

**立法會**  
***Legislative Council***

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(These minutes have been  
cleared with the Chairman)

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**Panel on Public Service**

**Minutes of meeting**  
**held on Thursday, 9 October 2003 at 2:30 pm**  
**in the Chamber of the Legislative Council Building**

**Members present** : Hon TAM Yiu-chung, GBS, JP (Chairman)  
Hon LI Fung-ying, JP (Deputy Chairman)  
Hon LEE Cheuk-yan  
Hon CHEUNG Man-kwong  
Hon HUI Cheung-ching, JP  
Hon Andrew WONG Wang-fat, JP  
Hon Michael MAK Kwok-fung  
Hon Albert CHAN Wai-yip  
Hon LEUNG Fu-wah, MH, JP

**Members absent** : Hon Kenneth TING Woo-shou, JP  
Hon CHAN Kwok-keung, JP  
Hon Bernard CHAN, JP  
Hon Mrs Sophie LEUNG LAU Yau-fun, SBS, JP  
Hon SIN Chung-kai  
Hon Howard YOUNG, SBS, JP

**Clerk in attendance** : Miss Salumi CHAN  
Chief Assistant Secretary (1)5

**Staff in attendance :** Ms Pauline NG  
Assistant Secretary General 1

Ms Connie SZETO  
Senior Assistant Secretary (1)4

Ms Rosalind MA  
Senior Assistant Secretary (1)8

Ms May LEUNG  
Legislative Assistant

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Action

**I. Election of Chairman and Deputy Chairman**

Election of Chairman

Mr TAM Yiu-chung, Chairman of the Panel for the 2002-2003 session, presided over the election of the Chairman of the Panel for the 2003-2004 session and invited nominations for the chairmanship.

2. Mr TAM Yiu-chung was nominated by Mr CHEUNG Man-kwong and the nomination was seconded by Mr HUI Cheung-ching.

3. As Mr TAM Yiu-chung was nominated, Ms LI Fung-ying, Deputy Chairman of the Panel for the 2002-2003 session, presided over the election. Mr TAM accepted the nomination. There being no other nominations, Mr TAM Yiu-chung was declared Chairman of the Panel for the 2003-2004 session. He then took over the chair.

Election of Deputy Chairman

4. The Chairman invited nominations for the deputy chairmanship. Ms LI Fung-ying was nominated by Mr LEUNG Fu-wah and the nomination was seconded by Mr CHEUNG Man-kwong. Ms LI accepted the nomination. There being no other nominations, Ms LI Fung-ying was declared Deputy Chairman of the Panel for the 2003-2004 session.

**II. Schedule of meetings for the 2003-2004 session**

5. Members endorsed the proposed schedule of meetings tabled at the meeting. They agreed that regular meetings of the Panel for the 2003-2004 session be held on

the third Monday of each month at 10:45 am. Members also agreed that as the third Monday of January 2004 was close to the Chinese New Year holiday, the Panel meeting for that month should be rescheduled for Friday, 16 January 2004 at 10:45 am.

### **III. Items for discussion at Panel meetings**

#### Items for discussion at the meeting on 17 November 2003

6. Members agreed that the following two items be discussed at the next regular Panel meeting scheduled for 17 November 2003:

- (a) Progress on the development of an improved civil service pay adjustment mechanism; and
- (b) Update on review of remuneration of senior executives of statutory and other bodies.

7. On paragraph 6(a) above, members noted that the Civil Service Bureau (CSB) proposed to brief the Panel on the progress of the development of an improved civil service pay adjustment mechanism.

8. On paragraph 6(b) above, members noted that the Director of Administration would, as a follow-up to the Panel meeting on 3 July 2002, update the Panel on the information relating to the review of remuneration of senior executives of statutory and other bodies.

#### Other discussion items

#### *Review of civil service disciplinary policies and procedures in the light of court judgment*

9. Referring to recent judicial review cases in which the court ruled in favour of the civil servants who launched the judicial review against the Government in respect of its decisions on disciplinary punishment, Mr Albert CHAN considered that CSB should review the civil service disciplinary policies and procedures in the light of the court judgment to rectify any deficiencies of the existing policies and procedures. Mr CHAN suggested that CSB be invited to brief the Panel on the subject and to provide the following information:

- (a) Number of civil servants who launched judicial review in the past three years against the Government in respect of its decisions on disciplinary punishment and the outcome of the judicial review cases; and
- (b) Implications of the recent court judgment on the existing civil service disciplinary policies and procedures.

Clerk

10. The Chairman directed the Clerk to liaise with CSB for arrangement of a briefing for the Panel on the above subject in due course.

*Pay and employment protection for non-civil service contract staff*

11. Mr LEE Cheuk-yan expressed concern that non-civil service contract staff (NCSC staff) in various government departments were subject to substantial pay reduction and termination of employment as and when the departments decided to do so. Mr LEE considered that CSB should monitor the employment of NCSC staff by various government departments to ensure that they were paid at reasonable levels and to enhance their employment protection. He suggested that CSB be invited to brief the Panel on the subject and to provide relevant information on the termination of employment and extent of pay reduction in respect of NCSC staff in various departments in the past two years, as well as how CSB performed its monitoring role.

Clerk

12. The Chairman directed the Clerk to liaise with CSB for arrangement of a briefing for the Panel on the subject in due course.

*Up-to-date position of temporary jobs created under the package of job creation projects announced in the 2000 Policy Address*

13. Pointing out that the contracts of a number of temporary jobs created under the package of job creation projects announced in the 2000 Policy Address would expire in early 2004, Ms LI Fung-ying was concerned whether the Administration would consider extending these contracts to ease the unemployment situation. She suggested that the Administration be invited to give a briefing on the up-to-date position of the temporary jobs and its plan for the way forward.

14. As the subject was not under CSB's purview, the Chairman directed the Clerk to refer it to the relevant Panel for follow-up actions.

*(Post-meeting note: The subject was referred to the Panel on Manpower on 17 October 2003.)*

15. There being no other business, the meeting ended at 2:45 pm.