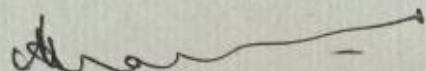


This printed impression has been carefully compared by me with the bill, and is found by me to be a true and correctly printed copy of the said bill.



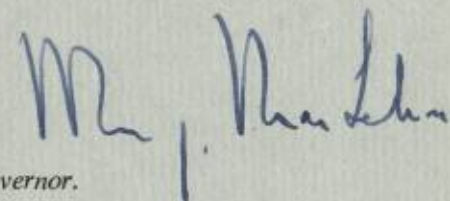
Clerk to the Legislative Council.

HONG KONG

No. 41 OF 1973



I assent.



Governor.

7th June, 1973.

An Ordinance to amend the Stamp Ordinance.

[8th June, 1973]

Enacted by the Governor of Hong Kong, with the advice and consent of the Legislative Council thereof.

1. (1) This Ordinance may be cited as the Stamp (Amendment) Ordinance 1973.

Short title and commencement.

(2) Paragraphs (d) and (k) of section 12 shall be deemed to have come into operation on the 1st March 1973 and shall have effect in respect of transactions entered into on or after that date.

(3) Subject to subsection (2), this Ordinance shall be deemed to have come into operation on the 1st April 1973.

2. Section 3 of the principal Ordinance is amended by deleting the following definitions—

Amendment of section 3. (Cap. 117.)

“accident policy”;

“bill of lading”;

“charter party”;
 “godown warrant”;
 “life policy”;
 “marine policy”; and
 “receipt”.”

Amendment of
 section 12B.

3. Section 12B(2) of the principal Ordinance is amended by deleting “forty thousand dollars” and substituting the following—
 “\$150,000”.

Amendment of
 section 14.

4. Section 14(2) of the principal Ordinance is amended—
 (a) in paragraph (b)—
 (i) by deleting “heads 11 and 44” and substituting the following—
 “head 11”; and
 (ii) by substituting a full stop for the semicolon; and
 (b) by deleting paragraphs (c) and (d).

Repeal of
 sections 15B,
 15C and 15D.

5. Sections 15B, 15C and 15D of the principal Ordinance are repealed.

Amendment of
 section 15E.

6. Section 15E(1) of the principal Ordinance is amended by deleting “, 15B, 15C or 15D”.

Amendment of
 section 25.

7. Section 25(1) of the principal Ordinance is amended—
 (a) by deleting “, pharmaceutical chemist or auditor on the current authorized list published under subsection (3) of section 131 of the Companies Ordinance” and substituting the following—
 “or pharmaceutical chemist”;

(b) by substituting a full stop for the colon; and

(c) by deleting the proviso.

Repeal of
 section 28.

8. Section 28 of the principal Ordinance is repealed.

Amendment of
 section 29.

9. Section 29 of the principal Ordinance is amended in subsections (1) and (2) by deleting “deemed to be an agreement and shall be charged with duty accordingly” and substituting the following—
 “exempt from duty”.

10. Section 37 of the principal Ordinance is amended—

Amendment of
 section 37.

(a) in subsection (2), by deleting “and in any other case with the fixed duty of twenty dollars or three dollars, as the case may require” and substituting the following—
 “but shall not otherwise be chargeable except where appropriate with the fixed duty of twenty dollars”;

(b) by deleting subsection (4); and

(c) in subsection (5), by deleting “Provided also that where any such contract or agreement is stamped with the said fixed duty” and substituting the following—

“Provided that where any such contract or agreement is stamped with a fixed duty of twenty dollars or would, apart from this section, not be chargeable with any duty”.

11. Section 43 of the principal Ordinance is repealed.

Repeal of
 section 43.

12. The Schedule to the principal Ordinance is amended—

Amendment of
 Schedule.

(a) by deleting heads 2, 3, 4, 9, 12, 16, 30, 31, 34, 38, 39, 42, 44 and 49;

(b) by deleting, beneath head 7, “Letter of Hypothecation, and”;

(c) by deleting, beneath head 8, “ASSURANCE: See Policy of Insurance.”;

(d) in head 18A, by deleting “20 cents for every \$100” and substituting the following—

“\$4 for every \$1,000”;

(e) in head 19(1)—

(i) by deleting “\$20,000” in each place it occurs and substituting the following—

“\$75,000”;

(ii) by deleting “\$20,180” in each place it occurs and substituting the following—

“\$75,730”;

(iii) by deleting “\$40,000” in each place it occurs and substituting the following—

“\$150,000”;

(iv) by deleting “\$180” and substituting the following—

“\$730”;

(v) by deleting "\$40,400" and substituting the following—

"\$151,500";

(vi) by deleting "\$400" and substituting the following—

"\$1,500"; and

(vii) paragraph (d), by deleting "\$1 for every \$100 or part thereof of the amount or value of the consideration" and substituting the following—

"\$1,500";

(f) in head 23, by adding, after "has been paid).", the following—

"Exemptions

(a) Agreement or contract for hire-purchase.

(b) Policy of insurance.";

(g) in head 25, by deleting—

"Exemption.

Policies of insurance, duplicates of: See Policy of insurance (4).";

(h) by deleting, beneath head 27, "EXPORT DECLARATION: See Import Declaration.";

(i) by deleting, beneath head 30, "GUARANTEE: See Agreement.";

(j) in head 33, by deleting ", and letter of renunciation";

(k) in head 48(1), by deleting "\$5 and 40 cents for every \$100" and substituting the following—

"\$5 and \$8 for every \$1,000"; and

(l) in head 53(1)—

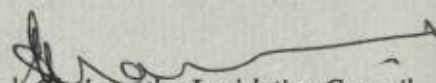
(i) by deleting "\$20,000" in each place it occurs and substituting the following—

"\$75,000"; and

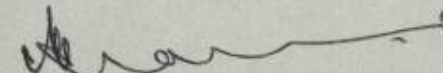
(ii) by deleting "\$40,000" in each place it occurs and substituting the following—

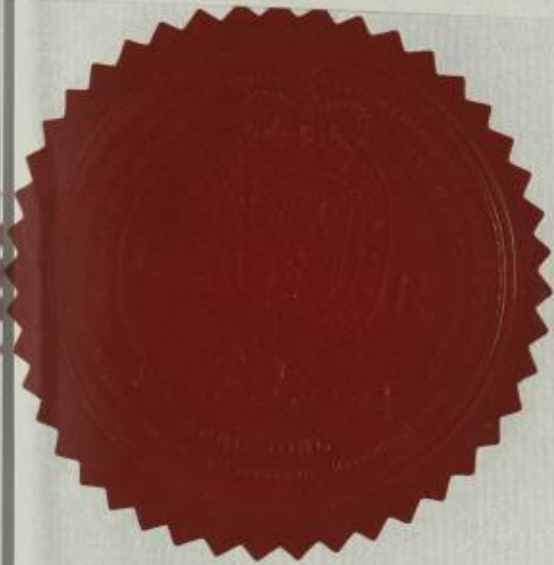
"\$150,000".

Passed by the Hong Kong Legislative Council this 6th day of June, 1973.


Clerk to the Legislative Council.

This printed impression has been carefully compared by me with the bill, and is found by me to be a true and correctly printed copy of the said bill.


Clerk to the Legislative Council.



I assent.

M. J. L. L.

Governor.

21st June, 1973.

HONG KONG

No. 42 OF 1973



I assent.

Governor.

21st June, 1973.

An Ordinance to amend the Evidence Ordinance.

[22nd June, 1973]

Enacted by the Governor of Hong Kong, with the advice and consent of the Legislative Council thereof.

1. This Ordinance may be cited as the Evidence (Amendment) (No. 2) Ordinance 1973.

Short title.

2. Section 2 of the principal Ordinance is amended in the definition of "Government Chemist" by deleting "chemical".

Amendment of section 2. (Cap. 8.)

3. The Schedule to the principal Ordinance is amended by deleting Form 1 and substituting the following—

Amendment of Schedule.

"FORM 1

EVIDENCE ORDINANCE

(Chapter 8)

GOVERNMENT CHEMIST'S CERTIFICATE

I, (name), Government Chemist hereby certify that—

- (a) on (date) a sealed packet(s) (or as the case may be) marked (if any special mark) and containing (description of contents) was/were delivered to the Government Laboratory (or as the case may be) by (name or description of person)
- (b) the said sealed packet(s) (or as the case may be) was/were found to contain/be (result of examination and/or analysis)
- (c) on (date) after examination and/or analysis at the Government Laboratory (or as the case may be) the (item(s) submitted for examination and/or analysis) was/were handed in a sealed packet(s) (or as the case may be) marked (if any special mark) to (name or description of person)

Date
 Government Chemist.

Passed by the Hong Kong Legislative Council this 20th day of June, 1973.

[Signature]
 Clerk to the Legislative Council.

This printed impression has been carefully compared by me with the bill, and is found by me to be a true and correctly printed copy of the said bill.

[Signature]
 Clerk to the Legislative Council.

HONG KONG

No. 43 OF 1973



I assent.

[Signature]
 Governor.

21st June, 1973.

An Ordinance to amend the District Court Ordinance.

[22nd June, 1973]

Enacted by the Governor of Hong Kong, with the advice and consent of the Legislative Council thereof.

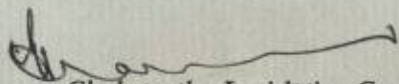
1. This Ordinance may be cited as the District Court (Amendment) Ordinance 1973. Short title.

2. Section 36 of the principal Ordinance is amended by deleting "five years" wherever the words occur and substituting "seven years". Amendment of section 36. (Cap. 5.)

Passed by the Hong Kong Legislative Council this 20th day of June, 1973.

[Signature]
 Clerk to the Legislative Council.

This printed impression has been carefully compared by me with the bill, and is found by me to be a true and correctly printed copy of the said bill.

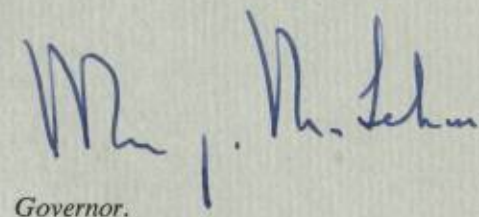

Clerk to the Legislative Council.



HONG KONG

No. 44 OF 1973

I assent.


Governor.

21st June, 1973.

An Ordinance to amend the Criminal Procedure Ordinance.

[]

Enacted by the Governor of Hong Kong, with the advice and consent of the Legislative Council thereof.

1. This Ordinance may be cited as the Criminal Procedure (Amendment) Ordinance 1973 and shall come into operation on a day to be appointed by the Governor by notice in the *Gazette*.

Short title and commencement

2. The principal Ordinance is amended by adding after section 109H the following heading and sections—

Addition of heading and sections 109I and 109J. (Cap. 221.)

“Preventive detention

Preventive detention.
Cap. 194B c. 58, s. 21.

109I. (1) Where a person who is not less than 25 years of age—

(a) is convicted before a court of a scheduled offence (hereinafter referred to as “the present offence”);

- (b) committed the present offence less than three years after—
 - (i) the preceding occasion on which he was convicted of a scheduled offence; or
 - (ii) the date of his release after serving a custodial sentence for that offence, whichever is the later;
- (c) has been convicted on at least 3 previous occasions (whether before or after the commencement of this section) since he attained the age of 17 of scheduled offences;
- (d) was on at least two of those previous occasions sentenced to a custodial sentence; and
- (e) has been sentenced on one or more of such previous occasions to an aggregate total of not less than 2 years' imprisonment (any sentence which is concurrent with another sentence of imprisonment being disregarded to the extent of such concurrence),

and the court is satisfied that it is expedient for the protection of the public that he should be detained in custody for a substantial time, the court may pass, in addition to any other sentence imposed for the present offence, a sentence of preventive detention for such term of not less than 5 nor more than 14 years, as the court may determine.

(2) A sentence of preventive detention shall commence after the expiry of any sentence of imprisonment imposed for the present offence.

(3) A person sentenced to preventive detention shall be detained in an institution for the term of his sentence, and while so detained shall be treated in such manner as may be prescribed by rules which may be made under the Prisons Ordinance as if such institution were a prison.

(Cap. 234.)

(4) In this section and section 109J—

“court” means the Supreme Court and the District Court;

“custodial sentence” means a sentence of imprisonment, a detention order under the Detention Centres Ordinance, a sentence of detention in a training centre under the Training Centres

(12 of 1972.)

(Cap. 280.)

Ordinance and detention under an order for detention under section 70 of the Criminal Procedure Ordinance;

“scheduled offence” means any offence specified in the Seventh Schedule.”

Seventh Schedule.

(5) The District Court shall have power to pass a sentence of preventive detention, notwithstanding the provisions of section 36 of the District Court Ordinance.

(Cap. 5.)

(6) The Legislative Council may by resolution amend the Seventh Schedule.

Applications for purpose of section 109I.

109J. (1) A court may sentence an offender to preventive detention only where an application under this section is made by the Attorney General within 30 days after the conviction of the offender for the present offence to the court which dealt with that offence.

(2) For the purpose of determining whether an offender is liable to be sentenced to preventive detention, no account shall be taken of any previous conviction or sentence unless notice has been given to the offender and to the proper officer of the court at least 7 days before the hearing of the application that it is intended to prove the conviction or sentence; and unless any such previous conviction or sentence is admitted by the offender the question shall be determined by the court.

(3) For the purposes of this section, evidence that a person has previously been sentenced to preventive detention shall be evidence of the convictions and sentence which rendered him liable to that sentence.

(4) Before sentencing an offender to preventive detention, the court shall consider any report or representations which may be made to the court by or on behalf of the Commissioner of Prisons on the offender's physical and mental conditions and his suitability for such a sentence.

(5) A copy of any report or representations in writing made to the court by the Commissioner of Prisons for the purpose of subsection (4) shall be given by the court to the offender or his counsel or solicitor.”

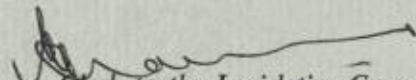
Addition of
new Seventh
Schedule.

3. The principal Ordinance is amended by adding after the Sixth Schedule the following Schedule—

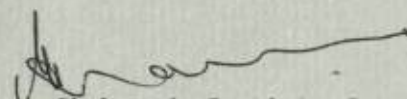
"SEVENTH SCHEDULE [s. 109I(4).]

- (Cap. 221.) 1. Murder (the sentence of death having been commuted to one of imprisonment or an order for the detention of the convicted person having been made under section 70 of the Criminal Procedure Ordinance).
- (Cap. 134.) 2. Manslaughter.
- (Cap. 210.) 3. Any offence against sections 4, 5, 6, 7 and 35 of the Dangerous Drugs Ordinance or conspiracy to commit any such offence.
- (Cap. 212.) 4. Any offence against section 10 or 12 of the Theft Ordinance.
- (Cap. 213.) 5. Any offence against sections 10, 11, 12, 13, 14, 17, 19, 20, 21, 22, 28, 29, 29A, 30, 39, 42 and 43 of the Offences against the Person Ordinance.
- (Cap. 238.) 6. Any offence against sections 5, 6, 7, 8, 9, 10 and 21 of the Protection of Women and Juveniles Ordinance.
- (Cap. 245.) 7. Any offence against sections 4 and 31 of the Arms and Ammunition Ordinance.
8. An offence against section 33 of the Public Order Ordinance."

Passed by the Hong Kong Legislative Council this 20th day of June, 1973.


Clerk to the Legislative Council.

This printed impression has been carefully compared by me with the bill, and is found by me to be a true and correctly printed copy of the said bill.

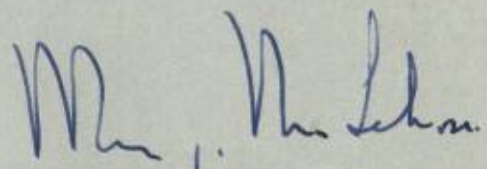

Clerk to the Legislative Council.

HONG KONG

No. 45 OF 1973



I assent.


Governor.

21st June, 1973.

An Ordinance to amend the Public Order Ordinance.

[22nd June, 1973]

Enacted by the Governor of Hong Kong, with the advice and consent of the Legislative Council thereof.

