LEGISLATIVE COUNCIL BRIEF

RE-ORGANISATION OF THE GOVERNMENT STRUCTURE FOR THE SIXTH-TERM GOVERNMENT

INTRODUCTION

At the meeting of the Executive Council on 17 May 2022, upon the request of the sixth-term Chief Executive-elect (CE-elect), the Council ADVISED and the Chief Executive (CE) ORDERED that the proposed new Government Secretariat structure envisaged by the CE-elect, taking into account proposals prepared by the current-term Government, to be in place from 1 July 2022 as detailed in paragraphs 2 to 4 below, and the relevant resolution as mentioned in paragraph 5(a) to effect the transfer of statutory functions pursuant to the re-organisation proposal, should be submitted to the Legislative Council (LegCo) for approval. Besides the resolution, the Council ADVISED and the CE ORDERED at the same meeting that two other legislative amendments as mentioned in paragraphs 5(b) and (c) should be made.

JUSTIFICATIONS

Finalised Re-organisation Proposals

2. Following the election of the sixth-term CE on 8 May 2022, the current-term Government was informed by the Office of the CE-elect that the CE-elect would accept the following proposals, as devised by the current-term Government, in full -

 (a) to set up a new Culture, Sports and Tourism Bureau (CSTB) to take over the culture, arts and sports portfolios from the Home Affairs Bureau (HAB), as well as the film, creative industries and tourism portfolios from the Commerce and Economic Development Bureau (CEDB);

- (b) to split the Transport and Housing Bureau (THB) into two policy bureaux, namely the Transport and Logistics Bureau (TLB) and the Housing Bureau (HB);
- (c) to re-title the Innovation and Technology Bureau (ITB) as the Innovation, Technology and Industry Bureau (ITIB);
- (d) to re-organise HAB into the Home and Youth Affairs Bureau (HYAB);
- (e) to expand and re-title the Environment Bureau (ENB) as the Environment and Ecology Bureau (EEB) to take over from the Food and Health Bureau (FHB) the policies on environmental hygiene, food safety, agriculture and fisheries, veterinary public health, etc.;
- (f) to revamp FHB as the Health Bureau; and
- (g) to implement a number of policy transfers between bureaux and offices to rationalise and consolidate policy responsibilities as outlined in paragraphs 24 and 25 below.

3. In addition, the CE-elect would like to include into this reorganisation exercise the following proposals -

- (a) to create three new positions for Politically Appointed Officials (PAOs) at the rank of Deputy Secretary of Department (DSoD), namely a Deputy Chief Secretary for Administration (DCS), a Deputy Financial Secretary (DFS) and a Deputy Secretary for Justice (DSJ), to share the heavy workload of the Chief Secretary for Administration (CS), the Financial Secretary (FS) and the Secretary for Justice (SJ); and
- (b) to strengthen the existing offices of the CS, FS and SJ by adding to each office one directorate officer, and creating a Political Assistant post to support SJ.

4. To implement the proposal in paragraph 3(a) above, it is recommended that a new rank of DSoD be created, and that the cash remuneration of the DSoD be pitched midway between the Secretary of Department (SoD) and the Director of Bureau (DoB) (i.e. 1.75% above that for a DoB), while the fringe benefits should be on par with those of a SoD

except that the post-holder would not be entitled to official residence and non-accountable entertainment allowance.

5. The three legislative amendments to effect the changes in the government structure from 1 July 2022 are -

- (a) a resolution under section 54A of the Interpretation and General Clauses Ordinance (Cap. 1) to provide for the transfer of any functions exercisable by a public officer by virtue of an Ordinance to another public officer;
- (b) a notice by the CE-in-Council¹ under section 55 of Cap. 1 to declare a change in title of a public officer or public body; and
- (c) an order by the CE-in-Council to amend the list of public officers specified in Schedule 6 to Cap. 1, pursuant to section 62(3) of Cap.1.

Proposals Formulated by the Current-term Government

6. To enhance the effectiveness of governance, the CE put forward a number of initiatives² in her 2021 Policy Address (PA) delivered on 6 October 2021, including initial ideas on re-organising the government structure to better meet social expectations and complement the policy focuses of the Hong Kong Special Administrative Region (HKSAR) such as taking forward the Northern Metropolis Development Strategy. Having reviewed past governing experiences and stakeholders' views, and considering the policy priorities over the next five-year horizon, the CE presented to the LegCo a detailed re-organisation proposal capturing the features in paragraphs 2 (a) to (g) above on 12 January 2022. In the course of responding to suggestions of enhanced high-level coordination particularly on matters of land and housing and large-scale regional

¹ The power to make the notice under section 55 of Cap. 1 is vested in CS. In the absence of an acting arrangement for CS, the notice can be made by the CE-in-Council pursuant to section 45 of Cap. 1 which provides that such subsidiary legislation can be made by the CE-in-Council if there is no post holder for CS.

² Apart from re-organising the government structure, other initiatives to enhance the effectiveness of governance include strengthening the governing team, selecting and appointing senior levels of the civil service in accordance with the principle of meritocracy, advocating dedicated positions with specific responsibilities, and enhancing Government's capability in information dissemination and public communication.

developments such as the Northern Metropolis and the Lantau Tomorrow Vision or cross-bureaux issues such as national security, climate change and manpower policy, the current-term Government said that the creation of the post of DSoD pursuant to Article 48(5) of the Basic Law could be considered. However, since whether or not the post of DSoD should be created is a matter of the style of governance, the current-term Government considered that the decision should be left to the CE-elect.

7. In drawing up the detailed proposal, the current-term Government has taken into account the following principles -

- (i) focus on the distribution of policy functions among policy bureaux and the corresponding reshuffling of departmental functions among the bureaux. Revamping or splitting departments should be avoided as far as possible;
- (ii) complement the major policy work of the HKSAR in the foreseeable future, including developing Hong Kong as international centres or hubs in innovation and technology, financial services, trade, transportation and aviation, cultural exchanges and other sectors as supported in the National 14th Five-Year Plan and tackling livelihood issues of public concern such as housing, healthcare, youth development, poverty and ageing population;
- (iii) strengthen Government's top-level capacity to co-ordinate by rationalising the number of bureaux under CS and FS, and putting bureaux involved in land and housing development under FS' command to enhance leadership and co-ordination;
- (iv) ensure more even distribution in the functions across bureaux, strengthen policy ownership while providing room for the sixthterm Government to review issues that call for a policy review such as district administration; and
- (v) confine the creation of new posts to additional posts of PAOs and staff of their respective offices to minimise the financial and staffing implications.

The detailed re-organisation proposal in paragraphs 2(a) to (g) was in general supported by LegCo Members and the community. On 9 May 2022 (i.e.

the day immediately following the CE election), the CE met with the CEelect to discuss amongst other things the re-organisation proposal. The current-term Government was subsequently informed that the CE-elect would endorse the proposal in full but would like to put forth some additional proposals as discussed in paragraphs 27 to 29 below. The justifications of the re-organisation proposal put forward by the current-term Government are set out below in paragraphs 8 to 26 below.

Housing Bureau

8. Housing as the most pressing social issue will remain to be one of the top priorities of the next-term Government. After splitting THB into two policy bureaux, HB will take full charge of the housing policy as a matter of the highest priority, especially in increasing public housing production to enable people to be housed as early as possible; adopting innovation and technology (I&T) more widely to shorten construction time of housing units; optimising the use of existing public housing resources to help the needy; supporting households who have been waiting for public rental housing allocation for a long time; enriching the housing ladder to make home ownership more affordable; and closely monitoring the private residential market, etc. The Secretary for Housing will focus on steering the Hong Kong Housing Authority and Housing Department in the formulation, implementation, timely review and refinement of housing measures, as well as maintaining close liaison with private and public organisations such as the Hong Kong Housing Society, the Urban Renewal Authority and the MTR Corporation Limited to ensure that all parties act in concert with the nextterm Government, and at the same time increase housing production through private sector market forces.

9. The proposed HB, together with the Development Bureau (DEVB) and TLB which are also relevant to housing production, will report to FS who can step up co-ordination among HB, DEVB and TLB under the proposed new government structure to enhance co-ordination of large-scale housing land supply projects for better results. Transformed from the existing Housing Branch of THB, the new bureau will entail the creation of a DoB post and other supporting posts in his/her office, including an Under Secretary, a Political Assistant, an Administrative Assistant, a Press Secretary and other secretarial and chauffeur support. Details of the new organisation structure of HB are at **Annex A**.

Health Bureau

With the transfer of the policy portfolios on environmental 10. hygiene, food safety, agriculture and fisheries, and veterinary public health currently under FHB to EEB (see paragraph 22 below), the future Health Bureau will focus on medical services and public health policies. The new bureau will not only have to continue to fight the COVID-19 epidemic, it will also need to accord priority to reviewing the problems of the public and private healthcare systems as revealed by the fifth wave of the epidemic, especially in enhancing the response and co-ordination capabilities of the Department of Health (DH) and the Hospital Authority (HA) in tackling public health crises, and co-ordinating with the Labour and Welfare Bureau (LWB) to strengthen the anti-epidemic capacity of elderly homes, and jointly formulate a co-operation mechanism between the medical sector and residential care homes for the elderly. To ensure the public healthcare system can effectively address the challenges of an ageing population in a sustainable manner, the new bureau also needs to review the public health strategies of DH and HA, enhance primary healthcare services, implement the two Ten-year Hospital Development Plans, improve hospital services by leveraging technology, and resolve the problem of medical manpower shortage in HA. In addition, the new bureau has to step up promotion of Chinese medicine and medical services, as well as collaboration between Chinese and Western medicine, facilitate the development of health technology and the research and development of drugs, and open up clinical data and improve the drug registration system to promote the development of life and health technology.

11. The new bureau is transformed from the existing Health Branch of FHB. Details of the new organisation structure of the Health Bureau are at **Annex B**.

Home and Youth Affairs Bureau

12. Since the promulgation and implementation of the Hong Kong National Security Law, Hong Kong has restored order from chaos and got back on the right track. It is time to rethink how to unite society, in particular through re-positioning and re-focusing youth policies and district affairs. With the transfer of the culture, arts and sports policies to the new CSTB, HYAB upon re-organisation can review and formulate in a more holistic manner an overall youth policy and a blueprint for youth development, with a view to enabling young people to realise their potentials according to their interests, increasing their opportunities to participate in public affairs, strengthening their sense of belonging to the community,

Hong Kong as well as the country; and promote, co-ordinate and supervise the implementation of youth work by various policy bureaux. Furthermore, the new bureau can review district administration and the way forward of District Councils, enhance work at district level by mobilising volunteers and community organisations to resolve district problems of daily concern to citizens, and step up efforts in promoting collaboration among social enterprises to build a caring society and enhance social solidarity.

13. The new bureau is transformed from the existing HAB, less the Culture Branch, the Recreation and Sport Branch and the West Kowloon Cultural District (WKCD) Project Management Team, which will be put under the newly formed CSTB. HYAB will have two branches, namely Youth Affairs Branch and Home Affairs Branch. Details of the new organisation structure of HYAB are at **Annex C**.

Culture, Sports and Tourism Bureau

The new CSTB will consolidate arts and culture policies, and 14. creative industries policies currently dispersed under HAB and CEDB, thereby promoting policy integration and co-ordinated development of the two areas, and accelerating Hong Kong's development into an East-meets-West centre for international cultural exchange under the 14th Five-Year Plan, reinforcing Hong Kong's leading position in the international arts auction market and facilitating the development of arts, cultural and creative In addition, arts and culture, creative industries, sports and industries. tourism can not only complement but reinforce each other's developments. A diversified environment where Chinese and Western cultures meet, the availability of world-class cultural and sports facilities (including the WKCD and Kai Tak Sports Park) and a wide variety of cultural and sports events and performances are valuable tourism resources in Hong Kong for attracting tourists who are interested in culture and sports. Apart from facilitating the development of arts and cultural industries, Hong Kong can help promote Chinese culture through tourism as well as enhance professionalism in the sports sector, and develop sports as an industry.

15. The proposed CSTB will report to CS. The new bureau is created by combining the existing Communications and Creative Industries Branch (less the telecommunications and broadcasting portfolios) and the Tourism Commission (TC) of CEDB, and the Culture Branch, the Recreation and Sport Branch and the WKCD Project Management Team of HAB. The establishment of this new bureau will entail the creation of a DoB post and other supporting posts in his/her office, including an Under Secretary, a Political Assistant, an Administrative Assistant, a Press Secretary and other secretarial and chauffeur support. Details of its new organisation structure are at **Annex D**.

Transport and Logistics Bureau

Upon the split of THB, the policy bureau responsible for transport 16. matters will be renamed as TLB to focus on steering and co-ordinating major internal and cross-boundary transport policies, including planning and developing local and cross-boundary transport infrastructure under the transport infrastructure-led approach; taking forward various strategic railway projects in line with the principle of using railways as the backbone of passenger transport system; improving other public transport services; taking forward and following through various long-term strategic studies, including the "Traffic and Transport Strategy Study" and the "Strategic Studies on Railways and Major Roads beyond 2030" to meet Hong Kong's development needs in the long run. TLB will also capitalise on the opportunities brought by the 14th Five-Year Plan and the Guangdong-Hong Kong-Macao Greater Bay Area (GBA) to develop the transportation industry to support the growth of logistics services, including ensuring the full implementation of Three Runway System in 2024 as scheduled, so as to reinforce Hong Kong's status as an international aviation hub; and promoting the development of a "Smart Port" and high value-added logistics and maritime business services to enhance Hong Kong's status as an international transportation centre.

17. The proposed TLB will report to FS. It is transformed from the existing Transport Branch of THB. Details of the new organisation structure of this bureau are at **Annex E**.

Innovation, Technology and Industry Bureau

18. The current-term Government has so far committed over \$150 billion in developing infrastructure, promoting research and development (R&D), nurturing talent, and supporting the industry, etc. While a solid foundation for I&T development has been laid in Hong Kong, we still need to build a robust I&T ecosystem, which fully covers R&D, financing, production and even commercialisation, in order to bring our I&T development to an even higher level and expedite Hong Kong's development into an international I&T hub under the 14th Five-Year Plan. Using I&T to drive production or re-industrialisation is an area that Hong Kong needs to intensify efforts in future. The re-titling as ITIB will highlight re-industrialisation as a standing policy function and work focus of the bureau.

The ITIB's work priorities in the future will include promoting the development of the 240-hectare San Tin Technopole in the Northern Metropolis, and formulating and implementing land grant and other facilitation policies to attract more high value-added and technology-intensive manufacturing processes and production lines to set up operations in Hong Kong to enhance the I&T ecosystem.

19. Details of the organisation structure of ITIB highlighting the policy function of re-industrialisation are at **Annex F**.

Commerce and Economic Development Bureau

20. CEDB upon re-organisation will no longer take charge of tourism and creative industries. Instead, it will focus on trade and commerce and strive to consolidate and enhance Hong Kong's status as an international trade centre under the 14th Five-Year Plan, as well as develop Hong Kong into a regional intellectual property trading centre. Hong Kong has to grasp the opportunities brought by the 14th Five-Year Plan, the development of the GBA, the expansion of the Qianhai Co-operation Zone as well as the Belt and Road Initiative to speed up integration into the overall development of our country, so as to enhance the level and capacity of Hong Kong's economic development. CEDB will actively seek accession to the Regional Comprehensive Economic Partnership Agreement, strive to forge Free Trade Agreements and Investment Agreements with more economies, strengthen commercial, trade and investment relations with our trading partners through Invest Hong Kong and our overseas Economic and Trade Offices, and enhance support measures for small and medium enterprises to assist them to explore more business opportunities both in the Mainland and overseas markets.

21. The re-organised CEDB is transformed by amalgamating its existing Commerce, Industry and Tourism Branch (less TC and the Hong Kong Observatory (HKO) (also see paragraph 22 below)) and the telecommunications and broadcasting portfolios of its existing Communications and Creative Industries Branch. Details of the new organisation structure of CEDB are at Annex G.

