

立法會
Legislative Council

LC Paper No. CB(2)773/01-02
(These minutes have been seen
by the Administration)

Ref : CB2/SS/3/01

Subcommittee on
Mutual Legal Assistance in Criminal Matters (Canada) Order,
Mutual Legal Assistance in Criminal Matters (Philippines) Order and
Mutual Legal Assistance in Criminal Matters (Portugal) Order

Minutes of meeting on
Monday, 19 November 2001 at 10:45 am
in Conference Room B of the Legislative Council Building

Members present : Hon James TO Kun-sun (Chairman)
Hon Margaret NG
Hon Jasper TSANG Yok-sing, JP
Hon Audrey EU Yuet-mee, SC, JP

Public Officers attending : Mrs Margaret CHAN
Principal Assistant Secretary for Security

Mr John HUNTER
Deputy Principal Government Counsel

Ms Michelle TSANG
Senior Assistant Law Draftsman

Mr W L CHEUNG
Senior Government Counsel

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

Action

I. Meeting with the Administration

The Subcommittee deliberated (index of proceedings at **Annex**).

2. Having completed its scrutiny of the Mutual Legal Assistance in Criminal Matters (Canada) Order, Mutual Legal Assistance in Criminal Matters (Philippines) Order and Mutual Legal Assistance in Criminal Matters (Portugal) Order, the Subcommittee agreed that a report on the deliberations of the Subcommittee be made to the House Committee at its meeting on 30 November 2001.

3. The Subcommittee noted the Administration's intention to move motions on the three Orders at the Council meeting on 19 December 2001.

4. There being no other business, the meeting ended at 11:53 am.

Legislative Council Secretariat

24 December 2001

**Proceedings of the meeting of the
Subcommittee on
Mutual Legal Assistance in Criminal Matters (Canada) Order,
Mutual Legal Assistance in Criminal Matters (Philippines) Order and
Mutual Legal Assistance in Criminal Matters (Portugal) Order
on Monday, 19 November 2001, at 10:45 am
in Conference Room B of the Legislative Council Building**

Time	Speaker	Subject(s)	Action required
0000 – 0211	Chairman	Opening remarks	
0212 - 0218	Chairman	Clause-by-clause examination of the Philippines Order	
0219 - 0435	Admin	Clause-by-clause examination of the Philippines Order - Schedule 1 (Articles I - III)	
0436 - 0517	ALA4	The Philippines Order - Schedule 1 (Articles I(2)(h) and XVIII) - pecuniary penalty	
0518 - 0540	Admin	- Ditto -	
0541 - 0550	Chairman	- Ditto -	
0551 - 0558	Admin	- Ditto -	
0559 - 0605	Chairman	The Philippines Order - Schedule 1 (Article XVIII) - forfeiture and confiscation of property	
0606 - 0818	Admin	- Ditto -	
0819 - 0826	Chairman	- Ditto -	
0827 - 0838	Admin	- Ditto -	
0839 - 0940	Miss Margaret NG	The Philippines Order - Schedule 1 (Articles I(2)(h) and XVIII) - pecuniary penalty	
0941 - 1031	Admin	- Ditto -	
1032 - 1107	Ms Audrey EU	- Ditto -	
1108 - 1229	Admin	- Ditto -	
1230 - 1234	Ms Audrey EU	- Ditto -	
1235 - 1238	Admin	- Ditto -	
1239 - 1307	Chairman	- Ditto -	
1308 - 1318	Admin	- Ditto -	
1319 - 1335	Chairman	- Ditto -	
1336 - 1352	Miss Margaret NG	- Ditto -	

1353 - 1401	Admin/Chairman/ Miss Margaret NG	- Ditto -	
1402 - 1417	Admin	- Ditto -	
1418 - 1612	Admin	Clause-by-clause examination of the Philippines Order - Schedule 1 (Article IV) - limitations on compliance	
1613 - 1621	Miss Margaret NG	- Ditto -	
1622 - 1638	Admin	- Ditto -	
1639 - 1645	Miss Margaret NG	- Ditto -	
1646 - 1650	Admin	- Ditto -	
1651 - 1700	Miss Margaret NG	- Ditto -	
1701 - 1717	Admin	- Ditto -	
1718 - 1935	Admin	Clause-by-clause examination of the Philippines Order - Schedule 1 (Articles V to VII)	
1936 - 1941	Chairman	Clause-by-clause examination of the Philippines Order - Schedule 1 (Article XIII) - signing certification and sealing	
1942 - 2027	Admin	- Ditto -	
2028 - 2200	Admin	Clause-by-clause examination of the Philippines Order - Schedule 1 (Articles XIV to XVII)	
2201 - 2210	Chairman	Clause-by-clause examination of the Philippines Order - Schedule 1 (Article XVIII) - forfeiture and confiscation of property	
2211 - 2418	Admin	- Ditto -	
2419 - 2433	Chairman	- Ditto -	
2434 - 2509	Admin	- Ditto -	
2510 - 2519	Miss Margaret NG	- Ditto -	
2520 - 2526	Admin	- Ditto -	
2527 - 2530	Miss Margaret NG	- Ditto -	
2531 - 2539	Chairman	- Ditto -	
2540 - 2600	Admin	- Ditto -	
2601 - 2609	Chairman	- Ditto -	
2610 - 2719	Admin	- Ditto -	
2720 - 2727	Chairman	- Ditto -	
2728 - 2752	Admin	- Ditto -	

