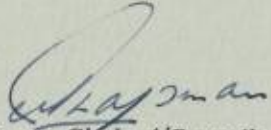


108
PUBLIC HEALTH AND URBAN SERVICES ORDINANCE 1960.
(No. 30 of 1960).

Resolution made and passed by the Legislative Council under section 144 of the Public Health and Urban Services Ordinance 1960 on the 28th day of July, 1965.

Resolved, pursuant to section 144 of the Public Health and Urban Services Ordinance 1960, that the Ventilation (Amendment) By-laws 1965, made by the Urban Council under section 88 of the said Ordinance on the 6th day of July, 1965, be approved.


Deputy Clerk of Councils.

COUNCIL CHAMBER,
28th July, 1965.

(Secretariat GR5/3231/60^{II})

PUBLIC HEALTH AND URBAN SERVICES ORDINANCE 1960.
(No. 30 of 1960).

VENTILATION (AMENDMENT) BY-LAWS 1965.

In exercise of the powers conferred by section 88 of the Public Health and Urban Services Ordinance 1960, the Urban Council has made the following by-laws—

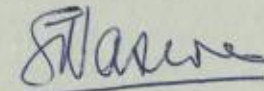
1. These by-laws may be cited as the Ventilation (Amendment) Citation.
By-laws 1965.

2. By-law 3 of the Ventilation By-laws 1961 is amended by the insertion in paragraph (b) of the definition "building", after the word "workplace", of the following—

" , shop or office".

Amendment
of by-law 3.
(G.N.A.
72/61).

Made by the Urban Council this 6th day of July, 1965.



Secretary.

Explanatory Note.

(This Note is not part of the by-laws, but is intended to indicate their general purport).

The purpose of these by-laws is intended to extend the scope of the provisions contained in the Ventilation By-laws 1961 to include shops and offices.

PUBLIC HEALTH AND URBAN SERVICES ORDINANCE 1960.
(No. 30 of 1960).

**FOOD ADULTERATION (METALLIC CONTAMINATION)
(AMENDMENT) REGULATIONS 1965.**

In exercise of the powers conferred by sections 55 and 143 of the Public Health and Urban Services Ordinance 1960 the Governor in Council has made the following regulations—

1. These regulations may be cited as the Food Adulteration (Metallic Contamination) (Amendment) Regulations 1965. Citation.

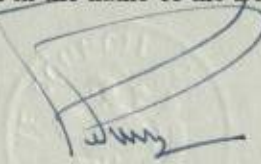
2. The Food Adulteration (Metallic Contamination) Regulations 1960 are amended by the addition, after regulation 3, of the following new regulation— Addition of new regulation 4. (G.N.A. 73/60).

"Name in which proceedings may be brought.

4. Without prejudice to the provisions of any other enactment relating to the prosecution of criminal offences, and without prejudice to the powers of the Attorney General in relation to the prosecutions of criminal offences, prosecutions for an offence under any of the provisions of these regulations may—

(a) where the offence was committed in the urban areas, be brought in the name of the Urban Council; or

(b) where the offence was committed in the New Territories, be brought in the name of the Director of Urban Services."



Clerk of Councils.

COUNCIL CHAMBER,
10th August, 1965.

Explanatory Note.

(This Note is not part of the regulations, but is intended to indicate their general purport).

The purpose of these regulations is to insert a provision similar to that in other subsidiary legislation under the Public Health and Urban Services Ordinance 1960 specifying in whose name prosecutions may be brought.

(Secretariat GR3/3231/60)

PUBLIC HEALTH AND URBAN SERVICES ORDINANCE 1960.
(No. 30 of 1960).

**COLOURING MATTER IN FOOD (AMENDMENT)
REGULATIONS 1965.**

In exercise of the powers conferred by sections 55 and 143 of the Public Health and Urban Services Ordinance 1960 the Governor in Council has made the following regulations—

1. These regulations may be cited as the Colouring Matter in Food (Amendment) Regulations 1965. Citation.

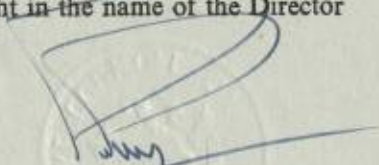
2. The Colouring Matter in Food Regulations 1960 are amended by the addition, after regulation 6, of the following new regulation— Addition of new regulation 6A.

"Name in which proceedings may be brought.

6A. Without prejudice to the provisions of any other enactment relating to the prosecution of criminal offences, and without prejudice to the powers of the Attorney General in relation to the prosecutions of criminal offences, prosecutions for an offence under any of the provisions of these regulations may—

- (a) where the offence was committed in the urban areas, be brought in the name of the Urban Council; or
- (b) where the offence was committed in the New Territories, be brought in the name of the Director of Urban Services."

(G.N.A. 72/60).


Clerk of Councils.

COUNCIL CHAMBER,
10th August, 1965.

Explanatory Note.

(This Note is not part of the regulations, but is intended to indicate their general purport).

The purpose of these regulations is to insert a provision similar to that in other subsidiary legislation under the Public Health and Urban Services Ordinance 1960 specifying in whose name prosecutions may be brought.

(Secretariat GR3/3231/60)



CROSS HARBOUR TUNNEL.

Resolution made and passed by the Legislative Council on the 11th day of August, 1965.

Resolved that this Council approves in principle the grant of a franchise to construct and operate a tunnel across the harbour between Wan Chai and Hung Hom in accordance with the basic conditions set down in the Schedule.

SCHEDULE.

- (1) The Victoria City Development Company (or such other company as may with the approval of the Company and Government be substituted for it) (hereinafter referred to as "the Company") to be granted an exclusive franchise to construct and operate a four-lane vehicular tunnel between Wan Chai and Hung Hom.
- (2) The franchise to bear no rights for the construction of a second tunnel on the same or any other route.
- (3) The franchise to run for 30 years from the date (hereinafter referred to as the "start of construction") on which permission is given by Government to commence physical construction works on the tunnel site. There is to be no right of renewal thereafter.
- (4) (a) A royalty of 12½% on gross operating receipts to be payable for the period of the franchise provided that on application by the Company the annual cash payment during the first ten years of operation of the tunnel, may be reduced so that it is less than 12½%, but not less than 7½%. Any arrangements for reduced royalty are to be reviewed annually. The difference between the amount due at 12½% and the actual cash payment at the reduced rate to be credited to Government in the accounts of the Company and the balance to earn compound interest at 7% per annum compounded quarterly. This account to be liquidated not less than 5 years before the end of the franchise.
 (b) Royalty payments to be paid quarterly in arrears within one month of the quarter to which the operating receipts relate.
 (c) "Operating receipts" to include all revenue received by the Company in consideration of goods and services offered but to exclude income earned on investments and interest received on current assets.
- (5) (a) Government is to assume liability for any compensation which it may be decided to pay to the ferry companies arising from the 1956 Government statement.
 (b) The Hong Kong and Yaumati Ferry Company Limited and the Star Ferry Company Limited to be given the option of taking up to 5% each of the equity capital of the Company. In the event that either ferry company does not take up the option in full the difference may be offered to the other ferry company. All options are to be kept open for one month from the date of offer.
- (6) The Company to pay from the start of construction an annual rent of \$75,000 to Government for way-leave over the Crown land (including sea-bed) occupied by the tunnel itself and its approaches as determined under sub-paragraph (25) below, subject to Government retaining full development rights over the land in question to the extent that such

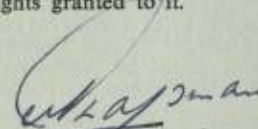
development does not interfere with traffic using the tunnel and excluding the site of any building for which a lease may be granted as set out in sub-paragraph (7) below.

- (7) The Company to be granted for a period conterminous with the franchise a lease of, and to pay a premium at the rate of \$250 per square foot in respect of, land for the erection of such buildings as may be agreed between the Director of Public Works and the Company as being necessary for the efficient operation of the franchise (other than toll booths, which, it is assumed, would be of simple one or two storey construction). Such premium to be payable, at the Company's option, by equal annual instalments over the period of the franchise, less the last year, with interest at 5%. Zone Crown Rent at \$5,000 per acre per annum to be charged for the land on which the toll booths stand, and Government to be entitled if it so desired in connexion with the exercise of its development rights under sub-paragraph (6) to relocate the existing toll booths either separately or as part of a building erected in the exercise of its development rights.
- (8) The Company to pay to Government the sum of \$12 million as a contribution towards the cost of constructing roads and other engineering works which would not otherwise be required or would cost less if the tunnel were not built. This sum to be paid in 2 equal consecutive biennial instalments without interest commencing 24 months from the start of construction. Government undertakes to complete sufficient road works to enable the tunnel to operate as soon as it is complete and hopes to complete all ancillary works by this time.
- (9) The Company to raise not less than 25% of the capital cost of the tunnel in the form of equity capital exclusive of any equity capital that may be contributed by Government.
- (10) Government to be given the option of taking up to 25% of any equity capital of the Company and, if Government takes up not less than 10% thereof, to be allocated seats on the Board of Directors of the Company in the same ratio as the amount taken up bears to the total issued equity capital (fractions of a seat not to count) but in any case not less than two seats.
- (11) (a) The Company to apply for and take all reasonable steps to obtain a quotation of its shares on the Hong Kong Stock Exchange before the second anniversary of the opening of the tunnel for traffic or such longer period as may be agreed by the Governor in Council.
(b) The public to be given an opportunity to participate in not less than 25% of the equity capital of the Company which shall be provided pro rata by all shareholders if called upon.
- (12) Rates to be payable by the Company in accordance with the provisions of the Rating Ordinance.
- (13) The Company to furnish to Government before any major contract is let or commitments are entered into for construction, a complete statement of its financing arrangements.
- (14) The Governor in Council to have power to approve or disapprove the fare structure but not so as to deny the Company a reasonable return on its capital. The initial basic fare structure shall be: \$2.50 for a private car, \$5.00 for a double-decker bus and \$7.50 for a lorry.
- (15) Government to have powers to take over the undertaking in the event of serious default on the terms of the franchise with such compensation for the assets as may be determined by arbitration less such penalty as the Governor in Council may deem appropriate, and to impose penalties by way of fines for lesser infringements.
- (16) On termination of the franchise the physical assets of the Company to revert to Government without compensation, except that the cost of any

machinery and equipment purchased in the final 5 years with the agreement of Government to be reimbursed at the depreciated value for Inland Revenue purposes.

- (17) Government to have powers to impose safety requirements and to enable the Police to control traffic provided that within the tunnel the Company would be required to provide its own policing arrangements for which by-laws would be enacted.
- (18) The tunnel to be completed within 5 years from the date on which the offer of a franchise by the Government is accepted by the Company or such extended period as the Governor in Council may allow, failing which the franchise to terminate without compensation.
- (19) The Company to permit on request electric power cables, telephone and other communication cables, water, and other pipes to be run through the tunnel if technically possible, provided the capital cost of installation is borne by the owners. The Company to be entitled to charge a reasonable fee for providing such facilities, such fee to be determined in the absence of agreement by arbitration. Government does not guarantee any wayleave for any public utility to or from the tunnel.
- (20) The Company, on request by the Colonial Secretary and if necessary, to give priority to Crown vehicles *i.e.* vehicles on His Excellency the Governor's establishment, vehicles of H.M. Armed Forces and those of the Police and Fire Services including ambulances and such other vehicles as the Colonial Secretary may from time to time consider warrant priority, and no other priority shall be given.
- (21) (a) The Company to be permitted, subject to the agreement of Government, to advertise on the tunnel structure and toll booths.
(b) The Company to be permitted, subject to the agreement of Government, to advertise on the approaches of the tunnel *i.e.* the areas for which the Company is responsible for construction as defined in sub-paragraph (25) below but excluding any development carried out by Government in exercise of Government's development rights as stated in sub-paragraph (6).
(c) Permission to advertise may be refused where this would interfere with safety requirements or where in the opinion of the Colonial Secretary it may be unsightly or unsuitable.
- (22) During construction of the tunnel the Company to take all reasonable steps to minimize interference with shipping and harbour traffic and to comply with such safety precautions as may be required by the Director of Marine. Any spoil which is dredged to be disposed of as approved by the Director of Public Works and after the tunnel construction is complete the sea bed including any protective mound or backfilling shall be restored so as to be at least 40 feet below Mean Low Water Ordinary Spring Tide where the sea bed is now 40 feet or more below Mean Low Water Ordinary Spring Tide and elsewhere shall generally be in accordance with the profile shown in drawing T.2. in Volume II of the Joint Consulting Engineers Report of April 1961.
- (23) Any ancillary land which may temporarily be made available for the construction of the tunnel to attract permit fees or rents at the standard rates prevailing at the time or at such rents as the Government may determine. The manner in which such land is used to be subject to such conditions as the Director of Public Works may determine and to be restored to its original state on termination of use.
- (24) The tunnel and its approaches to be regarded as a road within the meaning of the Road Traffic Ordinance 1957 except insofar as this is incompatible with the legislation governing the franchise.

- (25) The Company to be responsible for constructing at their expense all that portion from and including the toll plaza on the Kowloon side to a line where the tunnel rises to general ground level on the Hong Kong side. Once road lines at the tunnel extremities have been finalized a plan will be prepared to define the portion referred to.
- (26) The Company will not be entitled to assign (except by way of mortgage for the purpose of financing the construction of the tunnel), under let, sub-grant or otherwise dispose of any rights granted to it.


Deputy Clerk of Councils.

COUNCIL CHAMBER,
11th August, 1965.
(Secretariat BL1/4651/55III)

IMMIGRATION (CONTROL AND OFFENCES) ORDINANCE 1958.
(No. 34 of 1958).

IMMIGRATION (CONTROL AND OFFENCES) (AMENDMENT)
REGULATIONS 1965.

In exercise of the powers conferred by section 42 of the Immigration (Control and Offences) Ordinance 1958, the Governor in Council has made the following regulations—

1. These regulations may be cited as the Immigration (Control and Offences) (Amendment) Regulations 1965. Citation.
2. The Sixth Schedule to the Immigration (Control and Offences) Regulations 1961 is amended by— Amendment of Sixth Schedule. (G.N.A. 92/61).
 - (a) the deletion, in item 5, of the figures "25" and the substitution therefor of the following—
"35";
 - (b) the deletion, in item 6, of the figure "6" and the substitution therefor of the following—
"12"; and
 - (c) the deletion, in item 7, of the figures "16" and the substitution therefor of the following—
"20".


Clerk of Councils.

COUNCIL CHAMBER,
10th August, 1965.

Explanatory Note.

(This Note is not part of the regulations, but is intended to indicate their general purport).

These regulations increase the fees payable under the principal regulations in respect of certificates of identity.

MISCELLANEOUS LICENCES ORDINANCE.

(Chapter 114).

MISCELLANEOUS LICENCES (AMENDMENT)
REGULATIONS 1965.

In exercise of the powers conferred by section 3 of the Miscellaneous Licences Ordinance, the Governor in Council has made the following regulations—

1. These regulations may be cited as the Miscellaneous Licences (Amendment) Regulations 1965. Citation.

2. Regulation 2 of the Miscellaneous Licences Regulations (hereinafter referred to as the principal regulations) is amended by the deletion of the table and the substitution therefor of the following— Amendment of regulation 2. (Vol. IX, p. 365).

"TABLE.

Licence.	Period of validity.	Fee.	Officer authorized to issue.
Auctioneer.	One year	\$800	Commissioner of Police.
Automatic machine establishment.	One year	\$300 for each machine permitted by the licence	Commissioner of Police.
Dancing school.	One year	\$1,500	Commissioner of Police.
Massage establishment.	One year	\$400	Commissioner of Police.
Money-changer.	One year	\$1,000	Commissioner of Police.
Money-changer (ships).	One year	\$1,000	Commissioner of Police.
Money-changer (New Territories excluding New Kowloon).	One year	\$100	Commissioner of Police.
Physiotherapy clinic.	One year	\$200	Director of Medical and Health Services.
Public billiard table.	One year	\$300	Commissioner of Police.
Public bowling-alley.	One year	\$300	Commissioner of Police.
Public dance hall.	One year	\$1,500	Commissioner of Police.
Public dance hall extensions of the hours prescribed in the licence.	{ One hour Two hours Three hours	{ \$100 \$250 \$400	} Commissioner of Police.

Licence.	Period of validity.	Fee.	Officer authorized to issue.
Public skating rink.	One year	\$300	Commissioner of Police.
Public table tennis saloon.	One year	\$300	Commissioner of Police.
Timber store.	One year	\$100	Director of Fire Services.
Undertaker of burials.	One year	\$500	Chairman of the Urban Council.
Undertaker of burials (New Territories excluding New Kowloon).	One year	\$250	Director of Urban Services.

Revocation and replacement of regulation 36.

3. Regulation 36 of the principal regulations is revoked and replaced by the following—

“Security of place of business.

36. Every money-changer shall, except when acting as such when on board a ship in accordance with a money-changer's (ships) licence, carry on his business behind a locked or permanently fixed grille or other protective material of a quality, design and construction approved by the licensing authority, and shall keep the space used for conducting his business locked during business hours.”

