

**立法會**  
**Legislative Council**

LC Paper No. CB(2)529/05-06  
(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 5<sup>th</sup> meeting  
held on Thursday, 6 October 2005 at 9:00 am  
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 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

**Member absent** : Hon Fred LI Wah-ming, JP

**Members** : Hon Jasper TSANG Yok-sing, GBS, JP

**attending** Hon Jeffrey LAM Kin-fung, SBS, JP

**Public Officers :** Groups 1 to 4  
**attending**

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

Miss AU Wing-yan, Christine  
Assistant Secretary for Health, Welfare and Food (Health)

Dr Cindy LAI  
Assistant Director of Health  
(Special Health Service)

Dr Christine WONG  
Senior Medical and Health Officer  
Department of Health

Group 1

Mr CHEUNG Wing-leung  
Senior Government Counsel  
Department of Justice

Groups 1 to 3

Dr T H LEUNG, JP  
Deputy Director of Health

Group 4

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

**Deputations** : Group 1  
**by invitation**

Philip Morris Asia Limited

Mr Ilwoo Chong  
Vice President, Corporate Affairs Asia Pacific

Ms Rebecca NG  
Corporate Affairs Manager - Hong Kong & Macau

Tobacco Association of Hong Kong

Mr Bart Alkemade  
Chairman

Mr HO Wing-hong, Philip  
Executive Secretary

The Pacific Cigar Co. Ltd. & Bluebell Hong Kong Ltd

Mr Kenith WONG  
Group of Cigar Shop Operators

Mr S K CHAN  
Group of Cigar Shop Operators

British American Tobacco (Hong Kong) Co. Ltd.

Mr David TAM  
Business Unit Manager - Hong Kong/ Macau

Mr Alex CHEUNG  
Legal Counsel - Far East North Area

Baker & McKenzie (solicitors for Japan Tobacco Inc.)

Mr Michael Thomas  
Queen's Counsel (Senior Counsel)

Ms Winnie TAM  
Counsel

Mr Seiki SATO  
Senior Vice President and Head of Corporate, Scientific and  
Regulatory Affairs Division, Japan Tobacco Inc.

Mr Kazuhito YAMASHITA  
General Manager of Corporate, Scientific and Regulatory  
Affairs Division, Japan Tobacco Inc.

Group 2

Sha Tin District Council

Mr LEE Lap-hong, Almustafa  
District Council Member

Yuen Long District Council

Mr WONG Shing-tong  
District Council Member

The Hong Kong Medical Association

Dr SHIH Tai-cho  
Vice President

Dr LEUNG Chi-chiu  
Council Member

Hong Kong Council on Smoking and Health

Dr Homer TSO, BBS, JP  
Chairman

Professor T H LAM  
Vice Chairman

Committee on Youth Smoking Prevention

Mr TIK Chi-yuen  
Chairman

Mr Thomas TSE  
Vice-chairman

Government Doctors' Association

Dr CHAN Sai-kwing

Asian Consultancy on Tobacco Control

Dr Judith Mackay  
Director

Clear the Air

Ms Annelise Connell  
Vice Chairman

Mr George WOO  
Chairman of the Indoor Air Pollution Committee

Action on Smoking or Health

Ms Jennie WONG  
Vice Chairperson

Ms YAU Mei-chong  
Programme Officer

Ming Wide Lighter Group Company Ltd

Ms Peggy CHAN  
Assistant Manager

Mr Edwin LAU  
Chief Executive Officer

King's Hotel

Mr WONG Chee-fung  
Director

Ms LI Lai-ping  
Staff

Mr YIP Ming

Group 3

Hong Kong Chamber of Mahjong School Owners Limited

Mr LAM Fook-chung  
Chairman

Mr Alex KO  
Assistant Secretary

KC City (聯誼會)

