



中華人民共和國香港特別行政區
Hong Kong Special Administrative Region of the People's Republic of China



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

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By Fax (2104 7274)

27 March 2017

Mr LEUNG Sze-ho, Louis
AS for Transp & Housing (Transp)1A
Transport and Housing Bureau
21/F., East Wing
Central Government Offices
2 Tim Mei Avenue
Tamar, Hong Kong

Dear Mr LEUNG,

**Re: Proposed Resolution under Section 23(3)
of the Road Traffic Ordinance (Cap. 374)**

We are scrutinizing the above Proposed Resolution with a view to advising Members and have the following observations in relation to the drafting aspect of the Proposed Resolution -

It is noted that the current version of the Road Traffic (Public Light Buses: Limit on Number) Notice 2016 ("the Notice"), which was published in the Gazette on 21 June 2016 under L.N. 101 of 2016, is now given a chapter number ("Cap. No."), namely Cap. 374 sub. leg. X and published in electronic form on the Hong Kong e-Legislation. A verified copy of Cap. 374 sub. leg. X is attached for your reference (Annex I).

Given that the Notice now has a Cap. No., please explain why it is referred to as "L.N. 101 of 2016" rather than "Cap. 374 sub. leg. X" in the Proposed Resolution. You may wish to consider making reference to the subsidiary legislation by Cap. No. as in the previous resolution under section 23(3) of Cap. 374 passed by the Legislative Council on 24 May 2006 (L.N. 124

of 2006) and amend the reference to the Notice in the Proposed Resolution to "Cap. 374 sub. leg. X". A copy of L.N. 124 of 2006 is attached for your reference (Annex II).

As the Subcommittee on Proposed Resolution under Section 23(3) of the Road Traffic Ordinance (Cap. 374) will discuss the Proposed Resolution at its meeting on 28 March 2017, we should be grateful if you could let us have your reply in both English and Chinese languages as soon as possible.

Yours sincerely,



(Rachel DAI)
Assistant Legal Adviser

cc. DoJ (Attn: Mr Alex LAI, GC (By Fax: 3918 4613))
Clerk to Subcommittee
LA
SALA2

《2016 年道路交通 (公共小巴：數目限定) 公告》
(第 374 章，附屬法例 X)

Road Traffic (Public Light Buses: Limit on Number) Notice 2016
(Cap. 374 sub. leg. X)

版本日期
Version date
20.10.2016

經核證文本
Verified Copy

(《法例發布條例》(第 614 章) 第 5 條)
(Legislation Publication Ordinance (Cap. 614), section 5)

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條文 Provision	頁數 Page number	最後更新日期 Last updated date
整條 Whole	1—2	20.10.2016

尚未實施的條文 / 修訂 ——

尚未實施的條文及修訂的資料，可於「電子版香港法例」(<http://www.elegislation.gov.hk>) 閱覽。

Provisions / Amendments not yet in operation ——

Please see Hong Kong e-Legislation (<http://www.elegislation.gov.hk>) for information of provisions and amendments not yet in operation.

制定史

Enactment History

本為 2016 年第 101 號法律公告 —— 2016 年第 1 號編輯修訂紀錄

Originally L.N. 101 of 2016 — E.R. 1 of 2016

《2016年道路交通(公共小巴:數目限定)公告》

Road Traffic (Public Light Buses: Limit on Number)
Notice 2016

(第 374 章, 附屬法例 X)

(Cap. 374 sub. leg. X)

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《2016 年道路交通 (公共小巴：數目限定) 公告》

**Road Traffic (Public Light Buses: Limit on Number)
Notice 2016**

(第 374 章第 23 條)

(Cap. 374, section 23)

(略去制定語式條文——2016 年第 1 號編輯修訂紀錄)

(*Enacting provision omitted—E.R. 1 of 2016*)

[2016 年 6 月 21 日]

[21 June 2016]

1. (已失時效而略去——2016 年第 1 號編輯修訂紀錄)
2. **對公共小巴數目的限定**
 - (1) 可獲登記為公共小巴的車輛總數，限定為 4 350 部。
 - (2) 該項限定自 2016 年 6 月 21 日起計的 12 個月內，繼續有效。
3. (已失時效而略去——2016 年第 1 號編輯修訂紀錄)

1. (*Omitted as spent—E.R. 1 of 2016*)
2. **Limit on number of public light buses**
 - (1) The total number of vehicles that may be registered as public light buses is limited to 4 350.
 - (2) The limit remains in force for 12 months beginning on 21 June 2016.
3. (*Omitted as spent—E.R. 1 of 2016*)

L.N. 124 of 2006**ROAD TRAFFIC ORDINANCE****RESOLUTION OF THE LEGISLATIVE COUNCIL**

Resolution made and passed by the Legislative Council under section 23(3) of the Road Traffic Ordinance (Cap. 374) on 24 May 2006.

RESOLVED that the period for which there remains in force the limit on the number of vehicles which may be registered as public light buses specified in the Public Light Buses (Limitation on Number) Notice (Cap. 374 sub. leg. K) and extended to 20 June 2006 by Legal Notice No. 141 of 2001, be further extended to 20 June 2011.

Ricky FUNG Choi-cheung
Clerk to the Legislative Council

24 May 2006

Explanatory Note

This Resolution extends, until 20 June 2011, the period for which the total number of public light buses is limited to 4 350 under section 23 of the Road Traffic Ordinance (Cap. 374).