

立法會
Legislative Council

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Tel : 3919 3300

Date : 21 June 2016

From : Clerk to the Legislative Council

To : All Members of the Legislative Council

Council meeting of 22 June 2016

**Hon Claudia MO's proposed resolutions in relation to
the Public Health (Animals and Birds) (Animal Traders)
(Amendment) Regulation 2016 and the Specification of Public Offices
(Amendment) Notice 2016**

The President has given permission for Hon Claudia MO to move, at the above meeting, two proposed resolutions under section 34(2) of the Interpretation and General Clauses Ordinance (Cap. 1) in relation to the following items of subsidiary legislation:

- (a) Public Health (Animals and Birds) (Animal Traders) (Amendment) Regulation 2016, published in the Gazette as Legal Notice No. 64 of 2016 (“the Regulation”); and
- (b) Specification of Public Offices (Amendment) Notice 2016, published in the Gazette as Legal Notice No. 68 of 2016 (“the Notice”).

2. Hon Claudia MO's first proposed resolution seeks to repeal the above Regulation and Notice (**Appendix 1**); and her second proposed resolution to amend the Regulation (**Appendix 2**). The President has directed that the proposed resolutions be printed in the terms in which they were handed in on the Agenda for the Council.

3. Hon Claudia MO has indicated that **she will withdraw her two proposed resolutions if Hon Tommy CHEUNG's proposed resolution to extend the period for amending the Regulation and the Notice is passed at the above meeting.**

4. The President has directed that a **joint debate** on Hon Claudia MO's two proposed resolutions be held if they can be dealt with at the above meeting. After the joint debate, Ms MO's first proposed resolution will be put to vote first; if it is **passed**, her second proposed resolution will **not be dealt with**. If her first proposed resolution is **negatived**, she **may** move her second proposed resolution.

(Dora WAI)
for Clerk to the Legislative Council

Encl.

Interpretation and General Clauses Ordinance

Resolution

(Under section 34(2) of the Interpretation and
General Clauses Ordinance (Cap. 1))

**Public Health (Animals and Birds) (Animal Traders) (Amendment)
Regulation 2016
Specification of Public Offices (Amendment) Notice 2016**

Resolved that the —

(a) Public Health (Animals and Birds) (Animal Traders)
(Amendment) Regulation 2016, published in the Gazette as
Legal Notice No. 64 of 2016 ; and

(b) Specification of Public Offices (Amendment) Notice 2016,
published in the Gazette as Legal Notice No. 68 of 2016,

and laid on the table of the Legislative Council on 25 May 2016, be
repealed.

Interpretation and General Clauses Ordinance

Resolution

(Under section 34(2) of the Interpretation and
General Clauses Ordinance (Cap. 1))

Public Health (Animals and Birds) (Animal Traders) (Amendment) Regulation 2016

Resolved that the Public Health (Animals and Birds) (Animal Traders) (Amendment) Regulation 2016, published in the Gazette as Legal Notice No. 64 of 2016 and laid on the table of the Legislative Council on 25 May 2016, be amended as set out in the Schedule.

Schedule

Amendments to Public Health (Animals and Birds) (Animal Traders) (Amendment) Regulation 2016

1. Section 10 amended (regulations 5A to 5H added)

(1) Section 10—

Renumber new regulation 5D as regulation 5D(1).

(2) Section 10, new regulation 5D(1)—

Repeal

“The Director”

Substitute

“Subject to paragraph (2), the Director”.

(3) Section 10, after new regulation 5D(1)—

Add

“(2) The Director must not grant a licence unless the gross floor area of the premises is not less than 2 000 square feet.

(3) In this regulation—

gross floor area (總樓面面積) means the floor area contained within the external walls or fence of the premises measured at each floor level and if the premises are composed of more than one floor, including the floor area of each floor, together with the area of each balcony in the premises, which shall be calculated from the overall dimensions of the balcony (including the thickness of the sides thereof), and the thickness of the external walls or fence of the premises.”.