Legislative Council Panel on Administration of Justice and Legal Services

Law Reform Commission Secretariat – Progress on Systematic Review of Statutory Laws of Hong Kong

This is the sixth report by the Law Reform Commission Secretariat ("LRC Secretariat") to the Legislative Council ("LegCo") Panel on Administration of Justice and Legal Services ("AJLS Panel") to apprise Members of the progress on the systematic review of statutory laws of Hong Kong. It focuses mainly on the adaptation of laws, a major component of the review exercise, to which priority will continue to be given.

BACKGROUND

- 2. The LRC Secretariat carries on undertaking the exercise to conduct a systematic review of statutory laws of Hong Kong regularly which consists of work mainly in (a) adaptation of laws, (b) consolidation of laws and (c) repeal of obsolete laws. It is with a view to keeping the laws of Hong Kong up-to-date and commensurate with this metropolis' status as a modern society governed by the rule of law under the constitutional framework of "one country, two systems" that the LRC Secretariat has embarked upon the task to undertake this review exercise in 2022.
- 3. From inception of the systematic review, priority has been accorded to the adaptation of laws component because it is long overdue.

In discharging its role, the LRC Secretariat, while committed to this complex and arduous task¹, does so by (a) managing the entire review exercise, including reviewing whether the proposed adaptation may be unsafe or in conflict with another responsible bureau's amendment proposals; (b) monitoring the progress of the relevant adaptation work in order to facilitate the responsible bureau's early issuance of drafting instructions in order to commence the legislative amendment process as soon as possible; and (c) reporting on progress to the AJLS Panel at suitable intervals.

4. It must, however, continue to be emphasised, as in all of the LRC Secretariat's previous reports to the AJLS Panel², that it is incumbent upon each responsible bureau which has policy responsibility to take carriage of the introduction of legislative amendment proposals to the LegCo with the goal of completing the required legislative procedures without unnecessary delay. The same applies to even those provisions the adaptation of which will be taken on and proceeded with by way of what is more affectionately referred to as an "omnibus bill" promoted by the Secretary for Justice on behalf of the Government (see further discussions below).

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To complete this task, it is crucial to (a) identify such provisions or references in our statute books that were in force in Hong Kong before 1 July 1997, which must, for the time being, be construed with such modifications, adaptations, limitations and exceptions as may be necessary in compliance with the Basic Law and the status of Hong Kong as a Special Administrative Region of the People's Republic of China in accordance with section 2A of the Interpretation and General Clauses Ordinance (Cap. 1) and Schedules 8 and 9 thereto; and (b) thereafter amend them as necessary to properly reflect the policy intent of the relevant policy bureau in the light of the resumption of the exercise of sovereignty over Hong Kong by the People's Republic of China. In the process, it is also necessary to ensure that the intention in the Decision of the Standing Committee of the National People's Congress made on 23 February 1997 in accordance with Article 160 of the Basic Law is reflected in any amendments to be made.

² 23 May 2022, 5 December 2022, 24 July 2023, 25 March 2024 and 16 December 2024.

PROGRESS ON ADAPTATION OF LAWS

- 5. Although there has only been a lapse of some four months since the last report to the AJLS Panel in December 2024, this is an appropriate time to apprise the Panel again of the progress of the adaptation of laws exercise in the light of the recent introduction of the Statute Law (Miscellaneous Provisions) Bill 2025 into the LegCo earlier this month. Similar to the omnibus bill passed by the LegCo in 2024, which has proven to be an effective way to bring us closer to the goal of the final completion of the adaptation of laws exercise, this Bill seeks to take forward as many adaptation related amendments which are minor, technical and non-controversial as practicable on behalf of different policy bureaux responsible in respect of the outstanding provisions or pieces of legislation.
- 6. Having been in close liaison with 14 responsible bureaux, the LRC Secretariat is now in a position to confirm that there are, at this stage, a total of 157 pieces of legislation (listed at Annex A) which have been the subject of careful examination. This means that, on top of the 150 pieces of legislation that were already mentioned in the last report in December 2024, seven additional pieces have since been identified. Although there may still be more outstanding provisions or pieces of legislation which warrant examination on adaptation as progress continues to be made, it is believed that most of them (including a not insignificant number of pieces of subsidiary legislation which are now identified individually³) have already been identified with the concerted effort by the responsible bureaux.

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³ This is the result after combing through various pieces of subsidiary legislation to the relevant principal ordinances which had already been examined.

- 7. Among the 157 pieces, the LRC Secretariat is pleased to report that there are:
 - (a) <u>57</u> pieces of legislation in respect of which proposed adaptation provisions have been enacted or the relevant issues arising therefrom have otherwise been satisfactorily addressed⁴ (see Part I of <u>Annex A</u>);
 - (b) in the light of the introduction of the Statute Law (Miscellaneous Provisions) Bill 2025 into the LegCo,
 - (i) <u>41</u> pieces of legislation in respect of which the legislative process to adapt the relevant provisions has commenced⁵; and
 - (ii) <u>two</u> other pieces (including any of the subsidiary legislation thereto) which have been proposed, following the review by the responsible bureau, to be repealed for their obsolescence (instead of having them adapted);⁶

⁴ This would be subject to continual double-checking and a final trawl-through before the relevant interpretative principles under Schedules 8 and 9 to the Interpretation and General Clauses Ordinance (Cap. 1) may ultimately be repealed as appropriate.