Environment and Ecology Bureau

22. The policy functions of ENB will be enlarged to take over environmental hygiene, food safety, agriculture and fisheries, and veterinary public health from FHB. The bureau will be renamed as EEB to better reflect its mission, including driving climate action, promoting biodiversity and related work in these areas. The transfer of the above policy portfolios from FHB to EEB can achieve synergy in policy areas such as waste reduction and recycling, ecological conservation and development of agriculture and fisheries industries. Besides, after the re-organisation, EEB shall be solely in charge of the Agriculture, Fisheries and Conservation Department which currently falls under the purview of two policy bureaux. Co-operation between the Environmental Protection Department and the Food and Environmental Hygiene Department will be strengthened. HKO will be transferred from CEDB to EEB as its work is crucial to climate change.

23. The new bureau will be formed by the existing ENB and the Food Branch from FHB. Details of its new organisation structure are at **Annex H**.

Rationalising Other Policy Work

24. Over the years, in responding to issues of topical concerns, new policy work has been taken on by various offices. Taking the opportunity of the government re-organisation, the current-term Government proposes to put policy areas which are closely related but dispersed under LWB and other bureaux as well as the Human Resources Planning and Poverty Co-ordination Unit (HRPPCU) of the Chief Secretary for Administration's Private Office, including manpower development, retirement protection and poverty alleviation, under one single policy bureau, namely LWB. This will reduce the need for cross-bureaux co-ordination and strengthen policy ownership, thereby improving the policy formulation process.

- 25. The other proposed transfers between bureaux include -
 - transferring the Constitutional and Mainland Affairs Bureau's (CMAB) work on children's rights to LWB which has been overseeing child policy;
 - transferring the secretariat work of the Steering Committee on Ethnic Minority Affairs and the Anti-epidemic Fund Steering Committee from HRPPCU to CMAB and the Administration Wing of the Chief Secretary for Administration's Office respectively;

- transferring the policy portfolios on women and the Community Investment and Inclusion Fund under LWB to HYAB that will be in charge of family-related matters and community building;
- transferring HKO under CEDB to EEB that will be in charge of climate change matters; and
- transferring the public fill management policy under ENB to DEVB that oversees construction-related matters.

26. The current-term Government has 13 policy bureaux as shown in the organisation chart at **Annex I**. Under the re-organisation proposal, the number of policy bureaux will increase from 13 to 15. Nine policy bureaux will be put under the supervision of CS, while FS will oversee six policy bureaux with bureaux directly involved in land and housing development (viz. DEVB, HB and TLB) all put under FS' charge, thereby achieving a more balanced division of responsibilities³. The organisation chart of the new-term Government is at **Annex J**.

Additional Proposals by the CE-elect

Creating Three DSoDs to Strengthen Top-level Steer

27. The CE-elect is of the view that the scope of work of CS, FS and SJ is very wide with heavy workload. Under the proposed 15-bureaux structure, CS will oversee nine policy bureaux, the Administration Wing and the Legal Aid Department; FS will supervise six policy bureaux; and SJ is supervising six Law Officers, covering civil law matters, constitutional and policy affairs, international law, law drafting, prosecutions, as well as a specialised prosecution division responsible for the prosecution of offences endangering national security and other related legal work. The CE-elect proposes to establish three DSoD posts as provided for under Article 48(5) of the Basic Law to share the work of the three SoDs, so as to more effectively co-ordinate policy formulation and implementation by policy bureaux, as well as policy issues cutting across multiple policy areas. In line with the set-up for the private offices of other PAOs, DCS, DFS and DSJ will each be provided with supporting staff including an Administrative Assistant, a Press Secretary, a Political Assistant, and other secretarial and chauffeur support.

³ The CS will oversee the Civil Service Bureau, CMAB, CSTB, EDB, EEB, Health Bureau, HYAB, LWB and Security Bureau. FS will oversee CEDB, DEVB, FSTB, HB, ITIB and TLB.

28. Moreover, where necessary, the DSoDs may be assigned to coordinate or take charge of specific policy areas or projects so as to strengthen the HKSAR Government's governance and to meet public expectations.

Strengthening the Offices of the Three SoDs

29. In addition to creating three DSoDs and their private offices, the CE-elect has also suggested strengthening the existing private offices of the CS, FS, and SJ. Specifically, unlike the set-up for private offices of other SoDs, SJ is not provided with a Political Assistant to assist him/her in carrying out work such as liaison with LegCo Members and other stakeholder groups to gather support for the work of the Department of Justice (DoJ). In line with the set-up for the private offices of other SoDs, the CE-elect proposes that a new Political Assistant post be created to support SJ. Moreover, the CE-elect proposes to increase the civil service staffing support so as to provide enhanced assistance to the SoDs and DSoDs in taking forward the policy co-ordination work or specific tasks assigned by the CE that straddle across bureaux or departments. Specifically, the CEelect proposes to add one directorate staff (pitched at Administrative Officer Staff Grade B (D3) or Principal Government Counsel (DL3)) and other nondirectorate supporting staff in each of the offices of SoDs.

Proposed New Structure

30. Among the 15 policy bureaux, the work and structure of the following two policy bureaux will remain unchanged -

- (a) Civil Service Bureau
- (b) Education Bureau

31. The remaining 13 policy bureaux, which are either newly established or re-organised in various degrees, include -

With changes in structure

- (c) Commerce and Economic Development Bureau
- (d) Culture, Sports and Tourism Bureau

- (e) Environment and Ecology Bureau
- (f) Health Bureau
- (g) Home and Youth Affairs Bureau
- (h) Housing Bureau
- (i) Transport and Logistics Bureau

With areas of work reshuffled

- (j) Constitutional and Mainland Affairs Bureau
- (k) Development Bureau
- (1) Financial Services and the Treasury Bureau
- (m) Labour and Welfare Bureau
- (n) Security Bureau

Re-titled to reflect existing functions

(o) Innovation, Technology and Industry Bureau

Remuneration Package for DSoD

32. Within the existing government structure, the ranking and precedence of the PAOs are the three SoDs (i.e. CS, FS and SJ), followed by DoBs according to their seniority. To reflect the relative ranking and responsibilities amongst the PAOs, there is a 3.5% differential in the monthly salary in each of the ranks of the CS, FS, SJ and DoBs. Post-holders of the three SoDs are also provided with an official residence and a non-accountable entertainment allowance.

33. The Independent Commission on Remuneration for Members of the Executive Council and Legislature, and Officials under the Political

Appointment System of HKSAR (Independent Commission) has been invited to look at the remuneration of the new positions of DSoDs and recommended that DSoDs is a tier between SoDs and DoBs and that the cash remuneration be pitched midway between that for SJ and that for DoBs (i.e. 1.75% above that for a DoB). The cash remuneration for DSoDs serving in the sixth-term HKSAR Government would be \$363,400 per month and subject to adjustment based on the change in the average annual Consumer Price Index (C) (CPI(C)) ending May 2022 under the annual adjustment mechanism with effect from 1 July 2022. The fringe benefits for a DSoD should be on par with those of a SoD except that the post-holder would not be entitled to official residence and non-accountable entertainment allowance.

34. Based on the Independent Commission's Report on Remuneration Package for the PAOs serving in the sixth-term HKSAR Government issued in April 2022, the remuneration for DSoDs should likewise be adjusted annually in line with the movement of CPI(C) which is the same arrangement for other PAOs. In addition, the maximum accumulation limit of annual leave will be 33 working days and not more than half of their annual leave entitlement (i.e. 11 working days) can be encashed upon the DSoDs' resignation, termination of contract or at the end of term of the contract.

Legislative Amendments

35. To implement the new organisation structure from 1 July 2022, we need to move a resolution to effect the transfer of statutory functions. Pursuant to section 54A of Cap. 1, the LegCo may by resolution provide for the transfer of statutory functions vested in one public officer to another public officer. The resolution will provide that, with effect from 1 July 2022, the functions currently exercisable by a certain public officer by virtue of the Ordinances set out in the resolution be transferred to another public officer who will take charge of the relevant policy responsibilities following the re-organisation.

36. The resolution will not involve substantive amendments to the statutory functions (including powers and duties) provided for in the relevant Ordinances. Instead, it will provide for a simple substitution of the current title of a public officer by the new title of the public officer in whom policy responsibility for the provision in question will be vested with effect from 1 July 2022. The draft resolution is at **Annex K**.

37. Besides the resolution, two other legislative amendments will be made -

- (a) a notice by the CE-in-Council under section 55 of Cap. 1 to effect the changes in the relevant titles concerning the retitling of ITB to $ITIB^4$ (draft at **Annex L**); and
- (b) an order by the CE-in-Council to amend the list of public officers specified in Schedule 6 to Cap.1, pursuant to section 62(3) of Cap.1⁵ (draft at **Annex M**).

TIMETABLE

38. To allow sufficient time for the CE-elect to complete the constitutional procedures of appointing Principal Officials (POs) so that the new government structure will come into operation on 1 July 2022, we are aiming to complete the legislative and funding procedures by mid-June 2022. The current-term Government, represented by the Secretary for Constitutional and Mainland Affairs, will serve a notice as soon as possible for moving the resolution for passage by the LegCo in mid-June 2022. The other two legislative instruments in paragraph 37 above (i.e. the notice under section 55 of Cap. 1 and the order to amend Schedule 6 to Cap. 1) are subject to negative vetting by the LegCo. The order to amend Schedule 6 to Cap. 1 should be made after the other two legislative instruments have been passed or made and all three instruments will come into force on 1 July 2022.

⁴ According to section 55 of Cap. 1, a change in title of any public officer or public body, or of any person referred to in any Ordinance may be declared by notice in the Gazette, and the notice may contain provisions substituting the new title in any Ordinance relating to the public officer, public body or person and in any instrument, contract or legal proceedings made or commenced before the date on which the notice takes effect.

⁵ Section 62(1) of Cap. 1 provides, among other things, that where any Ordinance confers a power or imposes a duty upon the CE to make any subsidiary legislation or appointment, give any direction, issue any order, authorise any thing or matter to be done, grant any exemption, remit any fee or penalty, or exercise any other power or perform any other duty, the exercise of such power or the performance of such duty may be signified under the hand of any public officer specified in Schedule 6 to Cap. 1. CE-in-Council is empowered under section 62(3) to amend the Schedule by order published in the Gazette. To reflect the new government structure, such order should be published in the Gazette after the passage of the resolution under section 54A of Cap. 1 and promulgation of the notice under section 55 of Cap. 1.

39. In parallel with the legislative procedures, we will submit proposals to the LegCo's Establishment Subcommittee and Finance Committee with a view to securing funding approval by mid-June 2022.

IMPLICATIONS OF THE PROPOSAL

40. The proposal has no productivity, environmental, gender, sustainability or family implications. It is also in conformity with the Basic Law, including the provisions concerning human rights. The amendments in the proposal will not affect the current binding effect of the Ordinances. From the economic perspective, the re-organisation is intended to help enhance efficiency in governance and is conducive to promoting Hong Kong's long-term economic development. More importantly, the re-organisation complements the major development focus of Hong Kong, including our roles and positioning in the National 14th Five-Year Plan and addressing livelihood issues of public concern.

41. In respect of financial and staffing implications, the proposal will entail an increase of 13 PAOs, comprising three DSoDs, two DoBs, two Under Secretaries and six Political Assistants and a total of 57 civil service posts consisting of eight directorate posts (as new directorate posts in the offices of the SoDs, and Administrative Assistants to DSoDs and DoBs) and 49 non-directorate posts of various grades and ranks. Details of the posts to be created are at **Annex N**. The total additional salary costs of the above 13 PAOs and 57 civil service posts are estimated to be \$94,832,000 each year⁶, broken down as follows -

- (i) \$32,865,000 for the proposals devised by the current-term Government in paragraphs 2(a) to (g) above and accepted in full by the CE-elect; and
- (ii) \$61,967,000 for the additional proposals by the CE-elect in paragraphs 3(a) and (b) above.

⁶ The estimate covers salary costs and does not include fringe benefits or office overheads. For PAOs, the cash remuneration recommended by the Independent Commission in its Report on Remuneration Package for the PAOs Serving in the Sixth-term HKSAR Government issued in April 2022 has been adopted for the calculation of DoBs, Under Secretaries and Political Assistants, while the cash remuneration recommended by the Independent Commission in paragraph 33 above has been adopted for DSoDs. For Under Secretaries, mid-point (\$250,000 per month) of the pay range is adopted in the calculation. Notional annual salary cost at mid-point is adopted for the calculation of civil service posts.

PUBLIC CONSULTATION

42. Following the announcement of initial ideas on government reorganisation in the 2021 PA, the CE and POs have listened to the views of stakeholders, including representatives of organisations/groups and personalities from various sectors. The CE presented a detailed reorganisation proposal, devised by the current-term Government, to the LegCo on 12 January 2022. LegCo Members have subsequently expressed their views on the re-organisation at the relevant LegCo Panel meetings and during the debate on Motion of Thanks in February 2022. LegCo Members and the community in general supported the re-organisation proposal as devised by the current-term Government.

PUBLICITY

43. A press release has been issued on 17 May 2022.

ENQUIRIES

44. For enquiries about this brief, please contact Mr Wilson Kwong, Assistant Head (1), Policy Innovation and Co-ordination Office, at 2810 3884. For enquiries about the relevant legislative amendments, please contact Ms Carrie Lee, Assistant Head (4), Policy Innovation and Coordination Office, at 2810 3888.

Constitutional and Mainland Affairs Bureau Policy Innovation and Co-ordination Office 17 May 2022

Organisation Structure of the New Housing Bureau



Annex B

Organisation Structure of the New Health Bureau



Organisation Structure of the New Home and Youth Affairs Bureau



Organisation Structure of the New Culture, Sports and Tourism Bureau



Organisation Structure of the New Transport and Logistics Bureau



Annex E

Organisation Structure of the New Innovation, Technology and Industry Bureau



Organisation Structure of the New Commerce and Economic Development Bureau



Annex H

Organisation Structure of the New Environment and Ecology Bureau



ORGANISATION CHART OF THE CURRENT-TERM GOVERNMENT



ORGANISATION CHART OF THE SIXTH-TERM GOVERNMENT



Annex J

1

Interpretation and General Clauses Ordinance

Resolution

(Under section 54A of the Interpretation and General Clauses Ordinance (Cap. 1))

Resolved that-

- (1) with effect from 1 July 2022-
 - (a) the functions exercisable by the Chief Secretary for Administration under each enactment specified in column 2 of Part 1 of Schedule 1 be transferred to the public officer specified opposite to that enactment in column 3 of that Part, and to give full effect to the transfer, the enactments specified in Part 2 of Schedule 1 be amended as set out in that Part;
 - (b) the functions exercisable by the Secretary for Commerce and Economic Development under each enactment specified in column 2 of Part 1 of Schedule 2 be transferred to the public officer specified opposite to that enactment in column 3 of that Part, and to give full effect to the transfer, the enactments specified in Part 2 of Schedule 2 be amended as set out in that Part;
 - (c) the functions exercisable by the Secretary for the Environment under each enactment specified in column 2 of Part 1 of Schedule 3 be transferred to the public officer specified opposite to that enactment in column 3 of that Part, and to give full effect to the transfer, the enactments

specified in Part 2 of Schedule 3 be amended as set out in that Part:

Resolution of the Legislative Council

- (d) the functions exercisable by the Secretary for Food and Health under each enactment specified in column 2 of Part 1 of Schedule 4 be transferred to the public officer specified opposite to that enactment in column 3 of that Part, and to give full effect to the transfer, the enactments specified in Part 2 of Schedule 4 be amended as set out in that Part;
- (e) the functions exercisable by the Permanent Secretary for Food and Health (Health) under each enactment specified in column 2 of Part 1 of Schedule 5 be transferred to the public officer specified opposite to that enactment in column 3 of that Part, and to give full effect to the transfer, the enactments specified in Part 2 of Schedule 5 be amended as set out in that Part;
- (f) the functions exercisable by the Secretary for Home Affairs under each enactment specified in column 2 of Part 1 of Schedule 6 be transferred to the public officer specified opposite to that enactment in column 3 of that Part, and to give full effect to the transfer, the enactments specified in Part 2 of Schedule 6 be amended as set out in that Part;
- (g) the functions exercisable by The Secretary for Home Affairs Incorporated under each enactment specified in column 2 of Part 1 of Schedule 7 be transferred to the public officer specified opposite to that enactment in column 3 of that Part, and to give full effect to the transfer, the enactments specified in Part 2 of Schedule 7 be amended as set out in that Part;
- (h) the functions exercisable by the Deputy Secretary for Home Affairs (Culture and Sport) under the enactment

