

立法會
Legislative Council

LC Paper No. LS30/2023

**Paper for the House Committee Meeting
on 5 May 2023**

**Legal Service Division Report on
Proposed Resolution under section 30 of the Housing Ordinance (Cap. 283)**

The Secretary for Housing has given notice to move a motion at the Legislative Council (“LegCo”) meeting of 17 May 2023 to seek the approval of LegCo of the Housing (Traffic Contraventions) (Fixed Penalty) (Amendment) Bylaw 2023 (“Amendment Bylaw”) made by the Housing Authority (“HA”) under section 30 of the Housing Ordinance (Cap. 283) (“Proposed Resolution”).

2. Under section 8 of the Housing (Traffic Contraventions) (Fixed Penalty) Bylaw (Cap. 283C), a registered owner or driver of a vehicle may discharge his liability in respect of a traffic contravention under section 4 of Cap. 283C by payment of a fixed penalty. A notice of fixed penalty in accordance with Form 1 and a notice demanding payment of fixed penalty in accordance with Form 2 in Schedule 3 to Cap. 283C may be issued by an authorized officer of HA to the registered owner or the driver of the vehicle concerned. A person who receives any such notice may pay the fixed penalty within the period of time stated in the notice by any of the means specified in section 9(1) of Cap. 283C, including by post addressed to the Treasury. The postal address of the Treasury for the purposes of payment is currently specified in the payment instructions in both Forms 1 and 2 in Schedule 3 to Cap. 283C.¹

3. According to paragraph 1 of the LegCo Brief (File Ref: HD3-3/SS2/1-55/4/7) issued by the Housing Bureau and the Housing Department in April 2023, the postal address of the Treasury will be changed due to its planned relocation in October 2023.

4. The Proposed Resolution seeks to:

- (a) update the payment instructions in Forms 1 and 2 in Schedule 3 to Cap. 283C by removing the specified postal address of the Treasury, and adding its hotline and official website (to facilitate recipients of the

¹ The postal address of the Treasury as currently specified in Cap. 283C is P.O. Box No. 28000, Gloucester Road Post Office, Hong Kong.

fixed penalty notice to check the latest post office letter box designated by the Treasury for the purposes of payment by post); and

(b) make other minor amendments to Schedule 3 to Cap. 283C.

5. As advised by the Clerk to the Panel on Housing, the Panel has not been consulted on the Proposed Resolution.

6. If the Proposed Resolution is passed, the Amendment Bylaw would come into operation on 1 October 2023.

7. No difficulties have been identified in relation to the legal and drafting aspects of the Amendment Bylaw.

Prepared by

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