

立法會
Legislative Council

LC Paper No. CB(1) 1005/05-06
(These minutes have been seen
by the Administration)

Ref: CB1/BC/12/04/2

**Bills Committee on
Protection of Endangered Species of Animals and Plants Bill**

**Minutes of ninth meeting
held on Tuesday, 7 February 2006, at 8:30 am
in Conference Room B of the Legislative Council Building**

- Members present** : Hon CHOY So-yuk, JP (Chairman)
Hon Martin LEE Chu-ming, SC, JP
Hon SIN Chung-kai, JP
Hon Tommy CHEUNG Yu-yan, JP
Hon Albert CHAN Wai-yip
Hon Audrey EU Yuet-mee, SC, JP
Hon Vincent FANG Kang, JP
Hon Andrew LEUNG Kwan-yuen, SBS, JP
Hon WONG Ting-kwong, BBS
- Members absent** : Hon Mrs Selina CHOW LIANG Shuk-ye, GBS, JP
Hon WONG Yung-kan, JP
- Public officers attending** : Environmental Protection Department

Mr Roy TANG
Deputy Director of Environmental Protection (3)

Mr Eric CHAN
Assistant Director (Conservation)

Miss Christina CHONG
Senior Administration Officer (Conservation Division) 2

Agriculture, Fisheries and Conservation Department

Mr C S CHEUNG
Senior Endangered Species Protection Officer

Department of Justice

Mr Sunny CHAN
Senior Government Counsel

Clerk in attendance : Miss Becky YU
Chief Council Secretary (1)1

Staff in attendance : Ms Connie FUNG
Assistant Legal Adviser 3

Mrs Mary TANG
Senior Council Secretary (1)2

I Confirmation of minutes

(LC Paper No. CB(1) 844/05-06 -- Minutes of the meeting held on
19 January 2006)

The minutes of the meeting held on 19 January 2006 were confirmed.

II Meeting with the Administration

(LC Paper No. CB(1) 846/05-06(01) -- List of follow-up actions arising
from the discussion on
19 January 2006

LC Paper No. CB(1) 846/05-06(02) -- Committee Stage amendments to
Schedule 3 of the Bill proposed by
the Administration

LC Paper No. CB(1) 856/05-06(01) -- Administration's response to LC
Paper No. CB(1) 846/05-06(01))

2. The Committee deliberated (Index of proceedings attached in **Annex A**).

3. The Administration was requested to review paragraph 17 of Part 2 of Schedule 3, regarding the retrospective issue of permits and certificates to make it more restrictive.

4. Members agreed that a report on the deliberations of the Bills Committee recommending resumption of Second Reading debate on the Bill on 1 March 2006 would be submitted for consideration by the House Committee at its meeting on 17 February 2006.

III Any other business

5. There being no other business, the meeting ended at 9:20 am.

Council Business Division 1
Legislative Council Secretariat
1 March 2006

**Proceedings of the meeting of the
Bills Committee on Protection of Endangered Species of Animals and Plants Bill**

**Meeting on Tuesday, 7 February 2006, at 8:30 am
in Conference Room B of the Legislative Council Building**

Time marker	Speaker	Subject(s)	Action required
000000 - 000319	Chairman	Confirmation of minutes of the meeting held on 19 January 2006 (LC Paper No. CB(1) 844/05-06)	
000320 - 000627	Administration Chairman ALA3	Discussion on the Administration's response to follow-up actions arising from the discussion at the meeting on 19 January 2006 (LC Paper No. CB(1) 846/05-06(02))	
000628 - 001513	Administration Chairman	Examination of revised Schedule 3 (Annex A to LC Paper No. CB(1) 846/05-06(02))	
001514 - 002213	Administration Chairman	Administration's explanation on the deletion of paragraph 10 of Part 2 on the ground that the relevant requirement was already set out in clause 19 of the Bill regarding import of Appendix III species	
002214 - 002513	Administration Chairman	Administration's explanation on the use of "a place of import" to replace "the port of final destination" in paragraph 16 of Part 2 to better reflect the actual situation	
002514 - 003359	Administration Chairman Mr SIN Chung-kai	Chairman's request to review paragraph 17 of Part 2 regarding the retrospective issue of permits and certificates to make it more restrictive	The Administration to review paragraph 17 of Part 2 of Schedule 3 regarding the retrospective issue of permits and certificates to make it more restrictive

Time marker	Speaker	Subject(s)	Action required
003400 - 003947	Administration Chairman ALA3	<p>ALA3 pointed out that the focus of the proposed paragraphs 21 and 22 of Part 2 seemed to have been shifted as a result of the proposed amendments in that the original paragraphs emphasized the non-acceptance or refusal of the permits and certificates except under specified circumstances while the proposed amendments to these paragraphs focused on the conditions to be fulfilled in order that the relevant documents could be accepted</p> <p>Administration's explanation that the proposed amendments aimed at enhancing clarity without changing the meaning</p>	
003948 - 004247	Administration Chairman	Examination of paragraphs 23 to 29 of Part 2	
004248 - 004719	Administration Chairman	Administration's explanation that the Committee Stage amendments (CSAs) set out at Annex B to LC Paper No. CB(1) 856/05-06(01) had incorporated the proposed amendments to Schedule 3 to the Bill in addition to other CSAs to the Bill which had been considered by the Bills Committee at previous meetings	
004720 - 005002	Chairman	Legislative timetable	