1. This Ordinance may be cited as the Public Order (Amendment) Ordinance 1973.

Short title.

2. Section 33 of the principal Ordinance is repealed and replaced by the following—

Repeal and replacement of section 33. (Cap. 245.)

"Possession of offensive weapon in public place.

33. (1) Any person who, without lawful authority or reasonable excuse, has with him in any public place any offensive weapon shall be guilty of an offence and shall be sentenced, on conviction, in the manner specified in subsection (2).

(2) A person convicted of an offence under subsection (1) shall—

(a) if under the age of 14 years, be dealt with in accordance with the provisions of the Juvenile Offenders Ordinance;

(Cap. 226.)

(b) if he is not less than 14 years of age and has not attained 17 years of age, be sentenced—

(i) to imprisonment for not less than six months nor more than three years;

(12 of 1972.)

(ii) to a detention order under the provisions of the Detention Centres Ordinance, 1972, but subject to the provisions of that Ordinance;

(Cap. 222.)

(iii) to be caned, in accordance with the provisions of the Corporal Punishment Ordinance; or

(Cap. 280.)

(iv) to detention in a training centre under the Training Centres Ordinance, but only if the Commissioner of Prisons has informed the court that in his opinion the offender is suitable for detention in a detention centre but that no place is available for him in a detention centre;

(c) if he is not less than 17 years of age and has not attained 21 years of age, be sentenced—

(i) to imprisonment for not less than six months nor more than three years;

(ii) to a detention order under the provisions of the Detention Centres Ordinance, 1972, but subject to the provisions of that Ordinance; or

(iii) to be caned, in accordance with the provisions of the Corporal Punishment Ordinance;

(d) if of the age of 21 years or more, be sentenced—

(i) to imprisonment for not less than six months nor more than three years; or

(ii) to be caned, in accordance with the provisions of the Corporal Punishment Ordinance.

(3) Where any person, other than a person under the age of 14 years, is charged with an offence under this section, it shall not be open to the court to exercise either the powers conferred by section 36 of the Magistrates Ordinance or the powers conferred by section 3 of the Probation of Offenders Ordinance.

(Cap. 227.)

(Cap. 298.)

(4) Where a person who is not less than 14 years of age and under 16 years of age is convicted of an offence under this section, section 11(2) of the Juvenile Offenders Ordinance shall not apply in relation to such person.

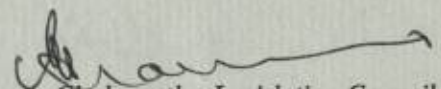
(Cap. 226.)

(5) No prosecution for an offence under this section shall be instituted without the consent of the Attorney General, but this subsection shall not prevent the arrest, or the issue of a warrant for the arrest, of a person for any such offence, or the remand in custody or on bail of a person charged with any such offence.

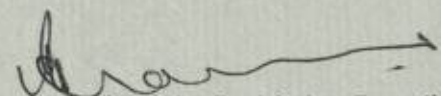
(6) Any police officer may stop and search any person in a public place in order to ascertain whether or not that person has been guilty of an offence against this section.

(7) Where a person is convicted of an offence under subsection (1), the court may make an order for the forfeiture of any offensive weapon in respect of which the offence was committed."

Passed by the Hong Kong Legislative Council this 20th day of June, 1973.


Clerk to the Legislative Council.

This printed impression has been carefully compared by me with the bill, and is found by me to be a true and correctly printed copy of the said bill.


Clerk to the Legislative Council.

HONG KONG

No. 46 OF 1973



I assent.

M. N. Leung
Governor.

21st June, 1973.

An Ordinance to amend the Society for the Relief of Disabled Children Incorporation Ordinance.

[22nd June, 1973]

Enacted by the Governor of Hong Kong, with the advice and consent of the Legislative Council thereof.

1. This Ordinance may be cited as the Society for the Relief of Disabled Children Incorporation (Amendment) Ordinance 1973.

Short title.


2. Section 4 of the principal Ordinance is amended by deleting paragraph (d) and substituting the following new paragraph—

Amendment of section 4.
(Cap. 1087.)


“(d) to invest moneys on deposit in any bank in the Colony or elsewhere in the world or in any government bonds or on mortgage of any lands, buildings, messuages or tenements in the Colony or elsewhere in the world, or in or on debentures, debenture-stocks, stocks, funds, shares or securities of any

corporation or company carrying on business in the Colony or of any foreign corporation carrying on business elsewhere in the world;”.

Passed by the Hong Kong Legislative Council this 20th day of June, 1973.


Clerk to the Legislative Council.

This printed impression has been carefully compared by me with the bill, and is found by me to be a true and correctly printed copy of the said bill.

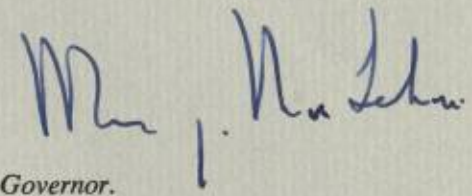

Clerk to the Legislative Council.

HONG KONG

No. 47 OF 1973



I assent.


Governor.

5th July, 1973.

An Ordinance to amend the Fixed Penalty (Traffic Contraventions) Ordinance and to validate certain acts done under that Ordinance.

[6th July, 1973]

Enacted by the Governor of Hong Kong, with the advice and consent of the Legislative Council thereof.

1. This Ordinance may be cited as the Fixed Penalty (Traffic Contraventions) (Amendment and Validation) Ordinance 1973.

Short title.

2. Section 15 of the principal Ordinance is amended by inserting after subsection (6) the following new subsection—

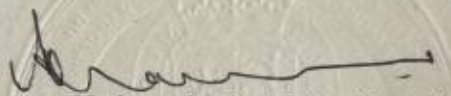
Amendment of section 15. (Cap. 237.)

“(7) For the purposes of subsection (1) and the form of notice referred to in subsection (2) “police officer” includes a member of the Royal Hong Kong Auxiliary Police Force.”.

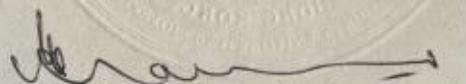
Validation of
certain acts
done under
principal
Ordinance.

3. Any act or thing done before the commencement of this Ordinance by a member of the Royal Hong Kong Auxiliary Police Force in purported exercise of the powers of a police officer under or for the purposes of subsection (1) or (2) of section 15 of the principal Ordinance shall be deemed to have been as valid as if it had been done by a police officer.

Passed by the Hong Kong Legislative Council this 4th day of July, 1973.


Clerk to the Legislative Council.

This printed impression has been carefully compared by me with the bill, and is found by me to be a true and correctly printed copy of the said bill.

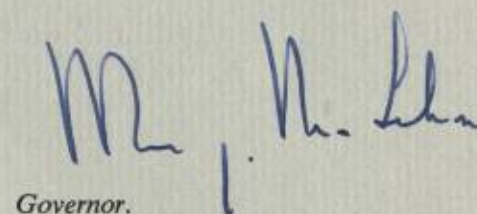

Clerk to the Legislative Council.

HONG KONG

No. 48 OF 1973



I assent.


Governor.

5th July, 1973.

An Ordinance to amend the Hoseinee Society of Hong Kong Incorporation Ordinance.

[6th July, 1973]

Enacted by the Governor of Hong Kong, with the advice and consent of the Legislative Council thereof.

1. This Ordinance may be cited as the Hoseinee Society of Hong Kong Incorporation (Amendment) Ordinance 1973. Short title.

2. Section 4 of the principal Ordinance is amended—

- (a) in subsection (2) by deleting "further";
- (b) by inserting after subsection (2) the following new subsections—

Amendment of
section 4.
(Cap. 1074.)

"(3) The corporation shall have power to develop and turn to account any land within the Colony or elsewhere acquired by the corporation or in which the corporation is interested, and in particular by laying out and preparing the same for

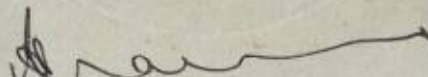
building purposes, constructing, altering, pulling down, decorating, maintaining, furnishing, fitting up, and improving buildings, roads, and conveniences and by planting, paving, draining, letting on building lease or building agreement, and by advancing money to, entering into contracts and arrangements of all kinds with builders, tenants, and others interested in any such land.

(4) The corporation shall have power to borrow or raise money in such manner as the corporation may think fit and for that purpose to charge all or any part of the property of the corporation."

Amendment of section 5.

3. Section 5 of the principal Ordinance is amended by deleting "acting as the secretary" and substituting the following—
"authorized by the committee".

Passed by the Hong Kong Legislative Council this 4th day of July, 1973.


Clerk to the Legislative Council.

This printed impression has been carefully compared by me with the bill, and is found by me to be a true and correctly printed copy of the said bill.

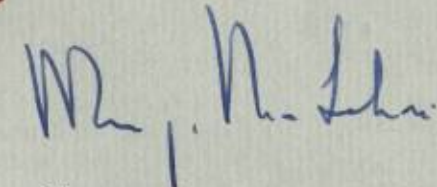

Clerk to the Legislative Council.

HONG KONG

No. 49 of 1973



I assent.


Governor.

19th July, 1973.

An Ordinance to make, for civil proceedings, provision as to the admissibility in evidence of statements of opinion and the reception of expert evidence; and to facilitate proof in such proceedings of foreign law.

[]

Enacted by the Governor of Hong Kong, with the advice and consent of the Legislative Council thereof.

1. (1) This Ordinance may be cited as the Civil Evidence Ordinance 1973.

(2) This Ordinance shall come into operation on such day as the Governor may appoint by notice in the *Gazette*, and different days may be appointed for different purposes of the Ordinance or for the same purposes in relation to different courts or proceedings or otherwise in relation to different circumstances.

Short title and commencement.
1972 c. 30,
s. 6(3).

Application of Part IIA of the Evidence Ordinance to statements of opinion. 1972 c. 30, s. 1. (Cap. 8.)

2. (1) Subject to the provisions of this section, Part IIA of the Evidence Ordinance, with the exception of section 38E, shall apply in relation to statements of opinion as it applies in relation to statements of fact, subject to the necessary modifications and in particular the modification that any reference to a fact stated in a statement shall be construed as a reference to a matter dealt with therein.

(2) Section 38D of the Evidence Ordinance, as applied by subsection (1) of this section, shall not render admissible in any civil proceedings a statement of opinion contained in a record unless that statement would be admissible in those proceedings if made in the course of giving oral evidence by the person who originally supplied the information from which the record was compiled; but where a statement of opinion contained in a record deals with a matter on which the person who originally supplied the information from which the record was compiled is (or would if living be) qualified to give oral expert evidence, the said section 38D, as applied by subsection (1) of this section, shall have effect in relation to that statement as if so much of subsection (1) of that section as requires personal knowledge on the part of that person were omitted.

3. (1) If and so far as rules so provide, section 38B(2) of the Evidence Ordinance shall not apply to statements (whether of fact or opinion) contained in expert reports.

(2) In so far as they relate to statements (whether of fact or opinion) contained in expert reports, rules made in pursuance of section 38H(1) of the Evidence Ordinance as to the procedure to be followed and the other conditions to be fulfilled before a statement can be given in evidence in civil proceedings by virtue of section 38B of that Ordinance shall not be subject to the requirements of section 38H(2) of that Ordinance.

(3) Notwithstanding any enactment or rule of law by virtue of which documents prepared for the purpose of pending or contemplated civil proceedings or in connexion with the obtaining or giving of legal advice are in certain circumstances privileged from disclosure, provision may be made by rules—

- (a) for enabling the court in any civil proceedings to direct, with respect to medical matters or matters of any other class which may be specified in the direction, that the parties or some of them shall each by such date as may be so specified (or such later date as may be permitted or agreed in accordance with the rules) disclose to the other or others in the form of one or more expert reports

Rules with respect to expert reports and oral expert evidence. 1972 c. 30, s. 2. (Cap. 8.)

the expert evidence on matters of that class which he proposes to adduce as part of his case at the trial; and

- (b) for prohibiting a party who fails to comply with a direction given in any such proceedings under rules made in pursuance of paragraph (a) from adducing in evidence by virtue of section 38B of the Evidence Ordinance, except with the leave of the court, any statement (whether of fact or opinion) contained in any expert report whatsoever in so far as that statement deals with matters of any class specified in the direction.

(4) Provision may be made by rules as to the conditions subject to which oral expert evidence may be given in civil proceedings.

(5) Without prejudice to the generality of subsection (4), rules made in pursuance of that subsection may make provision for prohibiting a party who fails to comply with a direction given as mentioned in subsection (3)(b) from adducing, except with the leave of the court, any oral expert evidence whatsoever with respect to matters of any class specified in the direction.

(6) Any rules made in pursuance of this section may make different provision for different classes of cases, for expert reports dealing with matters of different classes, and for other different circumstances.

(7) References in this section to an expert report are references to a written report by a person dealing wholly or mainly with matters on which he is (or would if living be) qualified to give expert evidence.

(8) Nothing in this section shall prejudice the generality of section 38 of the Supreme Court Ordinance, section 72 of the District Court Ordinance or any other Ordinance conferring power to make rules of court.

4. (1) Subject to any rules made in pursuance of Part IIA of the Evidence Ordinance or this Ordinance, where a person is called as a witness in any civil proceedings, his opinion on any relevant matter on which he is qualified to give expert evidence shall be admissible in evidence.

(2) Where a person is called as a witness in any civil proceedings a statement of opinion by him on any relevant matter on which he is not qualified to give expert evidence, if made as a way of conveying relevant facts personally perceived by him, is admissible as evidence of what he perceived.

(Cap. 4.) (Cap. 336.)

Admissibility of expert opinion and certain expressions of non-expert opinion. 1972 c. 30, s. 3. (Cap. 8.)

(3) In this section, "relevant matter" includes an issue in the proceedings in question.

5. (1) A person who is suitably qualified to do so on account of his knowledge or experience is competent to give, in civil proceedings, expert evidence as to the law of any country or territory outside the Colony, irrespective of whether he has acted or is entitled to act as a legal practitioner there.

(2) Where any question as to the law of any country or territory outside the Colony with respect to any matter has been determined (whether before or after the commencement of this Ordinance) in any such proceedings as are mentioned in subsection (4), then in any civil proceedings (not being proceedings before a court which can take judicial notice of the law of that country or territory with respect to that matter)—

- (a) any finding made or decision given on that question in the first-mentioned proceedings shall, if reported or recorded in citable form, be admissible in evidence for the purpose of proving the law of that country or territory with respect to that matter; and
- (b) if that finding or decision, as so reported or recorded, is adduced for that purpose, the law of that country or territory with respect to that matter shall be taken to be in accordance with that finding or decision unless the contrary is proved;

Provided that paragraph (b) shall not apply in the case of a finding or decision which conflicts with another finding or decision on the same question adduced by virtue of this subsection in the same proceedings.

(3) Except with the leave of the court, a party to any civil proceedings shall not be permitted to adduce any such finding or decision as is mentioned in subsection (2) by virtue of that subsection unless he has in accordance with rules given to every other party to the proceedings notice that he intends to do so.

(4) The proceedings referred to in subsection (2) are the following, whether civil or criminal, namely—

- (a) proceedings at first instance in the Supreme Court or in the Supreme Court of England as constituted by section 1 of the Courts Act 1971;
- (b) appeals arising out of proceedings as are mentioned in paragraph (a);
- (c) proceedings before the Judicial Committee of the Privy Council on appeal (whether to Her Majesty in Council

Evidence of
foreign law.
1972 c. 30, s. 4.

(1971 c. 23.)

or to the Judicial Committee as such) from any decision of any court of the Colony or of any other country or territory.

(5) For the purposes of this section a finding or decision on any such question as is mentioned in subsection (2) shall be taken to be reported or recorded in citable form if, but only if, it is reported or recorded in writing in a report, transcript or other document which, if that question had been a question as to the law of the Colony, could be cited as an authority in legal proceedings in the Colony.

6. (1) In this Ordinance, unless the context otherwise requires, "civil proceedings" includes, in addition to civil proceedings in any court—

- (a) civil proceedings before any tribunal, being proceedings in relation to which the strict rules of evidence apply; and
- (b) an arbitration or reference, whether under an enactment or not,

but does not include civil proceedings in relation to which the strict rules of evidence do not apply.

