

**立法會**  
**Legislative Council**

LC Paper No. CB(2)1370/02-03  
(These minutes have been  
seen by the Administration)

Ref : CB2/SS/12/01

**Subcommittee on United Nations Sanctions  
(Afghanistan) (Amendment) Regulation 2002 and  
United Nations Sanctions (Angola) (Suspension of Operation) Regulation 2002**

**Minutes of the 4<sup>th</sup> meeting  
held on Tuesday, 25 February 2003 at 10:45 am  
in Conference Room B of the Legislative Council Building**

**Members Present** : Hon Margaret NG (Chairman)  
Hon LAU Kong-wah  
Hon Audrey EU Yuet-mee, SC, JP

**Members Absent** : Hon Cyd HO Sau-lan  
Hon James TO Kun-sun

**Member Attending** : Hon Martin LEE Chu-ming, SC, JP

**Public Officers Attending** : Miss Anita CHAN  
Principal Assistant Secretary for Commerce, Industry and  
Technology (Commerce and Industry)

Mr LAU Wai-ming  
Assistant Secretary for Commerce, Industry and Technology  
(Commerce and Industry)

Mrs Margaret CHAN  
Principal Assistant Secretary for Security

Ms Manda CHAN  
Assistant Secretary for Security

Mr John HUNTER  
Deputy Principal Government Counsel

**Clerk in Attendance** : Ms Doris CHAN  
Chief Assistant Secretary (2) 4

**Staff in Attendance** : Ms Bernice WONG  
Assistant Legal Adviser 1  
  
Miss Mary SO  
Senior Assistant Secretary (2) 8

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**I. Meeting with the Administration**  
(LC Paper No. CB(2)1252/02-03(01))

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

2. Members agreed that there was no need to hold further meeting to discuss the United Nations Sanctions (Afghanistan) (Amendment) Regulation 2002 (the Afghanistan Regulation) and United Nations Sanctions (Angola) (Suspension of Operation) Regulation 2002. Members further agreed that a report summarising the deliberations of the Subcommittee and incorporating the legal opinions on the following issues should be circulated to members for endorsement before submitting it to the House Committee for consideration -

- (a) Refusal to release the instruction from the Ministry of Foreign Affairs of the People's Republic of China (PRC) to implement a resolution made by the United Nations Security Council;
- (b) Validity of the Afghanistan Regulation made under section 3(1) of the United Nations Sanctions Ordinance (Cap. 537);
- (c) Exercise of power to amend or repeal certain provisions of the Afghanistan Regulation which overlapped with that of the United Nations (Anti-Terrorism Measures) Ordinance (Cap. 575) ("overlapping provision"); and
- (d) Implications of the overlapping provisions of the Afghanistan Regulation.

3. There being no other business, the meeting ended at 11:55 am.

**Proceedings of the 4<sup>th</sup> meeting of the  
Subcommittee on United Nations Sanctions  
(Afghanistan) (Amendment) Regulation 2002 and  
United Nations Sanctions (Angola) (Suspension of Operation) Regulation 2002  
on Tuesday, 25 February 2003 at 10:45 am  
in Conference Room B of the Legislative Council Building**

<b>Time Marker</b>	<b>Speaker</b>	<b>Subject(s)</b>	<b>Action Required</b>
000000 - 000221	Chairman and Administration	Opening remarks	
000222 - 003558	Ms Audrey EU, Administration, Ms Audrey EU and Mr Martin LEE	Release of correspondence between Central People's Government (CPG) and the Hong Kong Special Administrative Region Government to persons outside the Administration	
003559 - 010454	Ms Audrey EU, Administration, Chairman, Mr Martin LEE and ALA1	Repeal of certain sections of the United Nations Sanctions (Afghanistan) (Amendment) Regulation 2002 (the Afghanistan Regulation)	
010455 - 010934	Ms Audrey EU, Chairman and ALA1	<p>Concluding remarks</p> <p>The Secretariat was requested to prepare a report summarising the deliberations of the Subcommittee and the legal opinions on the following issues -</p> <p>(a) Refusal to release the instruction from the Ministry of Foreign Affairs of PRC to implement a resolution made by the United Nations Security Council;</p> <p>(b) Validity of the Afghanistan Regulation made under section 3(1) of the United Nations Sanctions Ordinance (Cap. 537);</p> <p>(c) Exercise of power to amend or repeal certain provisions of the Afghanistan Regulation which overlapped with that of the United Nations (Anti-Terrorism Measures) Ordinance (Cap. 575) ("overlapping provision"); and</p> <p>(d) Implications of the overlapping provisions of the Afghanistan Regulation</p>	

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

Council Business Division 2  
Legislative Council Secretariat  
4 March 2003