

立法會
Legislative Council

LC Paper No. CB(2)291/18-19

Ref. : CB2/H/13/1

**Report No. 5/18-19 of the House Committee on Consideration of
Subsidiary Legislation and Other Instruments**

Purpose

This report gives the outcome of the consideration of the House Committee on subsidiary legislation the period for amendment of which will expire at the Council meeting of 28 November 2018.

Subsidiary legislation considered

2. The House Committee has considered the following items of subsidiary legislation:

<u>Item Number</u>	<u>Title of Subsidiary Legislation</u>	<u>Date of House Committee meeting(s)</u>
(1)	Tax Reserve Certificates (Rate of Interest) (Consolidation) (Amendment) Notice 2018 (L.N. 147/2018)	5 October 2018 12 October 2018 16 November 2018
(2)	Inland Revenue (Double Taxation Relief and Prevention of Fiscal Evasion with respect to Taxes on Income) (Republic of India) Order (L.N. 155/2018)	5 October 2018 16 November 2018
(3)	Inland Revenue (Double Taxation Relief with respect to Taxes on Income and Prevention of Tax Evasion and Avoidance) (Republic of Finland) Order (L.N. 156/2018)	5 October 2018 16 November 2018
(4)	Mutual Legal Assistance in Criminal Matters (Sweden) Order (Commencement) Notice (L.N. 206/2018)	2 November 2018

<u>Item Number</u>	<u>Title of Subsidiary Legislation</u>	<u>Date of House Committee meeting(s)</u>
(5)	Pharmacy and Poisons (Amendment) (No. 6) Regulation 2018 (L.N. 210/2018)	2 November 2018

3. The House Committee formed a subcommittee to study item (1) in detail at its meeting on 12 October 2018. The Subcommittee reported its deliberations at the House Committee meeting on 16 November 2018 vide LC Paper No. CB(1)169/18-19.

4. The House Committee formed a subcommittee to study items (2) and (3) in detail at its meeting on 5 October 2018. The Subcommittee made a verbal report at the House Committee meeting on 16 November 2018, and provided Members with a written report vide LC Paper No. CB(1)184/18-19 on 20 November 2018.

5. A subcommittee was proposed to be formed to study item (5) in detail at the House Committee meeting on 2 November 2018. Since only one Member has signified to join the proposed subcommittee by the deadline for signification of membership, it cannot be formed by virtue of House Rules 21(b) and 26(f).

6. In respect of item (4), the House Committee considered it not necessary to form a subcommittee to study this item of subsidiary legislation.

Note: The House Committee formed two subcommittees to study the following four items of subsidiary legislation at its meeting on 2 November 2018. The Council passed at its meeting of 21 November 2018 resolutions moved respectively by the Chairmen of the two relevant Subcommittees to extend the period for amending these four items of subsidiary legislation to the Council meeting of 9 January 2019. Details are as follows:

(a) Resolution moved by Hon Abraham SHEK to extend the period for amending the following item of subsidiary legislation:

- *Land (Miscellaneous Provisions) (Amendment) Regulation 2018 (L.N. 205/2018)*

(b) Resolution moved by Hon Dennis KWOK to extend the period for amending the following three items of subsidiary legislation:

- *Foreign Lawyers Practice (Amendment) Rules 2018 (Commencement) Notice (L.N. 207/2018)*
- *Solicitors' Practice (Amendment) Rules 2018 (Commencement) Notice (L.N. 208/2018)*
- *Summary Disposal of Complaints (Solicitors) (Amendment) Rules 2018 (Commencement) Notice (L.N. 209/2018)*

Council Business Division 2
Legislative Council Secretariat
21 November 2018