

Annex I**EMPLOYMENT (AMENDMENT) BILL 1996****COMMITTEE STAGE**Amendments to be moved by the Secretary for Education and Manpower

<u>Clause</u>	<u>Amendment Proposed</u>
7(1)	In the proposed section 15(1) by deleting "After" and substituting "Subject to subsection (1A), after".
7	By deleting subclause (2) and substituting - "(2) Section 15(1A) is repealed and the following substituted - "(1A) Where in a contract of employment of a pregnant employee, whether in writing or oral, it has been expressly agreed that the employment is on probation, subsection (1) shall not prevent the termination by an employer of such contract for reasons other than pregnancy during the period of probation if the period does not exceed 12 weeks, or during the first 12 weeks of probation if the period of probation exceeds 12 weeks.".

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- 8 (a) By deleting the proposed section 15AA (1) and (2) and substituting -

"(1) A pregnant employee may, on producing a medical certificate with an opinion as to her unfitness to handle heavy materials, or to work in places where gas injurious to pregnancy is generated, or to do other work injurious to pregnancy, request her employer to refrain from giving her such work during her pregnancy period."

- (b) In the proposed section 15AA (3), (5) and (6), by deleting "subsection (2)" wherever it appears and substituting "subsection (1)".
- (c) In the proposed section 15AA (6), by deleting "may take" and substituting "shall take".

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7(2)

By deleting the clause and substituting -

"(2) Section 15 (1A) is repealed and the following substituted -

"(1A) In the case of employment for domestic services, subsection (1) shall not prevent the termination by an employer of a contract of employment of a female employee who has given notice under section 12(4) in any case where she has not been employed by that employer under a continuous contract for the period of 12 weeks next preceding the termination."."

8

In the proposed section 15AA, by adding -

"(10) This section does not apply to the carrying out of general domestic duties.".

Annex II**EMPLOYMENT (AMENDMENT) (NO. 2) BILL 1996****COMMITTEE STAGE**Amendments to be moved by the Secretary for Education and ManpowerClauseAmendment Proposed

- 5 In the proposed section 10A(1), by deleting "An" and substituting "Without prejudice to the rights of an employee under common law, an".

Annex III**EMPLOYMENT (AMENDMENT) (NO. 2) BILL 1997****COMMITTEE STAGE**Amendments to be moved by the Secretary for Education and Manpower

<u>Clause</u>	<u>Amendment Proposed</u>
4	<p>(a) In the proposed section 32J(1), by adding "established under the Labour Tribunal Ordinance (Cap. 25)" after "Labour Tribunal".</p> <p>(b) In the proposed section 32M(2), by deleting everything after "section 32O" and substituting "and, in the case where the court or Labour Tribunal does not make an order under section 32N, the court or Labour Tribunal may, whether or not it has made an award of terminal payments under section 32O, make an award of compensation under and in accordance with section 32P to be payable to the employee by the employer as it considers just and appropriate in the circumstances.".</p> <p>(c) In the proposed section 32N(1), by adding "this section and to" after "Subject to".</p> <p>(d) In the proposed section 32O -</p> <p>(i) in subsection (2), by adding "minimum" before "qualifying";</p> <p>(ii) in subsection (6), by adding at the end -</p>

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"; and, subject to subsection (4), in the case of an employee aged at the relevant date less than 45 years who at that date has less than 5 years service with his employer, any long service payment payable by virtue of subsection (3)(e) shall be calculated in the same manner as any long service payment payable under Part VB to an employee aged at the relevant date less than 45 years who at that date has 5 years service with his employer".

- (e) By deleting the proposed section 32P(1) and substituting -

"(1) Subject to section 32M, the court or Labour Tribunal may, whether or not it has made an award of terminal payments under section 32O, make an award of compensation to be payable to the employee by the employer as it considers just and appropriate in the circumstances, if -

- (a) neither order for reinstatement nor order for re-engagement under section 32N is made; and
- (b) the employee is dismissed by the employer in contravention of section 15(1), 21B(2)(b), 33(4B) or 72B(1), section 6 of the Factories and Industrial Undertakings Ordinance (Cap. 59), or section 48 of the Employees' Compensation Ordinance (Cap. 282), whether or not the employer has been convicted of the offence in respect of the dismissal."

EMPLOYMENT (AMENDMENT) (NO. 2) BILL 1997

COMMITTEE STAGEAmendments to be moved by the Secretary for Education and Manpower

<u>Clause</u>	<u>Amendment Proposed</u>
3(b)	In the proposed section 31S(3) and (4), by deleting “7 天” and substituting “的 7 天開始之時” .
4	(a) In the proposed section 32C(1) and (2), by deleting “7 天” and substituting “的 7 天開始之時” . (b) In the proposed section 32J(1), by adding “的 ” before “申索” . (c) In the proposed section 32K(c), by deleting “過剩僱員” and substituting “裁員對象” .

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4

By adding -

"32PA. Codes of practice

(1) The Secretary for Education and Manpower may issue codes of practice containing such practical guidance as he thinks fit for the purposes of this Part.

(2) The Secretary for Education and Manpower may from time to time revise the whole or any part of a code of practice issued under this section and issue that revised code.

(3) It is declared that a code of practice issued under subsection (1) or a revised code issued under subsection (2) is a subsidiary legislation.

(4) A failure on the part of any person to observe any provision of a code of practice shall not of itself render him liable to any proceedings; but in any proceedings under this Part before any court or the Labour Tribunal any code of practice issued under this section shall be admissible in evidence, and if any provision of such a code appears to the court or the Labour Tribunal to be relevant to any question arising in the proceedings it shall be taken into account in determining that question."

EMPLOYMENT (AMENDMENT) (NO. 2) 1997

COMMITTEE STAGEAmendments to be moved by SELINA CHOW

<u>Clause</u>	<u>Amendment Proposed</u>
3	In the proposed section 31S(3) and (4), by deleting "unreasonably" wherever it appears.
4	(a) In the proposed section 32A(1)(a), by deleting "24 months" and substituting "54 months". (b) In the proposed section 32 A(5)(a) and (b), by deleting "12 months" wherever it appears and substituting "3 months". (c) In the proposed section 32C(1) and (2), by deleting "unreasonably" wherever it appears.

Annex IV**JUDICIAL SERVICE COMMISSION (SPECIAL PROVISIONS) BILL 1997****COMMITTEE STAGE**Amendments to be moved by the Chief SecretaryClauseAmendment Proposed

2 By deleting the clause and substituting -

"2. Declaration for the avoidance of doubt

For the avoidance of doubt it is declared that a person who serves as a judge on 30 June 1997 remains a judge on the day following that day for the purposes of section 3(1) (c) (i) of the Judicial Service Commission Ordinance (Cap. 92) (to be known as the Judicial Officers Recommendation Commission Ordinance on the day following 30 June 1997).".

