
Statute Law (Miscellaneous Provisions) Bill 2017

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A BILL

To

Make miscellaneous amendments to various Ordinances.

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 2017.
- (2) Subject to subsections (3) and (4), this Ordinance comes into operation on the day on which it is published in the Gazette.
- (3) Part 6 comes into operation on a day to be appointed by the Secretary for Justice by notice published in the Gazette.
- (4) Division 52 of Part 9 comes into operation on 15 December 2017.

2. Enactments amended

The enactments specified in Parts 2 to 9 are amended as set out in those Parts.

Part 2

Protection to Sexual Offence Complainants

Division 1—Criminal Procedure Ordinance (Cap. 221)

3. **Section 79B amended (evidence by live television link)**

(1) Section 79B(1), definition of *witness in fear*—

Repeal

“在恐懼中的”

Substitute

“惶恐”.

(2) Section 79B(1)—

Add in alphabetical order

“*complainant* (申訴人) has the meaning given by section 156(8) of the Crimes Ordinance (Cap. 200);

specified sexual offence (指明性罪行) has the meaning given by section 117(1) of the Crimes Ordinance (Cap. 200);”.

(3) Section 79B(4), Chinese text—

Repeal

“在恐懼中的”

Substitute

“惶恐”.

(4) After section 79B(4)—

Add

“(4A) If a complainant is to give evidence in proceedings involving a specified sexual offence, the court may, on application or on its own motion, permit the complainant to give evidence by way of a live television link, subject to any conditions the court considers appropriate in the circumstances.”.

4. Section 83V amended (evidence)

(1) Section 83V(13), Chinese text—

Repeal

“在恐懼中的”

Substitute

“惶恐”.

(2) After section 83V(13)—

Add

“(13A) If a complainant is required to be examined before the Court of Appeal under subsection (1)(b) in proceedings involving a specified sexual offence, the Court of Appeal may exercise the same powers that a court may exercise under section 79B(4A).”.

(3) Section 83V(15)—

Repeal

“(12) or (13)”

Substitute

“(12), (13) or (13A)”.

(4) Section 83V(17), definition of *witness in fear*—

Repeal

“在恐懼中的”

Substitute

“惶恐”.

(5) After section 83V(17)—

Add

“(18) In subsection (13A)—

complainant (申訴人) has the meaning given by section 156(8) of the Crimes Ordinance (Cap. 200);

specified sexual offence (指明性罪行) has the meaning given by section 117(1) of the Crimes Ordinance (Cap. 200).”.

Division 2—Live Television Link and Video Recorded Evidence Rules (Cap. 221 sub. leg. J)

5. Rule 3 amended (evidence through live television link where witness is a vulnerable witness or is to be cross-examined after admission of a video recording)

Rule 3(1)(a)—

Repeal

“79B(2), (3) or (4)”

Substitute

“79B”.

Part 3

Powers and Duties of Temporary Registrars of Various Ranks

Division 1—High Court Ordinance (Cap. 4)

6. Section 37AB amended (appointment of temporary registrar)

After section 37AB(2)—

Add

“(2A) A temporary registrar has, during the period for which he or she is appointed, all the jurisdiction, privileges, powers and duties of the Registrar and a reference in any law to the Registrar is to be construed accordingly.”.

7. Section 37AC amended (appointment of temporary senior deputy registrars)

After section 37AC(2)—

Add

“(2A) A temporary senior deputy registrar has, during the period for which he or she is appointed, all the jurisdiction, privileges, powers and duties of a senior deputy registrar and a reference in any law to a senior deputy registrar of the High Court is to be construed accordingly.”.

8. Section 37A amended (appointment of temporary deputy registrars)

After section 37A(2)—

Add

“(2A) A temporary deputy registrar has, during the period for which he or she is appointed, all the jurisdiction, privileges, powers and duties of a deputy registrar and a reference in any law to a deputy registrar of the High Court is to be construed accordingly.”.

9. Section 37B amended (appointment of temporary assistant registrars)

After section 37B(2)—

Add

“(2A) A temporary assistant registrar has, during the period for which he or she is appointed, all the jurisdiction, privileges, powers and duties of an assistant registrar and a reference in any law to an assistant registrar of the High Court is to be construed accordingly.”.

Division 2—District Court Ordinance (Cap. 336)

10. Section 14AB amended (appointment of temporary registrar)

After section 14AB(2)—

Add

“(2A) A temporary registrar has, during the period for which he or she is appointed, all the jurisdiction, privileges, powers and duties of the Registrar and a reference in any law to the Registrar is to be construed accordingly.”.

Division 3—Competition Ordinance (Cap. 619)

11. Section 156C amended (jurisdiction and powers of temporary registrars of Tribunal)

(1) Section 156C(1)—

Repeal

“Tribunal.”

Substitute

“Tribunal and a reference in any law to the Registrar of the Tribunal is to be construed accordingly.”.

(2) Section 156C(2)—

Repeal

“Tribunal.”

Substitute

“Tribunal and a reference in any law to a senior deputy registrar of the Tribunal is to be construed accordingly.”.

(3) Section 156C(3)—

Repeal

“Tribunal.”

Substitute

“Tribunal and a reference in any law to a deputy registrar of the Tribunal is to be construed accordingly.”.

Part 4

Amendments to District Court Ordinance (Cap. 336) Relating to Composition of District Court Rules Committee

12. Section 17 amended (District Court Rules Committee)

(1) Section 17—

Repeal subsection (1)

Substitute

“(1) There is to be a District Court Rules Committee.

(1A) The Rules Committee is to consist of—

- (a) the Chief Judge;
- (b) 3 District Judges appointed by the Chief Judge;
- (c) a barrister nominated by the Hong Kong Bar Association;
- (d) a solicitor nominated by The Law Society of Hong Kong;
- (e) the Registrar; and
- (f) the Secretary for Justice or a legal officer, as defined in section 2 of the Legal Officers Ordinance (Cap. 87), appointed by the Secretary for Justice.

(1B) The Registrar is to be the secretary of the Rules Committee.”.

(2) Section 17(2)—

Repeal

“3 members”

Substitute

“4 members”.

Part 5

Residency Requirements for Admission as Solicitor in Hong Kong

Division 1—Legal Practitioners Ordinance (Cap. 159)

13. Section 4 amended (qualifications for admission)

(1) Section 4(1A)(a)—

Repeal

“his admission”

Substitute

“the date on which the person applied for the certificate”.

(2) Section 4(1A)(b)—

Repeal

“his”

Substitute

“the person’s”.

Division 2—Admission and Registration Rules (Cap. 159 sub. leg. B)

14. Schedule amended (forms)

(1) The Schedule, Form 1B, declaration, paragraph (1)—

Repeal

“before my admission”

Substitute

“before the date of this application”.

- (2) The Schedule, Form 1C, declaration, paragraph (1)—

Repeal

“before my admission”

Substitute

“before the date of this application”.

- (3) The Schedule, Form 2, paragraph (2)(d)—

Repeal

“before his/her admission”

Substitute

“before the date on which he/she applied for a certificate as stated in paragraph (1) of this Form”.

- (4) The Schedule, Form 3, paragraph (2)(c)—

Repeal

“before his/her admission”

Substitute

“before the date on which he/she applied for a certificate as stated in paragraph (1) of this Form”.

- (5) The Schedule, Form 4, declaration, part (a), paragraph 1—

Repeal

“before my admission”

Substitute

“before the date of this application”.

Part 6

Mainland Judgments (Reciprocal Enforcement) Ordinance (Cap. 597)

15. Long title amended

The long title, Chinese text, after “當事人”—

Add

“協議”.

16. Section 2 amended (interpretation)

(1) Section 2—

Repeal the definition of *recognized Basic People’s Court*.

(2) Section 2—

Add in alphabetical order

“*recognized Primary People’s Court* (認可基層人民法院)
means any primary people’s court that is specified in
a list published in the Gazette under section 25(1)
from time to time;”.

