



MENTAL HEALTH ORDINANCE, 1960.

(No. 35 of 1960).

MENTAL HEALTH REGULATIONS, 1962.

In exercise of the powers conferred by section 70 of the Mental Health Ordinance, 1960, the Governor in Council has made the following regulations—

1. These regulations may be cited as the Mental Health Regulations, 1962, and shall come into operation on the day appointed for the commencement of the Mental Health Ordinance, 1960. Citation and commencement.
2. The forms set forth in the Schedule are prescribed for the purposes of the Ordinance. Forms. Schedule.
3. The medical superintendent of a mental hospital shall be responsible for the care and treatment of all patients in the mental hospital and for the maintenance of discipline and good order in the hospital. Responsibility of medical superintendent.
4. A medical superintendent may refuse to permit any person other than a mental hospital visitor to visit a patient or to permit a patient to make or to receive any telephone call at a mental hospital. Visitors and telephone calls.
5. (1) A medical superintendent may open and examine any letter, postal packet, parcel or other matter which is delivered to or left at a mental hospital addressed to a patient and may refuse to permit any such letter, postal packet, parcel or other matter to be delivered to a patient and may return to the sender, if known, any such letter, postal packet, parcel or other matter and may delete in any letter any part thereof. Censorship of letters, etc.
(2) A medical superintendent may open and examine any letter which has been written by a patient and may refuse to permit any such letter to leave the mental hospital and may delete from any letter any part thereof:
Provided that this paragraph shall not apply to any letter from a patient addressed to the Director of Medical and Health Services, to the Tribunal, to the Secretary of the Tribunal or to the Registrar of the Supreme Court.

Execution of documents.

6. No patient may execute any document without the prior permission of the medical superintendent who may withhold such permission if he considers such action necessary or desirable.

Employment of patients.

7. A patient may be employed on such work in a mental hospital as the medical superintendent may consider necessary or desirable.

Possession of articles without lawful authority.

8. No patient shall have in his possession, without the authority of the medical superintendent, any article and any such article found in his possession may be confiscated by the medical superintendent.

Restriction on receipt by patient of certain things.

9. (1) The medical superintendent, in his absolute discretion, may order that a patient shall not receive, other than in accordance with his authority, any money, clothing, food, drink, medicine, drug, tobacco, letter, postal packet, paper, book, tool or other article or thing or any one of such articles or things, or that any specific article or thing of such type shall not be given to or conveyed to a patient.

(2) Any person who, knowingly, sends to, brings to, conveys or throws into or deposits in a mental hospital or conveys to any patient or deposits with a view to its coming into the possession of any patient, any such article or thing as is described in paragraph (1) in contravention of an order made under that paragraph shall be guilty of an offence and on summary conviction shall be liable to a fine of one thousand dollars.

(3) Any article or thing brought, conveyed, thrown or deposited in contravention of an order made under paragraph (1) may be confiscated by the medical superintendent, whether or not any person has been convicted of an offence in connexion with the contravention.

(4) If the medical superintendent has reason to suspect that any visitor to a mental hospital has in his possession any article or thing with intent to act in contravention of the provisions of paragraph (1), he may require such visitor to permit himself to be searched:

Provided that nothing in this paragraph shall authorize the searching of a female other than by a female.

Prohibition of entry into a mental hospital.

10. Any person who enters a mental hospital without lawful authority or excuse shall be guilty of an offence and on summary conviction shall be liable to a fine of five hundred dollars.

SCHEDULE.

[reg. 2.]

FORM 1.

MENTAL HEALTH ORDINANCE, 1960.

(No. 35 of 1960).

(Section 31).

Application for an order for the removal to a mental hospital for the purpose of detention and observation of a person believed to be a mentally disordered person.

I
of
have reason to believe that
of is a mentally
disordered person. The reasons for my belief are as follows—

(a) (Result of personal observation) Please give reasons.

(b) (Facts communicated to me by others) State name of informant(s)

* I am a relative, namely/the guardian of the said person.

* (Name) of
who is said to be the of the said person has been
communicated with, and he/she agrees to his/her removal to a Mental Hospital.

OR

* No relative or guardian of the said person can be found in the Colony.

* It is impracticable to delay the making of an order until a relative or guardian of the said person can be found.

I therefore apply to you, * a magistrate/justice of the peace for an order in accordance with the provisions of subsection (1) of section 31 of the Mental Health Ordinance, 1960, authorizing the removal of the said to the Mental Hospital known as and situate at for the purpose of detention and observation as a patient under observation during a period not exceeding seven days from and including the date of the order.

Dated this day of, 19.....

.....
Signature of applicant.

* Delete whichever is inapplicable.

FORM 2.
MENTAL HEALTH ORDINANCE, 1960.
(No. 35 of 1960).

(Section 31).

Order by a magistrate or justice of the peace authorizing the removal to a mental hospital for the purpose of detention and observation of a person alleged to be a mentally disordered person.

I * a magistrate/justice of the peace having received an application from of stating that he has reason to believe that is a mentally disordered person, in exercise of the powers conferred on me by subsection (1) of section 31 of the Mental Health Ordinance, 1960, hereby authorize the removal of the said to the Mental Hospital known as and situate at for the purpose of detention and observation as a patient under observation during a period not exceeding seven days from and including the date of this order.

Dated this day of 19.....

* Magistrate/Justice of the Peace.

* Delete whichever is inapplicable.

Note: The period of detention authorized by this order will expire at midnight on the seventh day, counting the date of the order as the first day.

FORM 3,
MENTAL HEALTH ORDINANCE, 1960.
(No. 35 of 1960).

(Section 32).

Certificate of medical practitioners for extension of period of detention for observation.

To: The Medical Superintendent of the Mental Hospital known as and situate at

We of and registered medical practitioners, hereby certify in pursuance of the provisions of subsection (1) of section 32 of the Mental Health Ordinance, 1960, that—

(a) we have examined * separately/together of who is now detained in the above-mentioned Mental Hospital by virtue

of an order made on the day of 19..... in accordance with the provisions of subsection (1) of section 31 of that Ordinance by a * magistrate/justice of the peace * (and in pursuance of an extension to that order made on the day of 19..... by a * magistrate/justice of the peace in accordance with the provisions of subsection (2) of section 32 of that Ordinance); and

(b) we are of the opinion that it is necessary that the said should be detained in the said Mental Hospital for a further period of days for the purpose of observation, investigation and treatment.

The reasons which, in my opinion, render it necessary that the said should be so detained for such further period are—

Dated this day of 19.....

Registered medical practitioner.

The reasons which, in my opinion, render it necessary that the said should be so detained for such further period are—

Dated this day of 19.....

Registered medical practitioner.

Countersigned in accordance with the provisions of subsection (2) of section 32 of the Mental Health Ordinance, 1960, this day of 19.....

Magistrate.

Note: The period of each extension is limited to seven days. The first day of the first extended period will be the day immediately after the expiration of the order under section 31: see the note to Form 2. There cannot be more than two extensions.

* Delete if inapplicable.

FORM 4,
MENTAL HEALTH ORDINANCE, 1960.
(No. 35 of 1960).

(Section 33).

Application for reception of a temporary patient.

To: The Medical Superintendent of the Mental Hospital known as and situate at

I of request you to receive as a temporary patient into the above-named hospital in accordance with the provisions of subsection (1) of section 33 of the Mental Health Ordinance, 1960. The particulars of the said are as follows—

Full name Sex
Age Occupation
Place of abode
Degree of relationship (if any) to applicant
If not related to the patient—here state—

- (1) Why a relation has not made the application
- (2) State your connexion with the person to whom this application relates
- (3) State why you made this application

Dated this day of, 19.....

Note: This application must be accompanied by a recommendation signed by a registered medical practitioner who has examined the subject of the application not more than 28 days before this date.

FORM 5.
MENTAL HEALTH ORDINANCE, 1960.
(No. 35 of 1960).
(Section 33).

Recommendation for temporary treatment.

To: The Medical Superintendent of the Mental Hospital known as and situate at

Recommendation for temporary treatment of of

I of declare that—

- (1) I am a registered medical practitioner.
- (2) I ^{*am} am not the medical practitioner usually attending the above-named person.
- (3) I examined the above-named person on the day of, 19.....

*Delete whichever is inapplicable.

(4) I have formed the conclusion stated below on the following grounds—

- (a) Facts indicating mental disorder observed by myself Please state facts.
- (b) Evidence indicating mental disorder communicated to me by Please state facts.

(5) I recommend that the above-named person should be received into the above-named Mental Hospital as a temporary patient in accordance with the provisions of section 33 of the Mental Health Ordinance, 1960.

Dated this day of, 19.....

Registered medical practitioner.

Note: The examination must have taken place not more than five days before the issue of this recommendation.

FORM 6.
MENTAL HEALTH ORDINANCE, 1960.
(No. 35 of 1960).
(Section 35(2)).

Approval by Mental Hospital Visitor of the continued detention of a temporary patient.

To: The Medical Superintendent of the Mental Hospital known as and situate at

I a Mental Hospital Visitor, appointed under subsection (1) of section 5 of the Mental Hospital Ordinance, 1960, in respect of the above Mental Hospital certify that I have today visited a temporary patient detained in accordance with the provisions of section 33 of that Ordinance in that hospital, and in accordance with the provisions of subsection (2) of section 35 of that Ordinance I certify that it is my opinion that the said patient should continue to be detained as a temporary patient in the above Mental Hospital.

Dated this day of, 19.....

Mental Hospital Visitor.

FORM 7.
MENTAL HEALTH ORDINANCE, 1960.

(No. 35 of 1960).

(Section 35(2)).

Non-approval by Mental Hospital Visitor of the continued detention of a temporary patient.

To: The Director of Medical and Health Services, Hong Kong.

I a Mental Hospital Visitor, appointed under subsection (1) of section 5 of the Mental Health Ordinance, 1960, in respect of the Mental Hospital known as and situate at certify that I visited a temporary patient detained in that hospital in accordance with the provisions of section 33 of that Ordinance at a.m./p.m. on 19 and in accordance with the provisions of subsection (2) of section 35 of that Ordinance I certify that I am of the opinion that it is not proper that the said patient should continue to be detained as a temporary patient in that Mental Hospital. The grounds on which my opinion is based are as follows—
.....
.....

Dated this day of 19.....

.....
Mental Hospital Visitor.

Note: This form must be sent to the Director of Medical and Health Services within forty-eight hours of the departure of the Visitor from the Mental Hospital.

FORM 8.
MENTAL HEALTH ORDINANCE, 1960.

(No. 35 of 1960).

(Section 36).

Certificate of medical practitioners as to mental disorder.

To: The Medical Superintendent of the Mental Hospital known as and situate at

We of and of registered medical practitioners

hereby certify in pursuance of subsection (1) of section 36 of the Mental Health Ordinance, 1960, that—

(a) we have examined in the above-named Mental Hospital, *separately/ together who is—

* (i) a patient under observation;

* (ii) a voluntary patient * (who has given notice) (in respect of whom notice has been given) of his intention to leave the Mental Hospital in accordance with the provisions of paragraph (a) of subsection (2) of section 30 and it would be likely to be dangerous to him or to other persons if he were discharged from the Mental Hospital;

* (iii) a temporary patient who has been detained in a Mental Hospital for a period of not less than 18 months,

in the above-mentioned Mental Hospital; and

(b) we are of the opinion that the said is a mentally disordered person;

†(c) we are of the opinion that the said is so far deranged in mind as to render it essential that he/she should be detained in a Mental Hospital notwithstanding that the maximum number, prescribed by an order made in accordance with the provisions of subsection (1) of section 37 of the Mental Health Ordinance, 1960, of persons who may at any given time be detained in such Mental Hospital, has been reached.

The reasons for my opinion are—
.....
.....

Dated this day of 19.....

.....
Registered medical practitioner.

The reasons for my opinion are—
.....
.....

Dated this day of 19.....

.....
Registered medical practitioner.

Countersigned in accordance with the provisions of subsection (2) of section 36 * (and of paragraph (b) of subsection (2) of section 37) of the Mental Health Ordinance, 1960, this day of 19.....

.....
Magistrate.

* Delete whichever is inapplicable.

† Paragraph (c) may be deleted if no order made under subsection (1) of section 37 of the Mental Health Ordinance, 1960 is in force at the date of completion of the form.

FORM 9.
 MENTAL HEALTH ORDINANCE, 1960.
 (No. 35 of 1960).

 (Section 36(1)).

Notice of signing of certificate in respect of a temporary patient.

To:
 of

OR

The Director of Social Welfare.

We of
 and
 of give notice to you that
 in exercise of the powers conferred on us by subsection (1) of section 36 of
 the Mental Health Ordinance we have signed a certificate in accordance with
 the provisions of that subsection that we are of the opinion that
 is a mentally disordered person.

Dated this day of, 19.....

.....
Registered medical practitioner.

.....
Registered medical practitioner.

FORM 10.
 MENTAL HEALTH ORDINANCE, 1960.
 (No. 35 of 1960).

 (Section 39(4)).

*Certificate that a patient who is absent on trial need
 not be further detained.*

I Medical
 Superintendent of the Mental Hospital known as
 and situate at
 certify in accordance
 with the provisions of subsection (4) of section 39 of the Mental Health
 Ordinance, 1960, that it is not necessary that
 who was detained in that hospital as a *certified patient/temporary patient/
 patient under observation and who is now absent on trial from that hospital,
 be detained in a Mental Hospital.

Dated this day of, 19.....

.....
Medical Superintendent.

* Delete whichever is inapplicable.

FORM 11.
 MENTAL HEALTH ORDINANCE, 1960.
 (No. 35 of 1960).

 (Section 42).

Application for discharge of a patient before recovery.

To: The Medical Superintendent of the
 Mental Hospital known as
 and
 situate at

I of
 make application in accordance with
 the provisions of subsection (1) of section 42 of the Mental Health Ordinance,
 1960, for the discharge of
 from the above-named Mental Hospital.

2. My relationship or connexion with the said patient is that of a

3. I request that the said patient may be delivered over to me.

4. I undertake that the said patient will receive proper care and will be
 prevented from doing injury to himself or to others.

5. *I am the person upon whose application the said patient was admitted
 to a mental hospital.

OR

I have given notice of this application to
 the person upon whose application the said patient was admitted to a mental
 hospital.

Dated this day of, 19.....

* Delete whichever is inapplicable.

