

**Bills Committee on  
Import and Export (Electronic Transactions) Bill 2001**

**Follow-up actions arising from  
the meeting on 4 June 2002**

Below is the Administration's response to the list of follow-up actions arising from the meeting of the Bills Committee on 4 June 2002.

EMAN fees

2. Tradelink has made progress in the discussion with carriers on EMAN fees. For the air mode of transport, Tradelink has reached agreement with the Hong Kong Air Cargo Terminals Limited (HACTL) and the Asia Airfreight Terminal Company Limited (AAT) and will finalize the EMAN fees with the air carriers. The river carriers will revert to Tradelink's pricing proposal formally after their meeting on 11 June 2002.

Section 2A of Cap. 296

3. As agreed with Members at the meeting, the names of the specified electronic services providers and specified electronic services agents are now presented in the form of schedules in the proposed new schedules 1 and 2 to Cap. 296 (proposed new section 7 of Schedule 2 to the Bill).

4. Under the proposed new section 2(3) of Cap. 296 (proposed new section 1A of Schedule 2 to the Bill), the Secretary for Commerce, Industry and Technology could amend the schedules of specified electronic services providers and agents by notice published in the Gazette. The notice is subsidiary legislation. This enables the Legislative Council to scrutinize the appointment and revocation of appointment of the relevant service providers and agents.

5. Given the above amendments, we have deleted the proposed section 2A of Cap. 296. Consequential amendments are also made to section 1 of Schedule 2. The proposed Committee Stage Amendments (CSAs) to Schedule 2 to the Bill are at the Annex.

End of transitional period

6. We have accepted Members' suggestion that the Legislative Council should be informed of the outcome of the review to be taken to ascertain when the transitional period under the proposed section 42 of Cap. 60 (section 13 of Schedule 1 to the Bill) should end.

Committee Stage Amendments

7. A complete set of CSAs to the Bill is at the Annex.

8. The references to the Secretary for Commerce, Industry and Technology in the heading, amendment to Clause 1(2) and the proposed new section 2(3) of Cap. 296 (new section 1A of Schedule 2) of the CSAs are included on the assumption that the resolution dealing with transfer of statutory functions under the accountability system will be passed by the Legislative Council on 19 June 2002 before the CSAs are moved.

Commerce and Industry Bureau  
June 2002