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specified in column 2 of Part 1 of Schedule 8 be transferred to the public officer specified opposite to that enactment in column 3 of that Part, and to give full effect to the transfer, the enactment specified in Part 2 of Schedule 8 be amended as set out in that Part; and

- (i) the functions exercisable by the Secretary for Transport and Housing under each enactment specified in column 2 of Part 1 of Schedule 9 be transferred to the public officer specified opposite to that enactment in column 3 of that Part, and to give full effect to the transfer, the enactments specified in Part 2 of Schedule 9 be amended as set out in that Part;
- (2) in addition to and without derogating from section 23 of the Interpretation and General Clauses Ordinance (Cap. 1)—
 - (a) anything lawfully done before 1 July 2022 by, or in relation to, a public officer from whom any function is transferred under this Resolution (*former officer*) pursuant to or in connection with that function is, on and from that date, to be regarded, in so far as necessary for the purpose or in consequence of that transfer, as done by or in relation to (as the case may be) the public officer to whom that function is transferred (*new officer*);
 - (b) anything that, immediately before 1 July 2022, may be done and is in the process of being done by, or in relation to, a former officer pursuant to or in connection with any function transferred under this Resolution may, on and from that date, be continued by or in relation to (as the case may be) the new officer;
 - (c) anything that, immediately before 1 July 2022, is required to be done and is in the process of being done by, or in relation to, a former officer pursuant to or in connection with any function transferred under this Resolution is, on

Resolution of the Legislative Council

and from that date, to be continued by or in relation to (as the case may be) the new officer;

- (d) without limiting subparagraphs (a), (b) and (c), and in so far as necessary for the purpose or in consequence of the transfer of functions under this Resolution—
 - any document, agreement or arrangement creating or giving rise to legal rights or obligations that—
 - (A) refers to a former officer, or was prepared, made or entered into by a former officer on behalf of the Government; and
 - (B) is in force immediately before, or is to come into force on or after, 1 July 2022,

is, on and from that date, to be construed as if the references to the former officer included references to the new officer;

- (ii) in any legal proceedings-
 - (A) in which a former officer is a party; and
 - (B) that are subsisting immediately before 1 July 2022,

the new officer is, on and from that date, to substitute for the former officer as that party;

- (iii) any—
 - (A) right of appeal against a decision of a former officer; or
 - (B) right to have the decision reviewed,

that is subsisting immediately before 1 July 2022 may, on and from that date, be exercised as if the decision were a decision of the new officer;

(iv) any right of appeal to a former officer that is subsisting immediately before 1 July 2022 is, on and

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from that date, to be treated as being a right of appeal to the new officer;

- (v) any right to have anything reviewed by a former officer that is subsisting immediately before 1 July 2022 is, on and from that date, to be treated as being a right to have that thing reviewed by the new officer; and
- (vi) any form that is specified or prescribed before 1 July 2022 for use in connection with any function of a former officer that is transferred under this Resolution may, on and from that date, be used despite the fact that it contains references to the former officer, and those references are to be construed as references to the new officer; and
- (e) without limiting subparagraphs (a), (b) and (c), and in so far as necessary for the purpose or in consequence of the transfer of functions under this Resolution, any document, agreement or arrangement that—
 - (i) contains any reference to a public officer or a policy bureau (*former officer or bureau*) specified in column 1 of Schedule 10;
 - (ii) was prepared, made or entered into by any public officer on behalf of the Government;
 - (iii) does not create or give rise to any legal right or obligation; and
 - (iv) is in force immediately before, or is to come into force on or after, 1 July 2022,

is, on and from that date, to have effect as if the reference were substituted by a reference to the public officer or policy bureau specified opposite to the former officer or bureau in column 2 of Schedule 10 in so far as the substitution is necessary for or conducive to the attainment of the purposes of the document, agreement or arrangement; and

- (3) in addition to and without derogating from section 23 of the Interpretation and General Clauses Ordinance (Cap. 1)---
 - (a) the corporation sole known as "The Secretary for Home and Youth Affairs Incorporated" constituted under section 2 of the Secretary for Home Affairs Incorporation Ordinance (Cap. 1044) as amended by this Resolution (*new corporation*) is taken to be a continuation of and the same legal entity as the corporation sole known as "The Secretary for Home Affairs Incorporated" (*former corporation*) constituted under that section before 1 July 2022;
 - (b) all property, rights and liabilities to which the former corporation was entitled or subject immediately before 1 July 2022 are, on and from that date, taken to be vested, without any actual transfer or conveyance, in the new corporation;
 - (c) this Resolution does not affect the legality and validity of anything done by the former corporation before 1 July 2022;
 - (d) without limiting subparagraphs (a), (b) and (c)-
 - (i) a reference to the former corporation—
 - (A) in any agreement, arrangement or contract or in any deed, bond or any other instrument;
 - (B) in any process or other document issued, prepared or employed for the purpose of a proceeding before a court, tribunal or similar body; and

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(C) in any other document (except an enactment) relating to or affecting any property, rights or liabilities of the former corporation that vests in the new corporation under subparagraph (b),

is, on and from 1 July 2022, taken to be referring to the new corporation;

- (ii) the record of property of the former corporation immediately before 1 July 2022 that is in the form of an entry in the books of a bank, company or other corporation is, on and from that date, to be transferred in those books to the new corporation by the bank, company or other corporation on the new corporation's request;
- (iii) if the former corporation is the trustee of a trust, the new corporation is, on and from 1 July 2022, to continue as the trustee of that trust in substitution of the former corporation;
- (iv) the new corporation may sue on, recover or enforce any property or rights vested in it under subparagraph (b) and may be sued for any liabilities to which it is subject under that subparagraph;
- (v) the new corporation may sue on, recover or enforce a chose in action vested in it under subparagraph (b) without having to give a notice of transfer to the person bound by the chose in action;
- (vi) any claim by, or against, the former corporation in any judicial or administrative proceedings that are subsisting immediately before 1 July 2022 does not abate by reason of the making and passing of this Resolution and may be continued or enforced by, or against, the new corporation; and

(vii) in any judicial or administrative proceedings that are subsisting immediately before 1 July 2022 to which the former corporation is a party, the new corporation is, on and from that date, to substitute for the former corporation as that party; and

- (e) in this paragraph, a reference to property, rights and liabilities of the former corporation is a reference to the following of the former corporation—
 - (i) property and assets of every description (whether tangible or intangible) and rights and liabilities of every description (whether present or future, actual or contingent); and
 - (ii) property wherever situated or rights and liabilities under the law of any place.

Schedule 1—Part 1

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Schedule 1

[para. (1)(a)]

Transfer of Functions of Chief Secretary for Administration

Part 1

Enactments and Public Officers

Column 1	Column 2	Column 3
ltem «	Enactment under which functions are transferred	Public officer to whom functions are transferred
1.	Public Bus Services Ordinance (Cap. 230)	Financial Secretary
2.	Shipping and Port Control Ordinance (Cap. 313)	Financial Secretary
3.	Kowloon-Canton Railway Corporation Ordinance (Cap. 372)	Financial Secretary
4.	Merchant Shipping (Registration) Ordinance (Cap. 415)	Financial Secretary

	Resolution of the Legisla	tive Council
Schedule 1- Section 1	Part 2	1
Column 1	Column 2	Column 3
Item	Enactment under which functions are transferred	Public officer to whom functions are transferred
5.	Airport Authority Ordinance (Cap. 483)	Financial Secretary

Part 2

Amendments Effecting Transfer to Financial Secretary

1

1.			I Secretary" substituted for "Chief Secretary for ration"
	(1)	The f	following provisions
		(a)	Public Bus Services Ordinance (Cap. 230), section 6(2);
		(b)	Shipping and Port Control Ordinance (Cap. 313), section 66(1);
		(c)	Kowloon-Canton Railway Corporation Regulations (Cap. 372 sub. leg. A), regulations 4(1), (2) and (3)(a) and (b), 5(1), (3) and (4) and 9(c);
		(d)	Merchant Shipping (Registration) Ordinance (Cap. 415), sections 75 and 79(2)(c);
		(e)	Airport Authority Ordinance (Cap. 483), sections 2(3), 21(7)(a) and (d), 35(3)(a), 36(5)(b) and 39(1)
		Rep	eal
		"Chi	ief Secretary for Administration" (wherever appearing)
		Sub	stitute
		"Fin	ancial Secretary".

(2) The following provisions—

Schedule 1—Part 2

Section 2

Kowloon-Canton Railway Corporation Regulations (Cap. 372 sub. leg. A), regulation 5, heading;

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Airport Authority Ordinance (Cap. 483), section 39, (b)heading-

Repeal

(a)

"Chief Secretary for Administration" (wherever appearing)

Substitute

"Financial Secretary".

- Corporation Amendments to Kowloon-Canton Railway 2. Ordinance
 - Kowloon-Canton Railway Corporation Ordinance (Cap. 372), (1)section 17, heading-

Repeal

"Chief Secretary for Administration"

Substitute

"Financial Secretary".

Kowloon-Canton Railway Corporation Ordinance (Cap. 372), (2)section 17(1) and (4)-

Repeal

"Chief Secretary for Administration" (wherever appearing)

Substitute

"Financial Secretary".

Kowloon-Canton Railway Corporation Ordinance (Cap. 372), (3) section 34(1)-

Repeal

"Council, Chief Secretary for Administration" Substitute

Resolution of the Legislative Council

Schedule 1-Part 2 12 Section 2 "Council". (4) Kowloon-Canton Railway Corporation Ordinance (Cap. 372), section 34(2)-Repeal "made, by the Chief Executive in Council, Chief Secretary for Administration" Substitute "made by the Chief Executive in Council". Kowloon-Canton Railway Corporation Ordinance (Cap. 372), (5)Third Schedule, paragraph 5(2)-Repeal

"Chief Secretary for Administration" (wherever appearing)

Substitute

"Financial Secretary".

Schedule 2-Part 1

Schedule 2

[para. (1)(b)]

01

Transfer of Functions of Secretary for Commerce and Economic Development

Part 1

Enactments and Public Officers

Column 1	Column 2	Column 3
Item	Enactment under which functions are transferred	Public officer to whom functions are transferred
1.	Travel Agents Ordinance (Cap. 218)	Secretary for Culture, Sports and Tourism
2.	Peak Tramway Ordinance (Cap. 265)	Secretary for Culture, Sports and Tourism
3.	Hong Kong Tourism Board Ordinance (Cap. 302)	Secretary for Culture, Sports and Tourism
4.	Ocean Park Corporation Ordinance (Cap. 388)	Secretary for Culture, Sports and Tourism
5.	Entertainment Special Effects Ordinance (Cap. 560)	Secretary for Culture, Sports and Tourism

Schedule 2– Section 1	-Part 2	14
Column 1	Column 2	Column 3
Item	Enactment under which functions are transferred	Public officer to whom functions are transferred
6.	Tung Chung Cable Car Ordinance (Cap. 577)	Secretary for Culture, Sports and Tourism
7.	Travel Industry Ordinance (Cap. 634)	Secretary for Culture, Sports and Tourism
8.	Ocean Park Corporation (Amendment) Ordinance 2021 (26 of 2021)	Secretary for Culture, Sports and Tourism

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Part 2

Amendments Effecting Transfer to Secretary for Culture, Sports and Tourism

1. "Secretary for Culture, Sports and Tourism" substituted for "Secretary for Commerce and Economic Development"

(1) The following provisions—

- (a) Travel Agents Ordinance (Cap. 218)-
 - (i) sections 32G(2), 32H(2)(c)(ii), 32I(1)(b), 32K(1) and (2)(b), 32L(5), 32M(1), (3) and (5) and 32N(2);
 - (ii) section 32N(4), definition of *specified*; and
 - (iii) sections 32O(1), 32P(1) and (2), 32Q, 50(1) and 53;
- (b) Peak Tramway Ordinance (Cap. 265), section 2, definition of *Secretary*;

Schedule 2—Part 2	
Section 1	15

- (c) Hong Kong Tourism Board Ordinance (Cap. 302), sections 17B(1), (2)(b) and (8) and 19(2);
- (d) Ocean Park Corporation Ordinance (Cap. 388), section 31(a)(ii);
- (e) Entertainment Special Effects Ordinance (Cap. 560), section 2, definition of *Secretary*;
- (f) Tung Chung Cable Car Ordinance (Cap. 577), section 2(1), definition of *Secretary*;
- (g) Travel Industry Ordinance (Cap. 634)-
 - (i) section 1(2); and
 - (ii) section 2(1), definition of *Secretary*;
- (h) Ocean Park Corporation (Amendment) Ordinance 2021
 (26 of 2021), section 1(3)—

Repeal

"Secretary for Commerce and Economic Development" (wherever appearing)

Substitute

"Secretary for Culture, Sports and Tourism".

- (2) Travel Agents Ordinance (Cap. 218)—
 - (a) section 32O, heading; and
 - (b) section 53, heading—

Repeal

"Secretary for Commerce and Economic Development" Substitute

"Secretary for Culture, Sports and Tourism".

Schedule 3

[para. (1)(c)]

Transfer of Functions of Secretary for the Environment

Part 1

Enactments and Public Officers

	Column 1	Column 2	Column 3
	Item	Enactment under which functions are transferred	Public officer to whom functions are transferred
~	1.	Gas Safety Ordinance (Cap. 51)	Secretary for Environment and Ecology
	2.	Forests and Countryside Ordinance (Cap. 96)	Secretary for Environment and Ecology
	3.	Wild Animals Protection Ordinance (Cap. 170)	Secretary for Environment [·] and Ecology
	4.	Air Pollution Control Ordinance (Cap. 311)	Secretary for Environment and Ecology
	5.	Waste Disposal Ordinance (Cap. 354)	Secretary for Environment and Ecology

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Schedule 3—Part 1

Schedule 3—Part 1			
Column 1	Column 2	Column 3	
Item	Enactment under which functions are transferred	Public officer to whom functions are transferred	
6.	Water Pollution Control Ordinance (Cap. 358)	Secretary for Environment and Ecology	
7.	Noise Control Ordinance (Cap. 400)	Secretary for Environment and Ecology	
8.	Ozone Layer Protection Ordinance (Cap. 403)	Secretary for Environment and Ecology	
9.	Electricity Ordinance (Cap. 406)	Secretary for Environment and Ecology	
10.	Sewage Tunnels (Statutory Easements) Ordinance (Cap. 438)	Secretary for Environment and Ecology	
11.	Environment and Conservation Fund Ordinance (Cap. 450)	Secretary for Environment and Ecology	
12.	Sewage Services Ordinance (Cap. 463)	Secretary for Environment and Ecology	
13.	Dumping at Sea Ordinance (Cap. 466)	Secretary for Environment and Ecology	
14.	Marine Parks Ordinance (Cap. 476)	Secretary for Environment and Ecology	

Resolution of the Legislative Council Schedule 3—Part 1		
Column 1	Column 2	Column 3
Item	Enactment under which functions are transferred	Public officer to whom functions are transferred
15.	Environmental Impact Assessment Ordinance (Cap. 499)	Secretary for Environment and Ecology
16.	Protection of Endangered Species of Animals and Plants Ordinance (Cap. 586)	Secretary for Environment and Ecology
17.	Hazardous Chemicals Control Ordinance (Cap. 595)	Secretary for Environment and Ecology
18.	Energy Efficiency (Labelling of Products) Ordinance (Cap. 598)	Secretary for Environment and Ecology
19.	Product Eco-responsibility Ordinance (Cap. 603)	Secretary for Environment and Ecology

Secretary for Environment

Secretary for Environment

and Ecology

and Ecology

Genetically Modified

607)

Organisms (Control of

Ordinance (Cap. 610)

Release) Ordinance (Cap.

Buildings Energy Efficiency

20.

