
Section 62

Ord. No. 18 of 2014
A1841

| Column 1 | Column 2 |
|---|---|
| Public office | Ordinance or provision of Ordinance |
| Director of Intellectual Property | Director of Intellectual Property (Establishment) Ordinance (Cap. 412). |
| Director of Intellectual Property as Registrar of Designs | Registered Designs Ordinance (Cap. 522). |
| Director of Intellectual Property as Registrar of Designs | Registered Designs Rules (Cap. 522 sub. leg. A). |
| Director of Intellectual Property as Registrar of Patents | Patents Ordinance (Cap. 514). |
| Director of Intellectual Property as Registrar of Patents | Patents (Transitional Arrangements) Rules (Cap. 514 sub. leg. B). |
| Director of Intellectual Property as Registrar of Patents | Patents (General) Rules (Cap. 514 sub. leg. C). |
| Director of Intellectual Property as Registrar of Trade Marks | Trade Marks Ordinance (Cap. 559). |
| Director of Intellectual Property as Registrar of Trade Marks | Trade Marks Rules (Cap. 559 sub. leg. A). |

Statute Law (Miscellaneous Provisions) Ordinance 2014

Part 11—Division 1
Section 62

Ord. No. 18 of 2014
A1843

| Column 1 | Column 2 |
|--------------------|--|
| Public office | Ordinance or provision of Ordinance |
| Director of Lands | Land (Miscellaneous Provisions) Ordinance (Cap. 28). |
| Director of Lands | Government Leases Ordinance (Cap. 40). |
| Director of Lands | Lands Resumption Ordinance (Cap. 124). |
| Director of Lands | Government Rights (Re-entry and Vesting Remedies) Ordinance (Cap. 126), section 7(3). |
| Director of Lands | Foreshore and Sea-bed (Reclamations) Ordinance (Cap. 127). |
| Director of Lands | Mining Ordinance (Cap. 285). |
| Director of Lands | Hong Kong Airport (Control of Obstructions) Ordinance (Cap. 301), sections 18(2), 20(g), 23(1) and (2), 24 and 25(2). |
| Director of Lands | Road Traffic Ordinance (Cap. 374), sections 123(3) and (4) and 124(1) and (2). |
| Director of Marine | Dangerous Goods (Shipping) Regulations (Cap. 295 sub. leg. C), regulations 3, 5(1), 6, 9, 12, 13, 14, 16, 17, 19 and 21. |

Statute Law (Miscellaneous Provisions) Ordinance 2014

Part 11—Division 1
Section 62

Ord. No. 18 of 2014
A1845

| Column 1 | Column 2 |
|--|---|
| Public office | Ordinance or provision of Ordinance |
| Director of Marine | Merchant Shipping (Safety) Ordinance (Cap. 369), sections 31, 38(4), 51(2) and (3), 57(2) and 63. |
| Director of Marketing | Agricultural Products (Marketing) Ordinance (Cap. 277). |
| Director of Marketing | Marine Fish (Marketing) Ordinance (Cap. 291). |
| Director of Social Welfare | Offences against the Person Ordinance (Cap. 212), section 44(4). |
| Director of Social Welfare | Reformatory Schools Ordinance (Cap. 225). |
| Director of Social Welfare | Juvenile Offenders Ordinance (Cap. 226). |
| Director of Social Welfare | Probation of Offenders Ordinance (Cap. 298). |
| Director-General of Civil Aviation | Air Passenger Departure Tax Ordinance (Cap. 140). |
| Director-General of Trade and Industry | Import and Export Ordinance (Cap. 60), sections 9(3), 33A(1)(b) and 36(2). |

Statute Law (Miscellaneous Provisions) Ordinance 2014

Part 11—Division 1
Section 62

Ord. No. 18 of 2014
A1847

| Column 1 | Column 2 |
|--|--|
| Public office | Ordinance or provision of Ordinance |
| Director-General of Trade and Industry | Import and Export (General) Regulations (Cap. 60 sub. leg. A), regulations 5AB(1), (2), (3), (4) and (5), 5AC(1) and (3), 5AD(1) and (2), 5AE(1)(c) and 6(3) and (4) and item 1 of Part 1 and item 13 of Part 4 of Schedule 5. |
| Director-General of Trade and Industry | Import and Export (Fees) Regulations (Cap. 60 sub. leg. B). |
| Director-General of Trade and Industry | Import and Export (Strategic Commodities) Regulations (Cap. 60 sub. leg. G), regulation 2. |
| Director-General of Trade and Industry | Export (Certificates of Origin) Regulations (Cap. 60 sub. leg. H), regulations 6(2), 7(1) to (4), 8(1) and (3), 9(2) and 11(1)(c). |
| Director-General of Trade and Industry | Import (Radiation) (Prohibition) Regulations (Cap. 60 sub. leg. K). |
| Director-General of Trade and Industry | Reserved Commodities Ordinance (Cap. 296), section 6. |
| Director-General of Trade and Industry | Reserved Commodities (Control of Imports, Exports and Reserve Stocks) Regulations (Cap. 296 sub. leg. A). |

Statute Law (Miscellaneous Provisions) Ordinance 2014

Part 11—Division 1
Section 62

Ord. No. 18 of 2014
A1849

| Column 1 | Column 2 |
|--|---|
| Public office | Ordinance or provision of Ordinance |
| Director-General of Trade and Industry | Reserved Commodities (Control of Sales by Wholesale) Regulations (Cap. 296 sub. leg. B). |
| Financial Secretary | Legal Tender Notes Issue Ordinance (Cap. 65), section 3(2), (3) and (5). |
| Financial Secretary | Money Lenders Ordinance (Cap. 163), sections 33A and 33B. |
| Financial Secretary | Prison Rules (Cap. 234 sub. leg. A), rule 263. |
| Financial Secretary | Hong Kong Tourism Board Ordinance (Cap. 302), section 7(d). |
| Financial Secretary | Government Lotteries Ordinance (Cap. 334). |
| Financial Secretary | Customs and Excise Service (Welfare Fund) Regulation (Cap. 342 sub. leg. C), section 8. |
| Financial Secretary | The Hong Kong Association of Banks Ordinance (Cap. 364), section 12(1). |
| Financial Secretary | Trading Funds Ordinance (Cap. 430), sections 3(1) and 8(2). |
| Financial Secretary | Hong Kong Science and Technology Parks Corporation Ordinance (Cap. 565), sections 23(6) and 24. |