⁵ It should be noted that there may still be references which require adaptation under the relevant legislation despite the adaptation amendments introduced by the Statute Law (Miscellaneous Provisions) Bill 2025.

While the Statute Law (Miscellaneous Provisions) Bill 2025 does include legislative proposals on a total of 70 pieces of legislation which contain provisions or references being inconsistent with the constitutional status of the Hong Kong Special Administrative Region, some of the proposed amendments or repeals are <u>not</u> counted for the present purpose as the responsible bureaux have promptly confirmed that the newly identified references concern enactments or provisions which are obsolete or are not "laws previously in force" (that is, not being statutes enacted before 1 July 1997), and so they are regarded as falling outside the 157 pieces of legislation which have been the subject of careful examination for the purpose of adaptation.

- (c) <u>one</u> piece of legislation⁷ in respect of which the legislative process has earlier commenced through the Companies (Amendment)(No. 2) Bill 2024;
- (d) <u>44</u> pieces of legislation in respect of which serious consideration has been or is being given for the possible inclusion of their proposed adaptation in a future omnibus bill provided that the relevant conditions ⁸ for inclusion are satisfied;
- (e) <u>19</u> pieces of legislation (compared to 22 pieces of this nature in the LRC Secretariat's last report in December 2024) the adaptation of which may warrant the introduction of dedicated amendment bills subject to further deliberation on legislative priority; and
- (f) the remaining <u>three</u> pieces of legislation (compared to seven of this nature in the LRC Secretariat's last report in December 2024), pending resolution of outstanding issues which have been identified and considered more complex.

It is important to note that a particular piece of legislation may involve different provisions or parts thereof which fall under one or more of the above categories. Therefore, the sum of the sub-totals of each category may not necessarily amount to the number 157. In order to facilitate Members to have an overall view of the progress of the adaptation of laws exercise, a bar chart showing the pieces of legislation falling under designated categories is presented at **Annex B**.

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The Companies (Winding Up and Miscellaneous Provisions) Ordinance (Cap. 32).

⁸ In general, only an amendment (or repeal) that is largely minor, technical and non-controversial in nature may be covered in an omnibus bill.

- 8. By way of a stocktake, the position since the submission of the LRC Secretariat's paper for the AJLS Panel meeting in December 2024 is that:
 - (a) the legislative process has commenced for the adaptation of 44 pieces of legislation; and
 - (b) more concrete plans have been devised to proceed with the adaptation of 13 more pieces of legislation either (i) through bills (by way of composite bills, if necessary, if so doing would facilitate the LegCo in scrutinising the amendments to different but related ordinances in a more focused manner) or subsidiary legislation to be introduced by the responsible bureau or (ii) through a future omnibus bill (which would hopefully make more economical and effective use of legislative time).

As far as it can now be anticipated, the number of pieces of legislation which are intended to be proceeded with by way of (i) a future omnibus bill, or (ii) other bills or subsidiary legislation which may be introduced within a reasonable time after the commencement of the 2026 legislative session is at least 29, which may grow, depending on progress between now and the end of 2025, by adding some 30+ other pieces of legislation, once the drafting instructions for their adaptation are ready.

- 9. As previously reported, the reasons why further and sustained effort is required to work on those falling under paragraph 7(f) above are:
 - (a) certain provisions in different ordinances or subsidiary legislation are inter-related or a provision may contain cross references to some other legislation which also requires

adaptation. It is hence important that due care and diligence should be exercised to ensure the proposed adaptation amendments are consistent with one another, and at the same time coherent with existing laws to ensure that the intention in the Decision of the Standing Committee of the National People's Congress made on 23 February 1997 in accordance with Article 160 of the Basic Law is properly reflected in any amendments to be made;

- (b) input from different bureaux and departments are required before the proposed adaptation may safely be finalised. Given that input from different policy perspectives must be duly considered and the impact on operation properly assessed, more time is required for further intra-government communication and careful examination of the complex issues involved before a conclusive decision can be reached with the benefit of any needed legal advice; and
- (c) the adaptation of certain provisions or references require consultation with the Central Authorities or parties outside the government. In fact, the Central Authorities have already been or are being consulted on the proposed adaptation on a number of pieces of legislation. The LRC Secretariat will continue to act proactively on the remaining ones so as to facilitate their early consultation. For those issues in respect of which the consultation process has already commenced, due regard is made to the feedback received so far in order to formulate, refine or finalise the adaptation proposals.
- 10. In maintaining the momentum, it is understood that the Government will continue to adhere to the "dealing with simple issues before the difficult ones" approach and address, by stages, as many of the

outstanding enactments in a speedy but orderly manner as practicable⁹. The resolve to introduce omnibus bills in quick succession, as long as conflicting legislative priorities permit, is informed by this approach and built on accumulated experience. Our current target is, upon the responsible bureaux being able to resolutely have the drafting instructions issued as soon as practicable, to strive for the completion of the adaptation of laws exercise by the end of this term of Government. The LRC Secretariat will carry on making proactive efforts in bringing the relevant responsible and supporting bureaux together and liaising with the relevant legal division(s) of the Department of Justice. Efforts will not be spared in playing a coordinating role such that individual bureaux will receive the assistance needed in order for them to take forward the proposed adaptations timeously by the introduction of bills, whether dedicated or composite, or subsidiary legislation as appropriate. As to those outstanding provisions or references found variously under different pieces of legislation which may be adapted by amendments which are minor, technical and non-controversial, the Secretary for Justice is actively considering to, if the circumstances permit, introduce one more omnibus bill in 2026 (see paragraphs 5 and 7(b) & (d) above) to facilitate the efficiency of their scrutiny by LegCo. Hopefully, the responsible bureaux will seize the opportunity and get their drafting instructions ready in good time. It cannot be over-emphasised that it is ultimately a matter for the individual bureaux responsible to determine when and how to proceed with regard to their own proposed amendments. The LRC Secretariat will at any rate maintain communication with representatives from the Central Authorities to make sure that the overall plan is moving on the right track and work towards the timely resolution of complex and intricate issues as can be identified.