Note: The patient must be discharged within 48 hours unless the Medical
 Superintendent completes Form 12 overleaf.

FORM 12.
 MENTAL HEALTH ORDINANCE, 1960.
 (No. 35 of 1960).

 (Section 42).

Certificate of refusal to discharge a patient.

I Medical Superintendent
 of the Mental Hospital known as
 situate at Hong Kong.

in exercise of the powers conferred on me by subsection (1) of section 42 of the Mental Health Ordinance, 1960, hereby certify that I refuse to discharge a *voluntary patient/certified patient/temporary patient/patient under observation on the grounds that—

*I am satisfied that the said patient is dangerous or otherwise unfit to be at large.

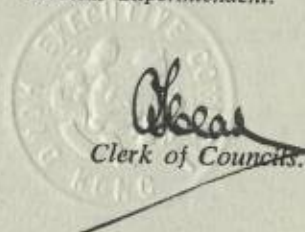
OR

*I am not satisfied that the said patient will receive proper care.

Dated this day of 19.....

.....
Medical Superintendent.

* Delete whichever is inapplicable.


Clerk of Councils.

COUNCIL CHAMBER,
30th May, 1961.

Explanatory Note.

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

The purposes of these regulations, made under the Mental Health Ordinance, 1960, are, firstly, to prescribe the twelve forms necessary for the operation of the Ordinance and secondly, to enable the Medical Superintendent of a Mental Hospital to exercise control over the hospital and patients in it. By regulation 2, the forms in the Schedule are prescribed. By regulation 3, the responsibility for the care and treatment of patients in a Mental Hospital is vested in the Medical Superintendent. By regulations 4, 5, 6, 8 and 9, the Medical Superintendent is empowered to restrict the receipt by a patient of visitors, messages, letters, food, etc. and the despatch by a patient of messages and letters other than letters addressed to the Director of Medical and Health Services, to the Hospital Order Appeal Tribunal or its Secretary or to the Registrar, Supreme Court. By regulation 7, the Medical Superintendent is empowered to employ a patient on such work as he may consider necessary or desirable. By regulation 10, unauthorized entry into a Mental Hospital is made an offence.

(Secretariat GR11/3231/52)

PUBLIC HEALTH AND URBAN SERVICES ORDINANCE, 1960.

(No. 30 of 1960).

**PUBLIC HEALTH AND URBAN SERVICES (AMENDMENT OF
FOURTH SCHEDULE) ORDER, 1962.**

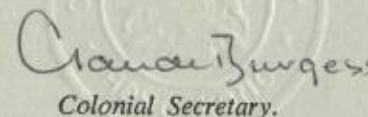
In exercise of the powers conferred by section 106 of the Public Health and Urban Services Ordinance, 1960, the Governor has made the following Order—

1. This Order may be cited as the Public Health and Urban Services (Amendment of Fourth Schedule) Order, 1962. Citation.
2. The Fourth Schedule to the Public Health and Urban Services Ordinance, 1960, is amended— Amendment of Fourth Schedule.
 - (a) below the heading "The Island of Hong Kong" by the addition of the following place names— (30 of 1960).

"Kennedy Road Playground
Victoria Peak Picnic Area
Fortress Hill Playground"; and
 - (b) below the heading "Kowloon and New Kowloon" by the addition of the following place names—

"Jordan Valley Resettlement Estate Playground (I)
Jordan Valley Resettlement Estate Playground (II)".

By Command,


Colonial Secretary.

10th January, 1962.

Explanatory Note.

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

The effect of this Order is to declare the places named in the Order to be public pleasure grounds.

(Secretariat GR16/3231/60)

PUBLIC HEALTH AND URBAN SERVICES ORDINANCE, 1960.

(No. 30 of 1960).

**PUBLIC CLEANSING AND PREVENTION OF NUISANCES
(AMENDMENT) BY-LAWS, 1962.**

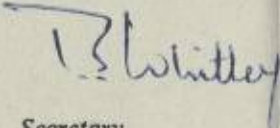
In exercise of the powers conferred by section 15 of the Public Health and Urban Services Ordinance, 1960, the Urban Council has made the following by-laws—

1. These by-laws may be cited as the Public Cleansing and Prevention of Nuisances (Amendment) By-laws, 1962. Citation.
2. By-law 3 of the Public Cleansing and Prevention of Nuisances By-laws, 1960, (hereinafter referred to as the principal by-laws) is amended by the insertion after the definition "premises" of the following definition—
"refuse collecting point" means any place at which the Authority, or any licensee or contractor of the Authority within the meaning of section 17 of the Ordinance, provides services for the removal of refuse for disposal;" Amendment of by-law 3. (G.N.A. 104/60).
3. By-law 14 of the principal by-laws is amended by the deletion of paragraph (1) and the substitution therefor of the following—
"(1) Every person conveying any filth, dust, ashes or refuse of any kind whatsoever in or through any street or public place shall convey the same in containers suitably covered so as to prevent access to the contents thereof of flies or the spilling of any of the contents therefrom and in addition thereto shall take all other necessary precautions to prevent any such filth, dust, ashes or refuse from falling upon such street or public place." Amendment of by-law 14.
4. The principal by-laws are amended by the addition after by-law 15 of the following new by-law—
"Children under the age of 16 not to be employed to carry refuse. **15A.** No person shall employ for gain or otherwise any child under the age of sixteen years to convey in or through any street or public place refuse of any kind, except such refuse as emanates from the household of which such child is a member." Addition of new by-law 15A.
5. The principal by-laws are amended by the addition after by-law 24 of the following new by-law—
"Saving. **24A.** Subject to the provisions of by-law 15A, nothing contained in these by-laws shall be construed to prevent" Addition of new by-law 24A.



any person conveying, either for himself or for any other person, refuse of any kind from any premises or place to any refuse collecting point.”.

Made by the Urban Council this 2nd day of January, 1962.


Secretary.

Approved by the Legislative Council this 17th day of January, 1962.


Deputy Clerk of Councils.

COUNCIL CHAMBER,
17th January, 1962.

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 to amend the Public Cleansing and Prevention of Nuisances By-laws, 1960, in order to legalize the present practice of employing private refuse collectors to convey refuse from individual premises to the refuse collecting vehicles but to prevent the employment for this purpose of children under the age of sixteen years. Provision is also made requiring refuse containers to be covered during conveyance to refuse collecting vehicles for disposal.

(Secretariat GR5/3231/60II)

REGISTRATION OF PERSONS ORDINANCE, 1960.

(No. 18 of 1960).

REGISTRATION OF PERSONS (RE-REGISTRATION) (No. 2) ORDER, 1962.

In exercise of the powers conferred by section 10 of the Registration of Persons Ordinance, 1960, the Governor's Deputy has made the following Order—

1. This Order may be cited as the Registration of Persons Citation. (Re-registration) (No. 2) Order, 1962.

2. Every person specified in the Schedule is required to register again in accordance with the provisions of the Registration of Persons Ordinance, 1960, and regulations made thereunder.

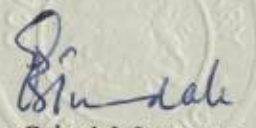
Category of persons required to re-register. (18 of 1960).

SCHEDULE.

Every person being resident in Hong Kong, Kowloon or Tsuen Wan, being the holder of an Identity Card which bears a registration number in the series 360,001 to 370,000 and the family, if any, of such holder.

This Order does not apply to old Identity Cards bearing the suffix "A".

By Command,


Deputy Colonial Secretary.

17th January, 1962.

(Secretariat D/RPO)

PROCLAMATION

No. 2 of 1962.



Governor.

BY HIS EXCELLENCY SIR ROBERT BROWN BLACK, Knight Grand Cross of the Most Distinguished Order of Saint Michael and Saint George, Officer of the Most Excellent Order of the British Empire, Governor and Commander-in-Chief of the Colony of Hong Kong and its Dependencies and Vice-Admiral of the same.

WHEREAS by section 1 of the Magistrates (Amendment) Ordinance, 1961 (No. 55 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, ROBERT BROWN BLACK, do hereby PROCLAIM that the said Ordinance shall come into operation on the 28th day of January, 1962.

GIVEN under my hand and the Public Seal of the Colony of Hong Kong this 25th day of January, 1962.

Published by His Excellency's Command,

Colonial Secretary.

GOD SAVE THE QUEEN.

(Secretariat GR9/3231/53)



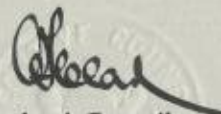
**PROTECTION OF NON-GOVERNMENT CERTIFICATES
OF ORIGIN ORDINANCE, 1960.**

(No. 29 of 1960).

**PROTECTION OF NON-GOVERNMENT CERTIFICATES OF ORIGIN
ORDINANCE, 1960 (AMENDMENT OF SCHEDULE) ORDER, 1962.**

In exercise of the powers conferred by section 5 of the Protection of Non-Government Certificates of Origin Ordinance, 1960, the Governor in Council has made the following Order—

1. This Order may be cited as the Protection of Non-Government Certificates of Origin Ordinance, 1960 (Amendment of Schedule) Order, 1962. Citation.
2. The Schedule to the Ordinance is amended by the addition, at the end thereof, of the following— Amendment of Schedule.
"The Federation of Hong Kong Industries.
The Indian Chamber of Commerce."


Clerk of Councils.

COUNCIL CHAMBER,
10th January, 1962.

(Secretariat GR7/3231/60)

MENTAL HEALTH ORDINANCE, 1960.

(No. 35 of 1960).


DECLARATION OF MENTAL HOSPITAL ORDER, 1962.

In exercise of the powers conferred by section 3(1) of the Mental Health Ordinance, 1960, the Governor has made the following Order—

1. This Order may be cited as the Declaration of Mental Hospital Order, 1962. Citation.

2. Castle Peak Hospital is declared to be a mental hospital for the detention, custody, treatment and care of mentally disordered persons. Declaration of mental hospital.

By Command,



Claude Zurgers
Colonial Secretary.

23rd January, 1962.

(Secretariat GR11/3231/52)



REGISTRATION OF PERSONS ORDINANCE, 1960.

(No. 18 of 1960).

REGISTRATION OF PERSONS (RE-REGISTRATION) (NO. 3) ORDER, 1962.

In exercise of the powers conferred by section 10 of the Registration of Persons Ordinance, 1960, the Governor has made the following Order—

1. This Order may be cited as the Registration of Persons Citation. (Re-registration) (No. 3) Order, 1962.

2. Every person specified in the Schedule is required to register again in accordance with the provisions of the Registration of Persons Ordinance, 1960, and regulations made thereunder.

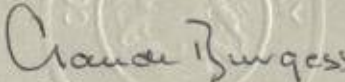
Category of persons required to re-register. (18 of 1960).

SCHEDULE.

Every person being resident in Hong Kong, Kowloon or Tsuen Wan, being the holder of an Identity Card which bears a registration number in the series 370,001 to 380,000 and the family, if any, of such holder.

This Order does not apply to old Identity Cards bearing the suffix "A".

By Command,


Colonial Secretary.

29th January, 1962.

(Secretariat D/RPO)



REGISTRATION OF PERSONS ORDINANCE, 1960.

(No. 18 of 1960).

REGISTRATION OF PERSONS (RE-REGISTRATION) (NO. 4) ORDER, 1962.

In exercise of the powers conferred by section 10 of the Registration of Persons Ordinance, 1960, the Governor has made the following Order—

1. This Order may be cited as the Registration of Persons Citation. (Re-registration) (No. 4) Order, 1962.

2. Every person specified in the Schedule is required to register again in accordance with the provisions of the Registration of Persons Ordinance, 1960, and regulations made thereunder.


Category of persons required to re-register. (18 of 1960).

SCHEDULE.

Every person being resident in Hong Kong, Kowloon or Tsuen Wan, being the holder of an Identity Card which bears a registration number in the series 380,001 to 390,000 and the family, if any, of such holder.

This Order does not apply to old Identity Cards bearing the suffix "A".

By Command,


Claude Quigess
Colonial Secretary.

12th February, 1962.

(Secretariat D/RPO)



STAMP ORDINANCE.

(Chapter 117).

STAMP (BANK AUTHORIZATION) ORDER, 1962.

In exercise of the power vested in me by section 15 of the Stamp Ordinance, I hereby make the following Order:—

ORDER.

1. This Order may be cited as the Stamp (Bank Authorization) Citation. Order, 1962.

2. The bank specified in the Schedule to this Order is hereby authorized to compound for the payment of duty on unstamped cheques subject to the conditions stated in paragraphs (a), (b) and (c) of subsection (1) of section 15 of the Ordinance.

Specified bank authorized to compound for the payment of certain duty.

SCHEDULE.

Malayan Banking Ltd.

Financial Secretary.

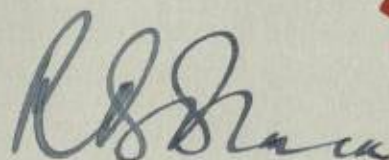
26th February, 1962.

(Secretariat GR18/2321/49)



PROCLAMATION

No. 3 of 1962.



Governor.



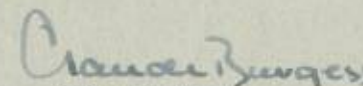
BY HIS EXCELLENCY SIR ROBERT BROWN BLACK, Knight Grand Cross of the Most Distinguished Order of Saint Michael and Saint George, Officer of the Most Excellent Order of the British Empire, Governor and Commander-in-Chief of the Colony of Hong Kong and its Dependencies and Vice-Admiral of the same.

WHEREAS by section 1 of the Trade Union Registration Ordinance, 1961, (No. 52 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, ROBERT BROWN BLACK, do hereby PROCLAIM that the said Ordinance shall come into operation on the 1st day of April, 1962.

GIVEN under my hand and the Public Seal of the Colony of Hong Kong this 27th day of February, 1962.

Published by His Excellency's Command,


Colonial Secretary.


GOD SAVE THE QUEEN.

(Secretariat CR4/3051/53II)



PROCLAMATION

No. 4 of 1962.



Robert Brown Black

Governor.

BY HIS EXCELLENCY SIR ROBERT BROWN BLACK, Knight Grand Cross of the Most Distinguished Order of Saint Michael and Saint George, Officer of the Most Excellent Order of the British Empire, Governor and Commander-in-Chief of the Colony of Hong Kong and its Dependencies and Vice-Admiral of the same.