Addition of new regulation 58A.

4. The principal regulations are amended by the addition, after regulation 58, of the following new regulation—

“Minimum dancing area. (L.N. 110/65).

58A. (1) After the commencement of the Miscellaneous Licences (Amendment) Regulations 1965 no new public dance hall licence shall be issued or renewed, and after the expiry of a period of twenty-four months from the commencement of such regulations no public dance hall licence issued before the commencement of such regulations shall be renewed, in respect of any premises in which the total unobstructed dancing area available to persons resorting thereto for the purpose of dancing is less than five hundred square feet.

(2) It shall be a condition of every new public dance hall licence issued or renewed after the commencement of the aforesaid regulations and of every public dance hall licence renewed after the expiry of a period of twenty-four months from the commencement of the aforesaid regulations that at all times when the premises are open to the public for dancing the total unobstructed dancing area available to persons resorting thereto for the purpose of dancing is not less than five hundred square feet.”

5. Regulation 63 of the principal regulations is revoked and replaced by the following—

“Minimum age for employees and persons present in the premises. (L.N. 110/65).

63. (1) No person under the age of eighteen years shall be employed in the premises:

Provided that this regulation shall not apply in relation to any person who, immediately before the commencement of the Miscellaneous Licences (Amendment) Regulations 1965, was employed in the premises and thereafter has at all times remained so employed if, but only if, such person was not, on the commencement of the said regulations, under the age of fifteen years.

(2) No person under the age of sixteen years shall be permitted to be present, at any time when the public are not excluded from the premises, in any part of the premises available to the public.”

Revocation and replacement of regulation 63.

6. The principal regulations are amended by the addition, after regulation 69, of the following new regulations—

“Prohibition of partitions and screens.

69A. (1) The licensee shall not erect, place or have any partition or screen in any part of the premises available to the public.

(2) This regulation shall not come into operation until the expiry of a period of one month from the commencement of the Miscellaneous Licences (Amendment) Regulations 1965.

(L.N. 110/65).

Requirements as to seating.

69B. The seating facilities in the premises shall be by means of separate chairs (each such chair designed to accommodate one person only) and shall, at all times when the premises are open to the public for the purpose of dancing, be so arranged as to ensure—

- (a) that any person sitting in any chair has an unobstructed view of the whole of the dancing area; and
- (b) that no chair is obstructed by any pillar, plant or other thing (whether similar or not) calculated to, or having the effect of, segregating any person using that chair from the full sight of any other person present.”

7. Regulation 78 of the principal regulations is amended by the deletion of paragraphs (c) and (d) and the substitution therefor of the following—

“(c) in respect of a public dance hall situated on a floor, other than the lowermost floor, of a building designed for domestic purposes, the licensee shall not permit to be

Addition of new regulations 69A and 69B.

Amendment of regulation 78.

present on the premises at any time when the premises are open to the public for the purpose of dancing a greater number of persons (including dancing partners and other persons employed by the licensee) than one person per ten square feet of the unobstructed dancing area which is available to persons resorting thereto for the purpose of dancing;”.

Revocation of regulation 79.

8. Regulation 79 of the principal regulations is revoked.

Addition of new regulation 108A.

9. The principal regulations are amended by the addition, after regulation 108, of the following new regulation—

“Minimum dancing area. (L.N. 110/65).

108A. (1) After the commencement of the Miscellaneous Licences (Amendment) Regulations 1965, no dancing school licence shall be issued or renewed in respect of any premises in which the total unobstructed dancing area available to persons resorting thereto for the purpose of receiving instruction in dancing is less than five hundred square feet, or the total seating area is more than one-third of the dancing area.

(2) It shall be a condition of every such licence issued or renewed after the commencement of the aforesaid regulations that at all times when the premises are open for instruction in dancing the total unobstructed dancing area available to persons resorting thereto for the purpose of receiving instruction in dancing is not less than five hundred square feet and the total seating area is not more than one-third of the dancing area.”.

Revocation and replacement of regulation 114 and commencement thereof.

10. (1) Regulation 114 of the principal regulations is revoked and replaced by the following—

“Minimum age for employees.

114. No person under the age of eighteen years shall be employed in the premises.”.

(2) This regulation shall not come into operation until one year after the commencement of these regulations.

Addition of new regulation 114A.

11. The principal regulations are amended by the addition, after regulation 114, of the following new regulation—

“Minimum age for person present in the premises.

114A. No person under the age of sixteen years shall be permitted to be present, at any time during which the licensee may, under and in accordance with his licence, allow the premises to be used for instruction in dancing, in any part of the premises available to persons resorting thereto for the purpose of receiving instruction in dancing.”.

12. Regulation 117 of the principal regulations is revoked.

Revocation of regulation 117.

13. The principal regulations are amended by the addition, after regulation 119, of the following new regulations—

Addition of new regulations 119A, 119B and 119C.

“Prohibition of partitions and screens.

119A. (1) The licensee shall not erect, place or have any partition or screen in any part of the premises available to persons resorting thereto for instruction in dancing.

(L.N. 110/65).

(2) This regulation shall not come into operation until the expiry of a period of one month from the commencement of the Miscellaneous Licences (Amendment) Regulations 1965.

Requirements as to seating.

119B. The seating facilities in the premises shall be by means of separate chairs (each such chair designed to accommodate one person only) and shall, at all times when the premises are open for the purpose of instruction in dancing, be so arranged as to ensure—

(a) that any person sitting in any chair has an unobstructed view of the whole of the dancing area; and

(b) that no chair is obstructed by any pillar, plant or other thing (whether similar or not) calculated to, or having the effect of, segregating any person using that chair from the full sight of any other person present.

Prohibition against entering cocklofts.

119C. (1) No person shall be permitted to enter any cockloft in the premises at any time during which the licensee may, under and in accordance with his licence, allow the premises to be used for instruction in dancing.

(2) Nothing in paragraph (1) shall be taken to prohibit the licensee himself from entering any such cockloft.”.

14. Regulation 120 of the principal regulations is revoked and replaced by the following—

“Lighting.

120. (1) The premises shall at all times when open for the purpose of instruction in dancing, except between the hours of 8 a.m. and 6 p.m., be lighted throughout by gas or electricity from the mains of a public utility company, the lighting shall be controlled by switches, no lamp shall be connected to a switch or other device by which the light therefrom may be dimmed, and, except by and in accordance with the special permission of the licensing authority, no candle, oil lamp or other form of illumination shall be used therein.

Revocation and replacement of regulation 120.

(2) On the issue or renewal of any dancing school licence the licensing authority may specify, by endorsement thereon—

- (a) the minimum number of lamps required to be alight on the premises at all times when the premises are, under paragraph (1), required to be lighted;
- (b) the minimum wattage of each such lamp;
- (c) the siting of each such lamp;
- (d) the colour of the bulb of, and the colour and type of the shade which may be used in connexion with, each such lamp; and
- (e) such period of grace (if any) as the licensing authority may consider necessary for the purpose of enabling compliance with any endorsement made as aforesaid;

and where any such endorsement has been made on a licence in accordance with the foregoing provisions of this paragraph, then, subject to the provisions of paragraph (3) and the decision of the Governor in Council on any appeal thereunder against such endorsement, the lighting on the premises shall comply therewith at all times when the premises are, under paragraph (1), required to be lighted:

Provided that where any period of grace has been granted in respect of any endorsement, non-compliance therewith during such period shall not constitute a contravention of this paragraph.

(3) Where the licensee is aggrieved by any endorsement made on his licence pursuant to paragraph (2) or by the failure to grant a period of grace in respect of any endorsement, he may appeal by way of petition against such endorsement or such failure to the Governor in Council, and in the event of such an appeal—

- (a) the provisions of regulation 8 shall apply in respect thereof;
- (b) the Governor in Council may cancel or vary the endorsement appealed against, or grant a period of grace where the failure of the licensing authority to grant such a period is the subject of the appeal;
- (c) written notice of the decision of the Governor in Council shall be given to the licensee;
- (d) pending the giving of written notice to the licensee as aforesaid, the endorsement appealed against,

or, where the appeal is against the failure of the licensing authority to grant any or a sufficient period of grace in respect of any endorsement, that endorsement, shall have no effect, and the period of grace (if any) applicable in respect of any such endorsement as aforesaid, whether granted by the licensing authority or the Governor in Council, shall not commence or be deemed to have commenced to run until the giving of such written notification to the licensee.”.

15. Regulation 129 of the principal regulations is amended— Amendment of regulation 129.

(a) by the deletion in paragraph (2) of the word “Employ” and the substitution therefor of the following—

“Except with the written permission of the licensing authority endorsed on the licence, the licensee shall not employ”; and

(b) by the insertion, after paragraph (2), of the following new paragraph—

“(3) The licensee of a dancing school situated on a floor, other than the lowermost floor, of a building designed for domestic purposes shall not permit to be present on the premises at any time when the premises are open for instruction in dancing a greater number of persons (including instructors and dancing partners) than one person per ten square feet of the unobstructed dancing area which is available to persons resorting thereto for the purpose of receiving instruction in dancing.”.

16. Part XII of the principal regulations is amended by the deletion of the heading thereof and the substitution therefor of the following— Amendment of Part XII.

“PUBLIC TABLE TENNIS SALOON”.

17. Regulations 130 to 135 (inclusive) of the principal regulations are amended by the deletion of the words “table tennis saloon”, wherever the same occur, and the substitution therefor of the following— Amendment of regulations 130 to 135.

“public table tennis saloon”.

18. Form 1 in the Appendix to the principal regulations is amended by the deletion of the following— Amendment of Form 1.

“Fee \$600.”.

19. Form 8 in the Appendix to the principal regulations is amended by the deletion of the following— Amendment of Form 8.

“Fee \$20.”.

Amendment
of Form 12.

20. Form 12 in the Appendix to the principal regulations is amended—

- (a) by the deletion of the heading of the licence therein given and the substitution therefor of the following—
“PUBLIC TABLE TENNIS SALOON LICENCE”; and
- (b) by the deletion of the words “a table tennis saloon” and the substitution therefor of the following—
“a public table tennis saloon”.

Clerk of Councils.

COUNCIL CHAMBER,
17th August, 1965.

Explanatory Note.

(This Note is not part of the regulations, but is intended to indicate their general purport).

These regulations amend the Miscellaneous Licences Regulations in the following respects—

(1) by regulation 2, the Commissioner of Police, in place of the District Commissioner, New Territories, will be the licensing authority in respect of money-changers in the New Territories, and fees for licences are increased except in the case of licences for automatic machine establishments, physiotherapy clinics, public billiard tables, public bowling-alleys, public skating rinks, public table tennis saloons, and undertakers for burials;

(2) by regulation 3, licensed money-changers who have hitherto been restricted to conducting their business behind a locked grille, may now conduct their business behind any protective material approved by the licensing authority;

(3) by regulation 4, a minimum dancing area is laid down for public dance halls;

(4) by regulation 5, the minimum age for a person to be permitted to dance in a public dance hall is raised from 15 to 16 years and this applies equally to a person who is merely present in a public dance hall; and the minimum age for a person to be employed in a public dance hall is raised from 15 to 18, but with a saving in respect of present employees;

(5) by regulation 6, the licensees of public dance halls are, with effect from one month after the publication of these regulations, prohibited from erecting, placing or having any partition or screen in their dance halls and requirements are laid down as regards the seating facilities provided in public dance halls;

(6) by regulation 7, two conditions applicable to public dance hall licences, the first of which relates to the using of licensees' deposits to meet the cost of the return or expulsion to any place outside the Colony of certain employees of the licensee and the second to producing for inspection the contracts of employment of employees, are deleted while one new condition relating to maximum number of persons to be permitted to be present is added;

(7) by regulation 8, principal regulation 79, which exempts under-takers in the New Territories outside New Kowloon from the licensing and other requirements of the regulations, is revoked, thus removing the exemption;

(8) by regulation 9, a minimum dancing area is laid down for dancing schools;

(9) by regulation 10, the minimum age for employees in dancing schools is, with effect from one year after the publication of these regulations, raised from 15 to 18 years, and by regulation 11 the minimum age of others present in the premises during the time the premises may be open for dancing instruction is set at 16 years;

(10) by regulation 12, the power to extend dancing school hours is revoked;

(11) by regulation 13, the licensees of dancing schools are, with effect from one month after the publication of these regulations, prohibited from erecting, placing or having any partition or screen in their dancing schools and requirements are laid down as regards the seating facilities provided in dancing schools and entry into cocklofts in the premises, except by the licensee, at any time when the premises may be open for dancing instruction is prohibited;

(12) by regulation 14, lighting in dancing schools is dealt with and the licensing authority is empowered to lay down, by endorsement on the licence, specifications and requirements in regard to lighting, subject to a right of appeal by the licensee;

(13) by regulation 15, a new condition relating to maximum number of persons to be permitted to be present is imposed on dancing school licensees;

(14) by regulations 16, 17 and 20, the word “public” is inserted before the words “table tennis saloon” in the interests of consistency; and

(15) by regulations 18 and 19, the reference to the amount of the licence fee, which is incorrect in view of the revision of fees, is deleted from the form of two licences set out in the Appendix to the principal regulations.

(Secretariat GR13/3231/52)

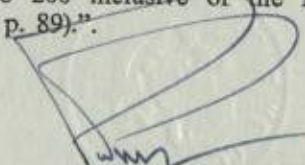
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HAWKER CONTROL FORCE ORDINANCE 1960.
(No. 31 of 1960).

**HAWKER CONTROL FORCE ORDINANCE 1960
(AMENDMENT OF FIRST SCHEDULE) ORDER 1965.**

In exercise of the powers conferred by section 33 of the Hawker Control Force Ordinance 1960, the Governor in Council has made the following Order—

1. This Order may be cited as the Hawker Control Force Ordinance 1960 (Amendment of First Schedule) Order 1965. Citation.
2. The First Schedule to the Hawker Control Force Ordinance 1960 is amended— Amendment of First Schedule. (31 of 1960).
 - (a) by the deletion of the figures and brackets "3(4)" where they occur after the word "Sections" and the substitution thereof of the following—
"3A(1)"; and
 - (b) by the deletion of the following—
"Rule 3 and rules 153 to 200 inclusive of the New Territories Rules (Vol. IX, p. 89)."


Clerk of Councils.

COUNCIL CHAMBER,
17th August, 1965.

Explanatory Note.

(This Note is not part of the Order, but is intended to indicate its general purport).

The Summary Offences (Amendment) Ordinance 1965 deleted paragraph (4) from section 3 of the Summary Offences Ordinance and re-enacted the provisions therein contained in paragraph (1) of section 3A. Rule 3 and rules 153 to 200 inclusive of the New Territories Rules are no longer in force.

2. Paragraph 2 of this Order makes the necessary consequential amendments of the First Schedule to the Hawker Control Force Ordinance 1960.

(Secretariat GR17/3231/60)

COMMONWEALTH COUNTRIES AND REPUBLIC OF
IRELAND (IMMUNITIES AND PRIVILEGES)
ORDINANCE 1956.
(No. 55 of 1956).

COMMONWEALTH COUNTRIES AND REPUBLIC OF
IRELAND (IMMUNITIES AND PRIVILEGES)
(AMENDMENT OF SCHEDULES) ORDER 1965.

In exercise of the powers conferred by section 6 of the Commonwealth Countries and Republic of Ireland (Immunities and Privileges) Ordinance 1956, the Governor has made the following Order—

1. This Order may be cited as the Commonwealth Countries and Republic of Ireland (Immunities and Privileges) (Amendment of Schedules) Order 1965. Citation.

2. The First Schedule to the Commonwealth Countries and Republic of Ireland (Immunities and Privileges) Ordinance 1956 (hereinafter referred to as the principal Ordinance) is amended by the addition thereto of the following— Amendment
of First
Schedule.
(55 of 1956).

“New Zealand”.

3. The Second Schedule to the principal Ordinance is amended by the addition thereto of the following— Amendment
of Second
Schedule.

“Commissioner for the Government of New Zealand”.

By Command,


Acting Colonial Secretary.

12th August, 1965.



PROCLAMATION.

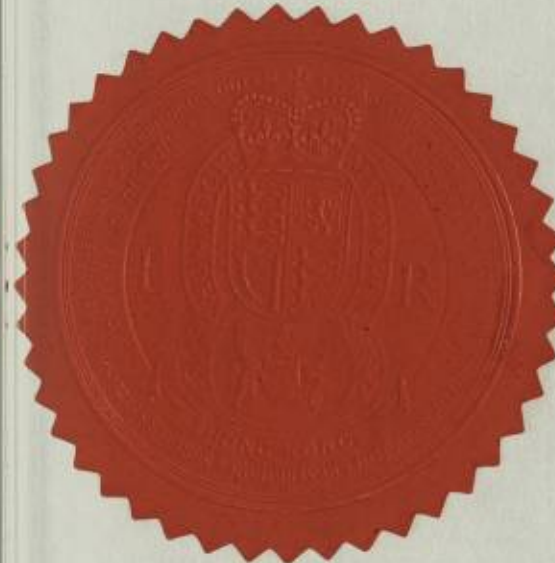
No. 6 of 1965.

