

立法會
Legislative Council

LC Paper No. CB(3) 589/16-17

Ref : CB(3)/B/FH/1 (16-17)

Tel : 3919 3306

Date : 22 May 2017

From : Clerk to the Legislative Council

To : All Members of the Legislative Council

Council meeting of 24 May 2017

Private Columbaria Bill

Committee stage amendments

Members are invited to note that Hon Nathan LAW has withdrawn the notice of his proposed Committee stage amendments (“CSAs”) to the above Bill. The President has waived the required notice for Hon CHU Hoi-dick to move the attached CSAs to the Bill, the contents of which are the same as those of the CSAs withdrawn by Hon Nathan LAW.

(Boris LAM)
for Clerk to the Legislative Council

Encl.

Private Columbaria Bill

Committee Stage

Amendments to be moved by the Honourable CHU Hoi-dick

<u>Clause</u>	<u>Amendment Proposed</u>
Schedule 5, section 6(2)	<p>In the definition of <i>prescribed claimant</i>, by deleting everything after “means” and substituting—</p> <p>“__</p> <ul style="list-style-type: none">(a) an authorized representative;(b) a personal representative, relative or related person; or(c) the purchaser of the interment right;”.
Schedule 5, section 6(2)	<p>In the English text, in the definition of <i>relative</i>, in paragraph (p), by deleting the full stop and substituting a semicolon.</p>
Schedule 5, section 6(2)	<p>By adding in alphabetical order—</p> <p>“<i>court</i> (法院), except in section 13(2) of this Schedule, means the District Court;</p> <p><i>related item</i> (相關物品), in relation to ashes, means—</p> <ul style="list-style-type: none">(a) the container of the ashes; or(b) an item interred together with the ashes in the same container; <p><i>related person</i> (相關人士), in relation to a deceased person, means a person who—</p> <ul style="list-style-type: none">(a) is the other party in a marriage, civil partnership or civil union with the deceased person in which that other party and the deceased person are of the same sex and which was celebrated or contracted outside Hong Kong in accordance with the law in force at the time and in the place where the marriage, civil partnership or civil union was performed; or(b) was living with the deceased person in the same household immediately before the date of the death of the deceased person, and had been living with the

deceased person in the same household for at least 2 years before that date;

return order (交還令) means an order for the return of ashes made under section 75 of this Ordinance.”.

Schedule 5,
section 9(5)

- (a) In paragraph (b), by deleting “or relative” and substituting “, relative or related person”.
- (b) In paragraph (c), by deleting “or relative” and substituting “, relative or related person”.
- (c) In paragraph (d), by deleting “and a relative’s claim” and substituting “, a relative’s claim and a related person’s claim”.