WHEREAS by section 1 of the Industrial Employment (Holidays with Pay and Sickness Allowance) Ordinance, 1961 (No. 53 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, ROBERT BROWN BLACK, do hereby PROCLAIM that the said Ordinance shall come into operation on the 1st day of April, 1962.

GIVEN under my hand and the Public Seal of the Colony of Hong Kong this 27th day of February, 1962.

Published by His Excellency's Command,

Claude Burgess
Colonial Secretary.

GOD SAVE THE QUEEN.

(Secretariat CR3251/57II)



CRIMINAL PROCEDURE ORDINANCE.

(Chapter 221).

LEGAL AID IN CRIMINAL CASES RULES, 1962.

In exercise of the powers conferred by section 9 of the Criminal Procedure Ordinance, the Chief Justice has made the following rules—

1. These rules may be cited as the Legal Aid in Criminal Cases Rules, 1962 and shall come into operation on a day to be fixed by the Chief Justice and published in the *Gazette*.

Citation
and com-
mencement.

2. (1) Any person committed for trial before the Supreme Court for an indictable offence may be granted free legal aid in the preparation and conduct of his defence and may have solicitor and counsel assigned to him for that purpose, if a certificate (in these rules referred to as a "legal aid certificate") is granted in respect of him in accordance with the provisions of these rules.

Legal aid
for poor
persons in
criminal
cases.

(2) Subject to the provisions of this rule, a legal aid certificate may be granted in respect of any person upon application by him—

- (a) by the committing magistrate, upon his being committed for trial; or
- (b) by a judge of the Supreme Court, at any time after reading the depositions,

and such magistrate or judge is for the purposes of this rule referred to as "the certifying authority".

(3) A legal aid certificate shall not be granted in respect of any person unless it appears to the certifying authority that his means are insufficient to enable him to obtain such aid, but where it so appears to the certifying authority, that authority—

- (a) shall grant a legal aid certificate in respect of any person committed for trial upon a capital charge; and
- (b) may grant a legal aid certificate in respect of any person committed for trial upon any other charge if it appears to the certifying authority, having regard to all the circumstances, that it is desirable in the interests of justice that he should have legal aid in the preparation and conduct of his defence.

(4) If any person upon making application for a legal aid certificate to a magistrate in accordance with the provisions of this rule is refused the grant of such certificate he may appeal against such refusal to a judge of the Supreme Court in Chambers whose decision shall be final.

Legal aid for appellants. (Vol. XI, p. 14).

3. The Full Court or, subject to the provisions of rule 22 of the Criminal Appeal Rules, a judge of the Supreme Court, (in either case for the purpose of this rule referred to as "the certifying authority") may at any time upon application grant a legal aid certificate for the purpose of providing free legal aid to any appellant in any criminal appeal or any proceedings preliminary or incidental to any criminal appeal in which, in the opinion of the court, it appears desirable in the interests of justice that such appellant should have legal aid, and that he has not sufficient means to enable him to obtain that aid.

Assignment of solicitors and counsel. Schedule.

4. (1) Any legal aid certificate granted in accordance with these rules shall be in the form specified in the Schedule and shall be forwarded in duplicate to the Registrar of the Supreme Court by the certifying authority.

(2) Upon receipt by the Registrar of the Supreme Court of any legal aid certificate, the Chief Justice may in his discretion assign or cause to be assigned a solicitor and one or more counsel, or solicitor or counsel only, as he may think fit, to represent the person in respect of whom such certificate was issued.

(3) The Registrar of the Supreme Court shall send to any solicitor or counsel assigned in accordance with this rule one copy of the legal aid certificate endorsed with a note of the assignment.

Depositions.

5. Any solicitor or counsel to whom a case is assigned in accordance with the provisions of rule 4, shall be entitled upon application to receive free of charge from the appropriate court a copy of the depositions, if any, in the case.

Solicitor and counsel fees.

6. Upon presentation to the Registrar of the Supreme Court of a legal aid certificate endorsed in accordance with rule 4, there shall be payable in respect thereof—

(a) to a solicitor or firm of solicitors—

(i) in respect of a case involving representation of one person only, a fee of three hundred dollars for the first day of the hearing and a fee of one hundred dollars for each subsequent day or part of a day during which the hearing continues; and

(ii) in respect of a case involving representation of more than one person, such additional fee or fees as the Chief Justice may think fit; and

(b) to a counsel—

(i) in respect of a case involving representation of one person only, for the first such case assigned in any year, a fee of three hundred dollars and a refresher of two hundred dollars for each day or part of a day during which the hearing

continues beyond the first day; and for every subsequent case assigned to him in that year, a fee of seven hundred and fifty dollars and a refresher of two hundred and fifty dollars for each day or part of a day during which the hearing continues beyond the first day; and

(ii) in respect of a case involving the representation of more than one person, such additional fee or fees as the Chief Justice may think fit.

7. (1) Rules 32 to 34 inclusive of the Criminal Appeal Rules are revoked.

(2) The Counsel (Fees) Order, 1952, and the Solicitors (Fees) Order, 1957, are cancelled.

Revocation and cancellation of previous rules and orders. (Vol. XI, p. 14). (G.N.A. 28/52). (G.N.A. 30/57).

SCHEDULE. Legal Aid Certificate.

[r. 4.]

*Case No./*Criminal Appeal No.

*Defendant/*Appellant

WHEREAS it appears to me, *having committed the said for trial/*having read the relevant documents in the trial of the said that it is desirable in the interests of justice that he should have legal aid in the preparation and conduct of his *defence/*appeal and that his means are insufficient to enable him to obtain for himself such legal aid:

NOW THEREFORE I do hereby grant in respect of the said this legal aid certificate.

*(And I further certify that in my opinion the interests of justice require that he shall have the assistance of two counsel).

Dated this day of, 19.....

..... President, Full Court.

or

..... Judge, Supreme Court.

or

..... Magistrate.

* Delete if inapplicable.

The following legal aid has been assigned—

Solicitor

Counsel

Date Registrar, Supreme Court.

Made this 30th day of January, 1962.

J.C.C. Rigby
Acting Chief Justice.

Approved by the Legislative Council this 28th day of February, 1962.

[Signature]
Deputy Clerk of Councils.

COUNCIL CHAMBER,
28th February, 1962.

Explanatory Note.

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

The effect of these rules is to replace the existing rules and orders relating to legal aid in criminal cases by new rules designed to enable legal aid to be granted upon application in all criminal cases in the Supreme Court and criminal appeals to the Full Court, where it appears to the committing magistrate or a judge of the Supreme Court or to the Full Court, as the case may be, that the applicant has insufficient means to obtain such aid for himself and the case is one involving a capital charge or is such that, in the interests of justice, the prisoner ought to have legal assistance.

(Secretariat GR9/3221/49)

REGISTRATION OF PERSONS ORDINANCE, 1960.

(No. 18 of 1960).

REGISTRATION OF PERSONS (RE-REGISTRATION) (No. 5) ORDER, 1962.

In exercise of the powers conferred by section 10 of the Registration of Persons Ordinance, 1960, the Governor has made the following Order—

1. This Order may be cited as the Registration of Persons Citation. (Re-registration) (No. 5) Order, 1962.

2. Every person specified in the Schedule is required to register again in accordance with the provisions of the Registration of Persons Ordinance, 1960, and regulations made thereunder.

Category
of persons
required to
re-register.
(18 of 1960).

SCHEDULE.

Every person being resident in Hong Kong, Kowloon or Tsuen Wan, being the holder of an Identity Card which bears a registration number in the series 390,001 to 400,000 and the family, if any, of such holder.

This Order does not apply to old Identity Cards bearing the suffix "A".

By Command,

Claudia Burgess
Colonial Secretary.

27th February, 1962.

(Secretariat D/RPO)

**WILD BIRDS AND WILD MAMMALS PROTECTION
ORDINANCE.**

(No. 8 of 1954).

**WILD BIRDS AND WILD MAMMALS PROTECTION ORDINANCE
(AMENDMENT OF SIXTH SCHEDULE) ORDER, 1962.**

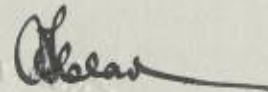
In exercise of the powers conferred by section 20 of the Wild Birds and Wild Mammals Protection Ordinance, 1954, the Governor in Council has made the following Order—

1. This Order may be cited as the Wild Birds and Wild Mammals Protection Ordinance (Amendment of Sixth Schedule) Order, 1962. Citation.

2. The Sixth Schedule to the Wild Birds and Wild Mammals Protection Ordinance, 1954, is amended by the deletion in Form 2 of the dates "18th October" and "1st April" and the substitution respectively therefor of the following— Amendment of Sixth Schedule. (8 of 1954).

"15th October"

"30th April".


Clerk of Councils.

COUNCIL CHAMBER,
6th March, 1962.

(Secretariat GR13/3231/53)



Amendment
of Second
Schedule.

5. The Second Schedule to the principal regulations is amended by the deletion of—

“Registration \$25.”,

and the substitution therefor of the following—

“Registration \$50.”.

Clerk of Councils

COUNCIL CHAMBER,
6th March, 1962.

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) to provide that no person who, as a member of the Preliminary Investigation Committee, has considered a complaint or information against any person shall subsequently, as a member of the Council, adjudicate upon the same complaint or information in the event of its being referred to the Council for determination;
- (b) to eliminate the need for a complaint to the Registrar in a disciplinary matter to be accompanied by a statutory declaration as to the truth of the allegations giving rise to the complaint where the complaint is submitted in writing and signed by—
 - (i) a public officer, or
 - (ii) the President of the Hong Kong Chinese Medical Association; and
- (c) to increase the fee payable upon registration of a medical practitioner from twenty-five dollars to fifty dollars.

(Secretariat CR8/3231/53)



MEDICAL REGISTRATION ORDINANCE, 1957.

(No. 25 of 1957).

**MEDICAL PRACTITIONERS (REGISTRATION AND DISCIPLINARY PROCEDURE)
(AMENDMENT) REGULATIONS, 1962.**

In exercise of the powers conferred by section 31 of the Medical Registration Ordinance, 1957, the Governor in Council has made the following regulations—

1. These regulations may be cited as the Medical Practitioners (Registration and Disciplinary Procedure) (Amendment) Regulations, 1962. Citation.

2. Regulation 9 of the Medical Practitioners (Registration and Disciplinary Procedure) Regulations, 1957 (hereinafter referred to as the principal regulations) is amended by the addition after paragraph (2) of the following new paragraph— Amendment of regulation 9. (G.N.A. 49/57).

“(3) No member of the Committee shall attend any meeting of the Council during the hearing or determination of any complaint or information against any person which is referred to the Council by the Committee for determination if such member has attended any meeting of the Committee at which such complaint or information was considered.”.

3. Regulation 11 of the principal regulations is amended in paragraph (2)— Amendment of regulation 11.

(a) by the deletion of the fullstop and the substitution therefor of a colon; and

(b) by the addition at the end thereof of the following new proviso—

“Provided that where the complaint is made in writing under the hand of—

(a) a public officer, or

(b) the President of the Hong Kong Chinese Medical Association,

no statutory declaration shall be required.”.

4. The First Schedule to the principal regulations is amended in Form 4 by the deletion of “\$25” wherever it appears and the substitution therefor of the following— Amendment of First Schedule.

“\$50”.

2

PART III.

A. 21

<i>On—</i>	<i>Hong Kong Origin \$</i>	<i>Empire Origin \$</i>	<i>Other Origin \$</i>
Spirits of wine, arrack, and liquors other than intoxicating liquors	6.50	6.50	7.50
and in addition, for every one per cent by which the alcoholic strength by weight exceeds 25 per cent	0.26	0.26	0.30

Provided that the Director may assess the duty on intoxicating liquors, not specified in Part I or II, at the rate prescribed for liquor which in his opinion most nearly approximates to the liquor on which duty is to be assessed;

Provided also that the Director may in his discretion assess the duty on any quantity of liquor of less than two gallons, imported at any time in one consignment, at \$50 per gallon.

COUNCIL CHAMBER,
19th March, 1962.

(Secretariat GR2503/45)



DUTIABLE COMMODITIES ORDINANCE.

(Chapter 109).

Resolution made and passed by the Legislative Council under section 4 of the Dutiable Commodities Ordinance, Chapter 109, on the 19th day of March, 1962.

Resolved pursuant to section 4 of the Dutiable Commodities Ordinance, Chapter 109, that the DUTIES ON LIQUOR as set forth in Notification No. A. 122 in the *Gazette* of the 9th December, 1955, as modified by Notification No. A. 13 in the *Gazette* of the 20th March, 1959, be revoked with effect from 2 o'clock p.m. on Wednesday, 28th February, 1962, and that thereafter duty shall be payable on liquors at the following rates per gallon:—

On—	<i>Hong Kong Origin \$</i>	<i>Empire Origin \$</i>	<i>Other Origin \$</i>
Liqueurs, Brandy, Whisky, Gin and other spirituous liquors	65.00	65.00	73.00
Champagne and other sparkling wines	—	36.00	44.00
Port, Sherry, Madeira and Vermouth	—	20.00	25.00
Other still wines (imported in casks)	—	8.00	12.00
Other still wines (not imported in casks) ...	—	16.00	20.00
Cider and perry	—	2.00	2.50
Concentrated beer in whatever form, whether ale basis or malt and hops concentrate, or otherwise	1.60	1.80	2.20
and in addition, for every degree by which the original gravity exceeds 1045 degrees	0.04	0.04	0.05
Other beer, except cider and perry, not exceeding 1055 degrees original gravity ...	1.60	1.80	2.20
and in addition, for every degree by which the original gravity exceeds 1055 degrees	0.04	0.04	0.05
Intoxicating liquors in this Part above the strength of 22 degrees under proof, for every degree above such strength, in addition to the duties specified above	0.50	0.50	0.60

PART II.

On—	<i>Hong Kong Origin \$</i>	<i>Empire Origin \$</i>	<i>Other Origin \$</i>
Chinese type liquor and Sake	6.50	6.50	7.50
and in addition, for every one per cent by which the alcoholic strength by weight exceeds 25 per cent	0.26	0.26	0.30

DUTIABLE COMMODITIES ORDINANCE.

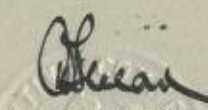
(Chapter 109).

Resolution made and passed by the Legislative Council under section 4 of the Dutiable Commodities Ordinance, Chapter 109, on the 19th day of March, 1962.

