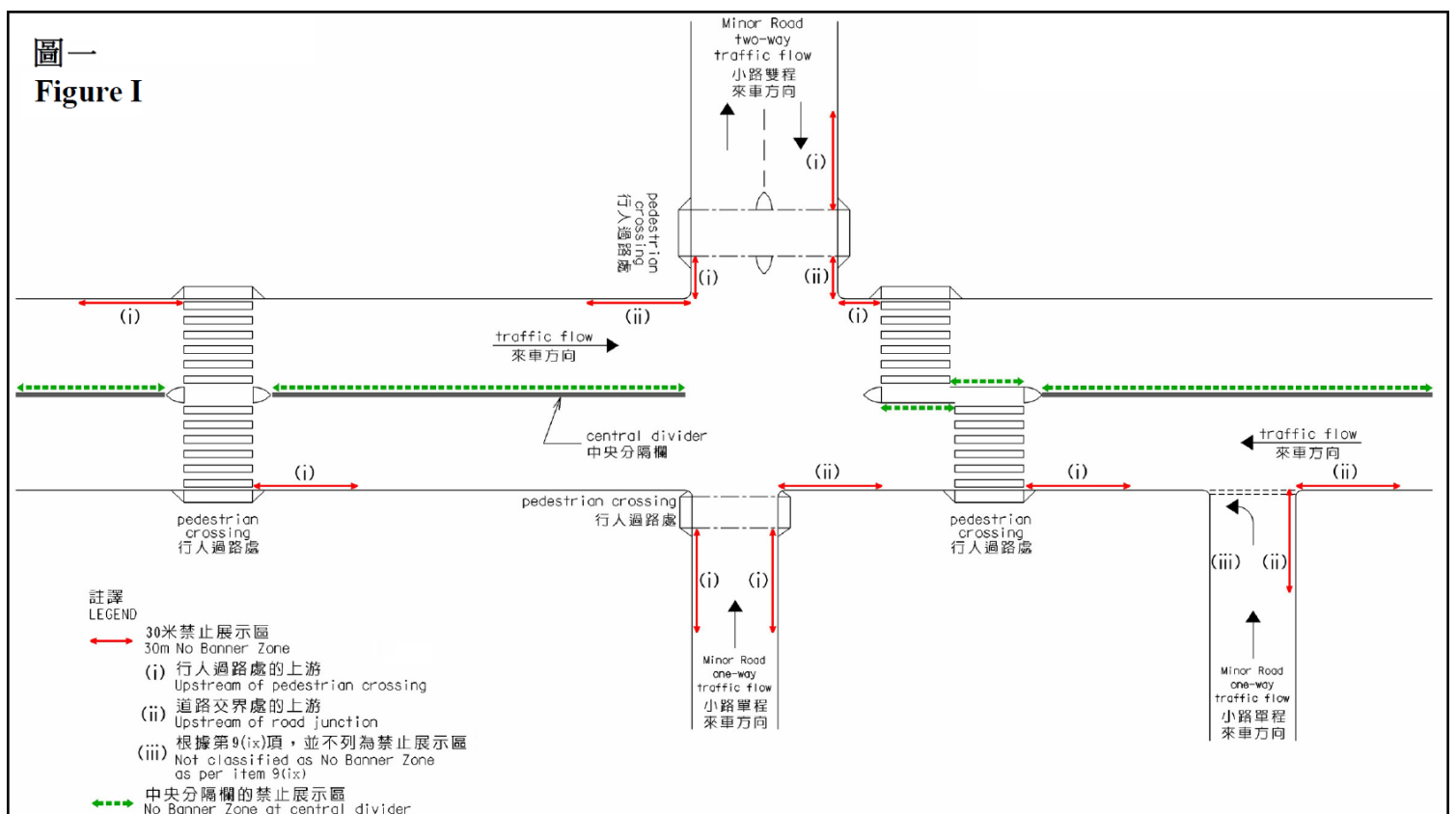


Conditions for Display of Election Advertisements at Designated Spots

- (1) Candidates/Lists of candidates shall abide by Part 7 of the Electoral Affairs Commission (Electoral Procedure) (Legislative Council) Regulation (Cap. 541D) and Chapter 8 “Election Advertisements” of the Electoral Affairs Commission’s Guidelines on Election-related Activities in respect of Legislative Council Election.
- (2) As a general rule, election advertisements displayed at designated spots should not exceed 1 metre high and 2.5 metres long, or exceed beyond the height and length of a railing or fence; or exceed the size as specified by the authority concerned for a particular designated spot as stated in Annex I (whichever is applicable). Before displaying election advertisements, candidates/lists of candidates should ensure that the election advertisements must not distract motorists or interfere with the sight lines of motorists and pedestrians, obscure any traffic sign or traffic light signal, obstruct the circulation of pedestrians, or vehicular traffic, and impair the safety of pedestrians / vehicles on adjoining public roads. Candidates/Lists of candidates should not display any roll-up banners and flags / vertical flying posters at or near railings and fences.
- (3) Candidates/Lists of candidates can only erect ONE piece of single-side election advertisement at each designated spot allocated to them. The back of the election advertisement being displayed should be left blank.
- (4) No commercial advertising shall be allowed on the election advertisements. The contents of election advertisements displayed at the designated spots can only be published by the relevant candidate/list of candidates, and cannot be used by other persons for publishing election advertisements or expressing views (e.g. used as a notice board for other persons to express views). The display locations allocated to the candidate/list of candidates are not transferable or exchangeable for any other spot.
- (5) Election advertisements shall be firmly and separately fastened:-
 - (i) permanent fixing devices, such as nails or insoluble glue, should not be used;
 - (ii) use “tie-on” posters (rather than “stick-on” posters or fixed by metallic wires) to facilitate subsequent removal;
 - (iii) do not stick posters on painted or varnished surfaces as their subsequent removal will cause damage or leave irremovable marks;
 - (iv) do not excavate on public pavements; and