21.
Schedule 3-	—Part 1	19
Column 1	Column 2	Column 3
Item	Enactment under which functions are transferred	Public officer to whom functions are transferred
22.	Motor Vehicle Idling (Fixed Penalty) Ordinance (Cap. 611)	Secretary for Environment and Ecology
23.	District Cooling Services Ordinance (Cap. 624)	Secretary for Environment and Ecology
24.	Mercury Control Ordinance (Cap. 640)	Secretary for Environment and Ecology
25.	Promotion of Recycling and Proper Disposal (Product Container) (Amendment) Ordinance 2016 (13 of 2016)	Secretary for Environment and Ecology
26.	Waste Disposal (Charging for Municipal Solid Waste) (Amendment) Ordinance 2021 (25 of 2021)	Secretary for Environment and Ecology

Resolution of the Legislative Council

Schedule	3—Part 2
Continn 1	

Section 1

Amendments Effecting Transfer to Secretary for Environment and Ecology

Part 2

1.		Secretary for Environment and Ecology" substituted for Secretary for the Environment"		
	(1) The following provisions—			
	 (a) Gas Safety Ordinance (Cap. 51), section 2, definition o Secretary; 		Gas Safety Ordinance (Cap. 51), section 2, definition of <i>Secretary</i> ;	
		 (b) Forests and Countryside Ordinance (Cap. 96), section 2, definition of <i>Secretary</i>; 		
		(c)	Wild Animals Protection Ordinance (Cap. 170), section 22(1) and (2);	
		(d)	Air Pollution Control Ordinance (Cap. 311), section 2, definition of <i>Secretary</i> ;	
		(e)	Air Pollution Control (Appeal Board) Regulations (Cap. 311 sub. leg. D), regulation 2, definition of <i>Secretary</i> ;	
		(f)	Air Pollution Control (Specified Processes) Regulations (Cap. 311 sub. leg. F)—	
			(i) Second Schedule, Form 5; and	
			(ii) Fourth and Fifth Schedules;	
		(g)	Waste Disposal Ordinance (Cap. 354), section 2(1), definition of <i>Secretary</i> ;	
		(h)	Waste Disposal (Charges for Disposal of Construction Waste) Regulation (Cap. 354 sub. leg. N), section 1;	
		(i)	Water Pollution Control Ordinance (Cap. 358), section 2(1), definition of <i>Secretary</i> ;	

Schedule 3—Part 2		
Section 1		

- Noise Control Ordinance (Cap. 400), section 2, definition (i) of Secretary;
- (k) Noise Control (Appeal Board) Regulations (Cap. 400 sub. leg. B), the Schedule, Forms 1, 2 and 2A;
- Ozone Layer Protection Ordinance (Cap. 403), section 2, (1)definition of Secretary;
- (m) Electricity Ordinance (Cap. 406), sections 36(1)(a), 38(1), 39(1) and (3), 43(3), 44(1), 45(1), (2) and (5) and 59(6);
- Electricity Supply Lines (Protection) Regulation (Cap. (n)406 sub. leg. H), section 13(1)(b);
- Sewage Tunnels (Statutory Easements) Ordinance (Cap. (0)438), section 2, definition of Secretary;
- Sewage Services Ordinance (Cap. 463), section 13(1); (p)
- Sewage Services (Trade Effluent Surcharge) Regulation (q) (Cap. 463 sub. leg. B), section 4(1);
- Dumping at Sea Ordinance (Cap. 466), sections 1(2) and (r) 4(2);
- (s) Marine Parks Ordinance (Cap. 476), section 20(1);
- Marine Parks and Marine Reserves Regulation (Cap. 476 (t) sub. leg. A), section 18(1);
- Environmental Impact Assessment Ordinance (Cap. 499), (u) Schedule 1, definition of *Secretary*;
- Protection of Endangered Species of Animals and Plants (\mathbf{v}) Ordinance (Cap. 586), section 2(1), definition of Secretary;
- (w) Hazardous Chemicals Control Ordinance (Cap. 595), section 2(1), definition of Secretary;
- Energy Efficiency (Labelling of Products) Ordinance (\mathbf{x}) (Cap. 598), section 2, definition of Secretary;

	Resolution of the Legislative Council	
art 2		

Schedule 3—Part 2	
Section 1	

(y) Product Eco-responsibility Ordinance (Cap. 603), section 3(1), definition of Secretary;

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- (z) Genetically Modified Organisms (Control of Release) Ordinance (Cap. 607), section 2(1), definition of Secretary:
- (za) Buildings Energy Efficiency Ordinance (Cap. 610), section 2, definition of Secretary;
- (zb) Motor Vehicle Idling (Fixed Penalty) Ordinance (Cap. 611), sections 31 and 32;
- (zc) District Cooling Services Ordinance (Cap. 624), section 2, definition of Secretary;
- (zd) Mercury Control Ordinance (Cap. 640), section 2, definition of Secretary;
- (ze) Waste Disposal (Designated Waste Disposal Facility) (Amendment) Regulation 2004 (L.N. 165 of 2004), section 1;
- (zf) Promotion of Recycling and Proper Disposal (Product Container) (Amendment) Ordinance 2016 (13 of 2016), section 1(2);
- (zg) Waste Disposal (Charging for Municipal Solid Waste) (Amendment) Ordinance 2021 (25 of 2021), section 1(2)---

Repeal

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"Secretary for the Environment" (wherever appearing)

Substitute

"Secretary for Environment and Ecology".

Water Pollution Control (Appeal Board) Regulations (Cap. 358 (2)sub. leg. C), the Schedule, Form 1-

Repeal

Schedule 3-Part 2

Section 2

"Secretary for the Environment"

Substitute

"Secretary for Environment and Ecology".

- 2. Amendments to Environment and Conservation Fund Ordinance
 - (1) Environment and Conservation Fund Ordinance (Cap. 450), section 2, definition of *Secretary*—

Repeal

"Secretary for the Environment"

Substitute

"Secretary for Environment and Ecology".

(2) Environment and Conservation Fund Ordinance (Cap. 450), section 10(b)—

Repeal

"; and"

Substitute a semicolon.

(3) Environment and Conservation Fund Ordinance (Cap. 450), section 10(c)---

Repeal

everything after "1 July 2007"

Substitute

"but before 1 July 2022 as if done by the Secretary for the Environment; and".

(4) Environment and Conservation Fund Ordinance (Cap. 450), after section 10(c)—

Add

Resolution of the Legislative Council

"(d) on and after 1 July 2022 as if done by the Secretary for Environment and Ecology.".

Resolution of the Legislative Council Schedule 4—Part 1—Division 1 25			Schedule 4-	Resolution of the Legislative Council Schedule 4—Part 1—Division 1		
			Column 1	Column 2	Column 3	
	Schedule	[para. (1)(d)]	Item	Enactment under which functions are transferred	Public officer to whom functions are transferred	
Transfe	r of Functions of Secreta	ry for Food and Health	5.	Pharmacy and Poisons Ordinance (Cap. 138)	Secretary for Health	
	Part 1		6.	Dentists Registration Ordinance (Cap. 156)	Secretary for Health	
	Enactments and Pub Division 1—H		7.	Medical Registration Ordinance (Cap. 161)	Secretary for Health	
Column 1	Column 2	Column 3	8.	Midwives Registration Ordinance (Cap. 162)	Secretary for Health	
Item	Enactment under which functions are transferred	Public officer to whom functions are transferred	9.	Nurses Registration Ordinance (Cap. 164)	Secretary for Health	
1.	Inland Revenue Ordinance (Cap. 112)	Secretary for Health	10.	Medical Clinics Ordinance (Cap. 343)	Secretary for Health	
2.	Hospital Authority Ordinance (Cap. 113)	Secretary for Health	. 11.	Supplementary Medical Professions Ordinance (Cap.	Secretary for Health	
3.	Public Health and Municipal Services Ordinance (Cap.	Secretary for Health		359)		
	132), section 55(6)(b)(ii) and (d)(ii)		12.	Smoking (Public Health) Ordinance (Cap. 371)	Secretary for Health	
4.	Mental Health Ordinance (Cap. 136)	Secretary for Health	13.	Hong Kong Council on Smoking and Health Ordinance (Cap. 389)	Secretary for Health	

		27
Column 1	Column 2	Column 3
Item	Enactment under which functions are transferred	Public officer to whom functions are transferred
14.	Chiropractors Registration Ordinance (Cap. 428)	Secretary for Health
15.	Human Organ Transplant Ordinance (Cap. 465)	Secretary for Health
16.	Coroners Ordinance (Cap. 504)	Secretary for Health
17.	Chinese Medicine Ordinance (Cap. 549)	Secretary for Health
18.	Human Reproductive Technology Ordinance (Cap. 561)	Secretary for Health
19.	Prevention and Control of Disease Ordinance (Cap. 599)	Secretary for Health
20.	Fixed Penalty (Smoking Offences) Ordinance (Cap. 600)	Secretary for Health
21.	Electronic Health Record Sharing System Ordinance (Cap. 625)	Secretary for Health

Resolution of the Legislative Council Schedule 4—Part 1—Division 2

Schedule 4	art 1-Divi	sion 2	

Column 1	Column 2	Column 3
Item	Enactment under which functions are transferred	Public officer to whom functions are transferred
22.	Private Healthcare Facilities Ordinance (Cap. 633)	Secretary for Health
23.	Tung Wah Group of Hospitals Ordinance (Cap. 1051)	Secretary for Health
24.	Pok Oi Hospital Incorporation Ordinance (Cap. 1068)	Secretary for Health
25.	Yan Chai Hospital Ordinance (Cap. 1106)	Secretary for Health
26.	Nurses Registration (Amendment) Ordinance 1997 (82 of 1997)	Secretary for Health

Division 2—Environmental Hygiene, Food Safety, Agriculture and Fisheries, and Veterinary Public Health, etc.

Column 1	Column 2	Column 3
Item	Enactment under which functions are transferred	Public officer to whom functions are transferred
27.	Dutiable Commodities Ordinance (Cap. 109)	Secretary for Environment and Ecology

Schedule 4—Part 1—Division 2

Schedule 4-		29
Column 1	Column 2	Column 3
Item	Enactment under which functions are transferred	Public officer to whom functions are transferred
28.	Public Health and Municipal Services Ordinance (Cap. 132), except section 55(6)(b)(ii) and (d)(ii)	Secretary for Environment and Ecology
29.	Pesticides Ordinance (Cap. 133)	Secretary for Environment and Ecology
30.	Dogs and Cats Ordinance (Cap. 167)	Secretary for Environment and Ecology
31.	Fisheries Protection Ordinance (Cap. 171)	Secretary for Environment and Ecology
32.	Agricultural Products (Marketing) Ordinance (Cap. 277)	Secretary for Environment and Ecology
33.	Animals (Control of Experiments) Ordinance (Cap. 340)	Secretary for Environment and Ecology
34.	Rabies Ordinance (Cap. 421)	Secretary for Environment and Ecology
35.	Plant Varieties Protection Ordinance (Cap. 490)	Secretary for Environment and Ecology

Resolution of the Legislative Council

Schedule 4-Part 1-Division 2 Column 3 Column 2 Column 1 Public officer to whom Enactment under which functions are transferred functions are transferred Item Secretary for Environment Whaling Industry 36. (Regulation) Ordinance (Cap. and Ecology 496) Veterinary Surgeons Secretary for Environment 37. Registration Ordinance (Cap. and Ecology 529) Secretary for Environment Fixed Penalty (Public 38. Cleanliness and Obstruction) and Ecology Ordinance (Cap. 570) Secretary for Environment Food Safety Ordinance (Cap. 39. and Ecology 612) Secretary for Environment Private Columbaria 40. Ordinance (Cap. 630) and Ecology Conservation of Antarctic Secretary for Environment 41. Marine Living Resources and Ecology Ordinance (Cap. 635)

Schedule 4-Part 2-Division 1 Section 1

Part 2

Amendments Effecting Transfer

Division 1-Transfer to Secretary for Health

- "Secretary for Health" substituted for "Secretary for Food and 1. Health"
 - (1) The following provisions—
 - Inland Revenue Ordinance (Cap. 112), section 26I(1), (a) definitions of qualifying premiums and VHIS policy;
 - Hospital Authority Ordinance (Cap. 113)-(b)
 - (i) sections 4(d), 5(1) and (n), 8(2) and (3), 9(2), 10(4), 16, 17 and 18(6); and
 - (ii) Schedule 3, paragraphs 6(1) and 18(1) and (2)(b);
 - (c) Public Health and Municipal Services Ordinance (Cap. 132), section 55(6)(b)(ii) and (d)(ii);
 - Mental Health Regulations (Cap. 136 sub. leg. A), the (d) Schedule, Form 12;
 - (e) Pharmacy and Poisons Ordinance (Cap. 138), sections 29(1B) and 30(10);
 - Dentists Registration Ordinance (Cap. 156), section (f) 29(1A) and (1C);
 - Medical Registration Ordinance (Cap. 161)-(g)
 - (i) sections 14F(4), 14I, 33(3) and (5) and 36(2); and
 - (ii) Schedule 5, Table 1, item 6, column 2;
 - (h) Midwives Registration Ordinance (Cap. 162), section 23(2) and (3);

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Section 1	JZ
(i)	Nurses Registration Ordinance (Cap. 164), section 27(2) and (3);
(j)	Medical Clinics Ordinance (Cap. 343), section 15(1);
(k)	Supplementary Medical Professions Ordinance (Cap. 359), section 29(1A), (1B) and (3);
(1)	Smoking (Public Health) Ordinance (Cap. 371), section 2(1), definition of <i>Secretary</i> ;
(m)	Hong Kong Council on Smoking and Health Ordinance (Cap. 389), sections 16 and 17(4) and (6);
(n)	Chiropractors Registration Ordinance (Cap. 428), the Schedule, section 4(6);
(0)	Human Organ Transplant Ordinance (Cap. 465), section 2, definition of <i>Secretary</i> ;
(p)	Human Organ Transplant (Appeal Board) Regulation (Cap. 465 sub. leg. B), section 18(1);
(q)	Coroners Ordinance (Cap. 504), section 5(1);
(r)	Chinese Medicine Ordinance (Cap. 549)
	(i) section 1(2); and
	(ii) section 2(1), definition of <i>Secretary</i> ;
(s)	Human Reproductive Technology Ordinance (Cap. 561), sections 1(2), 2(2) and (10), 4(2)(j) and (4), 5(1)(a), 6(5), 45(1) and 46;
(t)	Prevention and Control of Disease Ordinance (Cap. 599), sections 7(1), (2)(x) and (4) and 17(b);
(m)	Compulsory Quarantine of Certain Persons Arriving at

Compulsory Quarantine of Certain Persons Arriving at (\mathbf{u}) Hong Kong Regulation (Cap. 599 sub. leg. C), section 2, definition of Secretary;

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- (v) Compulsory Quarantine of Persons Arriving at Hong Kong from Foreign Places Regulation (Cap. 599 sub. leg. E), section 2, definition of *Secretary*;
- (w) Prevention and Control of Disease (Requirements and Directions) (Business and Premises) Regulation (Cap. 599 sub. leg. F), section 2, definition of *Secretary*;
- (x) Prevention and Control of Disease (Prohibition on Gathering) Regulation (Cap. 599 sub. leg. G), section 2, definition of *Secretary*;
- (y) Prevention and Control of Disease (Regulation of Crossboundary Conveyances and Travellers) Regulation (Cap. 599 sub. leg. H), section 5(1);
- (z) Prevention and Control of Disease (Wearing of Mask) Regulation (Cap. 599 sub. leg. I), section 3(1);
- (za) Prevention and Control of Disease (Compulsory Testing for Certain Persons) Regulation (Cap. 599 sub. leg. J), section 2(1), definition of *Secretary*;
- (zb) Prevention and Control of Disease (Use of Vaccines) Regulation (Cap. 599 sub. leg. K), section 2, definition of *Secretary*;
- (zc) Fixed Penalty (Smoking Offences) Ordinance (Cap. 600), sections 2(3)(a) and (b), 16 and 17(1);
- (zd) Fixed Penalty (Smoking Offences) (Specification of Authorities and Public Officers) Notice (Cap. 600 sub. leg. B), the Schedule;
- (ze) Electronic Health Record Sharing System Ordinance (Cap. 625)---
 - (i) section 1(2); and
 - (ii) section 2(1), definition of *Secretary*;
- (zf) Private Healthcare Facilities Ordinance (Cap. 633)---

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- (i) section 1(2); and
- (ii) section 2(1), definition of *Secretary*;
- (zg) Tung Wah Group of Hospitals Ordinance (Cap. 1051), the Schedule, paragraphs 19(2)(aa) and (7) and 20(3);
- (zh) Pok Oi Hospital Incorporation Ordinance (Cap. 1068), section 4(4), proviso;
- (zi) Yan Chai Hospital Ordinance (Cap. 1106)—
 - (i) section 3(1), (2) and (3); and
 - (ii) section 7(1), proviso;
- (zj) Nurses Registration (Amendment) Ordinance 1997 (82 of 1997), section 1(2)—

Repeal

"Secretary for Food and Health" (wherever appearing)

Substitute

"Secretary for Health".