17. Section 6 amended (finality of Mainland judgments)

Section 6(1)(b) and (c), English text—

Repeal

“Basic”

Substitute

“Primary”.

18. Section 25 amended (publication of list of Basic People’s Courts)

(1) Section 25, English text, heading—

Repeal

“**Basic**”

Substitute

“**Primary**”.

(2) Section 25(1), English text—

Repeal

“**Basic**”

Substitute

“**Primary**”.

19. Section 26 amended (special provisions for chosen courts becoming or ceasing to be recognized Basic People’s Courts)

(1) Section 26, English text, heading—

Repeal

“**Basic**”

Substitute

“**Primary**”.

(2) Section 26(1) and (2), English text—

Repeal

“**Basic**” (wherever appearing)

Substitute

“**Primary**”.

20. Schedule 1 amended (designated courts)

Schedule 1, English text, item 4—

Repeal

“Basic”

Substitute

“Primary”.

Part 7

Provisions Relating to Laws Compilation and Editorial Amendments

Division 1—Legislation Publication Ordinance (Cap. 614)

21. Section 2 amended (interpretation)

Section 2(1), definition of *consolidated copy*, after “amendments”—

Add

“(if any)”.

22. Section 4 amended (contents of database)

Section 4(1)(a)—

Repeal the semicolon

Substitute

“and of the following Ordinances—

- (i) the Revised Edition of the Laws Ordinance 1965 (53 of 1965);
- (ii) the Laws (Loose-leaf Publication) Ordinance 1990 (51 of 1990);
- (iii) the Hong Kong Reunification Ordinance (110 of 1997);
- (iv) the National Flag and National Emblem Ordinance (116 of 1997);
- (v) the Regional Flag and Regional Emblem Ordinance (117 of 1997);”.

23. Section 11 amended (powers to give chapter numbers etc.)

Section 11(a)—

Repeal

“and alter the title, short title or citation of the Ordinance”.

24. Section 12 amended (powers to make editorial amendments)

(1) Before section 12(a)—

Add

“(aa) if a chapter number has been given to the Ordinance under section 11(a)—alter the title, short title or citation of the Ordinance;”.

(2) Section 12(a)—

Repeal

“section 11(a)”

Substitute

“paragraph (aa)”.

(3) Section 12—

Repeal paragraph (ab)

Substitute

“(ab) after a reference to the title, short title or citation of another Ordinance—

(i) insert the chapter number given to that other Ordinance under section 11(a) or the number of that other Ordinance among the Ordinances of the year in which it was published in the Gazette; and

- (ii) if another reference of any other kind to that other Ordinance appears after the reference to the title, short title or citation—omit that other reference;”.

25. Section 14 substituted

Section 14—

Repeal the section

Substitute

“14. Effect of editorial amendments

- (1) An Ordinance that is amended under section 12 has effect for all purposes, on and after the effective date of the editorial amendment, as if the amendment had been made by another Ordinance that commenced on that date.
- (2) The effective date of an editorial amendment—
 - (a) must not be a date earlier than the date on which the record containing a description of the amendment is first published under section 15; and
 - (b) must be specified in the record.
- (3) A copy of the amended Ordinance, as published on an approved website, must indicate in a suitable place the fact that it has been amended under section 12.”.

26. Section 15 amended (Secretary for Justice to compile record of editorial amendments)

- (1) Section 15(1)(a), after the semicolon—

Add

“and”.

(2) Section 15(1)—

Repeal paragraph (b).

(3) Section 15(2)—

Repeal

“kept”

Substitute

“published on an approved website”.

27. Section 16 repealed (editorial amendments without effect if not contained in record)

Section 16—

Repeal the section.

Division 2—Laws (Loose-leaf Publication) Ordinance 1990 (51 of 1990)

28. Section 2 amended (publication of Ordinances, etc. in a loose-leaf edition)

Section 2(2)(a)—

Repeal

“and alter the title, short title or citation of the Ordinance”.

29. Section 2A amended (power to make editorial amendments)

(1) Before section 2A(1)(a)—

Add

“(aa) if a chapter number has been given to the Ordinance under section 2(2)(a)—alter the title, short title or citation of the Ordinance;”.

- (2) Section 2A(1)(a)—

Repeal

“section 2(2)(a)”

Substitute

“paragraph (aa)”.

- (3) Section 2A(1)—

Repeal paragraph (ab)

Substitute

“(ab) after a reference to the title, short title or citation of another Ordinance—

- (i) insert the chapter number given to that other Ordinance under section 2(2)(a) or the number of that other Ordinance among the Ordinances of the year in which it was published in the Gazette; and
 - (ii) if another reference of any other kind to that other Ordinance appears after the reference to the title, short title or citation—omit that other reference;”.
-

Part 8

Amendment to District Court Ordinance (Cap. 336) Relating to Jurisdiction Limits of Costs-only Proceedings

- 30. Section 73A amended (amendments of limits of jurisdiction and other amounts)**

Section 73A, after “52,”—

Add

“53A(5),”.

Part 9

Miscellaneous Amendments

Division 1—Fees for Official Signatures and Miscellaneous Services Notice (Cap. 1 sub. leg. B)

31. Fees for Official Signatures and Miscellaneous Services Notice repealed

Fees for Official Signatures and Miscellaneous Services Notice—

Repeal the Notice.

Division 2—High Court Ordinance (Cap. 4)

32. Section 34B amended (composition of Court of Appeal in its civil jurisdiction)

Section 34B(4)(c), Chinese text—

Repeal

“法官聆訊或”

Substitute

“法官聆訊及”.

Division 3—Bankruptcy Ordinance (Cap. 6)

33. Section 46 amended (duties of bailiff as to goods taken in execution)

Section 46(1), English text—

Repeal

“fist”

Substitute

“first”.

34. Section 51A amended (orders under sections 49 and 50)

Section 51A(1), Chinese text—

Repeal

“以下損害”

Substitute

“不損害”.

35. Section 71 amended (interest on debts)

Section 71(3)(a) and (4)—

Repeal

“Supreme Court Ordinance”

Substitute

“High Court Ordinance”.

Division 4—Bankruptcy (Forms) Rules (Cap. 6 sub. leg. B)

36. Schedule amended (forms)

(1) The Schedule, English text, Form 19, second paragraph—

Repeal

“Sealed with our seals, and dated this day of
and .”

Substitute

“Sealed with our seals, and dated this day of .”.

(2) The Schedule, Chinese text, Form 27—

Repeal

“[條例 78(1)(f) 條”

Substitute

“[條例第 78(1)(f) 條”.

Division 5—Lands Tribunal Rules (Cap. 17 sub. leg. A)

37. Rule 14 amended (listing for hearing)

Rule 14(1)(c), Chinese text, after the semicolon—

Add

“及”.

Division 6—Companies (Winding Up and Miscellaneous Provisions) Ordinance (Cap. 32)

38. Section 168R amended (register of disqualification orders)

Section 168R(5), Chinese text, definition of 取消資格令, paragraph (c), after the semicolon—

Add

“或”.

Division 7—Companies (Winding-up) Rules (Cap. 32 sub. leg. H)

39. Rule 17 amended (use of file by Official Receiver)

Rule 17, English text—

Repeal

“requiries”

Substitute

“requires”.

Division 8—Insurance Ordinance (Cap. 41)

40. Section 53A amended (secrecy)

Section 53A(1)(a), Chinese text—

Repeal

“保密，或協助”

Substitute

“保密，並協助”.

41. Schedule 11 amended (savings and transitional arrangements for Insurance Companies (Amendment) Ordinance 2015)

Schedule 11, Chinese text, section 125(1)—

Repeal

“第 123 及 124 條”

Substitute

“第 123 或 124 條”.

Division 9—Professional Accountants Ordinance (Cap. 50)

42. Section 33B amended (dealing with complaints)

Section 33B(3)—

Repeal

everything after “complaint”

Substitute

“with which it is concerned,
the Council shall by resolution dissolve the committee.”.

