

立法會
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From : Clerk to the Legislative Council

To : All Members of the Legislative Council

**Debate and voting arrangements for
Fire Safety (Industrial Buildings) Bill**

Further to LC Paper No. CB(3) 443/19-20 issued on 21 May 2020, I attach a table on the debate and voting arrangements for the captioned Bill for Members' information.

(Dora WAI)
for Clerk to the Legislative Council

Encl.

**Fire Safety (Industrial Buildings) Bill
Debate and voting arrangements**

- Object of the Bill :**
- (1) to provide for a mechanism for fire safety improvements to be made to certain industrial buildings and for related matters;
 - (2) to rectify a textual error in the application section of the Fire Safety (Commercial Premises) Ordinance (Cap. 502); and
 - (3) to amend specified exceptions to the offences of disclosing information obtained officially under that Ordinance and under the Fire Safety (Buildings) Ordinance (Cap. 572).

Joint debate : Clauses and Schedules with no amendment, and clauses with amendments proposed by Secretary for Security (“S for S”)	— Clauses 1 to 59 and Schedules 1 and 2
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Joint debate on the original clauses, Schedules and amendments.

Debate theme : Posting and service of copies of prohibition orders, and textual amendments

First group of amendments

Clauses 22 and 24

- Clause 24(1)(a) of the Bill provides that as soon as practicable after the District Court makes a prohibition order for a building or a part of a building, the enforcement authority (“EA”) must post a copy of the order at a conspicuous place inside the building or part of the building, or at, or in the immediate vicinity of, each entrance. Clause 24(1)(b) provides that EA must “in another way” serve a copy of the order on “the owner or occupier” concerned.

The amendments seek to:

- amend clause 24(1)(b):
 - (i) to specify that EA must serve a copy of the order in a way other than by posting in accordance with clause 24(1)(a) (i.e. the ways provided for in clauses 48 and 49 of the Bill, including personal delivery to the person or registered post) instead of “in another way”, and add clause 22(2A)(a) to the Bill consequentially; and
 - (ii) to specify that EA must serve a copy of a prohibition order on “the owner and occupier” concerned in order to ensure that both parties are aware of the order, and make consequential amendments to clauses 22(1)(a) and 22(2)(a);
- add clause 22(2A)(b) to the Bill to specify clearly the date of service of a copy of a prohibition order on the owner and occupier concerned; and
- delete clause 24(2) to avoid misunderstanding that EA may not comply with the requirements specified in clause 24(1).

Second group of amendments

Clauses 48 and 49

- To amend the English texts of clauses 48 and 49(1) and (2) to align such texts with those of section 22 of Cap. 502 and section 23 of Cap. 572.

Voting order	Remarks
Clauses and Schedules with no amendment (clauses 1 to 21, 23, 25 to 47 and 50 to 59, and Schedules 1 and 2) standing part of the Bill	—
S for S's first group of amendments (to amend clauses 22 and 24)	<u>Irrespective of whether</u> S for S's first group of amendments are <u>passed or not</u> , he <u>may move</u> his second group of amendments
S for S's second group of amendments (to amend clauses 48 and 49)	—
The original clauses 22, 24, 48 and 49 or such clauses as amended standing part of the Bill	—

S for S's amendments

(set out in LC Paper No. CB(3) 443/19-20 issued on 21 May 2020)

Council Business Division 3
Legislative Council Secretariat
3 June 2020