政制及內地事務局 政府總部

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Your ref.: CB2/H/1 Our ref.: CMAB C1/37



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12 October 2020

Ms Flora Tai Clerk to the House Committee Legislative Council Secretariat Legislative Council Complex 1 Legislative Council Road, Central Hong Kong 立法會CB(2)18/20-21(02)號文件 (只備英文本) LC Paper No. CB(2)18/20-21(02) (English version only)

Dear Ms Tai,

Emergency (Date of General Election) (Seventh Term of the Legislative Council) Regulation (L.N. 152 of 2020) ("Regulation")

I refer to your letter dated 7 September 2020 enclosing a joint letter from five Legislative Council ("LegCo") Members of the Civic Party to the Chairman of the House Committee dated 4 September 2020 in respect of the Regulation, and another follow-up letter on 5 October 2020.

In accordance with section 34(1) of the Interpretation and General Clauses Ordinance (Cap. 1), "[a]ll subsidiary legislation shall be laid on the table of the [LegCo] at the next sitting thereof after the publication in the Gazette of that subsidiary legislation". The Regulation was gazetted on 31 July 2020 after the end of the 2019-2020 ordinary session and at a time when the LegCo was prorogued and meetings of the Council of LegCo had yet to be held for the Regulation to be tabled. Since then, the Chief Executive has given separate notices in the Gazette revoking the decision to prorogue the sixth term of the LegCo with effect from 14 August 2020, as well as specifying 14 October 2020 as the date on which the 2020-2021 ordinary session of the LegCo is to begin. The Regulation will therefore be tabled in the LegCo at its meeting of 14 October 2020.

The LegCo brief on the Regulation was issued to the LegCo on 9 October 2020.

Yours sincerely,

(Ms Cherie Yeung)
for Secretary for Constitutional and Mainland Affairs

c.c. Administration Wing (Attn: Ms Vivian Cheung)