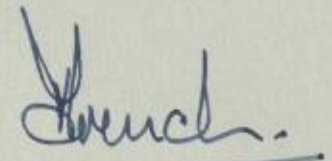
BY HIS EXCELLENCY SIR DAVID CLIVE CROSBIE TRENCH, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, upon whom has been conferred the Decoration of the Military Cross, Governor of Hong Kong.

WHEREAS by section 25 of the Radiation Ordinance 1957 (No. 35 of 1957), it is provided that sections 7, 9 and 24 of the said Ordinance shall not come into operation until such date as the Governor may specify by Proclamation in the *Gazette*:

NOW, THEREFORE, I, DAVID CLIVE CROSBIE TRENCH, do hereby PROCLAIM that sections 7, 9 and 24 of the said Ordinance shall come into operation on the 1st day of October, 1965.

GIVEN under my hand and the Public Seal of the Colony of Hong Kong this eighteenth day of August, 1965.




Governor.

GOD SAVE THE QUEEN.

(Secretariat CR1/3916/52II)

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PROCLAMATION.

No. 7 of 1965.

BY HIS EXCELLENCY SIR DAVID CLIVE CROSBIE TRENCH, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, upon whom has been conferred the Decoration of the Military Cross, Governor of Hong Kong.

WHEREAS by section 1 of the Radiation (Amendment) Ordinance 1961 (No. 6 of 1961), it is provided that the said Ordinance shall come into operation on a day to be appointed by the Governor by Proclamation in the *Gazette*:

NOW, THEREFORE, I, DAVID CLIVE CROSBIE TRENCH, do hereby PROCLAIM that the said Ordinance shall come into operation on the 1st day of October, 1965.

GIVEN under my hand and the Public Seal of the Colony of Hong Kong this eighteenth day of August, 1965.



Trench
Governor.

GOD SAVE THE QUEEN.

(Secretariat CR1/3916/52II)

POLICE FORCE ORDINANCE.

(Chapter 232).

**POLICE REGULATIONS (DISCIPLINE) (AMENDMENT)
REGULATIONS 1965.**

In exercise of the powers conferred by section 40 of the Police Force Ordinance, the Governor in Council has made the following regulations—

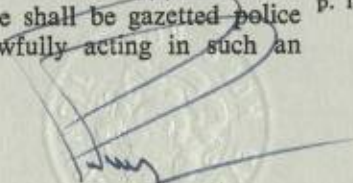
1. These regulations may be cited as the Police Regulations (Discipline) (Amendment) Regulations 1965. Citation.

2. Regulation 17 of the Police Regulations (Discipline) is revoked and replaced by the following—

"Officer authorized to hear a charge.

17. The police officers who may hear or determine charges against a defaulter under subsection (1) of section 28 of the Police Force Ordinance shall be gazetted police officers or any police officer lawfully acting in such an appointment."

Revocation and replacement of regulation 17. (Vol. XI, p. 149).



Clerk of Councils.

COUNCIL CHAMBER,
24th August, 1965.

Explanatory Note.

(This Note is not part of the regulations, but is intended to indicate their general purport).

These regulations permit any gazetted officer to hear all defaulter charges brought against non-commissioned officers and constables under section 28 of the Police Force Ordinance.

(Secretariat GR66/3231/48)

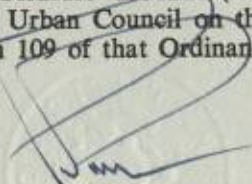


PUBLIC HEALTH AND URBAN SERVICES ORDINANCE 1960.

(No. 30 of 1960).

Resolution made and passed by the Legislative Council under section 144 of the Public Health and Urban Services Ordinance 1960, on the 25th day of August, 1965.

Resolved, pursuant to section 144 of the Public Health and Urban Services Ordinance 1960, that the Pleasure Grounds (Amendment) By-laws 1965, made by the Urban Council on the 3rd day of August, 1965, under section 109 of that Ordinance, be approved.



Clerk of Councils.

COUNCIL CHAMBER,

25th August, 1965.

(Secretariat GR5/3231/60II)



PUBLIC HEALTH AND URBAN SERVICES ORDINANCE 1960.
(No. 30 of 1960).

PLEASURE GROUNDS (AMENDMENT) BY-LAWS 1965.

In exercise of the powers conferred by section 109 of the Public Health and Urban Services Ordinance 1960, the Urban Council has made the following by-laws—

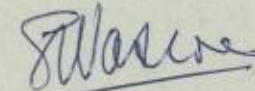
1. These by-laws may be cited as the Pleasure Grounds (Amendment) By-laws 1965. Citation.

2. The Schedule to the Pleasure Grounds By-laws 1960 is amended in Part II by the deletion, in item 4, of "1.50" and the substitution therefor of the following— Amendment
of Schedule.
(G.N.A.
102/60).

"Between the hours of 10 a.m. and 5 p.m. on Mondays to Fridays inclusive, with the exception of general holidays within the meaning of the Holidays Ordinance. } 1.50
Between the hours of 10 a.m. and 1 p.m. on Saturdays. }

On general holidays within the meaning of the Holidays Ordinance. } 2.50"
On Saturdays after 1 p.m. }
On Mondays to Fridays inclusive after 5 p.m. }

Made by the Urban Council this 3rd day of August, 1965.



Secretary.

Explanatory Note.

(This Note is not part of the by-laws, but is intended to indicate their general purport).

The effect of these by-laws is to increase the fees payable for the use of squash courts from 1.50 dollars to 2.50 dollars and to provide a cheap rate of 1.50 dollars on weekdays between the hours of 10 a.m. and 5 p.m. and on Saturdays between the hours of 10 a.m. and 1 p.m.

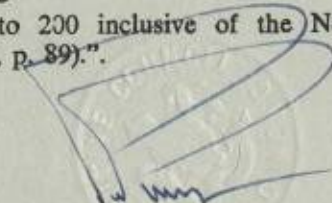
(Secretariat GR5/3231/60II)

PUBLIC HEALTH AND URBAN SERVICES ORDINANCE 1960.
(No. 30 of 1960).

**PUBLIC HEALTH AND URBAN SERVICES ORDINANCE 1960
(AMENDMENT OF FIRST SCHEDULE) ORDER 1965.**

In exercise of the powers conferred by subsection (5) of section 84 of the Public Health and Urban Services Ordinance 1960, the Governor in Council has made the following Order—

1. This Order may be cited as the Public Health and Urban Services Ordinance 1960 (Amendment of First Schedule) Order 1965. Citation.
2. The First Schedule to the Public Health and Urban Services Ordinance 1960 is amended— Amendment of First Schedule.
(30 of 1960).
 - (a) by the deletion of the figures and brackets "3(4)" where they occur after the word "Sections" and the substitution thereof of the following—
"3A(1)"; and
 - (b) by the deletion of the following—
"Rule 3 and rules 153 to 200 inclusive of the New Territories Rules (Vol. IX, p. 89)."


Clerk of Councils.

COUNCIL CHAMBER,
31st August, 1965.

Explanatory Note.

(This Note is not part of the Order, but is intended to indicate its general purport).

The Summary Offences (Amendment) Ordinance 1965 deleted paragraph (4) from section 3 of the Summary Offences Ordinance and re-enacted the provisions therein contained in paragraph (1) of section 3A. Rule 3 and rules 153 to 200 inclusive of the New Territories Rules are no longer in force.

2. Paragraph 2 of this Order makes the necessary consequential amendments of the First Schedule to the Public Health and Urban Services Ordinance 1960.

(Secretariat GR16/3231/60)

SUPREME COURT ORDINANCE.

(Chapter 4).

It is hereby notified that, pursuant to section 37(6)(d) of the Supreme Court Ordinance, the rules of court specified hereunder, which have been certified under the hand of the Chief Justice, have been received by His Excellency the Governor and are published:—

Registrar (Exercise and Performance of Powers) Rules 1965.

G. C. HAMILTON,
Acting Colonial Secretary.

3rd September, 1965.

SUPREME COURT ORDINANCE.

(Chapter 4).

**REGISTRAR (EXERCISE AND PERFORMANCE OF POWERS)
RULES 1965.**

In exercise of the power conferred by section 37 of the Supreme Court Ordinance, and of every other power in that behalf, the Rules Committee has made the following rules of court—

1. These rules may be cited as the Registrar (Exercise and Citation. Performance of Powers) Rules 1965.

2. The Registrar may exercise all such authority and jurisdiction Powers of Registrar. in respect of the following business as may be exercised by a Judge in Chambers, that is to say—

(a) any proceeding or matter under the following Orders and Rules of the Code of Civil Procedure—

(i) Order 2, Rule 17;

(ii) Order 7, Rules 10, 11 and 12;

(iii) Order 12, save and except where an application is made for a Trial with Jury other than under Rule 13;

(iv) Order 31, Rules 6 and 13;

(b) any proceeding or matter where the parties thereto consent to an order being made, except where such proceeding or matter is under

(i) Order 3, Rules 9, 21(1), 21(2), 27, 28(1), 28(2), 46 and 48;

- (ii) Order 30, Rules 3, 4, 11, 13, 14, 16 and 24, or
 (iii) relates to the guardianship welfare or property of an infant or other person under disability.

Dated this 23rd day of August, 1965.

MICHAEL HOGAN,
Chief Justice.

I. C. C. RIGBY,
Senior Puisne Judge.

A. D. SCHOLLES,
Puisne Judge.

G. G. BRIGGS,
Puisne Judge.

ALAN HUGGINS,
Puisne Judge.

K. R. MACFEE,
Acting Puisne Judge.

T. CREEDON,
Acting Puisne Judge.

OSWALD CHEUNG,
Member.

R. F. G. DENNIS,
Member.

Pursuant to section 37(6)(d) of the Supreme Court Ordinance I hereby certify that the foregoing rules have been made by the requisite quorum of the Rules Committee under and by virtue of section 37(6) of the Ordinance.

Michael Hogan
Chief Justice.

EXPORTATION (COTTON MANUFACTURES)
 REGULATIONS 1962.

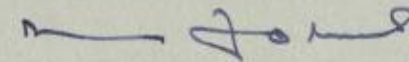
EXPORTATION (COTTON MANUFACTURES) (AMENDMENT
 OF SCHEDULE) ORDER 1965.

In exercise of the powers conferred by regulation 6 of the Exportation (Cotton Manufactures) Regulations 1962, I, David Ronald HOLMES, Director of Commerce and Industry, have made the following Order—

1. This Order may be cited as the Exportation (Cotton Manufactures) (Amendment of Schedule) Order 1965. Citation.

2. The Schedule to the Exportation (Cotton Manufactures) Regulations 1962 is amended by the insertion of the following new item— Amendment of Schedule. (G.N.A. 64/62).

“6. Italy Fabrics made on a hand loom.”.



Director of Commerce and Industry.

13th July, 1965.

PUBLIC HEALTH AND URBAN SERVICES ORDINANCE 1960.
(No. 30 of 1960).

**FOOD BUSINESS (NEW TERRITORIES) (AMENDMENT)
REGULATIONS 1965.**

In exercise of the powers conferred by section 56 of the Public Health and Urban Services Ordinance 1960, the Governor in Council has made the following regulations—

1. These regulations may be cited as the Food Business (New Territories) (Amendment) Regulations 1965. Citation.

2. Regulation 23 of the Food Business (New Territories) Regulations 1963 (hereinafter referred to as the principal regulations) is amended by the insertion, after paragraph (1), of the following new paragraph— Amendment of regulation 23. (L.N. 63/63).

“(1A) Failure by any person engaged in or taking part in any food business, or, as the case may be, in any such food business as may be specified by notification under paragraph (2), on demand to produce for inspection by any health inspector or health officer a valid certificate of vaccination against smallpox or of inoculation against the enteric group of fevers or, as the case may be, of immunization against such other disease as may be so specified shall be *prima facie* evidence in any court of the commission by such person of a contravention of the provisions of paragraph (1).”

3. The principal regulations are amended by the addition, after regulation 23, of the following new regulation— Addition of new regulation 23A.

“Prohibition of employment in food business of persons not immunized against certain diseases.

23A. (1) No proprietor of any food business, or, as the case may be, of any such food business as may be specified by notification under paragraph (2) of regulation 23, shall employ any person in, or cause or permit any person to be engaged in or to take part in, such business unless that person—

- (a) has, within the preceding period of three years, been vaccinated against smallpox;
- (b) has, within the preceding period of one year, been inoculated against the enteric group of fevers; and
- (c) is immunized against such other disease as may be so specified.

(2) Failure by the proprietor of any food business, or, as the case may be, of any such food business as may be so specified, on demand to obtain the production of, or to

produce, for inspection by any health inspector or health officer a valid certificate of vaccination against smallpox or of inoculation against the enteric group of fevers or, as the case may be, of immunization against such other disease as may be so specified, or a certified copy thereof, showing that any person employed, engaged or taking part in such business, has been so vaccinated, inoculated or immunized shall be *prima facie* evidence in any court of the commission by him of a contravention of the provisions of paragraph (1).”.

Amendment
of regulation
35.

4. Regulation 35 of the principal regulations is amended in paragraph (1) by the insertion, after “paragraph (1) of regulation 23,” of the following—

“paragraph (1) of regulation 23A.”

Clerk of Councils.

COUNCIL CHAMBER,

7th September, 1965.

Explanatory Note.

(This Note is not part of the regulations, but is intended to indicate their general purport).

The effect of these regulations is—

- (a) in respect of regulation 23—which makes it an offence for any person to engage in any food business who has not been vaccinated against smallpox or inoculated against the enteric group of fevers, or immunized against any other specified disease (cholera is at present specified)—to shift the burden of proof that he has been so vaccinated, inoculated or immunized onto the person so engaged; and
- (b) to prevent proprietors of food businesses employing persons therein who have not been so vaccinated, inoculated or immunized.

(Secretariat GR14/3231/60II)

AIR ARMAMENT PRACTICE ORDINANCE.

(Chapter 194).

AIR ARMAMENT PRACTICE (AMENDMENT OF SCHEDULES) ORDER 1965.

In exercise of the powers conferred by section 11 of the Air Armament Practice Ordinance, the Governor in Council has made the following Order—

1. This Order may be cited as the Air Armament Practice Citation. (Amendment of Schedules) Order 1965.

2. The First Schedule to the Air Armament Practice Ordinance (hereinafter referred to as the Ordinance) is deleted and substituted by the following—

Deletion and
substitution
of First
Schedule.
(Cap. 194).

“FIRST SCHEDULE.

[s. 3.]

PRACTICE RANGE.

Note—(1) No practice shall take place over the area hereinafter described on any Saturday or any general holiday specified in or appointed under the provisions of the Holidays Ordinance.

(2) All Latitudes are N. and all Longitudes E.

(3) All map references are taken from Edition 1-GSGS, Series L8811 (1:25,000), sheet 20.

The area included in the Practice Range is bound as follows—

By a line starting at a point 100 yards east of the coast at grid reference KV 188720 (Lat. 22° 19' 50", Long. 114° 16' 12") eastwards to grid reference KV 220720 (Lat. 22° 19' 51", Long. 114° 18' 03"), thence south-eastwards to grid reference KV 232704 (Lat. 22° 19' 00", Long. 114° 18' 43") thence to grid reference KV 259693 (Lat. 22° 18' 27", Long. 114° 20' 21"), thence south-westwards to grid reference KV 248673 (Lat. 22° 17' 23", Long. 114° 19' 46"), thence to the centre of Steep Island, grid reference KV 230661 (Lat. 22° 16' 39", Long. 114° 18' 42"), thence north-westwards to a point 100 yards from the coast at grid reference KV 201712 (Lat. 22° 19' 25", Long. 114° 16' 58") thence in a northwesterly direction running 100 yards east of the coast to the starting point.”.

3. The Third Schedule to the Ordinance is deleted and substituted by the following—

Deletion and
substitution
of Third
Schedule.

“THIRD SCHEDULE.

[s. 5.]

PRACTICE SIGNALS.

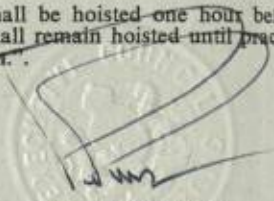
Note—All map references are taken from Edition 1-GSGS, Series L8811 (1:25,000), sheet 20.

1. Notice that practice is taking place at the practice range shall be given by hoisting of the following signs—

A red flag flown from the following points—

KV 172734, 184714, 195707, 207684, 218677, 219698 and on buoys at KV 208723, 259693, 226650.

23
2. The signals in respect of practice shall be hoisted ~~one hour~~ before such practice is due to commence. Signals shall remain hoisted until practice has ceased, when they shall be hauled down.



Clerk of Councils.

COUNCIL CHAMBER,
14th September, 1965.
(Secretariat BL1/4/4941/47)

CONSULAR CONVENTIONS ORDINANCE 1951.
(No. 12 of 1951).