 - (v) do not use tree or plant as anchor point.
- (6) Measures shall be taken to prevent damage to any highway structure, railing, barrier, fence, post or any other street furniture on which any election advertisement is affixed. Any damage to road elements and street furniture etc. caused by the hanging or dismantling of election advertisements will be reinstated by the Highways Department at the candidates’/lists of candidates’ cost to the satisfaction of the Chief Engineer of the Highways Department.
- (7) Candidates/Lists of candidates shall at their own expense and to the satisfaction of the Chief Engineer of the Highways Department remove the election advertisements when they are found obstructing any maintenance, improvement or repair works of the public roads, footbridges or street furniture. The election advertisements may be removed without any prior notice to the candidates/lists of candidates if they obstruct pedestrians or vehicular traffic, the carrying out of any emergency repair works or may be affected by such works.
- (8) No electronic speakers or amplifiers shall be affixed to any structure.

- (9) Designated spots will not be identified at the following structures/locations. Candidates/Lists of candidates shall not erect any election advertisements at the following structures/locations -
- (i) within the boundaries of the polling station including its outer walls;
 - (ii) road signs;
 - (iii) railings at or near bus stops and bus termini;
 - (iv) external faces of footbridges, highways and flyovers;
 - (v) lamp posts;
 - (vi) pavements (e.g. nailing boards to the ground);
 - (vii) central dividers on carriageways;
 - (viii) within 30 metres on the traffic upstream side of government built pedestrian crossings including signal-controlled crossings, zebra crossings or cautionary crossing;
 - (ix) within 30 metres on the traffic upstream side of all road junctions, but location within a one-way street near junction will not be subject to this restriction if they do not obstruct the views of drivers getting on to the major road; and
 - (x) trees, plants, directional signs or roadside planters under the management of Leisure and Cultural Services Department.

A plan illustration for items (vii)-(ix) is at Figure I.



- (10) Election advertisements of all candidates/lists of candidates must bear the name of the geographical/functional constituency for which the candidates/lists of candidates concerned is standing.

