

**Conservation of Antarctic Marine Living Resources Bill
Debate and voting arrangements**

Object of the Bill : To provide for the implementation of the Convention on the Conservation of Antarctic Marine Living Resources (including conservation measures adopted under the Convention); and to provide for related matters.

First debate	: Clauses with no amendment	–	Clauses 1 to 14, 16 to 30 and 33
Voting	: To vote on the above clauses standing part of the Bill		
Second debate	: Clauses with amendments proposed by Secretary for Food and Health (“SFH”)	–	Clauses 15, 31 and 32
Joint debate on the original clauses and the amendments.			
Debate theme	: Use of force by an authorized officer and defence for defendants		
Clause 15			
- To amend clause 15(3)(b) to stipulate that the use of “necessary force” by an authorized officer for the purpose of a search must be reasonable, in order to achieve consistency with the reference to the use of force by an authorized officer to effect an arrest in clause 19(3).			
Clauses 31 and 32			
- To amend clauses 31 and 32 by adding clauses 31(5) and 32(2) respectively to clarify the policy intention of providing for defence for defendants under clause 31(4) and the renumbered clause 32(1). A defendant is required to provide sufficient evidence to raise a potentially exculpatory issue to establish a defence, and the legal burden remains on the prosecution to disprove the exculpatory matter and prove the case beyond reasonable doubt.			
Voting	: To vote on the above amendments, and then the original clauses or the clauses as amended standing part of the Bill		

SFH’s amendments

(set out in LC Paper No. CB(3) 306/18-19 issued on 11 January 2019)