Resolved pursuant to section 4 of the Dutiable Commodities Ordinance, Chapter 109, that the DUTY ON METHYL ALCOHOL as set forth in Notification No. A. 27 in the *Gazette* of the 22nd March, 1957, as modified by Notification No. A. 80 in the *Gazette* of the 19th December, 1958, be revoked with effect from 2 o'clock p.m. on Wednesday, 28th February, 1962, and that thereafter duty shall be payable on methyl alcohol, other than methyl alcohol which is shown to the satisfaction of the Director to be intended for use and which is in fact used solely in the testing of aircraft engines, at the rate of \$7.50 per gallon and in addition, for every one per cent by which the strength of methyl alcohol by volume exceeds 25 per cent, 30 cents per gallon.

COUNCIL CHAMBER,
19th March, 1962.

(Secretariat GR5/255/52)


Clerk of Councils.

PUBLIC HEALTH AND URBAN SERVICES ORDINANCE, 1960.

ARRANGEMENT OF REGULATIONS.

<i>Regulation.</i>	<i>Page.</i>
1. Citation and commencement	2
2. Interpretation	2
3. Recognition of official certificates	3
4. Restriction on the import of certain meat, meat products and poultry	3
5. Penalties	3
6. Name in which proceedings may be brought	3
Schedule. Prohibited Meat	3



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

IMPORTED MEAT AND POULTRY REGULATIONS, 1962.

In exercise of the powers conferred by section 55 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 Imported Meat and Poultry Regulations, 1962, and shall come into operation on a day to be appointed by the Governor by Proclamation in the *Gazette*.

2. In these regulations, save where the context otherwise requires—

“competent authority” means any authority, having power under the laws in force in any country to examine articles of food and to certify as to their fitness for human consumption, which is for the time being recognized by the Governor for the purpose of these regulations;

“import” means to bring or cause to be brought into the Colony by land, air or water;

“meat” means the fresh or frozen flesh or other edible part of an animal;

“official certificate”, when used in relation to meat, means a certificate issued by a competent authority in respect of any oversea meat showing—

(a) that the meat to which it relates was derived from animals inspected ante and post mortem and passed in accordance with criteria satisfactory to the Governor; and

(b) that all necessary precautions for the prevention of danger to public health were taken in the dressing or preparing and packing of the meat;

“official certificate”, when used in relation to poultry, means a certificate issued by a competent authority in respect of any oversea poultry showing that the poultry to which it relates was inspected and found to be fit for human consumption and was packed under sanitary conditions;

“oversea” means brought from a place situated elsewhere than in the Colony;

“poultry” means the fresh or frozen carcass of a domestic fowl, duck, goose or turkey and also means fresh or frozen parts of any such carcass;

Citation and commencement.

Interpretation.

“prohibited meat” means any of the kinds of oversea meat specified in the Schedule.

Schedule.

3. (1) The recognition by the Governor of a competent authority for the purposes of these regulations shall be subject to such conditions as he may specify and may be varied or cancelled by him at any time.

Recognition of official certificates.

(2) A notification of the recognition by the Governor of any competent authority, together with any conditions to which such recognition is subject, and of the variation or cancellation of any such recognition shall be published in the *Gazette*.

4. Save with the permission in writing of the Director of Medical and Health Services or any public officer authorized in that behalf by him, no person shall import—

Restriction on the import of certain meat, meat products and poultry.

(a) any prohibited meat;

(b) any oversea meat without an official certificate; or

(c) any oversea poultry without an official certificate.

5. Any person who contravenes any of the provisions of regulation 4 shall be guilty of an offence and shall be liable on summary conviction to a fine of two thousand dollars and to imprisonment for three months.

Penalties.

6. 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 prosecution of such offences, prosecutions for an offence under any of the provisions of these regulations may be brought in the name of the Urban Council.

Name in which proceedings may be brought.

SCHEDULE.

[reg. 2.]

Prohibited Meat.

(a) Scrap meat, that is to say, meat which consists of scraps, trimmings or other pieces (whether with or without bone) of such shape or in such condition as to afford insufficient means of identification with a definite part of a carcass.

(b) Meat comprising the wall of the thorax or abdomen from which there has been detached any part of the pleura or (save in the case of meat derived from a pig) the peritoneum, other than a part necessarily removed in preparing the meat.

(c) Meat, other than mutton and lamb, from which a lymphatic gland, except a gland necessarily removed in preparing the meat, has been taken out.

(d) The head of an animal without the submaxillary gland.

COUNCIL CHAMBER,
20th March, 1962.

W. S. Law
Clerk of Councils.

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 control the import into the Colony of certain kinds of meat and poultry. The regulations are based upon the system in force under the United Kingdom Public Health (Imported Food) Regulations, 1937 (Statutory Rules and Orders, 1937, No. 329). The method of control will be that no meat of a kind specified in the Schedule may be imported into the Colony without the written permission of the Director of Medical and Health Services and that no other kinds of meat or poultry, other than smoked or cured, may be imported into the Colony without such permission unless it is accompanied by an official certificate. The official certificate is a certificate issued by a health authority in the country from which the meat or poultry was exported. No official certificate will be acceptable for the purpose of these regulations unless issued by an authority in a country in respect of which the Governor is satisfied that the health controls are adequate to ensure the proper examination of the meat or poultry before it is exported. Whilst all imported meat and poultry will be liable, like any other food, to examination by the Colony's health authorities at their discretion, in practice any meat or poultry which is accompanied by an official certificate will not normally be examined at the time of import.

(Secretariat GR3/3031/60)

**FERRIES ORDINANCE.**

(Chapter 104).

**EXCLUDED FERRIES (HONG KONG AND LAMMA ISLAND)
REGULATIONS, 1962.**

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

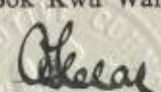
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|---|--|
| <p>1. These regulations may be cited as the Excluded Ferries (Hong Kong and Lamma Island) Regulations, 1962, and shall come into operation on 1st April, 1962.</p> | <p>Citation and commencement.</p> |
| <p>2. The ferry named hereunder is excluded from the operation of the Ordinance so long as—</p> <p>(a) no exclusive and conflicting licence is granted under the Ordinance; and</p> <p>(b) the number of vessels serving the ferry runs is adequate to maintain a service and schedule approved by the Director of Marine; and</p> <p>(c) all directions which may be given by the Director of Marine in respect of—</p> <p style="padding-left: 20px;">(i) ferry points or piers and their erection, use and maintenance, and</p> <p style="padding-left: 20px;">(ii) intermediate places or ports of call, are complied with; and</p> <p>(d) only vessels licensed and approved for the purpose by the Director of Marine are employed; and</p> <p>(e) the fares and charges at any time taken and made are approved by the Director of Marine:</p> | <p>Ferry excluded from operation of Ordinance.</p> |

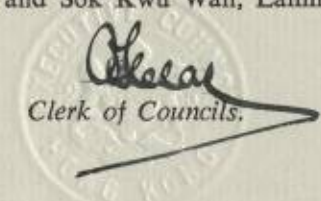
Provided that notwithstanding the above prescribed conditions, the period of exclusion shall terminate on the 31st day of March, 1964, but shall be determinable nevertheless during such period of exclusion on one month's notice being given by either the Director of Marine or the Hong Kong and Yaumati Ferry Company, Limited.

Excluded Ferry.

The Ferry of the Hong Kong and Yaumati Ferry Company, Limited between Wilmer Street Pier, Hong Kong and Sok Kwu Wan, Lamma Island.

COUNCIL CHAMBER,
27th March, 1962.
(Secretariat GR5/5481/61)


Clerk of Councils.



TAX RESERVE CERTIFICATES ORDINANCE, 1955.

(No. 66 of 1955).

TAX RESERVE CERTIFICATES (FOURTH SERIES) RULES, 1962.

In exercise of the powers conferred by section 3 of the Tax Reserve Certificates Ordinance, 1955, the Governor has made the following rules—

1. These rules may be cited as the Tax Reserve Certificates (Fourth Series) Rules, 1962 and shall come into operation on the 1st day of April, 1962. Citation and commencement.
2. Certificates, which, upon application being made in such form as the Commissioner shall prescribe, may be obtained from the office of the Commissioner, shall be issued by the Commissioner in any amount which is a multiple of \$50.00. Issue of certificates.
3. Any taxpayer may authorize the Commissioner to accept the application of an agent authorized by the taxpayer in writing for the issue or redemption of certificates in the name and on behalf of the taxpayer. Applications by agents of taxpayers.
4. Certificates applied for by such agent will be registered in the name of the taxpayer on whose behalf the application was made. Such certificates will be accepted in settlement of tax due from the person in whose name the certificate is registered or repayment will be made to that person or to his duly authorized agent. Registration, acceptance, repayment in respect of certificates applied for by agents.
5. Every certificate shall be as in Form 1 in the Schedule and shall be subject to these rules. Form of certificate, Schedule, Form 1.
6. The Commissioner, or any officer authorized by him for the purpose, shall accept certificates, in amounts sufficient to meet the total amount of tax outstanding or any part thereof, at their face value together with the interest accrued thereon as the equivalent of cash for the payment of any or all of the taxes specified in the Schedule to the Ordinance. Duty of Commissioner to accept certificates in payment of specified tax.
7. Simple interest at the rate of 3.6% per annum commencing from the first day of the month following the date of issue to the first day of the month in which the certificate is accepted for payment of tax shall be paid on all certificates so accepted: Payment of interest and method of calculation.



Provided that—

- (a) interest shall not be paid on any certificate for more than thirty-six months;
- (b) where a certificate is only partially used in payment of tax, interest shall be calculated on an amount to the nearest \$50.00 above the amount of the tax.

Duty to refund balance after payment of tax.

8. Where a taxpayer tenders a certificate in payment of tax, and the certificate is of greater value than the tax payable, interest shall be calculated under the provisions of rule 7 on the amount of tax payable and a new certificate shall be issued for such part of the balance which is capable of division into multiples of \$50.00 and the new certificate shall bear the same date as the certificate tendered. The remaining portion of the balance, if any, shall be refunded to the taxpayer in cash.

Duty to repay principal value of certificate.

9. The Commissioner shall repay the holder on demand the principal value of any certificate but shall not pay any interest thereon.

Prohibition against transfer of certificate or obligations created.

10. Certificates or the obligations created thereby may not be transferred except as may be ordered by a court of competent jurisdiction.

Power to refuse to accept or to repay on certificates until Commissioner satisfied as to holder's signature.

11. The Commissioner may refuse to accept any certificate tendered in payment of tax or he may refuse repayment to the holder of the principal value thereof until he is satisfied that the signature on the reverse of such certificate is that of the holder, his duly authorized agent or his personal representative or, where the holder is a partnership, body of persons or corporation, that of a partner or official authorized to sign on behalf of the holder.

Power to issue duplicates.

12. The Commissioner may, on being satisfied upon such evidence as he may require, issue upon such conditions as he may impose a duplicate of any certificate which has been lost, mislaid, destroyed or mutilated.

Saving.
(G.N.A. 132/55).
(G.N.A. 30/58).
(G.N.A. 160/60).

13. On or after the coming into operation of these rules the Tax Reserve Certificates Rules, 1955, and the Tax Reserve Certificates (Second Series) Rules, 1958, and the Tax Reserve Certificates (Third Series) Rules, 1960, shall cease to have effect save in relation to certificates issued thereunder prior to the coming into operation of these rules.

SCHEDULE.
FORM 1.

[r. 5.]



TAX RESERVE CERTIFICATE.

This Certificate is issued by the Commissioner of Inland Revenue in acknowledgement of the sum stated below, and entitles the applicant to repayment of the sum so stated together with any interest which might accrue, in accordance with the conditions set out in the Tax Reserve Certificate (Fourth Series) Rules, 1962.

Date Purchased	Receipt No.	For official reference	AMOUNT

REVERSE OF FORM.
INSTRUCTIONS.

Delete Paragraph I or II according to circumstances, complete the remaining paragraph and SIGN the form in the space below. The signature must be that of the holder or his legal representative or, where the holder is a partnership, body of persons or corporation, that of a partner or official authorized to sign on behalf of the holder.

I. FOR USE WHEN THE CERTIFICATE IS TENDERED
IN PAYMENT OF TAX.

I,⁽¹⁾, being the holder/the legal personal representative of the holder/authorized to sign on behalf of the holder⁽²⁾ named in this Certificate, request that the principal sum (or so much thereof as is required) together with any interest payable be applied in payment or towards payment of tax which is payable by the holder under the Inland Revenue Ordinance as shown on the accompanying documents of demand and the balance (if any) to be refunded to the holder.

II. FOR USE WHEN THE HOLDER WISHES TO REDEEM
CERTIFICATE AT FACE VALUE.

I,⁽¹⁾, being the holder/the legal personal representative/authorized to sign on behalf of the holder⁽²⁾ named in this Certificate, request that the sum of \$ being the whole of the principal sum, be repaid to the holder.

Date Signature

(1) Insert full name of person signing this Certificate.

(2) Delete the alternatives which do not apply.

By Command,


Colonial Secretary.

12th March, 1962.

Explanatory Note.

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

1. These rules provide for the issue of a fourth series of Tax Reserve Certificates. Unlike previous Certificates, those issued under these rules may be in any sum of money which is a multiple of \$50.00.

2. Where a Certificate tendered in payment of tax exceeds the amount of the tax, a new Certificate will be issued for such part of the balance which is a multiple of \$50.00 and the remainder refunded in cash.

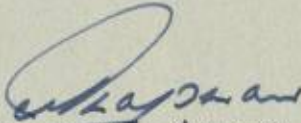
(Secretariat GR3/2306/54)

**DUTIABLE COMMODITIES ORDINANCE.**

(Chapter 109).

Resolution made and passed by the Legislative Council under section 4 of the Dutiable Commodities Ordinance, Chapter 109, on the 30th day of March, 1962.

Resolved pursuant to section 4 of the Dutiable Commodities Ordinance, Chapter 109, that the duty on CHINESE PREPARED TOBACCO as set forth in Notification No. A. 23 in the *Gazette* of 11th May, 1960, be revoked with effect from midnight on the 31st March, 1962, and that thereafter duty shall be payable on Chinese Prepared Tobacco at the rate of \$2.50 per lb.


Deputy Clerk of Councils.

COUNCIL CHAMBER,
30th March, 1962.

(Secretariat CR614/61)

GOVERNMENT LOTTERIES ORDINANCE, 1962.