Statute Law (Miscellaneous Provisions) Ordinance 2014

Part 11—Division 1
Section 62

Ord. No. 18 of 2014
A1851

| Column 1 | Column 2 |
|-----------------------------------|---|
| Public office | Ordinance or provision of Ordinance |
| Financial Secretary | Hong Kong Export Credit Insurance Corporation Ordinance (Cap. 1115), sections 12, 17(1) and 24(2). |
| Gas Authority | Gas Safety Ordinance (Cap. 51). |
| Insurance Authority | Insurance Companies Ordinance (Cap. 41). |
| Land Registrar | Government Rights (Re-entry and Vesting Remedies) Ordinance (Cap. 126), sections 11(1) and (3) and 12(1) and (3). |
| Land Registrar | Land Registration Ordinance (Cap. 128). |
| Land Registrar | Building Management Ordinance (Cap. 344). |
| Monetary Authority | Crimes Ordinance (Cap. 200), sections 103(1) and 104(1). |
| Permanent Secretary for Education | Post Secondary Colleges Ordinance (Cap. 320), sections 3, 8, 9, 11 and 12(2). |
| Principal Probation Officer | Probation of Offenders Rules (Cap. 298 sub. leg. A), rules 15, 20(2) and 21. |
| Registrar of Companies | Trustee Ordinance (Cap. 29). |

Statute Law (Miscellaneous Provisions) Ordinance 2014

Part 11—Division 1
Section 62

Ord. No. 18 of 2014
A1853

| Column 1 | Column 2 |
|---|--|
| Public office | Ordinance or provision of Ordinance |
| Registrar of Companies | Companies (Winding Up and Miscellaneous Provisions) Ordinance (Cap. 32). |
| Registrar of Companies | Limited Partnerships Ordinance (Cap. 37). |
| Registrar of Companies | Registered Trustees Incorporation Ordinance (Cap. 306). |
| Registrar of Companies | Companies Ordinance (Cap. 622). |
| Registrar of Co-operative Societies | Co-operative Societies Ordinance (Cap. 33). |
| Registrar of Co-operative Societies | J. E. Joseph Trust Fund Ordinance (Cap. 1067), sections 3, 4, 5, 6 and 7. |
| Registrar of Credit Unions | Credit Unions Ordinance (Cap. 119). |
| Registrar of Money Lenders | Money Lenders Ordinance (Cap. 163). |
| Secretary for Constitutional and Mainland Affairs | Sex Discrimination Ordinance (Cap. 480), section 65(3) and sections 16(2) and (3) and 17(2) of Schedule 6. |

Statute Law (Miscellaneous Provisions) Ordinance 2014

Part 11—Division 1
Section 62

Ord. No. 18 of 2014
A1855

| Column 1 | Column 2 |
|---|---|
| Public office | Ordinance or provision of Ordinance |
| Secretary for Constitutional and Mainland Affairs | Personal Data (Privacy) Ordinance (Cap. 486), section 14(6) and sections 2(2) and (3) and 3(2) of Schedule 2. |
| Secretary for Development | Buildings Ordinance (Cap. 123). |
| Secretary for Education | Non-local Higher and Professional Education (Regulation) Ordinance (Cap. 493), section 8(1)(a)(ii)(B). |
| Secretary for Education | Hong Kong Council for Accreditation of Academic and Vocational Qualifications Ordinance (Cap. 1150), sections 4(1)(g) and (2), 5(2) (e), (ea), (g) and (l), 9(1), 12(b), 13(1), (2) and (3) and 17. |
| Secretary for Home Affairs | Probate and Administration Ordinance (Cap. 10), sections 60B, 60C, 60D, 60E, 60F, 60G and 60K. |
| Secretary for Home Affairs | New Territories Ordinance (Cap. 97), sections 15, 16 and 18. |
| Secretary for Home Affairs | Books Registration Ordinance (Cap. 142). |
| Secretary for Home Affairs | Hotel and Guesthouse Accommodation Ordinance (Cap. 349), sections 19(1) and 20(1), (2)(b), (3)(b) and (4). |

Statute Law (Miscellaneous Provisions) Ordinance 2014

Part 11—Division 1
Section 62

Ord. No. 18 of 2014
A1857

| Column 1 | Column 2 |
|----------------------------------|---|
| Public office | Ordinance or provision of Ordinance |
| Secretary for Home Affairs | Clubs (Safety of Premises) Ordinance (Cap. 376). |
| Secretary for Home Affairs | New Territories Land (Exemption) Ordinance (Cap. 452), section 12. |
| Secretary for Home Affairs | Heung Yee Kuk Ordinance (Cap. 1097), section 3(2)(c) and (3) and paragraph 6 of the First Schedule and paragraph 5(2) of the Second Schedule. |
| Secretary for Labour and Welfare | Employees Retraining Ordinance (Cap. 423), sections 9(2) and (3) and 14(4). |
| Secretary for Security | Immigration Ordinance (Cap. 115), sections 29(1), (2) and (4), 32(2), (2A), (3) and (4)(a), 34(b) and 35(2). |
| Secretary for Security | Marriage Ordinance (Cap. 181), section 5J(7). |
| Secretary for Security | Essential Services Corps Ordinance (Cap. 197). |
| Secretary for Security | Public Order Ordinance (Cap. 245), section 31(6)(i). |
| Secretary for Security | Auxiliary Medical Service Ordinance (Cap. 517). |
| Secretary for Security | Civil Aid Service Ordinance (Cap. 518). |

| Column 1 | Column 2 |
|-------------------------------------|---|
| Public office | Ordinance or provision of Ordinance |
| Secretary for Transport and Housing | Eastern Harbour Crossing Ordinance (Cap. 215). |
| Secretary for Transport and Housing | Merchant Shipping (Safety) Ordinance (Cap. 369), section 5. |
| Secretary for Transport and Housing | Roads (Works, Use and Compensation) Ordinance (Cap. 370). |
| Secretary for Transport and Housing | Tate’s Cairn Tunnel Ordinance (Cap. 393).”. |

Division 2—Repeal of Specifications of Public Offices

63. Repeal

All specifications made under section 43 of the Interpretation and General Clauses Ordinance (Cap. 1) before the commencement date of this section (other than the one set out in section 1 of Schedule 3 to the Land Titles Ordinance (Cap. 585)) are repealed.

Division 3—Consequential Amendments to Land Titles Ordinance (Cap. 585)

64. Schedule 3 amended (consequential amendments)

- (1) Schedule 3, cross-heading before section 1, after “**Offices**”—
Add
“**Notice**”.

