

L.N. 223 of 2020

Prevention and Control of Disease (Prohibition on Group Gathering) (Amendment) (No. 13) Regulation 2020

(Made by the Chief Executive in Council under section 8 of the Prevention and Control of Disease Ordinance (Cap. 599))

1. Commencement

This Regulation comes into operation on 20 November 2020.

2. Prevention and Control of Disease (Prohibition on Group Gathering) Regulation amended

The Prevention and Control of Disease (Prohibition on Group Gathering) Regulation (Cap. 599 sub. leg. G) is amended as set out in sections 3 to 10.

3. Section 2 amended (interpretation)

Section 2—

Add in alphabetical order

“*Cap. 599F premises* (《第599F章》處所) means any premises in relation to which a Cap. 599F direction is in force;

relevant requirement or restriction (相關規定或限制), in relation to a group gathering at any Cap. 599F premises, means a requirement or restriction that is—

- (a) specified in the Cap. 599F direction in force in relation to the premises; and
- (b) imposed in relation to a group gathering at the premises;”.

4. Section 3 amended (prohibition on group gathering during specified period)

Section 3—

Repeal subsection (1)

Substitute

- “(1) The following group gatherings are prohibited from taking place during a specified period—
- (a) a group gathering at a public place other than Cap. 599F premises; and
 - (b) a group gathering at any Cap. 599F premises in relation to which a relevant requirement or restriction is not complied with.”.

5. Section 6 amended (offence if prohibited group gathering takes place)

Section 6(1)(c)(i)—

Repeal

“in”

Substitute

“or premises at”.

6. Section 7 amended (defence for offence under section 6)

(1) Section 7(1), Chinese text—

Repeal

“證明”

Substitute

“確立”.

(2) Section 7(1A)—

Repeal

Section 7

“premises in relation to which a Cap. 599F direction was in force”

Substitute

“any Cap. 599F premises”.

- (3) Section 7(1A)(a)—

Repeal

everything after “any”

Substitute

“relevant requirement or restriction that applied to the person (*applicable requirement or restriction*);”.

- (4) After section 7(1A)(a)—

Add

“(ab) the person had taken all reasonable steps to comply with all applicable requirements or restrictions; or”.

- (5) Section 7(2), Chinese text—

Repeal

“證明的事宜，須視作已由該人證明”

Substitute

“確立的事宜，須視作已由該人確立”.

7. Section 10 heading amended (power to disperse prohibited group gathering etc.)

Section 10, heading, after “etc.”—

Add

“in public place”.

8. Section 11 amended (power to enter and inspect public place)

(1) Section 11, heading, after “place”—

Add

“or Cap. 599F premises”.

(2) Section 11(a), after “place”—

Add

“or Cap. 599F premises”.

(3) Section 11(b) and (f), after “place” (wherever appearing)—

Add

“or premises”.

9. Section 14 amended (authorized officers)

(1) Section 14(1), after “may”—

Add

“, in writing.”.

(2) After section 14(1)—

Add

“(1A) An authorized officer must, if so required, produce written proof of his or her appointment before performing a function under this Regulation.”.

10. Schedule 1 amended (exempted group gatherings)

(1) Schedule 1—

Repeal item 13.

(2) Schedule 1, item 16—

Repeal

“premises in relation to which a Cap. 599F direction is in force”

Prevention and Control of Disease (Prohibition on Group Gathering) (Amendment)
(No. 13) Regulation 2020

L.N. 223 of 2020

Section 10

B3629

Substitute

“Cap. 599F premises”.

Wendy LEUNG
Clerk to the Executive Council

COUNCIL CHAMBER

18 November 2020

Explanatory Note

The main purpose of this Regulation is to amend the Prevention and Control of Disease (Prohibition on Group Gathering) Regulation (Cap. 599 sub. leg. G) (*principal Regulation*) to extend the scope of the principal Regulation to cover group gatherings at any “Cap. 599F premises” whether the premises are a public place or not.

2. “Cap. 599F premises” are premises in relation to which a direction issued under section 6 or 8 of the Prevention and Control of Disease (Requirements and Directions) (Business and Premises) Regulation (Cap. 599 sub. leg. F) (*Cap. 599F direction*) is in force.
3. After the amendments, a group gathering at any Cap. 599F premises will be prohibited under the principal Regulation if any requirement or restriction that is specified in the Cap. 599F direction and imposed in relation to a group gathering at the premises is not complied with.