**CONSULAR CONVENTIONS (KINGDOM OF BELGIUM)
ORDER 1965.**


In exercise of the power conferred by section 9 of the Consular Conventions Ordinance 1951, the Governor has made the following Order—

1. This Order may be cited as the Consular Conventions Citation. (Kingdom of Belgium) Order 1965.

2. Sections 3 and 5 of the Consular Conventions Ordinance 1951 shall apply to the Kingdom of Belgium.

Sections 3
and 5 of
Ord. No. 12
of 1951 to
apply to
Belgium.

By Command,



n. D. Irvine-Giles
Colonial Secretary.

20th September, 1965.

PENSIONS ORDINANCE.

(Chapter 89).

PENSIONABLE OFFICES (AMENDMENT) ORDER 1965.

In exercise of the powers conferred by subsection (1) of section 2 of the Pensions Ordinance, the Governor in Council has made the following Order—

1. This Order may be cited as the Pensionable Offices (Amendment) Order 1965. Citation.
2. The First Schedule to the Pensionable Offices Order 1964 (hereinafter referred to as the principal Order) is amended by the deletion of item 26 and the substitution therefor, in the columns numbered (1), (2) and (3) and as shown hereunder, of the following— Amendment of First Schedule. (L.N. 169/64).
 - "26. Stores Supervisor (Classes I, II and III) 1. 4. 64.
 27. Chief Executive Officer 1. 4. 64.
 28. Senior Typist 16. 9. 64."
3. The Second Schedule to the principal Order is amended by the insertion, after item 2, in the columns numbered (1), (2) and (3) and as shown hereunder, of the following new item— Amendment of Second Schedule.
 - "3. Government House Chef 26. 5. 65."
4. The Third Schedule to the principal Order is amended by the deletion of items 1 and 28. Amendment of Third Schedule.
5. The Fourth Schedule to the principal Order is amended by the insertion, after item 9, in the columns numbered (1), (2) and (3) and as shown hereunder, of the following new item— Amendment of Fourth Schedule.
 - "10. Chief Examiner 9. 6. 65."
6. The Fifth Schedule to the principal Order is amended— Amendment of Fifth Schedule.
 - (a) in item 9, by the deletion of "Telecommunication" and the substitution therefor of the following—
"Telecommunications"; and
 - (b) by the deletion of item 20.
7. The Sixth Schedule to the principal Order is deleted and substituted by the following— Deletion and substitution of Sixth Schedule.

"SIXTH SCHEDULE—COLONIAL SECRETARIAT.

1. Colonial Secretary — G.N. 781 of 1932.
2. Financial Secretary — G.N. 682 of 1941.



3. Political Adviser	1. 4. 48.
4. Chauffeur Class II	1. 9. 49.
5. Executive Assistant	1. 4. 59.
6. Organization and Methods Officer	1. 4. 61.
7. Assignment Officer	1. 4. 62.
8. Senior Training Officer	1. 9. 62.
9. Director, Organizational Surveys Unit	1. 10. 62.
10. Accounting Assistant	1. 4. 63.
11. Assistant Political Adviser	17. 12. 63.
12. Director of Protocol	1. 4. 64.
13. Education Officer	1. 4. 64.
14. Assistant Education Officer	1. 4. 64.
15. Manager/Manageress, Service Flats	1. 4. 64.
16. Senior Assistant Master and Senior Assistant Mistress	1. 4. 64.
17. Assistant Master/Mistress	1. 4. 64.
18. Certificated Master/Mistress	1. 4. 64.
19. Principal Executive Officer	1. 4. 64.
20. Senior Accounting Assistant	20. 5. 64.
21. Senior Assignment Officer (Classes I and II)	4. 11. 64.
22. Assignment Officer (Training)	4. 11. 64.
23. Statistician	23. 12. 64.
24. Junior Machine Operator	23. 12. 64.
25. Officer in Charge, Cypher Office ...	1. 4. 65."

Amendment
of Seventh
Schedule.

8. The Seventh Schedule to the principal Order is amended—

- (a) by the deletion of item 5; and
(b) by the deletion of items 22, 23, 24, 25 and 26 and the substitution therefor, in the columns numbered (1), (2) and (3) and as shown hereunder, of the following—

"22. Punch and Verifier Operator	1. 4. 63.
23. Chief Revenue Inspector	1. 4. 64.
24. Assistant Director of Commerce and Industry	1. 4. 64.
25. Survey Interviewing Officer	1. 3. 65.
26. Senior Industry Officer	26. 5. 65.
27. Industry Officer	26. 5. 65.
28. Senior Industry Assistant	26. 5. 65.
29. Industry Assistant (Classes I and II)	26. 5. 65."

9. The Eighth Schedule to the principal Order is amended—

- (a) in subhead (A), by the deletion of item 2;

Amendment
of Eighth
Schedule.

- (b) by the insertion, after subhead (A), in the columns numbered (1), (2) and (3) and as shown hereunder, of the following new subhead—

"(B) HONG KONG ROYAL NAVAL RESERVE.

1. Assistant Armourer 30. 9. 64."; and
(c) in subhead (G), by the insertion, after item 4, in the columns numbered (1), (2) and (3) and as shown hereunder, of the following new items—
"5. Senior Training Officer 13. 5. 65.
6. Training Assistant 13. 5. 65."

10. The Ninth Schedule to the principal Order is amended—

- (a) by the deletion of items 8 and 29; and
(b) by the insertion, after item 33, in the columns numbered (1), (2) and (3) and as shown hereunder, of the following new item—
"34. Mistress (Technical) 1. 4. 65."

Amendment
of Ninth
Schedule.

11. The Tenth Schedule to the principal Order is deleted and substituted by the following—

Deletion and
substitution
of Tenth
Schedule.

"TENTH SCHEDULE—FIRE SERVICES DEPARTMENT.

1. Ambulance Dresser	—	G.N. 268 of 1935.
2. Fireman Driver	1. 4. 48.	
3. Leading Fireman	1. 4. 52.	
4. Senior Fireman	1. 4. 55.	
5. Director of Fire Services	1. 4. 61.	
6. Deputy Director of Fire Services	1. 4. 61.	
7. District Fire Officer	1. 4. 61.	
8. Principal Fireman	1. 4. 61.	
9. Fireman Class I	1. 4. 61.	
10. Fireman Class II	1. 4. 61.	
11. Fire Services Training Officer (Physical Education)	26. 9. 62.	
12. Senior Fire Officer (Classes I and II)	1. 4. 65.	
13. Fire Officer (Classes I, II and III)	1. 4. 65.	
14. Chief Fire Prevention Officer ...	1. 4. 65.	
15. Chief Fire and Ambulance Officer	1. 4. 65."	

12. The Eleventh Schedule to the principal Order is amended by the insertion, after item 10, in the columns numbered (1), (2) and (3) and as shown hereunder, of the following new item—

- "11. Principal Immigration Inspector 4. 11. 64."

Amendment
of Eleventh
Schedule.

Amendment
of Thirteenth
Schedule.

13. The Thirteenth Schedule to the principal Order is amended by the insertion, after item 9, in the columns numbered (1), (2) and (3) and as shown hereunder, of the following new items—

- “10. Chief Tax Inspector 2. 12. 64.
11. Deputy Commissioner of Inland Revenue 1. 4. 65.”

Amendment
of Fifteenth
Schedule.

14. The Fifteenth Schedule to the principal Order is amended by the insertion, after item 22, in the columns numbered (1), (2) and (3) and as shown hereunder, of the following new items—

- “23. Railway Officer (Classes I, II and III) ... 30. 9. 64.
24. Assistant Railway Officer 30. 9. 64.
25. Assistant Way and Works Inspector 9. 6. 65.
26. Railway Engineering Assistant (Classes II and III) 9. 6. 65.
27. Railway Workshop Inspector 9. 6. 65.
28. Assistant Railway Workshop Inspector ... 9. 6. 65.
29. Locomotive Driver 9. 6. 65.
30. Headman 9. 6. 65.
31. Shunter 9. 6. 65.”

Amendment
of Sixteenth
Schedule.

15. The Sixteenth Schedule to the principal Order is amended by the insertion, after item 10 under the subheading “LABOUR DIVISION”, in the columns numbered (1), (2) and (3) and as shown hereunder, of the following new item—

- “11. Labour Officer (Industrial Undertakings) 17. 6. 64.”

Amendment
of Sev-
enteenth
Schedule.

16. The Seventeenth Schedule to the principal Order is amended by the deletion of items 7, 8 and 9.

Amendment
of Eighteenth
Schedule.

17. The Eighteenth Schedule to the principal Order is amended by the deletion of items 25 and 26 and the substitution therefor, in the columns numbered (1), (2) and (3) and as shown hereunder, of the following—

- “25. Assistant Mechanical Inspector 1. 4. 64.
26. Assistant Superintendent of Lights 16. 7. 64.
27. Senior Surveyor (Land Boilers) 26. 5. 65.
28. Inspector (Land Boilers) 26. 5. 65.”

Amendment
of Nineteenth
Schedule.

18. The Nineteenth Schedule to the principal Order is amended—

- (a) by the deletion of items 26, 31, 99, 104 and 117;
(b) by the deletion of item 129 and the substitution therefor, in the columns numbered (1), (2) and (3) and as shown hereunder, of the following—

- “129. Nursing Auxiliary/Pupil
Nursing Auxiliary 1. 4. 64.”; and

(c) by the insertion, after item 132, in the columns numbered (1), (2) and (3) and as shown hereunder, of the following new items—

- “133. X-Ray Assistant 14. 10. 64.
134. Senior Linen Room Supervisor 18. 11. 64.
135. Principal Medical Social Worker ... 1. 4. 65.
136. Senior Medical Social Worker 1. 4. 65.
137. Medical Social Worker (Classes I and II) 1. 4. 65.
138. Steward (Classes I and II) 22. 5. 65.”

19. The Twentieth Schedule to the principal Order is amended by the deletion of items 8, 9, 10, 11, 12, 13, 14 and 15 and the substitution therefor, in the columns numbered (1), (2) and (3) and as shown hereunder, of the following—

- “ 8. Demarcator (Classes I and II) 1. 4. 60.
 9. Area Officer 1. 4. 61.
10. Area Officer Class II 1. 4. 63.
11. Cartographic Assistant (Classes I, II and III) 1. 4. 64.
12. Calligraphist 20. 10. 64.”

Amendment
of Twentieth
Schedule.

20. The Twenty-first Schedule to the principal Order is amended—

- (a) by the deletion of items 21, 38 and 43; and
(b) by the insertion, after item 46, in the columns numbered (1), (2) and (3) and as shown hereunder, of the following new items—

- “47. Engineering Assistant (Traffic)
(Classes II and III) 5. 8. 64.
48. Senior Driving Test Examiner 1. 4. 65.
49. Driving Test Examiner 1. 4. 65.
50. Police Telephonist 24. 5. 65.”

Amendment
of Twenty-
first Schedule.

21. The Twenty-second Schedule to the principal Order is amended—

- (a) by the deletion of items 4 and 9; and
(b) by the insertion, after item 26, in the columns numbered (1), (2) and (3) and as shown hereunder, of the following new items—

- “27. Senior Postal Inspector 1. 4. 65.
28. Postal Inspector 1. 4. 65.”

Amendment
of Twenty-
second
Schedule.

22. The Twenty-third Schedule to the principal Order is amended—

- (a) by the deletion of items 9 and 19; and

Amendment
of Twenty-
third
Schedule.

(b) by the insertion, after item 26, in the columns numbered (1), (2) and (3) and as shown hereunder, of the following new items—

"27. Junior Proof Reader	18. 11. 64.
28. Student Printing Officer	1. 4. 65."

Amendment
of Twenty-
fourth
Schedule.

23. The Twenty-fourth Schedule to the principal Order is amended by the insertion, after item 31, in the columns numbered (1), (2) and (3) and as shown hereunder, of the following new item—

"32. Woman Chief Officer	1. 4. 65."
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Amendment
of Twenty-
sixth
Schedule.

24. The Twenty-sixth Schedule to the principal Order is amended—

(a) by the deletion of item 15;
(b) in item 33, by the deletion of "1.4.50." and the substitution therefor of the following—

"1.4.51.";

(c) by the deletion of items 66, 76 and 80; and
(d) by the insertion, after item 120, in the columns numbered (1), (2) and (3) and as shown hereunder, of the following new items—

"121. Engineering Assistant (Traffic) (Classes II and III)	5. 8. 64.
122. Student Laboratory Assistant/ Laboratory Assistant	16. 9. 64.
123. Senior Instrument Mechanic	6. 1. 65.
124. Instrument Mechanic	6. 1. 65.
125. Assistant Government Building Surveyor	1. 4. 65.
126. Principal Assistant Superintendent of Crown Lands and Survey	1. 4. 65.
127. Director of Water Supplies	1. 4. 65.
128. Government Water Engineer	1. 4. 65.
129. Assistant Government Water En- gineer	1. 4. 65.
130. Chemist	1. 4. 65.
131. Assistant Chemist	1. 4. 65.
132. Chief Mechanical Engineer	1. 4. 65.
133. Chief Electrical Engineer	1. 4. 65.
134. Technical Secretary	14. 4. 65."

Amendment
of Twenty-
eighth
Schedule.

25. The Twenty-eighth Schedule to the principal Order is amended by the deletion, in item 1, of "for" and the substitution therefor of the following—

"of".

26. The Twenty-ninth Schedule to the principal Order is amended by the insertion, after item 8, in the columns numbered (1), (2) and (3) and as shown hereunder, of the following new items—

" 9. Legal Assistant (Pupil)	5. 8. 64.
10. Assistant Registrar General	2. 12. 64.
11. Calligraphist	1. 4. 65."

Amendment
of Twenty-
ninth
Schedule.

27. The Thirty-first Schedule to the principal Order is amended by the insertion, after item 11, in the columns numbered (1), (2) and (3) and as shown hereunder, of the following new items—

"12. Senior Resettlement Officer	23. 12. 64.
13. Senior Resettlement Officer (Technical) ...	6. 1. 65.
14. Resettlement Officer (Technical)	6. 1. 65.
15. Computer Class II	6. 1. 65."

Amendment
of Thirty-
first Schedule.

28. The Thirty-fourth Schedule to the principal Order is amended by the insertion, after item 9, in the columns numbered (1), (2) and (3) and as shown hereunder, of the following new items—

"10. Social Welfare Officer	4. 11. 64.
11. Assistant Social Welfare Officer	4. 11. 64.
12. Welfare Assistant	4. 11. 64."

Amendment
of Thirty-
fourth
Schedule.

29. The Thirty-seventh Schedule to the principal Order is amended—

(a) in the first Part—

(i) by the deletion of items 15, 20 and 27; and
(ii) by the insertion, after item 42, in the columns numbered (1), (2) and (3) and as shown hereunder, of the following new items—

"43. Assistant Librarian (Classes I and II)	8. 12. 64.
44. Library Clerk (Classes I, II and III)	1. 4. 65.
45. Principal Amenities Officer	8. 4. 65.
46. Library Adviser	30. 4. 65."

Amendment
of Thirty-
seventh
Schedule.

(b) under the subheading "HOUSING DIVISION"—

(i) by the deletion of items 7 and 12; and
(ii) by the deletion of items 15, 16 and 17 and the substitution therefor, in the columns numbered (1), (2) and (3) and as shown hereunder, of the following—

"15. Assistant Clerk of Works	1. 4. 64.
16. Engineering Assistant (Structural) Class I	14. 10. 64.

17. Architectural Assistant (Classes II and III)	14. 10. 64.
18. Assistant Structural Engineer	23. 12. 64.
19. Engineering Assistant (Structural) (Classes II and III)	23. 12. 64."

Clerk of Councils.

COUNCIL CHAMBER,
28th September, 1965.
(Secretariat PR4374/48IV)

CHINESE TEMPLES ORDINANCE.
(Chapter 153).

GENERAL CHINESE CHARITIES FUND (AMENDMENT)
DIRECTIONS 1965.

In exercise of the powers conferred by section 9 of the Chinese Temples Ordinance, the Chinese Temples Committee has given the following directions—

1. These directions may be cited as the General Chinese Charities Fund (Amendment) Directions 1965. Citation.

2. Direction 7 of the General Chinese Charities Fund Directions 1954 (hereinafter referred to as the principal directions) is cancelled and replaced by the following— Cancellation and replacement of direction 7.

7. All vouchers submitted to the Accountant General in respect of payments to be made out of the Fund shall be certified by the Chairman or his duly authorized delegate." (G.N.A. 151/54).

3. Directions 9 and 10 of the principal directions are cancelled and replaced by the following— Cancellation and replacement of directions 9 and 10.

9. (1) The Chairman shall cause proper accounts to be kept of all transactions of the Fund and shall cause to be prepared for every period of twelve months ending on the 31st day of March in each year a statement of the accounts of the Fund, which statement shall include an income and expenditure account and balance sheet and shall be signed by the Chairman.

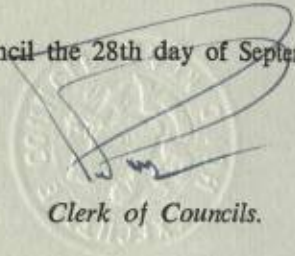
(2) The accounts of the Fund and the signed statement of the accounts shall be audited by an auditor appointed by the Governor, and the auditor shall certify the statement subject to such report, if any, as he may think fit.

