

**Treatment of
Parody**
Main Topic

Sherry YIP/CITB/HKSARG
14/11/2013 10:51

Subject: S0454A_Eugene Lok
Category:

Originator	Reviewers	Review Options	
Sherry YIP/CITB/HKSAR G		Type of review:	One reviewer at a time
		Time Limit Options:	No time limit for each review
		Notify originator after:	final reviewer

From:
To: co_consultation@cedb.gov.hk
Date: 13/11/2013 16:51
Subject: Correction & Clarification: Public Consultation on Treatment of Parody under the Copyright Regime
Sent by:

My apologies

Further to my previous submission in less than an hour ago, I have since realised that Hong Kong has indeed passed a Bill of Rights Ordinance back in 1991 (CAP 383 HONG KONG BILL OF RIGHTS ORDINANCE) - My ignorance and my sincere apologies.

Nevertheless, may I therefore clarify my position as any Treatment of Parody under the Copyright Regime should NOT contravene the provision of the Freedom of Expressions under the Bill of Rights Ordinance (Article 16).

Also, special care will need to be exercised to ensure Article 16 Section 3 (b) will not be misconstrued to criminalise Parody.

With the current political structure of Hong Kong, I do realise this will be particularly tricky, and I do hope the Civil Service and Judiciary of Hong Kong would retain their proud traditions of professional independence to safeguard the interest of the Citizens of Hong Kong.

Yours Sincerely

Eugene Lok
New Zealand

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----- Message Forwarded on Wed 13/11/2013 -----

From:
To: co_consultation@cedb.gov.hk
Subject: Public Consultation on Treatment of Parody under the Copyright Regime
Date: Wed, 13 Nov 2013 21:09:04 +1300
To whom this may concern

As an expatriate Hong Konger currently residing overseas, I would like to submit my humble opinion over the proposal of legislating against Parody under the Copyright Regime:

May I respectfully suggest the Hong Kong Government not to consider this any further until Hong Kong has introduced robust and formal legislations in place to safe-guard basic Civil Liberties such as the Freedom of Expressions.

A Bill of Rights would be a good start (may I cite the "New Zealand Bill of Rights Act 1990" as an example?)

<http://legislation.govt.nz/act/public/1990/0109/latest/whole.html#DLM225513>

For example, under Section Fourteen of the NZ Bill of Rights, it is stated that:

14 Freedom of expression

Everyone has the right to freedom of expression, including the freedom to seek, receive, and impart information and opinions of any kind in any form.

My thoughts would be it will be extremely unwise and politically untenable for Hong Kong to attempt the restricting of the Freedom of Expression by way of subjecting Parody under the Copyright Regime in any regulations, before more basic rights have been secured for the Citizens of Hong Kong

Yours truly

Eugene Lok,
New Zealand