

# A BILL

## To

Amend the International Organizations (Privileges and Immunities) Ordinance so that the privileges and immunities of bodies concerned in the establishment of international organizations, and of persons connected with such bodies, under arrangements between the Ministry of Foreign Affairs of the Central People’s Government and the Government of the Hong Kong Special Administrative Region, may be implemented in Hong Kong.

Enacted by the Legislative Council.

**1. Short title**

This Ordinance may be cited as the International Organizations (Privileges and Immunities) (Amendment) Ordinance 2022.

**2. International Organizations (Privileges and Immunities) Ordinance amended**

The International Organizations (Privileges and Immunities) Ordinance (Cap. 558) is amended as set out in sections 3 and 4.

**3. Long title amended**

The long title, after “agreements,”—

**Add**

“and the privileges and immunities of bodies concerned in the establishment of international organizations and of persons connected with such bodies under arrangements between the Ministry of Foreign Affairs of the Central People’s Government and the Government of the Hong Kong Special Administrative Region,”.

**4. Section 3 amended (provisions of international agreements to have the force of law)**

(1) Section 3, heading—

**Repeal**

“international agreements to have the”

**Substitute**

“certain agreements or arrangements to have”.

(2) Section 3—

**Repeal paragraph (a)**

**Substitute**

“(a) by order published in the Gazette, declare that the provisions of—

- (i) an international agreement relating to the status, privileges and immunities of an international organization and of persons connected with such an organization; or
- (ii) an arrangement in writing that is entered into between the Ministry of Foreign Affairs and the Government of the Hong Kong Special Administrative Region relating to the status,

privileges and immunities of a body concerned in the establishment of an international organization and of persons connected with such a body,

that are specified in the order have the force of law in Hong Kong; and”.

- (3) Section 3(b), after “agreement”—

**Add**

“or arrangement”.

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## Explanatory Memorandum

The object of this Bill is to amend the International Organizations (Privileges and Immunities) Ordinance (Cap. 558) (*principal Ordinance*) so that the privileges and immunities of bodies concerned in the establishment of international organizations, and of persons connected with such bodies, under arrangements between the Ministry of Foreign Affairs of the Central People's Government and the Government of the Hong Kong Special Administrative Region (*arrangement between MFA and HKSARG*), may be implemented in Hong Kong.

2. Clause 1 sets out the short title.
3. Clause 3 amends the long title of the principal Ordinance because of a change to the objects of the principal Ordinance made by the Bill.
4. Section 3 of the principal Ordinance provides for a mechanism to implement in Hong Kong privileges and immunities of international organizations, and of persons connected with those organizations, through giving legal effect to the provisions of an international agreement. Clause 4 amends that section 3 so that, in addition, privileges and immunities of bodies concerned in the establishment of international organizations, and of persons connected with those bodies, may be implemented in Hong Kong through giving legal effect to the provisions of an arrangement between MFA and HKSARG.