Following this approach, the LRC Secretariat takes into account the issues and parties involved and, depending on their complexity and inter-relations, seeks to classify them into different categories in order to establish a workable order of priority for the proposed legislative amendments to be introduced by the Government.

REPEAL OF OBSOLETE LAWS

11. To date, and incidental to the adaptation of laws exercise, besides the 16 pieces of legislation or obsolete provisions thereof which were already repealed or replaced, there are at least another 28 pieces of legislation or obsolete provisions thereof are proposed to be repealed or replaced by the Statute Law (Miscellaneous Provisions) Bill 2025, and another 16 pieces of legislation or provision thereof which are identified to be obsolete and it is expected that a majority of which may be repealed or replaced by way of a future omnibus bill.

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- (a) the Immigration (Places of Detention) Order (Cap. 115B), the Immigration (Vietnamese Refugee Centres) (Designation) (Consolidation) Order (Cap. 115G), the Immigration (Vietnamese Refugee Centres) (Open Centre) Rules (Cap. 115H), the Immigration (Vietnamese Refugee Centres) (Departure Centre) Rules (Cap. 115I), the Immigration (Vietnamese Migrants) (Detention Centres) Rules (Cap. 115M), the Immigration (Vietnamese Migrants) (Detention Centres) (Designation) Order (Cap. 115N), the Immigration (Vietnamese Boat People) (Shek Kwu Chau Detention Centre) Rules (Cap. 115P), and the Immigration Service (Designated Places) Order (Cap. 331B), which were (or the provisions of which were) repealed by L.N. 46 to 53 of 2023; and
- (b) the Post Office Ordinance (Cap. 98), the Immigration Ordinance (Cap. 115), the Examination of Hull, Ship-side Fittings and Boilers (Exemption) (Consolidation) Notice (Cap. 369I), the Corridor Bulkheads Serving Accommodation Spaces and Control Stations (Cap. 369J), the Merchant Shipping (Safety) Ordinance (Exemption) Notice (Repealed) (Cap. 369P), the Merchant Shipping (Safety) (Cargo Ship Construction and Survey) (Ships Built Before 1 September 1984) Regulations (Cap. 369R), the Merchant Shipping (Safety) (Cargo Ship Construction and Survey) (Ships Built On or After 1 September 1984) Regulations (Cap. 369S), and the Merchant Shipping (Safety) (Grain) Regulations (Cap. 369AA), which were (or the provisions of which were) repealed by the Statute Law (Miscellaneous Provisions) Ordinance 2024 (Ord. No. 21 of 2024).

¹⁰ They are:

WAY FORWARD

12. It is an on-going part of the LRC Secretariat's work in this review exercise to keep track of and to report to the AJLS Panel on the progress regularly. The LRC Secretariat will continue to monitor the progress to ensure the adaptation of laws component of the review exercise could be completed timeously and without undue delay. This is even though the LRC Secretariat is not at liberty to pre-empt the responsible bureaux in apprising the LegCo and the public of their legislative plans before they are in a position to do so.

Law Reform Commission Secretariat April 2025

Annex A

<u>List of legislation which warrants examination by the Responsible Bureau</u>

I. Legislation in respect of which proposed adaptation provisions have been enacted (or the relevant issues arising therefrom have otherwise been satisfactorily addressed)

	Chapter	Title of legislation	Relevant provisions	How were the provisions adapted or relevant issues otherwise addressed
1.	Cap. 6	Bankruptcy Ordinance	Sections 36, 38, 113, 114	Adapted by the Bankruptcy and Companies
			and 127	Legislation (Miscellaneous Amendments) Ordinance
				2023 (Ord. No. 22 of 2023) and the Statute Law
				(Miscellaneous Provisions) Ordinance 2024 (Ord.
				No. 21 of 2024)
2.	Cap. 6A	Bankruptcy Rules	Rules 2 and 5	Adapted by the Bankruptcy and Companies
				Legislation (Miscellaneous Amendments) Ordinance
				2023 (Ord. No. 22 of 2023) and the Statute Law
				(Miscellaneous Provisions) Ordinance 2024 (Ord.
				No. 21 of 2024)
3.	Cap. 8	Evidence Ordinance	Section 77	Adapted by the Safeguarding National Security
				Ordinance (Ord. No. 6 of 2024)*
4.	Cap. 10	Probate and Administration	Sections 8 and 72	Adapted by the Statute Law (Miscellaneous
		Ordinance		Provisions) Ordinance 2024 (Ord. No. 21 of 2024)