(No. 10 of 1962).

GOVERNMENT LOTTERIES RULES, 1962.

In exercise of the powers conferred by section 8 of the Government Lotteries Ordinance, 1962, His Excellency the Governor has made the following rules—

1. These rules may be cited as the Government Lotteries Rules, 1962. Citation.
2. Whenever the Committee considers it expedient to conduct a lottery, the Chairman shall cause to be published in the *Gazette* and, in his discretion, in such other manner as he may think fit, a notice declaring— Announcement of lotteries.
 - (a) the date and time when and the place at which the draw of the lottery shall take place;
 - (b) the price at which the tickets shall be sold, and the places at which such tickets may be obtained;
 - (c) the number and value of the prizes apportioned to the lottery expressed either in percentages of the total value of such tickets as may be sold or by way of fixed values in relation to a fixed number of tickets issued for sale as the case may be;
 - (d) the date and manner in which the numbers of the winning tickets shall be published after the draw of the lottery;
 - (e) the place where and hours during which payment of prizes may be claimed.
3. Every ticket issued for sale in respect of any lottery shall be numbered serially and no such number shall be repeated in respect of the same lottery. Tickets to be numbered.
4. The following particulars shall be specified on every ticket issued for sale in respect of any lottery— Particulars to be stated on tickets.
 - (a) the date and number or other description of lottery for which the ticket is issued;
 - (b) the serial number allocated to the ticket;
 - (c) the number and value of the prizes apportioned to the lottery for which the ticket is issued, expressed either in percentages of the total value of the tickets which may be sold or by way

of fixed values in relation to a fixed number of tickets issued for sale in respect of the lottery for which the ticket is issued, as the case may be;

- (d) the time and date when and the place at which the draw of the lottery will take place.

Procedure
at draw.

5. (1) Whenever a lottery is drawn there shall be present at the draw not less than three members of the Committee, and if, at the time appointed for the draw, there shall not be that number of members present the draw shall be postponed to such time, whether on the same or another day, as the Chairman or any person then present who has been authorized for that purpose by the Chairman may direct.

(2) The members of the Committee present at the draw shall appoint one of their number to preside at the draw.

(3) The public shall be admitted to the place at which the draw of a lottery is conducted so far as may reasonably be practicable having regard to the accommodation available for such purpose.

Publication
of results
of draw.

6. The Chairman shall cause the numbers of the winning tickets at any draw and the time and place at which and the manner in which prizes may be claimed to be published in the *Gazette* and in his discretion in such other manner as may appear to him to be advisable, so soon as may be after the draw is concluded.

Payment of
prizes.

7. Prizes shall be paid in accordance with the following provisions—

- (a) payment shall be claimed by presenting and delivering up the ticket in respect of which the claim is made at the place and during the hours appointed therefor in the notice published pursuant to rule 6;
- (b) payment shall be claimed within six months after the publication in the *Gazette* of the number of the ticket in respect of which the claim is made;
- (c) payment shall be made to the person who presents the ticket for payment of the prize won by the ticket:

Provided that, if, when any ticket is presented for payment of a prize any number, mark, figure or word which is material for identifying the ticket is, in the opinion of the Committee, illegible or not clearly legible or is incomplete or has been obliterated, defaced or removed, payment shall not be made in respect thereof unless the person claiming payment produces evidence, to the satisfaction of the Committee, identifying such ticket as the ticket in respect of which the prize claimed is payable.

8. If the payment of any prize is not claimed in the manner and within the period prescribed in rule 7, and if the number of the ticket in respect of which the prize was payable has been duly published in the manner prescribed in rule 6, the proceeds of that prize shall upon expiry of such period be forfeited absolutely to the Government and be paid into the general revenue of the Colony:

Forfeiture
of unclaimed
prizes.

Provided that, notwithstanding the forfeiture of the proceeds of any prize, the Governor in Council, upon petition being made to him, may in his discretion and subject to such conditions as he may think fit, authorize the payment of such prize out of the general revenue of the Colony.

9. (1) The Committee may appoint such number of agents for the sale of tickets to the public as the Committee may from time to time consider expedient and may fix their remuneration, and the duration of their appointments.

Agents for
sale of
tickets.

(2) Any agent appointed for the sale of tickets to the public in accordance with this rule may appoint sub-agents.

(3) The name and address of any sub-agent appointed under paragraph (2) shall be reported to the Committee before such sub-agent commences the sale of tickets to the public.

(4) Any appointment of any agent made under this rule may be terminated at any time by the Committee giving to such agent twenty-four hours notice in writing terminating the appointment.

(5) For the purposes of this rule the expressions "agent" and "sub-agent" do not include street vendors.

By Command,

 Claude Burgess
Colonial Secretary.

31st March, 1962.

Explanatory Note.

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

These rules make necessary provision relating to the conduct of Government lotteries.

(Secretariat CR15/3371/60)

REGISTRATION OF PERSONS ORDINANCE, 1960.

(No. 18 of 1960).

REGISTRATION OF PERSONS (RE-REGISTRATION) (NO. 6) ORDER, 1962.

In exercise of the powers conferred by section 10 of the Registration of Persons Ordinance, 1960, the Governor has made the following Order—

1. This Order may be cited as the Registration of Persons Citation. (Re-registration) (No. 6) Order, 1962.

2. Every person specified in the Schedule is required to register again in accordance with the provisions of the Registration of Persons Ordinance, 1960, and regulations made thereunder.

Category of persons required to re-register. (18 of 1960).

SCHEDULE.

Every person being resident in Hong Kong, Kowloon or Tsuen Wan, being the holder of an Identity Card which bears a registration number of the series 400,001 to 410,000 and the family, if any, of such holder.

This Order does not apply to old Identity Cards bearing the suffix "A".

By Command,


Armand Zurgess
Colonial Secretary.

4th April, 1962.

(Secretariat D/RPO)



REGISTRATION OF PERSONS ORDINANCE, 1960.
(No. 18 of 1960).

**REGISTRATION OF PERSONS (CANCELLATION OF REGISTRATION
AND IDENTITY CARDS) ORDER, 1962.**

In exercise of the powers conferred by provisos (vi) and (vii) to section 10 of the Registration of Persons Ordinance, 1960, the Governor has made the following Order—

1. This Order may be cited as the Registration of Persons (Cancellation of Registration and Identity Cards) Order, 1962. Citation.

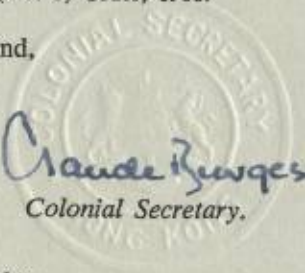
2. Any person who shall have failed on or before the 31st day of March, 1962, to apply for re-registration under the provisions of the Registration of Persons Ordinance, 1960, pursuant to any of the Orders specified in the Schedule shall with effect from such date cease to be deemed to be registered under the provisions of that Ordinance and any identity card held by such person shall with effect from such date cease to be deemed to have been issued under the provisions of that Ordinance. Cancellation of registration and identity cards in certain cases. (No. 18 of 1960).

SCHEDULE.

Registration of Persons (Re-registration) Order, 1960.

Registration of Persons (Re-registration) (No. 3) Order, 1960.

By Command,



Claude Burgess.
Colonial Secretary.

4th April, 1962.

Explanatory Note.

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

This Order affects only those persons who were in possession of old identity cards issued under the Registration of Persons Ordinance, Chapter 177, repealed by the Registration of Persons Ordinance, 1960, in any of the following series—

1,001 to 40,000

40,001 to 65,000

and who have failed by the 31st day of March, 1962, to have re-registered in compliance with the appropriate Order specified in the Schedule. The effect of this Order will be to render any old identity card in possession of any such person invalid and to cause him to become an unregistered person with effect from the said date.

(Secretariat D/RPO)



POST OFFICE ORDINANCE.

(Chapter 98).

POST OFFICE (AMENDMENT) REGULATIONS, 1962.

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

1. These regulations may be cited as the Post Office (Amendment) Regulations, 1962, and shall come into operation on the 1st day of May, 1962. Citation and commencement.
2. Regulation 21 of the Post Office Regulations (hereinafter referred to as the principal regulations) is amended— Amendment of regulation 21. (Vol. IX, p. 133).
- (a) by the deletion of paragraphs (1) and (2) and the substitution therefor of the following—

“(1) Local money orders, not exceeding four hundred dollars, Hong Kong currency, will be issued payable in Hong Kong. Commission shall be charged at the following rates—

<i>Value of Order</i>	<i>Commission</i>
up to \$100	\$1.00
over \$100 and up to \$200	\$1.50
over \$200 and up to \$300	\$2.00
over \$300 and up to \$400	\$2.50

(2) Foreign money orders will be issued at rates of exchange fixed by the Postmaster General from time to time. Commission shall be charged at the following rates—

<i>Value of Order</i>	<i>Commission</i>
up to \$100	\$2
over \$100 and up to \$200	\$3
over \$200 and up to \$300	\$4
over \$300 and up to \$400	\$5
over \$400 and up to \$500	\$6
over \$500 and up to \$600	\$7
over \$600 and up to \$700	\$8
over \$700 and up to \$800	\$9
over \$800 and up to \$1,000	\$10”;



- (b) by the deletion of paragraph (4) and the substitution thereof of the following—

“(4) The maximum amount for which a foreign money order may be issued or paid in Hong Kong shall be one thousand dollars, Hong Kong currency.”

Amendment
of regula-
tion 22.

3. Regulation 22 of the principal regulations is amended by the deletion of the word “Imperial” and the substitution thereof of the following—

“British”.

Revocation
of regula-
tion 23.

4. Regulation 23 of the principal regulations is revoked.


Clerk of Councils

COUNCIL CHAMBER,
10th April, 1962.

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) to substitute for a charge of one cent per dollar on the purchase of local money orders a scaled commission ranging from one dollar on orders not exceeding one hundred dollars to two dollars fifty cents on orders exceeding three hundred dollars but not exceeding the maximum of four hundred dollars;
- (b) to substitute for a commission at the rate of one and a half cents per dollar on the purchase of foreign money orders a scaled commission ranging from two dollars on the purchase of orders not exceeding one hundred dollars up to ten dollars on the purchase of orders exceeding eight hundred dollars but not exceeding a maximum of one thousand dollars; and
- (c) to delete the reference to commission payable on local postal notes payable at Hong Kong and Macau as such notes are no longer issued.

(Secretariat GR1/3341/46)

REGISTRATION OF PERSONS ORDINANCE, 1960.

(No. 18 of 1960).

**REGISTRATION OF PERSONS (CANCELLATION OF REGISTRATION
AND IDENTITY CARDS) ORDER, 1962.**

In exercise of the powers conferred by provisos (vi) and (vii) to section 10 of the Registration of Persons Ordinance, 1960, the Governor has made the following Order—

1. This Order may be cited as the Registration of Persons (Cancellation of Registration and Identity Cards) Order, 1962. Citation.

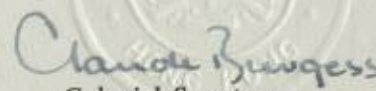
2. Any person affected by any of the Orders specified in the Schedule shall, with effect from the 30th day of April, 1962, cease to be deemed to be registered under the provisions of the Registration of Persons Ordinance, 1960 and any identity card held by such person shall with effect from such date cease to be deemed to have been issued under the provisions of that Ordinance. Cancellation of registration and identity cards in certain cases. (No. 18 of 1960).

SCHEDULE.

Registration of Persons (Re-registration) Order, 1960.

Registration of Persons (Re-registration) (No. 3) Order, 1960.

By Command,


Colonial Secretary.

4th April, 1962.

Explanatory Note.

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

This Order affects only those persons who were in possession of old identity cards issued under the Registration of Persons Ordinance, Chapter 177, repealed by the Registration of Persons Ordinance, 1960, in any of the following series—

1,001 to 40,000

40,001 to 65,000

and who have failed by the 30th day of April, 1962, to have re-registered in compliance with the appropriate Order specified in the Schedule. The effect of this Order will be to render any old identity card in possession of any such person invalid and to cause him to become an unregistered person with effect from the said date.

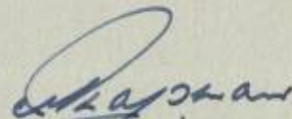
(Secretariat D/RPO)

**URBAN COUNCIL (COMMISSIONER FOR RESETTLEMENT)
ORDINANCE, 1954.**

(No. 19 of 1954).

Resolution made and passed by the Legislative Council under section 3 of the Urban Council (Commissioner for Resettlement) Ordinance, 1954, on the 18th day of April, 1962.

Resolved, pursuant to section 3 of the Urban Council (Commissioner for Resettlement) Ordinance, 1954, that the duration of the said Ordinance be extended for the term of one year with effect from the 30th day of April, 1962.


Deputy Clerk of Councils.

COUNCIL CHAMBER,
18th April, 1962.

(Secretariat GR10/3231/54)



PENSIONS ORDINANCE.

(Chapter 89).

PENSIONS (AMENDMENT) REGULATIONS, 1962.

In exercise of the powers conferred by subsection (1) of section 3 of the Pensions Ordinance, the Governor in Council, with the sanction of the Secretary of State and the prior approval of the Legislative Council signified by resolution, has made the following regulations—

1. These regulations may be cited as the Pensions (Amendment) Regulations, 1962, and shall come into operation on the commencement of the Pensions (Amendment) Ordinance, 1962. Citation and commencement.

2. Regulation 8 of the Pensions Regulations (hereinafter referred to as the principal regulations) is amended by the deletion of the definition "Scheduled Government" and the substitution therefor of the following— Amendment of regulation 8. (Vol. IX, p. 6).

"Scheduled Government" means—

- Schedule.
- (a) the Government of any territory, or any authority, mentioned in the Schedule;
 - (b) the Government of Ceylon, in respect of any officer appointed to service under that Government before the 4th day of February, 1948;
 - (c) the Government of Palestine, in respect of any officer appointed to service under that Government before the 15th day of May, 1948;
 - (d) the Government of the Somali Republic, in respect of any officer appointed to service under the former Government of the Somaliland Protectorate before the 26th day of June, 1960;
 - (e) the Government of Cyprus, in respect of any officer appointed to service under that Government before the 16th day of August, 1960; and
 - (f) the East African Common Services Organization in respect of any person deemed to have been appointed or appointed to service as President, Vice-President, Justice of Appeal, Registrar, officer or servant of the Court of Appeal for Eastern Africa by or under the Eastern Africa Court of Appeal Order in Council, 1961."

