

PUBLIC AUTHORITIES (FINANCIAL ARRANGEMENTS) AMENDMENT BILL

Schedule of the amendments referred to in the Legislative Council's Message of 21 May 1998.

- No. 1 Page 3, Schedule 1, line 5. Omit "Succession guarantee". Insert instead "Statutory guarantee of performance".
- No. 2 Page 3, Schedule 1, lines 11-13. Omit all words on those lines. Insert instead "guaranteed by the Government. A declaration may be made subject to terms and conditions (specified in the instrument) that restrict the scope or operation of the guarantee and that specify the time when or the circumstances in which the guarantee ceases to be in force."
- No. 3 Page 3, Schedule 1, lines 14-25. Omit all words on those lines. Insert instead:
- (2) The effect of the declaration concerning such an obligation is (subject to those terms and conditions) that the due performance of the obligation is guaranteed by the Government, notwithstanding that the authority:
 - (a) ceases to exist, or
 - (b) ceases to be responsible for the exercise of the functions constituting the obligation, or
 - (c) ceases to be responsible for the exercise of functions relevant to the performance of the obligation,

and that in such a case as is referred to in any of those paragraphs, and without affecting the guarantee, the obligation is (by force of this section) taken to be binding on the successor to the authority or, in the absence of a successor, the Government.