(2) In this Ordinance, unless the context otherwise requires—"court" does not include a court-martial, and, in relation to an arbitration or reference, means the arbitrator or umpire and, in relation to proceedings before a tribunal (not being a court), means the tribunal;

"legal proceedings" includes an arbitration or reference, whether under an enactment or not.

(3) For the purposes of the application of sections 3 and 5 in relation to any such civil proceedings as are mentioned in paragraph (a) or (b) of subsection (1), any rules made in pursuance of Part IIA of the Evidence Ordinance shall (except in so far as their operation is excluded by agreement) apply, subject to such modifications as may be appropriate, in like manner as they apply in relation to civil proceedings in the Supreme Court.

(4) If any question arises as to what are, for the purposes of any such civil proceedings as are mentioned in paragraph (a) or (b) of subsection (1), the appropriate modifications of any such rule as is mentioned in subsection (3), that question shall, in default of agreement, be determined by the tribunal or the arbitration or umpire, as the case may be.

Interpretation,
application to
arbitrations
etc. and
savings.
[cf. 1972 c. 30,
s. 5.]

(Cap. 8.)

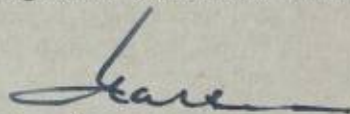
(5) Nothing in this Ordinance shall prejudice—

- (a) any power of a court, in any civil proceedings, to exclude evidence (whether by preventing questions from being put or otherwise) at its discretion;
- (b) the operation of any agreement (whenever made) between the parties to any civil proceedings as to the evidence which is to be admissible (whether generally or for any particular purpose) in those proceedings.

Rules.

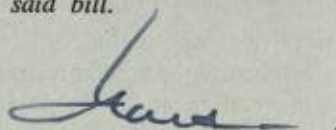
7. The Chief Justice shall or may make rules with regard to any matter in respect of which rules shall or may be made under this Ordinance.

Passed by the Hong Kong Legislative Council this 18th day of July, 1973.



Clerk to the Legislative Council.

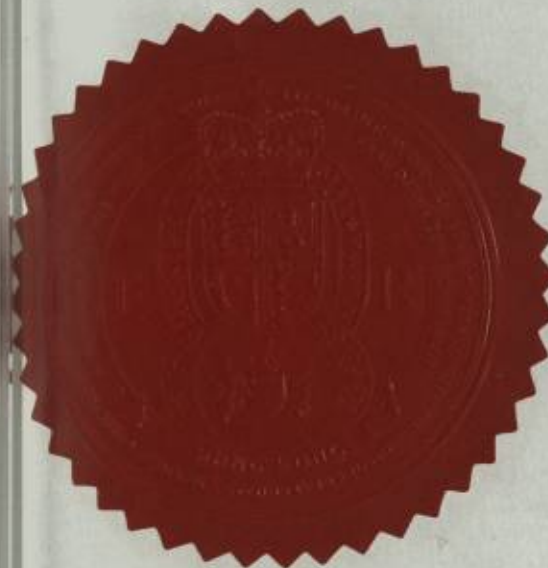
This printed impression has been carefully compared by me with the bill, and is found by me to be a true and correctly printed copy of the said bill.



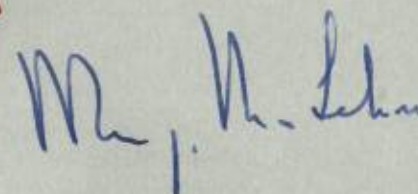
Clerk to the Legislative Council.

HONG KONG

No. 50 OF 1973



I assent.



Governor.

19th July, 1973.

An Ordinance to make miscellaneous amendments to certain Ordinances.

[20th July, 1973]

Enacted by the Governor of Hong Kong, with the advice and consent of the Legislative Council thereof.

1. This Ordinance may be cited as the Miscellaneous Short title.
Amendments Ordinance 1973.

2. The Ordinances specified in the Schedule are amended Amendments.
in the manner specified therein. Schedule.


SCHEDULE

[s. 2.]

<i>Item</i>	<i>Ordinance</i>	<i>Amendment</i>	
1.	Chinese Temples Ordinance.	Section 7(2) is amended— (a) by deleting paragraph (b) and substituting the following— “(b) one member appointed by the Governor, who shall be a	(Cap. 153.)

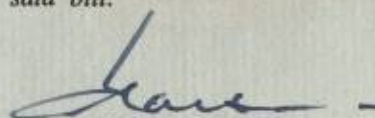
Item	Ordinance	Amendment
		Chinese unofficial member for the time being of the Urban Council;";
		(b) in paragraph (d) by deleting "three" and substituting the following— "five".
(Cap. 1076.)	2. Grantham Scholarships Fund Ordinance.	Section 4(1) is amended by deleting paragraph (c).
(Cap. 1101.)	3. Sir Robert Black Trust Fund Ordinance.	Section 5(2) is amended by deleting paragraphs (d) and (e).

Passed by the Hong Kong Legislative Council this 18th day of July, 1973.



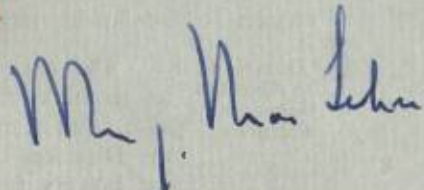
Clerk to the Legislative Council.

This printed impression has been carefully compared by me with the bill, and is found by me to be a true and correctly printed copy of the said bill.



Clerk to the Legislative Council.

I assent.



(Cap. 1076.)

2. Grantham Scholarships Fund Ordinance.

(b) in paragraph (d) by deleting "three" and substituting the following—
"five".

Section 4(1) is amended by deleting paragraph (c).

(Cap. 1101.)

3. Sir Robert Black Trust Fund Ordinance.

Section 5(2) is amended by deleting paragraphs (d) and (e).

Passed by the Hong Kong Legislative Council this 18th day of July, 1973.


Clerk to the Legislative Council.

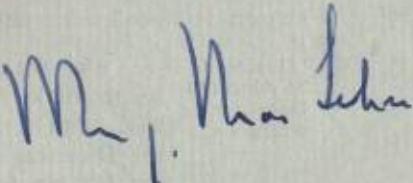
This printed impression has been carefully compared by me with the bill, and is found by me to be a true and correctly printed copy of the said bill.

HONG KONG

No. 51 OF 1973



I assent.



Governor.

19th July, 1973.

An Ordinance to amend the Agricultural Products (Marketing) Ordinance.

[20th July, 1973]

Enacted by the Governor of Hong Kong, with the advice and consent of the Legislative Council thereof.

1. This Ordinance may be cited as the Agricultural Products (Marketing) (Amendment) Ordinance 1973. Short title.

2. Section 2 of the principal Ordinance is amended— Amendment of section 2. (Cap. 277.)
(a) by inserting after the definition of "Director" the following—

““market manager” means a person appointed by the Director under section 3(2) to be manager of a wholesale vegetable market;”;

(b) in the definition of “regulated product” by deleting the full stop and substituting a semicolon;

- (c) by inserting after the definition of "regulated product" the following—

"senior manager" means any person appointed as such by the Director under section 3(2)."

Amendment of section 3.

3. Section 3 of the principal Ordinance is amended—

- (a) in subsection (1) by deleting "and he may further appoint, by name or office, an officer to be Marketing Officer";

- (b) by deleting subsection (2) and substituting the following—

"(2) The Director may appoint any person to be the manager of a wholesale vegetable market and may also appoint any person to be a senior manager."

Addition of new section 5A.

4. The principal Ordinance is amended by adding after section 5 the following new section—

"Director to be subject to Governor's directions.

5A. (1) The Governor may give such directions as he thinks fit, either generally or in any particular case, with respect to the exercise or performance by the Director, or any person acting on his behalf, of any powers, functions or duties under this Ordinance.

(2) The Director and any person acting on his behalf shall in the exercise or performance of any powers, functions or duties under this Ordinance comply with any directions given by the Governor under subsection (1)."

Amendment of section 6.

5. Section 6 of the principal Ordinance is amended—

- (a) in subsection (2) by deleting "not more than six other persons" and substituting the following—

"such other members as are";

- (b) by deleting subsection (6) and substituting the following—

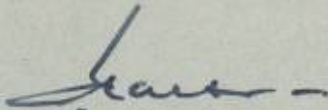
"(6) The Director shall appoint a public officer to be the secretary to the Advisory Board."

Amendment of section 11.

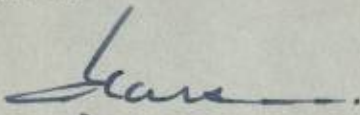
6. Section 11 of the principal Ordinance is amended in subsection (1) by deleting "the Marketing Officer, any police officer or any public officer" and substituting the following—

"any police officer, or any senior manager or market manager".

Passed by the Hong Kong Legislative Council this 18th day of July, 1973.


Clerk to the Legislative Council.

This printed impression has been carefully compared by me with the bill, and is found by me to be a true and correctly printed copy of the said bill.


Clerk to the Legislative Council.

HONG KONG

No. 52 OF 1973



I assent.

M. J. Ma Te-ha.
Governor.

19th July, 1973.

An Ordinance to amend the Factories and Industrial Undertakings Ordinance.

[20th July, 1973]

Enacted by the Governor of Hong Kong, with the advice and consent of the Legislative Council thereof.

1. This Ordinance may be cited as the Factories and Industrial Undertakings (Amendment) Ordinance 1973. Short title.

2. Section 2 of the principal Ordinance is amended in subsection (1)— Amendment of section 2. (Cap. 59.)

(a) by inserting, after the definition of "Commissioner", the following new definitions—

““construction work” means—

(a) the construction, erection, installation, reconstruction, repair, maintenance (including redecoration and external cleaning),

Third Schedule.

renewal, removal, alteration, improvement, dismantling, or demolition of any structure or works specified in the Third Schedule;

(b) any work involved in preparing for any operation referred to in paragraph (a), including the laying of foundations and the excavation of earth and rock prior to the laying of foundations;

(c) the use of machinery, plant, tools, gear, and materials in connexion with any operation referred to in paragraph (a) or paragraph (b);

“contractor”, in relation to construction work, means any person or firm engaged in carrying out construction work by way of trade or business, either on his own account or pursuant to a contract or arrangement entered into with another person, including the Crown or any public body;” and

(b) in the definition of “industrial undertaking”, by deleting paragraphs (e) and (f) and substituting the following new paragraphs—

“(e) any construction work;

(f) the loading, unloading, or handling of goods or cargo at any dock, quay, wharf, or warehouse;

(g) the carriage of coal, building materials, or debris; and

(h) the transport of passengers or goods by road or rail;”.

Amendment of section 7.

3. Section 7 of the principal Ordinance is amended—

(a) in subsection (1)(o), by inserting, after “proprietors”, the following—
“, contractors”;

(b) in subsection (2)(a), by inserting, after “proprietors”, the following—
“, contractors”; and

(c) in subsection (5), by deleting “five thousand” and substituting the following—
“ten thousand”.

4. Section 8 of the principal Ordinance is repealed and replaced by the following—

“Governor in Council may amend the Schedules. 8. The Governor in Council may by order amend the First, Second, or Third Schedule.”.

Repeal and replacement of section 8.

5. Section 12 of the principal Ordinance is amended by deleting “five hundred” and substituting the following—
“one thousand”.

Amendment of section 12.

6. The principal Ordinance is amended by adding, after the Second Schedule, the following new Schedule—

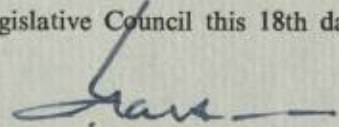
Addition of new Third Schedule.

“THIRD SCHEDULE [ss. 2 & 8.]

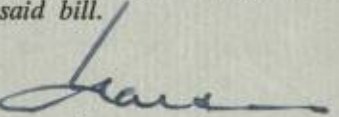
SPECIFIED STRUCTURES AND WORKS

1. Any building, edifice, wall, fence, or chimney, whether constructed wholly or partly above or below ground level.
2. Any road, motorway, railway, tramway, cableway, or canal.
3. Any harbour works, dock, pier, sea defence work, or lighthouse.
4. Any aqueduct, viaduct, bridge, or tunnel.
5. Any sewer, sewage disposal works, or filter bed.
6. Any airport or works connected with air navigation.
7. Any dam, reservoir, well, pipeline, culvert, shaft, or reclamation.
8. Any drainage, irrigation, or river control work.
9. Any water, electrical, gas, telephonic, telegraphic, radio, or television installation or works, or any other works designed for the manufacturing or transmission of power or the transmission or reception of radio or sound waves.
10. Any structure designed for the support of machinery, plant, or power transmission lines.”.

Passed by the Hong Kong Legislative Council this 18th day of July, 1973.

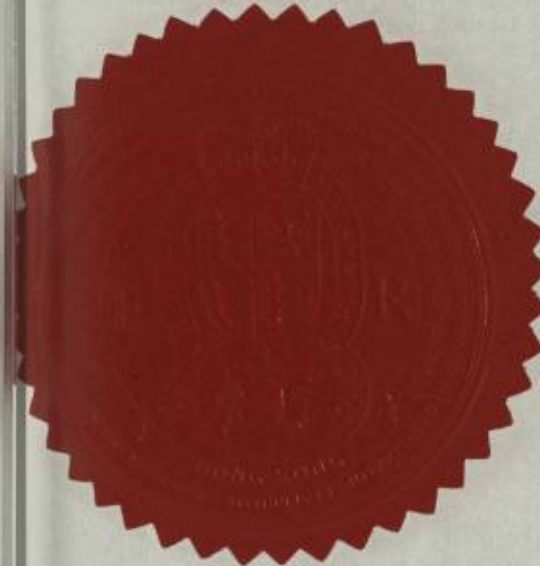

Clerk to the Legislative Council.

This printed impression has been carefully compared by me with the bill, and is found by me to be a true and correctly printed copy of the said bill.


Clerk to the Legislative Council.

HONG KONG

No. 53 OF 1973



I assent.

A handwritten signature in blue ink, appearing to read "M. J. K. Leung".

Governor.

2nd August, 1973.

An Ordinance to amend the Gambling Ordinance.

[3rd August, 1973]

Enacted by the Governor of Hong Kong, with the advice and consent of the Legislative Council thereof.

- | | |
|---|---|
| <p>1. This Ordinance may be cited as the Gambling (Amendment) Ordinance 1973.</p> | <p>Short title.</p> |
| <p>2. Section 10 of the principal Ordinance is amended in subsection (1) by deleting "sole".</p> | <p>Amendment of section 10. (Cap. 148.)</p> |
| <p>3. Section 11 of the principal Ordinance is amended in subsection (1) by deleting "sole".</p> | <p>Amendment of section 11.</p> |
| <p>4. Section 11A of the principal Ordinance is amended in subsection (1) by deleting "absolute".</p> | <p>Amendment of section 11A.</p> |

Amendment of
section 12.

5. Section 12 of the principal Ordinance is amended in subsection (1)—

(a) by deleting "registered under or exempted from the provisions of the Societies Ordinance" and substituting the following—

"which is registered or exempted from registration under the Societies Ordinance or is a person to whom that Ordinance does not apply"; and

(b) by deleting "sole".

Amendment of
section 13.

6. Section 13 of the principal Ordinance is amended in subsection (6) by deleting "absolute".

Amendment of
Schedule.

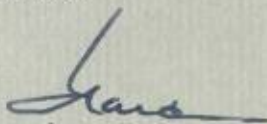
7. The Schedule to the principal Ordinance is amended by deleting "*Commissioner of Police*." where it first occurs.

Passed by the Hong Kong Legislative Council this 1st day of August, 1973.



Clerk to the Legislative Council.

