

立法會
Legislative Council

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(These minutes have been
seen by the Administration)

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**Subcommittee on Public Health (Animals and Birds) (Chemical Residues) Regulation
& Harmful Substances in Food (Amendment) Regulation 2001**

**Minutes of the 4th meeting
held on Thursday, 11 October 2001 at 4:30 pm
in Conference Room A of the Legislative Council Building**

Members Present : Dr Hon LO Wing-lok (Chairman)

Hon Cyd HO Sau-lan
Hon Fred LI Wah-ming, JP
Hon WONG Yung-kan
Hon TAM Yiu-chung, GBS, JP
Hon Tommy CHEUNG Yu-yan, JP
Hon Michael MAK Kwok-fung

Public Officers Attending : Dr Les SIMS
Assistant Director (Agriculture, Quarantine and Inspection)
Agriculture, Fisheries and Conservation Department

Mrs Ingrid YEUNG
Principal Assistant Secretary for the Environment and Food (A) 1

Dr Mabel YEUNG
Acting Assistant Director (Food Surveillance & Control)
Food and Environmental Hygiene Department

Deputations by Invitation : Ng Fung Hong Limited

Mr LI Shee-yan
Senior Director

Mr FAN Kwok-kong
Senior Director

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Mr LIU Zhi-wen
Assistant Managing Director

Mr YEUNG Bing-choi
Manager

Woodley Agri Service Co. Ltd.

Mr KWOK Ming-cheung
Director

Advance Feed Co., Ltd.

Mr Peter WONG Chun-kow
Managing Director

Hong Kong Pigfarm Association

Mr WONG Kwong-wing
Chairman

Hong Kong Livestock Industry Association

Mr TSE Fai
Vice-chairman

Mr FUNG Kin-chung
Secretary

The N.T. Chicken Breeders Association Ltd.

Mr SIZTO Ning-shun
Vice-chairman

Mr KWAN Wing-kin
Controller

Guang Nan (Holdings) Ltd.

Mr Eric CHAN
Deputy General Manager of Guang Nan Fresh
and Live Foodstuffs Ltd.

Hong Kong N.T. Poultry - Culture (Geese Ducks) Mutual Association

Mr KWOK Chi-yau
Chairman

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Clerk in Attendance : Ms Doris CHAN
Chief Assistant Secretary (2) 4

Staff in Attendance : Ms Bernice WONG
Assistant Legal Adviser 1

Ms Dora WAI
Senior Assistant Secretary (2) 4

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

2. The Administration was requested to provide the following information to facilitate the work of the Subcommittee -

- (a) its proposed amendments to section 17(4) and (5) of the Public Health (Animals and Birds) (Chemical Residues) Regulation in Chinese and English;
- (b) whether the proposal of Mr FUNG Kin-chung of Hong Kong Livestock Industry Association for a designated zone for farming food animals to be set up was feasible and, if so, the estimated amount of savings in the manpower resources required for enforcement of the Regulations that could be achieved; and
- (c) details of enforcement actions taken since the implementation of new licensing conditions on sale of chilled pork in September 2001.

3. As the drafting counsel was not present at the meeting and would not be available for the next meeting on 15 October 2001, the Subcommittee requested the Administration to invite a representative from the Prosecution Division of the Department of Justice to attend the next meeting to facilitate discussion of the proposed amendments.

4. The Subcommittee agreed to hold a further meeting on 20 October 2001 at 9:00 am to complete clause by clause examination of the Regulations and to discuss any outstanding issues.

5. There being no other business, the meeting ended at 6:00 pm.

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Legislative Council Secretariat
26 November 2001

**Proceedings of the meeting of the Subcommittee on
Public Health (Animals and Birds) (Chemical Residues) Regulation
& Harmful Substances in Food (Amendment) Regulation 2001
on Thursday, 11 October 2001 at 4:30 pm
in Conference Room A of the Legislative Council Building**

Time	Speaker	Subject(s)	Action required
0001-0520	Chairman	Issues to be discussed at this meeting	
0521-0711	Ng Fung Hong Limited	Presentation of views	
0712-0732	Chairman	Brief summary of the above views	
0733-1221	Woodley Agri-Service Co. Ltd.	Presentation of views	
1222-1253	Chairman	Brief summary of the above views	
1254-1714	Advance Feed Co. Ltd.	Presentation of views	
1715-1736	Chairman	Brief summary of the above views	
1737-2202	Hong Kong Pigfarm Association	Presentation of views	
2203-2228	Chairman	Brief summary of the above views	
2229-2529	Hong Kong Livestock Industry Association	Presentation of views	
2530-2602	Chairman	Brief summary of the above views	
2603-2907	N.T. Chicken Breeders Association Ltd.	Presentation of views	
2908-2917	Chairman	Brief summary of the above views	
2918-3041	Guang Nan (Holdings) Ltd.	Presentation of views	
3042-3103	Chairman	Brief summary of the above views	
3104-3149	Hong Kong N.T. Poultry - Culture (Geese Ducks) Mutual Association	Presentation of views	
3150-3206	Chairman	Brief summary of the above views	
3207-3311	Mr WONG Yung-kan	Follow-up on views of Guang Nan (Holdings) Ltd. on liability of a food animal trader	
3312-3325	Chairman	Liability of a food animal trader	
3326-3402	Ms Cyd HO	Follow-up on Hong Kong Livestock Industry Association's proposal to set up a designated zone for farming food animals	

