

立法會
Legislative Council

Ref : CB2/BC/7/01

LC Paper No. CB(2) 1453/02-03
(These minutes have been seen by
the Administration)

**Bills Committee on
Prevention of Child Pornography Bill**

**Minutes of meeting
held on Tuesday, 18 February 2003 at 10:45 am
in Conference Room A of the Legislative Council Building**

Members present : Hon Andrew CHENG Kar-foo (Chairman)
Dr Hon David CHU Yu-lin, JP
Hon Eric LI Ka-cheung, JP
Hon CHEUNG Man-kwong
Hon Mrs Sophie LEUNG LAU Yau-fun, SBS, JP
Hon YEUNG Yiu-chung, BBS
Hon Miriam LAU Kin-ye, JP
Hon Henry WU King-cheong, BBS, JP
Hon Michael MAK Kwok-fung
Hon WONG Sing-chi
Hon Audrey EU Yuet-mee, SC, JP
Hon MA Fung-kwok, JP

Members absent : Hon Cyd HO Sau-lan
Hon Margaret NG
Hon SIN Chung-kai
Hon CHOY So-yuk

Public Officers attending : Miss Eliza YAU
Principal Assistant Secretary for Security E

Miss Vivian CHAN
Assistant Secretary for Security E3

Miss Betty CHEUNG
Senior Government Counsel
Department of Justice (Law Drafting Division)

Ms Lynda MA SHINE
Senior Government Counsel
Department of Justice (Prosecutions Division)

Mr Ian Robert MACKNESS
Chief Superintendent (Crime) (Support)
Hong Kong Police Force

Miss Shirley CHU
Superintendent (Crime) (Support)
Hong Kong Police Force

Mr Hilton CHAN
Superintendent (Technology Crime Division)
(Commercial Crime Bureau)
Hong Kong Police Force

Clerk in attendance : Mrs Sharon TONG
Chief Assistant Secretary (2)1

Staff in attendance : Mr Stephen LAM
Assistant Legal Adviser 4

Mr Raymond LAM
Senior Assistant Secretary (2)5

I. Meeting with the Administration

The Bills Committee deliberated (index of proceedings attached at **Annex**).

2. The Bills Committee requested the Administration -

- (a) to improve the drafting of the draft Committee Stage amendments to the defence provisions in clause 4 of the Bill;
- (b) to provide a paper explaining the Administration's publicity plans after the Bill was enacted and the preparation time needed before the enacted legislation came into operation; and

- (c) to explain whether publicly displaying child pornography in private premises would be an offence under the Bill and if not, the reasons for not creating such an offence.

3. The Administration undertook to establish a hotline to deal with matters relating to child pornography after the enacted legislation came into operation. The preliminary plan was to run the hotline at the initial stage, say, for 12 months after enactment.

II. Date of next meeting

4. The Bills Committee agreed that the Clerk would consult the Chairman on the date of the next meeting.

5. The meeting ended at 12:45 pm.

Council Business Division 2
Legislative Council Secretariat
12 March 2003

**Proceedings of the meeting of the Bills Committee on
Prevention of Child Pornography Bill
on Tuesday, 18 February 2003 at 10:45 am
in Conference Room A of the Legislative Council Building**

Time marker	Speaker	Subject(s)	Action Required
000000 - 000621	Chairman Hon Audrey EU	Recent press report regarding the work progress of the Bills Committee	
000622 - 000656	Chairman	Relevant papers	
000657 - 004205	Admin	Briefing on the Administration's response to issues raised in previous meetings (LC Paper No. CB(2)1213/02-03(01))	
004206 - 004958	Hon Audrey EU Chairman Admin	Drafting of the proposed Committee Stage amendments (CSAs) to the defence provisions in clause 4 of the Bill; publicity and establishment of a hotline to deal with matters relating to child pornography after the enacted legislation came into operation	Admin to improve the drafting of the Committee Stage amendments to the defence provisions
004959 - 010655	Hon Miriam LAU ALA4 Chairman Hon Henry WU Hon CHEUNG Man-kwong Hon Mrs Sophie LEUNG Admin	Effect of the revised draft CSAs on the defence under clause 4(3) of the Bill	
010656 - 013654	ALA4 Chairman Hon Audrey EU Hon CHEUNG Man-kwong Hon Michael MAK Admin	Defence under revised clause 4(5) and (6) of the Bill	
013655 - 013851	Chairman, Admin	Commencement of clause-by-clause examination of the Bill	
013852 - 013927	Admin	Briefing on clause 1 of the Bill	

013928 - 014103	Hon Michael MAK Chairman Admin	Publicity after the Bill was enacted and the preparation time needed before the enacted legislation came into operation	Admin to provide a paper explaining the Administration's publicity plans after the Bill was enacted and the preparation time needed before the enacted legislation came into operation
014104 - 014823	Admin	Briefing on clause 2 and clause 3 of the Bill	
014824 - 015616	Hon Michael MAK Chairman ALA4 Admin	Whether publicly displaying child pornography in private premises would be an offence under the Bill	Admin to explain whether publicly displaying child pornography in private premises would be an offence under the Bill and if not, the reasons for not creating such an offence
015617 - 015738	Chairman	Date of next meeting	

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

Council Business Division 2
Legislative Council Secretariat
12 March 2003