

立法會
Legislative Council

Ref : CB2/BC/10/00

LC Paper No. CB(2) 2706/01-02
(These minutes have been seen
by the Administration)

Bills Committee on Fire Safety (Buildings) Bill

**Minutes of the meeting
held on Tuesday, 21 May 2002 at 4:30 pm
in Conference Room B of the Legislative Council Building**

Members Present : Hon IP Kwok-him, JP (Chairman)
Hon Cyd HO Sau-lan
Ir Dr Hon Raymond HO Chung-tai, JP
Hon James TO Kun-sun
Hon Mrs Sophie LEUNG LAU Yau-fun, SBS, JP
Hon CHOY So-yuk
Hon Abraham SHEK Lai-him, JP
Hon Audrey EU Yuet-mee, SC, JP

Members Absent : Hon CHAN Yuen-han
Hon Frederick FUNG Kin-kee
Hon LAU Ping-cheung

Public Officers Attending : Mr David WONG
Principal Assistant Secretary for Security

Mr C C LEE, JP
Chief Fire Officer (Fire Safety)

Mr LAM Tat-wah
Senior Divisional Officer
(Building Improvement & Support)

Mr C C TSANG
Assistant Director
Existing Buildings 2

Mr CHIANG Chi-man
Chief Building Surveyor
Fire Safety (Acting)

Ms Stella CHAN
Government Counsel

Mr Damian CHAN
Assistant Secretary for Security

Clerk in Attendance : Miss Mary SO
Senior Assistant Secretary (2) 8

Staff in Attendance : Miss Anita HO
Assistant Legal Adviser 2

Ms Dora WAI
Senior Assistant Secretary (2) 4

I. Meeting with the Administration

The Bills Committee deliberated (Index of proceedings at the **Annex**).

2. At the request of the Bills Committee, the Administration agreed -
 - a) To revise the drafting of the proposed Committee Stage amendment (CSA) to clause 7 to make it consistent with clause 10; and
 - b) To replace the word "for" with "of" in the proposed CSA to section 2(b)(i) of Schedule 1.
3. The Administration explained the reasons for the commencement arrangement as provided in the Bill. Members present agreed that the Chairman should, on behalf of the Bills Committee, move an amendment to subject the commencement date of the Bill to resolution of the Legislative Council.
4. Members agreed that a report be made to the House Committee on 31 May 2002 recommending that the Second Reading debate on the Bill be resumed on 19 June 2002, subject to the amendments mentioned in paragraph 2 above were adopted, the Chinese version of the CSAs to be moved by the Administration was in order and the receipt of the views of the Law Society Hong Kong on clause 14 of the Bill.

5. There being no other business, the meeting ended at 5:50 pm.

Council Business Division 2
Legislative Council Secretariat
19 August 2002

Bills Committee on Fire Safety (Buildings) Bill
Meeting on Tuesday, 21 May 2002 at 4:30 pm.
in Conference Room B of the Legislative Council Building

Time	Speaker	Subject(s)	Action required
000000 - 000110	Chairman	Welcoming remarks and way forward	
000110 - 000424	Administration	Administration's response to the proposal of adding a provision to the Bill enabling the resolution of disputes amongst owners of non-domestic parts of composite buildings arising from the need to comply with a fire safety requirement of improving the staircases in terms of their width and number; or alternatively, to put in place a mechanism to achieve the same effect, which were raised by members on 29 April 2002 (LC Paper No. CB(2) 1882/01-02(01))	
000424 - 000640	Ms Cyd HO	<p>Which legislation provided that owners of non-domestic parts of composite buildings would not be required to comply with the a fire safety requirement for the improvement of staircases if the existing uses accorded with the approved uses and if no unauthorised building works had been carried out since the issue of the occupation permit</p> <p>How would buyers of non-domestic parts of composite buildings know the properties they bought had undergone unauthorised building works or the previous owners had changed the uses of the properties from the approved uses</p>	
000640 - 000715	Administration	Ditto	
000715 - 000731	Ms Cyd HO	Ditto	
000731 - 001208	Administration	Ditto	
001208 - 001405	Miss CHOY So-yuk	Whether owners of non-domestic parts of composite buildings and commercial buildings would be required to improve the staircases if they had done nothing to change the staircases	
001405 - 001438	Administration	Ditto	

Time	Speaker	Subject(s)	Action required
001438 - 001532	Miss CHOY So-yuk	Ditto	
001532 - 001548	Chairman	Ditto	
001548 - 001601	Miss CHOY So-yuk	Ditto	
001601 - 001807	Administration	Ditto	
001807 - 001858	Miss CHOY So-yuk	Ditto	
001858 - 001926	Administration	Ditto	
001926 - 002046	Ms Cyd HO	Whether the codes of practice referred to in Schedules 1 to 3 of the Bill would or had already contained the provision that owners would not be required to comply with a fire safety requirement to improve the staircases of their buildings if they had not carried out any unauthorised buildings work to their buildings after moving in	
002046 - 002054	Chairman	Ditto	
002054 - 002242	Administration	Ditto	
002242 - 002401	Ms Cyd HO	Ditto	
002401 - 002425	Chairman	Ditto	
002425 - 002551	Ms Cyd HO	Ditto	
002551 - 002619	Chairman	Ditto	
002619 - 002635	Ms Cyd HO	Ditto	
002635 - 002922	Administration	Ditto	
002922 - 002955	Ms Cyd HO	Ditto	
002955 - 003032	Administration	Ditto	
003032 - 003110	Mr James TO	Whether the enforcement authorities had the discretion not to apply the codes of practice referred to in Schedules 1 to 3 of the Bill to owners of old buildings if the latter had not carried out unauthorised building works to their buildings	
003110 - 003235	Administration	Ditto	
003235 - 003402	Dr Raymond HO	Ditto	
003402 - 003420	Mr James TO	Ditto	
003420 - 003445	Administration	Ditto	
003445 - 003452	Mr James TO	Ditto	
003452 - 005842	Administration, Mr James TO , Chairman, Miss CHOY So-yuk, Mr Abraham SHEK	Ditto	
005842 - 005927	Chairman	Commencement date of the Bill subject to resolution of the Council	
005927 - 010031	Administration	Ditto	
010031 - 010109	Miss CHOY So-yuk	Ditto	

Time	Speaker	Subject(s)	Action required
010109 - 010202	Administration	Ditto	
010202 - 010244	Chairman	Ditto	
010244 - 010326	ALA	Ditto	
010326 - 010502	Administration	Briefed members on the proposed Committee Stage amendments (CSAs) to clause 5(10) of the Bill	
010502 - 010510	Chairman	Ditto	
010510 - 010525	Administration	Ditto	
010525 - 010559	ALA	Ditto	
010559 - 010638	Administration	Ditto	
010638 - 010710	ALA	Drafting of the proposed CSA to clause 7 should be consistent with that of clause 10	
010710 - 010732	Administration	Ditto	
010732 - 010741	Chairman, ALA	Ditto	
010741 - 010749	Administration	Ditto	✓ (Admin to provide a written response)
010749 - 010816	ALA	The word "for" should be replaced with "of" in the proposed CSA to section 2(b)(i) of Schedule 1	
010816 - 010949	Chairman	Ditto	
010949 - 010954	Administration	Ditto	✓ (Admin to provide a written response)
010954 - 011243	Chairman, Administration	Legislative timetable	

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

Council Business Division 2
Legislative Council Secretariat
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