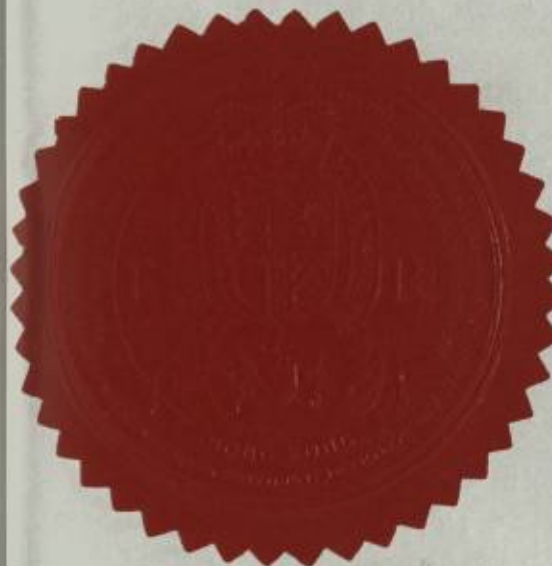
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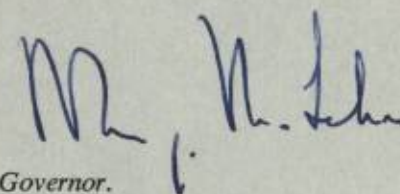
Clerk to the Legislative Council.

HONG KONG

No. 54 OF 1973



I assent.



Governor.

2nd August, 1973.

An Ordinance to prohibit the establishment of further commodity exchanges in Hong Kong.

[3rd August, 1973]

Enacted by the Governor of Hong Kong, with the advice and consent of the Legislative Council thereof.

- | | |
|---|------------------------------|
| 1. This Ordinance may be cited as the Commodity Exchanges (Prohibition) Ordinance 1973. | Short title. |
| 2. In this Ordinance, unless the context otherwise requires—
"commodity" means any goods specified in the Schedule;
"commodity exchange" means a market or exchange at or through which persons regularly offer commodities for sale or exchange. | Interpretation.
Schedule. |
| 3. This Ordinance applies to every commodity exchange other than—
(a) a market to which the Public Health and Urban Services Ordinance applies; | Application.
(Cap. 132.) |

(Cap. 277.)

(b) a market established under the Agricultural Products (Marketing) Ordinance;

(Cap. 291.)

(c) a market established under the Marine Fish (Marketing) Ordinance;

(d) a commodity exchange which was in operation on the 20th June 1973.

Prohibition of establishment or operation of commodity exchange.

4. (1) No person shall—

(a) establish or operate a commodity exchange to which this Ordinance applies; or

(b) knowingly assist in the operation of any such commodity exchange.

(2) Any person who contravenes subsection (1) shall be guilty of an offence and shall be liable on conviction to a fine of \$500,000 and, in the case of a continuing offence, to a further fine of \$50,000 for each day during which the offence continues.

Power of entry and search, etc.

5. (1) Any police officer not below the rank of superintendent may, without warrant and with the assistance of such other police officers as may be necessary—

(a) enter and search any premises in which he reasonably suspects that an offence against section 4 is being or has been committed; and

(b) remove and detain any equipment, books, records, accounts or other documents which he reasonably suspects to be, or to contain, evidence of the commission of that offence.

(2) Any such police officer may—

(a) break open any outer or inner door of any premises which he is empowered to enter under subsection (1);

(b) remove by force any person or thing obstructing him in the exercise of his powers under subsection (1);

(c) detain any person found in such premises until the premises have been searched.

Power to order closure.

6. (1) If any person is charged with an offence against section 4(1)(a), the District Court may, on application by or on behalf of the Attorney General, order that any premises in which the commodity exchange is alleged to have been operated be secured until the proceedings for that offence are completed.

(2) Any person having an interest in the premises in respect of which an order under subsection (1) has been made who is

aggrieved by such order may apply to the District Court for the discharge of the order; and on the hearing of the application the court may either confirm the order or direct that it be discharged.

(3) Not less than 24 hours before the hearing of an application under subsection (2), notice of the application, and of the grounds therefor, shall be served on the Attorney General, who shall be entitled to be heard on the hearing of the application.

(4) If any person is convicted of an offence against section 4(1)(a), the court may order that the premises in which the commodity exchange was operated shall be secured for such period as may be specified in the order.

(5) Where an order under subsection (1) or subsection (4) has been made, any police officer, whether or not he is in possession of the order or a copy of the order, may take such steps as may be necessary to secure the premises in respect of which the order was made.

(6) Any person who, without the authority of a police officer, enters any premises in respect of which an order under subsection (1) or subsection (4) is in force shall be guilty of an offence and shall be liable on conviction to a fine of \$50,000.

7. The Governor may, by notice in the *Gazette*, amend the Schedule.

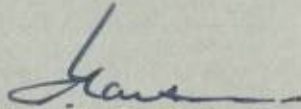
Amendment of Schedule.

SCHEDULE.

[s. 2.]

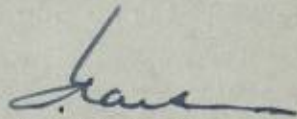
1. Barley
2. Cocoa
3. Coffee
4. Copper
5. Cotton
6. Gold
7. Lead
8. Maize
9. Oats
10. Platinum
11. Rice
12. Rubber
13. Silver
14. Oil seeds and vegetable oils
15. Sugar
16. Timber
17. Tin
18. Wheat
19. Wool
20. Zinc

Passed by the Hong Kong Legislative Council this 1st day of August, 1973.



Clerk to the Legislative Council.

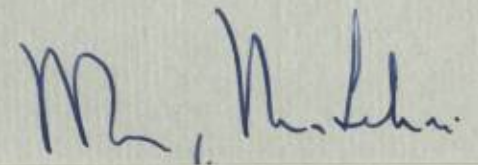
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Clerk to the Legislative Council.

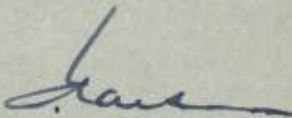


I assent.




Clerk to the Legislative Council.

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by me with the bill, and is found by me to be a true and
correctly printed copy of the said bill.*

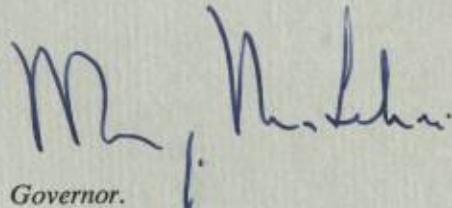

Clerk to the Legislative Council.

HONG KONG

No. 55 OF 1973



I assent.


Governor.

2nd August, 1973.

An Ordinance to amend the Stamp Ordinance.

[]

Enacted by the Governor of Hong Kong, with the advice
and consent of the Legislative Council thereof.

1. This Ordinance may be cited as the Stamp (Amendment)
(No. 2) Ordinance 1973 and shall come into operation on a day to
be appointed by the Governor by notice in the *Gazette*, and
notices under this section may appoint different dates for
different provisions of this Ordinance.

Short title and
commencement.

2. Section 3 of the principal Ordinance is amended—
(a) by inserting, after the definition of “bill of exchange”,
the following new definition—

Amendment of
section 3.
(Cap. 117.)

““broker” means a person who is a member of a
recognized stock exchange;”;

- (b) by deleting the definition of "contract note" and substituting the following—

"contract note" means the note required to be made and executed under section 30(1);"

- (c) by inserting, after the definition of "Japanese House Registration Office", the following new definition—

"jobbing business" means such business carried on by a broker as may be specified as jobbing business by regulations made under section 4;"

- (d) in the definition of "marketable security", by deleting "sold in the stock market in the Colony" and substituting the following—

"dealt in on a recognized stock exchange"; and

- (e) by inserting, after the definition of "promissory note", the following new definition—

"recognized stock exchange" means a body of persons, corporate or unincorporate, in respect of which an order made or deemed to have been made under section 3(1) of the Stock Exchanges Control Ordinance 1973 declaring the body to be a recognized stock exchange is for the time being in force;"

(20 of 1973.)

3. Section 4 of the principal Ordinance is amended—

- (a) by deleting "and" at the end of paragraph (e); and
(b) by inserting, after paragraph (e), the following new paragraph—

"(ea) specify what constitutes jobbing business and prescribe the procedure for stamping contract notes made and executed pursuant to jobbing business; and"

4. Section 5 of the principal Ordinance is amended by adding, after subsection (4), the following new subsection—

"(4A) If a contract note is not made and executed as required by section 30(1), the person specified in the Schedule as being liable for stamping shall be liable civilly to the Collector for the payment of the specified duty and for any penalty on payment of which stamping by special leave would be allowed under section 19."

5. Section 14 of the principal Ordinance is amended in subsection (2)(a) by deleting "18A" and substituting the following—"18A(1)".

Amendment of section 4.

Amendment of section 5.

Amendment of section 14.

6. The principal Ordinance is amended by adding, after section 15A, the following new section—

"Agreement for composition of stamp duty on letters of allotment.

15B. Where the Collector is of opinion that it is impracticable or inexpedient to require that the stamp duty chargeable under head 33 in the Schedule should be charged and paid on each separate letter of allotment or other document having the effect of a letter of allotment, issued by any company or proposed company, the Collector may enter into an agreement with any person executing such letters of allotment or other documents for the composition, in accordance with the provisions of section 15E, of the stamp duty chargeable on such letters of allotment or other documents executed by that person as may be specified in the agreement."

Addition of new section 15B.

7. Section 15E of the principal Ordinance is amended in subsection (1) by inserting, after "15A", the following—

"or 15B".

Amendment of section 15E.

8. Section 26 of the principal Ordinance is amended by deleting subsection (10) and substituting the following—

"(10) An exchange contract cancellation note shall not be necessary or be chargeable with duty where an exchange contract is, either wholly or in part, cancelled, or set off or otherwise terminated or carried out if—

- (a) *ad valorem* duty is paid on a relevant bill of exchange or telegraphic advice note for the equivalent amount of currency so cancelled or set off or otherwise released; or
(b) duty is paid on a relevant travellers cheque under head 11(5) in the Schedule."

Amendment of section 26.

9. Section 30 of the principal Ordinance is amended—

- (a) by deleting subsection (1) and substituting the following—

"(1) Any person who effects any sale or purchase of shares or marketable securities as an agent or as a principal shall forthwith—

- (a) make and execute a contract note;
(b) cause the note to be stamped;
(c) if he is the agent, transmit the note duly stamped to his principal; and
(d) cause an endorsement to be made on the instrument of transfer of such shares or

Amendment of section 30.

marketable securities to the effect that duty has been paid on the contract note under head 18A in the Schedule.”;

- (b) in subsection (2), by deleting “broker,”;
- (c) by inserting, after subsection (3), the following new subsection—
- “(3A) Every contract note shall be duly stamped within two days after the sale or purchase to which it relates has been effected.”;
- (d) in subsection (5), by deleting “advises” and substituting the following—
- “relates to”;
- (e) in subsection (7), by deleting “broker,”;
- (f) in subsection (8)—
- (i) by inserting, after “marketable securities”, the following—
- “effected by a person who is not resident in Hong Kong.”; and
- (ii) by deleting “18A” and substituting the following—
- “18A(1)”;
- (g) in subsection (10)(a), by deleting “(b)” and substituting the following—
- “(d)”;
- (h) in subsection (11), by—
- (i) deleting “(b)” and substituting the following—
- “(d)”; and
- (ii) inserting, after “or”, the following—
- “, in the case of duty paid under head 18A(1),”;
- and
- (i) by deleting subsection (12) and substituting the following—
- “(12) Any person who—
- (a) fails to comply with subsection (1); or
- (b) makes an endorsement for the purposes of subsection (1)(d) which is to his knowledge false in a material particular,
- shall be guilty of an offence.”.

10. The principal Ordinance is amended by adding, after section 30, the following new section—

Addition of new section 30A.

“Ad valorem duty payable where transaction does not amount to jobbing business.

30A. Where a contract note is stamped under head 18A(2) in the Schedule and the whole or any part of the transaction to which it relates is not jobbing business, there shall be payable by the broker effecting the sale or purchase to which the contract note relates by way of stamp duty on demand on a note to be issued by the Collector—

- (a) an amount equal to the *ad valorem* duty which would have been payable under head 18A(1) in the Schedule in respect of the whole or part of the transaction, as the case may be; and
- (b) an amount equal to interest on the amount referred to in paragraph (a) at the rate of three cents per hundred dollars per day in respect of the period from the date of the purchase or sale to the date of payment of that amount:

Provided that, where the amount referred to in paragraph (a) includes a fraction of one hundred dollars such fraction shall, for the purposes of determining the amount referred to in paragraph (b), be reckoned as one hundred dollars.”.

11. The principal Ordinance is amended by adding, after section 37, the following new section—

Addition of new section 37A.

“Securities for payment and repayment of money.
[cf. 1963 c. 25, s. 63.]

37A. In determining whether an instrument is the only or principal or primary security within the meaning of sub-head (1) of head 37 in the Schedule, no account shall be taken of any other instrument which is a security for the same payment or repayment (as the case may be), or for any part thereof, unless that other instrument is chargeable with stamp duty under the said sub-head and is duly stamped.”.

12. Section 47 of the principal Ordinance is amended by inserting, after subsection (4), the following new subsection—

Amendment of section 47.

“(5) Any person who fails to comply with the provisions of subsection (4) shall be guilty of an offence.”.

13. The Schedule to the principal Ordinance is amended—

Amendment of Schedule.

(a) by deleting head 18A and substituting the following—

"CONTRACT NOTE as beneath.

18A. (1) CONTRACT NOTE for the sale or purchase of any shares or marketable securities, not being jobbing business, on every note required to be made under section 30(1). May be an adhesive stamp.

(a) \$4 for every \$1,000 or part thereof of the amount or value of the consideration. Where the consideration consists of shares or marketable securities the value of the shares or marketable securities shall be taken at the date on which the contract note falls to be executed.

(b) 2 days after the sale or purchase; see section 30(3A).

(c) The agent or, where no agent, the principal effecting the sale or purchase.

18A. (2) CONTRACT NOTE in respect of jobbing business on every note required to be made under section 30(1).

(a) \$5.

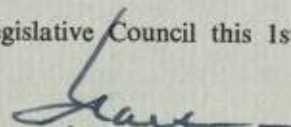
(b) 2 days after the sale or purchase; see section 30(3A).

(c) The broker effecting the sale or purchase."; and

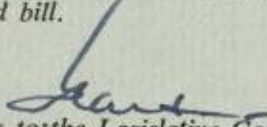
(b) in head 43 by inserting, after paragraph (e) in the first column, the following new paragraph—

"(f) Power of attorney authorizing an agent to collect public assistance under the Social Welfare Department Extended Public Assistance Scheme."

Passed by the Hong Kong Legislative Council this 1st day of August, 1973.


Clerk to the Legislative Council.

This printed impression has been carefully compared by me with the bill, and is found by me to be a true and correctly printed copy of the said bill.

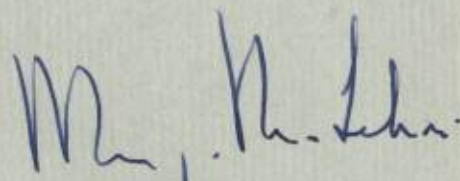

Clerk to the Legislative Council.

HONG KONG

No. 56 OF 1973



I assent.


Governor.

2nd August, 1973.

An Ordinance to amend the Prevention of Bribery Ordinance.

[3rd August, 1973]

Enacted by the Governor of Hong Kong, with the advice and consent of the Legislative Council thereof.

1. This Ordinance may be cited as the Prevention of Bribery (Amendment) Ordinance 1973.

Short title.

2. Section 10 of the principal Ordinance is amended by deleting subsections (2), (3) and (4).

Amendment of section 10. (Cap. 201.)

3. The principal Ordinance is amended by inserting after section 17 the following new section 17A—

Addition of new section 17A.

"Surrender of travel document.

17A. (1) A magistrate may, on the application of the Director, by written notice require a person who is the subject of an investigation in respect of an offence alleged or suspected to have been committed

by him under this Ordinance to surrender to the Director any travel document in his possession.

(2) A notice under subsection (1) shall be served personally on the person to whom it is addressed.

(3) A person on whom a notice under subsection (1) is served shall comply with such notice forthwith.

(4) If a person on whom a notice under subsection (1) has been served fails to comply with the notice forthwith, he may thereupon be arrested and taken before a magistrate.

