RESOLUTION

(Under section 31 of the Organized and Serious Crimes Ordinance (Cap. 455))

RESOLVED that the Organized and Serious Crimes Ordinance (Amendment of Schedule 1) Order 1999, made by the Chief Executive in Council on 12 October 1999, be approved.
1. **Offences relevant to definitions of “organized crime” and “specified offence”**

   Schedule 1 to the Organized and Serious Crimes Ordinance (Cap. 455) is amended –

   (a) by adding –

   “14A. Trade Descriptions Ordinance (Cap. 362)

   section 9(1) and (2) offences in respect of infringement of trade mark rights

   section 12 import or export of goods

   (provided that for the purpose of this Ordinance, an offence under section 12 of the Trade Descriptions Ordinance does not include an offence bearing forged trade mark mark)
relating only to false trade description)

section 22 being
(provided that for the purpose of this Ordinance, “offence under this Ordinance” referred to in section 22 of the Trade Descriptions Ordinance only means an offence under –

(a) section 9(1) or (2) of that Ordinance; or

(b) section 12 of that Ordinance, excluding any offence relating only to being accessory to certain offences committed outside Hong Kong;
false
trade
description)

(b) by adding –

"18. Copyright Ordinance
(Cap. 528)
section 118(1), (4) offences
and (8) relating to
(provided that for making or
the purpose of this dealing with
Ordinance, infringing
"infringing copy" copies
referred to in
section 118(1) and
(4) of the Copyright
Ordinance does not
include a copy of a
work which is an
infringing copy by
virtue only of
section 35(3) of
that Ordinance)

section 120(1), (2), offences
(3) and (4) relating to
(provided that for making
the purpose of this infringing
Ordinance, copies
“infringing copy” referred to in section 120(1) and (3) of the Copyright Ordinance does not include a copy of a work which is an infringing copy by virtue only of section 35(3) of that Ordinance.

Clerk to the Executive Council

COUNCIL CHAMBER
12 October 1999

Explanatory Note

This Order amends Schedule 1 to the Organized and Serious Crimes Ordinance (Cap. 455) (“the Ordinance”) to add certain offences under the Trade Descriptions Ordinance (Cap. 362) and the Copyright Ordinance (Cap. 528). Once added to the Ordinance, such offences will be subject to the provisions of the Ordinance which provide for additional powers of investigation into certain crimes.
and proceeds of crime, the confiscation of proceeds of crime and related matters.