- Long title (a) By deleting "transitional arrangement in respect of any meeting of" and substituting "special provision in respect of".
- (b) By deleting "held on the day following 30 June 1997".

Annex V**JURY (AMENDMENT) BILL 1997****COMMITTEE STAGE**Amendments to be moved by the Chief Secretary

<u>Clause</u>	<u>Amendment Proposed</u>
4	<p>(a) By renumbering it as clause 4(1).</p> <p>(b) By adding -</p> <p>"(2) Section 4A is amended by adding -</p> <p>"(4) For the purposes of subsection (1) (a) -</p> <p>(a) an English language examination means an examination of English language or an examination conducted in the English language; and</p> <p>(b) a Chinese language examination means an examination of Chinese language or an examination conducted in the Chinese language."."</p>
5	<p>(a) By adding before paragraph (a) -</p> <p>"(aa) by adding -</p> <p>"(ha) imams of and persons holding similar positions in any Muslim congregation functioning in Hong Kong;</p>

ClauseAmendment Proposed

(hb) priests of and persons holding similar positions in any Hindu congregation functioning in Hong Kong;"

(b) By deleting paragraph (a) and substituting -

"(a) by repealing paragraph (o) and substituting -

"(o) the spouse of -

(i) the Chief Justice;

(ii) a Justice of Appeal;

(iii) a judge of the High Court; and

(iv) a coroner;"

Annex VI**TRUSTEE (AMENDMENT) BILL 1997****COMMITTEE STAGE**Amendments to be moved by the Attorney General

<u>Clause</u>	<u>Amendment Proposed</u>
3	<p>In the proposed section 57A -</p> <p>(a) by deleting paragraph (a) and substituting -</p> <p style="padding-left: 40px;">"(a) by -</p> <p style="padding-left: 80px;">(i) 2 or more persons who have the consent in writing of the Attorney General to make the application;</p> <p style="padding-left: 80px;">(ii) the Attorney General; or</p> <p style="padding-left: 80px;">(iii) all or any one or more of the trustees or persons administering the trust, or persons claiming to administer the trust, or persons otherwise interested in the trust; and";</p> <p>(b) in the Chinese text, by deleting paragraph (b) and substituting -</p>

ClauseAmendment Proposed

"(b) 該申請 —

- (i) 是就投訴違反該信託或投訴假定的違反該信託而提出的；或
- (ii) 是為更有效地管理該信託而提出的，".

4

By deleting the clause and substituting -

"4. Rules substituted

The Rules of the Supreme Court (Cap. 4 sub. leg.) are amended, in Order 120, by repealing rules 3 and 4 and substituting -

"3. Applications (O. 120, r. 3)

(HK) An application under rule 1 of this Order may be made by -

- (a) the Attorney General;
- (b) all or any one or more of the trustees or persons administering the trust, or persons claiming to administer the trust, or persons otherwise interested in the trust; or
- (c) in the case of any relief, order or direction sought under section 57A of the Trustee Ordinance (Cap. 29), 2 or more persons who have the consent in writing of the Attorney General to make the

<u>Clause</u>	<u>Amendment Proposed</u>
4. Attorney General to be made party to certain applications (O. 120, r. 4)	application.
	(HK) Where an application under rule 1 of this Order is made by any trustee or person referred to in rule 3(b) of this Order, the Attorney General shall be made a party to the application unless the Court otherwise orders."."

Annex VII

LAW REFORM (MISCELLANEOUS PROVISIONS AND
MINOR AMENDMENTS) BILL 1996

COMMITTEE STAGE

Amendments to be moved by the Attorney General

<u>Clause</u>	<u>Amendment Proposed</u>
Long title	In the Chinese text , by deleting "親父鑑定訴訟條例" and substituting "親父鑑定法律程序條例".
17	<p>(a) In paragraph (a), in the proposed subsection (1), by adding "or, insofar as may be applicable, in relation to mutual help child care centres" after "registered child care centres".</p> <p>(b) In paragraph (c), in the proposed subsection (2B) -</p> <p>(i) by adding "or, insofar as may be applicable, in relation to mutual help child care centres" after "registered child care centres";</p> <p>(ii) in paragraph (e), by adding at the end "and the maximum number of children that may be admitted to any class or type of such centres".</p>
40	<p>(a) By deleting the heading "Post Office Regulations" before the clause.</p> <p>(b) By deleting the clause.</p>

<u>Clause</u>	<u>Amendment Proposed</u>
47	In the Chinese text, by deleting "廢除", other than official Members,"" and substituting "廢除" (官方議員除外)"".
Part IX	In the Chinese text, in the heading, by deleting "《親父鑑定訴訟條例》" and substituting "《親父鑑定法律程序條例》".
80	In the Chinese text - (a) by deleting the heading "《親父鑑定訴訟條例》" before the clause and substituting "《親父鑑定法律程序條例》"; (b) in subclause (1), by deleting "訴訟" and substituting "法律程序".
82	By deleting the clause.
New	By adding in Part XII -

"Jury Ordinance

87A. Special powers of judge as to composition of jury

Section 20(b) of the Jury Ordinance (Cap. 3) is amended in the Chinese text by repealing "女性" and substituting "人士".

ClauseAmendment Proposed**Securities and Futures Commission Ordinance****87B. Bankruptcy orders**

Section 46(1) of the Securities and Futures Commission Ordinance (Cap. 24) is amended by repealing "if the registered person has committed an act of bankruptcy within the meaning of that Ordinance" and substituting "if grounds exist for a creditor to present such a petition".

**Immigration (Vietnamese Migrants)
(Detention Centres) Rules****87C. Illegal entry into detention centre**

Rule 43 of the Immigration (Vietnamese Migrants) (Detention Centres) Rules (Cap. 115 sub. leg.) is amended in the Chinese text by repealing "或無" and substituting "及無".

New

By adding immediately after clause 93 -

**"Prevention of Bribery (Exclusion
of Bodies and Members of Bodies of
Educational Institutions) Notice****93A. Schedule amended**

The First Schedule to the Prevention of Bribery (Exclusion of Bodies and Members of Bodies of Educational Institutions) Notice (Cap. 201 sub. leg.) is amended in the Chinese text, in item 1, by repealing "評議會" and substituting "畢業生議會".

ClauseAmendment Proposed

94 By deleting everything after "person of" and substituting -

"a declaration stating whether or not he has been convicted in Hong Kong or elsewhere of any offence punishable with imprisonment since the date of the last declaration made by him to the like effect for the purposes of his registration or his application for a practising certificate (as the case may be), the board".