	Chapter	Title of legislation	Relevant provisions	How were the provisions adapted or relevant issues otherwise addressed
5.	Cap. 16	Separation and Maintenance Orders Ordinance	Section 6	Adapted by the Family Procedure Ordinance (Ord. No. 13 of 2023)
6.	Cap. 30	Wills Ordinance	Section 5	Adapted by the Statute Law (Miscellaneous Provisions) Ordinance 2024 (Ord. No. 21 of 2024)
7.	Cap. 32	Companies (Winding Up and Miscellaneous Provisions) Ordinance	Section 168E	Adapted by the Bankruptcy and Companies Legislation (Miscellaneous Amendments) Ordinance 2023 (Ord. No. 22 of 2023)*
8.	Cap. 55	Labour Relations Ordinance	Sections 35 to 37	Information note added to Hong Kong e-Legislation concerning the adaptation to the uncommenced provisions
9.	Cap. 79	Surviving Spouses' and Children's Pensions Ordinance	Sections 2, 2A, 3	Adapted by the Statute Law (Miscellaneous Provisions) Ordinance 2024 (Ord. No. 21 of 2024)
10.	Cap. 84B	Pilotage (Disciplinary Procedure) Regulations	Regulation 5	Adapted by the Pilotage (Amendment) Ordinance 2022 (Ord. No. 12 of 2022)
11.	Cap. 94	Widows and Orphans Pension Ordinance	Various sections	Adapted by the Statute Law (Miscellaneous Provisions) Ordinance 2024 (Ord. No. 21 of 2024)
12.	Cap. 98	Post Office Ordinance	Section 32	Adapted by the Safeguarding National Security Ordinance (Ord. No. 6 of 2024) and the Statute Law (Miscellaneous Provisions) Ordinance 2024 (Ord. No. 21 of 2024)
13.	Cap. 106	Telecommunications Ordinance	Various sections	Adapted by the Telecommunications (Amendment) Ordinance 2024 (Ord. No. 4 of 2024)

	Chapter	Title of legislation	Relevant provisions	How were the provisions adapted or relevant issues otherwise addressed
14.	Cap. 107	Tramway Ordinance	Section 50	Adapted by the Statute Law (Miscellaneous
				Provisions) Ordinance 2024 (Ord. No. 21 of 2024)
15.	Cap. 115	Immigration Ordinance	Various sections	Adapted by the Statute Law (Miscellaneous
				Provisions) Ordinance 2024 (Ord. No. 21 of 2024)*
16.	Cap. 115A	Immigration Regulations	Regulation 11 and	Adapted by the Statute Law (Miscellaneous
			Schedule 1	Provisions) Ordinance 2024 (Ord. No. 21 of 2024)*
17.	Cap. 115M	Immigration (Vietnamese	Rules 3 and 6	Adapted by the Statute Law (Miscellaneous
		Migrants) (Detention Centres)		Provisions) Ordinance 2024 (Ord. No. 21 of 2024)
		Rules		
18.	Cap. 170	Wild Animals Protection	Section 22 and Schedule 6	Adapted by the Statute Law (Miscellaneous
		Ordinance		Provisions) Ordinance 2024 (Ord. No. 21 of 2024)
19.	Cap. 174	Births and Deaths Registration	Section 20	Adapted by the Births and Deaths Registration
		Ordinance		(Amendment) Ordinance 2023 (Ord. No. 3 of 2023)
20.	Cap. 179	Matrimonial Causes Ordinance	Sections 10, 49, 55 to 58	Adapted by the Family Procedure Ordinance (Ord.
			and 62	No. 13 of 2023)
21.	Cap. 200	Crimes Ordinance	Parts I and II	Repealed by the Safeguarding National Security
				Ordinance (Ord. No. 6 of 2024)
22.	Cap. 221	Criminal Procedure Ordinance	Various sections	Adapted by the Safeguarding National Security
				Ordinance (Ord. No. 6 of 2024) and the Statute Law
				(Miscellaneous Provisions) Ordinance 2024 (Ord.
				No. 21 of 2024)*
23.	Cap. 221A	Criminal Appeal Rules	Schedule	Confirmed that the relevant reference was already
				adapted by the Adaptation of Laws (Courts and

	Chapter	Title of legislation	Relevant provisions	How were the provisions adapted or relevant issues otherwise addressed
				Tribunals) Ordinance (Ord. No. 25 of 1998) and that the verified copy in Hong Kong e-Legislation has now been updated*
24.	Cap. 221D	Legal Aid in Criminal Cases Rules	Rule 13	Adapted by the Safeguarding National Security Ordinance (Ord. No. 6 of 2024)
25.	Cap. 237	Fixed Penalty (Traffic Contraventions) Ordinance	Various sections	Adapted by the Electronic Traffic Enforcement (Miscellaneous Amendments) Ordinance 2024 (Ord. No. 13 of 2024)
26.	Cap. 240	Fixed Penalty (Criminal Proceedings) Ordinance	Sections 2, 9 and 12	Adapted by the Electronic Traffic Enforcement (Miscellaneous Amendments) Ordinance 2024 (Ord. No. 13 of 2024)
27.	Cap. 245B	Military Installations Closed Areas Order	First Schedule	Confirmed by the responsible bureau that the relevant references are consistent with the current constitutional order and up-to-date
28.	Cap. 245D	Public Order (Movement of Craft) Order	Schedule	Confirmed by the responsible bureau that the relevant references are consistent with the current constitutional order and up-to-date
29.	Cap. 281	Merchant Shipping Ordinance	Sections 34A to 34D	Marked in Hong Kong e-Legislation as "omitted as expired" or "omitted as spent", as the case may be
30.	Cap. 284	Misrepresentation Ordinance	Section 7	Adapted by the Statute Law (Miscellaneous Provisions) Ordinance 2024 (Ord. No. 21 of 2024)
31.	Cap. 311	Air Pollution Control Ordinance and its subsidiary legislation	Various provisions	Adapted by the Statute Law (Miscellaneous Provisions) Ordinance 2024 (Ord. No. 21 of 2024)

