

Hon Alvin YEUNG's proposed resolution

Interpretation and General Clauses Ordinance

Resolution

(Under section 34(2) of the Interpretation and
General Clauses Ordinance (Cap. 1))

Prohibition on Face Covering Regulation

Resolved that the Prohibition on Face Covering Regulation, published in the Gazette as Legal Notice No. 119 of 2019 and laid on the table of the Legislative Council on 16 October 2019, be amended as set out in the Schedule.

Schedule

Amendment to Prohibition on Face Covering Regulation

1. Section 6 repealed (prosecution deadline for offences)

Section 6—

Repeal the section.

Hon Jeremy TAM's proposed resolution

Interpretation and General Clauses Ordinance

Resolution

(Under section 34(2) of the Interpretation and
General Clauses Ordinance (Cap. 1))

Prohibition on Face Covering Regulation

Resolved that the Prohibition on Face Covering Regulation, published in the Gazette as Legal Notice No. 119 of 2019 and laid on the table of the Legislative Council on 16 October 2019, be amended as set out in the Schedule.

Schedule

Amendments to Prohibition on Face Covering Regulation

1. Section 2 amended (interpretation)

Section 2—

Repeal the definitions of *police officer* and *public place*.

2. Section 5 repealed (power to require removal in public place of facial covering)

Section 5—

Repeal the section.

Dr Hon KWOK Ka-ki's proposed resolution

Interpretation and General Clauses Ordinance

Resolution

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Prohibition on Face Covering Regulation

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Schedule

Amendments to Prohibition on Face Covering Regulation

1. Section 2 amended (interpretation)

Section 2—

Add in alphabetical order

“*humanitarian assistance* (人道協助) means medical, legal and other kinds of assistance provided by persons employed or volunteered to do so out of humanitarian considerations;”.

2. Section 4 amended (defence for offence under section 3(2))

After section 4(3)(a)—

Add

“(ab) the person was using the facial covering for the physical safety of the person while providing humanitarian assistance;”.

Hon Dennis KWOK's proposed resolution
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Prohibition on Face Covering Regulation

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Schedule

Amendment to Prohibition on Face Covering Regulation

1. Section 1 amended (commencement)

Section 1—

Repeal

“5 October 2019”

Substitute

“1 October 2047”.

Hon Tanya CHAN's proposed resolution

Interpretation and General Clauses Ordinance

Resolution

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Prohibition on Face Covering Regulation

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Schedule

Amendment to Prohibition on Face Covering Regulation

1. Section 1 amended (commencement)

Section 1, after “5 October 2019”—

Add

“, and ceases to be in effect on 13 November 2019”.

Hon Claudia MO's 2nd proposed resolution
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Prohibition on Face Covering Regulation

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Schedule

Amendment to Prohibition on Face Covering Regulation

- 1. Section 5 amended (power to require removal in public place of facial covering)**

Section 5(1)—

Repeal

“This”

Substitute

“Apart from the person who with the scope of the reasonable excuse mentioned in section 4, this”.

Interpretation and General Clauses Ordinance

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Prohibition on Face Covering Regulation

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Schedule
Amendments to Prohibition on Face Covering Regulation

1. Section 2 amended (interpretation)

Section 2—

- (a) definition of *public meeting*;
- (b) definition of *public procession*;
- (c) definition of *unauthorized assembly*;
- (d) definition of *unlawful assembly*—

Repeal the definitions.

2. Section 3 amended (use of facial covering in certain circumstances is an offence)

(1) Section 3—

Repeal subsection (1)

Substitute

“(1) A police officer must not use any facial covering that is likely to prevent identification while the police officer is performing his duties in a public place.”.

(2) Section 3(2)—

Repeal

“person”

Substitute

“police officer”.

3. Section 4 repealed (defence for offence under section 3(2))

Section 4—

Repeal the section.

4. Section 5 repealed (power to require removal in public place of facial covering)

Section 5—

Repeal the section.

5. Section 6 amended (prosecution deadline for offences)

(1) Section 6—

Repeal

“or 5(3)”.

(2) Section 6—

Repeal

“12”

Substitute

“24”.

Hon CHAN Chi-chuen's 2 nd proposed resolution
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Schedule

Amendments to Prohibition on Face Covering Regulation

1. Section 2 amended (interpretation)

Section 2—

Add in alphabetical order

“*relative* (親屬) means the spouse, parent, child, brother or sister of the relevant person and, in determining the relationship, an adopted person is regarded as the child of both the natural parents and the adoptive parents and a step child is the child of both the natural parents and any step parent;”.

2. Section 4 amended (defence for offence under section 3(2))

(1) Section 4(3)(b), after the semicolon—

Repeal

“or”.

(2) Section 4(3)(c)—

Repeal the full stop

Substitute a semicolon.

(3) After section 4(3)(c)—

Add

- “(d) the person was using the facial covering for preventing any person other than a police officer from identifying him because he is likely to be dismissed by his employer by reason of his presence at the assembly, meeting or procession concerned;
- (e) the person was using the facial covering for preventing any person other than a police officer from identifying him because he is likely to be annoyed or threatened in everyday life by reason of his presence at the assembly, meeting or procession concerned;
- (f) the person was using the facial covering for preventing any person other than a police officer from identifying him because another person may know his sexual

orientation or gender identity by reason of his presence at the assembly, meeting or procession concerned; and

- (g) the person was using the facial covering for preventing any person other than a police officer from identifying him because his relationship with a relative is likely to be damaged by reason of his presence at the assembly, meeting or procession concerned.”.

Hon Gary FAN's proposed resolution

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Amendment to Prohibition on Face Covering Regulation

1. Section 1 amended (commencement)

Section 1—

Repeal

“This Regulation comes into operation on 5 October 2019.”

Substitute

“This Regulation comes into operation on 5 October 2019 and expires at midnight on 4 December 2019. ”.