

**L.N. 159 of 2020**

**Prevention and Control of Disease (Disclosure of Information) (Amendment) (No. 3) 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 22 August 2020.

**2. Prevention and Control of Disease (Disclosure of Information) Regulation amended**

The Prevention and Control of Disease (Disclosure of Information) Regulation (Cap. 599 sub. leg. D) is amended as set out in sections 3, 4 and 5.

**3. Section 2 amended (interpretation)**

(1) Section 2, Chinese text, definition of *疾病*—

**Repeal the full stop**

**Substitute a semicolon.**

(2) Section 2—

**Add in alphabetical order**

“*authorized officer* (獲授權人員) means an authorized officer appointed under section 4A(1);”.

4. **Section 3 amended (requirement to give information to health officer)**
- (1) Section 3, heading, after “**health officer**”—  
**Add**  
“**or authorized officer**”.
- (2) After section 3(1)—  
**Add**  
“(1A) An authorized officer may, for preventing and controlling the transmission of the disease, require a person to give any information that the authorized officer reasonably believes—  
(a) is within the knowledge, in the possession or under the control of the person; and  
(b) is relevant to the identification and tracing of any person who may have been exposed to the risk of contracting the disease.”.
- (3) Section 3(2), after “subsection (1)”—  
**Add**  
“or (1A)”.
- (4) Section 3(4), after “subsection (1)”—  
**Add**  
“or (1A)”.
- (5) Section 3(4), after “health officer”—  
**Add**  
“or an authorized officer (as the case may be)”.

**5. Section 4A added**

After section 4—

**Add**

**“4A. Authorized officers**

- (1) The Director may appoint any public officer as an authorized officer for the purposes of this Regulation.
- (2) No personal liability is incurred by an authorized officer or a person acting under the officer’s direction in respect of any thing done or omitted to be done by the officer or person in good faith in the performance or purported performance of a function under this Regulation.”.

Wendy LEUNG  
Clerk to the Executive Council

COUNCIL CHAMBER

20 August 2020

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### Explanatory Note

This Regulation amends the Prevention and Control of Disease (Disclosure of Information) Regulation (Cap. 599 sub. leg. D) (*principal Regulation*) to—

- (a) empower the Director of Health to appoint any public officer as an authorized officer (*authorized officer*) for the purposes of the principal Regulation;
- (b) provide that an authorized officer may require a person to give certain information; and
- (c) make it an offence for failing to give information required by an authorized officer, or giving to an authorized officer information that is false or misleading in a material particular.