- (2) The following provisions—
 - (a) Hospital Authority Ordinance (Cap. 113)-
 - (i) section 16, heading; and
 - (ii) section 17, heading;
 - (b) Prevention and Control of Disease (Regulation of Crossboundary Conveyances and Travellers) Regulation (Cap. 599 sub. leg. H), section 5, heading;
 - (c) Prevention and Control of Disease (Wearing of Mask) Regulation (Cap. 599 sub. leg. I), section 3, heading---

Repeal

"Secretary for Food and Health" (wherever appearing) Substitute

Schedule 4—Part 2—Division 1 Section 2

"Secretary for Health".

2. Amendments to Mental Health Ordinance

- (1) Mental Health Ordinance (Cap. 136)-
 - (a) section 42B(6)(c);
 - (b) section 59ZA, definition of *special treatment*; and
 - (c) sections 59ZC(1) and 72(1)—

Repeal

"Secretary for Food and Health"

Substitute

"Secretary for Health".

(2) Mental Health Ordinance (Cap. 136), Chinese text, section 74(4)(a)—

Repeal

";及"

Substitute a semicolon.

(3) Mental Health Ordinance (Cap. 136), section 74(4)(b)-

Repeal

"; and"

Substitute a semicolon.

(4) Mental Health Ordinance (Cap. 136), section 74(4)(c)-

Repeal

everything after "1 July 2007"

Substitute

"but before 1 July 2022, as if they had been made by the Secretary for Food and Health; and".

(5) Mental Health Ordinance (Cap. 136), after section 74(4)(c)—

Resolution of the Legislative Council Schedule 4—Part 2—Division 2

Add

Section 4

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"(d) on and after 1 July 2022, as if they had been made by the Secretary for Health.".

3. Amendments to Prevention and Control of Disease (Vaccine Pass) Regulation

(1) Prevention and Control of Disease (Vaccine Pass) Regulation (Cap. 599 sub. leg. L), section 2(1), definition of *Secretary*—

Repeal

"Secretary for Food and Health"

Substitute

"Secretary for Health".

 (2) Prevention and Control of Disease (Vaccine Pass) Regulation (Cap. 599 sub. leg. L), section 3(5)(a)—

Repeal

"Food and Health Bureau"

Substitute

"Health Bureau".

Division 2—Transfer to Secretary for Environment and Ecology

- 4. "Secretary for Environment and Ecology" substituted for "Secretary for Food and Health"
 - (1) The following provisions—
 - (a) Dutiable Commodities Ordinance (Cap. 109), sections 6(4A)(a) and 6A;
 - (b) Dutiable Commodities (Liquor) Regulations (Cap. 109 sub. leg. B)—

Schedule 4—Part 2—Division 2

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- regulation 2(1), definition of prescribed fee; and (i)
- regulations 2A(5) and (6) and 43(1); (ii)
- Public Health and Municipal Services Ordinance (Cap. (c) 132)—
 - (i) sections 55(6)(b)(i) and (d)(i), 125I(1) and (2) and 128D(6) and (20); and
 - (ii) Third Schedule, entries relating to sections 15, 26, 28, 29, 35, 42, 49, 77, 80, 83A, 92B, 94A, 104, 113A, 116, 123, 123C, 124E and 124I;
- Milk Regulation (Cap. 132 sub. leg. AQ), section 4; (d)
- (e) Pesticides Ordinance (Cap. 133), sections 3A(3), (5), (6) and (7), 19(1B) and (1C) and 19A(1);
- Dogs and Cats Ordinance (Cap. 167), section 2, definition (f)of Secretary;
- Fisheries Protection Ordinance (Cap. 171), section 2, (g) definition of Secretary;
- (h) Agricultural Products (Marketing) Ordinance (Cap. 277), section 4(6):
- Animals (Control of Experiments) Ordinance (Cap. 340), (i) section 13(1) and (4);
- Rabies Ordinance (Cap. 421), section 2, definition of (i) Secretary;
- (k) Plant Varieties Protection Ordinance (Cap. 490), sections 4(2) and 42(1);
- (1) Whaling Industry (Regulation) Ordinance (Cap. 496)—
 - (i) section 2, definition of *licensing authority*; and
 - (ii) sections 4(5) and 5(1);
- Fixed Penalty (Public Cleanliness and Obstruction) (m)Ordinance (Cap. 570), section 17;

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Section 5

Food Safety Ordinance (Cap. 612), section 2(1), (n)definition of Secretary:

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- Private Columbaria Ordinance (Cap. 630), section 2(1), (0)definition of Secretary;
- Conservation of Antarctic Marine Living Resources (p) Ordinance (Cap. 635), section 2, definition of Secretary-

Repeal

"Secretary for Food and Health" (wherever appearing)

Substitute

"Secretary for Environment and Ecology".

- The following provisions— (2)
 - (a) Dutiable Commodities Ordinance (Cap. 109), section 6A, heading;
 - (b) Pesticides Ordinance (Cap. 133), section 19A, heading-Repeal

"Secretary for Food and Health" (wherever appearing) Substitute

"Secretary for Environment and Ecology".

5. Amendments to Veterinary Surgeons Registration Ordinance

- Veterinary Surgeons Registration Ordinance (Cap. 529), (1)English text---
 - (a) section 2, definition of *Election Regulation*;
 - (b) sections 3A(1)(a) and (b) and (2)(c), 3C(2), 3D(2), 4(2), 5(h), 7(1), 28(1) and (1A) and 29(2); and
 - (c) Schedule 1, sections 2A(1) and (3), 2B(1), 2C(1) and 3(6)-

Schedule 4—Part 2—Division 2 Section 6

Repeal

"Secretary for Food and Health" (wherever appearing)

Substitute

"Secretary for Environment and Ecology".

(2) Veterinary Surgeons Registration Ordinance (Cap. 529), Chinese text, section 2, definition of *局長*—

Repeal

"食物及衞生局局長"

Substitute

"環境及生態局局長".

- (3) Veterinary Surgeons Registration Ordinance (Cap. 529), English text---
 - (a) Schedule 1, section 2B, heading; and
 - (b) Schedule 1, section 2C, heading-

Repeal

"Secretary for Food and Health"

Substitute

"Secretary for Environment and Ecology".

- 6. Amendments to Veterinary Surgeons Board (Election of Members) Regulation
 - Veterinary Surgeons Board (Election of Members) Regulation (Cap. 529 sub. leg. B), Chinese text, section 49, definition of 檢討委員會—

Repeal the full stop

Substitute a semicolon.

(2) Veterinary Surgeons Board (Election of Members) Regulation (Cap. 529 sub. leg. B), section 49---

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Schedule 4—Part 2—Division 2

Section 6

Repeal the definition of S for FH.

(3) Veterinary Surgeons Board (Election of Members) Regulation (Cap. 529 sub. leg. B), section 49----

Add in alphabetical order

- "S for EE (環生局局長) means the Secretary for Environment and Ecology.".
- (4) Veterinary Surgeons Board (Election of Members) Regulation (Cap. 529 sub. leg. B), sections 50(2)(c), 51(2) and (3), 53(4)(d), 54(1) and (2) and 60(b)—

Repeal

"S for FH" (wherever appearing)

Substitute

"S for EE".

Schedule 5-Part 1

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Schedule 5

[para. (1)(e)]

Transfer of Functions of Permanent Secretary for Food and Health (Health)

Part 1

Enactments and Public Officers

Column 1	Column 2	Column 3
Item	Enactment under which functions are transferred	Public officer to whom functions are transferred
1.	Medical Registration Ordinance (Cap. 161)	Permanent Secretary for Health
2.	Electronic Health Record Sharing System Ordinance (Cap. 625)	Permanent Secretary for Health

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Schedule 5—Part 2 Section 1

Part 2

Amendments Effecting Transfer to Permanent Secretary for Health

1. "Permanent Secretary for Health" substituted for "Permanent Secretary for Food and Health (Health)"

The following provisions-

- (a) Medical Registration Ordinance (Cap. 161), section 2(1), definition of *Permanent Secretary*;
- (b) Electronic Health Record Sharing System Ordinance (Cap. 625), section 54(2)(a)—

Repeal

"Permanent Secretary for Food and Health (Health)" (wherever appearing)

Substitute

"Permanent Secretary for Health".

Resolution of the Legislative Council Resolution of the Legislative Council Schedule 6-Part 1-Division 1 Schedule 6-Part 1-Division 2 43 Column 3 Column 1 Column 2 Schedule 6 Enactment under which Public officer to whom functions are transferred functions are transferred Item [para. (1)(f)]5. Hong Kong Arts Secretary for Culture, Sports **Transfer of Functions of Secretary for Home Affairs Development Council** and Tourism Ordinance (Cap. 472) Part 1 6. West Kowloon Cultural Secretary for Culture, Sports **Enactments and Public Officers** District Authority Ordinance and Tourism (Cap. 601) **Division 1—Culture, Arts and Sports Division 2—Home and Youth Affairs** Column 1 Column 2 Column 3 Column 1 Column 2 Column 3 Enactment under which Public officer to whom Item functions are transferred functions are transferred Enactment under which Public officer to whom functions are transferred functions are transferred Item 1. Public Health and Municipal Secretary for Culture, Sports Services Ordinance (Cap. and Tourism Secretary for Home and 7. Probate and Administration 132), except sections 2(1) and Ordinance (Cap. 10) Youth Affairs 118(4) Secretary for Home and 8. Intestates' Estates Ordinance 2. **Books Registration Ordinance** Secretary for Culture, Sports (Cap. 73) Youth Affairs (Cap. 142) and Tourism 9. New Territories Ordinance Secretary for Home and

(Cap. 97)

108)

Betting Duty Ordinance (Cap.

10.

Youth Affairs

Youth Affairs

Secretary for Home and

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Dangerous Goods (Control) 3. Secretary for Culture, Sports Regulation (Cap. 295 sub. leg. and Tourism G)

Lord Wilson Heritage Trust 4. Secretary for Culture, Sports Ordinance (Cap. 425) and Tourism

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Column 1	Column 2	Column 3
Item	Enactment under which functions are transferred	Public officer to whom functions are transferred
11.	Estate Duty Ordinance (Cap. 111)	Secretary for Home and Youth Affairs
12.	Miscellaneous Licences Ordinance (Cap. 114)	Secretary for Home and Youth Affairs
13.	Rating Ordinance (Cap. 116)	Secretary for Home and Youth Affairs
14.	Land Registration Fees Regulations (Cap. 128 sub. leg. B)	Secretary for Home and Youth Affairs
15.	Public Health and Municipal Services Ordinance (Cap. 132), sections 2(1) and 118(4)	Secretary for Home and Youth Affairs
16.	Gambling Ordinance (Cap. 148)	Secretary for Home and Youth Affairs
17.	Societies Ordinance (Cap. 151)	Secretary for Home and Youth Affairs
18.	Chinese Temples Ordinance (Cap. 153)	Secretary for Home and Youth Affairs
19.	Man Mo Temple Ordinance (Cap. 154)	Secretary for Home and Youth Affairs

Schedule 6-	–Part 1––Division 2	46
Column 1	Column 2	Column 3
Item	Enactment under which functions are transferred	Public officer to whom functions are transferred
20.	Places of Public Entertainment Ordinance (Cap. 172)	Secretary for Home and Youth Affairs
21.	Juvenile Offenders Ordinance (Cap. 226)	Secretary for Home and Youth Affairs
22.	Summary Offences Ordinance (Cap. 228)	Secretary for Home and Youth Affairs
23.	Building Management Ordinance (Cap. 344)	Secretary for Home and Youth Affairs
24.	Hotel and Guesthouse Accommodation Ordinance (Cap. 349)	Secretary for Home and Youth Affairs
25.	Clubs (Safety of Premises) Ordinance (Cap. 376)	Secretary for Home and Youth Affairs
26.	Queen Elizabeth Foundation for the Mentally Handicapped Ordinance (Cap. 399)	Secretary for Home and Youth Affairs
27.	Amusement Game Centres Ordinance (Cap. 435)	Secretary for Home and Youth Affairs

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Schedule 6—Part 1—Division 2

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Column 1	Column 2	Column 3
Item	Enactment under which functions are transferred	Public officer to whom functions are transferred
28.	Administrative Appeals Board Ordinance (Cap. 442)	Secretary for Home and Youth Affairs
29.	Bedspace Apartments Ordinance (Cap. 447)	Secretary for Home and Youth Affairs
30.	Amusement Rides (Safety) Ordinance (Cap. 449)	Secretary for Home and Youth Affairs
31.	New Territories Land (Exemption) Ordinance (Cap. 452)	Secretary for Home and Youth Affairs
32.	Sex Discrimination Ordinance (Cap. 480)	Secretary for Home and Youth Affairs
33.	Government Rent (Assessment and Collection) Ordinance (Cap. 515)	Secretary for Home and Youth Affairs
34.	Electoral Procedure (Rural Representative Election) Regulation (Cap. 541 sub. leg. L)	Secretary for Home and Youth Affairs
35,	Karaoke Establishments Ordinance (Cap. 573)	Secretary for Home and Youth Affairs

Youth Affairs

Resolution of the Legislative Council

Schedule 6—Part 1—Division 2

Column 1	Column 2	Column 3
Item	Enactment under which functions are transferred	Public officer to whom functions are transferred
36.	Rural Representative Election Ordinance (Cap. 576)	Secretary for Home and Youth Affairs
37.	Land Titles Ordinance (Cap. 585)	Secretary for Home and Youth Affairs
38.	Property Management Services Ordinance (Cap. 626)	Secretary for Home and Youth Affairs
.39.	Private Columbaria Ordinance (Cap. 630)	Secretary for Home and Youth Affairs
40.	Po Leung Kuk Ordinance (Cap. 1040)	Secretary for Home and Youth Affairs
41.	Secretary for Home Affairs Incorporation Ordinance (Cap. 1044)	Secretary for Home and Youth Affairs
42.	Tung Wah Group of Hospitals Ordinance (Cap. 1051)	Secretary for Home and Youth Affairs
43.	Grantham Scholarships Fund Ordinance (Cap. 1076)	Secretary for Home and Youth Affairs

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Section 1

Schedule 6-Part 1-Division 2

Column 1	Column 2	Column 3
Item	Enactment under which functions are transferred	Public officer to whom functions are transferred
44.	Brewin Trust Fund Ordinance (Cap. 1077)	Secretary for Home and Youth Affairs
45.	Heung Yee Kuk Ordinance (Cap. 1097)	Secretary for Home and Youth Affairs
46.	Sir Robert Black Trust Fund Ordinance (Cap. 1101)	Secretary for Home and Youth Affairs
47.	Li Po Chun Charitable Trust Fund Ordinance (Cap. 1110)	Secretary for Home and Youth Affairs
48.	Chinese Permanent Cemeteries Ordinance (Cap. 1112)	Secretary for Home and Youth Affairs
49.	Sir Edward Youde Memorial Fund Ordinance (Cap. 1140)	Secretary for Home and Youth Affairs

Resolution of the Legislative Council Schedule 6-Part 2-Division 1

Part 2

Amendments Effecting Transfer

Division 1—Transfer to Secretary for Culture, Sports and Tourism

"Secretary for Culture, Sports and Tourism" substituted for 1. "Secretary for Home Affairs"

- (1) The following provisions—
 - (a) Specification of Public Offices Notice (Cap. 1 sub. leg. C), the Schedule, entry relating to the Secretary for Home Affairs specified for the purposes of the Books Registration Ordinance (Cap. 142);
 - (b) Public Health and Municipal Services Ordinance (Cap. 132), Third Schedule, entries relating to sections 42, 92AA, 92B, 105D, 105I, 105L, 105O, 109, 124J and 124L;
 - (c) Lord Wilson Heritage Trust Ordinance (Cap. 425), section 4(2)(b);
 - (d) Hong Kong Arts Development Council Ordinance (Cap. 472), section 3(3)(d);
 - (e) West Kowloon Cultural District Authority Ordinance (Cap. 601), sections 21(3)(b), (4) and (5)(a), 32(1) and (2), 33(1) and (2), 34(2)(e)(i) and (ii) and 36(1)-

Repeal

"Secretary for Home Affairs" (wherever appearing)

Substitute

"Secretary for Culture, Sports and Tourism".

