

# 立法會 *Legislative Council*

LC Paper No. CB(2)1442/20-21

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## **Report No. 28/20-21 of the House Committee on Consideration of Subsidiary Legislation and Other Instruments**

### **Purpose**

This report gives the outcome of the consideration of the House Committee on subsidiary legislation the period for amendment of which will expire at the Council meeting of 15 September 2021.

### **Subsidiary legislation considered**

2. The House Committee has considered the following items of subsidiary legislation:

<u>Item Number</u>	<u>Title of Subsidiary Legislation</u>	<u>Date of House Committee meeting</u>
(1)	Customs and Excise Service (Discipline) (Amendment) Rules 2012 (Commencement) Notice (L.N. 128/2021)	13 August 2021
(2)	Fire Services Ordinance (Amendment of Second Schedule) Regulation 2012 (Commencement) Notice (L.N. 129/2021)	13 August 2021
(3)	Government Flying Service (Discipline) (Amendment) Regulation 2012 (Commencement) Notice (L.N. 130/2021)	13 August 2021

<u>Item Number</u>	<u>Title of Subsidiary Legislation</u>	<u>Date of House Committee meeting</u>
(4)	Police (Discipline) (Amendment) Regulation 2012 (Commencement) Notice (L.N. 131/2021)	13 August 2021
(5)	Prison (Amendment) Rules 2012 (Commencement) Notice (L.N. 132/2021)	13 August 2021
(6)	Traffic Wardens (Discipline) (Amendment) Regulation 2012 (Commencement) Notice (L.N. 133/2021)	13 August 2021
(7)	Admission and Registration (Amendment) Rules 2021 (Commencement) Notice (L.N. 138/2021)	13 August 2021
(8)	Road Tunnels (Government) (Amendment) Regulation 2021 (L.N. 147/2021)	20 August 2021
(9)	Merchant Shipping (Safety) (Construction and Survey) (Amendment) Regulation 2021 (L.N. 148/2021)	20 August 2021
(10)	Merchant Shipping (Safety) (Cargo Ship Construction and Survey) (Ships Built Before 1 September 1984) (Amendment) Regulation 2021 (L.N. 149/2021)	20 August 2021
(11)	Merchant Shipping (Safety) (Cargo Ship Construction and Survey) (Ships Built On or After 1 September 1984) (Amendment) Regulation 2021 (L.N. 150/2021)	20 August 2021

<u>Item Number</u>	<u>Title of Subsidiary Legislation</u>	<u>Date of House Committee meeting</u>
(12)	Merchant Shipping (Safety) (Fire-fighting Appliances and Fire Protection) (Amendment) Regulation 2021 (L.N. 151/2021)	20 August 2021
(13)	Merchant Shipping (Safety) (Life-Saving Appliances and Arrangements, Musters and Training) (Amendment) Regulation 2021 (L.N. 152/2021)	20 August 2021
(14)	Merchant Shipping (Prevention of Air Pollution) (Amendment) Regulation 2021 (L.N. 153/2021)	20 August 2021
(15)	Chemical Weapons (Convention) Ordinance (Amendment of Schedule 1) Order 2021 (Commencement) Notice (L.N. 155/2021)	20 August 2021
(16)	Import and Export (Strategic Commodities) Regulations (Amendment of Schedules 1 and 2) Order 2021 (Commencement) Notice (L.N. 156/2021)	20 August 2021
(17)	Mercury Control Ordinance (Commencement) Notice (L.N. 157/2021)	20 August 2021
(18)	Private Healthcare Facilities Ordinance (Amendment of Schedule 3) Notice 2021 (L.N. 158/2021)	20 August 2021
(19)	Private Healthcare Facilities Ordinance (Commencement) Notice 2021 (L.N. 159/2021)	20 August 2021
(20)	Tsing Ma Control Area (General) (Amendment) Regulation 2021 (L.N. 160/2021)	20 August 2021

