

**Proposed resolutions to amend  
the Prevention and Control of Disease (Prohibition on Gathering)  
(Amendment) (No. 2) Regulation 2022 (L.N. 49) and  
the Prevention and Control of Disease (Wearing of Mask)  
(Amendment) (No. 3) Regulation 2022 (L.N. 50)**

**Debate and voting arrangements**

- Object of L.N. 49** : To amend the Prevention and Control of Disease (Prohibition on Gathering) Regulation (Cap. 599G) to:
- (a) empower the Secretary for Food and Health to specify a number that is not less than 2 for the purposes of the definition of “group gathering”; and
  - (b) exclude premises regulated under the Prevention and Control of Disease (Requirements and Directions) (Business and Premises) Regulation (Cap. 599F) from the prohibition on multi-household gatherings.
- Object of L.N. 50** : To amend the Prevention and Control of Disease (Wearing of Mask) Regulation (Cap. 599I) to:
- (a) provide that it is a reasonable excuse for a person not to wear a mask in any specified public place or premises regulated under Cap. 599F if the person is engaged in any strenuous physical activity in a place that is not indoor (“Reasonable Excuse”); and
  - (b) empower the Secretary for Food and Health to specify a period during which the Reasonable Excuse described in subparagraph (a) does not apply.

**Joint debate**

**Joint debate** on the Secretary for Food and Health (“SFH”)’s **two proposed resolutions** and they be **voted upon one by one**.

SFH’s two proposed resolutions seek to respectively amend L.N. 49 and L.N. 50 with the following major effects:

- (a) First proposed resolution:
- (i) the power conferred on SFH to specify by Government Notice published in the Gazette the number of persons which constitutes group gathering (“Number”) is removed by repealing section 2A of Cap. 599G added by L.N. 49;
  - (ii) amendment to the Number would be made in the way before L.N. 49 came into operation and remain subject to the Legislative Council (“LegCo”)’s scrutiny through the negative vetting procedure; and
  - (iii) the above amendments come into operation on 17 June 2022.
- (b) Second proposed resolution:
- (i) the power conferred on SFH to specify by Government Notice published in the Gazette the period during which the Reasonable Excuse is not applicable is removed by repealing paragraph (c) of the definition of “specified period” under Cap. 599I, and sections 3(1)(d) and 5A(3A)(a) of Cap. 599I added by L.N. 50;
  - (ii) the applicability of the Reasonable Excuse remains subject to LegCo’s scrutiny through the negative vetting procedure; and
  - (iii) the above amendments come into operation on 17 June 2022.

Voting order	Remarks
(1) First proposed resolution (to amend L.N. 49)	<b>Irrespective of whether</b> SFH's first proposed resolution <b><u>is passed or not</u></b> , she <b><u>may move</u></b> her second proposed resolution.
(2) Second proposed resolution (to amend L.N. 50)	_____

**SFH's proposed resolutions**

(set out in LC Paper Nos. CB(3) 510/2022(01) and (02) issued on 14 June 2022)

Council Business Division 3  
Legislative Council Secretariat  
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