- (2) Schedule 3, section 1, after “Offices”—
Add
“Notice”.
- (3) Schedule 3, section 1—
Repeal paragraph (a).

Division 4—Validation in relation to Specifications

65. Validation in relation to specifications

- (1) In this section—

Cap. 1C Schedule (第1C章附表) means the Schedule to the Specification of Public Offices (Cap. 1 sub. leg. C);

loose-leaf edition (《活頁版》) means the loose-leaf edition of the laws published under the Laws (Loose-leaf publication) Ordinance 1990 (51 of 1990);

section 43 specification (第43條指明) means a specification made under section 43 of the Interpretation and General Clauses Ordinance (Cap. 1).

- (2) This section applies if—
 - (a) a section 43 specification was made by a notice published in the Gazette after 31 December 1989 but before 1 July 1997; and
 - (b) the Gazette notice did not add to the Cap. 1C Schedule an entry to describe the specification.
- (3) The Gazette notice for a section 43 specification is deemed to have amended the Cap. 1C Schedule by adding, in alphabetical order, an entry to describe the specification in the same terms in which the specification is described in the Gazette notice, and the amendment is deemed to have

come into operation on the date on which the Gazette notice came into operation.

(4) If—

- (a) before 1 July 1997, an entry that describes a section 43 specification was purportedly added to the Cap. 1C Schedule as appearing in the loose-leaf edition; and
- (b) subsequently a piece of legislation purported to amend the entry without a corresponding amendment to the Gazette notice for the specification,

the specification in the Gazette notice is deemed to have been amended in the same terms in which the entry was purportedly amended, and the amendment to the specification is deemed to have come into operation on the date on which the amendment to the entry purported to come into operation.

Division 5—Specification of Public Offices (Cap. 1 sub. leg. C) (Amendment Relating to Books Registration Ordinance (Cap. 142))

66. Schedule amended

The Schedule, before the first entry relating to the Secretary for Home Affairs —

Add

“Secretary for Home
Affairs

Books Registration Ordinance
(Chapter 142).”

Part 12

Validation in relation to Consolidated Instruments

67. **Validation in relation to paragraphs 2 and 3 of Antiquities and Monuments (Declaration of Monuments and Historical Buildings) (Consolidation) Notice**

(1) In this section—

Cap. 53 (《條例》) means the Antiquities and Monuments Ordinance (Cap. 53);

Cap. 53B (《公告》) means the Antiquities and Monuments (Declaration of Monuments and Historical Buildings) (Consolidation) Notice (Cap. 53 sub. leg. B);

historical building declaration (歷史建築物宣布) means a declaration of a place to be a historical building under section 3 of Cap. 53;

loose-leaf edition (《活頁版》) means the loose-leaf edition of the laws published under the Laws (Loose-leaf publication) Ordinance 1990 (51 of 1990);

monument declaration (古蹟宣布) means a declaration of a place to be a monument under section 3 of Cap. 53.

(2) This section applies if—

(a) a monument declaration or historical building declaration was made by a notice published in the Gazette after 31 December 1989 but before the date on which this section comes into operation; and

(b) the Gazette notice—

(i) for a monument declaration, did not amend paragraph 2 of Cap. 53B by adding a subparagraph to describe the place; or

- (ii) for a historical building declaration, did not amend paragraph 3 of Cap. 53B by adding a subparagraph to describe the place.
- (3) The Gazette notice for a monument declaration is deemed to have amended paragraph 2 of Cap. 53B by adding at the end of that paragraph a subparagraph to describe the place in the same terms in which the place is described in the Gazette notice, and the amendment is deemed to have come into operation on the date on which the Gazette notice came into operation.
- (4) The Gazette notice for a historical building declaration is deemed to have amended paragraph 3 of Cap. 53B by adding at the end of that paragraph a subparagraph to describe the place in the same terms in which the place is described in the Gazette notice, and the amendment is deemed to have come into operation on the date on which the Gazette notice came into operation.
- (5) For the purposes of subsection (3), subparagraphs are to be added after paragraph 2(y) of Cap. 53B in the chronological order in which the Gazette notices came into operation, subject to the following—
 - (a) if more than one Gazette notice came into operation on the same date, the subparagraphs are to be added in the order in which the Gazette notices appear in the Gazette; and
 - (b) if more than one subparagraph is to be added by one Gazette notice, the subparagraphs are to be added in the order in which the monument declarations appear in the Gazette notice.
- (6) For the purposes of subsection (4), subparagraphs are to be added after paragraph 3(p) of Cap. 53B in the chronological order in which the Gazette notices came into operation, subject to the following—

-
- (a) if more than one Gazette notice came into operation on the same date, the subparagraphs are to be added in the order in which the Gazette notices appear in the Gazette; and
- (b) if more than one subparagraph is to be added by one Gazette notice, the subparagraphs are to be added in the order in which the historical building declarations appear in the Gazette notice.
- (7) If—
- (a) before this section comes into operation, a subparagraph that describes the place declared to be a monument or historical building was purportedly added to paragraph 2 or 3 of Cap. 53B as appearing in the loose-leaf edition; and
- (b) subsequently a piece of legislation purported to amend the subparagraph without a corresponding amendment to the Gazette notice for the declaration,
- the declaration in the Gazette notice is deemed to have been amended in the same terms in which the subparagraph was purportedly amended, and the amendment to the declaration is deemed to have come into operation on the date on which the amendment to the subparagraph purported to come into operation.
- 68. Validation in relation to the Schedule to the Country Parks (Designation) (Consolidation) Order**
- (1) In this section—
- Cap. 208** (《條例》) means the Country Parks Ordinance (Cap. 208);
- Cap. 208B Schedule** (第 208B 章附表) means the Schedule to the Country Parks (Designation) (Consolidation) Order (Cap. 208 sub. leg. B);

country park designation (郊野公園指定) means a designation of an area to be a country park under section 14 of Cap. 208.