The following provisions----(2)

Schedule 6—Part 2—Division 1

Section 2

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- (a) Public Health and Municipal Services Ordinance (Cap. 132), Schedule 16, heading;
- (b) West Kowloon Cultural District Authority Ordinance (Cap. 601), section 36, heading—

Repeal

"Secretary for Home Affairs" (wherever appearing)

Substitute

"Secretary for Culture, Sports and Tourism".

2. Amendments to Books Registration Ordinance

Books Registration Ordinance (Cap. 142), English text, section
 definition of *Secretary*—

Repeal

"Secretary for Home Affairs"

Substitute

"Secretary for Culture, Sports and Tourism".

Books Registration Ordinance (Cap. 142), Chinese text, section
 3, heading—

Repeal

"民政事務局局長"

Substitute

"文化體育及旅遊局局長".

(3) Books Registration Ordinance (Cap. 142), Chinese text, sections 3(1) and (2), 4 and 5(1) and (2)—

Repeal

"民政事務局局長" (wherever appearing)

Substitute

"文化體育及旅遊局局長".

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Schedule 6—Part 2—Division 1 Section 3

(1) Dangerous Goods (Control) Regulation (Cap. 295 sub. leg. G), English text, section 2(1), definition of *Secretary*—

Repeal

"Secretary for Home Affairs"

Substitute

"Secretary for Culture, Sports and Tourism".

(2) Dangerous Goods (Control) Regulation (Cap. 295 sub. leg. G), Chinese text, sections 72(2) and (3), 73(1) and (3), 74(3)(e) and (4), 75, 90(3)(a), 91(3) and 156(2)—

Repeal

"民政事務局局長" (wherever appearing)

Substitute

"文化體育及旅遊局局長".

(3) Dangerous Goods (Control) Regulation (Cap. 295 sub. leg. G), section 156(2)—

Repeal

"Home Affairs Bureau"

Substitute

"Culture, Sports and Tourism Bureau".

 (4) Dangerous Goods (Control) Regulation (Cap. 295 sub. leg. G), Chinese text, section 157(7), definition of 規管當局, paragraph (b)—

Repeal

"民政事務局局長"

Substitute

"文化體育及旅遊局局長".

Schedule 6—Part 2—Division 2 Section 4

Division 2—Transfer to Secretary for Home and Youth Affairs

- 4. "Secretary for Home and Youth Affairs" substituted for "Secretary for Home Affairs"
 - (1) The following provisions—
 - (a) Specification of Public Offices Notice (Cap. 1 sub. leg.
 C), the Schedule—____
 - (i) entry relating to the Secretary for Home Affairs specified for the purposes of the Probate and Administration Ordinance (Cap. 10);
 - (ii) entry relating to the Secretary for Home Affairs specified for the purposes of the New Territories Ordinance (Cap. 97);
 - (iii) entry relating to the Secretary for Home Affairs specified for the purposes of the Hotel and Guesthouse Accommodation Ordinance (Cap. 349);
 - (iv) entry relating to the Secretary for Home Affairs specified for the purposes of the Clubs (Safety of Premises) Ordinance (Cap. 376);
 - (v) entry relating to the Secretary for Home Affairs specified for the purposes of the New Territories Land (Exemption) Ordinance (Cap. 452); and
 - (vi) entry relating to the Secretary for Home Affairs specified for the purposes of the Heung Yee Kuk Ordinance (Cap. 1097);
 - (b) Probate and Administration Ordinance (Cap. 10), section 2, definition of *Secretary*;
 - (c) Intestates' Estates Ordinance (Cap. 73), Schedule 1, paragraph 5(3);

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Section 4

- (d) Betting Duty Ordinance (Cap. 108), section 1A(1), definition of *Secretary*;
- (e) Estate Duty Ordinance (Cap. 111), section 10(f);
- (f) Miscellaneous Licences Ordinance (Cap. 114), section 3(1)(i);
- (g) Miscellaneous Licences Regulations (Cap. 114 sub. leg. A), First Schedule;
- (h) Rating Ordinance (Cap. 116)—
 - (i) section 36(4), definition of *New Territories resident*; and
 - (ii) section 40A(1);
- (i) Land Registration Fees Regulations (Cap. 128 sub. leg.B), regulation 4(2);
- (j) Gambling Ordinance (Cap. 148), sections 16E(2)(c) and 22(1), (3), (4), (5), (5B) and (5C);
- (k) Gambling Regulations (Cap. 148 sub. leg. A)-
 - (i) regulations 4, 5 and 6;
 - (ii) Schedule 1, Forms 1, 2, 3, 4, 5, 6, 7 and 8; and
 - (iii) Schedule 2, Forms 1A, 2A, 3A, 4A and 5A;
- (1) Societies Ordinance (Cap. 151)-
 - (i) sections 6(1) and (2) and 9(1)(d); and
 - (ii) the Schedule, item (11);
- (m) Chinese Temples Ordinance (Cap. 153), sections 5(2), 7(2)(a) and 14(1);
- (n) Man Mo Temple Ordinance (Cap. 154), section 5(b);
- (o) Places of Public Entertainment Ordinance (Cap. 172)-
 - (i) section 2, definition of *licensing authority*; and
 - (ii) sections 3A(1), 3B and 7(1) and (4);

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Section 4

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- Juvenile Offenders Ordinance (Cap. 226), section 3B(2); (p)
- Summary Offences Ordinance (Cap. 228), section (a) 4(17)(ii);
- Building Management Ordinance (Cap. 344), section 2, (\mathbf{r}) definition of Authority;
- Hotel and Guesthouse Accommodation Ordinance (Cap. (s)349), section 2(1), definition of Secretary;
- (t) Clubs (Safety of Premises) (Exclusion) Order (Cap. 376 sub. leg. C), the Schedule, item 2;
- Queen Elizabeth Foundation for the Mentally (u) Handicapped Ordinance (Cap. 399), section 5(b);
- (v) Amusement Game Centres (Appeal Board) Regulation (Cap. 435 sub. leg. A), the Schedule, Forms 1, 2 and 3;
- (w) Administrative Appeals Board Ordinance (Cap. 442), the Schedule, items 10 and 47;
- (x) New Territories Land (Exemption) Ordinance (Cap. 452), section 12(a), (b) and (c);
- Sex Discrimination Ordinance (Cap. 480), section 35(5); (\mathbf{y})
- Government Rent (Assessment and Collection) (Z) Ordinance (Cap. 515), section 33;
- Electoral Procedure (Rural Representative Election) (za) Regulation (Cap. 541 sub. leg. L), section 67(1)(b)(iii);
- (zb) Karaoke Establishments Ordinance (Cap. 573), section 2(1), definition of *licensing authority*, paragraphs (a) and (c);
- Rural Representative Election Ordinance (Cap. 576), (zc) section 2(1), definition of *Secretary*;
- Land Titles Ordinance (Cap. 585), Schedule 3, section 31; (zd)
- Property Management Services Ordinance (Cap. 626)-(ze)

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Schedule 6—Part 2—Di Section 4	vision 2 56
(i)	section 1(2); and
· (ii)	section 2, definition of Secretary;
· · ·	vate Columbaria Ordinance (Cap. 630), section 57(2), (6), (7), (9)(b) and (10);
	Leung Kuk Ordinance (Cap. 1040), the Schedule, ragraphs 1(ea), 4(2)(b), 18(2)(a) and (7) and 19(3);
Sc	ng Wah Group of Hospitals Ordinance (Cap. 1051), the hedule, paragraphs 1(i), 4(2)(b), 19(2)(a) and (7) and (3);
	antham Scholarships Fund Ordinance (Cap. 1076), ction 4(1)(a);
(zj) Br	ewin Trust Fund Ordinance (Cap. 1077), section 5(2);
(zk) He	ung Yee Kuk Ordinance (Cap. 1097)—
(i)	sections 3(2)(b) and (c)(iii) and (3)(a)(ii) and (d)(i), 10(1)(d), 11(1) and 14(2);
(ii)	First Schedule, paragraph 6; and
(iii)	Second Schedule, paragraphs 1, 2, 4(3), 5(2) and 7(2);
• *	• Robert Black Trust Fund Ordinance (Cap. 1101), etion 5(2)(a);
	Po Chun Charitable Trust Fund Ordinance (Cap. 1110), ction 5(1)(a) and (7);
(zn) Ch	inese Permanent Cemeteries Ordinance (Cap. 1112)
(i)	section 2, definition of Chairman; and
(ii)	section 3(2)(a)(i) and (3);
	Edward Youde Memorial Fund Ordinance (Cap. 40), section 4(3)(b)—
Repeal	

Schedule 6—Part 2—Division 2

Section 5

Resolution of the Legislative Council Schedule 6—Part 2—Division 2 58 Section 6 New Territories Ordinance (Cap. 97), sections 3(1) and (2) and (2)5-----Repeal "Secretary for Home Affairs" Substitute "Secretary for Home and Youth Affairs". New Territories Ordinance (Cap. 97), section 9, heading-(3)Repeal "Secretary for Home Affairs" Substitute "Secretary for Home and Youth Affairs". (4) New Territories Ordinance (Cap. 97), section 9(1)-Repeal "Secretary for Home Affairs" Substitute "Secretary for Home and Youth Affairs". (5) New Territories Ordinance (Cap. 97), sections 15, 16, 18 and 44----Repeal "Secretary for Home Affairs" (wherever appearing)

Substitute

"Secretary for Home and Youth Affairs".

- 6. Amendments to Public Health and Municipal Services Ordinance
 - (1) Public Health and Municipal Services Ordinance (Cap. 132), section 2(1), definition of *Secretary for Home Affairs*—

"Secretary for Home Affairs" (wherever appearing)

Substitute

"Secretary for Home and Youth Affairs".

(2) The following provisions—

- (a) Rating Ordinance (Cap. 116), section 40A, heading;
- (b) Places of Public Entertainment Ordinance (Cap. 172), section 3B, heading;
- (c) Government Rent (Assessment and Collection) Ordinance (Cap. 515), section 33, heading—

Repeal

"Secretary for Home Affairs" (wherever appearing) Substitute

"Secretary for Home and Youth Affairs".

(3) Heung Yee Kuk Ordinance (Cap. 1097), section 3(3)(d)(ii)—
 Repeal

"Secretary for Home Affair's" (wherever appearing)

Substitute

"Secretary for Home and Youth Affairs".

5. Amendments to New Territories Ordinance

 New Territories Ordinance (Cap. 97), section 2, definition of Secretary for Home Affairs—

Repeal

"Secretary for Home Affairs (民政事務局局長)"

Substitute

"Secretary for Home and Youth Affairs (民政及青年事務局局長)".

Schedule 6—Part 2—Division 2 Section 7

Repeal

"Secretary for Home Affairs (民政事務局局長)"

Substitute

"Secretary for Home and Youth Affairs (民政及青年事務局局長)".

(2) Public Health and Municipal Services Ordinance (Cap. 132), section 118(4), proviso—

Repeal

"Secretary for Home Affairs"

Substitute

- "Secretary for Home and Youth Affairs".
- 7. Amendments to Clubs (Safety of Premises) Ordinance
 - (1) Clubs (Safety of Premises) Ordinance (Cap. 376), English text, section 2, definition of *Secretary*—

Repeal

"Secretary for Home Affairs"

Substitute

"Secretary for Home and Youth Affairs".

(2) Clubs (Safety of Premises) Ordinance (Cap. 376), Chinese text, sections 3(1), 4(2)(a) and (b), 5(1) and (2), 6(1)(a), (2), (3), (4) and (5), 7(2) and (3)(a), 8(1)(a), (2), (4) and (5), 9(2), (3), (5) and (6), 10, 11(1) and (2), 12(2) and (3)(a), 13(1) and (2), 15(2) and (9), 18(1), 19(1), 20(1), (2)(a) and (b), (3)(b) and (4), 21(1) and (4)(b) and (e) and 22(1)(b), (2)(a), (b) and (c) and (3)—

Repeal

"民政事務局局長" (wherever appearing)

Substitute

Resolution of the Legislative Council Schedule 6—Part 2—Division 2

Schedule 0-1 art 2-Division 2	
Section 8	

"民政及青年事務局局長".

(3) Clubs (Safety of Premises) Ordinance (Cap. 376), Chinese text, section 19, heading—

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- Repeal
- "民政事務局局長"
- Substitute
- "民政及青年事務局局長".

8. Amendments to Clubs (Safety of Premises) (Appeal Board) Regulations

- Clubs (Safety of Premises) (Appeal Board) Regulations (Cap. 376 sub. leg. A), Chinese text—
 - (a) sections 4, 5, 7, 9, 10(b), 11(2), 12(3) and (4), 13(a), (b) and (c), 14(d) and 15; and
 - (b) the Schedule, Forms 1, 2 and 3—

Repeal

"民政事務局局長" (wherever appearing)

Substitute

"民政及青年事務局局長".

- (2) Clubs (Safety of Premises) (Appeal Board) Regulations (Cap. 376 sub. leg. A), Chinese text—
 - (a) section 13, heading; and
 - (b) section 15, heading-
 - Repeal

"民政事務局局長"

Substitute

"民政及青年事務局局長".

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Schedule 6Part 2Division 2	
Section 9	

9. Amendment to Clubs (Safety of Premises) (Fees) Regulations Clubs (Safety of Premises) (Fees) Regulations (Cap. 376 sub. leg. B), Chinese text, section 6-

Repeal

"民政事務局局長"

Substitute

"民政及青年事務局局長".

Amendments to Amusement Game Centres Ordinance 10.

(1) Amusement Game Centres Ordinance (Cap. 435), English text, section 2(1), definition of Secretary-

Repeal

"Secretary for Home Affairs"

Substitute

"Secretary for Home and Youth Affairs".

Amusement Game Centres Ordinance (Cap. 435), Chinese text, (2)section 2(1), definition of 獲委公職人員—

Repeal

"民政事務局局長"

Substitute

"民政及青年事務局局長".

(3) Amusement Game Centres Ordinance (Cap. 435), Chinese text, sections 2(3) and 3(1)—

Repeal

"民政事務局局長"

Substitute

"民政及青年事務局局長".

Amendments to Bedspace Apartments Ordinance 11.

Bedspace Apartments Ordinance (Cap. 447), English text, (1)section 2, definition of Secretary-

Repeal

Section 11

"Secretary for Home Affairs"

Substitute

"Secretary for Home and Youth Affairs".

Bedspace Apartments Ordinance (Cap. 447), Chinese text, (2)sections 4(1) and 35(1)—

Repeal

"民政事務局局長"

Substitute

"民政及青年事務局局長".

12. Amendments to Amusement Rides (Safety) Ordinance

Amusement Rides (Safety) Ordinance (Cap. 449), English text, (1)section 2(1), definition of Secretary-

Repeal

"Secretary for Home Affairs"

Substitute

"Secretary for Home and Youth Affairs".

(2) Amusement Rides (Safety) Ordinance (Cap. 449), Chinese text, sections 23(2), 24(1) and (4), 25(1) and 47(1)-

Repeal

"民政事務局局長" (wherever appearing)

Substitute

"民政及青年事務局局長".

Schedule 6—Part 2—Division 2

Section 13

63

Amusement Rides (Safety) Ordinance (Cap. 449), section (3) 51A---

Repeal

"Secretary for Home Affairs"

Substitute

"Secretary for Home and Youth Affairs".

- 13. Amendments to Secretary for Home Affairs Incorporation Ordinance
 - (1) Secretary for Home Affairs Incorporation Ordinance (Cap. 1044), the long title---

Repeal

"Secretary for Home Affairs"

Substitute

"Secretary for Home and Youth Affairs".

Secretary for Home Affairs Incorporation Ordinance (Cap. (2) 1044), section 2---

Repeal the heading Substitute

- Secretary for Home and Youth Affairs constituted a "2. corporation sole".
- (3) Secretary for Home Affairs Incorporation Ordinance (Cap. 1044), section 2-

Repeal

"of Secretary for Home Affairs"

Substitute

"of Secretary for Home and Youth Affairs".

Resolution of the Legislative Council

Schedule 6-Part 2-Division 2

Section 14

(4) Secretary for Home Affairs Incorporation Ordinance (Cap. 1044), section 10(4)-

Repeal "Secretary for Home Affairs" Substitute "Secretary for Home and Youth Affairs".

