

立法會

Legislative Council

LC Paper No. CB(2)1589/17-18

Ref. : CB2/H/13/1

Report No. 16/17-18 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 20 June 2018.

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)	Medical Council (Election and Appointment of Lay Members) Regulation (L.N. 67/2018)	4 May 2018 11 May 2018 8 June 2018
(2)	Inland Revenue (Double Taxation Relief and Prevention of Tax Evasion with respect to Taxes on Income) (Kingdom of Saudi Arabia) Order (L.N. 89/2018)	25 May 2018
(3)	Merchant Shipping (Prevention and Control of Pollution) (Fees) (Amendment) Regulation 2018 (L.N. 90/2018)	25 May 2018
(4)	Merchant Shipping (Control of Ballast Water and Sediments) Regulation (L.N. 91/2018)	25 May 2018

<u>Item Number</u>	<u>Title of Subsidiary Legislation</u>	<u>Date of House Committee meeting(s)</u>
(5)	Merchant Shipping (Control of Pollution by Noxious Liquid Substances in Bulk) (Amendment) Regulation 2018 (L.N. 92/2018)	25 May 2018
(6)	Merchant Shipping (BCH Code) (Amendment) Regulation 2018 (L.N. 93/2018)	25 May 2018
(7)	Merchant Shipping (IBC Code) (Amendment) Regulation 2018 (L.N. 94/2018)	25 May 2018
(8)	Land Survey (Fees) (Amendment) Regulation 2018 (L.N. 95/2018)	25 May 2018
(9)	Declaration of Mental Hospital (Consolidation) (Amendment) Order 2018 (L.N. 100/2018)	25 May 2018
(10)	Banking (Exposure Limits) Rules (L.N. 101/2018)	25 May 2018
(11)	Banking (Amendment) Ordinance 2018 (Commencement) Notice 2018 (L.N. 102/2018)	25 May 2018

3. The House Committee formed a subcommittee to study item (1) in detail at its meeting on 11 May 2018. The Subcommittee made a verbal report at the House Committee meeting on 8 June 2018, and provided Members with a written report vide LC Paper No. CB(2)1582/17-18 on 12 June 2018.

4. In respect of items (2) to (11), the House Committee considered it not necessary to form any subcommittee to study these 10 items of subsidiary legislation.

Note: (a) The House Committee formed a subcommittee to study the following six items of subsidiary legislation at its meeting on 25 May 2018. Hon Frankie YICK, Chairman of the Subcommittee, will give notice to move a proposed resolution at the Council meeting of 20 June 2018 to extend the period for amending these six items of subsidiary

legislation to the Council meeting of 11 July 2018. Details are as follows:

- *Schedule of Routes (Citybus Limited) Order 2018 (L.N. 83/2018)*
- *Schedule of Routes (Citybus Limited) (North Lantau and Hong Kong International Airport) Order 2018 (L.N. 84/2018)*
- *Schedule of Routes (Kowloon Motor Bus Company (1933) Limited) Order 2018 (L.N. 85/2018)*
- *Schedule of Routes (Long Win Bus Company Limited) Order 2018 (L.N. 86/2018)*
- *Schedule of Routes (New Lantao Bus Company (1973) Limited) Order 2018 (L.N. 87/2018)*
- *Schedule of Routes (New World First Bus Services Limited) Order 2018 (L.N. 88/2018)*

(b) The House Committee formed three subcommittees to study the following eight items of subsidiary legislation at its meeting on 25 May 2018. The President has given permission for the Chairmen of the three relevant Subcommittees to move proposed resolutions respectively at the Council meeting of 13 June 2018 to extend the period for amending these eight items of subsidiary legislation to the Council meeting of 11 July 2018. Details are as follows:

(i) Proposed resolution to be moved by Hon CHEUNG Kwok-kwan to extend the period for amending the following three items of subsidiary legislation :

- *Securities and Futures (Amendment) Ordinance 2016 (Commencement) Notice (L.N. 96/2018)*
- *Securities and Futures (Open-ended Fund Companies) Rules (L.N. 97/2018)*
- *Securities and Futures (Open-ended Fund Companies) (Fees) Regulation (L.N. 98/2018)*

(ii) Proposed resolution to be moved by Hon Holden CHOW to extend the period for amending the following item of subsidiary legislation :

- *Securities and Futures (Professional Investor) (Amendment) Rules 2018 (L.N. 99/2018)*

(iii) Proposed resolution to be moved by Hon Charles Peter MOK to extend the period for amending the following four items of subsidiary legislation :

- *Telecommunications (Designation of Frequency Bands subject to Payment of Spectrum Utilization Fee) (Amendment) Order 2018 (L.N. 103/2018)*
- *Telecommunications (Level of Spectrum Utilization Fees) (Second Generation Mobile Services) (Amendment) Regulation 2018 (L.N. 104/2018)*
- *Telecommunications (Determining Spectrum Utilization Fees by Auction) (Amendment) Regulation 2018 (L.N. 105/2018)*
- *Telecommunications (Method for Determining Spectrum Utilization Fee) (Administratively Assigned Spectrum in the 1800 MHz Band) Regulation (L.N. 106/2018)*

Council Business Division 2
Legislative Council Secretariat
13 June 2018