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TO THE  
**HONG KONG GOVERNMENT GAZETTE**  
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FRIDAY, 24 OCTOBER, 1969.

[Vol. CXI

**HONG KONG**

No. 52 OF 1969.

L.S.

I assent.

HUGH NORMAN-WALKER,  
Acting Governor.

*Ord. not disallowed  
— Act G.N. 16/70.*

23rd October, 1969.

An Ordinance to amend the Offences against the Person Ordinance to give effect to the Convention on the Prevention and Punishment of the Crime of Genocide.

[24th October, 1969.]

Enacted by the Governor of Hong Kong, with the advice and consent of the Legislative Council thereof.

1. This Ordinance may be cited as the Offences against the Person (Amendment) (No. 2) Ordinance 1969.

Short title.

2. The principal Ordinance is amended by adding after section 9 the heading "GENOCIDE." and the following new section—

Addition of heading and new section 9A. (Cap. 212.)

"Genocide.

9A. (1) A person commits the felony of genocide if he commits any act falling within the definition of "genocide" in Article II of the Genocide Convention as set out in the Schedule.

Schedule.

(2) A person guilty of an offence of genocide shall on conviction on indictment—

- (a) if the offence consists of the killing of any person, be sentenced to imprisonment for life;
- (b) in any other case, be liable to imprisonment for fourteen years.

(3) Proceedings for an offence of genocide shall not be instituted except by or with the consent of the Attorney General.

(4) In this section—

“Genocide Convention” means the Convention on the Prevention and Punishment of the Crime of Genocide approved by the General Assembly of the United Nations on 9th December 1948.”.

Addition of  
Schedule.

3. The principal Ordinance is amended by adding, at the end thereof, the following new Schedule—

“SCHEDULE.

[s. 9A.]

ARTICLE II OF GENOCIDE CONVENTION.

In the present Convention genocide means any of the following acts committed with intent to destroy, in whole or in part, a national, ethnical, racial or religious group, as such:

- (a) killing members of the group;
- (b) causing serious bodily or mental harm to members of the group;
- (c) deliberately inflicting on the group conditions of life calculated to bring about its physical destruction in whole or in part;
- (d) imposing measures intended to prevent births within the group;
- (e) forcibly transferring children of the group to another group.”.

Consequential  
amendment to  
Magistrates  
Ordinance.  
(Cap. 227.)

4. The Magistrates Ordinance is amended in the Second Schedule—

- (a) in Part I, by adding after item 7 the following new item—

“8. Genocide and any conspiracy or incitement to commit genocide.”;

- (b) in Part III, by adding after item 7 the following new item—

“8. Genocide and any conspiracy or incitement to commit genocide.”.

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Passed by the Hong Kong Legislative Council this 22nd day  
of October, 1969.

D. BARTON,  
*Deputy Clerk of Councils.*

*This printed impression has been carefully compared  
by me with the bill, and is found by me to be a true and  
correctly printed copy of the said bill.*

D. BARTON,  
*Deputy Clerk of Councils.*