Division 10—Gas Safety (Gas Supply) Regulations (Cap. 51 sub. leg. B)

43. Regulation 17 amended (general safety requirements for gas pipes)

Regulation 17(10), Chinese text—

Repeal

“的裝備槽”。

Division 11—Surviving Spouses’ and Children’s Pensions Ordinance (Cap. 79)

44. Section 14 amended (return of contributions and surrender of benefits)

Section 14(2)(a), Chinese text—

Repeal

“而在他去世時並無任何子女有權領取子女撫恤金或其中份額，”。

Division 12—Telecommunications Ordinance (Cap. 106)

45. Section 13F amended (competence of licensees)

(1) Section 13F, Chinese text—

Repeal

“以下法團或只可由其持有”

Substitute

“符合所有以下說明的法團，或只可由符合所有以下說明的法團持有”。

- (2) Section 13F(a), Chinese text—

Repeal

“根據《公司條例》”

Substitute

“屬根據《公司條例》”.

- (3) Section 13F(a), Chinese text—

Repeal

“成立與”

Substitute

“組成及”.

- (4) Section 13F(b), English text, after the semicolon—

Add

“and”.

**Division 13—Telecommunications Regulations (Cap. 106
sub. leg. A)**

46. Regulation 7 amended (no fees payable for amendment of licence)

Regulation 7—

Repeal

“form of licence in Schedule 3”

Substitute

“licence of any form determined by the Authority under section 7(6) of the Ordinance”.

Division 14—Dutiable Commodities Ordinance (Cap. 109)

47. Schedule 1 amended

- (1) Schedule 1, Chinese text, Part III, paragraph 2—

Repeal

“所經營的道路車輛使用，以”

Substitute

“為”。

- (2) Schedule 1, Chinese text, Part III, paragraph 2, after “的公共巴士服務”—

Add

“而操作的道路車輛使用”。

- (3) Schedule 1, Chinese text, Part III, paragraph 3—

Repeal

“經營的道路車輛使用，以”

Substitute

“為”。

- (4) Schedule 1, Chinese text, Part III, paragraph 3, after “巴士服務”—

Add

“而操作的道路車輛使用”。

Division 15—Dutiable Commodities (Marking and Colouring of Hydrocarbon Oil) Regulations (Cap. 109 sub. leg. C)

48. Regulation 5B amended (use of marked oil)

- (1) Regulation 5B(2)(b), Chinese text—

Repeal

“所經營以”

Substitute

“為”.

- (2) Regulation 5B(2)(b), Chinese text, before “的汽車”—

Add

“而操作”.

- (3) Regulation 5B(2)(c), Chinese text—

Repeal

“經營以”

Substitute

“為”.

- (4) Regulation 5B(2)(c), Chinese text, before “的汽車”—

Add

“而操作”.

Division 16—Inland Revenue Ordinance (Cap. 112)

49. Section 23 amended (ascertainment of assessable profits of life insurance corporations)

Section 23(2)—

Repeal

“or, in the case of a corporation to which section 52(3) of that Ordinance applies, a copy of the latest such abstract submitted under that section”.

Division 17—Stamp Duty Ordinance (Cap. 117)

50. Section 29G amended (certificate with reference to certain agreements for sale)

Section 29G(1), English text—

Repeal

“, or effected by,”

Substitute

“or effected by”.

Division 18—Buildings Ordinance (Cap. 123)

51. Section 16 amended (grounds on which approval or consent may be refused)

Section 16(1)(n), English text—

Repeal

“user”

Substitute

“use”.

52. Section 38 amended (regulations)

Section 38(1)(b), English text—

Repeal

“on”

Substitute

“out”.

Division 19—Building (Planning) Regulations (Cap. 123 sub. leg. F)

53. Regulation 31 amended (minimum requirements of window)

Regulation 31(2)(e), English text—

Repeal

“a boundary or”

Substitute

“a boundary of”.

54. Third Schedule amended (persons with a disability)

Third Schedule, English text, section 85(1)—

Repeal

“in conformity with”

Substitute

“in conformity to”.

Division 20—Public Health and Municipal Services Ordinance (Cap. 132)

55. Section 61 amended (false labelling and advertisement of food or drugs)

Section 61(2), English text—

Repeal

“partly”

Substitute

“a party”.

56. Thirteenth Schedule substituted

Thirteenth Schedule—

**Repeal the Schedule
Substitute**

“Thirteenth Schedule

[s. 105M]

Civic Centres

1. City Hall at Connaught Road Central, Central.
2. Tsuen Wan Town Hall at Tai Ho Road, Tsuen Wan.
3. Queen Elizabeth Stadium at Oi Kwan Road, Wan Chai.
4. North District Town Hall at North District Community Centre, Sheung Shui.
5. Ko Shan Theatre and Ko Shan Theatre New Wing at Ko Shan Road Park, Hung Hom.
6. Hong Kong Coliseum at Cheong Wan Road, Hung Hom.
7. Tai Po Civic Centre at Tai Po Government Secondary School at On Pong Road, Tai Po.
8. Ngau Chi Wan Civic Centre at the junction of Clear Water Bay Road and Lung Cheung Road, Wong Tai Sin.
9. Sha Tin Town Hall at Yuen Wo Road, Sha Tin.

10. Tuen Mun Town Hall at Tuen Hi Road, Tuen Mun.
11. Hong Kong Cultural Centre and Salisbury Garden appurtenant thereto (excluding the marriage registry and any building or part of a building designated under section 105G as a museum or under section 105K as a library) at Salisbury Road, Tsim Sha Tsui.
12. Sheung Wan Civic Centre at Queen's Road Central, Sheung Wan.
13. Sai Wan Ho Civic Centre at 111 Shau Kei Wan Road, Sai Wan Ho.
14. The Lecture Hall and the Special Exhibition Hall of Hong Kong Science Museum at 2 Science Museum Road, Tsim Sha Tsui East.
15. The Lecture Hall, the Ceramic Studio, the Painting Studio, the Printmaking Studio, the Lobby and the Podium on 1/F of Hong Kong Museum of Art at 10 Salisbury Road, Tsim Sha Tsui.
16. Hong Kong Visual Arts Centre at 7A Kennedy Road inside Hong Kong Park, Central.
17. Kwai Tsing Theatre at Hing Ning Road, Kwai Chung.
18. Yuen Long Theatre at Tai Yuk Road, Yuen Long.

19. The Lecture Theatre, the Exhibition Gallery, Activity Room 1 and Activity Room 2 of the building known as Hong Kong Central Library at 66 Causeway Road, Causeway Bay and any other part of that building that is not designated as a library under section 105K.
20. The Cinema and the Exhibition Hall of Hong Kong Film Archive, 50 Lei King Road, Sai Wan Ho.
21. The Lecture Hall in the extension block connecting Blocks S61 and S62, the Activity Room in Block S62, and the Courtyard and Cafeteria between Blocks S61 and S62, of Hong Kong Heritage Discovery Centre, Kowloon Park, Haiphong Road, Tsim Sha Tsui.
22. The Lecture Hall, Activity Rooms 1 and 2, the Special Exhibition Gallery and Courtyard of Hong Kong Museum of History, 100 Chatham Road South, Tsim Sha Tsui.
23. The Tea Room, Galleries 1, 2 and 3 and the North Lawn of Flagstaff House Museum of Tea Ware, 10 Cotton Tree Drive, Central.
24. The Theatre, the Seminar Room, the Education Studio, the Function Place, the Courtyard and the Main Foyer (including the Grand Staircase) of Hong Kong Heritage Museum, 1 Man Lam Road, Sha Tin.
25. Yau Ma Tei Theatre and the Red Brick Building at Waterloo Road, Yau Ma Tei.
26. The site and buildings known as Oil Street Art Space at 12 Oil Street, North Point.”.