- (2) This section applies if—
- (a) a country park designation of an area was made by an order published in the Gazette after 31 December 1989 but before the date on which this section comes into operation; and
 - (b) the Gazette order did not amend the Cap. 208B Schedule by adding an item to describe the area.
- (3) The Gazette order is deemed to have amended the Cap. 208B Schedule by adding at the end of the Schedule an item to describe the area in the same terms in which the area is described in the Gazette order, and the amendment is deemed to have come into operation on the date on which the Gazette order came into operation.
- (4) For the purposes of subsection (3), items are to be added after item 21 of Cap. 208B Schedule in the chronological order in which the Gazette orders came into operation.
-

Part 13

Standardization of References to Certain Customs and Excise Service Public Officers

Division 1—Import and Export Ordinance (Cap. 60)

69. Section 2 amended (interpretation)

- (1) Section 2, Chinese text, definition of 機場貨物轉運區, paragraph (b)—

Repeal

“香港”.

- (2) Section 2, Chinese text, definition of 關長—

Repeal

“香港” (wherever appearing).

70. Section 2AA amended (approval of part of Airport Area as cargo transshipment area)

Section 2AA(1), Chinese text—

Repeal

“香港”.

Division 2—Weights and Measures Ordinance (Cap. 68)

71. Section 2 amended (interpretation)

- (1) Section 2, Chinese text, definition of 獲授權人員—

Repeal

“香港”.

- (2) Section 2, Chinese text, definition of 關長, paragraph (a)—

Repeal

“香港”。

- (3) Section 2, Chinese text, definition of **關長**, paragraph (b)—

Repeal

“香港海關任何副關長”

Substitute

“任何海關副關長”。

- (4) Section 2, Chinese text, definition of **關長**, paragraph (c)—

Repeal

“香港海關任何助理關長”

Substitute

“任何海關助理關長”。

72. Section 3 amended (application)

Section 3(2), Chinese text—

Repeal

“香港”。

73. Section 4 amended (appointment of authorized officers)

Section 4, Chinese text—

Repeal

“香港”。

74. Section 7 amended (declaration of equivalent units of measurements)

Section 7, Chinese text—

Repeal

“香港”。

75. Section 8 amended (reference standards of weights and measures)

(1) Section 8(1), Chinese text—

Repeal

“香港海關關長” (wherever appearing)

Substitute

“海關關長”.

(2) Section 8(2), Chinese text—

Repeal

“香港”.

76. Section 34 amended (name in which proceedings may be brought)

Section 34, Chinese text—

Repeal

“香港”.

77. Section 38 amended (power of Commissioner to amend Schedules)

Section 38, Chinese text—

Repeal

“香港”.

Division 3—Pension Benefits Ordinance (Cap. 99)

78. Schedule amended (Scheduled officers)

The Schedule, Chinese text, item (2), column headed “首長級”—

Repeal

“香港” (wherever appearing).

Division 4—Pension Benefits (Prescribed Ages) (Directorate Ranks) Notice (Cap. 99 sub. leg. C)

79. Schedule amended

The Schedule, Chinese text, item 2, column 3—

Repeal

“香港” (wherever appearing).

Division 5—Dutiable Commodities Ordinance (Cap. 109)

80. Section 2 amended (interpretation)

Section 2(1), Chinese text, definition of 關長—

Repeal

“香港” (wherever appearing).

Division 6—Immigration Ordinance (Cap. 115)

81. Section 56A amended (exercise by customs officers of certain powers of immigration officers)

(1) Section 56A(1), Chinese text—

Repeal

“香港海關總監”

Substitute

“海關關長”.

(2) Section 56A(2), Chinese text—

Repeal

“香港海關總監”

Substitute

“海關關長”.

- (3) Section 56A(2), Chinese text—

Repeal

“總監所” (wherever appearing)

Substitute

“關長所”.

- (4) Section 56A(3), Chinese text—

Repeal

“香港海關總監”

Substitute

“海關關長”.

- (5) Section 56A(4), Chinese text—

Repeal

“香港海關總監”

Substitute

“海關關長”.

- (6) Section 56A(6), Chinese text—

Repeal

“香港海關總監”

Substitute

“海關關長”.

- (7) Section 56A(6), Chinese text—

Repeal

“則總監”

Substitute

“則關長”.

- (8) Section 56A(7), definition of *Commissioner of Customs and Excise*—

Repeal

“香港海關總監”

Substitute

“海關關長”.

- (9) Section 56A(7), Chinese text, definition of 海關關長—

Repeal

“香港海關副總監”

Substitute

“海關副關長”.

- (10) Section 56A(7), Chinese text, definition of 海關關長—

Repeal

“香港海關助理總監；”

Substitute

“海關助理關長。”.

- (11) Section 56A(7), Chinese text, definition of 海關人員—

Repeal the full stop

Substitute a semicolon.

**Division 7—Public Revenue Protection Ordinance
(Cap. 120)**

82. **Section 4 amended (restriction of delivery of dutiable goods)**

Section 4, Chinese text—

Repeal

“香港”.

Division 8—Dangerous Drugs Ordinance (Cap. 134)

83. Section 38B amended (Commissioner of Customs and Excise may seize and detain ship)

(1) Section 38B, Chinese text, heading—

Repeal

“香港”.

(2) Section 38B, Chinese text—

Repeal

“香港”.

84. Section 38C amended (magistrate may order arrest and detention of ship)

Section 38C(1), Chinese text—

Repeal

“香港”.

85. Section 38D amended (Registrar to order summons to be served on ship)

Section 38D(1), Chinese text—

Repeal

“香港”.

86. Section 38E amended (bail)

Section 38E(1), Chinese text—

Repeal

“香港”.

87. Section 38F amended (imposition of penalties in respect of ships carrying excessive quantities of drugs and consequential proceedings)

Section 38F(1), Chinese text—

Repeal

“香港”.

88. Section 38G amended (certificate as to finding of dangerous drugs etc.)

Section 38G, Chinese text—

Repeal

“香港” (wherever appearing).

89. Section 52 amended (powers of authorized officers)

(1) Section 52(2)(a), Chinese text—

Repeal

“香港”.

(2) Section 52(10), definition of *Commissioner of Customs and Excise*—

Repeal

“香港”.

90. Section 53A amended (surrender of travel document)

(1) Section 53A(1), Chinese text—

Repeal

“香港” (wherever appearing).

(2) Section 53A(7), Chinese text—

Repeal

“香港”.

(3) Section 53A(7A), Chinese text—

Repeal

“香港”.

(4) Section 53A(8), Chinese text—

Repeal

“香港”.

(5) Section 53A(10), definition of *Commissioner of Customs and Excise*—

Repeal

“香港”.

91. Section 53B amended (application for return of travel document)

(1) Section 53B(1), Chinese text—

Repeal

“香港”.

(2) Section 53B(2), Chinese text—

Repeal

“香港”.