95 (a) In paragraph (a), by deleting the proposed subsection (2)(b) and substituting -

"(b) the submission of a declaration stating whether or not the registered person has been convicted in Hong Kong or elsewhere of any offence punishable with imprisonment since the date of the last declaration made by him to the like effect for the purposes of his registration or his application for a practising certificate (as the case may be),".

(b) In paragraph (b), by deleting "evidence" and substituting "declaration".

New By adding -

"Sex Discrimination Ordinance

**96A. Educational establishments
and their responsible bodies**

Schedule 1 to the Sex Discrimination Ordinance (Cap. 480) is amended in the Chinese text, in item 1, by repealing "評議會" and substituting "畢業生議會".

ClauseAmendment Proposed**University of Hong Kong Ordinance****96B. "畢業生議會" substituted
for "評議會"**

The University of Hong Kong Ordinance (Cap. 1053) is amended -

- (a) in section 2(1), in the definition of "Court", "Council", "Senate" and "Convocation", by repealing "(評議會)" and substituting "(畢業生議會)";
- (b) in the Chinese text, in section 9(1) and (2), by repealing "評議會" and substituting "畢業生議會";
- (c) in the Schedule -
 - (i) in the Chinese text, in the Arrangement of Statutes, in Statute XXVIII, by repealing "評議會" and substituting "畢業生議會";
 - (ii) in Statute I, in the definition of "University", "Statutes", "Court", "Council", "Senate", "Convocation", "Chancellor", "Pro-Chancellor", "Vice-Chancellor", "Deputy Vice-Chancellor", "Pro-Vice-Chancellor", "Treasurer", "Deans of Faculties", "Registrar", "Librarian", "officer", "teacher", by repealing "(評議會)" and substituting "(畢業生議會)";

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- (iii) in the Chinese text, in paragraph 5 of Statute XIV, paragraphs 1 and 9 of Statute XV, paragraph 1 of Statute XVIII and the heading and paragraphs 1, 2, 3, 4, 4A, 4B, 4C, 5, 6, 7, 8, 9, and 10 of Statute XXVIII, by repealing "評議會" wherever it appears and substituting "畢業生議會".

Bankruptcy (Amendment) Ordinance 1996**96C. Sections substituted**

Section 20 of the Bankruptcy (Amendment) Ordinance 1996 (76 of 1996) is amended -

- (a) in the new section 30C(2)(a) by repealing "4 years" and substituting "42 months";
- (b) in the new section 30C(2)(b) by repealing "5 years" and substituting "54 months".

97 By deleting "the Schedule" and substituting "Schedule 1".

New By adding -

"97A. Amendment of Chinese titles of Immigration Ordinance, etc.

ClauseAmendment Proposed

(1) The enactments specified in Part I of Schedule 2 are amended in the Chinese text in the provisions or parts specified in that Part in relation to each such enactment by repealing "人民入境條例" wherever it appears and substituting "入境條例".

(2) The enactments specified in Part II of Schedule 2 are amended in the provisions or parts specified in that Part in relation to such enactment by repealing "人民入境條例" wherever it appears and substituting "入境條例".

(3) Schedule 8 to the Sex Discrimination Ordinance (Cap. 480) is amended in the Chinese text by repealing the heading "人民入境條例" before section 8 and substituting "入境條例".

(4) The enactments specified in Schedule 3 are amended in the Chinese text in the provisions or parts specified in that Schedule in relation to each such enactment by repealing "人民入境規例" wherever it appears and substituting "入境 規例".

(5) Paragraph 1 of the Immigration (Places of Detention) Order (Cap. 115 sub. leg.) is amended in the Chinese text by repealing "人民".

(6) Paragraph 1 of the Immigration (Anchorage and Landing Places) Order (Cap. 115 sub. leg.) is amended in the Chinese text by repealing "人民".

(7) Paragraph 1 of the Immigration (Unauthorized Entrants) Order (Cap. 115 sub. leg.) is amended in the Chinese text by repealing "人民".

(8) Paragraph 1 of the Immigration (Treatment of Detainees) Order (Cap. 115 sub. leg.) is amended in the Chinese text by repealing "人民".

ClauseAmendment Proposed

(9) Paragraph 1 of the Immigration (Vietnamese Refugee Centres) (Designation) (Consolidation) Order (Cap. 115 sub. leg.) is amended in the Chinese text by repealing "人民".

(10) Rules 1 and 35(5) of the Immigration (Vietnamese Refugee Centres) (Open Centre) Rules (Cap. 115 sub. leg.) are amended in the Chinese text by repealing "人民".

(11) Rule 1 of the Immigration (Vietnamese Refugee Centres) (Departure Centre) Rules (Cap. 115 sub. leg.) is amended in the Chinese text by repealing "人民".

(12) Regulation 1 of the Immigration (Refugee Status Review Boards) (Procedure) Regulations (Cap. 115 sub. leg.) is amended in the Chinese text by repealing "人民".

(13) The title to the Immigration (Vietnamese Migrants) (Detention Centres) Rules (Cap. 115 sub. leg.) is amended in the Chinese text by repealing "人民".

(14) The title to the Immigration (Vietnamese Migrants) (Detention Centres) (Designation) Order (Cap. 115 sub. leg.) is amended in the Chinese text by repealing "人民".

(15) Rule 1(1) of the Immigration (Vietnamese Boat People) (Shek Kwu Chau Detention Centre) Rules (Cap. 115 sub. leg.) is amended in the Chinese text by repealing "人民".

(16) The title to the Deputy Director of Immigration (Powers and Duties) Notice (Cap. 1 sub. leg.) is amended in the Chinese text by repealing "人民".

ClauseAmendment Proposed**97B. Amendment of Chinese titles of
Immigration Service Ordinance,
etc.**

(1) The enactments specified in Schedule 4 are amended in the Chinese text in the provisions or parts specified in that Schedule in relation to each such enactment by repealing "人民入境管理隊條例" wherever it appears and substituting "入境事務隊條例".

(2) Regulation 1 of the Immigration Service (Welfare Fund) Regulations (Cap. 331 sub. leg.) is amended in the Chinese text by repealing "人民入境管理隊 (福利基金)規例" and substituting "入境事務隊(福利基金)規例".

(3) The title to the Immigration Service (Designated Places) Order (L.N. 409 of 1996) is amended in the Chinese text by repealing "人民入境管理隊(指定地方)令" and substituting "入境事務隊(指定地方)令".

