

立法會
Legislative Council

LC Paper No. CB(1) 613/01-02
(These minutes have been seen
by the Administration)

Ref: CB1/BC/6/00/2

**Bills Committee on
Land Registration (Amendment) Bill 2000**

**Seventh meeting on
Monday, 19 November 2001, at 8:30 am
in Conference Room A of the Legislative Council Building**

Members present : Hon Albert CHAN Wai-yip (Chairman)
Hon Margaret NG
Hon Miriam LAU Kin-ye, JP
Dr Hon TANG Siu-tong, JP
Hon IP Kwok-him, JP
Hon Audrey EU Yuet-mee, SC, JP

Members absent : Hon CHAN Yuen-han, JP
Hon Andrew WONG Wang-fat, JP
Hon Abraham SHEK Lai-him, JP
Hon LAU Ping-cheung

Public officers attending : Planning and Lands Bureau

Mr Stephen FISHER
Deputy Secretary (Urban Renewal and Buildings)

Ms Peggy CHAN
Assistant Secretary (Buildings) 3

Land Registry

Mr Kim SALKELD
Land Registrar

Mrs Alice LEE
Registry Manager

Ms May LEE
Deputy Principal Solicitor

Department of Justice

Mr Geoffrey FOX
Senior Assistant Law Draftsman

Ms Rayne CHAI
Government Counsel

Clerk in attendance : Miss Becky YU
Chief Assistant Secretary (1)1

Staff in attendance : Ms Bernice WONG
Assistant Legal Adviser 1

Mrs Mary TANG
Senior Assistant Secretary (1)2

I Confirmation of minutes of previous meetings

- (LC Paper No. CB(1) 2147/00-01 — Minutes of the meeting held on 28 March 2001
- LC Paper No. CB(1) 2175/00-01 — Minutes of the meeting held on 4 May 2001
- LC Paper No. CB(1) 2215/00-01 — Minutes of the meeting held on 21 May 2001)

The minutes of the meetings on 28 March, 4 and 21 May 2001 were confirmed.

II Meeting with the Administration

- (LC Paper No. CB(1) 258/01-02(01) — List of follow-up actions arising from the discussion on 21 May 2001;
- LC Paper No. CB(1) 258/01-02(02) — Administration's response to CB(1) 258/01-02 (01);
- LC Paper No. CB(1) 258/01-02(03) — Consultation paper on the provision of copies of stopped deeds;

- LC Paper No. CB(1) 258/01-02(04) — Copies of letters from consultees in response to the consultation paper; and
- LC Paper No. CB(1) 337/01-02(01) — Marked-up copy of extracts of Committee Stage amendments relevant to the Administration's response.)

2. The Bills Committee deliberated (Index of proceedings attached at **Annex A**).
3. The Administration was requested -
 - (a) To consider including in the application form for registration a reminder to alert the lodging party that any instrument which is withheld from registration may be made available for public inspection as the Land Registrar sees fit;
 - (b) To review the proposed Regulation 15A(5) of the Land Registration Regulation to ensure that it would be consistent with the principal Ordinance and that it would not alter the law in respect of property rights;
 - (c) To introduce a Committee Stage amendment (CSA) to the proposed Regulation 15A(6)(a) requiring the judge in the District Court to sit in open court; and
 - (d) To consult the Law Society on the revised CSAs, particularly on the proposed Regulation 15A(5).

It was agreed that members would decide on the need for an additional meeting upon receipt of the Administration's response.

III Any other business

4. There being no other business, the meeting ended at 9:30 am.

Legislative Council Secretariat

14 December 2001

**Proceedings of the meeting of the
Bills Committee on Land Registration (Amendment) Bill 2000
on Monday, 19 November 2001, at 8:30 am
in Conference Room A of the Legislative Council Building**

Time	Speaker	Subject(s)	Action required
00:01 - 02:50	Chairman	Confirmation of minutes of previous meetings	
02:51 - 08:19	Administration	Briefing on the latest development of the Bill and the proposed Committee Stage amendments (CSAs)	
08:20 - 08:45	Miss Margaret NG	Issues relating to personal data privacy	
08:46 - 09:59	Administration	-ditto-	
10:00 - 10:12	Miss Margaret NG	-ditto-	
10:13 - 12:01	Administration	-ditto-	
12:02 - 12:39	Miss Margaret NG	-ditto-	
12:40 - 12:42	Administration	-ditto-	
12:43 - 12:56	Miss Margaret NG	-ditto-	
12:57 - 13:05	Administration	-ditto-	
13:06 - 13:33	Chairman	-ditto-	
13:34 - 13:57	Administration	-ditto-	
13:58 - 15:42	Chairman	-ditto-	
15:43 - 15:55	Miss Margaret NG	-ditto-	The Administration was requested to consider including in the application form for registration a reminder to alert the lodging party that any instrument withheld from registration might be made available for public inspection.