2753 - 2816	Ms Audrey EU	- Ditto -	
2817 - 2838	Admin	- Ditto -	
2839 - 2850	Admin/Ms Audrey EU	- Ditto -	
2851 - 2933	Admin	- Ditto -	
2934 - 2949	Chairman	- Ditto -	
2950 - 2953	Miss Margaret NG	- Ditto -	
2954 - 3022	Admin	- Ditto -	
3023 - 3037	Miss Margaret NG	- Ditto -	
3038 - 3138	Admin	- Ditto -	
3139 - 3155	Miss Margaret NG	- Ditto -	
3156 - 3205	Admin	- Ditto -	
3206 - 3217	Chairman	- Ditto -	
3218 - 3233	Admin	- Ditto -	
3234 - 3236	Chairman	- Ditto -	
3237 - 3247	Admin	- Ditto -	
3248 - 3301	Chairman	- Ditto -	
3302 - 3351	Admin	- Ditto -	
3352 - 3434	Chairman	- Ditto -	
3435 - 3443	Admin	- Ditto -	
3444 - 3513	Chairman	- Ditto -	
3514 - 3553	Admin	- Ditto -	
3554 - 3611	Chairman	- Ditto -	
3612 - 3626	Admin	- Ditto -	
3627 - 3642	Chairman	- Ditto -	
3643 - 3646	Admin	- Ditto -	
3647 - 3712	Chairman/Admin	- Ditto -	
3713 - 3730	Admin	- Ditto -	
3731 - 3740	Ms Audrey EU	- Ditto -	
3741 - 3807	Chairman/Admin	- Ditto -	
3808 - 3958	Admin	Clause-by-clause examination of the Philippines Order - Schedule 1 (Articles XIX to XXI)	

3959 - 4006	Chairman	Clause-by-clause examination of the Philippines Order - Schedule 2	
4007 - 4119	Admin	Clause-by-clause examination of the Philippines Order - Schedule 2	
4120 - 4319	Admin	Clause-by-clause examination of the Portugal Order - Schedule 1 (Articles 1 to 3)	
4320 - 4426	Admin	Clause-by-clause examination of the Portugal Order - Schedule 1 (Article 4) - limitations on compliance	
4427 - 4459	Chairman	- Ditto -	
4500 - 4504	Admin	- Ditto -	
4505 - 4520	Chairman	- Ditto -	
4521 - 4553	Admin	- Ditto -	
4554 - 4601	Chairman	- Ditto -	
4602 - 4631	Admin	- Ditto -	
4632 - 4636	Chairman	- Ditto -	
4637 - 4647	Admin	- Ditto -	
4648 - 4821	Admin	Clause-by-clause examination of the Portugal Order - Schedule 1 (Articles 5 to 8)	
4822 - 4852	Admin	Clause-by-clause examination of the Portugal Order - Schedule 1 (Article 9) - obtaining of evidence	
4853 - 4901	Chairman	- Ditto -	
4902 - 4957	Admin	- Ditto -	
4958 - 5008	Chairman	- Ditto -	
5009 - 5014	Admin	- Ditto -	
5015 - 5019	Chairman	- Ditto -	
5020 - 5025	Admin	- Ditto -	
5026 - 5120	Admin	Clause-by-clause examination of the Portugal Order - Schedule 1 (Articles 10 to 15)	
5121 - 5141	Admin	Clause-by-clause examination of the Portugal Order - Schedule 1 (Article 16) - transfer of persons not in custody	
5142 - 5150	Chairman	- Ditto -	
5151 - 5212	Admin	- Ditto -	
5213 - 5220	Chairman	- Ditto -	

5221 - 5227	Admin	- Ditto -	
5228 - 5253	Admin	Clause-by-clause examination of the Portugal Order - Schedule 1 (Articles 17 to 18)	
5254 - 5310	Admin	Clause-by-clause examination of the Portugal Order - Schedule 1 (Article 19) - proceeds of crime	
5311 - 5332	Chairman	- Ditto -	
5333 - 5428	Admin	- Ditto -	
5429 - 5500	Chairman	- Ditto -	
5501 - 5539	Admin	- Ditto -	
5540 - 5554	Chairman	- Ditto -	
5555 - 5604	Admin	- Ditto -	
5605 - 5617	Chairman	- Ditto -	
5618 - 5626	Admin	- Ditto -	
5627 - 5641	Chairman	- Ditto -	
5642 - 5648	Admin/Chairman	- Ditto -	
5649 - 5715	Admin	- Ditto -	
5716 - 5841	Chairman	- Ditto -	
5842 - 5929	Admin	- Ditto -	
5930 - 010015	Admin	Clause-by-clause examination of the Portugal Order - Schedule 1 (Articles 20 to 21) and Schedule 2	
010016 - 010152	Chairman	Report to the House Committee and deadlines for giving notices to move motions and amendments	
010153 - 010215	Admin	Date of Council meeting when the Administration would move the motions on the Orders	
010216 - 010236	Chairman	- Ditto -	
010237 - 010305	Admin	- Ditto -	

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

Legislative Council Secretariat

24 December 2001