Division 21—Colouring Matter in Food Regulations (Cap. 132 sub. leg. H)

57. First Schedule amended (permitted colouring matter)

First Schedule, Part II—

Repeal

“(h) Tumeric (Curcumin)”

Substitute

“(h) Turmeric (Curcumin)”.

Division 22—Designation of Museums Order (Cap. 132 sub. leg. P)

58. Schedule substituted

The Schedule—

Repeal the Schedule

Substitute

“Schedule

[s. 2]

Museums

1. Hong Kong Museum of Art (excluding the Lecture Hall, the Ceramic Studio, the Painting Studio, the Printmaking Studio, the Lobby and the Podium on 1/F set aside for use as a civic centre under section 105M of the Ordinance), at 10 Salisbury Road, Tsim Sha Tsui.

2. Hong Kong Museum of History, Block 58, Kowloon Park, Haiphong Road, Tsim Sha Tsui.
3. Hong Kong Museum of History (excluding the Lecture Hall, Activity Rooms 1 and 2, the Special Exhibition Gallery and the Courtyard set aside for use as a civic centre under section 105M of the Ordinance), 100 Chatham Road South, Tsim Sha Tsui.
4. Lei Cheng Uk Han Tomb Museum, 41 Tonkin Street, Sham Shui Po.
5. Hong Kong Space Museum (excluding the Space Museum Lecture Hall), Salisbury Road, Tsim Sha Tsui.
6. Sheung Yiu Folk Museum, Sai Kung.
7. Hong Kong Railway Museum, Tai Po Market, Tai Po.
8. Flagstaff House Museum of Tea Ware (excluding the Tea Room, Galleries 1, 2 and 3 and the North Lawn set aside for use as a civic centre under section 105M of the Ordinance), 10 Cotton Tree Drive, Central.
9. Sam Tung Uk Museum, Tsuen Wan.
10. Law Uk Folk Museum, 14, Kut Shing Street, Chai Wan.
11. Hong Kong Science Museum (excluding the Lecture Hall and the Special Exhibition Hall set aside for use as a civic centre under section 105M of the Ordinance), 2 Science Museum Road, Tsim Sha Tsui East.

12. Hong Kong Heritage Museum (excluding the Theatre, the Seminar Room, the Education Studio, the Function Place, the Courtyard and the Main Foyer (including the Grand Staircase) set aside for use as a civic centre under section 105M of the Ordinance), 1 Man Lam Road, Sha Tin.
13. Hong Kong Museum of Coastal Defence, Shau Kei Wan.
14. Hong Kong Film Archive (excluding Cinema and Exhibition Hall set aside for use as a civic centre under section 105M of the Ordinance), 50 Lei King Road, Sai Wan Ho.
15. Hong Kong Heritage Discovery Centre, Blocks S61 and S62 (together with the extension block connecting those two blocks but excluding the Lecture Hall in the extension block, the Activity Room in Block S62 and the Courtyard and Cafeteria between Blocks S61 and S62 set aside for use as a civic centre under section 105M of the Ordinance), Kowloon Park, Haiphong Road, Tsim Sha Tsui.
16. Dr Sun Yat-sen Museum (the building and the courtyard) at No. 7 Castle Road, Central.
17. Ping Shan Tang Clan Gallery cum Heritage Trail Visitors Centre, Hang Tau Tsuen, Ping Shan, Yuen Long.
18. Fireboat Alexander Grantham Exhibition Gallery, Quarry Bay Park.”.

Division 23—Pesticides Regulations (Cap. 133 sub. leg. A)

59. Regulation 12 amended (labelling of registered pesticides on sale or supply by retail)

Regulation 12(1), Chinese text—

Repeal

“容器或”

Substitute

“容器及”.

60. Regulation 17 amended (Director may issue directions relating to scheduled pesticides and other unregistered pesticides)

Regulation 17(a), (b) and (d), Chinese text—

Repeal

“除害劑及”

Substitute

“除害劑或”.

Division 24—Pharmacy and Poisons Ordinance (Cap. 138)

61. Section 22 amended (limitations on sale of Part 1 poisons)

Section 22(2), Chinese text—

Repeal

“每一處所”

Substitute

“每一註冊處所”.

Division 25—Banking Ordinance (Cap. 155)

62. Section 70 amended (provisions applicable to persons proposing to become controllers, and to certain existing controllers, of authorized institutions incorporated in Hong Kong)

(1) Section 70—

Repeal subsection (12)

Substitute

“(12) A conditional notice of consent served on a person may specify conditions which were not specified in the preliminary notice served under subsection (10) on that person where—

(a) that person consents to those conditions; or

(b) a subsequent preliminary notice specifying those conditions has been served under that subsection on that person.”.

(2) Section 70(13)(a), after the semicolon—

Add

“and”.

(3) Section 70(13)(b)—

Repeal

“; and”

Substitute a full stop.

(4) Section 70(13)—

Repeal paragraph (c).

**Division 26—Births Registration (Special Registers)
 Ordinance (Cap. 175)**

63. Fifth Schedule amended (fees and form of declaration for correction of error)

Fifth Schedule, Part I—

Repeal

everything after “in the registers—”

Substitute

“Item	Particular	Fee
		\$
1.	A search either in indexes or in the registers for any given entry over a period not exceeding 5 years, i.e. a particular search	140
2.	A search either in indexes or in the registers for information other than that concerning any given entry, i.e. a general search	680
3.	A correction of an error in any register	425
4.	A certified copy of an entry in any of the registers	140

but

Item	Particular	Fee
		\$
	if required to be posted (other than by airmail) to an addressee outside Hong Kong	275
	if required to be sent by airmail to an addressee outside Hong Kong	275 plus an additional fee equal to the airmail postage at the normal rate”.

**Division 27—Deaths Registration (Special Registers)
Ordinance (Cap. 176)**

64. Fourth Schedule amended (fees and form of declaration for correction of error)

Fourth Schedule, Part I—

Repeal

everything after “in the registers—”

Substitute

“Item	Particular	Fee
		\$
1.	A search either in indexes or in the registers for any given entry over a period not exceeding 5 years, i.e. a particular search	140

Item	Particular	Fee \$
2.	A search either in indexes or in the registers for information other than that concerning any given entry, i.e. a general search	680
3.	A correction of an error in any register	425
4.	A certified copy of an entry in any of the registers	140
	but	
	if required to be posted (other than by airmail) to an addressee outside Hong Kong	275
	if required to be sent by airmail to an addressee outside Hong Kong	275 plus an additional fee equal to the airmail postage at the normal rate”.

Division 28—Matrimonial Proceedings and Property Ordinance (Cap. 192)

65. Section 15 amended (alteration of agreements by court during lives of parties)

(1) Section 15(1)—

Repeal

“then, subject to subsection (3),”.

(2) Section 15(2)—

Repeal

“(3),”.

66. Section 16 amended (alteration of agreements by court after death of one party)

Section 16(1)—

Repeal

“subsections (2) and (3)”

Substitute

“subsection (2)”.

Division 29—Volunteer and Naval Volunteer Pensions Ordinance (Cap. 202)

67. Section 7 amended (disablement pension)

Section 7, Chinese text—

Repeal

“付款率”

Substitute

“付款數額，”。

68. Section 10 amended (constant attendance allowance)

Section 10, Chinese text—

Repeal

“付款率”

Substitute

“付款數額，”。

69. Section 11 amended (exceptionally severe disablement allowance)

Section 11, Chinese text—

Repeal

“付款率”

Substitute

“付款數額，”。

70. Section 12 amended (comforts allowance)

Section 12, Chinese text—

Repeal

“付款率”

Substitute

“付款數額，”。

71. Section 13 amended (age allowance)

Section 13, Chinese text—

Repeal

“付款率”

Substitute

“付款數額，”。

72. Section 16 amended (pension for surviving spouses)

Section 16(a) and (b), Chinese text—

Repeal

“付款率”

Substitute

“付款數額，”。

73. Section 17 amended (age allowance for elderly surviving spouses)

Section 17, Chinese text—

Repeal

“付款率”

Substitute

“付款數額，”。

74. Section 18 amended (ex gratia allowance for surviving spouses)

Section 18(1)(a) and (b), Chinese text—

Repeal

“付款率” (wherever appearing)

Substitute

“付款數額”。

75. Section 35 amended (amendment of Schedules)

(1) Section 35(2), Chinese text—

Repeal

“將以下付款率或款額藉命令修訂”

Substitute

“藉作出命令，修訂以下付款數額或款額”。

(2) Section 35(2)(a), (d), (e), (f) and (g), Chinese text—

Repeal

“付款率”

Substitute

“付款數額”。

76. Section 36 amended (transitional and saving provisions)

Section 36(1)(b), Chinese text—

Repeal

“付款率” (wherever appearing)

Substitute

“付款數額”.