(4) The Schedule to the Specification of Public Offices (Cap. 1 sub. leg.) is amended in the Chinese text by repealing "人民入境管理隊(福利基金)規例" and substituting "入境事務隊(福利基金)規例".

New

By adding -

"Professional Accountants Ordinance**100A. Offences and penalties**

Section 42(1) of the Professional Accountants Ordinance (Cap. 50) is amended -

(a) in paragraph (h) by adding "'專業會計師"

<u>Clause</u>	or" after "characters"; <u>Amendment Proposed</u>
	<p>(b) in paragraph (ha)(iii) by adding "'註冊核數師'," before "'核數師" or "審計師";</p> <p>(c) in paragraph (i) (ii) by adding "'註冊核數師'," before "'核數師" or "審計師"."</p>

Fire Services Department (Welfare Fund) Regulations

100B. Maintenance of fund

Regulation 2(1) and (2) of the Fire Services Department (Welfare Fund) Regulations (Cap. 95 sub. leg.) is amended by adding "or "存款 - 消防處福利基金"" after "'Deposits - Fire Services Department Welfare Fund'".

New By adding -

"Official Languages (Authentic Chinese Text) (Dutiable Commodities Ordinance) Order

103A. Annex amended

The Annex to the Official Languages (Authentic Chinese Text) (Dutiable Commodities Ordinance) Order (L.N. (C) 163 of 1997) is amended in section 71 of the authentic Chinese text of the Dutiable Commodities Ordinance (Cap. 109) by repealing "以中英文標明 "poison"" and substituting "標明 "毒藥" 及 "poison" 的".

ClauseAmendment Proposed

New

By adding -

"Antibiotics Ordinance**104A. Control of sale and supply of substances to which this Ordinance applies**

Section 4(3)(b) of the Antibiotics Ordinance (Cap. 137) is amended by adding "and "只限醫治禽畜用"" after ""for veterinary purposes only"".

Dairies Regulations**104B. Register of herd to be kept**

Regulation 26(1) of the Dairies Regulations (Cap. 139 sub. leg.) is amended by repealing "the English language." and substituting "either the English language or the Chinese language.".

109

In the Chinese text, by deleting the heading "《**Dangerous Goods (General) Regulations**》" after the clause and substituting "《**危險品(一般)規例**》".

New

By adding before clause 110 -

"109A. Marking of Mode A and Mode B stores

Regulation 19(1) of the Dangerous Goods (General) Regulations (Cap. 295 sub. leg.) is amended -

ClauseAmendment Proposed

(a) by adding "and "危險 - 爆炸品"" after ""DANGEROUS-EXPLOSIVES"";

(b) by repealing "in English and Chinese,".

109B. Conditions for grant of licence

Regulation 30(1)(k) is amended by adding "and "危險 - 爆炸品"" after ""DANGEROUS-EXPLOSIVES"".

110 (a) By deleting "of the Dangerous Goods (General) Regulations (Cap. 295 sub. leg.)".

(b) In the Chinese text, by deleting the clause and substituting -

"110. 關乎以公路貯槽車運送液化氣體等的安全預防措施

第 76(a) 條現予修訂，廢除"展示"caution"的英文字及其中文字樣"而代以"以中英文展示"小心"及"caution"的字樣"。".

111 (a) In paragraph (a), by deleting "硝化纖維塑料" and "影片" and substituting "賽璐珞" and "膠卷" respectively.

(b) In the Chinese text, by deleting the clause and substituting -

"111. 批給牌照的條件

第 157(b)(v) 條現予修訂 -

(a) 廢除""celluloid"或"film""而代以""賽璐珞"及"celluloid"或"膠卷"及"film"";

<u>Clause</u>	(b) 廢除"英文字及其中文"。". <u>Amendment Proposed</u>
112	By deleting the clause and substituting - 112. Powers of Authority Regulation 171C(1)(b) is amended by repealing everything after "requiring the placing of notices therein," and substituting "bearing the words "Smoking Prohibited" and "嚴禁吸煙", such words being not less than 180 mm in height;".
115	(a) By deleting the heading " Immigration Service Ordinance " before the clause. (b) By deleting the clause.
116	In the Chinese text, by deleting the clause and substituting - "116. 基金的處理 《人民入境管理隊(福利基金)規例》(第 331 章, 附屬法例)第 2(1)條現予修訂, 在"名為"之後加入""存款- 入境事務隊福利基金" 或"。".
New	In Part XIII, by adding - "Hong Kong Trade Development Council Ordinance 120A. Establishment and incorporation of the Hong Kong Trade Development Council Section 3 of the Hong Kong Trade Development Council Ordinance (Cap. 1114) is amended in the Chinese text by repealing "Hong Kong Trade Development Council 的名稱" and substituting "該名稱".

ClauseAmendment Proposed**Hong Kong Export Credit Insurance
Corporation Ordinance****120B. Establishment of Corporation**

Section 3(1) of the Hong Kong Export Credit Insurance Corporation Ordinance (Cap. 1115) is amended in the Chinese text by repealing "稱為 Hong Kong Export Credit Insurance Corporation" and substituting "稱為香港出口信用保險局".

Schedule (a) By renumbering the Schedule as Schedule 1.

(b) By adding -

"4A. Landlord
and Tenant
(Consolidation)
Ordinance
(Cap. 7)

In section 50(1), repeal "處所的"
where it secondly appears."

(c) In item 6 -

(i) by adding -

"(aa) In section 107(1), add", in the
specified form," after "return".";

(ii) in paragraph (c), by adding -

"(iii) in section 132(7), repeal "執業公司"
where it twice appears and substitute
"執業法團".";

ClauseAmendment Proposed

(iii) by adding -

"(d) In Part II of the Eighth Schedule, in the eighth entry, repeal "108" and substitute "107".

(d) By adding -

"7a. Trade Marks
Ordinance
(Cap. 43)

In the Chinese text -

(a) in section 58(3)(b), repeal "就其建議而" and substitute "就其而建議";

(b) in section 75, add "有利於" before "他的最終的命令".

7B. Professional
Accountants
Ordinance
(Cap. 50)

(a) In section 15(e), repeal "27(1)(b), (c) or (d)" and substitute "27(1)(a)(ii), (iii) or (iv)".

(b) In section 42C(2)(a) -

(i) in subparagraph (i), repeal "34(1)(c)" and substitute "34(1)(a)(iii)";

(ii) in subparagraph (ii), repeal "paragraph (d), (da), (db), (dc), (e), (f) or (g) of section 34(1)" and substitute "subparagraph (iv), (v), (vi), (vii), (viii), (ix) or (x) of section 34(1)(a)".