Miss LEONG Yun-tai  
Manager

Miss NG Pak-wai  
Staff

誠興麻雀

Mr CHU Che-keung  
Operator

Mr WAN Hung-kwan  
Guest

興旺麻雀

Miss CHAN Man-see  
Operator

瑞興麻雀

Mr CHENG Wan  
Operator

永旺麻雀

Miss Dephine NG  
Operator

勝利麻雀

Mr CHUNG Chi-Kwok  
Operator

Hong Kong Mahjong House

Mr CHEUNG Ka-Ning  
License & Shareholder of Mahjong House

Group 4

Entertainment Business Rights Concern Group

Miss CHAN Yun-lin

Cyber Zone

Ms LAU Pik-fong  
Manager

Cyber 8 Disco

Mr Paul LAM

The Federation of Hong Kong and Kowloon Ballroom and  
Night Club Merchants

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Mr CHAN Fei-kuck  
Chairman

Lucky Star Karaoke Night Club

Miss LAM Ching-man  
Business Manager

New Club Paris

Mr MA Kwok-ying  
Director

Mr SHEK Kin-chung, Kenny  
General Manager

T6

Mr Eric NG

Mon T Group

Mr Vincent NG  
Managing Director

King's Club 卡拉OK

Miss CHOI Lai-ting  
Manager

Miss NG Kam-wah  
Staff

Neway Karaoke Box

Mr WAN Kwok-leung  
Human Resources Director

Hong Kong Bars and Karaoke Rights Advocacy

Mr WONG Wai-Kuen  
Spokesman

Ms Anita TO  
Organizer

SK

Ms Joe CHAN  
Supervisor

S

Mr TSOI Ka-ming  
Supervisor

2020 By SK

Ms Ocean CHING  
Shop Manager

HUE

Mr Daniel LAW  
Shop Manager

Piano Bar

Mr Michael LAI  
Director



O-Two

Mr TSANG Chun-wah  
Manager

LG Plus

Miss CHAK Wing-yan  
Employee

LG Rally

Mr CHEUNG Wo-on  
Employee

Birdles

Miss CHENG Wai-yan  
Waitress

Gossip Group

Mr CHEUNG Wai-chi  
General Manager

Jelly

Mr FAN Yiu-cheung, Paul  
General Manager

BLUSH

Mr LEUNG Pak-ho  
Bar Manager

Zenta

Miss Rebecca LEE  
Bar Manager

Census Lounge

Mr HUI Yiu-bun  
Director

Cenna Bar & Lounge

Mr TAM Chun-kit, Jeffrey  
Director

Zizz Bar

Mr LAM Choi-kit  
Bar Manager

California Red

Mr Dicky NG  
Manager

Catering Entertainment Premises Smoking Ban Regulations  
Concern Group

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Mr Anthony LOCK  
Chairman

Ms Jessica LI  
Secretary

Hong Kong Entertainment Business Association

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Mr TAM Chung-kwong  
Vice-chairman

Flying Dragon Games Limited

Miss CHENG Sau-ching  
Investor

KC City (Table Tennis)

Mr TSANG Man-chung  
Manager

Mr WONG Man-wa  
Staff

Hillwood Soho

Mr Ben CHAN  
Assistant Group Manager

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

**Staff in attendance** : Miss Monna LAI  
Assistant Legal Adviser 7

Miss Mary SO  
Senior Council Secretary (2) 8

Ms Maisie LAM  
Council Secretary (2) 2

Miss Maggie CHIU  
Legislative Assistant (2) 4

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**I. Meeting with deputations and the Administration**

(LC Paper Nos. CB(2)2660/04-05(01) to (41), CB(2)2677/04-05(01) to (03) and CB(2)2688/04-05(01) to (02))

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

2. The Administration was requested to provide the following information in writing -

- (a) whether the Bill, if implemented, would be in breach of certain articles of the Basic Law as pointed out by Baker & McKenzie and the Tobacco Association of Hong Kong in their submissions;
- (b) whether, and if so, which overseas jurisdictions implemented total smoking ban on betting premises; and
- (c) whether, and if so, which overseas jurisdictions provided power to employers and/or employees of statutory no smoking areas to use force to make offenders to stop smoking.

3. At the request of Dr KWOK Ka-ki and Mr Tommy CHEUNG, Dr Judith Mackay of Asian Consultancy on Tobacco undertook to provide information on overseas practice on levying tobacco tax to fund health promotion and supplementary information on profit and value following smoking ban in restaurants and bar in the United States. Mr CHEUNG further requested Clear the Air to provide the methodology and findings of their four surveys in hotels, bathhouses, mahjong parlour and karaoke establishments.