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3403-3415	Chairman	Designated zone for farming food animals	
3416-3603	Hong Kong Livestock Industry Association	Designated zone for farming food animals	
3604-3609	Ms Cyd HO	Designated zone for farming food animals	
3610-3657	Chairman	Invitation of Admin's response to views expressed by deputations	
3658-3854	Admin	Liability for offences of a food animal trader	
3855-3906	Chairman	Liability for offences of a body corporate	
3907-4149	Admin	Liability for offences of a body corporate	
4150-4210	Chairman	Liability for offences of a body corporate	
4211-4314	Admin	Liability for offences of a body corporate	
4315-4327	Chairman	Woodley Agri-Service Co. Ltd.'s proposal of separating drugs for humans and animals in order that drugs for food animals could be regulated under one ordinance (Cap. 139) instead of two ordinances	
4328-4528	Admin	Response to the above proposal	
4529-4541	Chairman	Follow-up on Woodley Agri-Service Co. Ltd.'s enquiry on definition of food	
4542-4634	Admin	Definition of food	
4635-4638	Chairman	Definition of food	
4639-4954	Admin	Response to views of deputations on - - testing of food animals - compensation to food animal farmers - inspection of farms at night	
4955-5011	Chairman	Training and support for the trade	
5012-5214	Admin	Training and support for the trade	
5215-5222	Chairman	Training and support for the trade	
5223-5334	Admin	Guidance and support for food animal farmers on testing and use of fodder	
5335-5337	Chairman	Guidance and support for food animal farmers on testing of live food animals	
5338-5412	Admin	Guidance and support for food animal farmers on testing of live food animals	
5413-5434	Chairman	Designated zone for farming food animals	
5435-5814	Admin	- Designated zone for farming food animals - Training for fodder suppliers and food animal farmers - Animal health certificate and testing of imported live food animals	

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5815-5852	Chairman	Invitation of questions from members on views expressed by deputations	
5853-010204	Mr WONG Yung-kan	Control on imported chilled food	
010205-010218	Chairman	Control on imported chilled food	
010219-010655	Admin	Control on imported chilled food	
010656-010712	Chairman	Control on imported chilled food	
010713-010811	Mr WONG Yung-kan	Control on imported chilled food	
010812-010818	Chairman	Control on imported chilled food	
010819-010841	Ms Cyd HO	Designated zone for farming food animals	✓
010842-010917	Mr TAM Yiu-chung	Enforcement actions taken after the implementation of control on sale of chilled pork	
010918-010928	Admin	Enforcement actions taken after the implementation of control on sale of chilled pork	✓
010929-011028	Mr Michael MAK	Way of identifying reputable fodder suppliers	
011029-011041	Chairman	Way of identifying reputable fodder suppliers	
011042-011231	Admin	Way of identifying reputable fodder suppliers	
011232-011431	Chairman	- Five tables of suggested actions for various parties in the supply chain of food animals - Proposal of adding "due diligence" to section 17(4) of the Regulation	
011432-011517	Admin	Proposal of adding "due diligence" to section 17(4) and (5) of the Regulation	
011518-011534	Mr Tommy CHEUNG	Proposal of adding "due diligence" to section 17(4) and (5) of the Regulation	
011535-011751	Admin	Briefing on its proposed amendment to section 17(4) and (5) of the Regulation	
011752-011843	Mr Tommy CHEUNG	Admin's proposed amendment to section 17(4) and (5) of the Regulation	✓
011844-011854	Chairman	Admin's proposed amendment to section 17(4) and (5) of the Regulation	
011855-011952	Ms Cyd HO	Admin's proposed amendment to section 17(4) and (5) of the Regulation	
011953-012002	Chairman	Admin's proposed amendment to section 17(4) and (5) of the Regulation	

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012003-012010	Ms Cyd HO	Admin's proposed amendment to section 17(4) and (5) of the Regulation	
012011-012034	Chairman	Admin's proposed amendment to section 17(4) and (5) of the Regulation	
012035-012309	ALA1	Admin's proposed amendment to section 17(4) and (5) of the Regulation	
012310-012620	Chairman	Date of next two meetings	
012621-012652	Admin	Date of next two meetings	✓
012653-012906	Members and Admin	Date of next two meetings	

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

Legislative Council Secretariat

26 November 2001