

# 立法會

## *Legislative Council*

LC Paper No. CB(2)15/17-18

Ref. : CB2/H/13/1

### **Report No. 2/17-18 of the House Committee on Consideration of Subsidiary Legislation and Other Instruments**

#### **Purpose**

This report gives the outcome of the consideration of the House Committee on subsidiary legislation the period for amendment of which will expire at the Council meeting of 18 October 2017.

#### **Subsidiary legislation considered**

2. The House Committee has considered the following items of subsidiary legislation:

<u>Item Number</u>	<u>Title of Subsidiary Legislation</u>	<u>Date of House Committee meeting(s)</u>
(1)	Pension Benefits Ordinance (Established Offices) (Amendment) Order 2017 (L.N. 121/2017)	23 June 2017
(2)	Rules of the High Court (Amendment) Rules 2017 (L.N. 122/2017)	23 June 2017 6 October 2017
(3)	Declaration of Increase in Pensions Notice 2017 (L.N. 123/2017)	23 June 2017
(4)	Widows and Orphans Pension (Increase) Notice 2017 (L.N. 124/2017)	23 June 2017
(5)	Public Health and Municipal Services Ordinance (Public Pleasure Grounds) (Amendment of Fourth Schedule) Order 2017 (L.N. 134/2017)	30 June 2017

<u>Item Number</u>	<u>Title of Subsidiary Legislation</u>	<u>Date of House Committee meeting(s)</u>
(6)	Inland Revenue (Double Taxation Relief and Prevention of Fiscal Evasion with respect to Taxes on Income) (Republic of Latvia) Order (L.N. 135/2017)	7 July 2017
(7)	Inland Revenue (Double Taxation Relief and Prevention of Fiscal Evasion with respect to Taxes on Income and Capital) (Republic of Belarus) Order (L.N. 136/2017)	7 July 2017
(8)	Inland Revenue (Double Taxation Relief and Prevention of Fiscal Evasion with respect to Taxes on Income) (Islamic Republic of Pakistan) Order (L.N. 137/2017)	7 July 2017
(9)	Industrial Training (Clothing Industry) Ordinance (Amendment of Schedule 2) Order 2017 (L.N. 138/2017)	7 July 2017
(10)	Pharmacy and Poisons (Amendment) (No. 4) Regulation 2017 (L.N. 140/2017)	6 October 2017

3. The House Committee formed a subcommittee to study item (2) in detail at its meeting on 23 June 2017. The Subcommittee reported its deliberations at the House Committee meeting on 6 October 2017 vide LC Paper No. CB(4)1631/16-17.

4. A subcommittee was proposed to be formed to study items (6) to (8) in detail at the House Committee meeting on 7 July 2017. Since only two Members have signified to join the proposed subcommittee by the deadline for signification of membership, it cannot be formed by virtue of House Rules 21(b) and 26(f).

5. In respect of items (1), (3) to (5), (9) and (10), the House Committee considered it not necessary to form any subcommittee to study these six items of subsidiary legislation.

*Note: (a) The House Committee formed a subcommittee to study the following five items of subsidiary legislation at its meeting on 30 June 2017. The President has given permission for Hon MA Fung-kwok, Chairman of the Subcommittee, to move a proposed resolution at the Council meeting of 11 October 2017 to extend the period for amending these five items of subsidiary legislation to the Council meeting of 8 November 2017. In line with past practice, the President has directed that the Council meeting of 11 October 2017 will be adjourned after the Chief Executive's presentation of the Policy Address. Any unfinished business on the Agenda, including the above proposed resolution, will stand over until the Council meeting of 18 October 2017. Details of these five items of subsidiary legislation are as follows:*

- Electoral Affairs Commission (Electoral Procedure) (Legislative Council) (Amendment) Regulation 2017 (L.N. 129/2017)*
- Electoral Affairs Commission (Electoral Procedure) (District Councils) (Amendment) Regulation 2017 (L.N. 130/2017)*
- Electoral Affairs Commission (Electoral Procedure) (Election Committee) (Amendment) Regulation 2017 (L.N. 131/2017)*
- Electoral Procedure (Chief Executive Election) (Amendment) Regulation 2017 (L.N. 132/2017)*
- Electoral Procedure (Rural Representative Election) (Amendment) Regulation 2017 (L.N. 133/2017)*

*(b) The House Committee formed a subcommittee to study the Country Parks (Designation) (Consolidation) (Amendment) Order 2017 (L.N. 141/2017) at its meeting on 6 October 2017. Hon Starry LEE, Chairman of the House Committee, has given notice to move a proposed resolution at the Council meeting of 18 October 2017 to extend the period for amending this item of subsidiary legislation to the Council meeting of 8 November 2017.*