ClauseAmendment Proposed

(e) In item 18 -

(i) by renumbering the proposed amendment as item 18(a);

(ii) by adding -

"(b) In the Chinese text -

(i) repeal section 10A(1) and substitute -

"(1) 下述財產無須繳付遺產稅 -

(a) 財產在緊接死者去世前
是 -

(i) 死者所擁有並獨自
佔用及完全作居住
用途的居所；及

(ii) 死者及其配偶的婚
姻住所；並且

(b) 該財產是由死者遺贈或
以其他方式於其去世時
轉移予其配偶或使其配
偶受益的。";

(ii) repeal section 14(10) and substitute -

"(10) 本條並不使不知情
並付出有值代價的真誠購買人須
繳付遺產稅或對遺產稅負責。";

(iii) repeal the proviso to section 18(1) and
substitute -

ClauseAmendment Proposed

"但如該財產由不知情並付出有值代價的真誠購買人購入，則不得針對該購買人而對該財產施加押記。";

- (iv) repeal the proviso to section 43(6) and substitute -

"但如財產由不知情並付出有值代價的真誠購買人購入，本款並不致令該財產可針對該購買人而被施加押記。".

- (f) In the Chinese text, by deleting item 23 and substituting -

"23. 《家禽(屠宰供出口)規例》(第 139 章，附屬法例) (a) 在第 120(c) 條中，廢除"《食物業附例》"而代以"《食物業(市政局)附例》(第 132 章，附屬法例)"。

(b) 在第 120(d)條中，廢除"《食物業(新界)規例》"而代以"《食物業(區域市政局)附例》(第 132 章，附屬法例)"。

- (g) By adding -

"25A. Matrimonial Causes Ordinance In section 11C(2), repeal "this Part" and substitute "Part II". (Cap. 179)

- (h) In the Chinese text, in item 39, by deleting the proposed amendment and substituting -

"在第 68 條中，廢除"《放射物質管理條例》"而代以"《輻射條例》(第 303 章)"。

ClauseAmendment Proposed

(ha) By adding -

- | | |
|--|--|
| "43A. Arbitration Ordinance (Cap. 341) as amended by the Arbitration (Amendment) Ordinance 1996 (75 of 1996) | (a) In section 2AB(3), repeal "2GK(3)" and substitute "2GJ(3)". |
| | (b) In section 2GN(1), repeal "is proved to have been" and substitute "was". |
| | (c) In section 23B(6), repeal "33(1)" and substitute "2AB". |
| | (d) In sections 36(1) and 42(1), repeal "2H" and substitute "2GG". |
| | (e) In the Fourth Schedule, in paragraph 1A, repeal "2H (enforcement of award)" and substitute "2GG (enforcement of decisions of arbitral tribunal)". |
| | (f) In the Fourth Schedule, in paragraph 5(1), repeal "14(4), (5) and (6) (summoning of witnesses, interlocutory orders, etc.)" and substitute "2GC (special powers of Court in relation to arbitration proceedings)". |

ClauseAmendment Proposed

- (g) In the Fourth Schedule, repeal paragraph 7(1) and substitute -
- "7. (1) Section 2GJ (costs of arbitration proceedings) applies as if the second sentence of subsection (4) of that section were omitted."
- (h) In the Fourth Schedule, in paragraph 7(2), repeal "20(5) (charging order for solicitor's costs)" and substitute "2GJ(6) (costs of arbitration proceedings)".
- (i) In the Fifth Schedule, in the note to article 10, delete "35C(5)" and substitute "34C(5)".
- (i) In item 47 by adding -
- "(c) In the Chinese text, in section 23(3)(b), repeal "由委員會或在委員會席前根據第(1)款被訊問時" and substitute "根據第(1)款接受委員會訊問或在委員會席前接受訊問時".
- (j) In the Chinese text, in item 51, by deleting "《Merchant Shipping (Safety) (Cargo Ship Construction and Survey) (Ships Built On or After 1 September 1984) Regulations》" and substituting "《商船(安全)(貨船構造及檢驗)(1984年9月1日或之後建造的船舶)規例》".

ClauseAmendment Proposed

- (k) In the Chinese text, in item 52, by deleting "《Merchant Shipping (Safety) (Fire Protection) (Ships Built On or After 1 September 1984) Regulations》" and substituting "《商船(安全)(防火)(1984年9月1日或之後建造的船舶)規例》".

- (l) By adding -

"58A. The Ombudsman Ordinance (Cap. 397) In the Chinese text, in paragraph 2 of Schedule 2, repeal "展開或進行任何民事或刑事法律程序的方式" and substitute "的任何民事或刑事法律程序的展開或進行".

- (m) By adding -

"61A. Occupational Retirement Schemes Ordinance (Cap. 426)	(a) In section 3(1)(c), add "or" at the end.
	(b) In the Chinese text, in section 27(2)(c)(ii), repeal "有關股本不是" and substitute "有關股本是".

- (n) By adding -

"63A. Leveraged Foreign Exchange Trading (Arbitration) Rules (Cap. 451 sub. leg.)	In the Chinese text, in section 34(4)(c), repeal "並" and substitute "併".
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ClauseAmendment Proposed

(o) By adding -

"64A.	Organized and Serious Crimes Ordinance (Cap. 455)	In the Chinese text, in section 8(8B)b, add "曾" before "經".
64B.	Supply of Services (Implied Terms) Ordinance (Cap. 457)	In the Chinese text, in section 9(1)(a), repeal "嚴緊" and substitute "嚴格".
64C.	Merchant Shipping (Seafarers) (Safety Officials and Reporting of Accidents and Dangerous Occurrences Regulation (Cap. 478 sub. leg.)	In the Chinese text, in section 6(1)(i)(i), repeal "所涉" and substitute "所涉及".

(p) By adding -

"65A.	Disability Discrimination Ordinance (Cap. 487)	(a) In the Chinese text, in section 11(4)(a), add "沒有殘疾的" after "其".
		(b) In section 64, repeal "section 69" wherever it appears and substitute "section 67".

ClauseAmendment Proposed

(q) In item 67 by deleting everything after "text" and substituting -

"-

(a) in section 4, repeal ""或子女"" and substitute ""、子女"" ;

(b) in section 10 -

(i) in subsection (1)(a), repeal ""或子女免"" and substitute ""、子女免"";

(ii) in subsection (4)(a), repeal ""或子女免稅額"" and substitute ""、子女免稅額"".

(r) By adding -

"68. Commissioner for
Administrative
Complaints
(Amendment)
Ordinance 1996
(74 of 1996)

In section 13, repeal "where it
twice" and substitute "wherever it".

69. Bankruptcy
(Amendment)
Ordinance 1996
(76 of 1996)

Repeal section 70(c) (viii).