14. "Home and Youth Affairs Bureau" substituted for "Home Affairs Bureau"

> Bedspace Apartments (Appeal Board) Regulation (Cap. 447 sub. leg. A)---

- (a) section 14(1); and
- (b) the Schedule, Form 1—

Repeal

"Home Affairs Bureau"

Substitute

"Home and Youth Affairs Bureau".

Schedule 7—Part 1

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Schedule 7

[para. (1)(g)]

Transfer of Functions of The Secretary for Home Affairs Incorporated

Part 1

Enactments and Public Officers

Column 1	Column 2	Column 3
Item	Enactment under which functions are transferred	Public officer to whom functions are transferred
1.	Stamp Duty Ordinance (Cap. 117)	The Secretary for Home and Youth Affairs Incorporated
2.	Chinese Temples Ordinance (Cap. 153)	The Secretary for Home and Youth Affairs Incorporated
3.	Secretary for Home Affairs Incorporation Ordinance (Cap. 1044)	The Secretary for Home and Youth Affairs Incorporated
4.	Brewin Trust Fund Ordinance (Cap. 1077)	The Secretary for Home and Youth Affairs Incorporated
5.	Sir Robert Black Trust Fund Ordinance (Cap. 1101)	The Secretary for Home and Youth Affairs Incorporated

Schedule 7- Section 1	–Part 2	66
Column 1	Column 2	Column 3
	Enactment under which	Public officer to whom
Item	functions are transferred	functions are transferred
6.	Li Po Chun Charitable Trust	The Secretary for Home and
•	Fund Ordinance (Cap. 1110)	Youth Affairs Incorporated
7.	Sir Murray MacLehose Trust	The Secretary for Home and
	Fund Ordinance (Cap. 1118)	Youth Affairs Incorporated

Resolution of the Legislative Council

Part 2

Amendments Effecting Transfer to The Secretary for Home and Youth Affairs Incorporated

"Secretary for Home and Youth Affairs Incorporated" substituted for "Secretary for Home Affairs Incorporated" and "Secretary for Home and Youth Affairs Incorporation Ordinance" substituted for "Secretary for Home Affairs Incorporation Ordinance"

The following provisions-

1.

- (a) Stamp Duty Ordinance (Cap. 117), section 38, definition of *incorporated public officer*, paragraph (d);
- (b) Chinese Temples Ordinance (Cap. 153), sections 7(1),
 (6), (9), (10) and (11) and 12(5);
- (c) Brewin Trust Fund Ordinance (Cap. 1077), section 3(1);
- (d) Sir Robert Black Trust Fund Ordinance (Cap. 1101), section 3(1);
- (e) Li Po Chun Charitable Trust Fund Ordinance (Cap. 1110)---

Schedule 7—Part 2 Section 2

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- (i) section 2, definition of *trustee*; and
- (ii) section 4(1);
- (f) Sir Murray MacLehose Trust Fund Ordinance (Cap. 1118), sections 2(3) and 5(1)—

Repeal

"Secretary for Home Affairs" (wherever appearing)

Substitute

"Secretary for Home and Youth Affairs".

- 2. Amendments to Secretary for Home Affairs Incorporation Ordinance
 - (1) Secretary for Home Affairs Incorporation Ordinance (Cap. 1044), section 2—

Repeal

""The Secretary for Home Affairs Incorporated""

Substitute

""The Secretary for Home and Youth Affairs Incorporated"".

(2) Secretary for Home Affairs Incorporation Ordinance (Cap. 1044)---

Repeal

"Secretary for Home Affairs Incorporation Ordinance"

Substitute

"Secretary for Home and Youth Affairs Incorporation Ordinance".

Schedule 8—Part 1

Schedule 8

[para. (1)(h)]

Transfer of Functions of Deputy Secretary for Home Affairs (Culture and Sport)

Part 1

Enactment and Public Officer

Column 1	Column 2	Column 3
Item	Enactment under which functions are transferred	Public officer to whom functions are transferred
1.	Lord Wilson Heritage Trust Ordinance (Cap. 425)	Deputy Secretary for Culture, Sports and Tourism

Part 2

Amendment Effecting Transfer to Deputy Secretary for Culture, Sports and Tourism

 "Deputy Secretary for Culture, Sports and Tourism" substituted for "Deputy Secretary for Home Affairs (Culture and Sport)" Lord Wilson Heritage Trust Ordinance (Cap. 425), section 7(2)(b)—

Repeal

"Deputy Secretary for Home Affairs (Culture and Sport)"

Schedule 8—Part 2 Section 1

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Substitute

"Deputy Secretary for Culture, Sports and Tourism".

Schedule 9—Part 1—Division 1

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Schedule 9

[para. (1)(i)]

Transfer of Functions of Secretary for Transport and Housing

Part 1

Enactments and Public Officers

Division 1—Transport and Logistics

Column 1	Column 2	Column 3
Item	Enactment under which functions are transferred	Public officer to whom functions are transferred
1.	Lands Tribunal Rules (Cap. 17 sub. leg. A)	Secretary for Transport and Logistics
2.	Port Control (Cargo Working Areas) Ordinance (Cap. 81)	Secretary for Transport and Logistics
3.	Pilotage Ordinance (Cap. 84)	Secretary for Transport and Logistics
4.	Ferry Services Ordinance (Cap. 104)	Secretary for Transport and Logistics

Schedule 9-Part 1-Division 1

5.

6.

7.

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9.

71 Column 1 Column 2 Column 3 Column 1 Public officer to whom Enactment under which Item functions are transferred functions are transferred Item Tramway Regulations (Cap. Secretary for Transport and 10. 107 sub. leg. B) Logistics Secretary for Transport and Specification of Arrangements (Swiss Federal Logistics 11. Council) (Avoidance of Double Taxation on Income 240) from Aircraft Operation) Order (Cap. 112 sub. leg. AQ) 12. Specification of Secretary for Transport and Arrangements (Government Logistics 13. of the Republic of Iceland) (Avoidance of Double Taxation on Income from 14. Aircraft Operation) Order (Cap. 112 sub. leg. AU) 15. Specification of Secretary for Transport and Arrangements (Government Logistics of the Hashemite Kingdom of 16. Jordan) (Avoidance of Double Taxation on Income from Aircraft Operation) Order (Cap. 112 sub. leg. AV) 17. Public Bus Services Secretary for Transport and 372) Ordinance (Cap. 230) Logistics

Resolution of the Legislative Council

Schedule 9-Part 1-Division 1 Column 2 Enactment under which functions are transferred

> Fixed Penalty (Traffic Secretary for Transport and Contraventions) Ordinance Logistics (Cap. 237) Fixed Penalty (Criminal

Secretary for Transport and Proceedings) Ordinance (Cap. Logistics

Merchant Shipping Ordinance Secretary for Transport and (Cap. 281) Logistics

Shipping and Port Control Secretary for Transport and Ordinance (Cap. 313) Logistics

Road Tunnels (Government) Ordinance (Cap. 368)

Merchant Shipping (Safety) Ordinance (Cap. 369)

Roads (Works, Use and Compensation) Ordinance (Cap. 370)

Kowloon-Canton Railway Corporation Ordinance (Cap.

Secretary for Transport and Logistics

Secretary for Transport and

Secretary for Transport and

Secretary for Transport and

Logistics

Logistics

Logistics

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Column 3

Public officer to whom

functions are transferred

Schedule 9—Part 1—Division 1

		73
Column 1	Column 2	Column 3
ltem	Enactment under which functions are transferred	Public officer to whom functions are transferred
18.	Road Traffic Ordinance (Cap. 374)	Secretary for Transport and Logistics
19.	Merchant Shipping (Prevention and Control of Pollution) Ordinance (Cap. 413)	Secretary for Transport and Logistics
20.	Western Harbour Crossing Ordinance (Cap. 436)	Secretary for Transport and Logistics
21.	Hong Kong Civil Aviation (Investigation of Accidents) Regulations (Cap. 448 sub. leg. B)	Secretary for Transport and Logistics
22.	Tai Lam Tunnel and Yuen Long Approach Road Ordinance (Cap. 474)	Secretary for Transport and Logistics
23.	Merchant Shipping (Seafarers) Ordinance (Cap. 478)	Secretary for Transport and Logistics
24.	Airport Authority (Automated People Mover) (Safety) Regulation (Cap. 483 sub. leg. C)	Secretary for Transport and Logistics

Resolution of the Legislative Council

Schedule 9—Part 1—Division 1

Column 1	Column 2	Column 3
Item	Enactment under which functions are transferred	Public officer to whom functions are transferred
25.	Tsing Ma Control Area Ordinance (Cap. 498)	Secretary for Transport and Logistics
26.	Freight Containers (Safety) Ordinance (Cap. 506)	Secretary for Transport and Logistics
27.	Railways Ordinance (Cap. 519)	Secretary for Transport and Logistics
28.	Discovery Bay Tunnel Link Ordinance (Cap. 520)	Secretary for Transport and Logistics
29.	Merchant Shipping (Local Vessels) Ordinance (Cap. 548)	Secretary for Transport and Logistics
30.	Mass Transit Railway Ordinance (Cap. 556)	Secretary for Transport and Logistics
31.	Merchant Shipping (Security of Ships and Port Facilities) Ordinance (Cap. 582)	Secretary for Transport and Logistics
32.	Tsing Sha Control Area Ordinance (Cap. 594)	Secretary for Transport and Logistics.

Schedule 9—Part 1—Division 2

		75
Column 1	Column 2	Column 3
Item	Enactment under which functions are transferred	Public officer to whom functions are transferred
33.	Sailors Home and Mission to Seafarers Incorporation Ordinance (Cap. 1042)	Secretary for Transport and Logistics
34.	Resolution made and passed by the Legislative Council under section 72A(10) of the Road Traffic Ordinance and section 4(3) of the Road Traffic (Driving-offence Points) Ordinance on 29 May 2013 (L.N. 100 of 2013)	Secretary for Transport and Logistics

Division 2—Housing

Column 1	Column 2	Column 3	,
ltem	Enactment under which functions are transferred	Public officer to whom functions are transferred	
35.	Landlord and Tenant (Consolidation) Ordinance (Cap. 7)	Secretary for Housing	
36.	Housing Ordinance (Cap. 283)	Secretary for Housing	

Schedule 9- Section 1	—Part 2—Division 1	7
Column 1	Column 2	Column 3
Item	Enactment under which functions are transferred	Public officer to whom functions are transferred
37.	Estate Agents Ordinance (Cap. 511)	Secretary for Housing
38.	Residential Properties (First- hand Sales) Ordinance (Cap. 621)	Secretary for Housing

Resolution of the Legislative Council

Part 2

Amendments Effecting Transfer

Division 1—Transfer to Secretary for Transport and Logistics

"Secretary for Transport and Logistics" substituted for "Secretary for Transport and Housing"

(1) The following provisions—

1.

- (a) Specification of Public Offices Notice (Cap. 1 sub. leg.C), the Schedule—
 - (i) entry relating to the Secretary for Transport and Housing specified for the purposes of the Merchant Shipping (Safety) Ordinance (Cap. 369); and
 - (ii) entry relating to the Secretary for Transport and Housing specified for the purposes of the Roads (Works, Use and Compensation) Ordinance (Cap. 370);

Schedule 9-Part 2-Division 1

Section 1

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- Lands Tribunal Rules (Cap. 17 sub. leg. A), the Schedule, (b) Forms 10 and 11;
- Port Control (Cargo Working Areas) Ordinance (Cap. (c) 81), section 3(1);
- Pilotage Ordinance (Cap. 84), section 19A(2); (d)
- Ferry Services Ordinance (Cap. 104), sections 22(2), (e) 28(7)(a) and (b) and 41(1);
- Tramway Regulations (Cap. 107 sub. leg. B), regulation (f)2, definition of Secretary;
- (g) Public Bus Services Ordinance (Cap. 230), sections 6(2A), 12A(1), (2), (3) and (4), 33(1) and 35(1);
- (h) Fixed Penalty (Traffic Contraventions) Ordinance (Cap. 237), section 25;
- (i) Fixed Penalty (Criminal Proceedings) Ordinance (Cap. 240), section 11;
- Merchant Shipping Ordinance (Cap. 281), section 118(1), (i) proviso;
- Shipping and Port Control Ordinance (Cap. 313), section (k) 56;
- Road Tunnels (Government) Ordinance (Cap. 368), (l)section 9A(1);
- Merchant Shipping (Safety) Ordinance (Cap. 369), (m)section 2(1), definition of Secretary;
- Merchant Shipping (Safety) (n) (Passenger Ship Construction and Survey) (Ships Built On or After 1 September 1984) Regulations (Cap. 369 sub. leg. AM), regulation 1(2), definition of Government Surveyor;
- Roads (Works, Use and Compensation) Ordinance (Cap. (0)370), section 2(1), definition of Secretary;

Population of the Legislative Council

chedule 9—Part	2—Division 1 78
ection 1	/6
(p)	Kowloon-Canton Railway Corporation Ordinance (Cap. 372)-
	(i) sections 4(1)(a) and 30(1);
	(ii) Second Schedule, paragraph 8, proviso;
	(iii) Second Schedule, paragraph 14; and
	(iv) Third Schedule, paragraphs 1(2) and 2;
(q)	Kowloon-Canton Railway Corporation Regulations (Cap. 372 sub. leg. A), regulation 1A, definition of <i>Secretary</i> ;
(r)	Road Traffic Ordinance (Cap. 374), section 2, definition of <i>Secretary</i> ;
(s)	Merchant Shipping (Prevention and Control of Pollution) Ordinance (Cap. 413), section 3(2) and (5)(vii);
(t)	Western Harbour Crossing Ordinance (Cap. 436)—
	(i) section 2(1), definition of <i>Secretary</i> ; and
	(ii) section 38(2)(b);
(u)	Hong Kong Civil Aviation (Investigation of Accidents) Regulations (Cap. 448 sub. leg. B), regulations 8(3), 10(4) and 14(6);
(v)	Tai Lam Tunnel and Yuen Long Approach Road Ordinance (Cap. 474)—
	(i) section 2(1), definition of <i>Secretary</i> ; and
	(ii) sections 17(1) and 32(3)(b);
(w)	Merchant Shipping (Seafarers) Ordinance (Cap. 478), sections 2A(2), 5(2), 6(2), (4), (5), (6) and (9), 17, 18(3), 19(1)(c), 72(1), 73(1), 80(5), 81, 82(1), 86, 89(1), (2) and (3), 95(2), 96(1), 97(1), 100(1), 104(1), 107(1), 119(2), 120(e), 121(1) and 125(4);
(x)	Airport Authority (Automated People Mover) (Safety) Regulation (Cap. 483 sub. leg. C)

Schedule 9—Part 2—Division 1

Section 1

1 definition of andoweded moonly

- (i) section 1, definition of *automated people mover premises*, paragraph (b); and
- (ii) sections 5(1) and (2), 6(1), (3) and (4) and 11;
- (y) Tsing Ma Control Area Ordinance (Cap. 498), section 2, definition of *Secretary*;
- (z) Freight Containers (Safety) Ordinance (Cap. 506), section 2(1), definition of *Secretary*;
- (za) Railways Ordinance (Cap. 519), section 2, definition of *Secretary*;
- (zb) Discovery Bay Tunnel Link Ordinance (Cap. 520), section 2(1), definition of *Secretary*;
- (zc) Merchant Shipping (Local Vessels) Ordinance (Cap. 548), sections 17(3), 72(3)(c) and (d) and 89(1) and (2);
- (zd) Mass Transit Railway Ordinance (Cap. 556), section 2(1), definition of *Secretary*;
- (ze) Merchant Shipping (Security of Ships and Port Facilities) Ordinance (Cap. 582), section 3(1), definition of *Secretary*;
- (zf) Tsing Sha Control Area Ordinance (Cap. 594), section 2(1), definition of *Secretary*;
- (zg) Sailors Home and Mission to Seafarers Incorporation Ordinance (Cap. 1042), section 3(2);
- (zh) Resolution made and passed by the Legislative Council under section 72A(10) of the Road Traffic Ordinance and section 4(3) of the Road Traffic (Driving-offence Points) Ordinance on 29 May 2013 (L.N. 100 of 2013), paragraph (d);
- (zi) Merchant Shipping (Seafarers) (Working and Living Conditions) (Amendment) Regulation 2019 (L.N. 173 of 2019), section 1;

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Schedule 9—Part 2—Division 1

Section 2

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 		 -

- (zj) Merchant Shipping (Seafarers) (Allotments) (Amendment) Regulation 2019 (L.N. 174 of 2019), section 1;
- (zk) Road Tunnels (Government) Ordinance (Amendment of Schedule 1) Notice 2020 (L.N. 34 of 2020), section 1(2);
- (zl) Road Tunnels (Government) (Amendment) Regulation 2020 (L.N. 35 of 2020), section 1(2);
- (zm) Road Traffic (Public Service Vehicles) (Amendment) Regulation 2020 (L.N. 36 of 2020), section 1—

Repeal

"Secretary for Transport and Housing" (wherever appearing)

Substitute

"Secretary for Transport and Logistics".