Amendment
of regula-
tion 23.

3. Regulation 23 of the principal regulations is amended—
- (a) by the deletion in paragraph (1) of the words “three-fourths of such pension” and the substitution therefor of the following—
“seventy-five, eighty, eighty-five, ninety or ninety-five per cent of such pension, respectively, as he shall have exercised his option.”; and
- (b) by the deletion at the end of paragraph (4) of the words and symbol “the option.” and the substitution therefor of the following—
“his option to receive a gratuity and seventy-five per cent of the pension granted to him.”.

Amendment
of regula-
tion 26.

4. Regulation 26 of the principal regulations is amended by the deletion in paragraph (4) of the words “three-fourths of the such allowance” and the substitution therefor of the following—
“seventy-five, eighty, eighty-five, ninety or ninety-five per cent of such allowance, respectively, as he shall have exercised his option.”.

Amendment
of regula-
tion 29.

5. Regulation 29 of the principal regulations is amended by the addition in paragraph (4) after the words “means the” of the following—
“maximum”.

Amendment
of regula-
tion 31.

6. Regulation 31 of the principal regulations is amended by the deletion of paragraph (6) and the substitution therefor of the following—
“(6) Neither sub-paragraph (ii) of paragraph (1) nor paragraph (2) shall apply in the case of an officer who, in consequence of his injury, is entitled to and has received compensation under the Workmen’s Compensation Ordinance, 1953.”.

Revocation
and replace-
ment of
Schedule.

7. The Schedule to the principal regulations is revoked and replaced by the following—

“SCHEDULE.

[r. 8.]

Aden
Antigua
Bahamas
Barbados
Basutoland
Bechuanaland Protectorate
Bermuda
British Guiana
British Honduras
British Solomon Islands Protectorate
Cayman Islands
Crown Agents for Oversea Governments and Administrations
Cyprus

Dominica
East African Common Services Organization
East Africa High Commission
East African Railways and Harbours Administration
Eastern Region of Nigeria
Employing Authorities under the Overseas Service Act, 1958
Employing Authorities under the Oversea Superannuation Scheme
Falkland Islands
Federated Malay States
Federation of Malaya
Federation of Nigeria
Federation of Rhodesia and Nyasaland
Fiji
Gambia
Ghana
Gibraltar
Gilbert and Ellice Islands Colony
Gold Coast
Grenada
Jamaica
Kenya
Kenya and Uganda Railways and Harbours Administration
Leeward Islands (before 1st July, 1956)
Malayan Establishment
Malayan Union
Malta
Mauritius
Montserrat
Nigeria
North Borneo
Northern Region of Nigeria
Northern Rhodesia
Nyasaland
Overseas Audit Department (Home Establishment)
St. Christopher Nevis and Anguilla
St. Helena
St. Lucia
St. Vincent
Sarawak
Seychelles
Sierra Leone
Singapore
Somaliland Protectorate
Straits Settlements
Swaziland
Tanganyika
The West Indies (Federation)

Trinidad
 Turks and Caicos Islands
 Uganda
 United Kingdom of Great Britain and Northern Ireland
 Virgin Islands
 Western Region of Nigeria
 Zanzibar."

Saving.

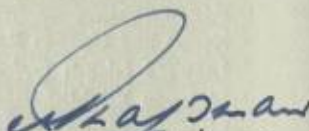
8. No pension or gratuity which has been paid before the date of coming into operation of these regulations shall be reduced thereby.



Clerk of Councils.

COUNCIL CHAMBER,
 27th March, 1962.

Approved by the Legislative Council this 18th day of April, 1962.



Deputy Clerk of Councils.

COUNCIL CHAMBER,
 18th April, 1962.

Explanatory Note.

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

These regulations make a number of minor amendments to the Pensions Regulations (the principal regulations)—

- (a) by regulation 2 the definition of "Scheduled Government" in regulation 8 of the principal regulations is replaced by a new definition, taking into account recent changes in the Commonwealth;
- (b) by regulations 3 and 4, regulations 23 and 26 of the principal regulations are amended to enable an officer to commute five, ten, fifteen, twenty or twenty-five per cent of his pension instead of, as before, twenty-five per cent only, a consequential amendment to regulation 29 of the principal regulations being made by regulation 5;
- (c) by regulation 6, regulation 31 of the principal regulations is amended to bring it into line with section 4 of the Workmen's Compensation Ordinance, 1953 and subsection (6) of section 17 of the Pensions Ordinance, Chapter 89; and
- (d) by regulation 7, the Schedule to the principal Ordinance is replaced by a new Schedule of Scheduled Government, under regulation 8.

(Secretariat PR5/4370/60II)

DELEGATION OF FINANCIAL POWERS.

Resolution made and passed by the Legislative Council on the 18th day of April, 1962.

Be it resolved

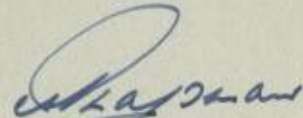
- (1) that expenditure additional to annual estimates as finally approved by this Council relating to services which could not have been foreseen and cannot be postponed without detriment to the public service and which is not of such a nature as to raise some question of principle or involve a breach of some regulation may be authorized by the Governor up to the limits set out in the Schedule hereto pending covering approval by the Finance Committee of this Council;
- (2) that expenditure as aforesaid in excess of the limits set out in the Schedule hereto may be authorized by the Governor and covering approval of Finance Committee obtained at the earliest opportunity thereafter, if it is essential in the public interest that such additional provision should be authorized at once, but in other cases the prior approval of the Finance Committee of this Council shall be obtained;
- (3) that the powers referred to in paragraphs (1) and (2) of this Resolution may be delegated by the Governor to the Financial Secretary and the Deputy Financial Secretary subject to such conditions, exceptions and qualifications as the Governor may prescribe.

SCHEDULE.

CATEGORY	LIMITS OF SUPPLEMENTARY PROVISION
I. Personal Emoluments	
1. Supernumerary appointments	in respect of a supernumerary appointment:
	(a) for a period not exceeding two weeks to facilitate handover, or where as a result of leave arrangements an officer would otherwise revert to substantive rank and within such period would be required to act again;
	(b) for a replacement, where considered necessary, for a woman officer on maternity leave for the approved period of such leave;
	(c) for a replacement, where considered necessary, for an officer on prolonged sick leave for the period of such leave;
	(d) for a replacement, in the same or lower grade, for an officer on no-pay leave;

CATEGORY	LIMITS OF SUPPLEMENTARY PROVISION
	(e) to cover a substantive appointment to a post the previous holder of which is on leave prior to retirement; such appointment may date from the commencement of the previous holder's pre-retirement leave in the case of a post with a salary of \$4,700 or higher, but there shall be an interval of at least 6 months in all other cases.
2. Vacancies	relating to the creation of: <ul style="list-style-type: none"> (a) supernumerary post in a lower class against a vacancy in a higher class of the same grade; (b) a supernumerary post in one grade against a vacancy in another grade, both such grades having common promotion prospects to a third and higher grade; (c) a post in one grade offset by a post in another grade which has a similar or higher salary scale.
3. Promotion or transfer	on the promotion or transfer of an officer in a grade common to several departments (<i>e.g.</i> Administrative Officer, Executive Officer, Stores Officer, Clerk, etc.), subject to the overall establishment not being exceeded.
4. Arrears and adjustments	for payment of arrears or adjustment of salary where no change in policy is involved.
5. Salaries based on rates applied by other Governments	to cover a change in salary scale for: <ul style="list-style-type: none"> (a) Hong Kong Royal Naval Reserve Shipkeeping Crew as and when the Admiralty rate alters; (b) a post in the Hong Kong Government London Offices which is equated with an appropriate comparable class of the United Kingdom Civil Service as and when the appropriate United Kingdom rate alters. (c) a post in the Hong Kong Government Sydney Office which is equated with an appropriate comparable class of the New South Wales Public Service as and when the appropriate Australian rate alters.
6. Honoraria	for payment of honoraria not exceeding \$500 in any particular case and not involving new policy in the following types of cases: <ul style="list-style-type: none"> (a) interpreters and clerical assistance for Boards involving overtime; (b) the accompanying of sick personnel being sent to the United Kingdom; (c) design or other work in connexion with official publications and flags.
II. Other Charges: Annually Recurrent (including Public Works Recurrent, Miscellaneous Services, etc.)	not exceeding 10% of the approved provision in a subhead, with a maximum of \$25,000 in any one case, where no point of principle or change of policy is involved.

CATEGORY	LIMITS OF SUPPLEMENTARY PROVISION
III. Other Charges: Special Expenditure (including Public Works Non-Recurrent, Miscellaneous Services, etc.)	(a) not exceeding 10% of the approved provision in a subhead, with a maximum of \$25,000 in any one case, where no point of principle or change of policy is involved;
	(b) in respect of revotes not involving any increase in the approved overall estimate and not exceeding \$500,000 in any one case.


 Deputy Clerk of Councils.

COUNCIL CHAMBER,
 18th April, 1962.

TELEPHONE ORDINANCE, 1951.

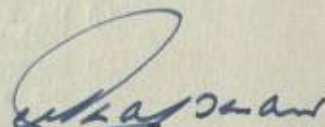
(No. 18 of 1951).

Resolution made and passed by the Legislative Council pursuant to subsection (2) of section 29 of the Telephone Ordinance, 1951 on the 18th day of April, 1962.

Resolved, pursuant to subsection (2) of section 29 of the Telephone Ordinance, 1951, that, with effect from the 19th day of April, 1962, the Schedule to the said Ordinance be amended by the deletion of items 1, 2, 3 and 4 of Part V of the said Schedule and the substitution therefor of the following—

- "1. For every three minutes or part thereof of a junction call between any two of the following, namely—
 - (a) the area served by the Clear Water Bay Exchange;
 - (b) the area served by the Sha Tin Exchange;
 - (c) the area served by the Tai Po Exchange;
 - (d) the area served by the Tsuen Wan Exchange;
 - (e) Hong Kong or Kowloon. 30 cents.
2. For every three minutes or part thereof of a junction call between any two of the following, namely—
 - (a) the area served by the Castle Peak Exchange;
 - (b) the area served by the Fanling Exchange;
 - (c) the area served by the Ting Kau Exchange;
 - (d) the area served by the Yuen Long Exchange;
 - (e) Hong Kong or Kowloon. 40 cents.
3. For every three minutes or part thereof of a junction call between any two of the following, namely—
 - (a) the area served by the Castle Peak Exchange;
 - (b) the area served by the Fanling Exchange;
 - (c) the area served by the Ting Kau Exchange or
 - (d) the area served by the Yuen Long Exchange,
and
 - (e) the area served by the Clear Water Bay Exchange;
 - (f) the area served by the Sha Tin Exchange;
 - (g) the area served by the Tai Po Exchange or
 - (h) the area served by the Tsuen Wan Exchange. 40 cents.

4. For every three minutes or part thereof of a junction call between Cheung Chau Island and the Shek Pik/Cheung Sha Government Exchange, Lantau Island or between any two of the following, namely—
- Cheung Chau Island or
 - the Shek Pik/Cheung Sha Government Exchange, Lantau Island, and
 - the area served by the Castle Peak Exchange;
 - the area served by the Clear Water Bay Exchange;
 - the area served by the Fanling Exchange;
 - the area served by the Sha Tin Exchange;
 - the area served by the Tai Po Exchange;
 - the area served by the Ting Kau Exchange;
 - the area served by the Tsuen Wan Exchange;
 - the area served by the Yuen Long Exchange or
 - Hong Kong or Kowloon.
- 1 dollar.
5. For every local call from a Pay Station in Hong Kong or Kowloon or in the area served by any of the following Exchanges, namely—
- Clear Water Bay;
 - Sha Tin;
 - Tai Po;
 - Tsuen Wan.
- 30 cents.
6. For every local call from a Pay Station in the area served by any of the following Exchanges, namely—
- Castle Peak;
 - Fanling;
 - Ting Kau;
 - Yuen Long.
- 40 cents."


Deputy Clerk of Councils.

COUNCIL CHAMBER,
18th April, 1962.

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

MILK (AMENDMENT) BY-LAWS, 1962.

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—

- These by-laws may be cited as the Milk (Amendment) By-laws, 1962. Citation.
- By-law 6 of the Milk By-laws, 1960 (hereinafter referred to as the principal by-laws) is amended— Amendment of by-law 6. (G.N.A. 106/60).
 - by the deletion of the words "No milk shall be sold or offered or exposed for sale if—" and the substitution therefor of the following—
 - No person shall sell any milk for human consumption if—"; and
 - by the addition of the following new paragraph—
 - For the purposes of this by-law, milk shall be deemed to be possessed for the purpose of sale notwithstanding that it is intended that such milk shall be subjected to heat-treatment before sale."
- By-law 13 of the principal by-laws is cancelled and replaced by the following— Cancellation and replacement of by-law 13.

"Milk to be kept below 50° Fahrenheit pending sale.

 - No person shall keep any milk, except sterilized milk in sealed containers, for the purpose of sale in any place the temperature of which exceeds 50° Fahrenheit.
 - No person shall transport, or cause to be transported, for the purposes of his trade or business any milk, except sterilized milk in sealed containers, in such manner that the temperature of the milk at any time during transport exceeds 50° Fahrenheit."
- The principal by-laws are amended by the addition after by-law 17 of the following new by-law— Addition of new by-law 17A.

"Prohibition of possession of contaminated or adulterated milk by licensees under this Part.

 - No licensee under this Part shall distribute in the course of the business in respect of which such licence was granted, or shall have in his possession for the purpose of such distribution any milk which, after having been subjected to heat-treatment whether by him or by any other person—

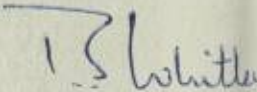
(G.N.A.
74/60).

- (a) contains at any time more than 30,000 bacteria per millilitre or any coliform organisms in 1/10th (0.1) of a millilitre; or
- (b) fails to comply with the standards of composition relating to milk specified in the Food and Drugs (Composition and Labelling) Regulations, 1960.
- (2) For the purpose of this by-law any milk found upon any premises to which a licence under this Part relates shall be deemed to be in the possession of the licensee for the purpose of distribution in the course of the business in respect of which such licence was issued."

