



中華人民共和國香港特別行政區
Hong Kong Special Administrative Region of the People's Republic of China



立法會秘書處 法律事務部
LEGAL SERVICE DIVISION
LEGISLATIVE COUNCIL SECRETARIAT

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By Fax (2501 4636)

4 April 2018

Mr LAU Kam-kuen, David
Assistant Judiciary Administrator (Development) 2
Judiciary Administrative Services
Development Division
Room 802-808, 8/F
High Block
Queensway Government Offices
66 Queensway, Hong Kong

Dear Mr LAU,

**Re: Proposed Resolutions under
section 73A of the District Court Ordinance (Cap. 336) and
section 6 of the Small Claims Tribunal Ordinance (Cap. 338)**

We are scrutinizing the above Proposed Resolutions with a view to advising Members and should be grateful if you could clarify the following matter.

It is noted that the Proposed Resolutions, if approved, will come into operation on a day to be appointed by the Chief Justice by notice published in Gazette ("the Commencement"). Please clarify whether there are any transitional arrangements for the proposed increment of the civil jurisdictional limits of the Small Claims Tribunal and the District Court, in particular, in respect of civil cases of claim amount between \$50,001 and \$75,000 which have already been filed into the District Court before the Commencement and those applications (or motions) for transfer of actions or proceedings from the District Court to the Court of First Instance due to the relevant claim amount being outside the jurisdiction of the District Court (but below the new jurisdictional limit of 3 million) made (or moved) under section 41(1) of the District Court Ordinance (Cap. 336) before the Commencement.

To enable us to advise Members properly, we would appreciate it if you could let us have your reply in both English and Chinese languages as soon as possible, preferably before the meeting of the Subcommittee on the Proposed Resolutions on 9 April 2018.

Yours sincerely,



(Rachel DAI)
Assistant Legal Adviser

cc. Department of Justice
(Attn: Miss Annet LAI, GC) (By Fax: 3918 4613)
Legal Adviser
Senior Assistant Legal Adviser 2
Clerk to Subcommittee