- (2) The following provisions—
 - (a) Public Bus Services Ordinance (Cap. 230), section 35, heading;
 - (b) Airport Authority (Automated People Mover) (Safety) Regulation (Cap. 483 sub. leg. C), section 6, heading---

Repeal

"Secretary for Transport and Housing" (wherever appearing)

Substitute

2. "Transport and Logistics Bureau" substituted for "Transport and Housing Bureau"

The following provisions-

[&]quot;Secretary for Transport and Logistics".

Schedule 9—Part 2—Division 2

Section 3

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- (a) Specification of Arrangements (Swiss Federal Council) (Avoidance of Double Taxation on Income from Aircraft Operation) Order (Cap. 112 sub. leg. AQ), section 2, note;
- (b) Specification of Arrangements (Government of the Republic of Iceland) (Avoidance of Double Taxation on Income from Aircraft Operation) Order (Cap. 112 sub. leg. AU), section 2, note;
- (c) Specification of Arrangements (Government of the Hashemite Kingdom of Jordan) (Avoidance of Double Taxation on Income from Aircraft Operation) Order (Cap. 112 sub. leg. AV), section 2, note;
- (d) Hong Kong Civil Aviation (Investigation of Accidents) Regulations (Cap. 448 sub. leg. B), regulation 8(2)—

Repeal

"Transport and Housing Bureau" (wherever appearing)

Substitute

"Transport and Logistics Bureau".

Division 2—Transfer to Secretary for Housing

3. "Secretary for Housing" substituted for "Secretary for Transport and Housing"

- (1) The following provisions—
 - (a) Landlord and Tenant (Consolidation) Ordinance (Cap. 7), section 120AA(1), definition of *Secretary*;
 - (b) Housing Ordinance (Cap. 283), sections 14(4) and 15(2);
 - (c) Estate Agents Ordinance (Cap. 511)-
 - (i) section 1(2); and
 - (ii) section 2(1), definition of *Secretary*;

Resolution of the Legislative Council

(d) Residential Properties (First-hand Sales) Ordinance (Cap. 621), section 2(1), definition of *Secretary*—

Repeal

"Secretary for Transport and Housing" (wherever appearing) Substitute

"Secretary for Housing".

(2) Residential Properties (First-hand Sales) Ordinance (Cap. 621), section 90, heading—

Repeal

"Secretary for Transport and Housing"

Substitute

"Secretary for Housing".

	Legislative Council	Resolution of the	Legislative Council
Schedule 10	83	Schedule 10	84
Sche	dule 10	Column 1	Column 2
Sene	[para. (2)(e)]	Food and Health Bureau	Health Bureau or Environment and Ecology Bureau, as may be appropriate in the circumstances
Bu	to Public Officers and Policy reaux	Secretary for Home Affairs	Secretary for Culture, Sports and Tourism or Secretary for Home and Youth Affairs, as may be
Column 1	Column 2		appropriate in the circumstances
Chief Secretary for Administration	Financial Secretary	The Secretary for Home Affairs Incorporated	The Secretary for Home and Youth Affairs Incorporated
Secretary for Commerce and Economic Development	Secretary for Culture, Sports and Tourism	Deputy Secretary for Home Affairs (Culture and Sport)	Deputy Secretary for Culture, Sports and Tourism
Commerce and Economic Development Bureau	Culture, Sports and Tourism Bureau	Home Affairs Bureau	Culture, Sports and Tourism Bureau or Home and Youth Affairs Bureau,
Secretary for the Environment	Secretary for Environment and Ecology		as may be appropriate in the circumstances
Environment Bureau	Environment and Ecology Bureau	Secretary for Transport and Housing	Secretary for Transport and Logistics or Secretary for Housing,
Secretary for Food and Health	Secretary for Health or Secretary for Environment and Ecology, as may be appropriate in the circumstances		as may be appropriate in the circumstances
Permanent Secretary for Food and Health (Health)	Permanent Secretary for Health	Transport and Housing Bureau	Transport and Logistics Bureau or Housing Bureau, as may be appropriate in the circumstances

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Declaration of Change of Titles (Innovation and Technology Bureau, Secretary for Innovation and Technology, Under Secretary for Innovation and Technology, Secretaries of Innovation and Technology Bureau, Administrative Assistant to Secretary for Innovation and Technology and Political Assistant to Secretary for Innovation and Technology) Notice 2022

Section 1

1

Declaration of Change of Titles (Innovation and Technology Bureau, Secretary for Innovation and Technology, Under Secretary for Innovation and Technology, Secretaries of Innovation and Technology Bureau, Administrative Assistant to Secretary for Innovation and Technology and Political Assistant to Secretary for Innovation and Technology) Notice 2022

(Made by the Chief Executive in Council under sections 45(i) and 55 of the Interpretation and General Clauses Ordinance (Cap. 1))

1. Commencement

This Notice comes into operation on 1 July 2022.

2. Change of titles of public body and public officers

Each title specified in column 2 of Schedule 1 is declared to be changed to the title specified opposite to it in column 3.

3. Electronic Transactions Ordinance amended to reflect change of titles

The Electronic Transactions Ordinance (Cap. 553) is amended as set out in section 4.

4. Section 2 amended (interpretation)

(1) Section 2(1), definition of *Permanent Secretary*— **Repeal** Declaration of Change of Titles (Innovation and Technology Bureau, Secretary for Innovation and Technology, Under Secretary for Innovation and Technology, Secretaries of Innovation and Technology Bureau, Administrative Assistant to Secretary for Innovation and Technology and Political Assistant to Secretary for Innovation and Technology) Notice 2022

Section 5	
	"·····································
	"and Technology"
	Substitute
	", Technology and Industry".
(2)	Section 2(1), definition of <i>Secretary</i> —
	Repeal

"and Technology"

Substitute

", Technology and Industry".

5. Substitution of titles in instruments, contracts or legal proceedings

For each title specified in column 2 of Schedule 2, the title specified opposite to it in column 3 is substituted wherever it occurs in an instrument or a contract made before 1 July 2022 or in any legal proceedings commenced before that date.

Declaration of Change of Titles (Innovation and Technology Bureau, Secretary for Innovation and Technology, Under Secretary for Innovation and Technology, Secretaries of Innovation and Technology Bureau, Administrative Assistant to Secretary for Innovation and Technology and Political Assistant to Secretary for Innovation and Technology) Notice 2022

Schedule 1

3

Schedule 1

[s. 2]

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Change of Titles of Public Body and Public Officers

Column 1	Column 2	Column 3
Item	Old title	New title
1.	Innovation and Technology Bureau	Innovation, Technology and Industry Bureau
2.	Secretary for Innovation and Technology	Secretary for Innovation, Technology and Industry
3.	Permanent Secretary for Innovation and Technology	Permanent Secretary for Innovation, Technology and Industry
4.	Under Secretary for Innovation and Technology	Under Secretary for Innovation, Technology and Industry
5.	Deputy Secretary for Innovation and Technology	Deputy Secretary for Innovation, Technology and Industry

Declaration of Change of Titles (Innovation and Technology Bureau, Secretary for Innovation and Technology, Under Secretary for Innovation and Technology, Secretaries of Innovation and Technology Bureau, Administrative Assistant to Secretary for Innovation and Technology and Political Assistant to Secretary for Innovation and Technology) Notice 2022

4

Schedule 1

Column 1 Item	Column 2 Old title	Column 3 New title
6.	Principal Assistant Secretary for Innovation and Technology	Principal Assistant Secretary for Innovation, Technology and Industry
7.	Administrative Assistant to Secretary for Innovation and Technology	Administrative Assistant to Secretary for Innovation, Technology and Industry
8.	Political Assistant to Secretary for Innovation and Technology	Political Assistant to Secretary for Innovation, Technology and Industry
9.	Assistant Secretary for Innovation and Technology	Assistant Secretary for Innovation, Technology and Industry

Declaration of Change of Titles (Innovation and Technology Bureau, Secretary for Innovation and Technology, Under Secretary for Innovation and Technology, Secretaries of Innovation and Technology Bureau, Administrative Assistant to Secretary for Innovation and Technology and Political Assistant to Secretary for Innovation and Technology) Notice 2022

Schedule 2

5

Schedule 2

[s. 5]

Substitution of Titles in Instruments, Contracts or Legal Proceedings

Column 1	Column 2	Column 3	
Item	Old title	New title	
1.	Innovation and Technology	Innovation, Technology	
	Bureau	and Industry Bureau	
2.	Secretary for Innovation and	Secretary for Innovation,	
2.	Technology	Technology and Industry	
3.	Permanent Secretary for	Permanent Secretary for	
	Innovation and Technology	Innovation, Technology and Industry	
		and moustry	
4.	Under Secretary for	Under Secretary for	
	Innovation and Technology	Innovation, Technology	
		and Industry	

Declaration of Change of Titles (Innovation and Technology Bureau, Secretary for Innovation and Technology, Under Secretary for Innovation and Technology, Secretaries of Innovation and Technology Bureau, Administrative Assistant to Secretary for Innovation and Technology and Political Assistant to Secretary for Innovation and Technology) Notice 2022

Schedule 2

Column 1 Item	Column 2 Old title	Column 3 New title
Itelli	Old life	new the
5.	Deputy Secretary for Innovation and Technology	Deputy Secretary for Innovation, Technology and Industry
6.	Principal Assistant Secretary for Innovation and Technology	Principal Assistant Secretary for Innovation, Technology and Industry
7.	Administrative Assistant to Secretary for Innovation and Technology	Administrative Assistant to Secretary for Innovation, Technology and Industry
8.	Political Assistant to Secretary for Innovation and Technology	Political Assistant to Secretary for Innovation, Technology and Industry
9.	Assistant Secretary for Innovation and Technology	Assistant Secretary for Innovation, Technology and Industry

Declaration of Change of Titles (Innovation and Technology Bureau, Secretary for Innovation and Technology, Under Secretary for Innovation and Technology, Secretaries of Innovation and Technology Bureau, Administrative Assistant to Secretary for Innovation and Technology and Political Assistant to Secretary for Innovation and Technology) Notice 2022

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Clerk to the Executive Council

COUNCIL CHAMBER

2022

Declaration of Change of Titles (Innovation and Technology Bureau, Secretary for Innovation and Technology, Under Secretary for Innovation and Technology, Secretaries of Innovation and Technology Bureau, Administrative Assistant to Secretary for Innovation and Technology and Political Assistant to Secretary for Innovation and Technology) Notice 2022 Explanatory Note Paragraph 1 8

Explanatory Note

This Notice—

- (a) declares a change in the titles of the Innovation and Technology Bureau, the Secretary for Innovation and Technology, the Under Secretary for Innovation and Technology, the Secretaries of that Bureau, the Administrative Assistant to Secretary for Innovation and Technology and the Political Assistant to Secretary for Innovation and Technology; and
- (b) consequentially amends—
 - (i) the reference to the Secretary for Innovation and Technology and to the Permanent Secretary for Innovation and Technology in the Electronic Transactions Ordinance (Cap. 553); and
 - (ii) references to any of those titles wherever occurring in any instruments, contracts or legal proceedings made or commenced before 1 July 2022.

Interpretation and General Clauses Ordinance (Amendment of Schedule 6) Order 2022

Section 1

Interpretation and General Clauses Ordinance (Amendment of Schedule 6) Order 2022

(Made by the Chief Executive in Council under section 62(3) of the Interpretation and General Clauses Ordinance (Cap. 1))

1. Commencement

This Order comes into operation on 1 July 2022.

2. Interpretation and General Clauses Ordinance amended

The Interpretation and General Clauses Ordinance (Cap. 1) is amended as set out in section 3.

- 3. Schedule 6 amended (public officers)
 - (1) Schedule 6, after item "Secretary for Justice"— Add

"Deputy Chief Secretary for Administration

Deputy Financial Secretary

Deputy Secretary for Justice".

(2) Schedule 6, after item "Secretary for Constitutional and Mainland Affairs"—

Add

"Secretary for Culture, Sports and Tourism".

(3) Schedule 6, item "Secretary for the Environment"—

Repeal

"the Environment"

Substitute

Interpretation and General	Clauses Ordinance	(Amendment	of Schedule 6)	Orde
	2022	:		

Section 3 2 "Environment and Ecology". Schedule 6, item "Secretary for Food and Health"-Repeal "Food and Health" Substitute "Health". Schedule 6, item "Secretary for Home Affairs"-(5)Repeal "Affairs" Substitute "and Youth Affairs". Schedule 6, before item "Secretary for Innovation and (6)Technology"-Add "Secretary for Housing". Schedule 6, item "Secretary for Innovation and Technology"-(7)Repeal "Innovation and Technology" Substitute "Innovation, Technology and Industry". Schedule 6, item "Secretary for Transport and Housing"-(8) Repeal "Housing" Substitute "Logistics".

Interpretation and General Clauses Ordinance (Amendment of Schedule 6) Order 2022

3

Clerk to the Executive Council

Interpretation and General Clauses Ordinance (Amendment of Schedule 6) Order 2022

Explanatory Note

Paragraph 1

Explanatory Note

Schedule 6 to the Interpretation and General Clauses Ordinance (Cap. 1) contains a list of public officers who are empowered to signify the exercise of statutory powers and the performance of statutory duties by the Chief Executive.

2. This Order amends that Schedule—

- (a) to add "Deputy Chief Secretary for Administration", "Deputy Financial Secretary", "Deputy Secretary for Justice" and "Secretary for Culture, Sports and Tourism" to the list;
- (b) to replace "Secretary for the Environment" in the list with "Secretary for Environment and Ecology";
- (c) to replace "Secretary for Food and Health" in the list with "Secretary for Health";
- (d) to replace "Secretary for Home Affairs" in the list with "Secretary for Home and Youth Affairs";
- (e) to replace "Secretary for Innovation and Technology" in the list with "Secretary for Innovation, Technology and Industry"; and
- (f) to replace "Secretary for Transport and Housing" in the list with "Secretary for Transport and Logistics" and "Secretary for Housing".

COUNCIL CHAMBER

Annex N

Re-organisation of the Government Structure for the Sixth-term Government

Posts to be Created

I. Politically Appointed Officials

A. Deputy Secretaries of Department (+3)

- Deputy Chief Secretary for Administration (DCS)
- Deputy Financial Secretary (DFS)
- Deputy Secretary for Justice (DSJ)

B. Directors of Bureau (+2)

- Secretary for Culture, Sports and Tourism (SCST)
- Secretary for Housing (SH)

C. Under Secretaries (+2)

- Under Secretary for Culture, Sports and Tourism (USCST)
- Under Secretary for Housing (USH)

D. Political Assistants (PAs) (+6)

- PA to SJ
- PA to DCS
- PA to DFS
- PA to DSJ
- PA to SCST
- PA to SH

II. Directorate Staff

E. Additional Directorate Support in CSO, FSO and SJO (AOSGB D3/ Principal Government Counsel DL 3) (+3)

- AOSGB officer
- AOSGB officer
- Principal Government Counsel

F. Administrative Assistants (AAs) (AOSGC D2) (+5)

- AA/DCS
- AA/DFS
- AA/DSJ
- AA/SCST
- AA/SH

III. Non-Directorate Staff

G. Press Secretaries (PrSs) (CIO) (+5)

- PrS/DCS
- PrS/DFS
- PrS/DSJ
- PrS/SCST
- PrS/SH

H. Other Supporting Staff (+44)

- Senior Administrative Officers (+6)
- Executive Officers (+8)
- Personal Secretaries (+16)
- Clerical Support (+9)
- Drivers (+5)

Total: Politically Appointed Officials (+13) Directorate Staff (+8) Non-directorate Staff (+49)