<u>Item Number</u>	<u>Title of Subsidiary Legislation</u>	<u>Date of House Committee meeting</u>
(21)	Tsing Sha Control Area (General) (Amendment) Regulation 2021 (L.N. 161/2021)	20 August 2021
(22)	Electoral Affairs Commission (Registration of Electors) (Rural Representative Election) (Amendment) Regulation 2021 (L.N. 162/2021)	27 August 2021
(23)	Electoral Procedure (Rural Representative Election) (Amendment) Regulation 2021 (L.N. 163/2021)	27 August 2021
(24)	Road Traffic (Construction and Maintenance of Vehicles) (Amendment) Regulation 2021 (L.N. 164/2021)	27 August 2021
(25)	Airport Authority Ordinance (Map of Restricted Area) (Amendment) Order 2021 (L.N. 165/2021)	27 August 2021
(26)	Airport Authority Ordinance (Map of Airport Area) (Amendment) Order 2021 (L.N. 166/2021)	27 August 2021
(27)	Hong Kong Airport (Control of Obstructions) (No. 2) Order 1997 (Amendment) Order 2021 (L.N. 167/2021)	27 August 2021
(28)	Hong Kong Airport (Control of Obstructions) (Exemption) Order (Repeal) Order (L.N. 168/2021)	27 August 2021
(29)	Smoking (Public Health) Ordinance (Amendment of Schedule 2) Order 2021 (L.N. 169/2021)	27 August 2021

<u>Item Number</u>	<u>Title of Subsidiary Legislation</u>	<u>Date of House Committee meeting</u>
(30)	Rules of the High Court (Amendment) Rules 2021 (L.N. 170/2021)	27 August 2021
(31)	Rules of the District Court (Amendment) (No. 2) Rules 2021 (L.N. 171/2021)	27 August 2021
(32)	Smoking (Public Health) (Designation of No Smoking Areas) (Amendment) Notice 2021 (L.N. 172/2021)	27 August 2021
(33)	Shipping and Port Control Regulations (Amendment of Fifth Schedule) Notice 2021 (L.N. 173/2021)	27 August 2021

3. The House Committee considered it not necessary to form any subcommittee to study these 33 items of subsidiary legislation.

*Note: (a) At the House Committee meeting on 13 August 2021, the House Committee agreed that the following eight items of subsidiary legislation should be studied by the Subcommittee on Subsidiary Legislation Relating to the Prevention and Control of Disease which had been formed at the House Committee meeting on 16 October 2020. The Council passed at its meeting of 8 September 2021 a resolution moved by Dr Hon CHIANG Lai-wan, Chairman of the Subcommittee, to extend the period for amending these eight items of subsidiary legislation to the Council meeting of 6 October 2021. Details are as follows:*

- Compulsory Quarantine of Certain Persons Arriving at Hong Kong (Amendment) (No. 2) Regulation 2021 (L.N. 139/2021)*
- Prevention and Control of Disease (Disclosure of Information) (Amendment) (No. 2) Regulation 2021 (L.N. 140/2021)*

- *Compulsory Quarantine of Persons Arriving at Hong Kong from Foreign Places (Amendment) (No. 2) Regulation 2021 (L.N. 141/2021)*
  - *Prevention and Control of Disease (Requirements and Directions) (Business and Premises) (Amendment) (No. 5) Regulation 2021 (L.N. 142/2021)*
  - *Prevention and Control of Disease (Prohibition on Group Gathering) (Amendment) (No. 6) Regulation 2021 (L.N. 143/2021)*
  - *Prevention and Control of Disease (Regulation of Cross-boundary Conveyances and Travellers) (Amendment) (No. 2) Regulation 2021 (L.N. 144/2021)*
  - *Prevention and Control of Disease (Wearing of Mask) (Amendment) (No. 2) Regulation 2021 (L.N. 145/2021)*
  - *Prevention and Control of Disease (Compulsory Testing for Certain Persons) (Amendment) (No. 2) Regulation 2021 (L.N. 146/2021)*
- (b) *The House Committee formed a subcommittee to study the Road Traffic (Driving Licences) (Amendment) Regulation 2021 (L.N. 154/2021) at its meeting on 20 August 2021. The Council passed at its meeting of 8 September 2021 a resolution moved by Hon Frankie YICK, Chairman of the Subcommittee, to extend the period for amending this item of subsidiary legislation to the Council meeting of 6 October 2021.*