

**Product Eco-responsibility Ordinance**

---

**Resolution**

(Under section 21 of the Product Eco-responsibility Ordinance (Cap. 603))

---

**Resolved** that the Product Eco-responsibility Ordinance (Amendment of Schedule 2) Order 2022, made by the Secretary for the Environment on *7 June* 2022, be approved.

## Product Eco-responsibility Ordinance (Amendment of Schedule 2) Order 2022

(Made by the Secretary for the Environment under section 21 of the Product Eco-responsibility Ordinance (Cap. 603) after consultation with the Advisory Council on the Environment and subject to the approval of the Legislative Council)

### 1. Commencement

This Order comes into operation on 31 December 2022.

### 2. Product Eco-responsibility Ordinance amended

The Product Eco-responsibility Ordinance (Cap. 603) is amended as set out in section 3.

### 3. Schedule 2 amended (plastic shopping bags to which this Ordinance does not apply)

(1) Schedule 2, section 1(1)—

#### Repeal paragraph (d).

(2) Schedule 2, before section 1(1)(e)—

#### Add

“(da) a bag provided in a single transaction if the bag is the only bag so provided that only contains specified edible items;

(db) 2 or more bags provided in a single transaction and only containing specified edible items, if not providing any one of such bags—

(i) would make carrying all those items in other such bags (*remaining bags*) impracticable owing to—

(A) the constraint on the size or volume of the remaining bags;

(B) the need to spend an unreasonable amount of time to distribute all those items into, and arrange them within, the remaining bags; or

(C) the risk that any of the remaining bags breaks; or

(ii) would prejudice the quality of any of those items;”.

(3) Schedule 2, after section 1(3)—

#### Add

“(4) In this section—

*preparation* (製備) includes manufacture and any form of cooking or other treatment or preparation for sale;

*single transaction* (單一交易) means a sale for which—

(a) one single invoice or receipt is issued; or

(b) (if no invoice or receipt is issued) one single payment is made;

*specified edible item* (指明可食用物品) means—

(a) an item of food, drink or medicine for human or animal consumption that is—

(i) not contained in any packaging; or

(ii) not wholly contained in any packaging; or

(b) an item of food, drink or medicine for human or animal consumption sold at a place and—

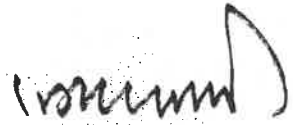
(i) that is ready for immediate consumption;

(ii) the preparation of which is carried out at the place;

(iii) that is intended, at the time of the sale of the item, by the seller for consumption outside the place; and

(iv) that is not contained in airtight packaging;

*wholly contained* (完全載於), in relation to a specified edible item, means that the item is wholly wrapped or enclosed in, or covered by, any packaging, irrespective of whether there is any hole on the packaging or whether the opening of the packaging is sealed or folded.”



Secretary for the Environment

7 June 2022

**Explanatory Note**

Section 18A of the Product Eco-responsibility Ordinance (Cap. 603) (*Ordinance*) provides that a retail seller of goods must charge a customer a prescribed amount for plastic shopping bags provided in certain circumstances. Schedule 2 to the Ordinance prescribes the kinds of plastic shopping bags to which the Ordinance does not apply.

- 2. This Order amends Schedule 2 to the Ordinance so as to tighten the scope of exemptions for plastic shopping bags provided by a seller.
- 3. The Order comes into operation on 31 December 2022.

---

**Product Eco-responsibility Ordinance**

---

**Resolution**

(Under section 29 of the Product Eco-responsibility Ordinance (Cap. 603))

---

**Resolved** that the Product Eco-responsibility (Plastic Shopping Bags) (Amendment) Regulation 2022, made by the Secretary for the Environment on 7 June 2022, be approved.

## Product Eco-responsibility (Plastic Shopping Bags) (Amendment) Regulation 2022

(Made by the Secretary for the Environment under section 29 of the Product Eco-responsibility Ordinance (Cap. 603) after consultation with the Advisory Council on the Environment and subject to the approval of the Legislative Council)

### 1. Commencement

This Regulation comes into operation on 31 December 2022.

### 2. Product Eco-responsibility (Plastic Shopping Bags) Regulation amended

The Product Eco-responsibility (Plastic Shopping Bags) Regulation (Cap. 603 sub. leg. A) is amended as set out in section 3.

### 3. Schedule amended (forms)

- (1) The Schedule, Form 1, Chinese version—

#### Repeal

“5角”

#### Substitute

“\$1”.

- (2) The Schedule, Form 1, English version—

#### Repeal

“50 cents”

#### Substitute

“\$1”.

