

**Extract from Minutes of House Committee Meeting
of the Legislative Council held on 10 January 2003**

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III. Business arising from previous Council meetings

**Legal Service Division report on subsidiary legislation
gazetted on 27 and 28 December 2002**

(LC Paper No. LS 36/02-03)

26. The Legal Adviser said that the Admission and Registration (Amendment) (No. 2) Rules 2002 reflected the requirement that a trainee solicitor should have accumulated the number of accreditation points required under the Continuing Professional Development Rules and attended the Risk Management Education courses during his employment as a trainee solicitor.

27. The Legal Adviser further said that the Legal Practitioners (Risk Management Education) Rules provided for the implementation of the Risk Management Education Programme and empowered the Law Society of Hong Kong to provide guidelines in this connection. It also provided for related amendments to the Foreign Lawyers Registration Rules to make it a condition of a certificate of registration as a foreign lawyer that he must comply with the requirement of the Rules for the period he remained as an employee of a Hong Kong firm.

28. The Legal Adviser added that the two sets of Rules had been circulated to the Panel on Administration of Justice and Legal Services (AJLS Panel).

29. Miss Margaret NG said that the AJLS Panel had not raised any queries on the two sets of Rules, and it would be for the House Committee to decide whether a subcommittee was necessary. Miss NG added that she personally did not consider a subcommittee necessary as the Rules were not controversial.

30. The Legal Adviser informed Members that the Law Drafting Division of the Department of Justice had agreed to synchronize the Chinese rendition of the English term "organization" in the Legal Practitioners (Risk Management Education) Rules as "機構" instead of "組織" for consistency with other legislation. The Legal Adviser further informed Members that the Administration proposed to include the amendments in a miscellaneous amendments bill in future. The Legal Service Division was discussing with the Administration the most appropriate way to effect such amendments.

31. The Legal Adviser said that subject to Members' views that the amendments should be effected by resolution of the Council under section 34 of the Interpretation and General Clauses Ordinance (Cap.1), the Division would follow up the matter with the Administration accordingly. Members agreed that the Administration should be requested to effect the amendments by resolution of the Council before expiry of the scrutiny period of the Rules.

32. The Chairman said that to allow time for the Legal Service Division to discuss with the Administration and for the Administration to give notice for the resolution, she would give notice to move a motion at the Council meeting on 22 January 2003 to extend the scrutiny period of the two sets of Rules to 26 February 2003. Members agreed.

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