

立法會
Legislative Council

LC Paper No. CB(2)528/05-06
(These minutes have been
seen by the Administration)

Ref : CB2/BC/11/04

**Bills Committee on
Smoking (Public Health) (Amendment) Bill 2005**

**Minutes of the 4th meeting
held on Monday, 3 October 2005 at 2:30 pm
in the Chamber of the Legislative Council Building**

Members present :

- Hon Andrew CHENG Kar-foo (Chairman)
- Hon Albert CHAN Wai-yip (Deputy Chairman)
- Hon James TIEN Pei-chun, GBS, JP
- Hon LEE Cheuk-yan
- Hon Martin LEE Chu-ming, SC, JP
- Hon Fred LI Wah-ming, JP
- Hon LEUNG Yiu-chung
- Hon Howard YOUNG, SBS, JP
- Dr Hon YEUNG Sum
- Hon Emily LAU Wai-hing, JP
- Hon Abraham SHEK Lai-him, JP
- Hon LI Fung-ying, BBS, JP
- Hon Tommy CHEUNG Yu-yan, JP
- Hon Audrey EU Yuet-mee, SC, JP
- Hon Vincent FANG Kang, JP
- Hon LI Kwok-ying, MH
- Dr Hon Joseph LEE Kok-long
- Hon Alan LEONG Kah-kit, SC
- Hon LEUNG Kwok-hung
- Dr Hon KWOK Ka-ki
- Hon WONG Ting-kwong, BBS
- Hon Albert Jinghan CHENG
- Hon KWONG Chi-kin

Public Officers : Item I
attending

Mrs Ingrid YEUNG
Deputy Secretary for Health, Welfare and Food (Health)

Ms Julina CHAN
Principal Assistant Secretary for Health, Welfare and Food
(Health)

Dr Cindy LAI
Acting Deputy Director of Health

Mr CHEUNG Wing-leung
Senior Government Counsel, Department of Justice

Ms Amy CHAN
Government Counsel, Department of Justice

Dr Christine WONG
Senior Medical and Health Officer
Department of Health

Clerk in : Ms Doris CHAN
attendance Chief Council Secretary (2) 4

Staff in : Miss Monna LAI
attendance Assistant Legal Adviser 7

Miss Mary SO
Senior Council Secretary (2) 8

Miss Maggie CHIU
Legislative Assistant (2) 4

I. Meeting with the Administration

(LC Paper Nos. CB(2)2340/04-05(01) to (02) and CB(2)2657/04-05(01) to (03))

The Bills Committee deliberated (Index of proceedings at **Annex**).

2. The Administration was requested to provide a written response to the following questions raised by members at the meeting -

(a) what was the number of licensed hawker stalls not displaying tobacco

advertisement, and the types of non-tobacco advertisement, if any, displayed by these hawker stalls; and

- (b) whether there were any labour disputes arising from enforcing the Smoking (Public Health) Ordinance since its implementation on 1 July 1999 by managers of statutory no smoking areas; if so, the number of cases occurred.
3. The Administration was also requested to provide the following information in writing -
 - (a) details on how it intended to help licensed hawker stalls to obtain non-tobacco advertisement, in view of the revocation of the exemption of the display of tobacco advertisement at licensed hawker stalls proposed under the Bill; and
 - (b) public reaction and economic impact of the implementation of smoking ban in indoor workplaces and public places in California, State of New York, Ireland, Singapore and New Zealand.
4. At the request of the Bills Committee, the Administration agreed to provide information on the implementation of smoking ban in indoor workplaces and public places in Italy and Scotland.
5. The Chairman said that he would work out with the Clerk on a list of issues from the following documents for discussions by members in future meeting(s) -
 - (a) overseas experience on implementing smoking ban in indoor workplaces and public places provided by the Administration (LC Paper No. CB(2)2340/04-05(03));
 - (b) research report on smoke-free legislation in selected places prepared by the Research and Library of the Legislative Council Secretariat (RP10/04-05); and
 - (c) report of the overseas duty visit of the Panel on Health Services to study Thailand, Norway and Ireland's experience in implementing anti-smoking legislation (under preparation).

II. Arrangements of the meeting on 6 October 2005

6. To enable more time for deputations to give views on the Bill at the meeting on 6 October 2005, members agreed to change the maximum speaking time of each deputation from three minutes to five minutes. As a result of the aforesaid change, a number of deputations would be re-scheduled to give their views on the Bill on another date to be advised by the Secretariat after the meeting.