	Chapter	Title of legislation	Relevant provisions	How were the provisions adapted or relevant issues otherwise addressed
32.	Cap. 313	Shipping and Port Control	Section 2	Confirmed by the responsible bureau that the relevant
		Ordinance		references are consistent with the current
				constitutional order and up-to-date
33.	Cap. 332	Trade Unions Ordinance	Section 48	Adapted by the Safeguarding National Security
				Ordinance (Ord. No. 6 of 2024)
34.	Cap. 354	Waste Disposal Ordinance	Various sections	Adapted by the Statute Law (Miscellaneous
				Provisions) Ordinance 2024 (Ord. No. 21 of 2024)
35.	Cap. 358	Water Pollution Control	Various provisions	Adapted by the Statute Law (Miscellaneous
		Ordinance and its subsidiary		Provisions) Ordinance 2024 (Ord. No. 21 of 2024)
		legislation		
36.	Cap. 368	Road Tunnels (Government)	Sections 3, 16, 20 and 21	Adapted by the Free-Flow Tolling (Miscellaneous
		Ordinance		Amendments) Ordinance 2021 (Ord. No. 20 of 2021)
37.	Cap. 369C	Merchant Shipping (Instructions	Preliminary, paragraphs 98,	Adapted by the Statute Law (Miscellaneous
		to Surveyors) (Passenger Ships)	100, 118, 129 and	Provisions) Ordinance 2024 (Ord. No. 21 of 2024)
		Regulations	Appendix II	
38.	Cap. 369E	Merchant Shipping (Minimum	Regulation 40	Adapted by the Statute Law (Miscellaneous
		Passenger Space) Regulations		Provisions) Ordinance 2024 (Ord. No. 21 of 2024)
39.	Cap. 369W	Merchant Shipping (Safety) (Fire	Regulation 31	Adapted by the Statute Law (Miscellaneous
		Protection) (Ships Built Before		Provisions) Ordinance 2024 (Ord. No. 21 of 2024)*
		25 May 1980) Regulations		
40.	Cap. 370	Roads (Works, Use and	Sections 2 to 5, 11 to 17,	Adapted by the Development (Town Planning, Lands
		Compensation) Ordinance	19, 21 to 23, 25 to 29, 34	and Works) (Miscellaneous Amendments) Ordinance
			and 42	2023 (Ord. No. 25 of 2023)

	Chapter	Title of legislation	Relevant provisions	How were the provisions adapted or relevant issues otherwise addressed
41.	Cap. 372	Kowloon-Canton Railway	Sections 2, 7 and Second	Adapted by the Statute Law (Miscellaneous
		Corporation Ordinance	Schedule	Provisions) Ordinance 2024 (Ord. No. 21 of 2024)
42.	Cap. 374	Road Traffic Ordinance	Section 123	Adapted by the Statute Law (Miscellaneous
				Provisions) Ordinance 2024 (Ord. No. 21 of 2024)
43.	Cap. 400	Noise Control Ordinance	Various sections	Adapted by the Statute Law (Miscellaneous
				Provisions) Ordinance 2024 (Ord. No. 21 of 2024)
44.	Cap. 406D	Electricity (Registration)	Regulation 18	Adapted by the Statute Law (Miscellaneous
		Regulations		Provisions) Ordinance 2024 (Ord. No. 21 of 2024)
45.	Cap. 415	Merchant Shipping	Section 2	Adapted by the Statute Law (Miscellaneous
		(Registration) Ordinance		Provisions) Ordinance 2024 (Ord. No. 21 of 2024)*
46.	Cap. 429	Parent and Child Ordinance	Sections 2, 6, 12 and 16	Adapted by the Family Procedure Ordinance (Ord.
				No. 13 of 2023)
47.	Cap. 436	Western Harbour Crossing	Various sections	Whole ordinance repealed by the Road Tunnels
		Ordinance		(Government) (Amendment) Ordinance 2023 (Ord.
				No. 18 of 2023)
48.	Cap. 474	Tai Lam Tunnel and Yuen Long	Various sections	Adapted by the Statute Law (Miscellaneous
		Approach Road Ordinance		Provisions) Ordinance 2024 (Ord. No. 21 of 2024)
49.	Cap. 483	Airport Authority Ordinance	Section 8	Adapted by the Statute Law (Miscellaneous
				Provisions) Ordinance 2024 (Ord. No. 21 of 2024)
50.	Cap. 483A	Airport Authority Bylaw	Schedule 2	Adapted by the Statute Law (Miscellaneous
				Provisions) Ordinance 2024 (Ord. No. 21 of 2024)
51.	Cap. 498	Tsing Ma Control Area	Sections 27, 28 and 30	Adapted by the Statute Law (Miscellaneous
		Ordinance		Provisions) Ordinance 2024 (Ord. No. 21 of 2024)

