

The Chairman & Clerk to Panel on Health Services
Panel on Health Services
Legislative Council
Legislative Council Complex 1, Legislative Council Road Central
Hong Kong

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Our ref
6461/17503/30993177
Your ref
FH CR 3/3231/15
Date
17 March 2017

By email and by hand

Dear Sirs

Government's proposal to change the graphic health warnings on tobacco products packets and retail containers ("Proposal")

We act for British American Tobacco Company (Hong Kong) Limited ("**BAT HK**") and refer to all our previous correspondence ("**Previous Correspondence**") with the Legislative Council's Panel on Health Services ("**Panel**") and/or the Food and Health Bureau ("**FHB**") in relation to the Proposal.

We refer, in particular, to our letter dated 24 February 2017 ("**Letter**") in which we stated, inter alia, that the paper issued by the FHB for discussion in the meeting of the Panel on 28 February 2017 (CB(2)859/16-17(12)) ("**Paper**") does not fully address nor analyse the issues raised in detail in BAT HK's submissions made in our Previous Correspondence. We also refer to the forthcoming meeting of the Panel to discuss the Proposal on 20 March 2017 ("**March Panel Meeting**").

In this regard, we have received a letter from the FHB dated 6 March 2017, stating that they are studying our Letter dated 24 February 2017 and will provide a substantive reply as soon as it can. However, we have not since received any further reply from the FHB to the substantive and important issues raised in our Letter, nor were there any courtesy or substantive reply to any of our letters dated 23 June 2015, 20 July 2015, 29 and 30 July 2016, 13 December 2016, 10 January 2017 and 19 January 2017, respectively.

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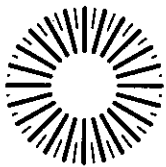
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Date
17 March 2017
Letter to
The Chairman & Clerk to Panel on Health Services
Secretary for Food and Health

We urge the FHB to provide us with their substantive reply as a matter of urgency, so that we and the Panel can have an opportunity to scrutinise this as part of the further discussions due to take place at the March Panel Meeting.

Yours faithfully,

Herbert Smith Freehills

cc: Mr. Rimsky Yuen, SC
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