

## 在指定展示位置展示選舉廣告所須遵守的條件（“展示條件”）

### (A) 一般原則

- (1) 候選人在指定展示位置展示選舉廣告時，必須遵守和服從本以下展示條件。候選人亦必須予以遵從《選舉程序（鄉郊代表選舉）規例》（第 541L 章）第 10 部的規定及選舉管理委員會在《鄉郊代表選舉活動指引》的第七章「選舉廣告」所列的指引。
- (2) 候選人必須在選舉主任決定其提名有效後，才可在指定展示位置展示選舉廣告。若候選人在選舉主任尚未決定其提名是否有效前，在指定展示位置展示選舉廣告，負責處理選舉廣告的主管當局<sup>1</sup>將在不作任何事先通知的情況下拆除有關選舉廣告，並向候選人追討一切清拆費用，該筆費用將被視作候選人的選舉開支和必須包括在候選人的選舉申報書內。
- (3) 候選人在展示選舉廣告時，應當遵守《中華人民共和國香港特別行政區維護國家安全法》和香港特別行政區有關維護國家安全的其他法律。
- (4) 選舉主任就政府土地及物業上的指定展示位置所給予的許可或批准乃給予個別候選人。已獲分配的展示位置不得轉讓或用作交換其他位置。
- (5) 候選人只能就每一個獲分配的展示位置，架設一項單面的選舉廣告並朝指定方向展示，該廣告背面必須保持空白。
- (6) 基於環境保護，候選人應採取措施以減少紙張的使用量及循環使用／回收廢紙 PVC 橫額。
- (7) 候選人須對選舉廣告及其內容承擔一切責任，並須同意就獲上述主管當局批准展示選舉廣告所引致或因此而引致的一切責任、費用、開支、行動、訴訟、申索及要求，向香港特別行政區政府及／或其任何人員作出彌償，並保持令其獲得彌償。

### (B) 橫額限制

- (8) 按照一般規則，在指定展示位置展示的選舉廣告，其高度不應超過 1 米，長度不應超過 2.5 米，及不得超過欄杆或圍欄的高度及長度；或不得超逾附件 II 中的指定展示位置有關機構所訂明的尺寸（視乎情況而定）。在展示選舉廣告前，候選人須確保選舉廣告一定不可分散駕駛者的注意力或干擾駕駛者及行人的視線、遮擋任何交通標誌或交通燈號、或阻礙行人的流動或對車輛交通造成阻塞，以及不得危害毗連公用道路上的行人／車輛的安全。候選人亦不得在指定展示位置的欄杆及圍欄或其附近展示易拉架及直旗。

<sup>1</sup> 主管當局包括但不限於食物環境衛生署、康樂及文化事務署、房屋署、地政總署、路政署、運輸署以及香港警務處。

- (9) 每個選舉廣告必須穩固和獨立地裝設妥當，並且：
- (i) 切勿使用永久固定的裝置，例如釘或不易溶解的膠液；
  - (ii) 應採用「綁結式」海報（而非「黏貼式」海報或用金屬線固定），以便日後較易拆除；
  - (iii) 切勿貼在塗有油漆或光漆的表面上，因為日後拆除時會造成損毀或留有痕迹；
  - (iv) 切勿在行人路或道路上挖掘；及
  - (v) 切勿以樹木或植物作為支撐。
- (10) 指定展示位置只能用作發布選舉廣告，有關選舉廣告的內容不得載有商業廣告成份。候選人亦不得將其獲分配的指定展示位置用作供其他人士發表意見的用途（例如用作壁報板供其他人士發表意見）。
- (11) 候選人須採取措施以免任何公路結構、欄杆、分隔欄、圍欄、標杆或任何其他街道設施因繫上選舉廣告而受到損壞。因展示或拆除選舉廣告而對道路構件及街道設施等造成的任何損毀，會由路政署修復至路政署滿意的程度，並由候選人承擔相關費用。該筆費用將被視作候選人的選舉開支和必須包括在候選人的選舉申報書內。
- (12) 裝設在指定展示位置的選舉廣告不可阻礙任何公共道路、行人天橋或街道設施的保養、改善或維修工程，任何選舉廣告如被發現違反以上展示條件，須由候選人自費拆除有關的選舉廣告，並達至路政署滿意的程度。倘若選舉廣告阻礙行人的流動、對車輛交通造成阻塞、對任何緊急維修工程開展造成影響或會受到該等工程的影響，當局可將有關選舉廣告拆除而無須事先通知候選人。視乎有關的選舉廣告是否違反展示條件，有關候選人將有可能被迫討有關清拆費用。該筆費用將被視作候選人的選舉開支和必須包括在候選人的選舉申報書內。
- (13) 不得在任何搭建物上裝設或在旁邊放置電子揚聲器或擴音器。
- (14) 候選人均須在其選舉廣告內清楚列明其競逐議席的鄉村或墟鎮名稱。
- (15) 若候選人與其他候選人張貼聯合選舉廣告，有關候選人須在該廣告內明其各自所屬的鄉村或墟鎮名稱，亦須確保聯合選舉廣告的位置實際佔用的面積以及個別候選人的選舉廣告的位置實際佔用的面積（以選舉廣告尺寸計），兩者的總和不得超逾個別候選人獲編配的指定展示位置的面積總和，亦不得超過本文第(8)段訂明的尺寸限制。

