

立法會
Legislative Council

LC Paper No. CB(2)784/01-02
(These minutes have been seen
by the Administration)

Ref : CB2/BC/10/00

Bills Committee on Fire Safety (Buildings) Bill

**Minutes of the meeting
held on Friday, 23 November 2001 at 8:30 am
in Conference Room A of the Legislative Council Building**

Members Present : Hon IP Kwok-him, JP (Chairman)
Dr Hon Raymond HO Chung-tai, JP
Hon James TO Kun-sun
Hon CHAN Yuen-han, JP
Hon Frederick FUNG Kin-kee
Hon Audrey EU Yuet-mee, SC, JP

Members Absent : Hon Cyd HO Sau-lan
Hon Abraham SHEK, JP
Hon Mrs Sophie LEUNG LAU Yau-fun, SBS, JP
Hon LAU Ping-cheung
Hon CHOY So-yuk

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

Mr LEE Chee-chung
Chief Fire Officer (Fire Safety)

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

Mr C C TSANG
Assistant Director
Existing Building 2

Mr HO Cham
Chief Building Surveyor
Fire Safety

Mr W B MADDAFORD
Senior Assistant Law Draftsman

Ms Stella CHAN
Government Counsel

Mr Damian CHAN
Assistant Secretary for Security

Clerk in Attendance : Mrs Sharon TONG
Chief Assistant Secretary (2) 1

Staff in Attendance : Miss Connie FUNG
Assistant Legal Adviser 3

Miss Mary SO
Senior Assistant Secretary (2) 8

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

2. The Bills Committee requested the Administration to provide a response to the following issues raised by members at previous meetings and this meeting in time for discussion at the next meeting scheduled for 18 December 2001 at 9:00 am -

- a) To include members of the public in the advisory committee mentioned in clause 5(10) of the Bill;
- b) To improve the draft guidelines drawn up by the Fire Services Department and the Buildings Department respectively, by providing appropriate illustrations where owners or occupiers might be exempted from complying with certain fire safety requirements stipulated in the Bill;
- c) To make it compulsory that fire safety improvement works required of the owners or occupiers under the Bill be supervised and certified by registered professional engineers (building services); and

- d) To make reference to an arrangement under consideration by the Buildings Department whereby orders issued by the Director of Buildings for the purpose of timely maintenance would no longer be made to the Owners' Corporations but to individual owners and that the Director of Buildings could place a legal charge registrable against the title with the Land Registry of those owners who refused or failed to pay their shares of the costs incurred in upgrading the fire safety standards in the common parts of the buildings, and to incorporate it in the Bill as far as practicable.
3. There being no other business, the meeting ended at 10:10 am.

Council Business Division 2
Legislative Council Secretariat
28 December 2001

**Proceedings of the meeting of the
Bills Committee on Fire Safety (Buildings) Bill
on Friday, 23 November 2001, at 8:30 am
in Conference Room A of the Legislative Council Building**

| Time | Speaker | Subject(s) | Action required |
|-------------|----------------|--|------------------------|
| 0000 – 0450 | Chairman | Part B of the draft guidance notes drawn up by the Buildings Department to provide for the circumstances under which owners or occupiers might be exempted from complying with certain fire safety requirements stipulated in the Bill | |
| 0451 - 0510 | Admin | Ditto | |
| 0511 - 0526 | Chairman | Ditto | |
| 0527 - 0552 | Admin | Ditto | |
| 0553 - 0600 | Chairman | Ditto | |
| 0601 - 0608 | Admin | Ditto | |
| 0609 - 0623 | Chairman | Ditto | |
| 0624 - 0636 | Admin | Ditto | |
| 0637 - 0650 | Chairman | Ditto | |
| 0651 - 0735 | Admin | Ditto | |
| 0736 - 0759 | Admin | Ditto | |
| 0800 - 0815 | Chairman | Ditto | |
| 0816 - 0831 | Admin | Ditto | |
| 0832 - 0851 | Chairman | Ditto | |
| 0852 - 0931 | Admin | Ditto | |
| 0932 - 0959 | Chairman | Ditto | |
| 1000 - 1021 | Admin | Ditto | |
| 1022 - 1107 | Dr Raymond HO | Ditto | |
| 1108 - 1118 | Admin | Ditto | |
| 1119 - 1153 | Dr Raymond HO | Ditto | |
| 1154 - 1221 | Admin | Ditto | |
| 1222 - 1306 | Chairman | Ditto | |
| 1307 - 1434 | Admin | Ditto | |
| 1435 - 1512 | Chairman | Ditto | |
| 1513 - 1611 | Admin | Ditto | |
| 1612 - 1634 | Chairman | Ditto | |
| 1635 - 1651 | Admin | Ditto | |
| 1652 - 1726 | Chairman | Ditto | |