(3) A copy of the signed and audited statement of accounts together with the auditor's report, if any, shall be laid on the Table of the Legislative Council not later than the 30th day of September next following the end of such period or so soon thereafter as the Governor, in his absolute discretion, may allow."

*Acting Secretary for Chinese Affairs,
Chairman.*

30th July, 1965.

Approved by the Governor in Council the 28th day of September, 1965.



Clerk of Councils.

COUNCIL CHAMBER,
28th September, 1965.
(Secretariat GR10/3231/61)

LEGISLATIVE COUNCIL RESOLUTION.

PENSIONS ORDINANCE.

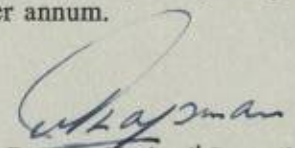
(Chapter 89).

Resolution made and passed by the Legislative Council on the 29th day of September, 1965.

WHEREAS—

- (1) Bessie CHENG Social Welfare Officer of the Department of Social Welfare (hereinafter referred to as the said officer) was first appointed to the non-pensionable post of Female Inspector Secretariat for Chinese Affairs on 3rd March, 1941.
- (2) The said officer was confirmed to the pensionable establishment with effect from the 1st day of May, 1946 on the recommendation of Secretariat Circular No. 15.
- (3) Such confirmation should not have been given as the said officer was not serving on probation to the permanent establishment prior to the 25th day of October, 1941 the date referred to in the above mentioned Secretariat Circular there was at that time no post against which the said officer could have been on probation to the permanent establishment.
- (4) Notwithstanding that the said officer was therefore serving in a non-pensionable post from the 3rd day of March, 1941 to the 31st day of March, 1948 and that Regulation 19(2)(a) of the Pensions Regulations Chapter 89 provides that three quarters of such period may be taken into account for pension purposes it is desired that the pension to which the said officer is entitled shall be supplemented by an *ex gratia* award calculated by counting in full the said officer's service for pension purposes from the date on which she was wrongly confirmed to the pensionable establishment namely the 1st day of May, 1946 and by counting three quarters of the said officer's service for pension purposes from the 3rd day of March, 1941 to the 30th day of April, 1946.

Resolved that in addition to the maximum gratuity of \$36,180, and reduced pension of \$8,683.20 per annum to which the said officer is entitled there be granted to the said officer an *ex gratia* gratuity of \$810 and an *ex gratia* pension of \$194.40 per annum.



Deputy Clerk of Councils.

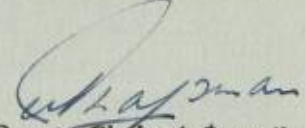
COUNCIL CHAMBER,
29th September, 1965.
(Secretariat PR412/3841/46)

INLAND REVENUE ORDINANCE.

(Chapter 112).

Resolution made and passed by the Legislative Council under section 85 of the Inland Revenue Ordinance on the 13th day of October, 1965.

Resolved, pursuant to section 85 of the Inland Revenue Ordinance, that the Inland Revenue (Amendment) (No. 2) Rules 1965, made by the Board of Inland Revenue on the 7th day of October, 1965 under section 85 of that Ordinance, be approved.



Deputy Clerk of Councils.

COUNCIL CHAMBER,

13th October, 1965.

(Secretariat FR2/2301/47V)

INLAND REVENUE ORDINANCE.

(Chapter 112).

INLAND REVENUE (AMENDMENT) (NO. 2) RULES 1965.

In exercise of the powers conferred by section 85 of the Inland Revenue Ordinance, We, the Board of Inland Revenue, hereby make the following rules—

1. These rules may be cited as the Inland Revenue (Amendment) (No. 2) Rules 1965. Citation.

2. The Inland Revenue Rules are amended by the addition, after rule 2, of the following new rules— Addition of new rules 2A, 2B, 2C and 2D.

“Method of ascertainment, for the purposes of section 16 of the Ordinance, of the extent to which outgoings and expenses are incurred in the production of profits in respect of which a person is chargeable to tax under Part IV of the Ordinance.

(Vol. IX, p. 356).

General apportionment of outgoings and expenses.

2A. (1) No deduction shall be allowed for any outgoing or expense incurred in the production of profits not arising in or derived from the Colony, but where any outgoing or expense was incurred partly in the production of profits arising in or derived from within the Colony and partly in the production of profits arising or derived from outside the Colony, then, for the purpose of ascertaining the extent to which such outgoing or expense is deductible under section 16 of the Ordinance, an apportionment thereof shall be made on such basis as is most appropriate to the activities of the trade, profession or business concerned.

(2) Where, apart from or in addition to the circumstances referred to in paragraph (1) as giving rise to an apportionment, it is necessary to make an apportionment of any outgoing or expense by reason of it having been incurred not wholly and exclusively in the production of profits in respect of which a person is chargeable to tax under Part IV of the Ordinance, such apportionment or further apportionment, as the case may be, shall, subject to the provisions of rules 2B and 2C, be made on such basis as is most reasonable and appropriate in the circumstances of the case.

Interest on borrowed money used in purchase of shares.

2B. (1) Where interest is paid or payable on any sum of money borrowed and used partly for the purpose of acquiring shares in a corporation which is chargeable to tax under Part IV of the Ordinance and partly for some

other purpose or purposes, such interest as is attributable to the part used for the purpose of acquiring such shares shall, subject to paragraph (2), not be an allowable deduction, and where any apportionment is necessary to ascertain the amount of interest so attributable, it shall be made on such basis as is most reasonable and appropriate in the circumstances of the case.

(2) Where a person is chargeable to tax under Part IV of the Ordinance in respect of profits from share dealing, no apportionment or disallowance of interest shall be made under paragraph (1) in respect of any money borrowed and used for the purpose of acquiring the shares constituting the subject-matter of such share dealing.

Investment
portfolios.

2C. (1) Where the investment portfolio of any person who is chargeable to tax under Part IV of the Ordinance is, in the opinion of the assessor, sufficiently substantial to warrant making an adjustment in respect of the expenses of supervision and management of the portfolio, a due proportion of the management, clerical and general expenses attributable to the supervision and management of the investment portfolio shall be disallowed, and, unless a more practical and suitable basis is available in the circumstances of the case, the estimation of such due proportion of the management, clerical and general expenses shall be made on the basis of such percentage of the total cost of the investments and securities which comprise the investment portfolio as is most reasonable and appropriate in the circumstances of the case, not exceeding—


- (a) one-eighth per cent in any case where the investments are held not for purpose of, or not solely for the purpose of, producing profits by way of dividends, but for, or also for, the purpose of producing profits by resale or share dealing;
- (b) one-half per cent, in any other case.

(2) Where the investment portfolio of any person who is chargeable to tax under Part IV of the Ordinance is not, in the opinion of the assessor, sufficiently substantial to warrant making an adjustment in respect of the supervision and management of the portfolio, no disallowance or apportionment shall be made under paragraph (1).

Rights of
objection and
appeal.

2D. Any decision under rule 2A, 2B or 2C shall be subject to the same rights of objection and appeal as are conferred by Part XI of the Ordinance."

Made by the Board of Inland Revenue this 7th day of October, 1965.



Chairman.

M. W. LO,
Member.

J. B. HART,
Member.

P. C. WOO,
Member.

H. WARDLE,
Member.

Explanatory Note.

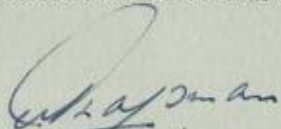
(This Note is not part of the rules, but is intended to indicate their general purport).

These rules add four new rules to the Inland Revenue Rules specifying the methods to be followed for ascertaining to what extent any outgoing or expense is incurred in the production of chargeable profits and therefore deductible under section 16 of the Ordinance.

PUBLIC HEALTH AND URBAN SERVICES ORDINANCE 1960.
(No. 30 of 1960).

Resolution made and passed by the Legislative Council under section 144 of the Public Health and Urban Services Ordinance 1960, on the 13th day of October, 1965.

Resolved, pursuant to section 144 of the Public Health and Urban Services Ordinance 1960, that the Pleasure Grounds (Amendment) (No. 2) By-laws 1965, made by the Urban Council on the 5th day of October, 1965, under section 109 of that Ordinance, be approved.



Deputy Clerk of Councils.

COUNCIL CHAMBER,
13th October, 1965.

(Secretariat GR5/3231/60II)

PUBLIC HEALTH AND URBAN SERVICES ORDINANCE 1960.
(No. 30 of 1960).

PLEASURE GROUNDS (AMENDMENT) (NO. 2) BY-LAWS 1965.

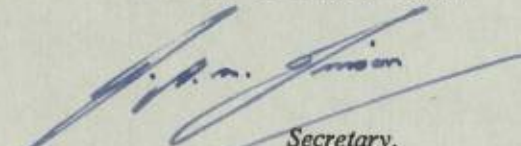
In exercise of the powers conferred by section 109 of the Public Health and Urban Services Ordinance 1960, the Urban Council has made the following by-laws—

1. These by-laws may be cited as the Pleasure Grounds (Amendment) (No. 2) By-laws 1965. Citation.

2. The Schedule to the Pleasure Grounds By-laws 1960 is amended in Part II by the deletion of item 4 and the substitution therefor of the following— Amendment of Schedule. (G.N.A. 102/60).

"4	SQUASH	$\frac{1}{2}$ hour	1.50	(a)	(i) during the period from 10 a.m. to 5 p.m. on every day which is not a Saturday or a general holiday within the meaning of the Holidays Ordinance; and (ii) during the period from 10 a.m. to 1 p.m. on every Saturday which is not such a general holiday.
			2.50	(b)	on every such general holiday or during any period not included in paragraph (a)."

Made by the Urban Council this 5th day of October, 1965.



Secretary.

Explanatory Note.

(This Note is not part of the by-laws, but is intended to indicate their general purport).

The effect of these by-laws is to make a fee of \$1.50 payable for the use of squash courts from 10 a.m. to 5 p.m. on Mondays to Fridays and 10 a.m. to 1 p.m. on Saturdays, except when any of these days is a general holiday; and a fee of \$2.50 payable for the use of the courts on general holidays or at any time on other days outside the hours where the \$1.50 fee mentioned above applies.

PROCLAMATION.

No. 8 of 1965.

BY HIS EXCELLENCY SIR DAVID CLIVE CROSBIE TRENCH, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, upon whom has been conferred the Decoration of the Military Cross, Governor of Hong Kong.

WHEREAS by section 1 of the Resettlement (Amendment) Ordinance 1965 (No. 45 of 1965), it is provided that the said Ordinance shall come into operation on a day to be appointed by the Governor by Proclamation in the *Gazette*:

NOW, THEREFORE, I, DAVID CLIVE CROSBIE TRENCH, do hereby PROCLAIM that the said Ordinance shall come into operation on the 22nd day of October, 1965.

GIVEN under my hand and the Public Seal of the Colony of Hong Kong this 15th day of October, 1965.



David Clive Crosbie Trench

Governor.

GOD SAVE THE QUEEN.

(Secretariat BL5/741/63)

RESETTLEMENT ORDINANCE 1958.

(No. 16 of 1958).

**RESETTLEMENT (AMENDMENT) (NO. 4)
REGULATIONS 1965.**

In exercise of the powers conferred by section 51 of the Resettlement Ordinance 1958, the Governor in Council has made the following regulations—

1. These regulations may be cited as the Resettlement (Amendment) (No. 4) Regulations 1965, and shall come into operation on the day appointed for the commencement of the Resettlement (Amendment) Ordinance 1965.

Citation and commencement.

2. Regulation 5 of the Resettlement Regulations 1958 (hereinafter referred to as the principal regulations) is revoked and replaced by the following—

Revocation and replacement of regulation 5. (G.N.A. 49/58).

5. A tenancy card and a factory tenancy card issued in accordance with the provisions of section 28 or section 49 of the Ordinance shall be in accordance with Forms 3 and 3A, respectively, in the First Schedule.”

“Tenancy and factory tenancy card. First Schedule, Forms 3 and 3A.

3. The principal regulations are amended by the addition, after regulation 9, of the following new regulations—

Addition of new regulations 9A and 9B.

9A. Every licence issued under section 50C of the Ordinance shall be in accordance with Form 5 in the First Schedule.

“Licences under section 50C of Ordinance. First Schedule, Form 5.

9B. The fee payable in respect of a licence issued under section 50C of the Ordinance shall be the appropriate fee specified in the Fifth Schedule.”

Fees for licences under section 50C of Ordinance. Fifth Schedule.

4. The principal regulations are amended by the addition, after regulation 11, of the following new regulation—

Addition of new regulation 12.

12. Where any fitting belonging to the Crown in any building in a resettlement estate or a resettlement factory area is damaged or lost, the competent authority may recover the cost of repairing or replacing the same from the person by whom it was damaged or lost, including supervision costs.”

“Cost of replacement of lost or damaged articles.



Amendment of First Schedule.

5. The First Schedule to the principal regulations is amended by—
 (a) the deletion of Form 1 and the substitution therefor of the following—

"FORM 1. [reg. 3.]
 表格第一款
 RESETTLEMENT REGULATIONS 1958.
 一九五八年徙置規例
 SCREENING FORM.
 徙置調查表格

R.D. Ref. No.:
 徙置調查表格號數

HEAD OF HOUSEHOLD:
 戶主
 Name: Sex: Age:
 姓名 性別 年齡
 I.C. Reg. No./ Unregistered: Status: Dialect:
 身份證號數/ 婚姻狀況 方言
 無身份證
 Address on I.C.:
 身份證地址
 Employment & Address:
 工作及地址
 Average family income per month: \$
 家庭每月平均收入
 Total No. in H/b: (M— F— C—)
 戶內人口總數(男— 女— 小童—)
 Length of Residence in Hong Kong:
 曾居香港期間
 Correspondence Address:
 通訊地址

DEPENDANTS: number of persons:
 (in hut) as at 人數
 家屬(在建築物內)於

Name:	Age:	Sex:	I.C. No.:	Relationship:	Status:	Employment & Address:
姓名	年齡	性別	身份證號數	關係	婚姻狀況	工作及地址
1.						
2.						
3.						
4.						
5.						
6.						
7.						
8.						

Areas:
 區
 Zone: Hut No.:
 段 建築物編號
 Families in structure: Head of household: Landlord/ Tenant:
 建築物內居住戶數 戶主 業主/租客
 I declare that to the best of my knowledge information and belief the particulars recorded herein are correct and before I gave such particulars to the Authorized Officer, section 55 of the Resettlement Ordinance 1958 was read over to me and I understood the same. I also declare that I have received my Resettlement Card.

余茲聲明據余所知此表格內所記錄之各項均係實情又在余向授權人員報告該等事項之前該人員已將一九五八年徙置條例第二十一款向余宣讀余已明白其內容並經領取徙置證

.....
 Head of Household.
 戶主
 Dated the day of , 19 ..
 日期: 一九 年 月 日
 Interpreted to the said
 by and signed by him in the presence of
 上文經由本人向該
 解述並由彼在本人面前簽署

.....
 Authorized Officer.
 授權人員

Further particulars:
 附註

Interviewed by:
 查詢人員
 Date:
 日期
 Resettlement Card
 徙置證 { Received by:
 收領人
 Issued by:
 發出人
 Date:
 日期

- (b) the deletion of paragraph (f) of condition 2 of the General Conditions of Tenancy in Form 3, in both the English and the Chinese versions, and the substitution therefor respectively of the following—

"(f) cook by a means or with a fuel other than such as may be approved by the competent authority;"

"(己) 使用該管當局所認可者以外之任何炊具或燃料烹飪;"

- (c) the insertion, after Form 3, of the following new form—

"FORM 3A. [reg. 5.]
 表格第三甲款

RESETTLEMENT REGULATIONS 1958.
 一九五八年徙置規例

FACTORY TENANCY CARD.
 工廠租用證

..... RESETTLEMENT FACTORY ESTATE
 徙置工廠大廈區

Tenant () Factory Block No.
 租客 工廠大廈第 座
 Age Sex
 年歲 性別
 I/C No.
 身份證號數
 S.F. No. F/.....
 徙置編號
 Registered Name of Factory
 登記廠名
 Approved Trade
 認許行業
 Subsequent take over/transfer of factory units
 入伙後承讓 / 讓出之工廠單位

..... Floor
 第 層
 Unit Nos. Total Units.
 單位號數 共 單位
 Rent per month.
 每月租金
 Rent Day
 交租日期
 Date of Intake
 入伙日期
 Originated from
 由何處來

This Tenancy is subject to the General Conditions of Tenancy set out herein and to the Special Conditions for Factories and Workshops in Resettlement Factory Buildings contained in the Intake Booklet issued to the tenant and to any other Special Conditions of Tenancy to which the Tenancy is made subject by the Competent Authority.

此項租用權係受本證所載關於租用之普通章程與發給租客之入伙須知小冊所載有關徙置工廠大廈內開設工廠或工場之特別章程及由該管當局釐訂關於租用之任何其他特別章程所限制。

Issued this day of , 19 .
發證日期一九 年 月 日 .