(5) Where a person is taken before a magistrate under subsection (4), the magistrate shall, unless such person thereupon complies with the notice under subsection (1) or satisfies the magistrate that he does not possess a travel document, by warrant commit him to prison there to be safely kept—

(a) until the expiry of the period of twenty-eight days from the date of his committal to prison as aforesaid; or

(b) until such person complies with the notice under subsection (1) and a magistrate, by order in that behalf, orders and directs the Commissioner of Prisons to discharge such person from prison (which order shall be sufficient warrant for the Commissioner of Prisons so to do),

whichever occurs first.

(6) A travel document which is surrendered to the Director under this section may be detained for six months from the date on which it was surrendered and may be detained for a further three months if a magistrate, on application by the Director, is satisfied that the investigation could not reasonably have been completed before the date of such application and authorizes such further detention.

(7) In this section, "travel document" means a passport or other document establishing the identity or nationality of a holder."

Amendment of
section 31.

4. Section 31 of the principal Ordinance is amended—

(a) in subsection (2), by deleting "(other than an offence under section 10)"; and

(b) by inserting the following new subsection after subsection (3)—

"(4) Neither section 7 of the Legal Officers Ordinance nor section 43 of the Interpretation and General Clauses Ordinance shall apply to or in respect of the giving by the Attorney General of his consent to the institution of a prosecution for an offence against section 10."

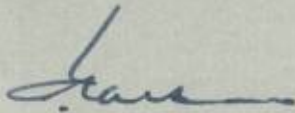
5. Section 32 of the principal Ordinance is amended by deleting "10 or" in subsections (1) and (2).

Amendment of
section 32.

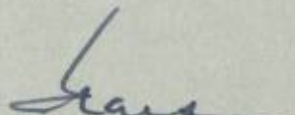
6. The amendments made by sections 2, 4 and 5 of this Ordinance shall take effect in relation to offences committed before, as well as after, the commencement of this Ordinance.

Transitional.

Passed by the Hong Kong Legislative Council this 1st day of August, 1973.

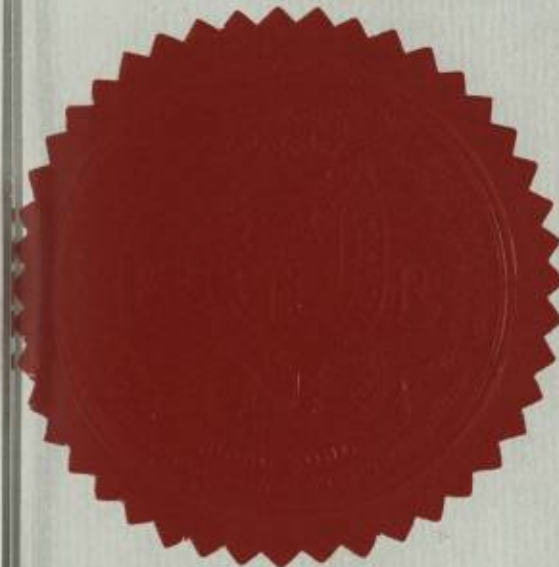

Clerk to the Legislative Council.

This printed impression has been carefully compared by me with the bill, and is found by me to be a true and correctly printed copy of the said bill.

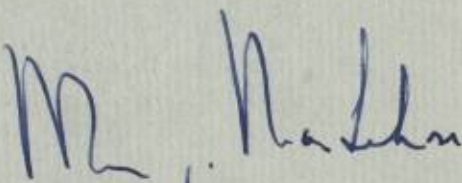

Clerk to the Legislative Council.

HONG KONG

No. 57 OF 1973



I assent.


Governor.

2nd August, 1973.

An Ordinance to amend the Telecommunication Ordinance.

[]

Enacted by the Governor of Hong Kong, with the advice and consent of the Legislative Council thereof.

1. This Ordinance may be cited as the Telecommunication (Amendment) Ordinance 1973 and shall come into operation on a day to be appointed by the Governor by notice in the *Gazette*.

Short title and commencement.

2. Section 8 of the principal Ordinance is amended in subsection (4)—

Amendment of section 8. (Cap. 105.)

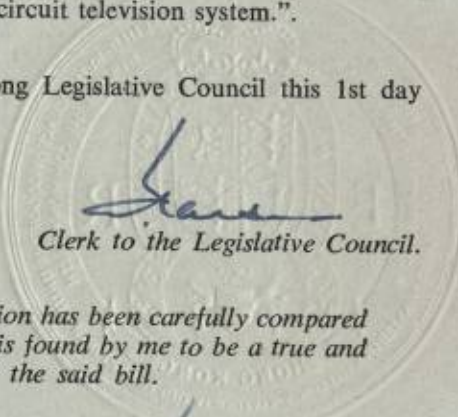
- (a) by deleting "or" from paragraph (c);
- (b) by deleting the full stop from the end of paragraph (d) and substituting a semicolon; and
- (c) by inserting after paragraph (d) the following—
 - "(e) any system which, without a change of frequency, carries from a single aerial, by wire

or other material substance which does not cross a public street or unleased Crown land, to outlet points in one building or in more than one building if such buildings are owned by the same person television programmes broadcast by any company licensed under the Television Ordinance; or

(Cap. 52.)

(f) any closed circuit television system.”.

Passed by the Hong Kong Legislative Council this 1st day of August, 1973.



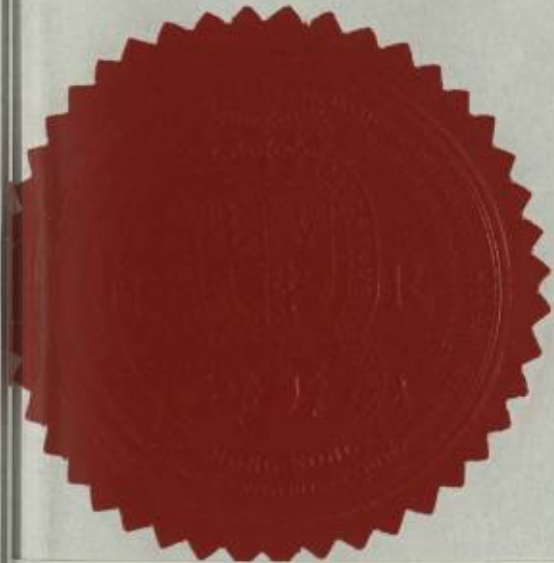
[Signature]

Clerk to the Legislative Council.

This printed impression has been carefully compared by me with the bill, and is found by me to be a true and correctly printed copy of the said bill.

[Signature]

Clerk to the Legislative Council.



I assent.

[Signature]


Governor

(Cap. 52.)

by the same person television programmes broadcast by any company licensed under the Television Ordinance; or

(f) any closed circuit television system.”.

Passed by the Hong Kong Legislative Council this 1st day of August, 1973.


Clerk to the Legislative Council.

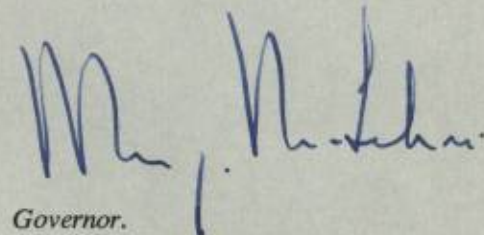
This printed impression has been carefully compared by me with the bill, and is found by me to be a true and correctly printed copy of the said bill.

HONG KONG

No. 58 OF 1973



I assent.


Governor.

2nd August, 1973.

An Ordinance to amend the Public Health and Urban Services Ordinance.

[3rd August, 1973]

Enacted by the Governor of Hong Kong, with the advice and consent of the Legislative Council thereof.

1. This Ordinance may be cited as the Public Health and Urban Services (Amendment) (No. 3) Ordinance 1973.

Short title.

2. Section 14 of the principal Ordinance is amended by deleting subsection (1) and substituting the following—

Amendment of section 14.
(Cap. 132.)

“(1) If the Authority is of the opinion that any premises or any part of any premises are in such a state as to be—

(a) a nuisance, or

(b) injurious or dangerous to health,

or are in such a state as to affect injuriously or disfigure the amenities of any place or locality, the Authority may

cause a notice to be served upon the owner or occupier of the premises requiring him to limewash, paint, cleanse, disinfect or disinfest such premises or any part thereof to the satisfaction of the Authority within such period as may be specified in the notice.”.

Amendment of section 15.

3. Section 15 of the principal Ordinance is amended by inserting after subsection (1A) the following—

“(1B) Regulations made under this section may provide that the court by which a person is convicted of an offence consisting of a failure to comply with a notice given under the regulations may, in addition to imposing any other penalty, make an order for the payment by such person to the Authority of the whole or part of any expenses incurred by the Authority in carrying out any work necessary to satisfy the requirements of the notice.”.

Addition of new section 104A.

4. The principal Ordinance is amended by adding, after section 104, the following new section—

“Removal of unsightly posters. **104A.** The Authority may remove from any building, hoarding or other structure any bill or poster which, by reason of its condition, is in the opinion of the Authority unsightly.”.

Amendment of section 127.

5. Section 127 of the principal Ordinance is amended by deleting subsection (2) and substituting the following—

“(2) Where—

- (a) the person by reason of whose act, default or sufferance the nuisance arose or continues; and
- (b) the owner and the occupier of the premises or vessel on which the nuisance exists,

cannot be found or ascertained, the Authority may abate the nuisance and do what is necessary to prevent a recurrence thereof, and may recover the cost from any such person who may thereafter be found or ascertained.”.

Amendment of Third Schedule.

6. The Third Schedule to the principal Ordinance is amended by inserting, after the item relating to section 104(3), the following—

“104A Urban Council Director of Urban Services.”.

Passed by the Hong Kong Legislative Council this 1st day of August, 1973.

Clerk to the Legislative Council.

This printed impression has been carefully compared by me with the bill, and is found by me to be a true and correctly printed copy of the said bill.

Clerk to the Legislative Council.

HONG KONG

No. 59 OF 1973



I assent.

M. S. Chow
Governor.

2nd August, 1973.

An Ordinance to amend the Buildings Ordinance.

[3rd August, 1973]

Enacted by the Governor of Hong Kong, with the advice and consent of the Legislative Council thereof.

1. This Ordinance may be cited as the Buildings (Amendment) Ordinance 1973.

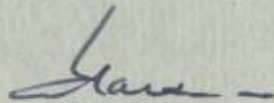
Short title.

2. Section 16 of the principal Ordinance is amended, in subsection (1), by substituting a semicolon for the full stop at the end of paragraph (o) and by inserting after paragraph (o) the following new paragraph—

Amendment of section 16. (Cap. 123.)

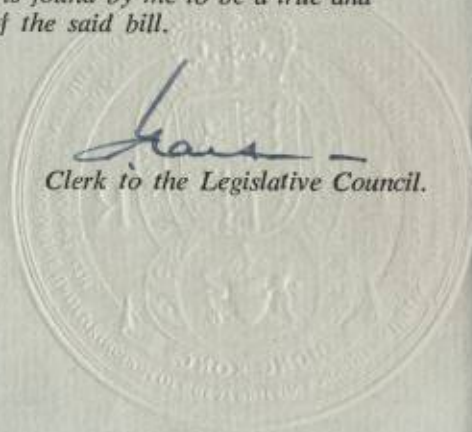
“(p) in the case of building works to be carried out on a site which in his opinion ought to be provided with streets having adequate connexion to a public street, he is not satisfied that such streets are or will be provided.”

Passed by the Hong Kong Legislative Council this 1st day of August, 1973.



Clerk to the Legislative Council.

This printed impression has been carefully compared by me with the bill, and is found by me to be a true and correctly printed copy of the said bill.



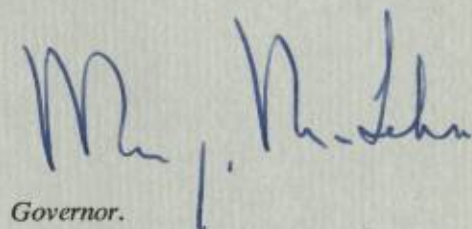
Clerk to the Legislative Council.

HONG KONG

No. 60 OF 1973



I assent.



Governor.

2nd August, 1973.

An Ordinance to provide for the restriction for a limited period of building works in the Pok Fu Lam and Mid-levels areas of Hong Kong.

[3rd August, 1973]

Enacted by the Governor of Hong Kong, with the advice and consent of the Legislative Council thereof.

1. This Ordinance may be cited as the Temporary Restriction of Building Development (Pok Fu Lam and Mid-levels) Ordinance 1973.

Short title.

2. (1) In this Ordinance unless the context otherwise requires—

Interpretation.

“Building Authority” means the Director of Public Works;

"general building plans" means plans of building works for a proposed new building prepared in accordance with paragraphs (a), (b), (c), (f), (g), (h), (j) and (k) of regulation 8(1) and regulation 13 of the Building (Administration) Regulations;

(Cap. 123,
sub. leg.)

"new building" means any building hereafter to be constructed and also any existing building of which not less than one half, measured by volume, is to be rebuilt or which is to be altered to such an extent as to necessitate the reconstruction of not less than one half of the superficial area of the main walls.

(2) The duty imposed on the Building Authority under this Ordinance may be carried out by any officer of the Public Works Department authorized by the Director of Public Works either generally or particularly and subject to his instructions.

Building Authority to refuse approval of certain general building plans.

3. Without prejudice to section 14 of the Buildings Ordinance and notwithstanding section 16(1) thereof, the Building Authority shall, unless the Governor otherwise directs in any particular case, refuse to give his approval of any general building plans submitted to him for his approval after 4th July 1973 if the building works shown thereon are to be carried out in an area specified in the Schedule.

Schedule.

Section 15 of the Buildings Ordinance not to apply to general building plans referred to in section 3.

4. Section 15 of the Buildings Ordinance shall not apply to any such general building plans as are referred to in section 3.

Expiry of Ordinance.

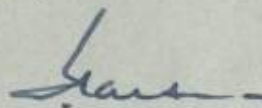
5. This Ordinance shall expire on 31st January 1974.

SCHEDULE.

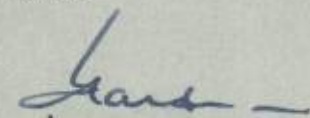
[s. 3.]

1. The area, known as Pok Fu Lam, delineated and shown edged black on a plan numbered 1 and marked "Pok Fu Lam Restricted Development Area", signed by the Director of Public Works and deposited in the Land Office.
2. The area, known as the Mid-levels, delineated and shown edged black on a plan numbered 2 and marked "Mid-levels Restricted Development Area", signed by the Director of Public Works and deposited in the Land Office.

Passed by the Hong Kong Legislative Council this 1st day of August, 1973.

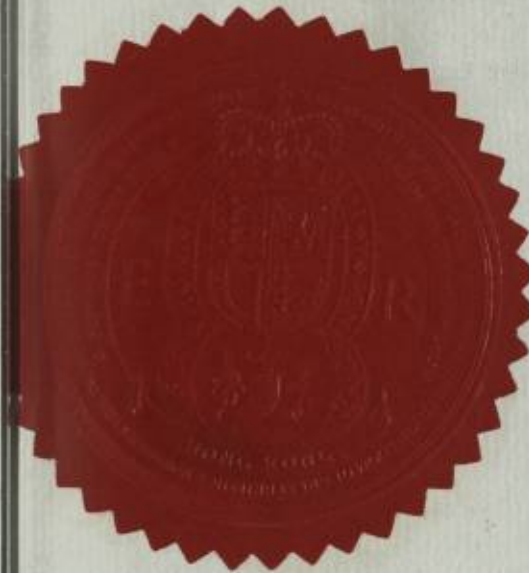

Clerk to the Legislative Council.

This printed impression has been carefully compared by me with the bill, and is found by me to be a true and correctly printed copy of the said bill.

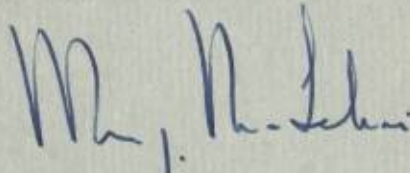

Clerk to the Legislative Council.

HONG KONG

No. 61 OF 1973



I assent.


Governor.

15th November, 1973.