- (11) In respect of joint election advertisements, the name of the geographical constituency/functional constituency should be stated clearly in relation to each of the candidate/list of candidates advertised. It is important to ensure that the total area of all the spaces actually occupied for joint advertisements and for advertising each one of the joint candidates/lists of candidates (i.e. measured by the dimension of election advertisements) does not exceed the total area of the designated spots allocated to each of the candidates/lists of candidates and the size restrictions specified in para.(2) above.
- (12) For environment protection, candidates should adopt various measures to reduce paper consumption and recycle waste papers and PVC banners.
- (13) The election advertisements, fasteners, cable ties and stickers shall be removed within 10 days after the election day, i.e. **by 16 September 2020**. Failure to do so may result in prosecution being brought against the candidates/lists of candidates concerned and such advertisements being removed and seized by the Food and Environmental Hygiene Department, the Leisure and Cultural Services Department, the Housing Department or the Lands Department (hereunder referred to as “the said authorities”). The cost of removal will also be recovered from the candidates/lists of candidates and will be construed as election expenses.
- (14) The authorisations and permissions for the display of election advertisements may be revoked and withdrawn by any one of the said authorities at any time, especially if candidates/lists of candidates fail to observe or comply with any of the conditions contained herein. Whether notice of revocation and withdrawal and whether notice of requirement of removal will be given to a candidate/list of candidates is at the absolute discretion of the said authorities. In such a case,
- (i) if a candidate/list of candidates is given notice, he/she shall immediately remove at his/her own expense all election advertisements to the satisfaction of the said authorities. Failure to do so may result in such advertisements being removed or seized by any one of the said authorities and prosecution being brought against the candidate/list of candidates. The cost of removal will also be recovered from the candidate/list of candidates and will be construed as election expenses; or
 - (ii) if a candidate/list of candidates is not given notice, such advertisements will be removed and seized by any of the said authorities and prosecution may be brought against the candidate/list of candidates. The cost of removal will also be recovered from the candidate/list of candidates and will be construed as election expenses.
 - (iii) in the case that the authorisation and permission for the display of election advertisements at a certain spot is revoked and withdrawn by any one of the said authorities as the spot is not suitable for displaying election advertisements due to repair works or other unexpected causes, the authority concerned will allocate to the candidate/list of candidates concerned another spot which has not been allocated.
 - (iv) Candidates/Lists of candidates should note that, if a designated spot allocated to a particular candidate/list of candidate is no longer suitable for use due to any reason or circumstances but the Returning Officer cannot identify other suitable designated spot within the constituency as a replacement for the candidate/list of candidate concerned, to ensure the fairness of the election, the Returning Officer may revoke the authorisation and permission for some of the designated spots allocated to other candidate(s)/list(s) of candidates contesting in the same constituency so that each candidate/list of candidates competing in the same constituency will be allocated the same number of designated spots.
- (15) Where election advertisements are removed and seized by any one of the said authorities, they will be kept as evidence or disposed of or returned upon application, in accordance with the relevant law.
- (16) Candidates/Lists of candidates are responsible for the election advertisements and the contents thereof and agree to indemnify and keep indemnified the Government of the Hong Kong Special

Administrative Region and/or any of its officers against all liabilities, costs, expenses, actions, proceedings, claims and demands arising out of or in connection with the permission granted by the said authorities for the display of the election advertisements.

- (17) These authorisations and permissions are given to the candidate/list of candidates personally. The display locations allocated to the candidate/list of candidates are not transferable or exchangeable for any other spot.
- (18) If a candidate/list of candidates no longer wishes to use one or more designated spots allocated to him/her, the candidate/list of candidates should inform the Returning Officer in writing within one week after the allocation of those spots. Upon request by any other candidate/list of candidates of the same constituency, the Returning Officer, if he/she considers appropriate, will re-allocate by agreement or by the drawing of lots the designated spots amongst all other candidates/lists of candidates who are eligible to be allocated with designated spots of the same constituency.

- End -