92. Section 53C amended (application for permission to leave Hong Kong)

(1) Section 53C(1), Chinese text—

Repeal

“香港海關關長”

Substitute

“海關關長”.

(2) Section 53C(2), Chinese text—

Repeal

“香港”.

Division 9—Control of Chemicals Ordinance (Cap. 145)

93. Section 2 amended (interpretation)

(1) Section 2(1), Chinese text, definition of 關長—

Repeal

“香港海關關長”

Substitute

“海關關長”.

(2) Section 2(1), Chinese text, definition of 關長—

Repeal

“香港海關任何副關長”

Substitute

“任何海關副關長”.

Division 10—International Organizations and Diplomatic Privileges Ordinance (Cap. 190)

94. First Schedule amended

First Schedule, Chinese text, Part I, paragraph 4—

Repeal

“香港海關關長”

Substitute

“海關關長”.

**Division 11—The Food and Agriculture Organization
(Cap. 190 sub. leg. A)**

95. Article 5 amended

Article 5, Chinese text—

Repeal

“香港海關關長”

Substitute

“海關關長”.

**Division 12—The Inter-governmental Maritime Consultative
Organization (Cap. 190 sub. leg. B)**

96. Article 5 amended

Article 5, Chinese text—

Repeal

“香港海關關長”

Substitute

“海關關長”.

**Division 13—The International Atomic Energy Agency
(Cap. 190 sub. leg. C)**

97. Article 5 amended

Article 5, Chinese text—

Repeal

“香港海關關長”

Substitute

“海關關長”.

**Division 14—The International Civil Aviation Organization
(Cap. 190 sub. leg. D)**

98. Article 5 amended

Article 5, Chinese text—

Repeal

“香港海關關長”

Substitute

“海關關長”.

**Division 15—The International Labour Organization
(Cap. 190 sub. leg. E)**

99. Article 5 amended

Article 5, Chinese text—

Repeal

“香港海關關長”

Substitute

“海關關長”.

**Division 16—The Organization for the Network of
Aquaculture Centres in Asia and the Pacific Notification
(Cap. 190 sub. leg. F)**

100. Paragraph 6 amended (exemption from taxes and rates)

Paragraph 6(2), Chinese text—

Repeal

“香港海關關長”

Substitute

“海關關長”。

Division 17—The International Telecommunication Union (Cap. 190 sub. leg. G)

101. Article 5 amended

Article 5, Chinese text—

Repeal

“香港海關關長”

Substitute

“海關關長”。

Division 18—The United Nations (Cap. 190 sub. leg. H)

102. Article 5 amended

Article 5, Chinese text—

Repeal

“香港海關關長”

Substitute

“海關關長”。

Division 19—The United Nations Educational, Scientific and Cultural Organization (Cap. 190 sub. leg. I)

103. Article 5 amended

Article 5, Chinese text—

Repeal

“香港海關關長”

Substitute

“海關關長”。

**Division 20—The Universal Postal Union (Cap. 190
sub. leg. J)**

104. Article 5 amended

Article 5, Chinese text—

Repeal

“香港海關關長”

Substitute

“海關關長”.

**Division 21—The World Health Organization (Cap. 190
sub. leg. K)**

105. Article 5 amended

Article 5, Chinese text—

Repeal

“香港海關關長”

Substitute

“海關關長”.

**Division 22—The World Meteorological Organization
(Cap. 190 sub. leg. L)**

106. Article 5 amended

Article 5, Chinese text—

Repeal

“香港海關關長”

Substitute

“海關關長”.

**Division 23—The Asian Development Bank (Cap. 190
sub. leg. M)**

107. Article 6 amended

Article 6, Chinese text—

Repeal

“香港海關關長”

Substitute

“海關關長”.

**Division 24—The Asia-Pacific Telecommunity Notification
(Cap. 190 sub. leg. N)**

108. Article 8 amended

Article 8, Chinese text—

Repeal

“香港海關關長”

Substitute

“海關關長”.

**Division 25—The International Mobile Satellite Organization
Notification (Cap. 190 sub. leg. P)**

109. Article 6 amended

Article 6, Chinese text—

Repeal

“香港海關關長”

Substitute

“海關關長”.

Division 26—The International Telecommunications Satellite Organization Notification (Cap. 190 sub. leg. Q)

110. Article 6 amended

Article 6, Chinese text—

Repeal

“香港海關關長”

Substitute

“海關關長”.

Division 27—Marine Fish (Marketing and Exportation) Regulations (Cap. 291 sub. leg. A)

111. Regulation 4E amended (production of export permit to designated officer; powers of designated officer)

Regulation 4E(5)(b), Chinese text—

Repeal

“香港海關關長” (wherever appearing)

Substitute

“海關關長”.

Division 28—Reserved Commodities Ordinance (Cap. 296)

112. Section 2 amended (interpretation)

(1) Section 2(1), Chinese text, definition of 關長—

Repeal

“香港海關關長”

Substitute

“海關關長”.

(2) Section 2(1), Chinese text, definition of **關長**—

Repeal

“香港海關任何副關長”

Substitute

“任何海關副關長”.

**Division 29—Industrial Training (Clothing Industry)
Ordinance (Cap. 318)**

113. Section 2 amended (interpretation)

Section 2, Chinese text, definition of **關長**—

Repeal

“香港” (wherever appearing).

114. Schedule 1 amended (clothing items)

Schedule 1, Chinese text, paragraph 1(a)—

Repeal

“香港海關關長”

Substitute

“海關關長”.

**Division 30—Protection of Non-Government Certificates of
Origin Ordinance (Cap. 324)**

115. Section 2 amended (interpretation)

Section 2, Chinese text, definition of **關長**—

Repeal

“香港” (wherever appearing).

Division 31—Customs and Excise Service Ordinance (Cap. 342)

116. Section 2 amended (interpretation)

- (1) Section 2, Chinese text, definition of *助理關長*—

Repeal

“香港”.

- (2) Section 2, Chinese text, definition of *副關長*—

Repeal

“香港”.

- (3) Section 2, Chinese text, definition of *關長*—

Repeal

“香港”.

117. Section 26 amended (transitional)

- (1) Section 26—

Renumber the section as section 26(1).