An Ordinance to amend the Motor Vehicles Insurance (Third Party Risks) Ordinance.

[16th November, 1973]

Enacted by the Governor of Hong Kong, with the advice and consent of the Legislative Council thereof.

1. This Ordinance may be cited as the Motor Vehicles Insurance (Third Party Risks) (Amendment) Ordinance 1973.

Short title.

2. Section 4(4) of the principal Ordinance is amended by inserting after paragraph (b) the following new paragraphs—

Amendment of section 4. (Cap. 272.)

“(ba) any motor vehicle at any time when it is being driven by a public officer—

(i) in connexion with a driving or instructor's test conducted by him under the Road Traffic Ordinance;


(ii) for the purpose of carrying out any examination, inspection, weighing or testing of that vehicle required under that Ordinance; or

(iii) in the course of its removal from the Lion Rock Tunnel under the Lion Rock Tunnel Ordinance; or

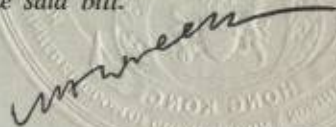
(Cap. 140.)

(bb) any motor vehicle at any time when it is being driven within the Cross-Harbour tunnel area by a tunnel officer in the course of its removal from the tunnel under the (Cap. 203.) Cross-Harbour Tunnel Ordinance; or”.

Passed by the Hong Kong Legislative Council this 14th day of November, 1973.


Clerk to the Legislative Council.

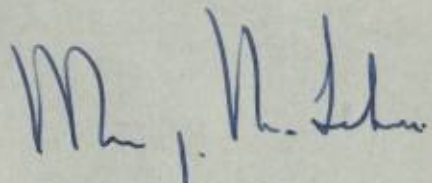
This printed impression has been carefully compared by me with the bill, and is found by me to be a true and correctly printed copy of the said bill.


Clerk to the Legislative Council.

HONG KONG

No. 62 OF 1973

I assent.


Governor.

15th November, 1973.

An Ordinance to amend the Telecommunication Ordinance.

[16th November, 1973]

Enacted by the Governor of Hong Kong, with the advice and consent of the Legislative Council thereof.

1. This Ordinance may be cited as the Telecommunication Short title.
(Amendment) (No. 2) Ordinance 1973.

2. Section 8 of the principal Ordinance is amended in Amendment of
subsection (4) by deleting the full stop at the end of paragraph (f) section 8.
and substituting the following— (Cap. 106.)

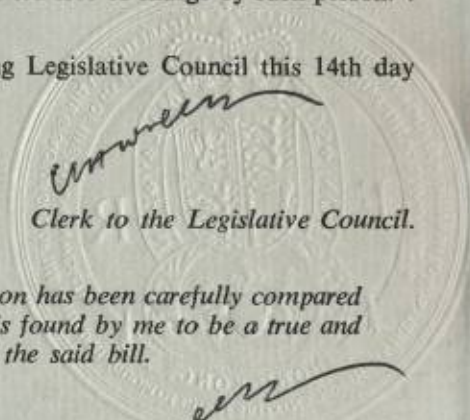
“consisting of a television transmitter unit, with or without an associated audio system, connected to reception units by wire or other material substance which does not cross a public street or unleased Crown land, if—

(i) the system is operated solely for internal information or security communication purposes solely within premises

occupied by the person operating the system or for private entertainment purposes in domestic premises occupied by such person; and

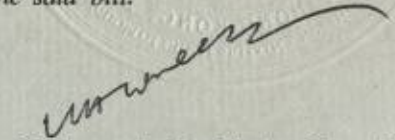
(ii) no advertising material is transmitted by means of the system, other than such material advertising only the goods or services sold or provided by the person operating the system or which is transmitted free of charge by such person.”.

Passed by the Hong Kong Legislative Council this 14th day of November, 1973.



Clerk to the Legislative Council.

This printed impression has been carefully compared by me with the bill, and is found by me to be a true and correctly printed copy of the said bill.



Clerk to the Legislative Council.



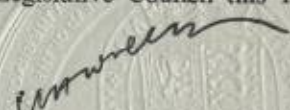
I assent.

A handwritten signature in blue ink, written in a cursive style, is positioned above the title.

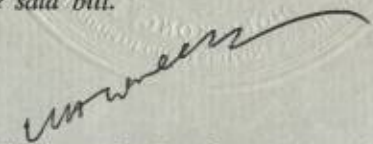
Governor.

(1) no advertising material is transmitted by means of the system, other than such material advertising only the goods or services sold or provided by the person operating the system or which is transmitted free of charge by such person."

Passed by the Hong Kong Legislative Council this 14th day of November, 1973.


Clerk to the Legislative Council.

This printed impression has been carefully compared by me with the bill, and is found by me to be a true and correctly printed copy of the said bill.

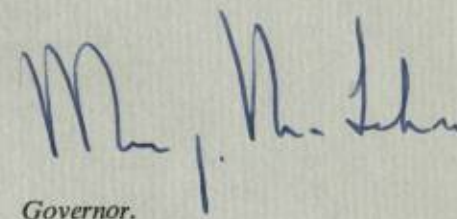


HONG KONG

No. 63 OF 1973



I assent.


Governor.

15th November, 1973.

An Ordinance to amend the Education Scholarships Fund Ordinance.

[16th November, 1973]

Enacted by the Governor of Hong Kong, with the advice and consent of the Legislative Council thereof.

1. This Ordinance may be cited as the Education Scholarships Fund (Amendment) Ordinance 1973.

Short title.

2. Section 2 of the principal Ordinance is amended by inserting after the definition "fund" the following new definitions—

Amendment of section 2. (Cap. 1085.)

"general capital" means the moneys and assets mentioned in paragraph (a) of subsection (2) of section 3 and any moneys or assets forming part thereof under paragraph (a) of subsection (2) of section 14;

"General Reserve Fund" means the reserve fund in respect of the scholarships referred to in Parts I and II of the Register;

"original value" means the value of a scholarship on the first day it is administered by the Trustee;

"Register" means the register of scholarships referred to in section 8;

"separate capital" means the moneys and assets of a scholarship referred to in Part III of the Register;

"Separate Reserve Fund" means the reserve fund formed in respect of a scholarship referred to in Part III of the Register;"

Amendment of section 3.

3. Section 3 of the principal Ordinance is amended in subsection (2) by deleting paragraphs (a) and (b) and substituting the following—

"(a) the moneys and assets, including any sum accumulated by way of interest therefrom at the vesting day, the income from which is available for payment of the scholarships referred to in Parts I and II of the Register;

(b) the moneys and assets of the scholarships referred to in Part III of the Register;"

Amendment of section 4.

4. Section 4 of the principal Ordinance is amended in subsection (1)—

(a) by deleting paragraphs (a) and (b) and substituting the following—

"(a) as to the general capital, to apply the income therefrom in payment of the scholarships referred to in Parts I and II of the Register;

(b) as to the separate capital of each of the scholarships referred to in Part III of the Register, to apply the income therefrom in payment of each scholarship in accordance with the terms laid down by the donor of the scholarship, if any, so far as they are not inconsistent with the provisions of this Ordinance;"

(b) in paragraph (c) by deleting "interest thereon" and substituting the following—

"income therefrom"; and

(c) by deleting paragraph (d) and substituting the following—

"(d) as to any fees paid in accordance with subsection (3) of section 8, to transfer them to the General Reserve Fund."

5. Section 8 of the principal Ordinance is repealed and replaced by the following—

Repeal and replacement of section 8.

"Register of scholarships.

8. (1) The secretary shall cause a Register of Scholarships to be maintained and the following particulars shall be entered therein—

(a) in Part I—

(i) the names of the scholarships donated before the vesting day in respect of which the amounts donated and the conditions of award as laid down by the donors are unknown;

(ii) the original value of each scholarship;

(iii) the conditions of award as laid down by the committee in respect of each scholarship;

(b) in Part II—

(i) the names of the scholarships donated before the vesting day in respect of which the amounts donated and the conditions of award as laid down by the donors are known, and the names of scholarships donated and accepted after that day under paragraph (a) of subsection (2) of section 14;

(ii) the moneys and assets representing the original donation in respect of each scholarship;

(iii) the original number of awards in respect of each scholarship;

(iv) the original value of each scholarship or of the awards thereof;

(v) the conditions of award in respect of each scholarship;

(vi) the name of the donor; and

(c) in Part III—

(i) the Fung Ping Shan scholarship, and the names of the scholarships donated and accepted after the vesting day under paragraph (b) of subsection (2) of section 14;

(ii) the moneys and assets representing the original donation in respect of each scholarship;

- (iii) the original number of awards in respect of each scholarship;
- (iv) the original value of each scholarship or of the awards thereof;
- (v) the conditions of award in respect of each scholarship;
- (vi) the name of the donor.

(2) The secretary shall note in the Register any changes made in respect of any scholarship under section 13 or 17.

(3) The Register shall be available for public inspection at the office of the Director at all convenient times on payment to the fund of a fee of 5 dollars."

Amendment of section 9.

6. Section 9 of the principal Ordinance is amended by deleting subsection (2) and substituting the following—

"(2) The treasurer shall keep full and complete accounts of the fund and separate accounts in respect of—

- (a) the general capital and the General Reserve Fund of the scholarships referred to in Parts I and II of the Register;
- (b) the separate capital and the Separate Reserve Fund of each scholarship referred to in Part III of the Register;
- (c) any fees paid in accordance with subsection (3) of section 8."

Amendment of section 11.

7. Section 11 of the principal Ordinance is amended in subsection (1) by deleting "interest on" and substituting the following—

"income from".

Repeal and replacement of section 12.

8. Section 12 of the principal Ordinance is repealed and replaced by the following—

"Disposal of excess income and reserve funds.

12. (1) The committee may direct the Trustee—

- (a) to transfer any income received in any year from the general capital which is in excess of the total amount required for payment of the scholarships referred to in Parts I and II of the Register in that year to the General Reserve Fund or to apply that income to form part of the general capital;

- (b) to apply the General Reserve Fund or any part thereof to form part of the general capital; or
 - (c) to apply the General Reserve Fund or any part thereof to augment the income from the general capital in any year.
- (2) The committee may direct the Trustee—
- (a) to transfer any income received in any year from a separate capital of a scholarship in Part III of the Register which is in excess of the amount required for payment of the scholarship for which it is applicable in that year to the Separate Reserve Fund of such scholarship or to apply that income to form part of the separate capital;
 - (b) to apply a Separate Reserve Fund of a scholarship in Part III of the Register or any part thereof to form part of the separate capital of such scholarship; or
 - (c) to apply a Separate Reserve Fund of a scholarship in Part III of the Register or any part thereof to augment the income from the separate capital of such scholarship in any year."

9. Section 13 of the principal Ordinance is repealed and replaced by the following—

Repeal and replacement of section 13.

"Variation of value of scholarship and creation of additional award.

13. (1) Subject to subsection (4), the committee may in any year, direct the Trustee—

- (a) to increase or decrease the value of any scholarship or of any award thereof; or
- (b) to create an additional award of any scholarship provided that the value of any other award of that scholarship does not thereby fall below its original value.

(2) Where an additional award of a scholarship is created under subsection (1)(b), the conditions of the award, which shall be specified by the committee, may differ as to school, institution, class, form, subject or otherwise from the conditions of any other award of that scholarship.

(3) The committee may direct the Trustee to cancel any additional award of a scholarship created under subsection (1)(b).

(4) The committee shall not under subsection (1) direct the Trustee to decrease the value of any scholarship or any award thereof, or to create any additional award thereof, without the consent of the donor of that scholarship if he is living.

(5) Notice of any variation of the value of a scholarship or of an award thereof or of the creation of an additional award of a scholarship shall be given by the Director by notice published in the *Gazette*."

Amendment of section 14.

10. Section 14 of the principal Ordinance is amended—

(a) in subsection (2) by deleting paragraphs (a) and (b) and substituting the following—

"(a) applied to form part of the general capital whereupon the scholarship payable out of such donation shall be entered in Part II of the Register; or

(b) retained in a separate account whereupon the scholarship payable out of such donation shall be entered in Part III of the Register."; and

(b) by inserting after subsection (2) the following subsection—

"(3) Notice of any future donations accepted under this section shall be given by the Director by notice published in the *Gazette*."

Amendment of section 17.

11. Section 17 of the principal Ordinance is amended in subsection (1) by deleting paragraphs (a) and (b) substituting the following—

"(a) the income from any part of the general capital in payment of any of the scholarships referred to in Parts I and II of the Register; or

(b) the income from the separate capital of a scholarship referred to in Part III of the Register in payment of such scholarship."

Amendment of section 18.

12. Section 18 of the principal Ordinance is amended in paragraph (a) by deleting "the First Schedule or the Second Schedule" and substituting the following—

"Part I, II or III of the Register".

Amendment of section 19.

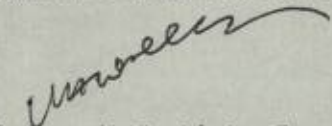
13. Section 19 of the principal Ordinance is amended in subsection (4) by deleting "interest thereon" and substituting the following—

"income therefrom".

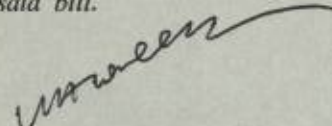
14. The First and Second Schedules to the principal Ordinance are deleted.

Deletion of First and Second Schedules.

Passed by the Hong Kong Legislative Council this 14th day of November, 1973.


Clerk to the Legislative Council.

This printed impression has been carefully compared by me with the bill, and is found by me to be a true and correctly printed copy of the said bill.


Clerk to the Legislative Council.

HONG KONG

No. 64 OF 1973



I assent.

W. J. M. Leung
Governor.

15th November, 1973.

An Ordinance to amend the Landlord and Tenant (Consolidation) Ordinance.

[16th November, 1973]

Enacted by the Governor of Hong Kong, with the advice and consent of the Legislative Council thereof.

1. This Ordinance may be cited as the Landlord and Tenant (Consolidation) (Amendment) Ordinance 1973. Short title.

2. Section 18 of the principal Ordinance is amended by inserting after subsection (4) the following new subsection— Amendment of section 18. (Cap. 7.)

“(5) Where, after the commencement of the Landlord and Tenant (Consolidation) (Amendment) Ordinance 1973, an agreement is made for the surrender or termination of a tenancy under subsection (1), the premises to which the agreement relates shall be excluded from the further application of this Part.”

Amendment of section 28.

3. Section 28 of the principal Ordinance is amended by deleting subsection (3) and substituting the following—

“(3) Where, after the commencement of the Landlord and Tenant (Consolidation) (Amendment) Ordinance 1973, a tenancy agreement is executed under subsection (2), the premises to which the agreement relates shall be excluded from the further application of this Part.”.

Passed by the Hong Kong Legislative Council this 14th day of November, 1973.

[Signature]
Clerk to the Legislative Council.

This printed impression has been carefully compared by me with the bill, and is found by me to be a true and correctly printed copy of the said bill.

[Signature]
Clerk to the Legislative Council.

HONG KONG

No. 65 OF 1973



I assent.

[Signature]
Governor.

15th November, 1973.

An Ordinance to amend the Community Relief Trust Fund Ordinance.

[16th November, 1973]

Enacted by the Governor of Hong Kong, with the advice and consent of the Legislative Council thereof.

- 1. This Ordinance may be cited as the Community Relief Trust Fund (Amendment) Ordinance 1973. Short title.
- 2. The long title of the principal Ordinance is amended by deleting “Community Relief Trust Fund” and substituting the following—
“Emergency Relief Fund”. Amendment of long title.
(Cap. 1103.)
- 3. The preamble to the principal Ordinance is amended—
(a) in paragraph (a) by deleting “Community Relief Fund” and substituting the following—
“fund for community relief”; and Amendment of preamble.

(b) in paragraph (c) by deleting "to be known as the Community Relief Trust Fund".

Amendment of section 1.

4. Section 1 of the principal Ordinance is amended by deleting "Community Relief Trust Fund Ordinance" and substituting the following—

"Emergency Relief Fund Ordinance".

Amendment of section 3.