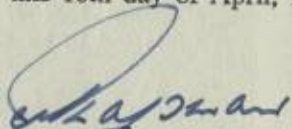
Amendment of by-law 39. 5. Paragraph (a) of by-law 39 of the principal by-laws is amended by the insertion after the number "17" of the following—

"17A"

Made by the Urban Council this 6th day of March, 1962.


Secretary.

Approved by the Legislative Council this 18th day of April, 1962.


Deputy Clerk of Councils.

COUNCIL CHAMBER,
18th April, 1962.

Explanatory Note.

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

The purpose and effect of these by-laws is—

- (a) to extend by-law 6 of the principal by-laws to include reference to possession of contaminated milk for the purpose of sale as opposed only to the sale, offering or exposing for sale of such milk;
- (b) to exclude from the prohibition contained in by-law 13 against keeping or transporting milk at temperatures exceeding 50° Fahrenheit, sterilized milk contained in sealed containers; and
- (c) to make it an offence for a licensee of a pasteurization plant to be in possession of contaminated or adulterated milk in furtherance of his business after the process of pasteurization is completed and the milk ready for distribution to the public.

(Secretariat GR5/3231/60II)

REGISTRATION OF PERSONS ORDINANCE, 1960.

(No. 18 of 1960).

REGISTRATION OF PERSONS (RE-REGISTRATION) (NO. 7) ORDER, 1962.

In exercise of the powers conferred by section 10 of the Registration of Persons Ordinance, 1960, the Governor has made the following Order—

1. This Order may be cited as the Registration of Persons (Re-registration) (No. 7) Order, 1962. Citation.

2. Every person specified in the Schedule is required to register again in accordance with the provisions of the Registration of Persons Ordinance, 1960, and regulations made thereunder.

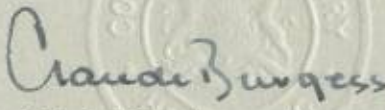
Category of persons required to re-register. (18 of 1960).

SCHEDULE.

Every person being resident in Hong Kong, Kowloon or Tsuen Wan, being the holder of an Identity Card which bears a registration number in the series 410,001 to 420,000 and the family, if any, of such holder.

This Order does not apply to old Identity Cards bearing the suffix "A".

By Command,


Colonial Secretary.

4th April, 1962.

(Secretariat D/RPO)

STAMP ORDINANCE.

(Chapter 117).

STAMP (BANK AUTHORIZATION) (No. 2) ORDER, 1962.

In exercise of the power vested in me by section 15 of the Stamp Ordinance, I hereby make the following Order:—

ORDER.

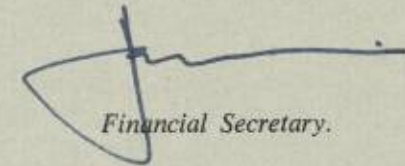
1. This Order may be cited as the Stamp (Bank Authorization) Citation. (No. 2) Order, 1962.

2. The bank specified in the Schedule to this Order is hereby authorized to compound for the payment of duty on unstamped cheques subject to the conditions stated in paragraphs (a), (b) and (c) of subsection (1) of section 15 of the Ordinance.

Specified bank authorized to compound for the payment of certain duty.

SCHEDULE.

Hua Chiao Commercial Bank Limited.



Financial Secretary.

26th April, 1962.

(Secretariat FIN18/2321/49)



BIRTHS AND DEATHS REGISTRATION ORDINANCE.

(Chapter 174).

**BIRTHS AND DEATHS REGISTRATION (AMENDMENT OF FIRST SCHEDULE)
REGULATIONS, 1962.**

In exercise of the powers conferred by section 29 of the Births and Deaths Registration Ordinance, the Governor in Council has made the following regulations—

1. These regulations may be cited as the Births and Deaths Registration (Amendment of First Schedule) Regulations, 1962. Citation.

2. The First Schedule to the Births and Deaths Registration Ordinance is amended, under the heading "BIRTH REGISTER OFFICES"—
Amendment of First Schedule. (Cap. 174).

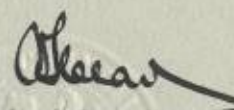
(a) by the deletion from item 14 of the following—

"San Tin, Pat Heung,
Kam Tin, Shap Pat Heung,
Ping Shan, Ha Tsuen,
Tuen Mun,"; and

(b) by the addition after item 20 of the following new item—

"21. Yuen Long. Yuen Long District Birth Registry."

COUNCIL CHAMBER,
8th May, 1962.


Clerk of Councils.

Explanatory Note.

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

The effect of these regulations is that births in the San Tin, Pat Heung, Kam Tin, Shap Pat Heung, Ping Shan, Ha Tsuen and Tuen Mun districts (all of which are within Yuen Long District) will, instead of being registered at the respective Rural Committee Offices on particular days of the week, be registered at the newly established Yuen Long District Births Registry which is open every day except holidays.

(Secretariat GR19/3231/48)

PUBLIC HEALTH AND URBAN SERVICES ORDINANCE, 1960.

(No. 30 of 1960).

PRESERVATIVES IN FOOD (AMENDMENT) REGULATIONS, 1962.

In exercise of the powers conferred by section 55 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 Preservatives in Food Citation. (Amendment) Regulations, 1962.

2. Regulation 2 of the Preservatives in Food Regulations, 1960, (hereinafter referred to as the principal regulations) is amended in paragraph (1) by the insertion before the definition "benzoic acid" of the following definition—

Amendment
of regulation
2.
(G.N.A.
75/60).

"antioxidant" means any substance which delays, retards or prevents the development in food of rancidity or other flavour deterioration due to oxidation but does not include lecithin, ascorbic acid, tocopherols, citric acid, tartaric acid, phosphoric acid or any preservative the use of which is permitted by these regulations;"

3. Regulation 3 of the principal regulations is amended by the insertion after the word "preservative" wherever it appears of the following—

Amendment
of regulation
3.

"or antioxidant".

4. Regulation 4 of the principal regulations is amended—

Amendment
of regulation
4.

(a) in paragraph (1) by the insertion after the word "preservative" of the following—

"or antioxidant"; and

(b) in paragraph (2)—

(i) by the insertion after the word "preservative" of the following—

"or antioxidant"; and

(ii) by the deletion of the full stop and the substitution therefor of a colon; and

(iii) by the addition thereafter of the following proviso—

"Provided that in any proceedings for an offence against this paragraph in relation to the publication of an advertisement, it shall be a defence for the defendant to prove that, being a person whose business it is to



publish, or arrange for the publication of, advertisements, he received the advertisement for publication in the ordinary course of business.”.

Amendment of regulation 5.

5. Regulation 5 of the principal regulations is amended—
- (a) by the insertion after the word “preservative” of the following—
“or antioxidant”; and
 - (b) by the insertion after the word “preservatives” of the following—
“or antioxidants”.

Amendment of regulation 6.

6. Regulation 6 of the principal regulations is amended by the insertion after the word “preservative” of the following—
“or antioxidant”.

Amendment of First Schedule.

7. The First Schedule to the principal regulations is amended—
- (a) by the insertion after the heading “FIRST SCHEDULE” of the following—
“PART I”; and
 - (b) by the addition after item “30” of the Schedule of the following—

“PART II.

Articles of food which may contain added antioxidant and description and proportion of antioxidant which may be added in each case.

Item.	Food.	Antioxidant.	Parts per million (estimated by weight).
1.	Anhydrous edible oils and fats, whether hardened or not and vitamin oils and concentrates.	n-Propyl gallate (n-propyl 3:4:5-trihydroxybenzoate) or n-octyl gallate (n-octyl 3:4:5-trihydroxybenzoate) or n-dodecyl gallate (n-dodecyl 3:4:5-trihydroxybenzoate) or any mixture thereof	100
		Butylated hydroxyanisole (a mixture of 2-tertbutyl-4-hydroxyanisole and 3-tertbutyl-4-hydroxyanisole) (B.H.A.)	200
		or Butylated hydroxytoluene (2:6 ditert-butyl-p-cresol) (B.H.T.)	200
		or any mixture of B.H.A. and B.H.T. ...	200
2.	Butter for manufacturing purposes.	n-Propyl gallate (n-propyl 3:4:5-trihydroxybenzoate) or n-octyl gallate (n-octyl 3:4:5-trihydroxybenzoate) or n-dodecyl gallate (n-dodecyl 3:4:5-trihydroxybenzoate) or any mixture thereof	80

Item.	Food.	Antioxidant.	Parts per million (estimated by weight).
		Butylated hydroxyanisole (a mixture of 2-tertbutyl-4-hydroxyanisole and 3-tertbutyl-4-hydroxyanisole) (B.H.A.)	160
		or Butylated hydroxytoluene (2:6 di-tert-butyl-p-cresol) (B.H.T.)	160
		or any mixture of B.H.A. and B.H.T. ...	160
3.	Essential oils, including their flavouring constituents—isolates and concentrates.	n-Propyl gallate (n-propyl 3:4:5-trihydroxybenzoate) or n-octyl gallate (n-octyl 3:4:5-trihydroxybenzoate) or n-dodecyl gallate (n-dodecyl 3:4:5-trihydroxybenzoate) or any mixture thereof	1,000
		Butylated hydroxyanisole (a mixture of 2-tertbutyl-4-hydroxyanisole and 3-tertbutyl-4-hydroxyanisole) (B.H.A.)	1,000
		Butylated hydroxytoluene (2:6 di-tert-butyl-p-cresol) (B.H.T.)	1,000
		or any mixture of B.H.A. and B.H.T. ...	1,000

Note: Butylated hydroxyanisole or butylated hydroxytoluene or mixtures thereof within the limits specified may be used in conjunction with n-propyl gallate or n-octyl gallate or n-dodecyl gallate or mixtures thereof within the limits specified, provided that the total amount of antioxidant shall not exceed, in the case of anhydrous oils and fats and vitamin oils and concentrates 300 parts per million, in the case of butter for manufacturing purposes 240 parts per million and in the case of essential oils 1,000 parts per million.”.

8. The Second Schedule to the principal regulations is amended—
- (a) by the deletion of the heading thereto and the substitution thereof of the following—
“Labelling of articles of food containing preservative or antioxidant and of preservatives and antioxidants.”;
 - (b) in paragraph 1 by the insertion after the word “wine” of the following—
“and any food containing antioxidant”;
 - (c) by the insertion after paragraph 2 of the following new paragraph—
“2A. Where any of the said articles of food contains antioxidant it shall bear a label on which is printed in relation to every added antioxidant contained therein—
 - (a) an accurate description of such antioxidant; and
 - (b) the maximum amount of such antioxidant, expressed as parts per million (estimated by weight).”;

Amendment of Second Schedule.

(d) by the insertion after paragraph 3 of the following new paragraph—

“3A. (1) Any article sold as an antioxidant shall bear a label on which is printed the following declaration or such other declaration substantially to the like effect as may be allowed by the Governor in Council—

THIS ANTIOXIDANT CONTAINS
(X) PER CENT. OF (Y)
(X) PER CENT. OF (Y)
etc.
(Z)

(2) Such declaration shall be completed—

- (a) by inserting at (X) in words and figures (excluding fractions) e.g. “seventy (70)”, the percentage by weight, correct to the nearest whole digit, of every antioxidant present in the article and at (Y) a correct description of the antioxidant to which such percentage relates; and
- (b) by inserting at (Z) a correct description of any other substance or substances present in the article.”;

(e) by the insertion in paragraph 7 after the word “preservative” of the following—
“or antioxidant”.


Clerk of Councils.

COUNCIL CHAMBER,
8th May, 1962.

Explanatory Note.

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

The effect of these regulations is to extend the Preservatives in Food Regulations, 1960, to include appropriate control in respect of the use in food of antioxidants for the purpose of retarding or preventing the development of rancidity or other flavour deterioration due to oxidation, by incorporating the substance of the Antioxidant in Food Regulations, 1958, of the United Kingdom.

(Secretariat GR3/3231/60)

REGISTRATION OF PERSONS ORDINANCE, 1960.
(No. 18 of 1960).

REGISTRATION OF PERSONS (CANCELLATION OF REGISTRATION
AND IDENTITY CARDS) (NO. 2) ORDER, 1962.

In exercise of the powers conferred by provisos (vi) and (vii) to section 10 of the Registration of Persons Ordinance, 1960, the Governor has made the following Order—

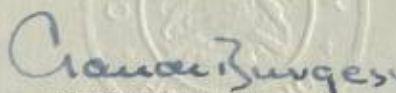
1. This Order may be cited as the Registration of Persons (Cancellation of Registration and Identity Cards) (No. 2) Order, 1962. Citation.

2. Any person affected by any of the Orders specified in the Schedule shall, with effect from the 31st day of May, 1962, cease to be deemed to be registered under the provisions of the Registration of Persons Ordinance, 1960 and any identity card held by such person shall with effect from such date cease to be deemed to have been issued under the provisions of that Ordinance. Cancellation of registration and identity cards in certain cases. (18 of 1960).

SCHEDULE.

- Registration of Persons (Re-registration) (No. 4) Order, 1960.
Registration of Persons (Re-registration) (No. 5) Order, 1960.
Registration of Persons (Re-registration) (No. 6) Order, 1960.

By Command,


Colonial Secretary.

9th May, 1962.

Explanatory Note.

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

This Order affects only those persons who were in possession of old identity cards issued under the Registration of Persons Ordinance, Chapter 177, repealed by the Registration of Persons Ordinance, 1960, in any of the following series—

65,001 to 85,000
85,001 to 110,000
110,001 to 135,000

and who have failed by the 31st day of May, 1962, to have re-registered in compliance with the appropriate Order specified in the Schedule. The effect of this Order will be to render any old identity card in possession of any such person invalid and to cause him to become an unregistered person with effect from the said date.

(Secretariat D/RPO)



RAILWAYS ORDINANCE.

(Chapter 99).

RAILWAYS (AMENDMENT) RULES, 1962.

In exercise of the powers conferred by subsection (2) of section 29 of the Railways Ordinance, the administrator has made the following rules—

1. These rules may be cited as the Railways (Amendment) Rules, 1962. Citation.

2. Rule 10 of the Railways Rules is revoked and replaced by the following— Revocation and replacement of rule 10.

"Season tickets.

10. (1) The issue of season tickets is in the discretion of the administrator and he may in his discretion authorize refunds to be made against season tickets surrendered during their current term.

(Vol. IX, p. 143).