- (2) After section 26(1)—

Add

“(2) In any instrument, contract or legal proceedings issued, made or commenced before the commencement date of Part 13 of the Statute Law (Miscellaneous Provisions) Ordinance 2014 (18 of 2014)—

- (a) the titles of 香港海關關長 and 香港海關總監 are to be substituted by 海關關長;
- (b) the titles of 香港海關副關長, 副海關關長 and 香港海關副總監 are to be substituted by 海關副關長; and

- (c) the titles of 香港海關助理關長, 助理海關關長 and 香港海關助理總監 are to be substituted by 海關助理關長.”.

Division 32—Trade Descriptions Ordinance (Cap. 362)

118. Section 2 amended (interpretation)

- (1) Section 2(1), Chinese text, definition of 關長—

Repeal

“香港海關關長”

Substitute

“海關關長”.

- (2) Section 2(1), Chinese text, definition of 關長—

Repeal

“香港海關的任何副關長”

Substitute

“任何海關副關長”.

Division 33—Trade Descriptions (Place of Manufacture) (Textile Made-up Articles) Order (Cap. 362 sub. leg. I)

119. Section 2 amended (interpretation)

- Section 2, Chinese text, definition of 協調制度編號—

Repeal

“香港海關關長”

Substitute

“海關關長”.

**Division 34—Smoking (Public Health) Ordinance
(Cap. 371)**

120. Section 10A amended (seizure and forfeiture)

(1) Section 10A(2), Chinese text—

Repeal

“香港”.

(2) Section 10A(4), Chinese text—

Repeal

“香港海關關長”

Substitute

“海關關長”.

**Division 35—Smoking (Public Health) (Notices) Order
(Cap. 371 sub. leg. B)**

121. Paragraph 3 amended (health warning and indication of tar and nicotine yields on packet or retail container of cigarettes)

Paragraph 3(8)(b), Chinese text—

Repeal

“香港海關關長”

Substitute

“海關關長”.

122. Paragraph 4A amended (health warning on retail container of cigar, pipe tobacco or cigarette tobacco (other than retail container containing one cigar))

Paragraph 4A(8), Chinese text—

Repeal

“香港海關關長”

Substitute

“海關關長”。

123. Paragraph 4AA amended (health warning on retail container containing one cigar)

Paragraph 4AA(6), Chinese text—

Repeal

“香港海關關長”

Substitute

“海關關長”。

**Division 36—Toys and Children’s Products Safety
Ordinance (Cap. 424)**

124. Section 2 amended (interpretation)

(1) Section 2, Chinese text, definition of 關長—

Repeal

“副海關關長”

Substitute

“海關副關長”。

(2) Section 2, Chinese text, definition of 關長—

Repeal

“助理海關關長”

Substitute

“海關助理關長”。

**Division 37—Administrative Appeals Board Ordinance
(Cap. 442)**

125. Schedule amended

The Schedule, Chinese text, item 30—

Repeal

“香港”.

Division 38—Consumer Goods Safety Ordinance (Cap. 456)

126. Section 2 amended (interpretation)

(1) Section 2, Chinese text, definition of 關長—

Repeal

“副海關關長”

Substitute

“海關副關長”.

(2) Section 2, Chinese text, definition of 關長—

Repeal

“助理海關關長”

Substitute

“海關助理關長”.

**Division 39—Weapons of Mass Destruction (Control of
Provision of Services) Ordinance (Cap. 526)**

127. Section 2 amended (interpretation)

Section 2(1), Chinese text, definition of 關長—

Repeal

“香港” (wherever appearing).

**Division 40—United Nations Sanctions (Iraq) Regulation
(Cap. 537 sub. leg. B)**

128. Section 1 amended (interpretation)

Section 1(1), Chinese text, definition of 關長—

Repeal

“香港”(wherever appearing).

**Division 41—United Nations Sanctions (Lebanon)
Regulation (Cap. 537 sub. leg. AC)**

129. Section 1 amended (interpretation)

Section 1, Chinese text, definition of 關長—

Repeal

“香港”(wherever appearing).

**Division 42—United Nations Sanctions (Democratic
People’s Republic of Korea) Regulation (Cap. 537
sub. leg. AE)**

130. Section 1 amended (interpretation)

Section 1, Chinese text, definition of 關長—

Repeal

“香港”(wherever appearing).

**Division 43—United Nations Sanctions (Iran) Regulation
(Cap. 537 sub. leg. AF)**

131. Section 1 amended (interpretation)

Section 1, Chinese text, definition of 關長—

Repeal

“香港” (wherever appearing).

**Division 44—United Nations Sanctions (Somalia)
Regulation (Cap. 537 sub. leg. AN)**

132. Section 1 amended (interpretation)

Section 1, Chinese text, definition of 關長—

Repeal

“香港” (wherever appearing).

**Division 45—United Nations Sanctions (Eritrea) Regulation
(Cap. 537 sub. leg. AR)**

133. Section 1 amended (interpretation)

Section 1, Chinese text, definition of 關長—

Repeal

“香港” (wherever appearing).

**Division 46—United Nations Sanctions (Libya) Regulation
2011 (Cap. 537 sub. leg. AW)**

134. Section 1 amended (interpretation)

Section 1, Chinese text, definition of 關長—

Repeal

“香港” (wherever appearing).

**Division 47—United Nations Sanctions (Afghanistan)
Regulation 2012 (Cap. 537 sub. leg. AX)**

135. Section 2 amended (interpretation)

Section 2, Chinese text, definition of 關長—

Repeal

“香港” (wherever appearing).

**Division 48—United Nations Sanctions (Sudan) Regulation
2013 (Cap. 537 sub. leg. BF)**

**136. Section 22 amended (power of authorized officers to enter and
detain vehicles)**

Section 22(4), Chinese text, definition of 關長—

Repeal

“香港” (wherever appearing).

**Division 49—United Nations Sanctions (Liberia) Regulation
2014 (Cap. 537 sub. leg. BG)**

137. Section 2 amended (interpretation)

Section 2, Chinese text, definition of 關長—

Repeal

“香港” (wherever appearing).

**Division 50—Customs and Excise Service Children’s
Education Trust Fund Ordinance (Cap. 551)**

138. Section 2 amended (interpretation)

(1) Section 2, definition of *Commissioner*—

Repeal

“海關”.

- (2) Section 2, Chinese text, definition of 受託人—

Repeal

“海關”.

139. Section 3 amended (establishment of the fund)

Section 3(3)(a), Chinese text—

Repeal

“海關”.

140. Section 4 amended (incorporation of Commissioner as trustee)

- (1) Section 4, Chinese text, heading—

Repeal

“海關”.

- (2) Section 4(1), Chinese text—

Repeal

“海關關長”

Substitute

“關長”.