PHOTOGRAPH

.....
Competent Authority /
Authorized Officer.
該管當局 / 授權人員

General Conditions of Tenancy.

1. The tenant shall—
 - (a) pay the rent in advance on each rent day;
 - (b) keep the premises in a clean, tidy and hygienic condition and carry out any cleansing directed by an authorized officer;
 - (c) permit any authorized officer to enter the premises at any reasonable time for the purpose of inspecting them or any machines or installations therein;
 - (d) report at once to an authorized officer any defect, blocked drains or damage of any kind whatsoever in or to the said premises;
 - (e) maintain all electrical installations in the premises in good condition; and
 - (f) pay such charges for the resetting, repair or replacement of the moulded circuit breakers fitted in the premises as the competent authority may consider proper.
2. The tenant shall not—
 - (a) add to or remove from the premises any fixtures or fittings or erect therein any structure without the permission in writing of an authorized officer;
 - (b) assign, sublet or part with the possession of the premises, or permit any person to reside therein except the tenant himself and his registered caretakers, without the permission in writing of an authorized officer;
 - (c) do or permit to be done in the premises or any part thereof anything which may be or become a nuisance, annoyance or disturbance to the occupiers of other premises or of other property in the neighbourhood or which is in any way against the law of the Colony;
 - (d) install any machinery in the premises without the permission in writing of an authorized officer; or

- (e) keep in the premises any poultry, pigeons, rabbits or animals of any kind, except one cat.
3. If the tenant—
 - (a) fails to carry out, within two weeks after the date of a notice issued by or on behalf of the competent authority, such repairs to any electrical installation in the premises as may be specified in such notice; or
 - (b) installs any machinery in the premises without the permission in writing of an authorized officer,
 the competent authority may disconnect the supply of electricity to the premises.
4. This tenancy may be determined by the competent authority or the tenant by giving in writing one month's notice to quit expiring on a rent day.
5. On the determination of this tenancy, the tenant shall deliver up the premises in good and tenantable condition and repair and shall hand over the keys to an authorized officer.
6. Any notice required to be served on the tenant for the purpose of any of the foregoing condition shall be sufficiently served if sent by post addressed to him at the premises or posted in a conspicuous position on the building in which the premises are comprised.

關於租用之普通章程

- 一、 租客應遵守下列各項：
 - (甲) 在交租日期繳納上期租；
 - (乙) 將房舍保持整潔以重衛生並奉行授權人員指令辦理之清潔事務；
 - (丙) 准許任何授權人員在任何合理時間進入房舍內以便檢查該房舍或其中任何機器及裝置；
 - (丁) 房舍內任何缺點，溝渠淤塞或任何種類之破損時迅即報告授權人員；
 - (戊) 將房舍內之全部電器裝置保持完好；
 - (己) 房舍內之電路保險掣需予重裝，修理或更換時繳付該管當局認為適當之任何費用。
- 二、 租客不得有下列事項：
 - (甲) 未得授權人員之書面准許在房舍內添置或移去任何固定裝置或在其中堅立任何建築物；
 - (乙) 未得授權人員之書面准許將房舍轉讓、分租或將房舍之佔有權放棄或容許任何人在其中居住惟租客本人及其所僱用而經登記之看守員則不在此限；
 - (丙) 自行或容許他人在房舍或其中任何部份作任何令人討厭、妨礙或騷擾事情而波及其他房舍或鄰近其他物業之居住人或作任何違犯本港法例之事情；
 - (丁) 未得授權人員之書面准許在房舍內裝置任何機器；或
 - (戊) 在房舍內養任何家禽、禽類、兔類或任何獸類，惟可養貓一頭。
- 三、 倘租客：
 - (甲) 在該管當局或其代表人發出通知書兩星期以內仍不依照該通知書之指示對房舍內之任何電器裝置進行必要之修理；或
 - (乙) 未得授權人員之書面准許在房舍內裝置任何機器，則其房舍之電力供應可由該管當局切斷。

- 四、此項租用權可由該管當局或租客以一個月時間給予對方遷出通知書終止之，該一個月滿之日應為交租日期。
- 五、此項租用權終止時，租客應將房舍在完好及可供租用之狀態下交出並將鎖匙交與授權人員。
- 六、凡為上開章程之任何一項而須送交租客之任何通告無論由郵遞按其房舍之地址寄交其人或標貼於該房舍所在之樓宇外當眼處均作送達妥當論。”； and

(d) the insertion, after Form 4, of the following new form—

"FORM 5. [reg. 9A.]
表格第五款
RESETTLEMENT ORDINANCE 1958.
(Section 50C).
一九五八年徙置條例
(第五十款丙段)
LICENCE TO OCCUPY CROWN LAND.
佔用官地暫准證

1. Permission is hereby given to the licensee named herein to occupy the portion of Crown land specified in this licence for a temporary period and for the purpose stated.
- 一、茲准名載本證之持證人暫時佔用本證內指定之部份官地以作下開用途

Use. 用途	Structure(s) permitted on site. 准在地盤上保有之建築物	Site No. 地盤編號		
		Length. 長度	Width. 闊度	Height. 高度
1.	1.			
2.	2.			
3.	3.			
4.	4.			

Amount of quarterly fee and date of commencement of occupation. 每季應繳證費數額及開始佔用日期	Payable at 在 Resettlement Estate/Cottage Area Office on— 新區/平房區辦事處在下開日期繳交
1.	Month 月 day 日 Each 每
2.	" " " " " "
3.	" " " " Year 年
4.	" " " " " "

Name of licensee. 持證人姓名	Age. 年歲	Sex. 性別	I.C. No. 身份證號數

Dependants.
家屬

Name. 姓名	Age. 年歲	Sex. 性別	I.C. No. 身份證號數	Relationship to licensee. 與持證人之關係
1.				
2.				
3.				
4.				
5.				
6.				
7.				
8.				
9.				
10.				

Total No. of Persons: 總人數	M. 男	F. 女	C. 小童

2. This licence is not transferable.
二、本證不得轉讓

I, the undersigned licensee, fully understand and agree that this licence is subject to the conditions set out herein and to any conditions which may be imposed by the Competent Authority from time to time.

余乃下開署名之持證人現充分明瞭及同意本證係受證內所載之章程及由該管當局隨時釐訂之任何章程所限制。

.....
Licensee.
持證人

.....
Competent Authority.
該管當局

Photograph of Licensee
and dependants named
above.

持證人及上開家屬合映之照片

Licence No. Form ... No. ...
證號 表格第 號

Date
日期

CONDITIONS.

1. This licence is the property of Government and must be framed and exhibited inside the structure in a conspicuous position.

2. Any structure erected on the land to which this licence relates shall, except for supports and beams, be made of tin sheets or other fire resisting material and maintained in a good state of repair to the satisfaction of the competent authority.
3. The licensee shall—
- (a) upon the grant of this licence pay the fee for the ensuing three month in advance, and shall pay the fee in advance for every three months thereafter on the appropriate days specified in this licence;
- (b) affix to this licence a group photograph of himself and the dependants named in this licence.
4. The licensee shall not—
- (a) permit any person other than the dependants named in this licence to reside in any structure on the land to which this licence relates without the permission in writing of an authorized officer;
- (b) assign, sublet or transfer any structure on the land to which this licence relates without the permission in writing of an authorized officer;
- (c) use any structure on the land to which this licence relates for any purpose other than that authorized by this licence without the permission in writing of an authorized officer;
- (d) alter or make any additions to any structure on the land to which this licence relates without the permission in writing of an authorized officer;
- (e) carry out any site formation required in connexion with any structure to be erected on the land to which this licence relates in such a manner as to endanger any adjacent structure;
- (f) do or permit to be done on the land to which this licence relates or in any structure on such land anything which might be or become a nuisance, annoyance or disturbance to the occupiers of other structures in the neighbourhood;
- (g) permit to be brought on to the land to which this licence relates any arms, ammunition, gun-powder, fireworks or other explosive or inflammable goods (other than a reasonable quantity of kerosene or other approved fuel for the licensee's own domestic use).

章 程

- 一、本證乃政府之所有物，必須用架鑲好並掛放在建築物內當眼處。
- 二、在本證所指之土地上建立之任何建築物除直柱及橫樑外應用鋅鐵片或其他防火材料建造且常予保持完好並以該管當局認可為準。
- 三、持證人應遵守下列各項：
- (甲) 在本證發給時繳納三個月之上期證費，以後每三個月繳納證費一次並依照本證內規定之日期上期繳交；
- (乙) 將本人與本證所開列各家屬合映之照片貼在本證上。
- 四、持證人不得有下列事項：
- (甲) 未得授權人員之書面准許容許除本證所開列各家屬以外之任何人在本證所指之土地上任何建築物內居住；
- (乙) 未得授權人員之書面准許將本證所指之土地上任何建築物轉讓、分租或移讓；

- (丙) 未得授權人員之書面准許將本證所指之土地上任何建築物作本證所認可以以外之任何用途；
- (丁) 未得授權人員之書面准許對本證所指之土地上任何建築物改建或增建；
- (戊) 在本證所指之土地上進行與行將興建之任何建築物有關之任何地盤整理工作而危及任何鄰近建築物；
- (己) 自行或容許他人本證所指之土地上或該地上任何建築物內作任何令人討厭、妨礙或騷擾事情而波及鄰近其他建築物之居住人；
- (庚) 容許任何武器、彈藥、火藥、爆竹、煙花或其他炸藥或易燃品物（持證人本人家庭用合理數量之火水或其他認可之燃料除外）帶入本證所指定之土地範圍內。”

6. The Second Schedule to the principal regulations is amended in Part I by the insertion in subhead (a) of Item 4, at the end thereof, in the second, third, fourth, fifth, sixth and seventh columns and as shown hereunder, of the following—

Amendment of Second Schedule.

“Grade E 142 28.50 6.50 3.50 38.50”.

7. The Third Schedule to the principal regulations is amended—

(a) by the deletion of “Site” in each place where it occurs therein and the substitution therefor of the following—

Amendment of Third Schedule.

“unit occupied”; and

(b) under the heading “B. *Outlying Areas.*”, by the addition of the following—
“Rennie’s Mill Village”.

8. The Fourth Schedule to the principal regulations is amended by the deletion of “Government Cottages” and the substitution therefor of the following—

Amendment of Fourth Schedule.

“units occupied in Government Cottages”.

9. The principal regulations are amended by the addition of the following new Schedule—

Addition of new Fifth Schedule.

“FIFTH SCHEDULE.

[reg. 9B.]

FEES FOR LICENCES GRANTED UNDER SECTION 50C OF THE ORDINANCE.

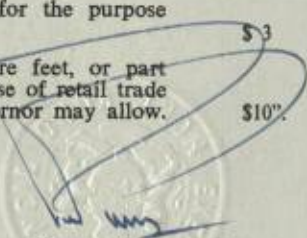
<i>Class I Areas.</i>	<i>Monthly Fee.</i>
Licence in respect of land occupied for the purpose of residence.	\$ 4
Licence in respect of every 120 square feet, or part thereof, of land occupied for the purpose of retail trade or for such other purpose as the Governor may allow.	\$10

*Class II Areas.**Monthly Fee.*

Licence in respect of land occupied for the purpose of residence.

\$3

Licence in respect of every 120 square feet, or part thereof, of land occupied for the purpose of retail trade or for such other purpose as the Governor may allow.

\$10⁰⁰


Clerk of Councils.

COUNCIL CHAMBER,

19th October, 1965.

Explanatory Note.

(This Note is not part of the regulations, but is intended to indicate their general purport).

These regulations amend the Resettlement Regulations 1958 (the principal regulations) in the following respects.

- (a) By virtue of the Resettlement (Amendment) Ordinance 1965, resettlement factory areas are brought within the ambit of the Resettlement Ordinance 1958. This makes it necessary to prescribe the form of the factory tenancy card, including conditions subject to which resettlement factories are let. This is achieved by the revised regulation 5 of the principal regulations inserted by regulation 2 of these regulations and by paragraph (c) of regulation 5 of these regulations, which adds a new form, Form 3A, to the forms in the First Schedule to the principal regulations.
- (b) Regulations 3 and 9, in conjunction with paragraph (d) of regulation 5, make provision for the form and conditions of licences under the new section 50C of the Resettlement Ordinance 1958 and the fees payable in respect thereof.
- (c) New provisions empowering the competent authority to recover the cost of repairing or replacing fittings in a resettlement estate or resettlement factory area which are damaged or lost are added to the principal regulations by regulation 4.
- (d) A new screening form has been prescribed by paragraph (a) of regulation 5 and a minor amendment to the general conditions of tenancies of buildings in resettlement estates has been made by paragraph (b) of that regulation.
- (e) Regulation 6 prescribes the monthly rental for an additional grade of special type domestic room in Mark IV blocks in the urban areas.
- (f) Regulations 7 and 8 make amendments to the Third and Fourth Schedules to the principal regulations so as to clarify the position as to the calculation of fees and rents in the few cases where the upper floor of a building in a cottage resettlement area is separately occupied. Regulation 7 also amends the Third Schedule so as to add Rennie's Mill Village to the list of cottage resettlement areas in outlying areas of the Colony.

(Secretariat TC183/64)

PROCLAMATION.

No. 9 of 1965.

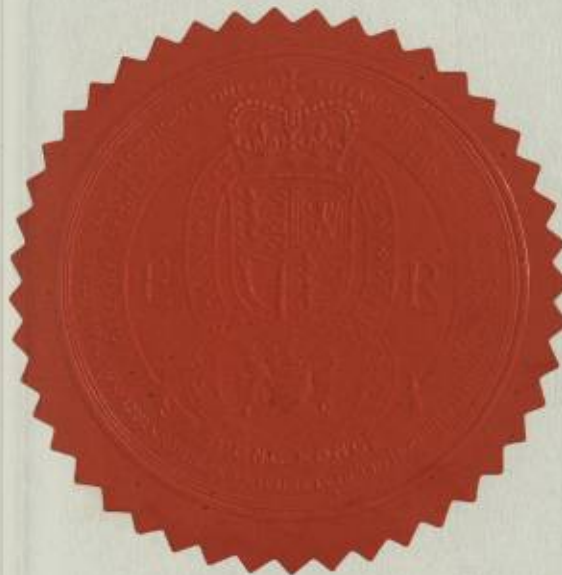
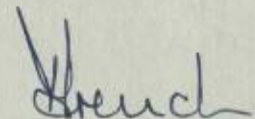
BY HIS EXCELLENCY SIR DAVID CLIVE CROSBIE TRENCH, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, upon whom has been conferred the Decoration of the Military Cross, Governor and Commander in Chief of the Colony of Hong Kong and its Dependencies, and Vice-Admiral of the same.

WHEREAS by section 17 of the Contracts for Overseas Employment Ordinance 1965 (No. 8 of 1965), it is provided that the said Ordinance shall not come into operation until Her Majesty's confirmation of the same has been proclaimed in the Colony by the Governor and thereafter it shall come into operation upon such day as the Governor shall by the same or any other proclamation appoint:

AND WHEREAS Her Majesty's confirmation of the said Ordinance has now been given and the power of disallowance will not be exercised in respect thereof:

NOW, THEREFORE, I, DAVID CLIVE CROSBIE TRENCH, do hereby PROCLAIM that it is Her Majesty's pleasure to confirm the said Ordinance and not to disallow the same, and that the said Ordinance shall come into operation on the 1st day of November, 1965.

GIVEN under my hand and the Public Seal of the Colony of Hong Kong this 25th day of October, 1965.

Governor.

GOD SAVE THE QUEEN.

(Secretariat GR30/3/5683/58)

FERRIES ORDINANCE.

(Chapter 104).

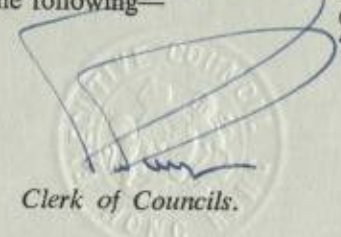
**EXCLUDED FERRIES (MA ON SHAN AND HO TUNG LAU)
(AMENDMENT) REGULATIONS 1965.**

In exercise of the powers conferred by section 5 of the Ferries Ordinance, the Governor in Council has made the following regulations—

1. These regulations may be cited as the Excluded Ferries (Ma On Shan and Ho Tung Lau) (Amendment) Regulations 1965. Citation.

2. The proviso to regulation 2 of the Excluded Ferries (Ma On Shan and Ho Tung Lau) Regulations 1955 is amended by the deletion of "1965" and the substitution therefor of the following— Amendment
of proviso to
regulation 2.
(G.N.A.
47/55).

"1967".



Clerk of Councils.

COUNCIL CHAMBER,
26th October, 1965.

(Secretariat GR2/5481/55)



INLAND REVENUE ORDINANCE.

(Chapter 112).

EXEMPTION FROM INTEREST TAX ORDER 1965.

In exercise of the powers conferred by section 87 of the Inland Revenue Ordinance, the Governor in Council has made the following Order—

1. This Order may be cited as the Exemption from Interest Tax Citation. Order 1965.


2. Any person, office or institution shall be exempt from the payment of interest tax charged under section 28 of the Inland Revenue Ordinance and payable in respect of any year of assessment if—

Exemption
from
interest tax.