70. Child Care Centres
(Amendment)
Regulation 1997
(L.N. 272 of 1997)

In the Chinese text, in section 10,
add"(如 適 當 的 話)" before
"餵食".

ClauseAmendment Proposed

New

By adding -

"SCHEDULE 2
PART I

[s. 97A(1)&(2)]

Item

Enactment

Provision or part

- | | | |
|----|---|-------------------|
| 1. | Specification of Public
Offices (Cap. 1 sub. leg.) | Schedule. |
| 2. | Fire Services Ordinance
(Cap. 95) | Section 9(1B). |
| 3. | Ferry Services
Regulations (Cap. 104
sub. leg.) | Regulation 29(2). |
| 4. | Telecommunication
(Possession and Export
of Radiocommunication
Apparatus by Visitors)
(Exemption) Order
(Cap. 106 sub. leg.) | Sections 1 and 2. |
| 5. | Tramway Ordinance
(Alteration of
Fares) Notice
(Cap. 107 sub. leg.) | Schedule, item 5. |
| 6. | Inland Revenue Ordinance
(Cap. 112) | Section 77(3)(a). |
| 7. | Immigration Ordinance
(Cap. 115) | Section 1. |

<u>Clause</u>	<u>Amendment Proposed</u>
8. Immigration Regulations (Cap. 115 sub. leg.)	Schedule 1, Forms 2, 3, 4, 5, 6, 7, 8, 8A, 8B, 9, 10 and 11.
9. Authorization by the Governor under Section 58A (Cap. 115 sub. leg.)	The paragraph.
10. Stamp Duty Ordinance (Cap. 117)	Section 29B(11)(b).
11. Dangerous Drugs Regulations (Cap. 134 sub. leg.)	Regulation 2, in the definition of "身分證明文 件". First Schedule.
12. Mental Health Ordinance (Cap. 136)	Section 53(2)(f).
13. Air Passenger Departure Tax Ordinance (Cap. 140)	Second Schedule, paragraph 6.
14. Legal Practitioners Ordinance (Cap. 159)	Section 27(1)(a)(iv) and (1A)(b).
15. Admission and Registration Rules (Cap. 159 sub. leg.)	Rule 8(2)(a)(iv).
16. Pawnbrokers Ordinance (Cap. 166)	Section 2, in the definition of "身分證明文件".

ClauseAmendment Proposed

- | | | |
|-----|--|---|
| 17. | Registration of Persons Ordinance (Cap. 177) | Section 1A, in the definitions of "人民入境事務審裁處" , "身分證明書" and "香港居留權".
Section 3D(5)(b). |
| 18. | Registration of Persons Regulations (Cap. 177 sub. leg.) | Regulation 2, in the definition of "旅行證件".
Regulation 4(1)(b)(xi), (1A)(b) and (c).
Regulation 5(1A)(a). |
| 19. | Crimes Ordinance (Cap. 200) | Section 68(1), in the definition of "入境事務主任".
Section 95, in the definition of "入境事務主任".
Section 153C(3).
Section 153I(2). |
| 20. | Travel Agents Ordinance (Cap. 218) | Section 29(4)(a). |
| 21. | Criminal Procedure Ordinance (Cap. 221) | Section 9G(7).
Section 67A(1A)(b).
Section 80(2).
Section 109AA(2)(aa). |

<u>Clause</u>	<u>Amendment Proposed</u>
22. Magistrates Ordinance (Cap. 227)	Second Schedule, Part III, paragraph 2. Third Schedule, paragraph 9.
23. Police Force Ordinance (Cap. 232)	Section 54(3). Section 59(3)(b).
24. Prison Rules (Cap. 234 sub. leg.)	Rule 188(1)(ea).
25. Public Order Ordinance (Cap. 245)	Section 49(2).
26. Adoption Ordinance (Cap. 290)	Schedule.
27. Shipping and Port Control Regulations (Cap. 313 sub. leg.)	Regulation 2(1), in the definition of "入境船隻碇 泊處". Regulation 41(2)(h).
28. Shipping and Port Control (Hong Kong - China and Macau Ferry Terminals) Regulations (Cap. 313 sub. leg.)	Regulation 31.
29. Prisoners (Release under Supervision) Ordinance (Cap. 325)	Section 7(4)(b).
30. Immigration Service Ordinance (Cap. 331)	Section 2(1), in the definition of "身分證明文 件". Section 13A(1) and (7).

<u>Clause</u>	<u>Amendment Proposed</u>
31. Electoral Provisions Ordinance (Cap. 367)	Section 8(2).
32. Smoking (Public Health) Ordinance (Cap. 371)	Section 2, in the definition of "身分證明文件".
33. Road Traffic (Registration and Licensing of Vehicles) Regulations (Cap. 374 sub. leg.)	Regulation 2, in the definition of "身分證明文件".
34. Hong Kong Bill of Rights Ordinance (Cap. 383)	Schedule.
35. Film Censorship Ordinance (Cap. 392)	Section 2(1), in the definition of "身分證明".
36. Employees Retraining Ordinance (Cap. 423)	Section 2, in the definitions of "逗留條件", "豁免證明書" and "簽證".
37. Civil Aviation Ordinance (Cap. 448)	Section 2(1), in the definition of "香港永久性居民".
38. Organized and Serious Crimes Ordinance (Cap. 455)	Schedule 1, paragraph 6. Schedule 2, paragraph 4.
39. Post-Release Supervision of Prisoners Ordinance (Cap. 475)	Section 3 (c).

<u>Clause</u>	<u>Amendment Proposed</u>	
40. Sex Discrimination Ordinance (Cap. 480)	Schedule 8, section 8.	
41. Airport Authority Ordinance (Cap. 483)	Section 2(2)(b)(iii). Section 3(3)(a). Section 35(10)(b).	
42. Personal Data (Privacy) Ordinance (Cap. 486)	Section 57(7), in the definition of "保安".	
43. Chinese Permanent Cemeteries Rules (Cap. 1112 sub. leg.)	Rule 3, in the definition of "在香港永久居住".	
44. Aviation Security Ordinance (52 of 1996)	Section 2(1), in the definition of "香港永久性居民".	

PART II

Item	Enactment	Provision or part
1.	Immigration Regulations (Cap. 115 sub. leg.)	Schedule 1, Forms 1A and 1B.
2.	Births and Deaths Registration Ordinance (Cap. 174)	Second Schedule, Form 1.

ClauseAmendment Proposed

SCHEDULE 3

[s. 97A(4)]

Item	Enactment	Provision or part
1.	Ferry Services (The "Star" Ferry Company, Limited) (Determination of Fares) Order (Cap. 104 sub. leg.)	Schedule, item 5.
2.	Immigration Regulations (Cap. 115 sub. leg.)	The title.