77. Schedule 3 amended (rates of disablement pension)

(1) Schedule 3, Chinese text, heading—

Repeal

“付款率”

Substitute

“付款數額”.

(2) Schedule 3, Chinese text, column 2, heading—

Repeal

“付款額”

Substitute

“付款數額”.

78. Schedule 4 amended (rates of minor disablement gratuity)

(1) Schedule 4, Chinese text, heading—

Repeal

“付款率”

Substitute

“付款數額”.

(2) Schedule 4, Chinese text, Part 1, heading—

Repeal

“付款率”

Substitute

“付款數額”.

- (3) Schedule 4, Chinese text, Part 2, heading—

Repeal

“付款率”

Substitute

“付款數額”.

79. Schedule 5 amended (rates of other allowances)

- (1) Schedule 5, Chinese text, heading—

Repeal

“付款率”

Substitute

“付款數額”.

- (2) Schedule 5, Chinese text, column 2, heading—

Repeal

“付款額”

Substitute

“付款數額”.

80. Schedule 6 amended (rates of pension for surviving spouses)

- (1) Schedule 6, Chinese text, heading—

Repeal

“付款率”

Substitute

“付款數額”.

- (2) Schedule 6, Chinese text, column 2, heading—

Repeal

“付款額”

Substitute

“付款數額”.

- (3) Schedule 6, Chinese text, column 3, heading—

Repeal

“付款額”

Substitute

“付款數額”.

81. Schedule 7 amended (rates of age allowance for elderly surviving spouses)

- (1) Schedule 7, Chinese text, heading—

Repeal

“付款率”

Substitute

“付款數額”.

- (2) Schedule 7, Chinese text, column 2, heading—

Repeal

“付款額”

Substitute

“付款數額”.

82. Schedule 8 amended (adjusted rates of payment)

- (1) Schedule 8, Chinese text, heading—

Repeal

“付款率”

Substitute

“付款數額”.

- (2) Schedule 8, Chinese text, column 2, heading—

Repeal

“付款額”

Substitute

“付款數額”.

Division 30—Oil Pollution (Land Use and Requisition) Ordinance (Cap. 247)

83. Section 10 amended (liability for costs of cleaning-up operations)

- (1) Section 10(1), Chinese text—

Repeal

“船隻於香港水域內排放或逸漏油類”

Substitute

“有油類自船隻排放或逸漏，並進入香港水域”.

- (2) Section 10(2), Chinese text—

Repeal

“任何裝置或容器（不論該裝置或容器是在土地上、水中或水上）於香港水域內排放或逸漏油類”

Substitute

“有油類自任何裝置或容器（不論該裝置或容器是在土地上、水中或水上）排放或逸漏，並進入香港水域”.

Division 31—Massage Establishments Ordinance (Cap. 266)

84. Section 4 amended (prohibition on operating etc. massage establishment without a licence)

Section 4(3)—

Repeal

“shall subject to subsection (4) be”

Substitute

“is”.

Division 32—Education Ordinance (Cap. 279)

85. Section 60 amended (Permanent Secretary to serve notice of decision on person adversely affected)

(1) Section 60(1), Chinese text, Table, Second Column—

Repeal

“獲推薦出任管理當局的人”

Substitute

“獲推薦出任校監的人”.

(2) Section 60(1), Chinese text, Table, Second Column—

Repeal

“停止出任管理當局的校董”

Substitute

“停止出任校監的校董”.

86. Section 72A amended (sponsoring body’s views take priority over management committee’s)

Section 72A(1)—

Repeal

“31(2)(a)”

Substitute

“31(2A)”.

Division 33—Training Centres Ordinance (Cap. 280)

87. Section 3 amended (provision of training centres)

Section 3(2), Chinese text—

Repeal

“聲明” (wherever appearing)

Substitute

“宣布”.

Division 34—Training Centre (Consolidation) Declaration (Cap. 280 sub. leg. B)

88. Title amended

The title, Chinese text—

Repeal

“聲明”

Substitute

“宣布”.

89. Paragraph 1 amended (citation)

Paragraph 1, Chinese text—

Repeal

“聲明” (wherever appearing)

Substitute

“宣布”。

90. Paragraph 2 amended (declaration of training centre)

(1) Paragraph 2, Chinese text, heading—

Repeal

“宣告”

Substitute

“宣布”。

(2) Paragraph 2, Chinese text—

Repeal

“聲明”

Substitute

“宣布”。

**Division 35—Air Control Zones (Consolidation) Statement
of Air Quality Objectives (Cap. 311 sub. leg. H)**

**91. Air Control Zones (Consolidation) Statement of Air Quality
Objectives repealed**

Air Control Zones (Consolidation) Statement of Air Quality
Objectives—

Repeal the subsidiary legislation.

**Division 36—Waste Disposal (Chemical Waste) (General)
Regulation (Cap. 354 sub. leg. C)**

92. Schedule 1 amended (substances and chemicals)

(1) Schedule 1, Part A—

Repeal

“Poisons (Part I) (as defined in the Pharmacy and Poisons Ordinance (Cap. 138))”.

- (2) Schedule 1, Part A—

Add in alphabetical order

“Any substance specified in Part 1 of the Poisons List (as defined by section 2(1) of the Pharmacy and Poisons Ordinance (Cap. 138))”.

**Division 37—Waste Disposal Ordinance (Application)
Notice 1993 (Cap. 354 sub. leg. F)**

93. Schedule amended

- (1) The Schedule, Part A—

Repeal

“Poisons (Part I) as defined in the Pharmacy and Poisons Ordinance (Cap. 138)”.

- (2) The Schedule, Part A—

Add in alphabetical order

“Any substance specified in Part 1 of the Poisons List (as defined by section 2(1) of the Pharmacy and Poisons Ordinance (Cap. 138))”.

**Division 38—Waste Disposal (Chemical Waste) (General)
Regulation (Application of Section 4 and Parts III, IV, V
and VI) Notice 1993 (Cap. 354 sub. leg. I)**

94. Schedule amended

- (1) The Schedule, Part A—

Repeal

“Poisons (Part I) as defined in the Pharmacy and Poisons Ordinance (Cap. 138)”.

(2) The Schedule, Part A—

Add in alphabetical order

“Any substance specified in Part 1 of the Poisons List (as defined by section 2(1) of the Pharmacy and Poisons Ordinance (Cap. 138))”.

Division 39—Merchant Shipping (Safety) Ordinance (Cap. 369)

95. Section 110 amended (regulations as to fees and surveys)

Section 110(3B)(a)—

Repeal

“Merchant Shipping (Safety) (Minimum Safe Manning Certificate) Regulation”

Substitute

“Merchant Shipping (Safety) (Ship’s Manning) Regulation”.

Division 40—Merchant Shipping (Instructions to Surveyors) (Passenger Ships) Regulations (Cap. 369 sub. leg. C)

96. Paragraph 225 amended (general)

Paragraph 225, English text—

Repeal

“a the flag”

Substitute

“the flag”.

