

**立法會**  
**Legislative Council**

LC Paper No. CB(1) 1990/02-03  
(These minutes has been seen by  
the Administration)

Ref: CB1/BC/11/01/2

**Bills Committee on  
Telecommunications (Amendment) Bill 2002**

**Meeting on  
Monday, 9 June 2003, at 3:30 pm  
in Conference Room A of the Legislative Council Building**

- Members present** : Hon SIN Chung-kai (Chairman)  
Dr Hon David CHU Yu-lin, JP  
Hon Eric LI Ka-cheung, JP  
Hon Howard YOUNG, JP  
Hon YEUNG Yiu-chung, BBS  
Hon Abraham SHEK Lai-him, JP  
Hon MA Fung-kwok, JP
- Non-Bills Committee  
Members attending** : Hon James TIEN Pei-chun, GBS, JP  
Dr Hon LUI Ming-wah, JP
- Members absent** : Hon Fred LI Wah-ming, JP  
Hon CHAN Kwok-keung  
Hon Emily LAU Wai-hing, JP  
Hon Albert CHAN Wai-yip
- Public officers  
Attending** : Mr Francis HO, JP  
Permanent Secretary for Commerce, Industry and  
Technology  
(Information Technology and Broadcasting)
- Mrs Marion LAI, JP  
Deputy Secretary for Commerce, Industry :  
Technology  
(Information Technology and Broadcasting)

Ms Gracie FOO  
Principal Assistant Secretary for Commerce, Industry  
and Technology  
(Information Technology and Broadcasting)

Miss Linda SO  
Assistant Secretary for Commerce, Industry and  
Technology  
(Information Technology and Broadcasting)

Mr M H AU, JP  
Deputy Director-General of Telecommunications

Mr Edward WHITEHORN  
Head, Competition Affairs Branch, Office of the  
Telecommunications Authority

Mr Michael LAM  
Senior Government Counsel, Department of Justice

**Clerk in attendance** : Miss Polly YEUNG  
Chief Assistant Secretary (1)3

**Staff in attendance** : Miss Connie FUNG  
Assistant Legal Adviser 3

Ms Debbie YAU  
Senior Assistant Secretary (1)1

## **I Committee Stage Amendments proposed by Hon SIN Chung-kai**

CB(1)1903/02-03(01) - Committee Stage Amendments proposed by  
*(tabled and subsequently issued to members on 10.6.03)* Hon SIN Chung-kai

CB(1)1903/02-03(02) - Powerpoint presentation material on the Bill  
*(tabled and subsequently issued to members on 10.6.03)* provided by Hon SIN Chung-kai

CB(1)1903/02-03(03) - Letter from Consumer Council on Regulation  
*(tabled and subsequently issued to members on 10.6.03)* of Mergers and Acquisitions in the  
Telecommunications Market (English version  
only)

- CB(1)1903/02-03(04) - Letter from the telecommunications operators  
(*tabled and subsequently issued to members on 10.6.03*) to Hon Mrs Selina CHOW, Chairman of the House Committee (English version only)
- CB(1)1903/02-03(05) - The Administration's note for the House  
(*tabled and subsequently issued to members on 10.6.03*) Committee on 6 June 2003 on Resumption of Second Reading on 18 June 2003 for Telecommunications (Amendment) Bill 2002 (revised) (English version only)

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

2. The Bills Committee agreed to schedule one more meeting on 13 June 2003 at 8:30 am and to consider at that meeting whether the Bills Committee would support and agree to move in its name any of the CSAs currently proposed by Hon SIN Chung-kai. Members noted the Administration's intention to resume Second Reading debate of the Bill on 25 June 2003 or 2 July 2003. The Bills Committee agreed in general that the Second Reading debate on the bill should resume within the current session.
3. The Bills Committee requested the Assistant Legal Adviser to study the CSAs proposed by the Chairman and advise on the technical aspects as appropriate.

## **II Any other business**

4. There being no other business, the meeting ended at 4:40 pm.

Council Business Division 1  
Legislative Council Secretariat  
17 June 2003

**Proceedings of the meeting of the  
Bills Committee on Telecommunications (Amendment) Bill 2002  
on Monday, 9 June 2003, at 3:30 pm  
in Conference Room A of the Legislative Council Building**

<b>Time Marker</b>	<b>Speaker</b>	<b>Subject(s)</b>	<b>Action Required</b>
000000 – 002042	Chairman	(a) Introductory remarks. (b) Letter from Consumer Council. (tabled and subsequently circulated to members on 10 June 2003 vide LC Paper No. CB(1)1903/02-03(01)) (c) Members agreed that Hon SIN Chung-kai could continue to chair the meeting although he was the member who had proposed Committee Stage Amendments (CSAs) to the Bill. (d) The Chairman gave a power-point presentation on his proposed CSAs. (proposed CSAs and power-point presentation material provided by the Chairman tabled and subsequently issued to members on 10 June 2003 vide LC Paper No. CB(1)1903/02-03(01) & (02))	
002043 – 002840	Chairman Mr Abraham SHEK Mr Howard YOUNG Dr LUI Ming-wah Mr Eric LI Mr MA Fung-kwok Mr David CHU Mr YEUNG Yiu-chung	(a) More time required to scrutinize the CSAs proposed by the Chairman. (b) Whether the proposed CSAs were to be moved in the name of the Bills Committee. (c) Thresholds in change of control.	
002841 – 003938	Chairman Administration	Administration's initial response on the CSAs proposed by the Chairman.	
003939 – 010114	Chairman Mr James TIEN Administration Dr LUI Ming-wah Mr Eric LI Mr YEUNG Yiu-chung Mr Abraham SHEK	(a) Thresholds in change of control. (b) Time limits in reviewing M&As (c) Authority in reviewing M&As. (d) The principle of "big market, small government".	
010115 – 010827	Chairman Members	(a) Members agreed to schedule one more meeting on 13 June 2003 at 8:30 am and to consider at that meeting whether the Bills	ALA to note as per paragraph 3 of the minutes.

<b>Time Marker</b>	<b>Speaker</b>	<b>Subject(s)</b>	<b>Action Required</b>
		<p>Committee would support and agree to move in its name any of the CSAs currently proposed by Hon SIN Chung-kai.</p> <p>(b) Members noted the Administration's intention to resume Second Reading debate of the Bill on 25 June 2003 or 2 July 2003.</p>	

Council Business Division 1  
Legislative Council Secretariat  
17 June 2003