- (a) the interest on which the said tax is charged has been derived from any account or fund held in the name of any of the persons specified in the Schedule; and
- (b) the amount of such interest so derived does not exceed the sum of one thousand dollars.

SCHEDULE.

Registrar, Supreme Court.
Official Administrator.
Master in Lunacy.



Clerk of Councils.

COUNCIL CHAMBER,
26th October, 1965.
(Secretariat F563/64)

INLAND REVENUE ORDINANCE.

(Chapter 112).

**INLAND REVENUE (AMENDMENT OF THIRD SCHEDULE)
ORDER 1965.**

In exercise of the powers conferred by subsection (2) of section 2 of the Inland Revenue Ordinance, the Governor in Council has made the following Order—

1. This Order may be cited as the Inland Revenue (Amendment of Third Schedule) Order 1965. Citation.

2. The Third Schedule to the Inland Revenue Ordinance is deleted and substituted by the following— Deletion and substitution of Third Schedule.

(Cap. 112, 1956 Reprint).

"THIRD SCHEDULE.

[s. 2.]

Aden and the Protectorate of	Isle of Man
South Arabia	Jamaica
Antigua	Kenya
Australia	Malawi
Bahamas	Malaysia
Barbados	Maldives Islands
Basutoland	Malta G.C.
Bechuanaland	Mauritius
Bermuda	Montserrat
British Antarctic Territory	New Hebrides
British Guiana	New Zealand
British Honduras	Nigeria
British Solomon Islands	Pakistan
British Virgin Islands	St. Christopher, Nevis and Anguilla
Brunei	St. Helena
Canada	St. Lucia
Cayman Islands	St. Vincent
Central and Southern Line Islands	Seychelles
Ceylon	Sierra Leone
Channel Islands	Singapore
Cyprus	Southern Rhodesia
Dominica	Swaziland
Falkland Islands	Tanzania
Fiji	Tonga
Gambia	Trinidad and Tobago
Ghana	Turks and Caicos Islands
Gibraltar	Uganda
Gilbert and Ellice Islands	United Kingdom of Great Britain and Northern Ireland
Grenada and the Grenadines	Western Samoa
Hong Kong	Zambia
India	

COUNCIL CHAMBER,
26th October, 1965.

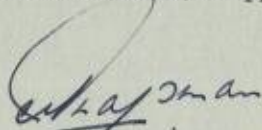
(Secretariat TC L/M FIN1/2301/64)

Clerk of Councils.

PUBLIC HEALTH AND URBAN SERVICES ORDINANCE 1960.
(No. 30 of 1960).

Resolution made and passed by the Legislative Council under section 144 of the Public Health and Urban Services Ordinance 1960, on the 27th day of October, 1965.

Resolved, pursuant to section 144 of the Public Health and Urban Services Ordinance 1960, that the Food Business (Amendment) By-laws 1965, made by the Urban Council on the 5th day of October, 1965, under section 56 of that Ordinance, be approved.


Deputy Clerk of Councils.

COUNCIL CHAMBER,
27th October, 1965.

(Secretariat GR5/3231/60II)



129
PUBLIC HEALTH AND URBAN SERVICES ORDINANCE 1960.
(No. 30 of 1960).

FOOD BUSINESS (AMENDMENT) BY-LAWS 1965.

In exercise of the powers conferred by section 56 of the Public Health and Urban Services Ordinance 1960, the Urban Council has made the following by-laws—

1. These by-laws may be cited as the Food Business (Amendment) By-laws 1965. Citation.

2. By-law 19 of the Food Business By-laws 1960 (hereinafter referred to as the principal by-laws) is cancelled and replaced by the following— Cancellation and replacement of by-law 19. (G.N.A. 109/60).

"Sterilization and storage of utensils.

19. No person engaged in any food business shall use, or cause, suffer or permit to be used, in the course of such food business any crockery, glassware or other utensil used in the preparation or consumption of food, which has not, since the last occasion on which it was used for any purpose, been—

- (a) (i) washed clean and thereafter immersed in boiling water, other than the water used for the washing thereof, for not less than one minute; or
(ii) washed clean and thereafter immersed for a period of at least one minute and at a temperature of not less than seventy-five degrees Fahrenheit in an effective and non-toxic solution of a bactericidal agent approved by the Council; or
(iii) mechanically washed clean in an apparatus which has been manufactured and sold for the washing of crockery, glassware or other utensils of the type for the washing of which such apparatus is being used and is of a type approved by the Council; and
(b) dried by evaporation or with a clean, light coloured drying cloth; and
(c) unless immediately required for further use, stored in a cupboard which has been rendered proof against the access of dust, insects and vermin."

Amendment
of by-law 30.

3. By-law 30 of the principal by-laws is amended by the deletion of paragraph (1) and the substitution therefor of the following—

“(1) Save with the permission in writing of the Council, no person shall—

- (a) sell or offer or expose for sale, or possess for sale or for use in the preparation of any article of food for sale, any of the foods specified in items 1 to 5 inclusive and items 9 to 15 inclusive of the Second Schedule;
- (b) sell or offer or expose for sale, or possess for sale any of the foods specified in items 6, 7 and 8 of the Second Schedule unless such food is contained in an unopened hermetically sealed container; or
- (c) possess for use in the preparation of any article of food for sale any of the foods specified in items 6, 7 and 8 of the Second Schedule unless such food is, until the time it is about to be so used, contained in an unopened hermetically sealed container.”

Amendment
of by-law 31.

4. By-law 31 of the principal by-laws is amended—

(a) in paragraph (2)—

(i) by the deletion of the definition “food factory” and the substitution therefor of the following—

““food factory” means any food business which involves the manufacture or preparation of food for sale for human consumption off the premises, but does not include a frozen confection factory, a milk factory or any business carried on by a hawker who is the holder of a licence under the Hawker By-laws 1960;”

(ii) by the insertion in the definition “fresh provision shop,” after “or any business carried on by a hawker”, of the following—

“who is the holder of a licence under the Hawker By-laws 1960;”

(iii) by the deletion of the definition “restaurant” and the substitution therefor of the following—

““restaurant” means any food business which involves the sale of meals or unbottled non-alcoholic drinks other than Chinese herb tea, for consumption on the premises, but does not include any business carried on by a hawker who is the holder of a licence under the Hawker By-laws 1960;” and

(iv) by the insertion in the definition “siu mei and lo mei shop”, after “or any business carried on by a hawker”, of the following—

“who is the holder of a licence under the Hawker By-laws 1960”; and

(b) by the deletion of paragraph (3) and the substitution therefor of the following—

“(3) Without prejudice to anything contained in the Ordinance relating to licences, any such licence may be subject to any or all of the following conditions—

- (a) a condition prohibiting or restricting the carrying on at or from the food premises to which such licence relates of any particular kind of food business;
- (b) a condition prohibiting or restricting the carrying on at or from the food premises to which such licence relates of any kind of business other than that specified in the licence;
- (c) a condition prohibiting or restricting the sale to customers at or from the food premises to which such licence relates of any food or drink or any class of food or drink other than such food or drink or class of food or drink as may be specified in the licence.”

5. The principal by-laws are amended by the addition, after by-law 33, of the following new by-law—

Addition
of new
by-law 33A.

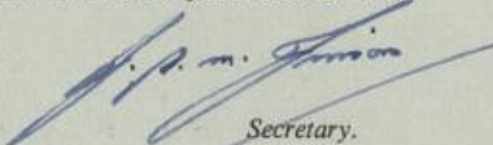
“Additional
requirement
for issue of
licence for
siu mei and
lo mei shops.

33A. No such licence shall be granted by the Council in respect of a siu mei or lo mei shop unless the Council is satisfied that the premises in respect of which the application is made are not being used for the sale of fresh meat.”

6. The Third Schedule to the principal by-laws is amended by the deletion, in item 3 of that part which relates to Class B licences, of “not involving heating on the premises except for making tea and hot drinks excluding soup”.

Amendment
of Third
Schedule.

Made by the Urban Council this 5th day of October, 1965.


Secretary.

Explanatory Note.

(This Note is not part of the by-laws, but is intended to indicate their general purport).

These by-laws amend by-law 19 of the principal by-laws, which relates to the sterilization and storage of utensils used in food businesses, so as to provide that in addition to the method of cleaning previously required, namely, washing and immersion in boiling water other than the water used for washing, such utensils may be cleaned either by immersion for one minute at a temperature of at least 75°F. in an approved effective non-toxic solution of a bactericidal agent or by washing in an approved type of washing machine.

2. By-law 30 has been amended so as to provide that a licence under that by-law is not required in the case of the foods specified in items 6, 7 and 8 of the Second Schedule if the food is contained in an unopened hermetically sealed container or where the food is to be used in the preparation of any article of food for sale, if it is contained in such a container until it is about to be used.

3. By-law 31 has been amended so as to differentiate more clearly between a food factory and a restaurant so as to make it clear that the reference to the business of a hawker in the definitions "food factory", "fresh provision shop", "restaurant" and "siu mei and lo mei shop" refers to a licensed hawker only.

4. By-law 31 has also been amended so as to specify further conditions to which a licence under that by-law may be subject.

5. By-law 33A has been added to provide that a licence for the sale of siu mei or lo mei may not be granted in respect of premises in which a business involving the sale of fresh meat is also carried on.

(Secretariat GR5/3231/60II)

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PROTECTION OF WOMEN AND JUVENILES (AMENDMENT)
ORDINANCE 1965.

(No. 44 of 1965).

PROTECTION OF WOMEN AND JUVENILES (PLACES OF
REFUGE) (CANCELLATION) ORDER 1965.

In exercise of the powers conferred by section 4 of the Protection of Women and Juveniles (Amendment) Ordinance 1965, the Governor has made the following Order—

1. This Order may be cited as the Protection of Women and Juveniles (Places of Refuge) (Cancellation) Order 1965. Citation.

2. The declarations by the Governor in Council, declaring places to be places of refuge under the Protection of Women and Juveniles Ordinance 1951, made by the notifications in the *Gazette* specified in the Schedule are cancelled. Cancellation of declarations as to places of refuge. Schedule.

SCHEDULE.

[para. 2.]

NOTIFICATIONS IN THE GAZETTE.

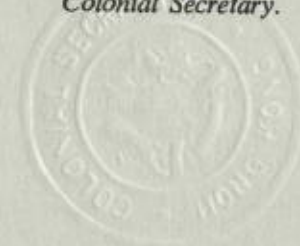
1. Notification Number A38 published in the *Gazette* dated the 2nd day of March, 1951.
2. Notification Number A159 published in the *Gazette* dated the 19th day of September, 1952.
3. Notification Number A53 published in the *Gazette* dated the 13th day of March, 1953.
4. Notification Number L.N. 157 published in the *Gazette* dated the 13th day of December, 1963.
5. Notification Number L.N. 68 published in the *Gazette* dated the 8th day of May, 1964.

By Command,

N. D. Ming Cass
Colonial Secretary.

25th October, 1965.

(Secretariat GR25/3231/50)



PROTECTION OF WOMEN AND JUVENILES ORDINANCE 1951.
(No. 1 of 1951).

**PROTECTION OF WOMEN AND JUVENILES (PLACES OF
REFUGE) ORDER 1965.**

In exercise of the powers conferred by section 2A of the Protection of Women and Juveniles Ordinance 1951, the Governor has made the following Order—

1. This Order may be cited as the Protection of Women and Juveniles (Places of Refuge) Order 1965. Citation.

2. The places specified in the Schedule are hereby declared to be places of refuge for the purposes of the Ordinance. Declaration of places of refuge. Schedule.

SCHEDULE.

[para. 2.]

PLACES OF REFUGE.

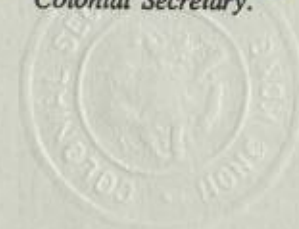
<i>Item.</i>	<i>Place of refuge.</i>
1.	The Po Leung Kuk.
2.	The Good Shepherd Sisters' Home.
3.	The Chuk Yuen Children's Reception Centre.
4.	The Ma Tau Wai Girls' Home.

By Command,

N. D. Irving-Cass
Colonial Secretary.

25th October, 1965.

(Secretariat GR25/3231/50)



SUPREME COURT (COSTS) RULES 1965.

ARRANGEMENT OF RULES.

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SUPREME COURT ORDINANCE.
(Chapter 4).

SUPREME COURT (COSTS) RULES 1965.

In exercise of the powers conferred by section 37 of the Supreme Court Ordinance, We, the Rules Committee, hereby make the following rules—

PART I.

CITATION, INTERPRETATION AND APPLICATION.

1. These rules may be cited as the Supreme Court (Costs) Rules 1965, and shall come into operation on the 1st day of January, 1966. Citation and commencement.
2. (1) In these rules, unless the context otherwise requires— Interpretation. (Vol. VII, p. 44).
 - “Code” means the Code of Civil Procedure;
 - “Contentious business” means business done, whether as a solicitor or advocate, in or for the purpose of proceedings begun before the Court or before an arbitrator appointed under the Arbitration Ordinance 1963 not being common form probate business; (22 of 1963).
 - “costs” includes fees, charges, disbursements, expenses and remuneration;
 - “Court” means the Supreme Court or any one or more judges thereof, whether sitting in court or in chambers, and the Registrar or any deputy or assistant registrar of the Court;
 - “District Court” means the District Court established under section 3 of the District Court Ordinance 1953 and any judge of that court; (1 of 1953).
 - “mentally disordered person” means a person who is so far disabled in mind or who is so mentally ill or subnormal due to arrested or incomplete development of mind as to render it either necessary or expedient that he, either for his own sake or in the public interest, should be placed and kept under control;
 - “non-contentious business” means any business done by and as a solicitor which is not contentious business;
 - “Registrar” means the Registrar of the Court and any deputy or assistant registrar of the Court;
 - “Rules of the Supreme Court” means the Rules of the Supreme Court 1964 of England as amended from time to time; (S.I. 1964/1213).
 - “taxed costs” means costs taxed in accordance with these rules;
 - “taxing master” means the Registrar as taxing master.

(2) In these rules, references by numbers to Orders and to rules of Orders are references to Orders and rules of the Code.

(3) In these rules, references to a fund, being a fund out of which costs are to be paid or which is held by a trustee or personal representative, include references to any estate or property held for the benefit of any person or class of persons; and references to a fund held by a trustee or personal representative include references to any fund to which he is entitled, whether alone or together with any other person, in that capacity, whether the fund is for the time being in his possession or not.

Application. 3. These rules shall apply to all civil proceedings in the Court, except non-contentious or common form probate proceedings and proceedings in matters of prize, and to all criminal proceedings.

PART II.

ENTITLEMENT TO COSTS.

When costs to follow the event.

4. (1) Subject to the provisions of these rules, no party shall be entitled to recover any costs of or incidental to any proceedings from any other party to the proceedings except under an order of the Court.

15 & 16 Geo. 5, c. 49, s. 50.

(2) Subject to the provisions of these rules and to the express provisions of any other enactment, the costs of and incidental to all proceedings in the Court including the administration of estates and trusts, shall be in the discretion of the Court and the Court shall have full power to determine by whom and to what extent the costs are to be paid, which discretion shall be exercised subject to and in accordance with these rules.

(3) If the Court in the exercise of its discretion sees fit to make any order as to the costs of or incidental to any proceedings, the Court shall, subject to these rules, order the costs to follow the event, except when it appears to the Court that in the circumstances of the case some other order should be made to the whole or any part of the costs.

(4) The costs of and occasioned by any amendment made without leave in the statement of claim by the plaintiff or in any counter-claim or set-off by a defendant shall be borne by the party making the amendment, unless the Court otherwise orders.

(5) The costs of and occasioned by any application to extend the time fixed by the Code, or by any direction or order thereunder, requiring the delivery of or the filing of any document or the doing of any other act, including the costs of any order made on the application, shall be borne by the party making the application, unless the Court otherwise orders.

(6) If a party to whom notice to admit documents or to admit facts has been given under rule 25 or rule 26 of Order VII—

- (a) gives notice of non-admission of the documents in accordance with rule 25 of Order VII; or
- (b) refuses or neglects to admit the facts within six days after the service on him of the notice to admit them or such longer time as may be allowed by the Court,

the costs of proving the documents or facts, as the case may be, shall be paid by him, unless the Court otherwise orders.

(7) No costs of proving any document shall be allowed unless a notice to admit the document has been given under rule 25 of Order VII except where the omission to give the notice is in the opinion of the taxing master a saving of expense.

(8) Where any person claiming to be a creditor seeks to establish his claim to a debt under any judgment or order in the Judge's Chambers in accordance with rules 37 to 45 of Order XXX, he shall, if his claim succeeds, be entitled to his costs incurred in establishing it, unless the Court otherwise directs, and, if his claim or any part of it fails, may be ordered to pay the costs of any person incurred in opposing it.

