

L.N. 48 of 2020

**Compulsory Quarantine of Certain Persons Arriving at
Hong Kong (Amendment) (No. 2) Regulation 2020**

(Made by the Chief Executive in Council under section 8 of the
Prevention and Control of Disease Ordinance (Cap. 599))

1. Commencement

This Regulation comes into operation on 29 April 2020.

**2. Compulsory Quarantine of Certain Persons Arriving at Hong
Kong Regulation amended**

The Compulsory Quarantine of Certain Persons Arriving at
Hong Kong Regulation (Cap. 599 sub. leg. C) is amended as set
out in sections 3 to 6.

3. Section 2 amended (interpretation)

- (1) Section 2, definition of *public health emergency*—

Repeal

everything after “concerning”

Substitute

“the specified disease;”.

- (2) Section 2, definition of *quarantine period*—

Repeal

“of 14 days mentioned in section 3(1).”

Substitute

“mentioned in section 3(1);”.

Section 4

(3) Section 2—

Add in alphabetical order

“*specified disease* (指明疾病) means the coronavirus disease 2019 (COVID-19), which is specified in item 8A of Schedule 1 to the Ordinance.”.

4. Section 4 amended (Chief Secretary may exempt certain persons)

Section 4(1)—

Repeal

everything after “satisfied”

Substitute

“that—

- (a) the person’s or persons’ entry into Hong Kong—
 - (i) is necessary for the supply of goods or services required for the normal operation of Hong Kong or the daily needs of the people of Hong Kong;
 - (ii) is necessary for governmental operation;
 - (iii) is necessary for the protection of the safety or health of the people of Hong Kong or the handling of the public health emergency;
 - (iv) is necessary for the person’s or persons’ receiving nursery, kindergarten, primary or secondary education at any school registered under the Education Ordinance (Cap. 279) in Hong Kong or for the provision of such education;

- (v) is necessary for the safe travelling of any person for the purposes mentioned in subparagraph (iv); or
- (vi) because of the exceptional circumstances of the case, otherwise serves the public interest of Hong Kong; or
- (b) the person's or persons' travelling is necessary for purposes relating to manufacturing operations, business activities or the provision of professional services in the interest of Hong Kong's economic development.”.

5. Section 10 amended (cancellation of quarantine order)

(1) Before section 10(1)—

Add

“(1A) If—

- (a) an authorized officer makes a quarantine order against a person arriving from the Mainland or Macao;
- (b) the person produces to the officer a certificate issued by a public authority in the Mainland or Macao (as may be appropriate) specified by the Director certifying that the person completed, on the day of the person's arrival at Hong Kong or the day before, a quarantine of not less than 14 days administered by the authority; and
- (c) the person makes a declaration in a form specified by the Director to the officer that the person has not been exposed, in the way specified in the form, to any risk of contracting the specified disease after the completion of the quarantine,

the quarantine order may be cancelled by a health officer if the health officer is satisfied, on the basis of the result of a medical laboratory test conducted after the person's arrival, that the person is tested negative for the specified disease.”.

- (2) Section 10(1)—

Repeal

“This section”

Substitute

“This subsection”.

- (3) Section 10(2)—

Repeal

“this section”

Substitute

“subsection (1)”.

6. Section 12 amended (expiry)

Section 12—

Repeal

“May”

Substitute

“June”.

Compulsory Quarantine of Certain Persons Arriving at Hong Kong (Amendment)
(No. 2) Regulation 2020

L.N. 48 of 2020

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Wendy LEUNG
Clerk to the Executive Council

COUNCIL CHAMBER

28 April 2020

Explanatory Note

This Regulation amends the Compulsory Quarantine of Certain Persons Arriving at Hong Kong Regulation (Cap. 599 sub. leg. C) (*principal Regulation*) to—

- (a) amend the definition of *public health emergency* in section 2 of the principal Regulation (section 3);
- (b) expand the Chief Secretary for Administration's power to grant exemption from the quarantine requirement under section 4 of the principal Regulation (section 4);
- (c) empower a health officer to cancel a quarantine order made against a person if certain conditions are met (section 5); and
- (d) extend the expiry date of the principal Regulation from 7 May 2020 to 7 June 2020 (section 6).

2. The amendment mentioned in paragraph 1(a)—

- (a) is consequential to the amendments made by the Prevention and Control of Disease Ordinance (Amendment of Schedules 1 and 2) Notice 2020 to the list of scheduled infectious diseases in Schedule 1 to the Prevention and Control of Disease Ordinance (Cap. 599); and
- (b) is made to reflect that the name of the disease “severe respiratory disease associated with a novel infectious agent” has been changed to “coronavirus disease 2019 (COVID-19)”.