

L.N. 105 of 2019

**Sewage Services (Trade Effluent Surcharge)
(Amendment) (Trade Effluent Surcharge Concessions)
Regulation 2019**

(Made by the Chief Executive in Council under section 12 of the Sewage Services Ordinance (Cap. 463) and section 29 of the Interpretation and General Clauses Ordinance (Cap. 1))

1. Commencement

This Regulation comes into operation on 1 January 2020.

2. Sewage Services (Trade Effluent Surcharge) Regulation amended

The Sewage Services (Trade Effluent Surcharge) Regulation (Cap. 463 sub. leg. B) is amended as set out in sections 3, 4 and 5.

3. Section 3 amended (trade effluent surcharge rates)

(1) Section 3(1)—

Repeal

“subsection (2)”

Substitute

“subsections (1A) and (2)”.

(2) Section 3(1)(c)—

Repeal

“; or”

Substitute a semicolon.

Section 4

- (3) After section 3(1)(c)—

Add

- “(ca) if the billing period for the surcharge—
- (i) begins before 2020 and ends in 2020;
 - (ii) begins before 2020 and ends after 2020; or
 - (iii) begins in 2020 and ends after 2020,
at the rate calculated in accordance with the formula specified in Part III of Schedule 5; or”.

- (4) Section 3(1)—

Repeal paragraph (d)

Substitute

- “(d) if the billing period for the surcharge—
- (i) begins on or after 1 August 2009 and ends before 1 January 2020; or
 - (ii) begins on or after 1 January 2021,
at the rate specified in column 4 of Schedule 1,”.

- (5) After section 3(1)—

Add

- “(1A) For a billing period for trade effluent surcharge that begins and ends in 2020, the rate of the surcharge is \$0.”.

4. Schedule 1 amended (trade effluent surcharge rates)

Schedule 1, column 4, heading, after “after 1 August 2009”—

Add

“and ending before 1 January 2020, or beginning on or after 1 January 2021”.

5. Schedule 5 amended

Schedule 5, after Part II—

Add

“Part III

**Rates of Surcharge for Billing Period Specified in
Section 3(1)(ca)**

$$\frac{N1 \times R}{N1 + N2}$$

(a) In this formula—

N1: number of days of the relevant billing period that do not fall within 2020;

N2: number of days of the relevant billing period that fall within 2020;

R: the rate that is specified for the trade, business or manufacture concerned in column 4 of Schedule 1.

(b) In paragraph (a)—

relevant billing period (有關發單收費期間) means a billing period that—

(i) begins before 2020 and ends in 2020;

(ii) begins before 2020 and ends after 2020; or

(iii) begins in 2020 and ends after 2020.”.

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Surcharge Concessions) Regulation 2019

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B1923

Wendy LEUNG
Clerk to the Executive Council

COUNCIL CHAMBER

17 September 2019

Sewage Services (Trade Effluent Surcharge) (Amendment) (Trade Effluent
Surcharge Concessions) Regulation 2019

Explanatory Note
Paragraph 1

L.N. 105 of 2019
B1925

Explanatory Note

This Regulation amends the Sewage Services (Trade Effluent Surcharge) Regulation (Cap. 463 sub. leg. B) to provide for the concessions of trade effluent surcharge for a billing period with any part of it falling within 2020.