

**立法會**  
**Legislative Council**

LC Paper No. LS108/20-21

**Paper for the House Committee Meeting  
on 20 August 2021**

**Legal Service Division Report on  
Proposed Resolution under section 22 of the  
Costs in Criminal Cases Ordinance (Cap. 492)**

The Chief Secretary for Administration has given notice to move a motion under section 22 of the Costs in Criminal Cases Ordinance (Cap. 492) at the Legislative Council ("LegCo") meeting of 1 September 2021 to seek LegCo's approval of the Costs in Criminal Cases (Amendment) Rules 2021 ("Amendment Rules") made by the Chief Justice on 25 May 2021.

2. The Amendment Rules seek to amend the reference to the title of the District Court Civil Procedure (Fees) Rules (Cap. 336C) in rule 10(2)(a) of the Costs in Criminal Cases Rules (Cap. 492A) by repealing the words "Civil Procedure". This is a consequential amendment upon the amendment made to the title of Cap. 336C by the District Court Civil Procedure (Fees) (Amendment) Rules 2021 (L.N. 83 of 2021).<sup>1</sup>

3. Members may refer to paragraph 19 of the LegCo Brief (File Ref: AW-275-005-010-009) jointly issued by the Administration Wing of the Chief Secretary for Administration's Office and the Judiciary Administration on 2 June 2021 for further information.

4. As advised by the Clerk to the Panel on Administration of Justice and Legal Services, the Panel has not been consulted on the proposed resolution.

5. If the proposed resolution is passed, the Amendment Rules will come into operation on 1 October 2021.

6. No difficulties have been identified in relation to the legal and drafting aspects of the proposed resolution.

Prepared by

Doreen WAN  
Assistant Legal Adviser  
Legislative Council Secretariat  
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<sup>1</sup> L.N. 83 of 2021, which was published in the Gazette on 4 June 2021, expands the scope of Cap. 336C to cover criminal proceedings in the District Court and amends the title of Cap. 336C accordingly. L.N. 83 of 2021 will come into operation on 1 October 2021. Members may refer to paragraph 26 of LC Paper No. LS78/20-21 for further details on L.N. 83 of 2021.