SCHEDULE 4

[s. 97B(1)]

Item	Enactment	Provision or part
1.	British Nationality (Miscellaneous Provisions) Ordinance (Cap. 186)	Section 6.
2.	Rehabilitation of Offenders Ordinance (Cap. 297)	Schedule, Part 1, item 6.
3.	Immigration Service Ordinance (Cap. 331)	Section 1.
4.	Sex Discrimination Ordinance (Cap. 480)	Schedule 5, Part 1, section 1, in the definition of "有關職位".

Annex VIII

MENTAL HEALTH (AMENDMENT) BILL 1997

COMMITTEE STAGE

Amendments to be moved by the Secretary for Health and Welfare

<u>Clause</u>	<u>Amendment Proposed</u>
3(1)	By adding before paragraph (a) - "(aa) in the definition of "approved social worker", by repealing "人員)" and substituting "者)";".
3(1) (d)	In the proposed definition of "relative", by deleting paragraphs (b) to (i) and substituting - "(b) child or child's spouse; (c) parent or parent-in-law; (d) sibling or sibling's spouse; (e) grandparent or grandparent-in-law; (f) grandchild or grandchild's spouse; (g) uncle or aunt; (h) nephew or niece or spouse of nephew or niece; (i) cousin or cousin's spouse; (j) any person with whom the mentally incapacitated person resides or has resided;".

ClauseAmendment Proposed

New By adding -

"6A. Provision as to notice of inquiry

Section 8(2) is amended by repealing "person related by blood or marriage to" and substituting "relative of".

8 (a) In the proposed section 10B(1), by adding -

"(fa) the dissolution of a partnership of which the mentally incapacitated person is a member;"

(b) By adding -

**"10E. Preservation of interests in
mentally incapacitated
person's property**

(1) Where any property of a mentally incapacitated person has been disposed of under this Part, and under his will or his intestacy, or by any gift perfected or nomination taking effect on his death, any other person would have taken an interest in the property but for the disposal -

- (a) he shall take the same interest, if and so far as circumstances allow, in any property belonging to the estate of the deceased which represents the property disposed of; and
- (b) if the property disposed of was real property any property representing it shall so long as it remains part of his estate be treated as if it were real property.

ClauseAmendment Proposed

(2) The Court, in ordering, directing or authorizing under this Part any disposal of property which apart from this section would result in the conversion of personal property into real property, may direct that the property representing the property disposed of shall, so long as it remains the property of the mentally incapacitated person or forms part of his estate, be treated as if it were personal property.

(3) References in subsections (1) and (2) to the disposal of property are references to -

- (a) the sale, exchange, charging or other dealing (otherwise than by will) with property other than money;
- (b) the removal of property from one place to another;
- (c) the application of money in acquiring property; or
- (d) the transfer of money from one account to another,

and references to property representing property disposed of shall be construed accordingly and as including the result of successive disposals.

(4) The Court may give such directions as appear to it necessary or expedient for the purpose of facilitating the operation of subsection (1), including the carrying of money to a separate account and the transfer of property other than money.

ClauseAmendment Proposed

(5) Where the Court has ordered, directed or authorized the expenditure of money for the carrying out of permanent improvements on, or otherwise for the permanent benefit of, any property of the mentally incapacitated person, it may order that the whole or any part of the money expended or to be expended shall be a charge upon the property, whether without interest or with interest at a specified rate; and an order under this subsection may provide for excluding or restricting the operation of subsection (1).

(6) A charge under subsection (5) may be made in favour of such person as may be just, and in particular, where the money charged is paid out of the mentally incapacitated person's general estate, may be made in favour of a person as trustee for the mentally incapacitated person; but no charge under that subsection shall confer any right of sale or foreclosure during the lifetime of the mentally incapacitated person."

New

By adding -

**"12A. Partner found to be mentally
disordered**

Section 19 is repealed."

32(1)

In the proposed section 44B (1) (f), by deleting "trustee of that person" and substituting "trustee of that monthly sum".

32(6)

In the proposed section 44B (4A), by adding "becomes liable to be detained or" after "order".

<u>Clause</u>	<u>Amendment Proposed</u>
43(2)	<p>By deleting paragraph (a) and substituting -</p> <p>"(a) by repealing paragraph (c) and substituting -</p> <p>"(c) a person admitted to guardianship under Part IIIA;"</p>
50	<p>(a) In the proposed section 59N(1), by adding -</p> <p>"(aa) a social worker;"</p> <p>(b) In the proposed section 59R(3)(f), by deleting "trustee of that person" and substituting "trustee of that monthly sum".</p> <p>(c) In the proposed section 59R(7), by adding "becomes liable to be detained or" after "Part".</p> <p>(d) In the proposed section 59W(3)(c), by deleting "a second time" and substituting "again".</p> <p>(e) In the proposed section 59ZC(2)(c), by deleting "Dentists" and substituting "Dental".</p>
52	<p>By deleting the clause.</p>
53	<p>By adding -</p> <p>"(3) Section 71A(2) and (3)(a) is amended by repealing "工作人員" whenever it appears and substituting "工作者".</p>

Clause	Amendment Proposed
Schedule 1	By deleting "Section 19 (including heading)".
Schedule 2	<p>(a) In item 3, in column 3, by adding -</p> <p style="padding-left: 40px;">"(aa) In section 74 -</p> <p style="padding-left: 80px;">(i) renumber it as section 74(1);</p> <p style="padding-left: 80px;">(ii) in subsection (1), repeal "in an indictment";</p> <p style="padding-left: 80px;">(iii) add -</p> <p style="padding-left: 120px;">"(2)Section 75(7) shall apply to this section as it applies to section 75.".</p> <p>(b) By adding -</p> <p style="padding-left: 40px;">"8. Enduring Powers of Attorney Ordinance (17 of 1997) Repeal section 13(1)(d).</p> <p style="padding-left: 40px;">9. Powers of Attorney Ordinance (Cap. 31) as amended by the Powers of Attorney (Amendment) Ordinance 1997 (18 of 1997) In section 1A -</p> <p style="padding-left: 80px;">(a) in subsection (1)(a), add "or mental handicap" after "disorder" where it twice appears;</p>

ClauseAmendment Proposed

(b) in subsection (2), repeal "has the meaning assigned to it" and substitute "and "mental handicap" (弱智) have the meanings assigned to them".

10. Coroners Ordinance (27 of 1997)

In section 2, in the definition of "official custody", in paragraph (f), repeal "III or IIIA" and substitute "IIIA or IVB".

