

STIPULATIONS FOR THE DISPLAY AND USE OF THE NATIONAL FLAG AND NATIONAL EMBLEM AND THE REGIONAL FLAG AND REGIONAL EMBLEM

(Made by the Chief Executive under sections 3(2), 3(2A) and 3(3A) of the National Flag and National Emblem Ordinance and sections 3(1), 3(2A) and 3(2B) of the Regional Flag and Regional Emblem Ordinance)

1. Display of the national flag

- (a) locations where the national flag must be displayed each day -
 - (i) the official residences of the Chief Executive;
 - (ii) Government House;
 - (iii) the Central Government Offices;
 - (iv) all boundary control and check points of the Hong Kong Special Administrative Region; and
 - (v) Hong Kong International Airport.

- (b) locations where the national flag must be displayed on National Day (1 October), Hong Kong Special Administrative Region Establishment Day (1 July), Labour Day (1 May), New Year's Day (1 January), Lunar New Year's Day, National Constitution Day (4 December), and on each working day -
 - (i) the office of the Chief Executive;
 - (ii) the Executive Council;
 - (iii) the Court of Final Appeal;
 - (iv) the High Court; and
 - (v) the Legislative Council.

- (c) oath-taking ceremonies where the national flag must be displayed -
 - (i) for the purpose of this requirement, the oath-taking ceremonies refer to the oath-taking ceremonies set out in item 1 of Schedule 3 to the National Anthem Ordinance (Instrument A405).

2. Display and use of the national emblem

- (a) locations where the national emblem must be displayed -
 - (i) the office of the Chief Executive; and
 - (ii) the Central Government Offices.

- (b) organisations that must use the design of the national emblem in a prominent position on the home page of their websites -
 - (i) the Hong Kong Special Administrative Region Government;
 - (ii) the Legislative Council; and
 - (iii) the Judiciary.

- (c) oath-taking ceremonies where the national emblem must be displayed -
 - (i) for the purpose of this requirement, the oath-taking ceremonies refer to the oath-taking ceremonies set out in item 1 of Schedule 3 to the National Anthem Ordinance (Instrument A405).

3. Display of the regional flag

- (a) locations where the regional flag must be displayed each day -
 - (i) the official residences of the Chief Executive;
 - (ii) Government House;
 - (iii) the Central Government Offices;
 - (iv) all boundary control and check points of the Hong Kong Special Administrative Region; and
 - (v) Hong Kong International Airport.

- (b) locations where the regional flag must be displayed on National Day (1 October), Hong Kong Special Administrative Region Establishment Day (1 July), Labour Day (1 May), New Year's Day (1 January), Lunar New Year's Day, National Constitution Day (4 December), and on each working day -
 - (i) the office of the Chief Executive;
 - (ii) the Executive Council;
 - (iii) the Legislative Council;
 - (iv) the law courts in the Hong Kong Special Administrative Region; and
 - (v) Government vessels.

4. Display and use of the regional emblem

- (a) locations where the regional emblem must be displayed -
 - (i) the office of the Chief Executive;
 - (ii) the official residences of the Chief Executive;
 - (iii) the Executive Council;
 - (iv) the Legislative Council;
 - (v) the Central Government Offices;
 - (vi) the law courts of the Hong Kong Special Administrative Region;
 - (vii) all boundary control and check points of the Hong Kong Special Administrative Region;
 - (viii) Hong Kong International Airport; and
 - (ix) District Offices.

- (b) organisations that must use the design of the regional emblem in a prominent position on the home page of their websites-
 - (i) the Hong Kong Special Administrative Region Government;
 - (ii) the Legislative Council; and
 - (iii) the Judiciary.

- 5. The designs of the national emblem and the regional emblem may be used on the Hong Kong Special Administrative Region Passport.

- 6. Flying the national flag and regional flag at the same time
 - (a) The national flag, when displayed with the regional flag, shall be either at the centre, above the regional flag, or in a position of prominence.
 - (b) When the national flag and regional flag are displayed at the same time or displayed side by side, the regional flag shall be smaller than the national flag, with the national flag on the right and the regional flag on the left.
(For the display of the national flag and regional flag inside a building, 'left' and 'right' sides of the backing wall are ascertained by reference to a person standing with his back to the wall and looking forward. For the display of the national flag and regional flag outside a building, 'left' and 'right' sides of the building are ascertained by reference to a person standing in front of the building and looking towards the front entrance of the building.)
 - (c) The national flag, when raised or carried in a procession with the regional flag, shall be in front of the regional flag.

- 7. Recovery and disposal of the national flag, national emblem, regional flag and regional emblem
 - (a) Any damaged, defiled, faded or substandard national flags, national emblems, regional flags and regional emblems must be returned to the designated collection points for central handling by the Hong Kong Special Administrative Region Government.
 - (b) After an event in which national flags, national emblems, regional flags or regional emblems are used, the organiser must recover the national flags, national emblems, regional flags or regional emblems used on the site of the event for keeping or reuse. For the used national flags, national emblems, regional flags and regional emblems that are damaged, defiled, faded or substandard, they must be returned to the designated collection points for central handling by the Hong Kong Special Administrative Region Government.

8. Prohibition of use and application for use

A person shall not use the national flag, national emblem, regional flag or regional emblem or their designs in connection with any trade, calling or profession, or the logo, seal or badge of any non-governmental organisation, except with the prior approval of the Deputy Director of Administration or where the proposed use relates to the business of the Government Secretariat and conforms to the guidelines issued by the Director of Administration, the prior approval from a directorate officer of D2 level or above in the Office/Bureau involved is obtained. In case of an appeal against the decision on application, the Director of Administration is the appeal authority.