141. Section 6 amended (establishment of committee)

Section 6(2)(b), Chinese text—

Repeal

“海關”.

Division 51—Consular Relations Ordinance (Cap. 557)

142. Section 5 amended (authorized refund of duties paid on hydrocarbon oils)

Section 5(1), Chinese text—

Repeal

“香港海關關長”

Substitute

“海關關長”.

Division 52—International Organizations (Privileges and Immunities) (Office of the Commission of the European Communities) Order (Cap. 558 sub. leg. A)

143. Section 4 amended (authorized refund of duties paid on hydrocarbon oils)

Section 4(1), Chinese text—

Repeal

“香港海關關長”

Substitute

“海關關長”.

Division 53—Chemical Weapons (Convention) Ordinance (Cap. 578)

144. Section 2 amended (interpretation)

Section 2(1), Chinese text, definition of 關長—

Repeal

“香港” (wherever appearing).

Division 54—Anti-Money Laundering and Counter-Terrorist Financing (Financial Institutions) Ordinance (Cap. 615)

145. Section 26 amended (delegation of functions)

(1) Section 26(1), Chinese text—

Repeal

“香港海關關長”

Substitute

“海關關長”.

(2) Section 26(2), Chinese text—

Repeal

“香港”.

146. Section 51 amended (regulations)

Section 51, Chinese text—

Repeal

“香港”.

147. Schedule 1 amended (interpretation)

Schedule 1, Chinese text, Part 2, section 1, definition of 關長—

Repeal

“香港” (wherever appearing).

Division 55—United Nations Sanctions (Central African Republic) Regulation (L.N. 51 of 2014)

148. Section 1 amended (interpretation)

Section 1, Chinese text, definition of 關長—

Repeal

“香港” (wherever appearing).

Division 56—United Nations Sanctions (Democratic Republic of the Congo) Regulation 2014 (L.N. 52 of 2014)

149. Section 1 amended (interpretation)

Section 1, Chinese text, definition of 關長—

Repeal

“香港” (wherever appearing).

Division 57—United Nations Sanctions (Côte d’Ivoire) Regulation 2014 (L.N. 114 of 2014)

150. Section 1 amended (interpretation)

Section 1, Chinese text, definition of 關長—

Repeal

“香港” (wherever appearing).

Part 14

Miscellaneous Amendments

Division 1—Allowances to Jurors Order (Cap. 3 sub. leg. A)

151. Section 2 amended (allowances to jurors)

Section 2(1), Chinese text—

Repeal

“，按該人出任陪審員的每一天或不足一天的時間計，須為\$410”

Substitute

“是每天\$410，按該人出任陪審員的每一天(不足一天亦作一天論)計算”。

Division 2—Rules of the High Court (Cap. 4 sub. leg. A)

152. Order 24, rule 14A amended (use of documents)

Order 24, Chinese text, rule 14A—

Repeal

“已向法庭讀出或已由法庭閱讀，或已在公開法庭上被提述後”

Substitute

“已在公開法庭上，向法庭讀出、由法庭閱讀或被提述後”。

Division 3—Law Amendment and Reform (Consolidation) Ordinance (Cap. 23)

153. Section 20C amended (actions for loss of society or services)

(1) Section 20C(1)(a), English text—

Repeal

“preceding the date when”

Substitute

“before the date on which”.

- (2) Section 20C(1)(c)—

Repeal

“the deceased”

Substitute

“the injured person”.

- (3) Section 20C(1)(d)(i)—

Repeal

“the deceased in the same household immediately before the date of his death”

Substitute

“the injured person in the same household immediately before the date on which the cause of action accrued”.

- (4) Section 20C(1)(d)(ii)—

Repeal

“the deceased”

Substitute

“the injured person”.

- (5) Section 20C(1)(d), English text—

Repeal

“of the deceased”

Substitute

“of the injured person”.

- (6) Section 20C(1)(e)—

Repeal

“the deceased” (wherever appearing)

Substitute

“the injured person”.

- (7) Section 20C(1)(f)—

Repeal

“the deceased was at the date of his death”

Substitute

“the injured person was at the date on which the cause of action accrued”.

- (8) Section 20C(1)(f)—

Repeal

“treated the deceased”

Substitute

“treated the injured person”.

- (9) Section 20C(1)(g)—

Repeal

“the deceased”

Substitute

“the injured person”.

- (10) Section 20C(5), definition of *dependant*, paragraph (b)—

Repeal

“the deceased”

Substitute

“the injured person”.

Division 4—Legal Aid (Assessment of Resources and Contributions) Regulations (Cap. 91 sub. leg. B)

154. Schedule 3 amended (contributions)

(1) Schedule 3—

Repeal

“[regs. 8A, 13 & 14]”

Substitute

“[regs. 8A, 13, 14 & 16]”.

(2) Schedule 3, Chinese text, Part 3, paragraph 5(a)—

Repeal

“上訴聆訊的日期”

Substitute

“上訴聆訊開始的日期”.

(3) Schedule 3, Chinese text, Part 3, paragraph 5(b)—

Repeal

“上訴聆訊的日期”

Substitute

“上訴聆訊開始的日期”.

Division 5—Telecommunications (Telecommunications Apparatus) (Exemption from Licensing) Order (Cap. 106 sub. leg. Z)

155. Section 6 amended (exemption for hybrid telecommunications apparatus)

Section 6(4), English text—

Repeal

“telecommunication apparatus”

Substitute

“telecommunications apparatus”.

Division 6—Immigration Ordinance (Cap. 115)

156. Section 17C amended (carrying and production of proof of identity)

Section 17C(4)—

Repeal

“section 17B(b)(ii)”

Substitute

“paragraph (b)(ii) of the definition of *proof of identity* in section 17B(1)”.

Division 7—Public Health and Municipal Services Ordinance (Cap. 132)

157. Section 113 amended (public and private cemeteries)

(1) Section 113(1)—

Repeal

“Parts 1 and III”

Substitute

“Part 1”.

(2) Section 113(2)—

Repeal

“Parts 2 and IV”

Substitute

“Part 2”.

Division 8—Banking (Capital) Rules (Cap. 155 sub. leg. L)

158. Section 311 amended (other offsetting)

(1) Section 311(1)(a), Chinese text—

Repeal

“該持倉”

Substitute

“該等持倉會”.

(2) Section 311(1)(b), Chinese text—

Repeal

“該持倉”

Substitute

“該等持倉”.