(2) No refund shall be made in respect of monthly and scholar tickets and the conditions on which any refund may be granted and the amount of refund shall be in the absolute discretion of the administrator and may be varied from time to time."

Made by the administrator on the 25th day of April, 1962.

Administrator.

Approved by the Governor in Council this 15th day of May, 1962.

Clerk of Councils.

COUNCIL CHAMBER,
15th May, 1962.

(Secretariat GR16/3231/48)

REGISTRATION OF PERSONS ORDINANCE, 1960.

(No. 18 of 1960).

REGISTRATION OF PERSONS (RE-REGISTRATION) (NO. 8) ORDER, 1962.

In exercise of the powers conferred by section 10 of the Registration of Persons Ordinance, 1960, the Governor has made the following Order—

1. This Order may be cited as the Registration of Persons Citation. (Re-registration) (No. 8) Order, 1962.

2. Every person specified in the Schedule is required to register again in accordance with the provisions of the Registration of Persons Ordinance, 1960, and regulations made thereunder.

Category of persons required to re-register. (18 of 1960).

SCHEDULE.

Every person being resident in Hong Kong, Kowloon or Tsuen Wan, being the holder of an Identity Card which bears a registration number in the series 420,001 to 430,000 and the family, if any, of such holder.

This Order does not apply to old Identity Cards bearing the suffix "A".

By Command,


Colonial Secretary.

15th May, 1962.

(Secretariat D/RPO)



PUBLIC HEALTH AND URBAN SERVICES ORDINANCE, 1960.

(No. 30 of 1960).

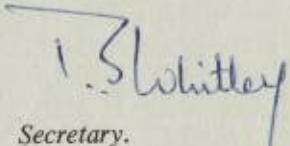
CONSERVANCY (AMENDMENT) BY-LAWS, 1962.

In exercise of the powers conferred by section 15 of the Public Health and Urban Services Ordinance, 1960, the Urban Council has made the following by-laws—

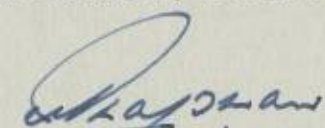
1. These by-laws may be cited as the Conservancy (Amendment) By-laws, 1962, and shall come into operation on the 1st day of June, 1962. Citation and commencement.

2. By-law 10 of the Conservancy By-laws, 1960 is cancelled. Cancellation of by-law 10. (G.N.A. 103/60).

Made by the Urban Council this 1st day of May, 1962.


I. S. Whitley
Secretary.

Approved by the Legislative Council this 23rd day of May, 1962.


[Signature]
Deputy Clerk of Councils.

COUNCIL CHAMBER,
23rd May, 1962.

(Secretariat GR10/3231/49)



PUBLIC ORDER ORDINANCE.

(Chapter 245).

FRONTIER CLOSED AREA ORDER, 1962.

In exercise of the powers conferred by section 10 of the Public Order Ordinance, the Governor has made the following Order—

1. This Order may be cited as the Frontier Closed Area Order, 1962, and shall come into operation on the 19th day of May, 1962.

Citation
and com-
mencement.

2. The area specified in the Schedule hereto is hereby declared to be a closed area.

Area
declared to
be a closed
area.
Schedule.

3. The Frontier Closed Area Order, 1959, is cancelled.

Cancellation.
(G.N.A.
9/59).

SCHEDULE.

All the area situate in the New Territories within the following boundaries:—

Northern and Eastern Boundaries.

From the NORTH bank of the SHAM CHUN RIVER at map reference JV 957919 to the SINO BRITISH Frontier at JV 981934 thence along the whole length of the SINO BRITISH Frontier to KV 144959 (No. 1 Boundary Stone at SHA TAU KOK) thence SOUTH WEST following the coast line along the high water-mark to map reference KV 133951.

Southern and Western Boundaries.

From KV 133951 to KV 132951 (Tin Hau Temple being excluded from the Closed Area), thence due west to KV 129952 (Sha Tau Kok Government Primary School and the Sha Tau Kok Police Station being excluded from the Closed Area) thence to KV 114948 (Point 91), thence to KV 104943 (Point 113), thence to KV 098942 (Point 73), thence to KV 062934 (Point 131), thence to KV 041930 (road bridge over River Indus), thence to road and railway junction at KV 029941, thence to KV 022938 (Point 181, Crest Hill), thence to KV 007931 (Point 87, Mount Luard), thence to JV 999925 (Point 137, Mount Fowler), thence to JV 993926 (Lok Ma Chau Police Station being excluded from the Closed Area), thence to JV 981921 (bend in track), thence to JV 978918 (track junction), thence to JV 975912 (track junction), thence due west to JV 949912 (high water-mark on shore of Deep Bay), thence north east following the coast along the high water-mark to JV 955917 (mouth of Sham Chun River), thence to JV 957919 (north bank of Sham Chun River).

Map Reference Edition 1 G.S.G.S.

Series L 8811 Sheets 6, 7, 10 & 11.

Scale 1:25,000

By Command,


Colonial Secretary.

19th May, 1962.

REGISTRATION OF PERSONS ORDINANCE, 1960.

(No. 18 of 1960).

REGISTRATION OF PERSONS (RE-REGISTRATION) (No. 9) ORDER, 1962.

In exercise of the powers conferred by section 10 of the Registration of Persons Ordinance, 1960, the Governor has made the following Order—

1. This Order may be cited as the Registration of Persons Citation. (Re-registration) (No. 9) Order, 1962.

2. Every person specified in the Schedule is required to register again in accordance with the provisions of the Registration of Persons Ordinance, 1960, and regulations made thereunder.

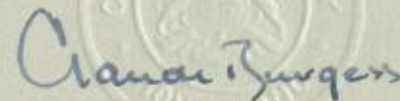
Category of persons required to re-register. (18 of 1960).

SCHEDULE.

Every person being resident in Hong Kong, Kowloon or Tsuen Wan, being the holder of an Identity Card which bears a registration number in the series 430,001 to 440,000 and the family, if any, of such holder.

This Order does not apply to old Identity Cards bearing the suffix "A".

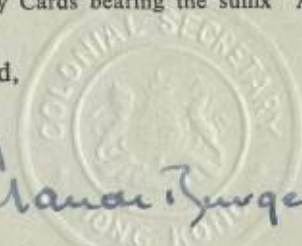
By Command,



Colonial Secretary.

28th May, 1962.

(Secretariat D/RPO)



**EMERGENCY (DEPORTATION AND DETENTION)
REGULATIONS, 1962.**

ARRANGEMENT OF REGULATIONS.

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EMERGENCY REGULATIONS ORDINANCE.
(Chapter 241).

EMERGENCY (DEPORTATION AND DETENTION) REGULATIONS, 1962.

In exercise of the powers conferred by section 2 of the Emergency Regulations Ordinance, the Governor in Council has made the following regulations—

1. These regulations may be cited as the Emergency (Deportation and Detention) Regulations, 1962, and shall come into operation on a day to be appointed by the Governor by Proclamation in the *Gazette*.

2. In these regulations, unless the context otherwise requires—
“detained person” means a person in relation to whom a detention order is in force;

“detention order” means an order made by the Governor under paragraph (1) of regulation 12;

“place of detention” means a place appointed under paragraph (1) of regulation 18 to be a place of detention.

3. (1) For the purposes of these regulations, there shall be a tribunal or tribunals and every tribunal shall be called a Deportation and Detention Advisory Tribunal (hereinafter referred to as a Tribunal).

(2) Every Tribunal shall be composed of a President, who shall be a judicial officer or a barrister or solicitor appointed by the Chief Justice, and two members selected by the President from the panel appointed under paragraph (3).

(3) The Governor may appoint such persons as he thinks fit to be members of a panel for the purposes of this regulation.

4. (1) Where the Governor in Council is satisfied that deportation is impracticable in the case of any class or description of persons and is likely to continue to be impracticable for a period of six months, he may declare that the deportation of those persons who fall within that class or description of persons is impracticable.

(2) Any such declaration shall be valid for a period of six months from the date thereof or until it is cancelled, whichever is the earlier.

5. The Governor may certify the case of any person as being unsuitable to be dealt with under these regulations.

6. (1) Notwithstanding anything contained in the Deportation of Aliens Ordinance, the case of a person who has been arrested on a warrant issued under subsection (1) of section 4 of that Ordinance, other than a person whose case is certified by the Governor, at the time of the issue of the warrant, as being unsuitable to be dealt with under these regulations, shall be referred by the Commissioner of Police to a Tribunal upon the completion of police enquiries.

(2) Where a deportation order that was issued before the commencement of these regulations is in force after their commencement and the Commissioner of Police is of opinion that it would be contrary to the public interest that the person against whom the deportation order is in force, not being a person in relation to whom a detention order made under these regulations or the Emergency (Detention Orders) Regulations, 1956 is in force, should be at large in the Colony if his deportation is impracticable, he shall, unless the case is certified by the Governor as being unsuitable to be dealt with under these regulations, refer the case to a Tribunal upon the completion of police enquiries.

7. Where the person arrested and detained under a warrant issued under subsection (1) of section 4 of the Deportation of Aliens Ordinance is a person whose case falls to be dealt with under these regulations, the powers conferred upon the Governor by subsection (2) of section 5 of that Ordinance (which subsection relates to warrants for further detention) are hereby transferred to the President of a Tribunal and shall not, in relation to such person, be exercised by the Governor; and a warrant issued by the President of a Tribunal under the powers conferred by this regulation may be in the prescribed form with such variation as the case may require.

8. (1) The President of a Tribunal or the Commissioner of Police or any police officer authorized in writing by the Commissioner of Police to act on his behalf for the purposes of this regulation may, at any time, admit to bail any person in custody whose case falls to be dealt with under these regulations by virtue of paragraph (1) of regulation 6, upon his entering into a recognizance, with or without sureties, to appear and surrender himself at such time and place as may be named in the recognizance.

(2) Every recognizance taken before the President of a Tribunal or the Commissioner of Police or before an officer authorized by him to act on his behalf shall be subject to proceedings for the estreating thereof as if it had been taken before a magistrate.

(3) The recognizance of bail may be in Form 5 in the First Schedule to the Deportation of Aliens Ordinance with such variation as the case may require.

Commissioner of Police to refer certain cases to Tribunal. (Cap. 240).

(G.N.A. 104/56).

Warrants for further detention. (Cap. 240).

Bail.

(Cap. 240).

Citation and commencement.

Interpretation.

Advisory Tribunals.

Declarations as to impracticability of deportation.

Power of Governor to certify cases as unsuitable to be dealt with under regulations.

Claim not to be an alien.

9. (1) Where any person whose case falls to be dealt with under these regulations (hereinafter referred to in this regulation as the claimant) claims that he is not an alien, the Secretary for Chinese Affairs shall investigate such claim.

(2) For the purposes of these regulations, the onus of proving that a claimant is not an alien shall be on the claimant.

(3) If the Secretary for Chinese Affairs is of the opinion that the claimant is not an alien, he shall report his opinion to the Colonial Secretary.

(4) If the Secretary for Chinese Affairs is of the opinion that the claimant is an alien, he shall report his opinion to the Tribunal having cognizance of the case which may adopt such opinion or may itself make such further investigation of the claim as it thinks desirable, and in either event the Tribunal shall embody its own opinion in its report on the case to the Governor in Council under paragraph (2) of regulation 10.

Functions of Tribunal.

10. (1) It shall be the duty of a Tribunal to enquire into any case referred to it under regulation 6 and—

(a) where the case was referred to it under paragraph (1) of that regulation, to advise the Governor in Council—

(Cap. 240).

(i) whether or not there are good grounds for the issue under the Deportation of Aliens Ordinance of a deportation order against the person concerned; and

(ii) whether or not it would be contrary to the public interest that such person should be at large in the Colony if his deportation is impracticable; and

(b) where the case was referred to it under paragraph (2) of that regulation, to advise the Governor in Council whether or not it would be contrary to the public interest that the person against whom the deportation order is in force should be at large in the Colony if his deportation is impracticable.

(2) A Tribunal shall embody its advice in a report to be made to the Governor in Council.

Functions of Governor in Council upon consideration of report of Tribunal.
(Cap. 240).

11. (1) Upon consideration of the report of a Tribunal on a case referred to the Tribunal under paragraph (1) of regulation 6, the Governor in Council shall determine—

(a) whether or not to issue a deportation order under the Deportation of Aliens Ordinance against the person concerned; and

(b) where a deportation order is issued, whether or not it would be contrary to the public interest that the person concerned should be at large in the Colony if his deportation is impracticable.

(2) Upon consideration of the report of the Tribunal on a case referred to the Tribunal under paragraph (2) of regulation 6, the Governor in Council shall determine whether or not it would be contrary to the public interest that the person against whom the deportation order is in force should be at large in the Colony if his deportation is impracticable.

(3) This regulation is not in derogation of subsection (1) or (2) of section 3 of the Police Supervision Ordinance, 1956.

(12 of 1956).

12. (1) Where—

Detention orders.

(a) the person against whom a deportation order is in force is one of those persons whose deportation is declared to be impracticable by a declaration for the time being in force under regulation 4; or

(b) the Governor in Council is otherwise satisfied that the deportation of the person against whom a deportation order is in force is impracticable; and

(c) under regulation 11, the Governor in Council has determined that it would be contrary to the public interest that such person should be at large in the Colony if his deportation is impracticable,

the Governor may make an order directing that such person be detained until he is satisfied that the deportation of such person is practicable or that the release of such person in the Colony can be tolerated.

(2) A detention order may be in the prescribed form and shall be signed by the Clerk of Councils.

(3) The Commissioner of Police shall cause a copy of a detention order to be served upon the person to whom it relates as soon as practicable.

(4) A detention order signed by the Clerk of Councils, or a copy of a detention order certified by the Clerk of Councils to be a true copy, shall be conclusive evidence for all purposes that the order was validly made in relation to the person named therein on the date specified therein, and, until the contrary is proved, any document that purports to be a detention order and to be signed by the Clerk of Councils, or any document that purports to be a copy of a detention order and to be certified by the Clerk of Councils to be a true copy, shall be deemed, respectively, to be a detention order signed by the Clerk of Councils or a copy of a detention order certified by the Clerk of Councils to be a true copy.

13. (1) The procedure of a Tribunal in the carrying out of its functions shall be in accordance with any rules made under paragraph (2), or where no such rule is applicable, as a Tribunal may in any particular case determine.

Procedure of Tribunal.