5. Section 3 of the principal Ordinance is amended in subsection (1)—

(a) by deleting "to be known as the Community Relief Trust Fund, hereinafter referred to as the fund,"; and

(b) by inserting at the end thereof the following—

"The fund shall be known as the Emergency Relief Fund."

Amendment of section 5.

6. Section 5 of the principal Ordinance is amended in subsection (1) by deleting "Community Relief Trust Fund Committee" and substituting the following—

"Emergency Relief Fund Committee".

Passed by the Hong Kong Legislative Council this 14th day of November, 1973.

W. W. M. ...

Clerk to the Legislative Council.

This printed impression has been carefully compared by me with the bill, and is found by me to be a true and correctly printed copy of the said bill.

W. W. M. ...

Clerk to the Legislative Council.



I assent.

W. W. M. ...
Governor

the Community Relief Trust Fund Ordinance and substituting the following—

“Emergency Relief Fund Ordinance”.

Amendment of section 3.

5. Section 3 of the principal Ordinance is amended in subsection (1)—

(a) by deleting “to be known as the Community Relief Trust Fund, hereinafter referred to as the fund.”; and

(b) by inserting at the end thereof the following—

“The fund shall be known as the Emergency Relief Fund.”.

Amendment of section 5.

6. Section 5 of the principal Ordinance is amended in subsection (1) by deleting “Community Relief Trust Fund Committee” and substituting the following—

“Emergency Relief Fund Committee”.

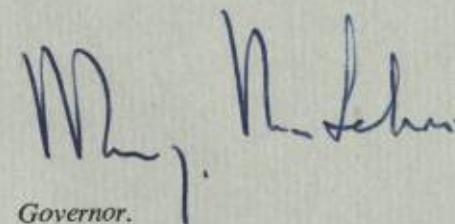
Passed by the Hong Kong Legislative Council this 14th day of November, 1973.

HONG KONG

No. 66 OF 1973



I assent.


Governor.

29th November, 1973.

An Ordinance to amend the Government Lotteries Ordinance and to validate certain appropriations from the Lotteries Fund.

[30th November, 1973]

Enacted by the Governor of Hong Kong, with the advice and consent of the Legislative Council thereof.

1. This Ordinance may be cited as the Government Lotteries (Amendment and Validation) Ordinance 1973. Short title.

2. Section 2 of the principal Ordinance is amended by inserting, after the definition of “Committee”, the following new definition— Amendment of section 2. (Cap. 334.)

“(Cap. 62) “gale warning” means a warning of the occurrence of a tropical cyclone in, or in the vicinity of, Hong Kong by the display of any of the local visual storm warning signals referred to in section 5 of the Judicial Proceedings (Adjournment During Gale Warnings) Ordinance;”.

Amendment of
section 6.

3. Section 6 of the principal Ordinance is amended—
- (a) in subsection (4), by deleting "Subject to subsection (5), the" and substituting the following—
"The";
- (b) by deleting subsection (5).

Amendment of
section 7.

4. Section 7 of the principal Ordinance is amended—
- (a) in subsection (1), by deleting "an income and expenditure account and balance sheet" and substituting the following—
"a receipts and payments account and statement of assets and liabilities";
- (b) by inserting after subsection (1) the following new subsection—
"(1A) The accounts of the Lotteries Fund and the signed statement of the accounts shall be audited by the Director of Audit, who shall certify the statement and make such report as he thinks fit."; and
- (c) in subsection (2), by deleting "statement" and substituting the following—
"and audited statement of accounts and of any report by the Director of Audit".

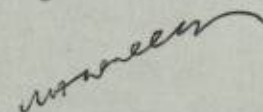
Amendment of
section 9.

5. Section 9 of the principal Ordinance is amended—
- (a) in paragraph (h), by deleting the full stop at the end thereof and substituting a semicolon; and
- (b) by inserting after paragraph (h) the following new paragraph—
"(i) the postponement of the drawing of any lottery which is due to take place within the duration of a gale warning."

Validation.

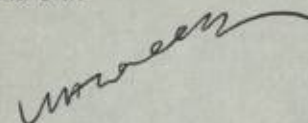
6. No appropriation from the Lotteries Fund purporting to have been made under section 6(4) of the principal Ordinance before the commencement of this Ordinance shall be invalid by reason only of that—
- (a) the Governor did not approve a social welfare service;
- (b) section 6(5) of the principal Ordinance was not complied with; or
- (c) the Governor did not approve a social welfare service and section 6(5) of the principal Ordinance was not complied with.

Passed by the Hong Kong Legislative Council this 28th day of November, 1973.



Clerk to the Legislative Council.

This printed impression has been carefully compared by me with the bill, and is found by me to be a true and correctly printed copy of the said bill.



Clerk to the Legislative Council.

HONG KONG

No. 67 OF 1973



I assent.

M. J. M. Leung
Governor.

29th November, 1973.

An Ordinance to authorize a supplementary appropriation to defray the charges of the financial year ended the 31st day of March 1973.

[30th November, 1973]

WHEREAS it has become necessary to make further provision for the public service of the Colony for the financial year ended the 31st day of March 1973, in addition to the charge upon the revenue and other funds of the Colony authorized by the Appropriation Ordinance 1972:

Preamble.

NOW, THEREFORE, BE IT ENACTED by the Governor of Hong Kong, with the advice and consent of the Legislative Council thereof, as follows—

1. This Ordinance may be cited as the Supplementary Appropriation (1972-73) Ordinance 1973.

Short title.

2. A sum of eight hundred and eleven million, four hundred and three thousand six hundred and eighty-nine dollars is hereby charged upon the revenue and other funds of the Colony for the

Appropriation from general revenue and other funds.

service of the financial year ended the 31st day of March 1973, the appropriation of the sum so charged being approved as specified in the Schedule.

Schedule.

SCHEDULE

<i>Number of Vote</i>	<i>Head of Expenditure</i>	<i>Amount of Vote</i>
		\$
21.	His Excellency the Governor's Establishment	179,156
23.	Audit Department	154,650
27.	Colonial Secretariat: London Office	1,704,936
33.	Defence: Auxiliary Medical Service	20,924
35.	Defence: Miscellaneous Measures	529,052
36.	Education Department	38,144,509
37.	Fire Services Department	1,975,882
38.	Government Supplies Department	6,671,263
39.	Hong Kong Polytechnic	4,685,716
40.	Immigration Department	605,974
43.	Judiciary	1,185,331
44.	Kowloon-Canton Railway	351,078
47.	Legal Department	666,252
48.	Legal Aid Department	342,344
49.	Marine Department	89,780
50.	Medical and Health Department	20,059,775
51.	Miscellaneous Services	609,054,246
52.	New Territories Administration	1,603,313
53.	Office of Unofficial Members of Executive and Legislative Councils	10,366
54.	Pensions	14,827,110
56.	Police: Royal Hong Kong Auxiliary Police Force	4,965,395
59.	Prisons Department	644,044
61.	Public Services Commission	39,227
63.	Public Works Recurrent	31,820,468
64.	Public Works Non-Recurrent: Headquarters	10,580,379
66.	Public Works Non-Recurrent: Engineering	26,699,505
70.	Registrar General's Department	677,103
71.	Registration of Persons Office	196,012
72.	Registry of Trade Unions	21,651
73.	Resettlement Department	6,267,288
76.	Social Welfare Department	14,642,053
79.	Subventions: Miscellaneous	611,307
80.	Transport Department	575,311
81.	Treasury	168,689

<i>Number of Vote</i>	<i>Head of Expenditure</i>	<i>Amount of Vote</i>
		\$
83.	Urban Services Department and Urban Council ...	8,796,493
84.	Urban Services Department: Housing Division ...	1,837,107
	TOTAL	\$811,403,689

Passed by the Hong Kong Legislative Council this 28th day of November, 1973.

W. M. ...
Clerk to the Legislative Council.

This printed impression has been carefully compared by me with the bill, and is found by me to be a true and correctly printed copy of the said bill.

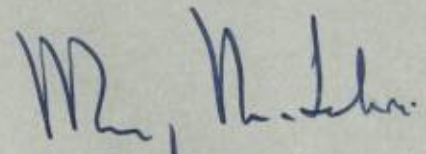
W. M. ...
Clerk to the Legislative Council.

HONG KONG

No. 68 OF 1973



I assent.


Governor.

29th November, 1973.

An Ordinance to amend the District Court Ordinance and to make related amendments to other Ordinances.

[]

Enacted by the Governor of Hong Kong, with the advice and consent of the Legislative Council thereof.

1. This Ordinance may be cited as the District Court (Amendment) (No. 2) Ordinance 1973, and shall come into operation on a day to be appointed by the Governor by notice in the *Gazette*.

Short title and commencement.

2. Sections 32, 33, 34, 37(1), 41 and 52(1)(a) and (d) of the principal Ordinance are amended by deleting "ten thousand dollars" in each place where it occurs and substituting the following—

Amendment of sections 32, 33, 34, 37(1), 41 & 52(1)(a) & (d).
(Cap. 336.)

"twenty thousand dollars".

Amendment of sections 35, 36, 37(3), 52(1)(c) & 69(3).

3. Sections 35, 36, 37(3), 52(1)(c) and 69(3) of the principal Ordinance are amended by deleting "five thousand dollars" in each place where it occurs and substituting the following—

"fifteen thousand dollars".

Transitional provisions.

4. (1) For the avoidance of doubts, where an action or matter commenced in the Supreme Court before the commencement of this Ordinance has been brought within the jurisdiction of the District Court by reason of an amendment effected by this Ordinance, the Supreme Court or a judge thereof may order the transfer of such action or matter to the District Court under section 40 of the principal Ordinance.

(2) Notwithstanding section 43 of the principal Ordinance, where an action or matter commenced in the Supreme Court before the commencement of this Ordinance is ordered to be transferred from the Supreme Court to the District Court by reason of an amendment effected by this Ordinance, then, as regards so much of the proceedings as takes place in the Supreme Court before transfer, a District Judge may, if satisfied that there was sufficient reason for bringing the action in the Supreme Court and subject to any order of the Supreme Court, make an order allowing costs on the Supreme Court scale or on any District Court scale.

(3) In relation to an action or matter commenced in the District Court before the commencement of this Ordinance, a District Judge may refuse to make an order under section 39(1) of the principal Ordinance, if the action or matter has been brought within the jurisdiction of the District Court by reason of an amendment effected by this Ordinance.

Consequential Amendments, Schedule.

5. The Ordinances specified in the second column of the Schedule are amended in the manner set out in the third column thereof.

SCHEDULE [s. 5.]

CONSEQUENTIAL AMENDMENTS

Short title	Amendment
(Cap. 111.) 1. Estate Duty Ordinance	(1) Section 14(1) is amended by deleting "five thousand dollars" and substituting the following— "twenty thousand dollars". (2) Section 19(2) is amended by deleting "ten thousand dollars" and substituting the following— "twenty thousand dollars".

Short title

Amendment

2. Inland Revenue Ordinance

Section 75(2) is amended by deleting "ten thousand dollars" and substituting the following—

"twenty thousand dollars". (Cap. 112.)

3. Legal Practitioners Ordinance

Section 61(3) is amended by deleting "ten thousand dollars" in each place it occurs and substituting the following—

"twenty thousand dollars". (Cap. 159.)

4. Rating Ordinance 1973

Section 33 is amended by deleting "ten thousand dollars" and substituting the following—

"twenty thousand dollars". (11 of 1973.)

Passed by the Hong Kong Legislative Council this 28th day of November, 1973.

Chamuel
Clerk to the Legislative Council.

This printed impression has been carefully compared by me with the bill, and is found by me to be a true and correctly printed copy of the said bill.

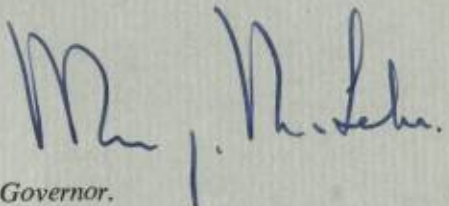
Chamuel
Clerk to the Legislative Council.

HONG KONG

No. 69 OF 1973



I assent.


Governor.

29th November, 1973.

An Ordinance to amend the Interpretation and General Clauses Ordinance.

[30th November, 1973]

Enacted by the Governor of Hong Kong, with the advice and consent of the Legislative Council thereof.

1. This Ordinance may be cited as the Interpretation and General Clauses (Amendment) Ordinance 1973. Short title.

2. Section 4 of the principal Ordinance is amended by deleting "Governor" wherever it appears and substituting in each place the following— Amendment of section 4. (Cap. 1.)

"Colonial Secretary".

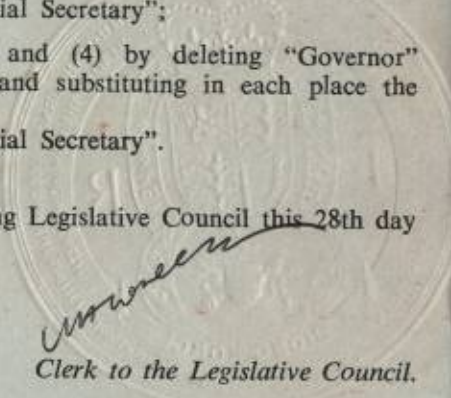
3. Section 55 of the principal Ordinance is amended by deleting "Governor" wherever it appears and substituting in each place the following— Amendment of section 55.

"Colonial Secretary".

Amendment of section 97.

- 4. Section 97 of the principal Ordinance is amended—
 - (a) in subsection (1) by deleting "Governor" in the second place where it occurs and substituting the following—
"Financial Secretary";
 - (b) in subsection (2) by deleting "Governor" in the second place where it occurs and substituting the following—
"Financial Secretary";
 - (c) in subsections (3) and (4) by deleting "Governor" wherever it occurs and substituting in each place the following—
"Financial Secretary".

Passed by the Hong Kong Legislative Council this 28th day of November, 1973.


[Signature]
 Clerk to the Legislative Council.

This printed impression has been carefully compared by me with the bill, and is found by me to be a true and correctly printed copy of the said bill.

[Signature]
 Clerk to the Legislative Council.



I assent.

[Signature]
 Mr. N. Lehn.

- “Financial Secretary”;
- (b) in subsection (2) by deleting “Governor” in the second place where it occurs and substituting the following—
“Financial Secretary”;
- (c) in subsections (3) and (4) by deleting “Governor” wherever it occurs and substituting in each place the following—
“Financial Secretary”.

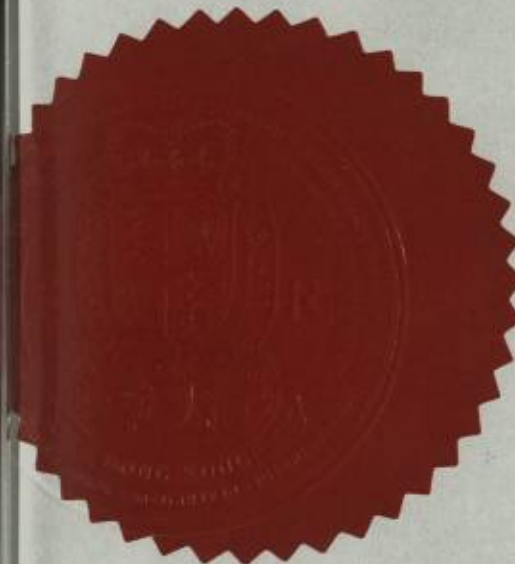
Passed by the Hong Kong Legislative Council this 28th day of November, 1973.

W. W. M. Chan
Clerk to the Legislative Council.

This printed impression has been carefully compared

HONG KONG

No. 70 OF 1973



I assent.

M. J. M. Lehn
Governor.

29th November, 1973.

An Ordinance to amend the Betting Duty Ordinance.

[30th November, 1973]

Enacted by the Governor of Hong Kong, with the advice and consent of the Legislative Council thereof.

1. This Ordinance may be cited as the Betting Duty (Amendment) Ordinance 1973.

Short title.

2. Section 3 of the principal Ordinance is repealed and replaced by the following—

Repeal and replacement of section 3. (Cap. 108.)

“Authoriza-
tion of
totalizator
or *pari-
mutuel*
betting on
horse or
pony races.

