

立法會
Legislative Council

LC Paper No. CB(1) 798/02-03
(These minutes have been seen
by the Administration)

Ref: CB1/BC/7/01/2

Bills Committee on Dutiable Commodities (Amendment) Bill 2002

Minutes of meeting
held on Thursday, 9 January 2003 at 10:45 am
in Conference Room B of the Legislative Council Building

- Members present** : Hon HUI Cheung-ching, JP (Chairman)
Hon Mrs Selina CHOW LIANG Shuk-ye, GBS, JP
Hon SIN Chung-kai
Hon Andrew WONG Wang-fat, JP
Hon Audrey EU Yuet-mee, SC, JP
- Members absent** : Hon CHAN Kam-lam, JP
Hon Abraham SHEK Lai-him, JP
- Public officers attending** : Mr Martin GLASS
Deputy Secretary for Financial Services and the Treasury
- Mr Edward MAK
Assistant Secretary for Financial Services and the Treasury
- Mr Allen LAI
Senior Government Counsel
- Mr CHOW Kwong
Assistant Commissioner of Customs and Excise
- Mr LAM Ming-mon
Senior Staff Officer (Dutiable Commodities Administration), Customs and Excise Department

Mr HUI Chiu-chun
Staff Officer (Excise Control), Customs and Excise
Department

Mr LEUNG Yuk-chiu
Senior Inspector (Excise Research), Customs and
Excise Department

Clerk in attendance : Ms Connie SZETO
Chief Assistant Secretary (1)4

Staff in attendance : Miss Anita HO
Assistant Legal Adviser 2

Mr S C TSANG
Senior Assistant Secretary (1)7

Action

I Confirmation of minutes of previous meeting

(LC Paper No. CB(1) 651/02-03 -- Minutes of meeting held on
18 December 2002)

The minutes of meeting held on 18 December 2002 were confirmed.

II Meeting with the Administration

(LC Paper No. CB(1) 650/02-03(01) -- Information paper provided by
the Administration on matters
arising from the Bills
Committee meeting on
3 January 2003

LC Paper No. CB(1) 650/02-03(02) -- Draft Committee Stage
amendments proposed by the
Administration

LC Paper No. CB(3) 343/01-02 -- The Dutiable Commodities
(Amendment) Bill 2002

LC Paper No. CB(1) 544/02-03(02) -- Marked-up copy of the
Dutiable Commodities
(Amendment) Bill 2002)

Action

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

Admin

3. The Administration undertook to take follow-up actions as follows:
- (a) To provide further elaboration on the term “absolute discretion” as quoted in paragraph 5 of the Administration’s paper tabled at the meeting and on the reference to “absolute discretion” in section 7;
 - (b) To consider other formulation for new section 8A in the light of suggestions made by members in order to provide greater clarity to OBS applicants or licensees on the criteria to be taken into account by the Commissioner;
 - (c) To consider including a provision to require the Commissioner to give reasons on refusal to grant, renew, or to revoke OBS licences; and
 - (d) On the new Regulation 22AA, to provide further information on the requirement for OBS licensees to submit renewal application no earlier than two months before expiry of the licences, and similar provisions in existing legislation.

III Any other business

4. There being no other business, the meeting ended at 12:25 pm.