### **(C) 拆除橫額**

- (16) 選舉廣告、綁帶、索帶及膠紙必須在選舉日後的十天內，即 2026 年 5 月 27 日或之前予以拆除，否則候選人可能會被起訴，而食物環境衛生署、康樂及文化事務署、房屋署或地政總署（以下簡稱「上述主管當局」）亦可能會將該等廣告拆除及扣押，並向候選人追討一切清拆費用，該筆費用將被視作候選人的選舉開支及必須包括在候選人的選舉申報書內。

## **(D) 撤銷及撤回就展示選舉廣告所給予的許可或批准**

(17) 任何一個上述主管當局可能會隨時撤銷或撤回就展示選舉廣告所給予的許可及批准，尤其是若候選人未有遵守或服從所訂明的任何一項條件。此外，若候選人的提名無效、喪失資格，或候選人所屬的鄉村或墟鎮因其他候選人去世、提名無效或喪失資格導致無須競逐，任何一個上述主管當局亦可撤銷或撤回相關許可或批准。至於會否向候選人發出撤銷或撤回批准的通知或勒令拆除廣告的通知，則由上述主管當局按實際情況決定。有關情況如下：

- (i) 若候選人接獲上述通知，他／她便須立即拆除或在有關通知上的指定時間內拆除所有有關的選舉廣告（費用自付），直至上述主管當局認為滿意為止，否則上述主管當局可能會拆除或扣押該等廣告，並可能向候選人提出起訴。此外，有關主管當局亦會向候選人追討一切清拆費用，這筆費用將構成候選人的選舉開支；
- (ii) 若候選人沒有接獲上述通知，則表示任何一個上述主管當局會自行拆除該等廣告及予以扣押，並可能向候選人提出起訴。此外，有關主管當局亦會向候選人追討一切清拆費用，而這筆費用將構成候選人的選舉開支；及
- (iii) 如任何一個上述主管當局因工程或其他突發原因認為候選人獲分配的位置不適宜展示選舉廣告而撤銷或撤回就展示選舉廣告所給予的許可或批准，有關主管當局可編配其他的展示位置予該候選人，惟需視乎是否尚有可供使用的展示位置。

(18) 候選人請注意，如有個別候選人獲分配的指定展示位置因任何原因或情況不再適合使用，而選舉主任未能找到其他合適的展示位置編配予該候選人使用作替代，為確保選舉公平，選舉主任可撤銷有關其他在同一鄉村或墟鎮競逐的候選人的某些指定展示位置所給予的許可或批准，以令每名在同一鄉村或墟鎮競逐的候選人能獲得同等相同數目的指定展示位置。

(19) 任何一個上述主管當局所拆除及扣押的選舉廣告，可根據相關法例被留作物證、棄置或應由候選人申請予以歸還。

## **(E) 指定展示位置**

(20) 如候選人不欲使用所被分配的一個或多個展示位置，候選人應於獲分配位置後的一個星期內，以書面通知選舉主任。選舉主任如認為恰當，可在同一鄉村或墟鎮的其他候選人要求下，以協議或抽籤形式將這些展示位置重新編配給同一鄉村或墟鎮的所有其他合資格獲編配指定展示位置的候選人。