	Chapter	Title of legislation	Relevant provisions	How were the provisions adapted or relevant issues otherwise addressed
52.	Cap. 514	Patents Ordinance	Section 75	Adapted by the Statute Law (Miscellaneous
				Provisions) Ordinance 2024 (Ord. No. 21 of 2024)
53.	Cap. 520	Discovery Bay Tunnel Link	Sections 11, 12, 26, 30 and	Adapted by the Statute Law (Miscellaneous
		Ordinance	35	Provisions) Ordinance 2024 (Ord. No. 21 of 2024)
54.	Cap. 521	Official Secrets Ordinance	Various sections	Adapted by the Safeguarding National Security
				Ordinance (Ord. No. 6 of 2024)
55.	Cap. 559	Trade Marks Ordinance	Schedule 2	Adapted by the Statute Law (Miscellaneous
				Provisions) Ordinance 2024 (Ord. No. 21 of 2024)
56.	Cap. 1034	Masonic Benevolence Fund	Section 9	Adapted by the Statute Law (Miscellaneous
		Incorporation Ordinance		Provisions) Ordinance 2024 (Ord. No. 21 of 2024)*
57.	Cap. 1055	Zetland Hall Trustees	Section 10	Adapted by the Statute Law (Miscellaneous
		Incorporation Ordinance		Provisions) Ordinance 2024 (Ord. No. 21 of 2024)*

^{*} The relevant pieces of legislation may still contain outstanding provisions requiring adaptation although there are already adaptations made in relation to different parts of them.

II. Legislation in respect of which the legislative process for adaptation has commenced but not yet completed

	Chapter	Title of legislation	Bill (or subsidiary legislation) by which the necessary amendment or repeal is proposed (or tabled)	Progress
	Cap. 32	Companies (Winding Up and	Companies (Amendment) (No. 2) Bill	Being scrutinised by the relevant Bills
		Miscellaneous Provisions)	2024	Committee
		Ordinance [#]		
58.	Cap. 9	Judgments (Facilities for	Statute Law (Miscellaneous	Second reading debate adjourned
		Enforcement) Ordinance	Provisions) Bill 2025	
59.	Cap. 29B	Judicial Trustee Rules	Same as above	Same as above
60.	Cap. 34	Money Changers Ordinance	Same as above	Same as above
61.	Cap. 57	Employment Ordinance	Same as above	Same as above
62.	Cap. 76	Recognition of Trusts Ordinance	Same as above	Same as above
63.	Cap. 89	Pensions Ordinance	Same as above	Same as above
	Cap. 115	Immigration Ordinance#	Same as above	Same as above
	Cap. 115A	Immigration Regulations#	Same as above	Same as above
64.	Cap. 115D	Immigration (Unauthorized Entrants) Order	Same as above	Same as above
65.	Cap. 118	Crown Lease (Pok Fu Lam) Ordinance	Same as above	Same as above
66.	Cap. 122	Audit Ordinance	Same as above	Same as above
67.	Cap. 127	Foreshore and Sea-bed (Reclamations) Ordinance	Same as above	Same as above

	Chapter	Title of legislation	Bill (or subsidiary legislation) by which the necessary amendment or repeal is proposed (or tabled)	Progress
68.	Cap. 128	Land Registration Ordinance	Same as above	Same as above
69.	Cap. 150	New Territories Leases (Extension) Ordinance	Same as above	Same as above
70.	Cap. 169A	Prevention of Cruelty to Animals Regulations	Same as above	Same as above
71.	Cap. 228	Summary Offences Ordinance	Same as above	Same as above
72.	Cap. 232	Police Force Ordinance	Same as above	Same as above
73.	Cap. 252	Enforcement of Rights (Extension of Time) Ordinance	Same as above	Same as above
74.	Cap. 256	Land Transactions (Enemy Occupation) Ordinance	Same as above	Same as above
75.	Cap. 257	Perpetuities and Accumulations Ordinance	Same as above	Same as above
76.	Cap. 272	Motor Vehicles Insurance (Third Party Risks) Ordinance	Same as above	Same as above
77.	Cap. 272A	Motor Vehicles Insurance (Third Party Risks) Regulations	Same as above	Same as above
78.	Cap. 290	Adoption Ordinance	Same as above	Same as above
79.	Cap. 352A	Partition Rules	Same as above	Same as above
80.	Cap. 369AM	Merchant Shipping (Safety) (Passenger Ship Construction and Survey) (Ships Built On Or	Same as above	Same as above

	Chapter	Title of legislation	Bill (or subsidiary legislation) by which the necessary amendment or repeal is proposed (or tabled)	Progress
		After 1 September 1984) Regulations		
81.	Cap. 372B	Kowloon-Canton Railway Corporation By-laws	Same as above	Same as above
82.	Cap. 460	Security and Guarding Services Ordinance	Same as above	Same as above
83.	Cap. 484	Hong Kong Court of Final Appeal Ordinance	Same as above	Same as above
84.	Cap. 484A	Hong Kong Court of Final Appeal Rules	Same as above	Same as above
85.	Cap. 485	Mandatory Provident Fund Schemes Ordinance	Same as above	Same as above
86.	Cap. 488	Block Crown Lease (Cheung Chau) Ordinance	Same as above	Same as above
87.	Cap. 503L	Fugitive Offenders (Notification Procedures) Regulation	Same as above	Same as above
88.	Cap. 522	Registered Designs Ordinance	Same as above	Same as above
89.	Cap. 528	Copyright Ordinance	Same as above	Same as above
90.	Cap. 1014	Church of England Trust Ordinance	Same as above	Same as above