MENTAL HEALTH (AMENDMENT) BILL 1997

COMMITTEE STAGEAmendments to be moved by the Secretary for Health and Welfare

<u>Clause</u>	<u>Amendment Proposed</u>
8	In the proposed section 10B(1)(j) and (2), by deleting "信託人" and substituting "受託人".
9(3)	In the proposed section 11(3) - (a) by deleting "對 "receiver"" and substituting "對"接管人""; (b) by deleting "對 " committee of the estate"" and substituting "對"產業受託監管人"".
32(1)	In the proposed section 44B(1)(e), by deleting "人員" and substituting "者".
50	(a) In the proposed section 59J(3)(b), by deleting "人員" and substituting "者". (b) In the proposed section 59R(3)(e), by deleting "人員" and substituting "者".
Schedule 2	In the Chinese text - (a) in item 3, in column 3 - (i) by deleting paragraphs (a) and (b) and substituting -

ClauseAmendment Proposed

"(a) 在第 2 條中，在"入院令"的定義中，廢除"49、"。

(b) 在第 79A 條中，廢除 "弱智的人"的定義而代以 —

""精神上無行為能力的人" (mentally incapacitated person) 指《精神健康條例》(第 136 章)所指的患有精神紊亂或屬弱智(視屬何情況而定)的人;".";

(ii) in paragraph (c) -

(A) by deleting "handicapped" and substituting "弱智";

(B) by deleting "incapacitated" and substituting "精神上無行為能力";

(b) in item 7, in column 3, by deleting paragraph (2)(a) to (f) and substituting -

"(a) 在第 1 條規則中 —

(i) 廢除"法令"的定義;

(ii) 廢除"病人"的定義而代以—

ClauseAmendment Proposed

"'精神上無行為能力的人"
(mentally
incapacitated person)
指《精神健康條例》
(第 136 章)所指的精
神紊亂的人或弱智
人士而該人或人士
因精神紊亂或弱智
(視屬何情況而定)而
無能力處理和管理
其財產及事務。";

- (iii) 在"無行為能力的人"的定義中，廢除"病人"而代以"精神上無行為能力的人";
- (b) 在第 3(3)條規則中 —
- (i) 廢除"法令第 VII 部"而代以"本條例第 II 部";
- (ii) 廢除所有"病人"而代以"精神上無行為能力的人";
- (c) 在第 3(5)條規則中，廢除"病人"而代以"精神上無行為能力的人";
- (d) 在第 3(8)條規則中 —
- (i) 在(b)及(c)段中，廢除所有"病人"而代以"精神上無行為能力的人";
- (ii) 在(b)段中，廢除"法令第 VII 部"及"第 VII 部"而分別代以"本條例第 II 部"及"第 II 部";

ClauseAmendment Proposed

- (e) 在第 12(5)條規則中，廢除"(以及由無行為能力的人或由他人代無行為能力的人在一宗訴訟中根據《1894 年商船法令》(1894 c. 60 U.K.)第 504 條提出的要求濟助的申索)";
- (f) 在第 16(2)條規則中 —
 - (i) 在(a)及(b)段中，廢除所有"病人"而代以"精神上無行為能力的人";
 - (ii) 在(b)段中，廢除"法令第 VII 部"而代以"本條例第 II 部"。

Annex IX**NURSES REGISTRATION (AMENDMENT) BILL 1997****COMMITTEE STAGE**Amendments to be moved by the Secretary for Health and Welfare

<u>Clause</u>	<u>Amendment Proposed</u>
4(a)(iii)	In the proposed section 3(2)(d), by deleting "護士管理" and substituting "護理".
20	<p>(a) By deleting paragraph (c) and substituting -</p> <p>"(c) in subsection (1)(d) by repealing "registration, re-registration, certificates of registration" and substituting "examinations, registration, enrolment, re-registration, re-enrolment, certificates of registration or enrolment";".</p> <p>(b) In paragraph (e), in the proposed section 27(3) -</p> <p>(a) in paragraph (a) by deleting "and the manner in which it is" and substituting "and on the roll and the manner in which they are";</p> <p>(b) in paragraph (c) by deleting "and re-registration" and substituting ", enrolment, re-registration and re-enrolment".</p>

ClauseAmendment Proposed

22

(a) In subclauses (1) and (2) -

(i) by deleting "as a member of the Council" and substituting "by the Governor";

(ii) by adding "as a member of the Council" after "office".

(b) By adding -

"(3) A person who was appointed by the Governor under section 3(2)(b), (db), (e) or (f) of the principal Ordinance as it existed before section 4 of this Ordinance came into operation shall continue in office as a member of the Council until his term expires or until he resigns or otherwise ceases to be a member.".

New

By adding -

"23. Transitional powers of Council

For the purposes of implementing section 4(a)(ii) of this Ordinance (6 members of the Council to be elected in a manner provided for by regulations), the Council, as it exists under the Principal Ordinance as amended by this Ordinance, may, notwithstanding that it lacks the elected members provided for under section 3(2)(ca) of the Principal Ordinance -

(a) make regulations under section 27(3)(i) of the Principal Ordinance to provide for such elections;

ClauseAmendment Proposed

- (b) exercise all the powers of the Council under the Ordinance without such elected members until an election has been held in accordance with regulations referred to in paragraph (a).

24. Repeal

The following are repealed -

- (a) Nurses (Registration and Disciplinary Procedure) Regulations (Cap. 164 sub. leg.);
- (b) Enrolled Nurses (Enrolment and Disciplinary Procedure) Regulations (Cap. 164 sub. leg.)."

NURSES REGISTRATION (AMENDMENT) BILL 1997

COMMITTEE STAGE

Amendment to be moved by Dr the Hon LEONG Che-hung, OBE, JP

Clause

Amendment Proposed

4(a)(iv) By deleting "2 lay members" and substituting "3 lay members".

Annex X**PLACES OF PUBLIC ENTERTAINMENT (AMENDMENT) BILL 1997****COMMITTEE STAGE**Amendments to be moved by the Secretary for
Broadcasting, Culture and SportClauseAmendment Proposed

4

In the proposed section 11 —

- (a) in subsection (1) by deleting "在符合第(5)款的規定下" and substituting "除第(5)款另有規定外";
- (b) in subsection (2) —
 - (i) by deleting "(視屬何情況而定)";
 - (ii) by adding "(視屬何情況而定)" after "規例";
 - (iii) by deleting "將會在日後為某其他目的使用該公眾娛樂場所為止" and substituting "該公眾娛樂場所將會在日後為某其他目的而使用";
- (c) in subsection (5)(b) and (c) by deleting "應" and substituting "就".