(21) 下列搭建物／地點不會有指定展示位置。候選人不得在下列搭建物／地點架設任何選舉廣告：

- (i) 投票站範圍內（包括其外牆）；



**Conditions for Display of Election Advertisements at Designated Spots**  
**(“Conditions for Display”)**

**(A) General Principles**

- (1) Candidates must observe and comply with this Conditions for Display below when displaying election advertisements at designated spots. Candidates shall also abide by Part 10 of the Electoral Procedure (Rural Representative Election) Regulation (Cap. 541L) and Chapter 7 of the Electoral Affairs Commission’s Guidelines on Election-related Activities in respect of the Rural Representative Election.
- (2) **Candidates can display election advertisements at designated spots only after the Returning Officer has decided that they are validly nominated.** If any candidate displays election advertisements at designated spots before the Returning Officer decides the validity of his/her nomination, the departments responsible for designated spots<sup>1</sup> will remove the relevant election advertisements without any prior notice. The cost of removal will also be recovered from the candidates and will constitute election expenses of the candidates which must be included in the election return of the candidates.
- (3) Candidates must observe the National Security Law and other laws of the Hong Kong Special Administrative Region on safeguarding national security when displaying election advertisements.
- (4) The authorizations and permissions for the display of election advertisements in Government land and property are given to the respective candidates personally. The display locations allocated to the candidate are not transferable or exchangeable for any other spots.
- (5) 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.
- (6) For environment protection, candidates should adopt various measures to reduce paper consumption and recycle waste papers and PVC banners.
- (7) 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<sup>1</sup> for the display of the election advertisements.

**(B) Requirements for Banners**

- (8) 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 II (whichever is applicable). Before displaying election advertisements, candidates should ensure that the election advertisements must not distract motorists or interfere with the sightlines of motorists

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<sup>1</sup> Responsible departments include but not limited to the Food and Environmental Hygiene Department, Leisure and Cultural Services Department, Housing Department, Lands Department, Highways Department, Transport Department, and Hong Kong Police Force.

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. In addition, candidates should not display any roll-up banners and vertical flags at or near railings and fences of the designated spots.

- (9) Election advertisements shall be firmly and separately fastened, and: -
- (i) permanent fixing devices, such as nails or insoluble glue, should not be used;
  - (ii) “tie-on” posters (rather than “stick-on” posters or fixed by metallic wires) should be used to facilitate subsequent removal;
  - (iii) should not be stuck to painted or varnished surfaces as their subsequent removal will cause damage or leave irremovable marks;
  - (iv) should not be installed into public pavements; and
  - (v) should not be anchored to any tree or plant.
- (10) 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, 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).
- (11) 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 cost of candidates and will constitute election expenses of the candidates which must be included in the election return of the candidates.
- (12) Election advertisements displayed at designated spots should not obstruct any maintenance, improvement or repair works of the public roads, footbridges or street furniture. Candidates shall at their own expense and to the satisfaction of the Highways Department remove the relevant election advertisements when they are found violating the above Conditions for Display. The relevant election advertisements may be removed without any prior notice to the candidates if they obstruct pedestrians or vehicular traffic, or due to the carrying out of any emergency repair works or if the election advertisements may be affected by such works. The cost of removal will also be recovered from the candidates and will constitute election expenses of the candidates which must be included in the election return of the candidates.
- (13) No electronic speakers or amplifiers shall be affixed or placed next to any structure.
- (14) The name of the Village or Market Town in which the candidates are contesting should be clearly stated in his/her election advertisements.
- (15) In respect of joint election advertisements displayed by two or more candidates, the name of the Village or Market Town of each of the candidate advertised should be stated clearly in that advertisement. It is important to ensure that the total area of all the spaces actually occupied for advertising the candidate on all his/her EAs, including the joint EAs, mounted at the designated spots (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 and the size restrictions specified in para. (8) above.

### **(C) Removal of Banners**

- (16) **The election advertisements, fasteners, cable ties and stickers shall be removed within 10 days after the polling day, i.e. by 27 May 2026.** Failure to do so may result in prosecution being brought against the 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”) as appropriate. The cost of removal will also be recovered from the candidates and will constitute election expenses of the candidates which should be included in the election return of the candidates.