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|-------------|--------------------|--|--|
| 1727 - 2129 | Dr Raymond HO | Employing registered professional engineers (building services) to supervise and certify fire safety improvement works required of the owners or occupiers | |
| 2130 - 2456 | Admin | Ditto | |
| 2457 - 2735 | Dr Raymond HO | Ditto | |
| 2736 - 2822 | Chairman | Ditto | |
| 2823 - 2951 | Dr Raymond HO | Ditto | |
| 2952 - 3101 | Admin | Ditto | |
| 3102 - 3143 | Dr Raymond HO | Ditto | |
| 3144 - 3303 | Admin | Ditto | |
| 3304 - 3405 | Dr Raymond HO | Ditto | |
| 3406 - 3536 | Admin | Ditto | |
| 3537 - 3626 | Dr Raymond HO | Ditto | |
| 3627 - 3845 | Admin | Ditto | |
| 3846 - 3931 | Dr Raymond HO | Ditto | |
| 3932 - 3940 | Chairman | Ditto | |
| 3941 - 4110 | Admin | Ditto | |
| 4111 - 4241 | Dr Raymond HO | Ditto | |
| 4242 - 4433 | Admin | Ditto | |
| 4434 - 4448 | Dr Raymond HO | Ditto | |
| 4449 - 4512 | Admin | Ditto | |
| 4513 - 4516 | Dr Raymond HO | Ditto | |
| 4517 - 4531 | Chairman | Ditto | |
| 4532 - 4608 | Admin | Ditto | |
| 4609 - 4702 | Admin | Ditto | |
| 4703 - 4715 | Chairman | Ditto | |
| 4716 - 4739 | Admin | Ditto | |
| 4740 - 4754 | Chairman | Ditto | |
| 4755 - 4821 | Admin | Ditto | |
| 4822 - 4927 | Dr Raymond HO | Ditto | |
| 4928 - 5012 | Admin | Ditto | |
| 5013 - 5024 | Dr Raymond HO | Ditto | |
| 5025 - 5042 | Admin | Ditto | |
| 5043 - 5123 | Dr Raymond HO | Ditto | |
| 5124 - 5133 | Admin | Ditto | |
| 5134 - 5327 | Miss CHAN Yuen-han | Ditto | |
| 5328 - 5335 | Chairman | Ditto | |
| 5336 - 5440 | Miss CHAN Yuen-han | The proposal for setting up a committee in each of the 18 Districts to deal with disputes among owners in complying with the fire safety requirements stipulated in the Bill | |

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|-----------------|--------------------|--|--|
| 5441 - 5718 | Admin | Ditto | |
| 5719 - 5752 | Chairman | Ditto | |
| 5753 - 5805 | Miss CHAN Yuen-han | Ditto | |
| 5806 - 5850 | Chairman | Ditto | |
| 5851 - 5907 | Ms Audrey EU | Should not proceed to clause-by-clause examination of the Bill until the draft guidelines drawn up by the Fire Services Department and the Buildings Department to provide for the circumstances under which owners or occupiers might be exempted from complying with certain fire safety requirements stipulated in the Bill were improved | |
| 5908 - 5934 | Admin | Ditto | |
| 5935 - 010040 | Ms Audrey EU | Ditto | |
| 010041 - 010121 | Admin | Ditto | |
| 010122 - 010253 | Chairman | Ditto | |
| 010254 - 010346 | Ms Audrey EU | Ditto | |
| 010347 - 010435 | Admin | Ditto | |
| 010436 - 010503 | Chairman | Ditto | |
| 010504 - 010548 | Mr FUNG Kin-kee | The advisory committee mentioned in clause 5(10) of the Bill should include members of the public | |
| 010549 - 010745 | Admin | Ditto | |
| 010746 - 010839 | Mr FUNG Kin-kee | Ditto | |
| 010840 - 010927 | Chairman | Ditto | |
| 010928 - 010952 | Admin | Ditto | |
| 010953 - 011053 | Mr FUNG Kin-kee | Ditto | |
| 011054 - 011110 | Chairman | Ditto | |
| 011111 - 011208 | Admin | Ditto | |
| 011209 - 011213 | Mr FUNG Kin-kee | Ditto | |
| 011214 - 011221 | Chairman | Ditto | |
| 011222 - 011337 | Miss CHAN Yuen-han | Should not proceed to clause-by-clause examination of the Bill until the draft guidelines drawn up by the Fire Services Department and the Buildings Department to provide for the circumstances under which owners or occupiers might be exempted from complying with certain fire safety requirements stipulated in the Bill were improved | |
| 011338 - 011434 | Admin | Ditto | |
| 011435 - 011606 | Miss CHAN Yuen-han | Home Affairs Department should render more support to building owners in complying with the fire safety requirements stipulated in the Bill | |
| 011607 - 011848 | Admin | Ditto | |
| 011849 - 011851 | Chairman | Ditto | |
| 011852 - 011929 | Miss CHAN Yuen-han | Ditto | |

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|-----------------|---------------------|--|--|
| 011930 - 011943 | Chairman | Ditto | |
| 011944 - 012037 | Miss CHAN Yuen-han | Ditto | |
| 012038 - 012126 | Chairman | Ditto | |
| 012127 - 012145 | Miss CHAN Yuen-han | Ditto | |
| 012146 - 012224 | Dr Raymond HO | Considering it not appropriate to proceed to clause-by-clause examination of the Bill until all the issues raised at previous meetings and this meeting were addressed | |
| 012225 - 012242 | Chairman | Ditto | |
| 012243 - 012312 | Miss CHAN Yuen-han | Ditto | |
| 012313 - 012335 | Mr FUNG Kin-kee | Ditto | |
| 012336 - 012413 | Ms Audrey EU | Ditto | |
| 012414 - 012440 | Chairman | Ditto | |
| 012441 - 012459 | Ms Audrey EU | Ditto | |
| 012500 - 012502 | Chairman | Ditto | |
| 012503 - 012540 | Admin | Ditto | |
| 012541 - 012545 | Dr Raymond HO | Ditto | |
| 012546 - 012605 | Miss CHAN Yuen-han | Ditto | |
| 012606 - 012615 | Chairman | Ditto | |
| 012616 - 012638 | Admin/Dr Raymond HO | Ditto | |
| 012639 - 012643 | Admin | Ditto | |
| 012644 - 012722 | Chairman | Ditto | |
| 012723 - 012735 | Miss CHAN Yuen-han | Ditto | |
| 012736 - 012906 | Chairman | Date of next meeting | |
| 012907 - 012915 | Admin | Ditto | |
| 012916 - 012921 | Chairman | Ditto | |
| 012922 - 012950 | Admin | Ditto | |
| 012951 - 013158 | Chairman | Ditto | |

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

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