

Bills Committee on Statute Law (Miscellaneous Provisions) Bill 2001

List of Outstanding issues
(as at 17 April 2002)

The Bill	Discussed at meetings on	Outstanding issues	Remark
Part V (Marital Rape and Related Sexual Offences)	28 March 2002	<ul style="list-style-type: none"> • The Administration's response to the request of the Bills Committee to adopt the "minimalist" approach to deal with the issue of marital rape has been received (<u>LC Paper No. CB(2)1619/01-02(01)</u>) to be considered at the meeting on 18 April 2002). 	
Part VII (Power of Court to Order Repayment of Deposit)	4 April 2002	<ul style="list-style-type: none"> • The Administration's response to issues raised at the meeting on 4 April 2002 is awaited. • The Administration's comments on the Bar Association's submission dated 4 April 2002 issued to members vide <u>LC Paper No. CB(2)1554/01-02</u> is awaited <p>(The Administration will revert to the Bills Committee at the meeting on 2 May 2002).</p> <ul style="list-style-type: none"> • The Consumer Council's further view on Part VII of the Bill is awaited. • The Bar Association's view on whether there are merits in amending the law along the line of section 55(1) of the New South Wales Act is awaited. The Bar Association is likely to revert to the Panel in early May. 	The comments from the Law Society has been issued to members (<u>LC Paper No. CB(2)1477/01-02(01)</u>)

The Bill	Discussed at meetings on	Outstanding issues	Remark
Part X (Non-Immunity Clauses)	4 April 2002	<ul style="list-style-type: none"> The Administration's reply on the nature of the organisations specified in the 15 Ordinances set out in Part X has been received (<u>LC Paper No. CB(2)1610/01-02(02)</u>) to be considered at meeting on 18 April 2002). 	
Part XIV (Amendments to Legal Practitioners Ordinance)	18 March 2002 (meeting with the Law Society) 28 March 2002	<ul style="list-style-type: none"> The Administration's response to issues raised at the meeting on 28 March 2002 concerning clauses 105, 108 and 109 has been received (<u>LC Paper No. CB(2)1608/01-02(01)</u>) to be considered at the meeting on 18 April 2002). The Administration will provide response regarding clause 126 when advice from the Society of Notaries is available. 	<ul style="list-style-type: none"> Clause by clause examination of Part XIV completed. Both the Law Society and the Administration have agreed to replace the word "shall" with "may" in proposed new section 9(6) (clause 107). A CSA is required. The rules to be made by the Council of the Law Society on the following would be subject to scrutiny of LegCo - <ul style="list-style-type: none"> (a) the practice and procedure, fixed penalty and the Council's fixed investigation costs relating to the proposed alternative disciplinary procedure; and (b) the conditions for issuing practising certificates to solicitors.