### **(D) Relocation and Withdrawal of Permissions for Display of Vertical Flags**

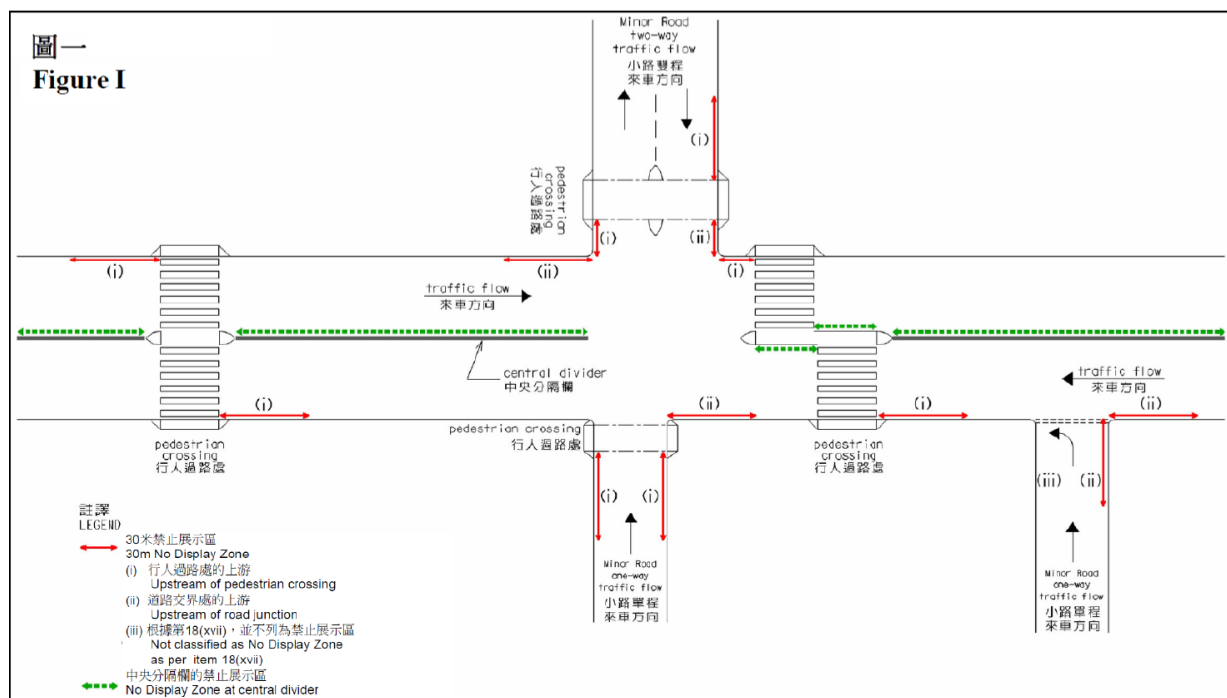
- (17) The authorizations and permissions for the display of election advertisements may be revoked and withdrawn by any one of the said authorities at any time, especially if candidates fail to observe or comply with any of the conditions contained herein. In addition, if candidates are not validly nominated, disqualified, or their Village or Market Town becomes uncontested upon death, invalid nomination or disqualification of other candidates, the authorizations and permissions concerned may also be revoked and withdrawn by any one of the said authorities. Whether notice of revocation and withdrawal and whether notice of requirement of removal will be given to a candidate is at the absolute discretion of the said authorities. In such a case,
- (i) if a candidate is given the aforesaid notice, he/she shall immediately remove or remove within the specified time in the relevant notice 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. The cost of removal will also be recovered from the candidate by the said authorities and will constitute election expenses;
  - (ii) if a candidate is not given the aforesaid notice, such advertisements will be removed and seized by any of the said authorities and prosecution may be brought against the candidate. The cost of removal will also be recovered from the candidate by the said authorities and will constitute election expenses; and
  - (iii) in the case that the authorization 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 may allocate to the candidate concerned another spot subject to such a spot being available.
- (18) Candidates should note that, if a designated spot allocated to a particular candidate is no longer suitable for use due to any reason or circumstances but the Returning Officer cannot identify other suitable designated spot as a replacement for the candidate concerned, to ensure the fairness of the election, the Returning Officer may revoke the authorization and permission for some of the designated spots allocated to other candidate(s) contesting in the same Village or Market Town so that each candidate competing in the same Village or Market Town will be allocated the same number of designated spots.

- (19) Where election advertisements are removed and seized by any one of the said authorities, they will be kept as evidence, disposed of or returned upon application, in accordance with the relevant law.

**(E) Designated Spots**

- (20) If a candidate no longer wishes to use one or more designated spots allocated to him/her, the candidate should inform the Returning Officer in writing within one week after the allocation of those spots. Upon request by any other candidate(s) of the same Village or Market Town, the Returning Officer, if he/she considers appropriate, will re-allocate the designated spots by agreement or by the drawing of lots amongst all other candidates who are eligible to be allocated with designated spots of the same Village or Market Town.
- (21) Designated spots will not be identified at the following structures/locations. 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 illustrating the requirements of subparagraphs (vii) to (ix) is at Figure I.



(22) The Home Affairs Department and/or the said authorities hereby reserve(s) the right to make any amendments to this Conditions of Display without any prior notice.

- End -