



立法會秘書處 法律事務部
LEGAL SERVICE DIVISION
LEGISLATIVE COUNCIL SECRETARIAT

來函檔號 YOUR REF : FHB/F/6/8/40/3
本函檔號 OUR REF : LS/S/8/14-15
電話 TELEPHONE: 3919 3512

傳真 FAX : 2877 5029
電郵 E-MAIL: ctam@legco.gov.hk

LC Paper No. CB(2)352/14-15(02)

By Fax (2136 3281)

17 November 2014

Miss LAM Shuk Yee, Hinny
Prin AS for Food & Health (Food)3
Food and Health Bureau
17/F, East Wing
Central Government Offices
2 Tim Mei Avenue
Tamar
Hong Kong

Dear Miss LAM,

**Re: Dangerous Dogs Regulation (Exemption) (Amendment)
Notice 2014 (L.N. 137 of 2014) and
Rabies (TNR Programme) (Exemption) Notice (L.N. 138 of 2014)**

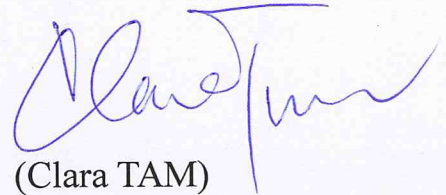
I am scrutinizing the abovementioned Notices with a view to advising Members on its legal and drafting aspects.

According to para. 10 of the LegCo Brief issued on 12 November 2014 (File Ref: FHB/F/6/8/40/3), the TNR Programme is a three-year trial programme to be carried out in selected sites. L.N. 137 and L.N. 138 do not contain any provision regarding the expiry of the new exemptions. Please let us know the reasons for not stipulating the cessation of the new exemptions provided in the Notices and the mechanism in dealing with the exemptions upon expiry of the trial period.

Regard L.N. 138, in section 5(2)(a)(i), it appears that the Chinese text "評估該狗隻於試驗區內釋放的適合程度" should be amended to "評估該狗隻是否適合於區內釋放" to reflect the meaning of English text "assessing its suitability for being released within a trial zone" in the context of TNR Programme.

We shall be grateful if you would let me have your response on the above query in both Chinese and English on or before 19 November 2014.

Yours sincerely,



(Clara TAM)

Assistant Legal Adviser

cc. DoJ (Attn.: Ms Mabel CHEUNG, SALD (Prof. Dev) (Act) (By Fax: 2845 2215) & Miss Shirley LI, GC (By Fax: 2845 2215))

LA
SALA2