(9) Where a claimant is entitled to costs under paragraph (8), the amount of the costs shall be fixed by the Court unless it thinks fit to direct taxation, and the amount fixed or allowed shall be added to the claimant's debt.

5. (1) Costs may be dealt with by the Court at any stage of the proceedings or after the conclusion of the proceedings; and any order of the Court for the payment of any costs may, if the Court thinks fit, and the person against whom the order is made is not a pauper, require the costs to be paid forthwith notwithstanding that the proceedings have not been concluded.

Stage of proceedings at which costs to be dealt with.

(2) In the case of an appeal the costs of the proceedings giving rise to the appeal, as well as the costs of the appeal and of the proceedings connected with it, may be dealt with by the Court hearing the appeal, and in the case of any proceedings transferred or removed to the Court from any other court, the costs of the whole proceedings, both before and after the transfer or removal, may, subject to any order of the court ordering the transfer or removal, be dealt with by the Court to which the proceedings are transferred or removed.

(3) Where under paragraph (2) the Court makes an order as to the costs of any proceedings before another court, rules 28, 31 and 32 shall not apply in relation to those costs, but, except in relation to costs of proceedings transferred or removed from the District Court, the order—

- (a) shall specify the amount of the costs to be allowed, or

- (b) shall direct that the costs shall be assessed by the court before which the proceedings took place or taxed by an officer of that court, or
- (c) if the order is made on appeal from the District Court in relation to proceedings in that court, may direct that the costs shall be taxed by the taxing master.

Special matters to be taken into account in exercising discretion.

6. The Court in exercising its discretion as to costs shall, to such extent, if any, as may be appropriate in the circumstances, take into account—

- (a) any such offer of contribution as is mentioned in rule 10 of Order 16 of the Rules of the Supreme Court which is brought to its attention in pursuance of a reserved right to do so;
- (b) any payment of money into court and the amount of such payment.

Restriction of discretion to order costs.

7. (1) Notwithstanding anything in these rules or in any other enactment unless the Court is of opinion that there was no reasonable ground for opposing the will, no order shall be made for the costs of the other side to be paid by the party opposing a will in a probate action who has given notice with his defence to the party setting up the will that he merely insists upon the will being proved in solemn form of law and only intends to cross-examine the witnesses produced in support of the will.

(2) Where a person is or has been a party to any proceedings in the capacity of trustee, personal representative or mortgagee, he shall unless the Court otherwise orders, be entitled to the costs of those proceedings, in so far as they are not recovered from or paid by any other person, out of the fund held by the trustee or personal representative or the mortgaged property, as the case may be; and the Court may otherwise order only on the ground that the trustee, personal representative or mortgagee has acted unreasonably or, in the case of a trustee or personal representative, has in substance acted for his own benefit rather than for the benefit of the fund.

Costs arising from misconduct or neglect.

8. (1) Where in any cause or matter any thing is done or omission is made improperly or unnecessarily by or on behalf of a party, the Court may direct that any costs to that party in respect of it shall not be allowed to him and that any costs occasioned by it to other parties shall be paid by him to them.

(2) Without prejudice to the generality of paragraph (1), the Court shall for the purpose of that paragraph have regard in particular to the following matters, that is to say—

- (a) the omission to do any thing the doing of which would have been calculated to save costs;

- (b) the doing of any thing calculated to occasion, or in a manner or at a time calculated to occasion, unnecessary costs;
- (c) any unnecessary delay in the proceedings.

(3) The Court may, instead of giving a direction under paragraph (1) in relation to any thing done or omission made, direct the taxing master to inquire into it and, if it appears to him that such a direction as aforesaid should have been given in relation to it, to act as if the appropriate direction had been given.

(4) The taxing master shall, in relation to any thing done or omission made in the course of taxation and in relation to any failure to procure taxation, have the same power to disallow or to award costs as the Court has under paragraph (1) to direct that costs shall be disallowed to or paid by any party.

(5) Where a party entitled to costs fails to procure or fails to proceed with taxation, the taxing master, in order to prevent any other parties being prejudiced by that failure, may allow the party so entitled a nominal or other sum for costs or may certify the failure and the costs of the other parties.

9. (1) Subject to the provisions of this rule, where in any proceedings costs are incurred improperly or without reasonable cause or are wasted by undue delay or by any other misconduct or default, the Court may make against any solicitor whom it considers to be responsible, whether personally or through a servant or agent, an order—

Personal liability of solicitor for costs.

- (a) disallowing the costs as between the solicitor and his client; and
- (b) directing the solicitor to repay to his client costs which the client has been ordered to pay to other parties to the proceedings; or
- (c) directing the solicitor personally to indemnify such other parties against costs payable by them.

(2) No order under this rule shall be made against a solicitor unless he has been given a reasonable opportunity to appear before the Court and show cause why the order should not be made.

(3) Before making an order under this rule the Court may, if it thinks fit, except in the case of undue delay in the drawing up of, or in any proceedings under, an order or judgment as to which the Registrar has reported to the Court, refer the matter to a taxing master for inquiry and report and direct the solicitor in the first place to show cause before the taxing master.

(4) The Court may, if it thinks fit, direct or authorize the Attorney General to attend and take part in any proceedings or inquiry under this rule, and may make such order as it thinks fit as to the payment of his costs.

(5) The Court may direct that notice of any proceedings or order against a solicitor under this rule shall be given to his client in such manner as may be specified in the direction.

(6) Where in any proceedings before a taxing master the solicitor representing any party is guilty of neglect or delay or puts any other party to any unnecessary expense in relation to those proceedings, the taxing master may direct the solicitor to pay costs personally to any of the parties to those proceedings; and where any solicitor fails to leave his bill of costs for taxation within such time as may be fixed under these rules or otherwise delays or impedes the taxation, then, unless the taxing master otherwise directs, the solicitor shall not be allowed the fees to which he would otherwise be entitled for drawing his bill of costs and for attending the taxation.

(7) If, on the taxation of costs to be paid out of a fund, one-sixth or more of the amount of the bill for those costs is taxed off, the solicitor whose bill it is shall not be allowed the fees to which he would otherwise be entitled for drawing the bill and for attending the taxation.

(8) In any proceeding before the Registrar in which the party by whom the fees prescribed by any enactment relating to Court fees are payable is represented by a solicitor, if the fees or any part of the fees payable under the said enactment are not paid as therein prescribed, the Court may, on the application of the Attorney General by summons, order the solicitor personally to pay that amount in the manner so prescribed and to pay the costs of the Attorney General.

10. (1) Subject to these rules, where by or under these rules or any order or direction of the Court costs are to be paid to any person, that person shall be entitled to his taxed costs.

(2) Paragraph (1) shall not apply to costs which by or under any direction of the Court—

(a) are to be paid to a receiver appointed by the Court under rule 1 of Order XXVIII in respect of his remuneration, disbursement or expenses; or

(b) are to be assessed or settled by a taxing master but rules 28, 31 and 32 shall apply in relation to the assessment or settlement by a taxing master of costs which are to be assessed or settled as aforesaid as they apply in relation to the taxation of costs.

(3) Where a writ in an action is indorsed in accordance with rule 15 of Order II and judgment is entered in default of appearance or of defence for the amount claimed for costs, whether alone or together with any other amount claimed, paragraph (1) shall not apply to those costs, but if the amount claimed for costs as aforesaid is paid in accordance with the indorsement, or is accepted by the plaintiff as if so paid, the defendant shall nevertheless be entitled to have those costs taxed.

Fractional or gross sums in place of taxed costs.

(4) The Court in awarding costs to any person may direct that, instead of taxed costs, that person shall be entitled—

(a) to a proportion specified in the direction of the taxed costs or to the taxed costs from or up to a stage of the proceedings so specified; or

(b) to a gross sum so specified in lieu of taxed costs.

11. (1) If a plaintiff accepts money paid into court in satisfaction of his claim, or if he accepts a sum or sums paid in respect of one or more specified causes of action and gives notice that he abandons the others, he may, after four days from payment out and unless the Court otherwise orders, tax his costs incurred to the time of payment into court, and forty-eight hours after taxation may sign judgment for his taxed costs.

When a party may sign judgment for costs without an order.

(2) Where a plaintiff in an action for libel or slander against several defendants sued jointly accepts money paid into court by one of the defendants, he may tax his costs and sign judgment for them against that defendant in accordance with paragraph (1).

(3) Where a plaintiff by notice in writing and without leave either wholly discontinues his action against any defendant or withdraws part of his alleged cause of complaint against any defendant, the defendant may tax his costs of the action or his costs occasioned by the matter withdrawn, as the case may be, and, if the taxed costs are not paid within four days after taxation, may sign judgment for them.

12. (1) Where an action, petition or summons is dismissed with costs, or a motion is refused with costs, or an order of the Court directs the payment of any costs, or any party is entitled under rule 11 to tax his costs, no order directing the taxation of those costs need be made.

When order for taxation of costs not required.

(2) Where a summons is taken out to set aside with costs any proceeding on the ground of irregularity and the summons is dismissed but no direction is given as to costs, the summons is to be taken as having been dismissed with costs.

PART III.

POWERS OF TAXING OFFICERS.

13. A taxing master shall have power to tax—

(a) the costs of or arising out of any cause or matter in the Court;

(b) the costs directed by an award made on a reference to arbitration under any enactment or pursuant to an arbitration agreement to be paid; and

(c) any other costs the taxation of which is directed by an order of the Court.

Powers of taxing masters to tax costs.

Supplementary powers of taxing masters.

14. A taxing master may, in the discharge of his functions with respect to the taxation of costs—

- (a) take an account of any dealings in money made in connexion with the payment of the costs being taxed, if the Court so directs;
- (b) require any party represented jointly with any other party in any proceedings before him to be separately represented;
- (c) examine any witness in those proceedings;
- (d) direct the production of any document which may be relevant in connexion with those proceedings.

Disposal of business by one taxing master for another.

15. (1) If, apart from this paragraph, a taxing master has power to tax any costs, the taxation of which has been assigned to some other taxing master, he may tax those costs and if, apart from this paragraph, he has power to issue a certificate for the taxed costs he shall issue a certificate for them.

(2) Any taxing master may assist any other taxing master in the taxation of any costs the taxation of which has been assigned to that other officer.

(3) On any application in that behalf made by a party to any cause or matter, a taxing master may, and if the circumstances require it shall, hear and dispose of any application in the cause or matter on behalf of the taxing master by whom the application would otherwise be heard.

Extension, etc., of time.

16. (1) A taxing master may—

- (a) extend the period within which a party may be required under these rules to begin proceedings for taxation or to do anything in or in connexion with proceedings before him;
- (b) where no period is specified under these rules or by the Court for the doing of anything in or in connexion with such proceedings, specify the period within which the thing is to be done.

(2) Where an order of the Court specifies a period within which anything is to be done by or before a taxing master then, unless the Court otherwise directs, the taxing master may from time to time extend the period so specified on such terms, if any, as he thinks just.

(3) A taxing master may extend any such period as is referred to in this rule although the application for extension is not made until after the expiration of that period.

Interim certificates.

17. (1) A taxing master may from time to time in the course of the taxation of any costs by him issue an interim certificate for any part of those costs which has been taxed.

(2) If, in the course of the taxation of a solicitor's bill to his own client, it appears to the taxing master that in any event the solicitor will be liable in connexion with that bill to pay money to the client, he may from time to time issue an interim certificate specifying an amount which in his opinion is payable by the solicitor to his client.

(3) On the filing of a certificate issued under paragraph (2) the Court may order the amount specified therein to be paid forthwith to the client or into court.

18. Where a party entitled to be paid costs is also liable to pay costs, the taxing master may—

- (a) tax the costs which that party is liable to pay and set off the amount against the amount he is entitled to be paid and direct payment of any balance; or
- (b) delay the issue of a certificate for the costs he is entitled to be paid until he has paid or tendered the amount he is liable to pay.

Power of taxing master where party liable to be paid and to pay costs.

19. (1) Where the Court directs an account to be taken and the account consists in part of a bill of costs, the Court may direct a taxing master to tax those costs and the taxing master shall tax the costs in accordance with the direction and shall return the bill of costs, after taxation thereof, together with his report thereon to the Court.

Taxation of bill of costs comprised in account.

(2) A taxing master taxing a bill of costs in accordance with a direction under this rule shall have the same powers, and the same fees shall be payable in connexion with the taxation, as if an order for taxation of the costs had been made by the Court.

20. (1) Where the Court refers any matter to conveyancing counsel or obtains the assistance of any other person under rule 23 of Order XXX, the fees payable to counsel or that other person in respect of the work done by him in connexion with the reference or, as the case may be, in assisting the Court shall be fixed by a taxing master.

Taxing master to fix certain fees payable to conveyancing counsel, etc.

(2) An appeal from the decision of a taxing master under this rule shall lie to the Court, and the decision of the Court thereon shall be final.

PART IV.

PROCEDURE ON TAXATION.

21. (1) A person who is entitled by virtue of an order of the Court, to payment of costs to be taxed shall file in the Court his bill of costs and shall obtain from the Registrar on appointment to tax.

Commencement of proceedings for taxation.

(2) Not less than four clear days' notice of such appointment to tax together with a copy of the bill of costs shall be served by such person on every person entitled to be heard on the taxation.

(16 of 1964). (3) Except where an order for the taxation of the bill of costs of a solicitor is made under section 67 of the Legal Practitioners Ordinance 1964 at the instance of the solicitor, it shall not be necessary for a copy of the bill of costs or of the notice of appointment to tax to be sent to any party who has not entered an appearance in the proceedings which gave rise to the taxation.

Delay in filing of bill of costs.

22. (1) If, within one month after an order of the Court requiring the payment of any costs to be taxed, the person entitled to payment thereof has neither agreed the amount of such costs with the person liable to pay the same nor served upon such person a notice of appointment to tax in accordance with rule 21, the Registrar, on the application of the person liable to pay such costs and on not less than four days' notice to the person entitled to payment thereof, may order that the person entitled to payment of the costs shall proceed to taxation in accordance with rule 21 within such period as the Registrar may order.

(2) If within the period ordered by the Registrar or any extension thereof which, on the application of either party, on not less than four days' notice to the other party, the Registrar may allow, a notice of appointment to tax has not been served in accordance with rule 21 and the amount due has not been agreed between the parties, the order of the Court requiring payment of the costs shall thereupon be wholly discharged.

(3) On any order in accordance with paragraph (1) and on the taxation of a bill of costs, whether or not an order has been made under paragraph (1), the Registrar, if he is satisfied that there has been undue delay in the filing of the bill of costs or in the service of the notice of appointment to tax, may make such order as he shall consider appropriate as to the costs of any application or of any order or as to the costs of the taxation and may disallow any item contained in the bill of costs.

Deposit of papers and vouchers.

23. (1) Not less than two days before the date appointed for taxation, the person who filed the bill of costs in accordance with rule 21 shall deposit with the Registrar all papers and vouchers relating to the items contained in the bill of costs.

(2) If by reason of the failure of such person to deposit such papers and vouchers the taxation is adjourned, the Registrar may make such order as to costs thrown away by such adjournment as he may consider appropriate.

24. (1) If at the date and time of an appointment to tax, a person entitled to be heard upon such taxation does not appear before the Registrar in person or by his solicitor, the Registrar, on being satisfied that notice of the appointment to tax and a copy of the bill of costs were duly served on such person in accordance with rule 21, may proceed to taxation of the bill of costs in the absence of such person or of his representative.

Notice of taxation.

(2) If notice of the appointment to tax and the copy of the bill of costs were not served upon such person, the Registrar shall adjourn the taxation for such period as he may consider necessary to enable service of the notice of the adjourned appointment to tax and of the bill of costs to be effected on such person and may make such order as he may consider appropriate in relation to costs thrown away by such adjournment.

25. (1) In any bill of costs the professional charges and the disbursements must be entered in separate columns and every column must be cast before the bill is left for taxation.

Provisions as to bills of costs.

(2) Before a bill of costs is left for taxation it must be indorsed with the name or firm and business address of the solicitor whose bill it is.

26. The taxing master by whom any taxation proceedings are being conducted may, if he thinks it necessary to do so, adjourn those proceedings from time to time.

Power to adjourn.

27. (1) Where any costs are to be paid out of a fund the taxing master may give directions as to the parties who are entitled to attend on the taxation of those costs and may disallow the costs of attendance of any party not entitled to attend by virtue of the directions and whose attendance he considers unnecessary.

Powers of taxing master taxing costs payable out of fund.

(2) Where the Court has directed that a solicitor's bill of costs be taxed for the purpose of being paid out of a fund the taxing master by whom the bill is being taxed may, if he thinks fit, adjourn the taxation for a reasonable period and direct the solicitor to send to any person having an interest in the fund a copy of the bill, or of any part thereof, free of charge together with a letter containing the following information, that is to say—

- (a) that the bill of costs, a copy of which or of part of which is sent with the letter, has been referred to a taxing master for taxation;
- (b) the name of the taxing master and the address of the office at which the taxation is proceeding;
- (c) the time appointed by the taxing master at which the taxation will be continued; and
- (d) such other information, if any, as the taxing master may direct.