Division 41—Road Traffic (Multi-cycles) (Specification of Roads, Places, Traffic Signs and Road Markings) Notice (Cap. 374 sub. leg. R)

97. Schedule amended

(1) The Schedule, Part 2, Figure No. A1—

Repeal

“the traffic sign No. 138”

Substitute

“a sign in Figure No. 138”.

(2) The Schedule, Part 2, Figure No. A2—

Repeal

“traffic sign No. 137”

Substitute

“a sign in Figure No. 137”.

Division 42—Merchant Shipping (Prevention and Control of Pollution) Ordinance (Cap. 413)

98. Section 2 amended (interpretation)

Section 2—

Repeal the definition of *ship*

Substitute

“*ship* (船、船舶) means a vessel of any type whatsoever operating in the marine environment and includes a hydrofoil, hovercraft, submersible or floating craft and a fixed or floating platform.”.

Division 43—Merchant Shipping (Control of Pollution by Noxious Liquid Substances in Bulk) Regulations (Cap. 413 sub. leg. B)

99. Regulation 1 amended (citation and interpretation)

Regulation 1(2), Chinese text, definition of 船、船舶—

Repeal

“固定或可漂移的平台”

Substitute

“固定式或浮式平台”.

Division 44—Merchant Shipping (Reporting of Pollution Incidents) Regulations (Cap. 413 sub. leg. C)

100. Regulation 2 amended (interpretation)

Regulation 2, Chinese text, definition of 船、船舶—

Repeal

“固定或可漂移的平台”

Substitute

“固定式或浮式平台”.

Division 45—Merchant Shipping (Control of Harmful Anti-Fouling Systems on Ships) Regulation (Cap. 413 sub. leg. N)

101. Section 2 amended (interpretation)

Section 2, Chinese text, definition of 船舶—

Repeal

“海洋”.

102. Section 4 amended (controls on anti-fouling systems)

Section 4(3)(a), Chinese text—

Repeal

“海洋”.

103. Section 5 amended (application of Part 3)

Section 5, Chinese text—

Repeal

“海洋”.

104. Section 11 amended (declaration on anti-fouling systems)

Section 11(1), Chinese text—

Repeal

“海洋”.

Division 46—Merchant Shipping (Prevention of Pollution by Garbage) Regulation (Cap. 413 sub. leg. O)

105. Section 2 amended (interpretation)

(1) Section 2(1), definition of *fixed or floating platform*—

Repeal

“固定式或浮式海洋平台”

Substitute

“固定式或浮式平台”.

(2) Section 2(1), Chinese text, definition of 平台特殊排放—

Repeal

“海洋”.

- (3) Section 2(1), Chinese text, definition of 食物廢棄物—
Repeal
“海洋”.
- (4) Section 2(1), Chinese text, definition of 起居廢棄物—
Repeal
“海洋”.
- (5) Section 2(1), Chinese text, definition of 船、船舶—
Repeal
“海洋平台”
Substitute
“平台”.
- (6) Section 2(1), Chinese text, definition of 焚化爐灰燼—
Repeal
“海洋”.
- (7) Section 2(1), Chinese text, definition of 廢物, paragraph (b)—
Repeal
“海洋”.
- (8) Section 2(1), Chinese text, definition of 操作所致廢棄物, paragraph (b)—
Repeal
“海洋”.
- (9) Section 2(2)(a) and (b), Chinese text—
Repeal
“海洋”.

106. Part 2 heading amended (prohibition on discharge of garbage from ships and fixed or floating platforms)

Part 2, Chinese text, heading—

Repeal

“海洋”.

107. Section 4 amended (prohibition on discharge of garbage from ships)

Section 4(2)(a), Chinese text—

Repeal

“海洋” (wherever appearing).

108. Section 5 amended (discharge of garbage from ships outside special areas permitted in certain circumstances)

Section 5(1) and (2), Chinese text—

Repeal

“海洋” (wherever appearing).

109. Section 6 amended (discharge of garbage from ships within special areas permitted in certain circumstances)

Section 6(1) and (2), Chinese text—

Repeal

“海洋” (wherever appearing).

110. Section 8 amended (prohibition on discharge of garbage from platforms)

Section 8(1) and (2), Chinese text—

Repeal

“海洋”.

111. Section 9 amended (placards)

Section 9(2), Chinese text—

Repeal

“海洋”.

112. Section 10 amended (Garbage Management Plans)

Section 10(3), Chinese text—

Repeal

“海洋”.

113. Section 11 amended (Garbage Record Books)

Section 11(1), Chinese text—

Repeal

“海洋”.

114. Section 14 amended (exemption)

Section 14, Chinese text—

Repeal

“海洋” (wherever appearing).

115. Section 16 amended (power of Government surveyors to inspect, examine etc. ships and platforms)

Section 16(2)(a) and (4), Chinese text—

Repeal

“海洋”.

116. Section 17 amended (power to require production of Garbage Record Books and official log books)

Section 17(1)(a), Chinese text—

Repeal

“海洋”.

117. Section 19 amended (offences and penalties)

Section 19(3), (4) and (7), Chinese text—

Repeal

“海洋”.

Division 47—Merchant Shipping (Liability and Compensation for Oil Pollution) Ordinance (Cap. 414)

118. Section 2 amended (interpretation)

Section 2(1), English text, definition of *ship*—

Repeal

“(船) (船舶)”

Substitute

“(船、船舶)”.

Division 48—Western Harbour Crossing Ordinance (Cap. 436)

119. Schedule 2 amended (increases in Western Harbour Crossing Tolls)

(1) Schedule 2, Chinese text, heading—

Repeal

“加費額”

Substitute

“加幅”.

(2) Schedule 2, Chinese text, column 3, heading—

Repeal

“隧道費”

Substitute

“加幅”.

120. Schedule 3 amended (increases in Western Harbour Crossing Tolls)

- (1) Schedule 3, Chinese text, heading—

Repeal

“加費額”

Substitute

“加幅”.

- (2) Schedule 3, Chinese text, column 3, heading—

Repeal

“隧道費”

Substitute

“加幅”.

**Division 49—Organized and Serious Crimes Ordinance
(Cap. 455)**

121. Schedule 6 repealed (particulars to be recorded by remittance agents and money changers)

Schedule 6—

Repeal the Schedule.

**Division 50—Post-Release Supervision of Prisoners
Ordinance (Cap. 475)**

122. Section 2 amended (interpretation)

Section 2, definition of *specified sentence*—

Repeal

“section 3(b)”

Substitute

“section 3(1)(b)”.

123. Section 23 amended (regulations)

Section 23(2)(a)—

Repeal

“section 3(b)”

Substitute

“section 3(1)(b)”.

**Division 51—Post-Release Supervision of Prisoners
Regulation (Cap. 475 sub. leg. A)**

124. Section 2 amended (specified sentences)

Section 2—

Repeal

“section 3(b)”

Substitute

“section 3(1)(b)”.

Division 52—Airport Authority Bylaw (Cap. 483 sub. leg. A)

125. Schedule 2 amended (modification of Road Traffic Ordinance)

Schedule 2, Part V—

Repeal sections 12 and 13

Substitute

“12. In regulation 52(1)—

- (a) after “The Commissioner”, there is added “or the Authority”;
- (b) before “considers”, there is added “or the Authority (as the case may be)”.

12A. For regulation 52(1A)(b), there is substituted—

- “(b) may be subject to any condition that—
 - (i) for a permission given by the Commissioner—the Commissioner; or
 - (ii) for a permission given by the Authority—the Authority,
considers appropriate and specifies in the permission.”.

13. For regulation 52(2), there is substituted—

- “(2) A person must not move, alter or interfere with any equipment installed under subregulation (1) unless the person does so with the permission of—
 - (a) for equipment caused or permitted by the Commissioner to be installed—the Commissioner; or

- (b) for equipment caused or permitted by the Authority to be installed—the Authority.”.”.