	Chapter	Title of legislation	Bill (or subsidiary legislation) by which the necessary amendment or repeal is proposed (or tabled)	Progress
91.	Cap. 1014A	Church of England Trust	Same as above	Same as above
		(Church Councils) Regulations		
92.	Cap. 1023A	Hong Kong and Kowloon	Same as above	Same as above
		Wharf and Godown Company		
		Limited By-laws ¹¹		
	Cap. 1034	Masonic Benevolence Fund	Same as above	Same as above
		Incorporation Ordinance#		
93.	Cap. 1048	St. Joseph's College	Same as above	Same as above
		Incorporation Ordinance		
	Cap. 1055	Zetland Hall Trustees	Same as above	Same as above
		Incorporation Ordinance#		
94.	Cap. 1089	St. John's College Ordinance	Same as above	Same as above
95.	Cap. 1102	St. Paul's College Council	Same as above	Same as above
		Incorporation Ordinance		
96.	Cap. 1102A	St. Paul's College Council	Same as above	Same as above
		Regulations		

[#] The relevant pieces of legislation are also found in Part I of Annex A as there are already adaptations made in relation to different parts of them.

¹¹ Previously identified by reference to its primary legislation, namely the Hongkong and Kowloon Wharf and Godown Company Limited (By-laws) Ordinance (Cap. 1023).

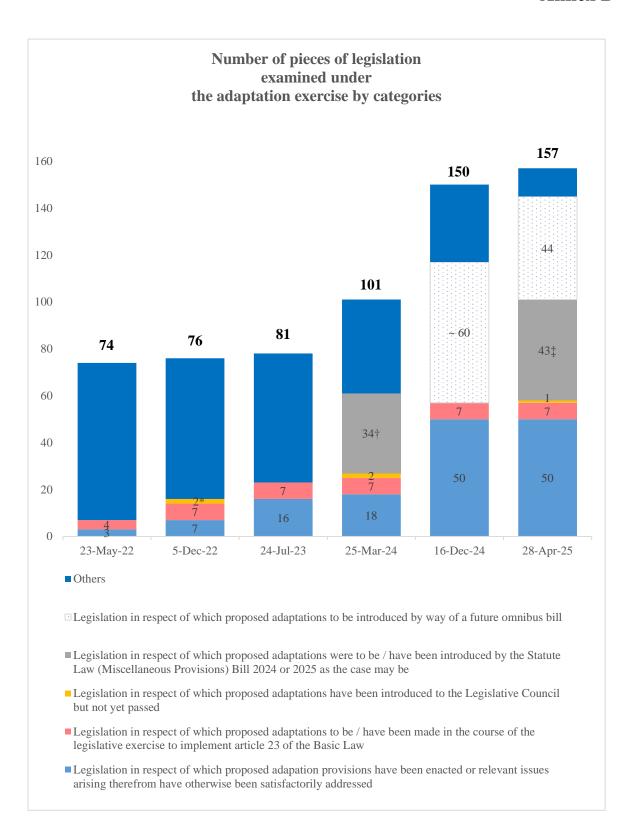
III. Legislation in respect of which policy decision for adaptation is being formulated or otherwise pending commencement of legislative process for adaptation if amendment or repeal is necessary

	Chapter	Title of Legislation
97.	Cap. 2A	Capital Works Reserve Fund
98.	Cap. 4	High Court Ordinance
99.	Cap. 4A	Rules of the High Court
100.	Cap. 4C	High Court Fees (In Prize) Order
101.	Cap. 4D	High Court Fees Rules
102.	Cap. 4F	Copyright (Border Measures) Rules
103.	Cap. 21	Defamation Ordinance
104.	Cap. 23	Law Amendment and Reform (Consolidation) Ordinance
105.	Cap. 28	Land (Miscellaneous Provisions) Ordinance
106.	Cap. 36	Privileges and Immunities (Joint Liaison Group) Ordinance
107.	Cap. 46	Foreign Judgments (Restriction on Recognition and Enforcement) Ordinance
108.	Cap. 53B	Antiquities and Monuments (Declaration of Monuments and Historical Buildings) (Consolidation) Notice
109.	Cap. 112	Inland Revenue Ordinance
110.	Cap. 124	Lands Resumption Ordinance
111.	Cap. 125	Government Rent and Premium (Apportionment) Ordinance
112.	Cap. 155	Banking Ordinance
113.	Cap. 155A	Banking Ordinance (Deposit-taking Exemptions) (Consolidation) Notice
114.	Cap. 177A	Registration of Persons Regulations
115.	Cap. 188	Maintenance Orders (Reciprocal Enforcement) Ordinance
116.	Cap. 282	Employees' Compensation Ordinance