- (3) The Schedule, Form 1, payment instructions, paragraph 1(e), Chinese version—

### Repeal

“香港告士打道郵政局信箱 28000 號庫務署收”

### Substitute

“庫務署指定的郵政局信箱”。

- (4) The Schedule, Form 1, payment instructions, paragraph 1(e), Chinese version, after “繳款的日期。”—

### Add

“如欲查詢庫務署指定的郵政局信箱資料，請致電庫務署熱線：2845 8866 或瀏覽庫務署網站 <http://www.try.gov.hk>。”

- (5) The Schedule, Form 1, payment instructions, paragraph 1(e), English version—

### Repeal

“Treasury, P.O. Box Number 28000, Gloucester Road Post Office, Hong Kong”

### Substitute

“post office letter box designated by the Treasury”。

- (6) The Schedule, Form 1, payment instructions, paragraph 1(e), English version, after “the date of payment.”—

### Add

“For information on the post office letter box designated by the Treasury, please call the Treasury’s Hotline: 2845 8866 or visit the Treasury’s website <http://www.try.gov.hk>.”

- (7) The Schedule, Form 2, payment instructions, paragraph 1(e), Chinese version—

### Repeal

“香港告士打道郵政局信箱 28000 號庫務署收”

### Substitute

“庫務署指定的郵政局信箱”。

- (8) The Schedule, Form 2, payment instructions, paragraph 1(e), Chinese version, after “繳款的日期。”—

**Add**

“如欲查詢庫務署指定的郵政局信箱資料，請致電庫務署熱線：2845 8866 或瀏覽庫務署網站 <http://www.treasury.gov.hk>。”

- (9) The Schedule, Form 2, payment instructions, paragraph 1(e), English version—

**Repeal**

“Treasury, P.O. Box Number 28000, Gloucester Road Post Office, Hong Kong”

**Substitute**

“post office letter box designated by the Treasury”。

- (10) The Schedule, Form 2, payment instructions, paragraph 1(e), English version, after “the date of payment.”—

**Add**

“For information on the post office letter box designated by the Treasury, please call the Treasury’s Hotline: 2845 8866 or visit the Treasury’s website <http://www.treasury.gov.hk>.”

- (11) The Schedule, Form 4, paragraph (a), Chinese version—

**Repeal**

“5角”

**Substitute**

“\$1”。

- (12) The Schedule, Form 4, paragraph (a), English version—

**Repeal**

“50 cents”

**Substitute**

“\$1”。



Secretary for the Environment

7 June 2022

### **Explanatory Note**

This Regulation amends the Schedule to the Product Eco-responsibility (Plastic Shopping Bags) Regulation (Cap. 603 sub. leg. A) to update—

- (a) the payment instructions as set out in Forms 1 and 2 in that Schedule; and
  - (b) the reference in Forms 1 and 4 in that Schedule to the minimum amount prescribed under section 18A of the Product Eco-responsibility Ordinance (Cap. 603).
2. This Regulation comes into operation on 31 December 2022.

**Product Eco-responsibility Ordinance**  
**and**  
**Interpretation and General Clauses Ordinance**

---

**Resolution**

(Under section 29 of the Product Eco-responsibility Ordinance (Cap. 603)  
and section 35 of the Interpretation and General Clauses  
Ordinance (Cap. 1))

---

**Product Eco-responsibility (Plastic Shopping Bags)**  
**(Amendment) Regulation 2022**

**Resolved** that the Product Eco-responsibility (Plastic Shopping Bags)  
(Amendment) Regulation 2022, made by the Secretary for the Environment under  
section 29 of the Product Eco-responsibility Ordinance (Cap. 603) on 7 June 2022  
be approved, subject to the amendments as set out in the Schedule.

---



# Schedule

## Amendments to Product Eco-responsibility (Plastic Shopping Bags) (Amendment) Regulation 2022

### 1. Section 3 amended (Schedule amended (forms))

(1) Section 3(1)—

**Delete**

“\$1”

**Substitute**

“\$2”.

(2) Section 3(2)—

**Delete**

“\$1”

**Substitute**

“\$2”.

(3) Section 3(11)—

**Delete**

“\$1”

**Substitute**

“\$2”.

(4) Section 3(12)—

**Delete**

“\$1”

**Substitute**

“\$2”.

**Interpretation and General Clauses Ordinance**

---

**Resolution**

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

---

**Product Eco-responsibility Ordinance (Amendment of Schedule 3)  
Order 2022**

**Resolved** that the Product Eco-responsibility Ordinance (Amendment of Schedule 3) Order 2022, published in the Gazette as Legal Notice No. 137 of 2022 and laid on the table of the Legislative Council on 15 June 2022, be amended as set out in the Schedule.

---

## **Schedule**

### **Amendment to Product Eco-responsibility Ordinance (Amendment of Schedule 3) Order 2022**

**1. Section 3 amended (Schedule 3 amended (amount prescribed for section 18A(2)))**

Section 3—

**Repeal**

“\$1”

**Substitute**

“\$2”.