3. (1) Ordinary race, jockey or hunt clubs which organize meetings for horse or pony races in the Colony may, with the written permission of the Commissioner of Police and subject to such conditions as he may see fit to impose, conduct totalizator or *pari-mutuel* betting on the race course premises on such races.

(2) The Royal Hong Kong Jockey Club may, with the written permission of the Commissioner of Police and subject to such conditions as he may see fit to impose, conduct totalizator or *pari-mutuel* betting at or from premises other than the race course premises on horse or pony races organized by it in the Colony.

(3) Not less than ninety *per cent* of the total bets on a totalizator or *pari-mutuel* shall, after deduction of the duty payable under section 6, be devoted to prizes to the ticket holders."

Passed by the Hong Kong Legislative Council this 28th day of November, 1973.

W. W. W. W.
Clerk to the Legislative Council.

This printed impression has been carefully compared by me with the bill, and is found by me to be a true and correctly printed copy of the said bill.

W. W. W. W.
Clerk to the Legislative Council.

HONG KONG

No. 71 OF 1973

I assent.

M. J. N. Leung
Governor.

29th November, 1973.

An Ordinance to amend the Railways Ordinance.

[30th November, 1973]

Enacted by the Governor of Hong Kong, with the advice and consent of the Legislative Council thereof.

- | | |
|---|------------------------------------|
| 1. This Ordinance may be cited as the Railways (Amendment) Ordinance 1973. | Short title. |
| 2. Section 2 of the principal Ordinance is amended— | Amendment of section 2. (Cap. 99.) |
| (a) in the definition of "administrator" by inserting before "manager" the following—
"general"; | |
| (b) by deleting the definition of "assistant manager" and substituting the following definition—
"assistant general manager" means the person appointed by the Governor to act as assistant general manager of a railway;" | |

- (c) by deleting the definition of "manager" and substituting the following definition—

““general manager” means the person appointed by the Governor to act as general manager of a railway;” and

- (d) in the definition of "railway official" by deleting "any manager or assistant manager" and substituting the following—

“the general manager, assistant general manager”.

Amendment of section 3.

3. Section 3 of the principal Ordinance is amended—

- (a) by inserting before "manager" wherever it occurs the following—

“general”; and

- (b) by deleting "assistant engineer" and substituting the following—

“assistant chief resident engineer”.

Amendment of section 13.

4. Section 13 of the principal Ordinance is amended by deleting "locomotive engines" and substituting the following—

“locomotives”.

Amendment of sections 15 and 17.

5. Sections 15 and 17 of the principal Ordinance are amended by inserting before "manager" wherever it occurs the following—

“general”.

Amendment of section 22.

6. Section 22 of the principal Ordinance is amended by deleting "Schedule" wherever it occurs and substituting the following—

“First Schedule”.

Amendment of section 26.

7. Section 26 of the principal Ordinance is amended by deleting "Commissioner for Transport" and substituting the following—

“Colonial Secretary”.

Amendment of section 29.

8. Section 29 of the principal Ordinance is amended—

- (a) in subsection (1) by substituting a semicolon for the full stop at the end of paragraph (j), and by inserting after paragraph (j) the following new paragraph—

“(k) to make standing orders regulating the work and conduct of railway officials.”;

- (b) in subsection (2)—

(i) by deleting paragraphs (a) and (g);

(ii) by deleting in paragraph (h) the following—
“working for or”.

9. Section 31 of the principal Ordinance is amended—

Amendment of section 31.

- (a) by deleting subsection (1);

- (b) in subsection (2)—

(i) by deleting "rule" and substituting the following—
“standing order”;

(ii) by inserting before "manager" the following—
“general”; and

(iii) by inserting after "exceeding" the following—
“one half of”;

- (c) in subsection (4) by inserting before "manager" the following—

“general”;

- (d) by deleting subsection (6) and substituting the following—

“(6) This section shall not apply to any railway official of or above the ranks specified in the Second Schedule.”; and

- (e) by inserting after subsection (6) the following new subsection—

“(7) The Governor may by order amend the Second Schedule.”.

10. Section 35 of the principal Ordinance is amended by deleting "two hundred and fifty" and substituting the following—

Amendment of section 35.

“one thousand”.

11. Section 36 of the principal Ordinance is amended—

Amendment of section 36.

- (a) by inserting before "manager" the following—

“general”;

- (b) by deleting "engine" and substituting the following—

“locomotive”; and

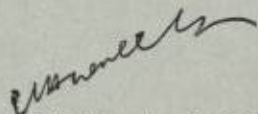
- (c) by deleting "two hundred and fifty" and substituting the following—

“one thousand”.

- Repeal of section 37. **12.** The principal Ordinance is amended by repealing section 37.
- Amendment of section 38. **13.** Section 38 of the principal Ordinance is amended by deleting "two hundred and fifty" and substituting the following—
"one thousand".
- Amendment of section 40. **14.** Section 40 of the principal Ordinance is amended—
(a) by deleting paragraph (a); and
(b) by deleting "two hundred and fifty" and substituting the following—
"one thousand".
- Amendment of section 41. **15.** Section 41 of the principal Ordinance is amended by inserting before "manager" wherever it occurs the following—
"general".
- Amendment of section 44. **16.** Section 44 of the principal Ordinance is amended—
(a) by deleting "one hundred" and substituting the following—
"five hundred"; and
(b) by deleting "fifty" and substituting the following—
"two hundred and fifty".
- Amendment of section 45. **17.** Section 45 of the principal Ordinance is amended in subsection (2) by deleting "five hundred" and substituting the following—
"two thousand".
- Repeal of section 46. **18.** The principal Ordinance is amended by repealing section 46.
- Amendment of sections 47, 48, 49 and 51. **19.** Sections 47, 48, 49 and 51 of the principal Ordinance are amended by deleting "two hundred and fifty" in each of these sections and substituting the following—
"one thousand".
- Amendment of section 50. **20.** Section 50 of the principal Ordinance is amended by deleting "five hundred" and substituting the following—
"two thousand".
- Amendment of section 52. **21.** Section 52 of the principal Ordinance is amended in subsections (1) and (2) by deleting "twenty-five" and substituting the following—
"one hundred".

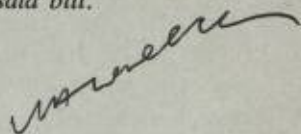
- 22.** Section 53 of the principal Ordinance is amended by deleting "one thousand" and substituting the following—
"five thousand". Amendment of section 53.
- 23.** Section 54 of the principal Ordinance is amended—
(a) by deleting "engine" and substituting the following—
"locomotive"; and
(b) by deleting "two hundred and fifty" and substituting the following—
"one thousand". Amendment of section 54.
- 24.** Section 55 of the principal Ordinance is repealed and replaced by the following—
"Penalty for breach of duty by railway official. **55.** If a railway official is negligent in the performance of his duty and the safety of any person travelling or being upon a railway is thereby endangered or likely to be endangered, such official shall be liable on summary conviction to a fine of five thousand dollars and imprisonment for one year." Repeal and replacement of section 55.
- 25.** Section 56 of the principal Ordinance is amended by deleting "one thousand" and substituting the following—
"five thousand". Amendment of section 56.
- 26.** Section 57 of the principal Ordinance is amended by deleting "two hundred and fifty" and substituting the following—
"one thousand". Amendment of section 57.
- 27.** Section 61 of the principal Ordinance is amended by deleting "two hundred and fifty" and substituting the following—
"one thousand". Amendment of section 61.
- 28.** The Schedule to the principal Ordinance is amended—
(a) by deleting the heading "SCHEDULE" and substituting the following—
"FIRST SCHEDULE"; and
(b) by deleting item (o). Amendment of Schedule.
- 29.** The principal Ordinance is amended by inserting at the end thereof the following new Schedule—
"SECOND SCHEDULE [s. 31.]
Railway Officer Class III
Railway Engineering Assistant Class II
Assistant Railway Workshops Inspector
Assistant Way and Works Inspector." Addition of new Second Schedule.

Passed by the Hong Kong Legislative Council this 28th day of November, 1973.

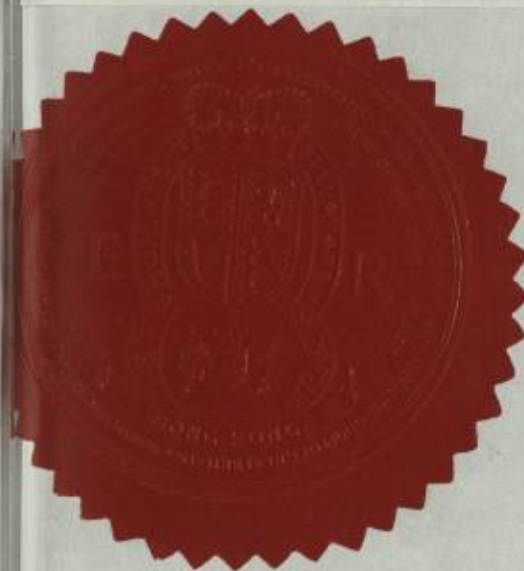


Clerk to the Legislative Council.

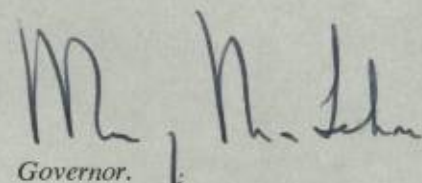
This printed impression has been carefully compared by me with the bill, and is found by me to be a true and correctly printed copy of the said bill.



Clerk to the Legislative Council.



I assent.



Governor.

13th December 1973

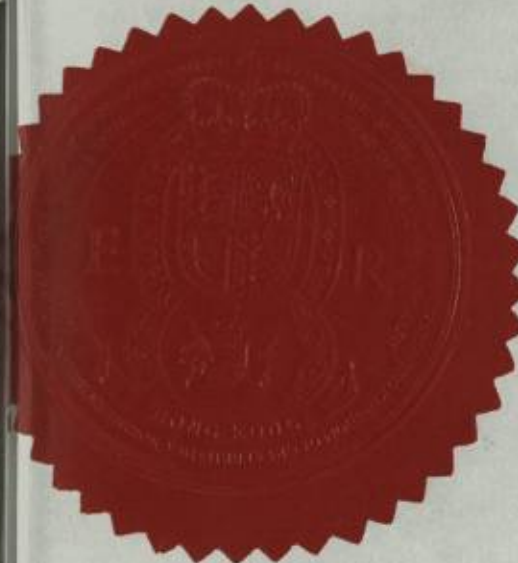
HONG KONG

No. 72 OF 1973

[Signature]
Clerk to the Legislative Council.

*This printed impression has been carefully compared
by me with the bill, and is found by me to be a true and
correctly printed copy of the said bill.*

[Signature]
Clerk to the Legislative Council.



I assent.

[Signature]
Governor.

13th December, 1973.

An Ordinance to amend various Ordinances to enable the Governor or certain public officers to exercise powers hitherto vested in the Governor in Council and make provisions incidental thereto.

[14th December, 1973]

Enacted by the Governor of Hong Kong, with the advice and consent of the Legislative Council thereof.

1. This Ordinance may be cited as the Miscellaneous Amendments (Powers of the Governor in Council) Ordinance 1973. Short title.
2. The Ordinances specified in the second column of the Schedule are amended in the manner provided in the third column thereof. Amendments.
Schedule.

SCHEDULE [s. 2.]

AMENDMENTS

Item	Ordinance	Amendment	
1.	Jury Ordinance.	1. Section 8 is amended by deleting "Governor in Council" and substituting the following— "Governor".	(Cap. 3.)

Item Ordinance

Amendment

(Cap. 7.)

2. Landlord and Tenant
(Consolidation)
Ordinance.

1. Section 4 is amended—
- (a) in subsection (1) by deleting "Governor in Council" and substituting the following—
"Governor";
- (b) in subsection (2) by deleting "by —" and paragraphs (a) and (b) and substituting the following—
"by the Governor.";
- (c) in subsection (7) by deleting "of —" and paragraphs (a) and (b) and substituting the following—
"of the Governor."; and

2. Section 9 is amended—
- (a) in subsection (4)—
- (i) by deleting "Clerk of Councils" and substituting the following—
"Colonial Secretary"; and
- (ii) by deleting "Governor in Council" and substituting the following—
"Governor"; and
- (b) in subsection (5), by deleting "Governor in Council" and substituting the following—
"Governor".
3. Section 10(1)(b) is amended by deleting "Governor in Council" and substituting the following—
"Governor".
4. Section 11 is amended—
- (a) in subsection (3)(b) by deleting "Clerk of Councils" and substituting the following—
"Colonial Secretary"; and
- (b) in subsection (4)—
- (i) by deleting "Clerk of Councils" and substituting the following—
"Colonial Secretary"; and
- (ii) by deleting "Governor in Council" and substituting the following—
"Governor".

Item Ordinance

Amendment

3. Crown Land Ordinance.

4. Trustee Ordinance.

5. Fire and Marine Insurance Companies Deposit Ordinance.

- (d) in subsections (11)(a) and (b), (12) and (13) by deleting "or Governor in Council as the case may be," wherever it occurs.

2. Section 5 is amended by deleting "Governor in Council" wherever it occurs and substituting in each case the following—

"Governor".

3. Sections 6 and 7 are amended by deleting "or Governor in Council, as the case may be," wherever it occurs.

4. Section 8(2) is amended by deleting "Governor in Council" in both places where it occurs and substituting in each case the following—

"Governor".

5. Section 43(1) is amended by deleting "or Governor in Council, as the case may be,".

6. Section 114 is amended by deleting "Governor in Council may" and substituting the following—

"Governor may by notice published in the *Gazette*".

Part VI is amended by adding before section 16 the following new section—

"Power of approval by Governor in Council in Crown leases.

15A. Where any Crown lease contains a condition to the effect that any matter or thing may not be done without the approval or consent of the Governor in Council, the condition shall be deemed to include a provision that the power of the Governor in Council to grant approval or give consent may be exercised by the Governor."

(Cap. 28.)

Sections 105 and 106 are amended by deleting "Governor in Council" wherever it occurs and substituting in each case the following—

"Governor".

(Cap. 29.)

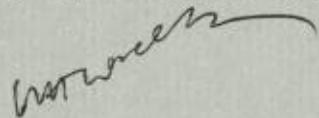
Section 5 is amended by deleting "Governor in Council" wherever it occurs and substituting in each case the following—

"Registrar of Companies".

(Cap. 34.)

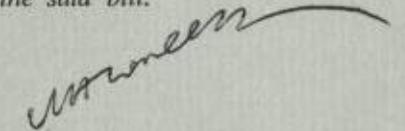
Item	Ordinance	Amendment
(Cap. 36.)	6. Life Insurance Companies Ordinance.	Sections 3(1) and (3)(a) and 5 are amended by deleting "Governor in Council" wherever it occurs and substituting in each case the following— "Registrar".
(Cap. 89.)	7. Pensions Ordinance.	Section 2(1) is amended in the definition of "pensionable office" by deleting "Governor in Council" wherever it occurs and substituting in each case the following— "Governor".
(Cap. 94.)	8. Widows and Orphans Pension Ordinance.	Section 4(3) is amended by deleting "Governor in Council" and substituting the following— "Colonial Secretary".
(Cap. 141.)	9. Quarantine and Prevention of Disease Ordinance.	Section 2(1) is amended in the definition of "infectious disease" by deleting "Governor in Council" and substituting the following— "Director of Medical and Health Services".
(Cap. 155.)	10. Banking Ordinance.	Section 18(6)(h) is amended by deleting "Governor in Council" and substituting the following— "Financial Secretary".
(Cap. 332.)	11. Trade Unions Ordinance.	1. Section 28 is amended by deleting "Governor in Council" wherever it occurs and substituting in each case the following— "Governor". 2. Section 45(1) is amended by deleting "Governor in Council" in both places where it occurs and substituting in each case the following— "Governor". 3. Section 51(1) is amended by deleting "Governor in Council" and substituting the following— "Governor".

Passed by the Hong Kong Legislative Council this 12th day of December, 1973.



Clerk to the Legislative Council.

This printed impression has been carefully compared by me with the bill, and is found by me to be a true and correctly printed copy of the said bill.



Clerk to the Legislative Council.