

**Bills Committee on Crimes (Amendment) Bill 2021**

**List of follow-up actions arising from the discussion  
at the meeting on 19 April 2021**

The Bills Committee requested the Administration to provide the following information:

- (a) in relation to the proposed new section 159AAC, clarification as to the meaning of "dishonest gain", with (i) examples of the types of factual scenario that the proposed new section is intended to be applicable to, and (ii) reference to court cases involving section 161(1)(c) of the Crimes Ordinance (Cap. 200 ), i.e. obtaining access to a computer "with a view to dishonest gain for himself or another", in which there is judicial discussion and/or ruling on the meaning of "dishonest gain";
- (b) in relation to the proposed new section 159AAE(2), which seeks to provide that a person would commit an offence if the person makes a threat to publish an intimate image of an individual, whether it would be necessary for prosecution to prove the existence of an intimate image of the subject individual; and
- (c) in relation to the proposed new section 159AAD, clarification as to the meaning of "reckless", with examples of the types of factual scenario that the proposed new section is intended to be applicable to, and reference to court cases in which there is judicial discussion and/or ruling on the meaning of "reckless" in other contexts.