15:56 - 16:15	Chairman	Retrospective effect of the proposed CSAs	
16:16 - 16:49	Administration	-ditto-	
16:50 - 17:07	Chairman	Examination of CSAs	
17:08 - 18:25	Administration	-ditto-	
18:26 - 18:39	Ms Audrey EU	Regulation 15(1)(b)- withholding of registration by the Land Registrar and the lodging party	
18:40 - 18:54	Administration	-ditto-	
18:55 - 20:26	Chairman	-ditto-	
20:27 - 21:04	Ms Audrey EU	-ditto-	
21:05 - 21:29	Administration	-ditto-	
21:30 - 21:39	Ms Audrey EU	-ditto-	
21:40 - 21:54	Chairman	-ditto-	
21:55 - 22:09	Ms Audrey EU	Regulation 15(6)(b)- six-month period commencing on the date when an instrument was first delivered	
22:10 - 22:44	Administration	-ditto-	
22:45 - 23:02	Ms Audrey EU	-ditto-	
23:03 - 24:21	Chairman	-ditto-	
24:22 - 25:02	Administration	-ditto-	
25:03 - 25:21	Ms Miriam LAU	Regulation 15A (6)(b)-reference to sitting in open court	
25:22 - 26:22	Administration	-ditto-	
26:23 - 26:39	Chairman	-ditto-	
26:40 - 26:54	Administration	-ditto-	
26:55 - 27:32	Ms Audrey EU	Regulation 15A(6)(a)-rateable value	
27:33 - 28:11	Administration	-ditto-	
28:12 - 28:49	Ms Audrey EU	Regulation 15A(1) and (5)-implications on property rights	

28:50 - 30:12	Administration	-ditto-	
30:13 - 30:30	Ms Audrey EU	-ditto-	
30:31 - 31:00	Administration	-ditto-	
31:01 - 31:13	Chairman	-ditto-	
31:14 - 31:31	Ms Audrey EU	-ditto-	
31:32 - 33:11	Administration	-ditto-	
33:12 - 34:45	Miss Margaret NG	-ditto-	
34:46 - 35:47	Administration	-ditto-	
35:48 - 37:34	Miss Margaret NG	-ditto-	
37:35 - 37:42	Administration	-ditto-	
37:43 - 38:00	Miss Margaret NG	-ditto-	
38:01 - 39:09	Administration	-ditto-	
39:10 - 39:44	Miss Margaret NG	-ditto-	
39:45 - 40:10	Administration	-ditto-	
40:11 - 40:41	Miss Margaret NG	-ditto-	
40:42 - 40:44	Administration	-ditto-	
40:45 - 41:13	Ms Audrey EU	-ditto-	
41:14 - 45:10	Administration	-ditto-	
45:11 - 45:31	Chairman	-ditto-	
45:32 - 47:04	Miss Margaret NG	-ditto-	
47:05 - 47:31	Administration	-ditto-	
47:32 - 48:17	Miss Margaret NG	-ditto-	The Administration was requested to review proposed Regulation 15A(5) to ensure that it would be consistent with the principal Ordinance and that it would not alter the law in respect of property rights.
48:18 - 48:38	Chairman	-ditto-	

48:39 - 49:33	Ms Audrey EU	Regulation 15A(6)(a)- proceedings to be heard by judge sitting in open court	The Administration was requested to introduce a CSA to proposed Regulation 15A(6)(a) to require proceedings to be heard by judge of District Court sitting in open court.
49:34 - 49:51	Administration	-ditto-	
49:52 - 50:10	Dr TANG Siu-tong	Protection of owners' interests	
50:11 - 50:25	Administration	-ditto-	
50:26 - 50:35	Dr TANG Siu-tong	-ditto-	
50:36 - 50:44	Administration	-ditto-	
50:45 - 52:29	Chairman	Regulation 15A(5)	
52:30 - 52:49	Miss Margaret NG	-ditto-	
52:50 - 53:16	Chairman	-ditto-	
53:17 - 53:49	Miss Margaret NG	-ditto-	
53:50 - 54:07	Chairman	-ditto-	
54:08 - 55:05	Administration	-ditto-	
55:06 - 55:32	Ms Audrey EU	-ditto-	The Administration was requested to consult the Law Society on the revised CSAs, particularly on proposed Regulation 15A(5).
55:33 - 56:05	Administration	-ditto-	
56:06 - 56:49	Chairman	-ditto-	
56:50 - 57:06	Administration	-ditto-	
57:07 - 57:20	Chairman	-ditto-	
57:21 - 57:29	Miss Margaret NG	-ditto-	
57:30 - 57:40	Chairman	-ditto-	

Note: The audio records of the above proceedings are kept at the LegCo Library