Division 53—Personal Data (Privacy) Ordinance (Cap. 486)

126. Section 2 amended (interpretation)

- (1) Section 2(1), English text, definition of *document*, paragraph (a)—

Repeal

“are”

Substitute

“is”.

- (2) Section 2(4)—

Repeal

everything before “any reference”

Substitute

“(4) Subject to section 64A,”.

127. Section 12 amended (approval of codes of practice by Commissioner)

Section 12(8), English text—

Repeal

“personal identifiers”

Substitute

“a personal identifier”.

128. Section 22 amended (data correction request)

Section 22(3)—

Repeal

“24”

Substitute

“23”.

129. Schedule 1 amended (data protection principles)

- (1) Schedule 1, English text, section 4(1), before “personal data”—

Add

“any”.

- (2) Schedule 1, English text, section 4(1)—

Repeal

“are”

Substitute

“is”.

Division 54—Plant Varieties Protection Regulation (Cap. 490 sub. leg. A)

130. Schedule 2 amended (species in respect of which duration of grant is 25 years)

Schedule 2, Chinese text, item 2—

Repeal

“籐本”

Substitute

“藤本”.

Division 55—Long-term Prison Sentences Review Ordinance (Cap. 524)

131. Section 28 amended (review of sentence after recall)

Section 28, Chinese text—

Repeal

everything after “本部”

Substitute

“於某日被召回監獄，繼續就餘下的刑罰服刑，署長須在自該日期起計的每段接續 2 年期間屆滿後，在切實可行的範圍內，盡快將該項刑罰轉介委員會，以作覆核。凡本條適用於某囚犯，第 11 條不適用於該囚犯。”

Division 56—Mutual Legal Assistance in Criminal Matters Ordinance (Cap. 525)

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

Section 9—

Repeal

“(3) In subsection (1), *live television link* (電視直播聯繫) means a system in which two places are equipped with, and linked by, audio visual facilities that enable persons at one place to see and hear persons at the other place, and vice versa, at the same time.”

Substitute

“(4) In subsection (1)—

live television link (電視直播聯繫) means a system in which two places are equipped with, and linked by, audio visual facilities that enable persons at one place to see and hear persons at the other place, and vice versa, at the same time.”.

Division 57—Copyright (Libraries) Regulations (Cap. 528 sub. leg. B)

133. First Schedule amended

First Schedule, item III—

Repeal

“Urban Services”

Substitute

“Municipal Services”.

Division 58—Human Reproductive Technology Ordinance (Cap. 561)

134. Section 9 amended (use of code)

Section 9(a), English text—

Repeal

“section 45(2)(a),”

Substitute

“section 45(2)(a)”.

Division 59—Broadcasting Ordinance (Cap. 562)

135. Section 8 amended (to whom licence may be granted)

(1) Section 8(4)(a)(iii), English text—

Repeal

“who is each for the time being ordinarily resident in Hong Kong in accordance with paragraph (a) of the definition of *ordinarily resident in Hong Kong* in section 2(1)”

Substitute

“each of whom is an individual who is for the time being ordinarily resident in Hong Kong”.

- (2) Section 8(4)(a)(iv), English text—

Repeal

“is each an individual who is for the time being ordinarily resident in Hong Kong in accordance with paragraph (a) of the definition of *ordinarily resident in Hong Kong* in section 2(1)”

Substitute

“are individuals each of whom is for the time being ordinarily resident in Hong Kong”.

- (3) Section 8(4)(b), English text—

Repeal

“in accordance with paragraph (a) of the definition of *ordinarily resident in Hong Kong* in section 2(1)”.

136. Schedule 1 amended (disqualification for holding domestic free or pay television programme service licences and restriction on voting control of voting controllers)

Schedule 1, English text, section 1, definition of *qualified voting controller*, paragraph (a)(i)—

Repeal

“in accordance with paragraph (a) of the definition of *ordinarily resident in Hong Kong* in section 2(1) of this Ordinance”.

Division 60—Securities and Futures Ordinance (Cap. 571)

137. Section 199 amended (guidelines for performance of functions under section 194(2) or 196(2))

Section 199(2)(b), Chinese text—

Repeal

“證券及期貨”

Substitute

“證券期貨”.

138. Section 307N amended (orders of Tribunal)

Section 307N(3)(c), Chinese text—

Repeal

“證券及期貨”

Substitute

“證券期貨”.

Division 61—Anti-Money Laundering and Counter-Terrorist Financing (Financial Institutions) Ordinance (Cap. 615)

139. Schedule 2 amended (requirements relating to customer due diligence and record-keeping)

Schedule 2—

Repeal

“[ss. 3, 5, 6 & 7]”

Substitute

“[ss. 5, 6 & 7]”.

Division 62—Companies Ordinance (Cap. 622)

140. Section 408 amended (offences relating to contents of auditor’s report)

Section 408(2)(b), Chinese text, before “的合夥人”—

Add

“的核數師”.

141. Section 877 amended (magistrate’s warrants)

Section 877(1), English text—

Repeal

“premise”

Substitute

“premises”.

**Division 63—Hawker (Urban Council) (Amendment) (No. 3)
Bylaw 1994 (L.N. 508 of 1994)**

142. Hawker (Urban Council) (Amendment) (No. 3) Bylaw 1994 repealed

Hawker (Urban Council) (Amendment) (No. 3) Bylaw 1994—

Repeal the subsidiary legislation.

**Division 64—Insurance Companies (Amendment) Ordinance
2015 (12 of 2015)**

**143. Section 74 amended (Part X, Divisions 1 to 4, and Division 5
heading added)**

Section 74, Chinese text, new section 64ZZF(1)—

Repeal

“第 (2) 或 (3) 款”

Substitute

“第 (2) 及 (3) 款”.

Explanatory Memorandum

The purpose of this Bill is to make miscellaneous amendments to various Ordinances.

2. The Bill is divided into 9 Parts.

Part 1

3. Clause 1 sets out the short title and provides for commencement.

Part 2

4. Division 1 of Part 2 amends the Criminal Procedure Ordinance (Cap. 221) to give the court a discretion to permit a complainant of certain sexual offences to give evidence (or be examined) in proceedings by way of a live television link, in order to enhance the protection to the complainant (clauses 3 and 4). The Division also makes minor amendments to that Ordinance.
5. Division 2 of Part 2 consequentially amends the Live Television Link and Video Recorded Evidence Rules (Cap. 221 sub. leg. J) (clause 5).

Part 3

6. Part 3 amends the High Court Ordinance (Cap. 4) and the District Court Ordinance (Cap. 336) (**DCO**) to make it clear that temporary registrars of various ranks have all the jurisdiction, privileges, powers and duties conferred or imposed on registrars of the same ranks (clauses 6 to 10).

7. Part 3 also amends the above two Ordinances and the Competition Ordinance (Cap. 619) to construe references to registrars of various ranks (clauses 6 to 11).

Part 4

8. Part 4 amends section 17 of the DCO so that the Secretary for Justice is represented on the District Court Rules Committee (clause 12).

Part 5

9. Part 5 amends one of the residency requirements for admission as a solicitor in Hong Kong so that a person is required to have resided in Hong Kong for at least 3 months immediately before the date on which the person applied for a certificate of eligibility for admission (clauses 13 and 14).

Part 6

10. Part 6 amends the Chinese text of the long title of the Mainland Judgments (Reciprocal Enforcement) Ordinance (Cap. 597) to correct an error in the description of the “Arrangement on Reciprocal Recognition and Enforcement of Judgments in Civil and Commercial Matters by the Courts of the Mainland and of the Hong Kong Special Administrative Region pursuant to Choice of Court Agreements between Parties Concerned” (clause 15).

11. Part 6 also amends various provisions of the Ordinance to change the English equivalent of “認可基層人民法院” to “recognized Primary People’s Court”, in order to be consistent with the English translation adopted by the Legislative Affairs Commission of the Standing Committee of the National People’s Congress (clauses 16 to 20).