	Chapter	Title of Legislation
117.	Cap. 300	Crown Proceedings Ordinance
118.	Cap. 314	Occupiers Liability Ordinance
119.	Cap. 319	Foreign Judgments (Reciprocal Enforcement) Ordinance
120.	Cap. 319A	Foreign Judgments (Reciprocal Enforcement) Order
121.	Cap. 319B	Foreign Judgments (Reciprocal Enforcement) (Application to the Commonwealth) Order
122.	Cap. 336	District Court Ordinance
123.	Cap. 336F	District Court (Fixed Costs in Matrimonial Causes) Rules
124.	Cap. 336H	Rules of the District Court
125.	Cap. 338	Small Claims Tribunal Ordinance
126.	Cap. 347	Limitation Ordinance
127.	Cap. 360	Pneumoconiosis and Mesothelioma (Compensation) Ordinance
128.	Cap. 360A	Pneumoconiosis and Mesothelioma (Compensation) (Assessment of Levy) Regulations
129.	Cap. 369	Merchant Shipping (Safety) Ordinance
130.	Cap. 369R	Merchant Shipping (Safety) (Cargo Ship Construction and Survey) (Ships Built Before 1 September 1984)
		Regulations
131.	Cap. 369S	Merchant Shipping (Safety) (Cargo Ship Construction and Survey) (Ships Built On or After 1 September 1984)
		Regulations
132.	Cap. 369X	Merchant Shipping (Safety) (Fire Appliances) (Ships Built On or After 25 May 1980 but Before 1 September 1984)
		Regulations
133.	Cap. 369Y	Merchant Shipping (Safety) (Fire Protection) (Ships Built On or After 1 September 1984) Regulations
134.	Cap. 369AH	Merchant Shipping (Safety) (Means of Access) Regulations
135.	Cap. 369AL	Merchant Shipping (Safety) (Passenger Ship Construction) (Ships Built Before 1 September 1984) Regulations
136.	Cap. 369AO	Merchant Shipping (Safety) (Protective Clothing and Equipment) Regulations

	Chapter	Title of Legislation
137.	Cap. 369BA	Merchant Shipping (Safety) (Navigational Equipment and Safety of Navigation) Regulation
138.	Cap. 377	Civil Liability (Contribution) Ordinance
139.	Cap. 414	Merchant Shipping (Liability and Compensation for Oil Pollution) Ordinance
140.	Cap. 434	Merchant Shipping (Limitation of Shipowners Liability) Ordinance
141.	Cap. 434A	Merchant Shipping (Liability of Shipowners and Others) (Calculation of Tonnage) (Hong Kong) Order
142.	Cap. 437	Foreign Corporations Ordinance
143.	Cap. 469	Occupational Deafness (Compensation) Ordinance
144.	Cap. 471	Protection of Trading Interests Ordinance
145.	Cap. 478	Merchant Shipping (Seafarers) Ordinance
146.	Cap. 478B	Merchant Shipping (Seafarers) (Entry into Dangerous Spaces) Regulation
147.	Cap. 478G	Merchant Shipping (Seafarers) (Safe Movement on Board Ship) Regulation
148.	Cap. 478I	Merchant Shipping (Seafarers) (Crew Accommodation) Regulation
149.	Cap. 478M	Merchant Shipping (Seafarers) (Code of Safe Working Practices) Regulation
150.	Cap. 478R	Merchant Shipping (Seafarers) (Safety Officials and Reporting of Accidents, Dangerous Occurrences and
		Occupational Diseases) Regulation
151.	Cap. 479	Nuclear Material (Liability for Carriage) Ordinance
152.	Cap. 500	Carriage by Air Ordinance
153.	Cap. 503	Fugitive Offenders Ordinance
154.	Cap. 605	Bunker Oil Pollution (Liability and Compensation) Ordinance
155.	Cap. 1112	Chinese Permanent Cemeteries Ordinance
156.	Cap. 1133	The Methodist Church, Hong Kong, Incorporation Ordinance
157.	Cap. 1164	Hong Kong St. John Ambulance Incorporation Ordinance

Annex B



* The legislative process for the proposed adaptations to Cap. 370 had not yet commenced at the time of the LRC Secretariat's second report to the AJLS Panel (5 December 2022), but was expected to commence later in that month (which it did on 14 December 2022).

- † With regard to the subsidiary legislation under the Air Pollution Control Ordinance (Cap. 311) and the Water Pollution Control Ordinance (Cap. 358), they have <u>not</u> been counted individually in order not to skew the figures disproportionately by a large number (an otherwise upward surge of some 30 pieces) of more technical and straightforward adaptation amendments stemming from these two principal ordinances included in the Statute Law (Miscellaneous Provisions) Bill 2024.
- ‡ While the Statute Law (Miscellaneous Provisions) Bill 2025 does include legislative proposals on a total of 70 pieces of legislation which contain provisions or references being inconsistent with the constitutional status of the Hong Kong Special Administrative Region, some of the proposed amendments or repeals are not counted for the purpose of this chart as the responsible bureaux have promptly confirmed that the newly identified references concern enactments or provisions which are obsolete (9 pieces) or are not "laws previously in force" (that is, not being statutes enacted before 1 July 1997), and so they are regarded as falling outside the 157 pieces of legislation which have been the subject of careful examination for the purpose of adaptation. If those which are "laws previously in force" were also to be counted, as it is the case for Cap. 9 (but not its subsidiary legislation which amounted to as many as 11 pieces) and Cap. 252, the total number of pieces of legislation examined under the adaptation exercise would reach 177.

Note

- (i) It should be noted that a particular piece of legislation may involve different provisions or parts thereof which fall under one or more of the above categories. Therefore, the sum of the sub-totals of each category may not necessarily amount to the grand total.
- (ii) Some pieces of legislation may still contain outstanding provisions requiring adaptation although there are (or have been) proposed adaptations in relation to different parts of them. Therefore, the number of pieces of legislation that continues to require adaptation can exceed those falling under the category of "Others" (i.e. the difference between the grand total and the combined sub-totals of the other categories).