(3) Section 311(1)(c), Chinese text—

Repeal

“該持倉”

Substitute

“該等持倉”.

Division 9—Legal Practitioners Ordinance (Cap. 159)

159. Section 74A amended (Standing Committee on Legal Education and Training)

Section 74A(3)(a)(ix)—

Repeal

“The Federation for Continuing Education in Tertiary Institutions”

Substitute

“the Federation for Self-financing Tertiary Education”.

Division 10—Barristers (Admission) Rules (Cap. 159 sub. leg. AA)

160. Schedule 2 amended (forms)

Schedule 2, Form 2—

Repeal

“Approved this day of

[Signed]
Chief Justice”.

Division 11—Registration of Persons (Invalidation of Identity Cards) (Consolidation) Order (Cap. 177 sub. leg. C)

161. Registration of Persons (Invalidation of Identity Cards) (Consolidation) Order repealed

The Registration of Persons (Invalidation of Identity Cards) (Consolidation) Order (Cap. 177 sub. leg. C)—

Repeal the Order.

Division 12—Shipping and Port Control Ordinance (Cap. 313)

162. Section 17 amended (ships to anchor in ports)

Section 17(1), English text—

Repeal

“the Third Schedule”

Substitute

“Schedule 3”.

Division 13—Immigration Service Ordinance (Cap. 331)

163. Schedule 2 amended (scheduled offences)

Schedule 2, Part I, item 1, column 2—

Repeal

“section 11”

Substitute

“section 12”.

Division 14—District Court Ordinance (Cap. 336)

164. Section 79 amended (procedure and practice of the Court in its criminal jurisdiction)

Section 79(2), Chinese text—

Repeal

“《刑事訴訟程序條例》(第221章)附表2第I部所詳列的條文”

Substitute

“附表2第1部所詳列的《刑事訴訟程序條例》(第221章)的條文”。

165. Schedule 2 amended

Schedule 2, English text, Part 1—

Repeal

“the First Schedule”

Substitute

“Schedule 1”.

**Division 15—Rules of the District Court (Cap. 336
sub. leg. H)**

166. Order 24, rule 14A amended (use of documents)

Order 24, rule 14A—

Repeal

“by the Court or referred to in open court”

Substitute

“by the Court, or referred to, in open court”.

**Division 16—Employees Compensation Assistance
Ordinance (Cap. 365)**

167. Section 8 amended (payments from the Fund)

Section 8(c), Chinese text—

Repeal

“貸款”

Substitute

“貸款”.

**Division 17—Merchant Shipping (Safety) (Signals of
Distress and Prevention of Collisions) Regulations
(Cap. 369 sub. leg. N)**

**168. Schedule amended (International Regulations for Preventing
Collisions at Sea 1972)**

The Schedule, Chinese text, Annex I, paragraph 2(c)—

Repeal

“但不”

Substitute

“但”。

Division 18—Road Traffic (Registration and Licensing of Vehicles) Regulations (Cap. 374 sub. leg. E)

169. Regulation 2 amended (interpretation)

Regulation 2(1), Chinese text, definition of *左軚車輛*—

Repeal

“信訊”

Substitute

“信號”。

170. Schedule 14 amended (particulars to be contained in register of journeys)

(1) Schedule 14, Chinese text, item 7—

Repeal

“取得牌照持有人根據第46A(4)條”

Substitute

“根據第46A(4)條獲牌照持有人”。

(2) Schedule 14, Chinese text, item 7—

Repeal

“指定人士”

Substitute

“指定的人”。

**Division 19—Tate’s Cairn Tunnel By-laws (Cap. 393
sub. leg. B)**

171. Schedule amended

- (1) The Schedule, English text, Figure No. 23—

Repeal

“company”

Substitute

“Company”.

- (2) The Schedule, English text, Figure No. 24—

Repeal

“company” (wherever appearing)

Substitute

“Company”.

Division 20—Personal Data (Privacy) Ordinance (Cap. 486)

**172. Section 35K amended (data user must not provide personal data
for use in direct marketing without data subject’s consent)**

Section 35K(1)(b), Chinese text—

Repeal

“當事人”

Substitute

“資料使用者”.

Division 21—Securities and Futures Ordinance (Cap. 571)

173. Section 308 amended (interpretation of Part XV)

Section 308(1), Chinese text, definition of 股本衍生工具, paragraph (d)—

Repeal

“股票期權合約”

Substitute

“股票期貨合約”.

Division 22—Competition Ordinance (Cap. 619)

174. Schedule 5 amended (Competition Commission)

(1) Schedule 5, English text, section 20—

Repeal

“is the period—

(a) beginning”

Substitute

“is—

(a) the period beginning”.

(2) Schedule 5, section 21(a)—

Repeal

“Council;”

Substitute

“Council; and”.

175. Schedule 8 amended (consequential and related amendments)

(1) Schedule 8, Part 4—

Repeal section 14

Substitute

“14. Part 5C heading amended

The heading of Part 5C is amended by repealing “**Sections 7K, 7L, 7N and 7P**” and substituting “**Section 7Q**”.

- (2) Schedule 8, Part 4, section 15(2)—

Repeal

“repealing “7K, 7L, 7M or 7N” and substituting “7M or 7Q”.”

Substitute

“repealing “7K, 7L or 7N or any licence condition relating to any such section” and substituting “7Q or any licence condition relating to section 7Q”.”

- (3) Schedule 8, Part 4, section 16(1)—

Repeal

“repealing “7K, 7L, 7M or 7N” and substituting “7M or 7Q”.”

Substitute

“repealing “7K, 7L or 7N” and substituting “7Q”.”

- (4) Schedule 8, Part 4, after section 16(1)—

Add

“(1A) Section 32N(1) is amended by repealing “any such section” wherever it appears and substituting “that section”.”

- (5) Schedule 8, Part 4, section 18—

Repeal

“repealing “7K, 7L, 7M or 7N” and substituting “7M or 7Q”.”

Substitute

“repealing “7K, 7L or 7N” and substituting “7Q”.”.

**Division 23—Residential Properties (First-hand Sales)
Ordinance (Cap. 621)**

176. Section 71 amended (general requirements for advertisement)

Section 71(4), Chinese text—

Repeal

“的單位售價”

Substitute

“者”.

**Division 24—Buildings (Amendment) Ordinance 2011
(16 of 2011)**

177. Sections 32 to 36 repealed

Sections 32, 33, 34, 35 and 36—

Repeal the sections.