III. Any other business

7. Ms Emily LAU suggested and members agreed to block book a two-hour timeslot on a bi-weekly basis for meetings in the next few months.
8. There being no other business, the meeting ended at 4:25 pm.

Council Business Division 2
Legislative Council Secretariat
28 November 2005

**Proceedings of the 4th meeting of the
Bills Committee on
Smoking (Public Health) (Amendment) Bill 2005
on Monday, 3 October 2005 at 2:30 pm
in the Chamber of the Legislative Council Building**

Time marker	Speaker	Subjects	Action required
000059 - 002214	Chairman Mr Albert CHAN Mr Martin LEE Mr Tommy CHEUNG Ms LI Fung-ying Mr Fred LI Mr James TIEN Mr WONG Ting-kwong Mr Vincent FANG Mr LI Kwok-ying Dr YEUNG Sum Clerk Administration	Arrangements of the meeting on 6 October 2005	
002215 - 002507	Chairman Ms Emily LAU Administration Mr Tommy CHEUNG	Late submission of papers by the Administration	
002508 - 002748	Chairman Administration Mr Tommy CHEUNG Mr LEUNG Kwok-hung	Papers for discussion at this meeting	
002749 - 013714	Chairman Administration Mr LEE Cheuk-yan Ms LI Fung-ying Mr Tommy CHEUNG Mr Albert CHAN Mr LEUNG Kwok-hung Ms Emily LAU Dr KWOK Ka-ki Ms Audrey EU Mr Vincent FANG Mr WONG Ting-kwong Mr LI Kwok-ying Mr Martin LEE	<p>Administration's response to issues raised by members on 10 June 2005 with regard to tobacco advertising at licensed hawker stalls (LC Paper No. CB(2)2340/04-05(02))</p> <p>The Administration was requested to provide a written response to the following questions raised by members at the meeting -</p> <p>(a) what was the number of licensed hawker stalls not displaying tobacco advertisement, and the types of non-tobacco advertisement, if any, displayed by these hawker stalls; and</p> <p>(b) whether there were any labour disputes arising from enforcing the Smoking (Public Health) Ordinance since its implementation on 1 July 1999 by managers of statutory no smoking areas; if so, the number of cases occurred.</p> <p>The Administration was also requested to provide in writing details on how it intended to help licensed hawker stalls to obtain non-tobacco advertisement, in view of the revocation of the exemption of the display of tobacco advertisement at licensed hawker stalls proposed under the Bill.</p>	<p>✓ (Admin to provide a written response)</p> <p>✓ (Admin to provide a written response)</p>

Time marker	Speaker	Subjects	Action required
013715 - 015343	Chairman Administration Ms Emily LAU Mr Tommy CHEUNG Mr Vincent FANG	<p>Experience of California, State of New York, Ireland, Singapore and New Zealand in implementing smoking ban in indoor workplaces and public places (LC Paper No. CB(2) 2340/04-05(03))</p> <p>The Administration was requested to provide in writing public reaction and economic impact of the implementation of smoking ban in indoor workplaces and public places in California, State of New York, Ireland, Singapore and New Zealand.</p> <p>The Administration was also requested to provide information on the implementation of smoking ban in indoor workplaces and public places in Italy and Scotland.</p> <p>The Chairman would work out with the Clerk on a list of issues from the following documents for discussions by members in future meeting(s) -</p> <p>(a) overseas experience on implementing smoking ban in indoor workplaces and public places provided by the Administration (LC Paper No. CB(2)2340/04-05(03));</p> <p>(b) research report on smoke-free legislation in selected places prepared by the Research and Library of the Legislative Council Secretariat (RP10/04-05); and</p> <p>(c) report of the overseas duty visit of the Panel on Health Services to study Thailand, Norway and Ireland's experience in implementing anti-smoking legislation (under preparation).</p>	<p>✓ (Admin to provide a written response)</p> <p>✓ (Admin to provide the information)</p> <p>✓ (Chairman and Clerk)</p>
015344 - 015509	Chairman Ms Emily LAU	Block booking a two-hour timeslot on a bi-weekly basis for meetings in the next few months	✓ (Clerk)