Part 7

12. Part 7 amends the Legislation Publication Ordinance (Cap. 614) (*LPO*) and the Laws (Loose-leaf Publication) Ordinance 1990 (51 of 1990) (*Loose-leaf Ordinance*) to streamline laws compilation and editorial amendment work (clauses 21 to 29).
13. Clauses 28 and 29 amend the Loose-leaf Ordinance so that—
 - (a) the alteration of a title, short title or citation under the existing section 2(2)(a) of the Loose-leaf Ordinance has effect for all purposes as if the alteration had been made by another Ordinance; and
 - (b) the operational arrangements for editorial amendments apply to the alteration.
14. Clause 29 also amends section 2A(1)(ab) of the Loose-leaf Ordinance to add a new editorial power to amend an Ordinance (*target Ordinance*). The power enables the insertion of the Gazette number of another Ordinance that is referred to in the target Ordinance.
15. The editorial powers under sections 11(a) and 12 of the LPO are equivalent to those under sections 2(2)(a) and 2A(1) of the Loose-leaf Ordinance respectively. Clauses 23 and 24 amend the LPO in a way similar to that described in paragraphs 13 and 14.

16. Clause 21 amends the definition of *consolidated copy* in section 2(1) of the LPO to make it clear that the definition covers an Ordinance that has not been amended.
17. Clause 22 amends section 4(1)(a) of the LPO to include 5 Ordinances that are not given a chapter number so that they are categorized under the “consolidated copy” part of the database established under section 3 of the LPO (*Database*).
18. Clauses 25, 26 and 27 amend sections 14, 15 and 16 of the LPO respectively so that section 2B of the Loose-leaf Ordinance is followed closely in respect of the operational arrangements for editorial amendments under the Database regime.

Part 8

19. Part 8 amends section 73A of the DCO to add a reference to section 53A(5) so that the jurisdiction limit of the amount of claim for costs for costs-only proceedings under section 53A may be amended by resolution of the Legislative Council (clause 30).

Part 9

20. Part 9 makes miscellaneous amendments of a minor or technical nature to the following enactments—
 - (a) the High Court Ordinance (Cap. 4);
 - (b) the Bankruptcy Ordinance (Cap. 6);
 - (c) the Bankruptcy (Forms) Rules (Cap. 6 sub. leg. B);
 - (d) the Lands Tribunal Rules (Cap. 17 sub. leg. A);
 - (e) the Companies (Winding Up and Miscellaneous Provisions) Ordinance (Cap. 32);

- (f) the Companies (Winding-up) Rules (Cap. 32 sub. leg. H);
- (g) the Insurance Ordinance (Cap. 41);
- (h) the Professional Accountants Ordinance (Cap. 50);
- (i) the Gas Safety (Gas Supply) Regulations (Cap. 51 sub. leg. B);
- (j) the Surviving Spouses' and Children's Pensions Ordinance (Cap. 79);
- (k) the Telecommunications Ordinance (Cap. 106);
- (l) the Telecommunications Regulations (Cap. 106 sub. leg. A);
- (m) the Dutiable Commodities Ordinance (Cap. 109);
- (n) the Dutiable Commodities (Marking and Colouring of Hydrocarbon Oil) Regulations (Cap. 109 sub. leg. C);
- (o) the Inland Revenue Ordinance (Cap. 112);
- (p) the Stamp Duty Ordinance (Cap. 117);
- (q) the Buildings Ordinance (Cap. 123);
- (r) the Building (Planning) Regulations (Cap. 123 sub. leg. F);
- (s) the Public Health and Municipal Services Ordinance (Cap. 132);
- (t) the Colouring Matter in Food Regulations (Cap. 132 sub. leg. H);
- (u) the Designation of Museums Order (Cap. 132 sub. leg. P);
- (v) the Pesticides Regulations (Cap. 133 sub. leg. A);
- (w) the Pharmacy and Poisons Ordinance (Cap. 138);
- (x) the Banking Ordinance (Cap. 155);

- (y) the Births Registration (Special Registers) Ordinance (Cap. 175);
- (z) the Deaths Registration (Special Registers) Ordinance (Cap. 176);
- (za) the Matrimonial Proceedings and Property Ordinance (Cap. 192);
- (zb) the Volunteer and Naval Volunteer Pensions Ordinance (Cap. 202);
- (zc) the Oil Pollution (Land Use and Requisition) Ordinance (Cap. 247);
- (zd) the Massage Establishments Ordinance (Cap. 266);
- (ze) the Education Ordinance (Cap. 279);
- (zf) the Training Centres Ordinance (Cap. 280);
- (zg) the Training Centre (Consolidation) Declaration (Cap. 280 sub. leg. B);
- (zh) the Waste Disposal (Chemical Waste) (General) Regulation (Cap. 354 sub. leg. C);
- (zi) the Waste Disposal Ordinance (Application) Notice 1993 (Cap. 354 sub. leg. F);
- (zj) the Waste Disposal (Chemical Waste) (General) Regulation (Application of Section 4 and Parts III, IV, V and VI) Notice 1993 (Cap. 354 sub. leg. I);
- (zk) the Merchant Shipping (Safety) Ordinance (Cap. 369);
- (zl) the Merchant Shipping (Instructions to Surveyors) (Passenger Ships) Regulations (Cap. 369 sub. leg. C);
- (zm) the Road Traffic (Multi-cycles) (Specification of Roads, Places, Traffic Signs and Road Markings) Notice (Cap. 374 sub. leg. R);

- (zn) the Merchant Shipping (Prevention and Control of Pollution) Ordinance (Cap. 413);
- (zo) the Merchant Shipping (Control of Pollution by Noxious Liquid Substances in Bulk) Regulations (Cap. 413 sub. leg. B);
- (zp) the Merchant Shipping (Reporting of Pollution Incidents) Regulations (Cap. 413 sub. leg. C);
- (zq) the Merchant Shipping (Control of Harmful Anti-Fouling Systems on Ships) Regulation (Cap. 413 sub. leg. N);
- (zr) the Merchant Shipping (Prevention of Pollution by Garbage) Regulation (Cap. 413 sub. leg. O);
- (zs) the Merchant Shipping (Liability and Compensation for Oil Pollution) Ordinance (Cap. 414);
- (zt) the Western Harbour Crossing Ordinance (Cap. 436);
- (zu) the Organized and Serious Crimes Ordinance (Cap. 455);
- (zv) the Post-Release Supervision of Prisoners Ordinance (Cap. 475);
- (zw) the Post-Release Supervision of Prisoners Regulation (Cap. 475 sub. leg. A);
- (zx) the Airport Authority Bylaw (Cap. 483 sub. leg. A);
- (zy) the Personal Data (Privacy) Ordinance (Cap. 486);
- (zz) the Plant Varieties Protection Regulation (Cap. 490 sub. leg. A);
- (zza) the Long-term Prison Sentences Review Ordinance (Cap. 524);
- (zzb) the Mutual Legal Assistance in Criminal Matters Ordinance (Cap. 525);

- (zcc) the Copyright (Libraries) Regulations (Cap. 528 sub. leg. B);
- (zcd) the Human Reproductive Technology Ordinance (Cap. 561);
- (zce) the Broadcasting Ordinance (Cap. 562);
- (zcf) the Securities and Futures Ordinance (Cap. 571);
- (zcg) the Anti-Money Laundering and Counter-Terrorist Financing (Financial Institutions) Ordinance (Cap. 615);
- (zch) the Companies Ordinance (Cap. 622); and
- (zci) the Insurance Companies (Amendment) Ordinance 2015 (12 of 2015).

21. Part 9 also repeals the following redundant enactments—

- (a) the Fees for Official Signatures and Miscellaneous Services Notice (Cap. 1 sub. leg. B);
- (b) the Air Control Zones (Consolidation) Statement of Air Quality Objectives (Cap. 311 sub. leg. H); and
- (c) the Hawker (Urban Council) (Amendment) (No. 3) Bylaw 1994 (L.N. 508 of 1994).