

L.N. 24 of 2022

**Prevention and Control of Disease (Wearing of Mask)
(Amendment) Regulation 2022**

(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 24 February 2022.

**2. Prevention and Control of Disease (Wearing of Mask)
Regulation amended**

The Prevention and Control of Disease (Wearing of Mask)
Regulation (Cap. 599 sub. leg. I) is amended as set out in
sections 3 to 6.

3. Section 2 amended (interpretation)

(1) Section 2(1), definition of *public place*—

Repeal paragraph (b)

Substitute

“(b) does not include—

- (i) a public transport carrier;
- (ii) an MTR paid area; or
- (iii) any Cap. 599F premises;”.

(2) Section 2(1)—

Add in alphabetical order

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

4. **Section 4 amended (requirement to wear mask in public transport carrier and MTR paid area during specified period)**

Section 4(3)(e)—

Repeal subparagraph (i).

5. **Section 5A amended (requirement to wear mask in specified public place during specified period)**

(1) Section 5A, heading, after “**place**”—

Add

“**and Cap. 599F premises**”.

(2) Section 5A(1)—

Repeal

“a specified public place”

Substitute

“any specified public place or Cap. 599F premises”.

(3) Section 5A(3)(d), after “**place**”—

Add

“or Cap. 599F premises”.

Section 5

- (4) Section 5A(3)(h)(i)—

Repeal

everything after “on”

Substitute

“any Cap. 599F premises; and”.

- (5) Section 5A(3)(h)(ii), after “the”—

Add

“Cap. 599F”.

- (6) Section 5A(3)(i)—

Repeal the semicolon

Substitute

“; or”.

- (7) Section 5A(3)(j)—

Repeal

“; or”

Substitute a full stop.

- (8) Section 5A(3)—

Repeal paragraph (k).

- (9) Section 5A(4)—

Repeal

everything after “present on” and before “direction the”

Substitute

“any Cap. 599F premises, and in breach of the Cap. 599F”.

Section 6

(10) Section 5A—

Repeal subsection (5).

6. Section 5B amended (powers exercisable if mask not worn in specified public place)

(1) Section 5B, heading, after “**place**”—

Add

“**and Cap. 599F premises**”.

(2) Section 5B(1)(a)—

Repeal

everything after “entering” and before “or part”

Substitute

“any specified public place or Cap. 599F premises or a part of such place or premises—deny entry to the place or premises”.

(3) Section 5B(1)(b)—

Repeal

“a specified public place or a part of it”

Substitute

“any specified public place or Cap. 599F premises or a part of such place or premises”.

(4) Section 5B(1)(b)(ii)—

Repeal

“that place”

Substitute

“the place or premises”.

Section 6

- (5) Section 5B(3)—

Repeal

“a specified public place, or a part of it”

Substitute

“any specified public place or Cap. 599F premises, or a part of such place or premises”.

- (6) Section 5B(3)—

Repeal

“that place”

Substitute

“the place or premises”.

- (7) Section 5B(4), definition of *authorized person*—

Repeal

“a specified public place or a part of it”

Substitute

“any specified public place or Cap. 599F premises or a part of such place or premises”.

- (8) Section 5B(4), definition of *authorized person*, paragraph (c)—

Repeal

“that place”

Substitute

“the place or premises”.

- (9) Section 5B(4), definition of *manager*—

Repeal

“a specified public place or a part of it”

Substitute

“any specified public place or Cap. 599F premises or a part of such place or premises”.

(10) Section 5B(4), definition of *manager*—

Repeal

“that place”

Substitute

“the place or premises”.

Wendy LEUNG
Clerk to the Executive Council

COUNCIL CHAMBER

23 February 2022

Explanatory Note

This Regulation amends the Prevention and Control of Disease (Wearing of Mask) Regulation (Cap. 599 sub. leg. I) (*principal Regulation*) to—

- (a) extend the requirement to wear a mask to 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) is in force; and
- (b) remove certain situations that are currently regarded as reasonable excuses for not wearing a mask under the principal Regulation.