4. In response to Mr Martin LEE, Dr Homer TSO of Hong Kong Council on Smoking and Health undertook to provide an article published in the South China Morning Post several years ago on legislation against tobacco.

## **II. Any other business**

### Visits to mahjong premises, entertainment establishments and cigar shops

5. Members agreed to visit mahjong premises on a date to be fixed by the Secretariat after consulting members and the trade. At the invitation of the Chairman, Mr Tommy CHEUNG agreed to liaise with entertainment establishments and cigar shops to line up visits to these premises by the Bills Committee.

### Arrangements of the meetings on 24 and 31 October 2005

6. Members agreed to advance the start time, i.e. from 1:30 pm to 1:00 pm, and to extend the meeting time with ventilation experts to two hours on 24 October 2005. As a result of the aforesaid changes, members agreed to re-schedule the meeting with licensed hawkers from 24 to 31 October 2005.

7. There being no other business, the meeting ended at 5:17 pm.

Council Business Division 2  
Legislative Council Secretariat  
28 November 2005

**Proceedings of the 5<sup>th</sup> meeting of the  
Bills Committee on  
Smoking (Public Health) (Amendment) Bill 2005  
on Thursday, 6 October 2005 at 9:00 am  
in the Chamber of the Legislative Council Building**

| <b>Time marker</b> | <b>Speaker</b>                                                                  | <b>Subjects</b>                                                                                                                                              | <b>Action required</b> |
|--------------------|---------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------|
| 000000 – 000354    | Chairman                                                                        | Opening remarks                                                                                                                                              |                        |
| 000355 – 000917    | Philip Morris Asia Ltd.                                                         | Presentation of views (LC Paper No. CB(2)2660/04-05(01))                                                                                                     |                        |
| 000918 – 001420    | Tobacco Association of Hong Kong                                                | Presentation of views (LC Paper No. CB(2)2677/04-05(01))                                                                                                     |                        |
| 001421 – 001943    | The Pacific Cigar Co. Ltd. & Bluebell Hong Kong Ltd.                            | Presentation of views (LC Paper No. CB(2)2660/04-05(02))                                                                                                     |                        |
| 001944 – 002639    | Baker & McKenzie (solicitors for Japan Tobacco Inc.)                            | Presentation of views (LC Paper Nos. CB(2)2660/04-05(04) and CB(2)2677/04-05(02))                                                                            |                        |
| 002640 – 003147    | British American Tobacco (Hong Kong) Co. Ltd.                                   | Presentation of views (LC Paper No. CB(2)2660/04-05(03))                                                                                                     |                        |
| 003148 – 003210    | Chairman                                                                        | Inviting questions from members                                                                                                                              |                        |
| 003211 – 003355    | Mr KWONG Chi-kin                                                                | Health hazards of secondhand smoking<br><br>Deterrent effect of graphic health warnings on the surface areas of the package/container of any tobacco product |                        |
| 003356 – 003509    | Mr Howard YOUNG                                                                 | Effects of descriptors on package of tobacco product                                                                                                         |                        |
| 003510 – 003656    | Tobacco Association of Hong Kong                                                | Health hazards of secondhand smoking                                                                                                                         |                        |
| 003657 – 003816    | British American Tobacco (Hong Kong) Co. Ltd.                                   | Deterrent effect of graphic health warnings on the surface areas of the package/container of any tobacco product                                             |                        |
| 003817 – 004100    | Baker & McKenzie (solicitors for Japan Tobacco Inc.)<br>Philip Morris Asia Ltd. | Effects of descriptors on package of tobacco product                                                                                                         |                        |
| 004101 – 004203    | Chairman<br>Mr Howard YOUNG<br>Tobacco Association of Hong Kong                 | Health hazards of secondhand smoking                                                                                                                         |                        |
| 004204 – 004251    | Mr Martin LEE                                                                   | Deterrent effect of graphic health warnings on the surface areas of the package/container of any tobacco product                                             |                        |
| 004252 – 004633    | Mr Tommy CHEUNG<br>Tobacco Association of                                       | Ventilation of enclosed smoking area                                                                                                                         |                        |

| Time marker     | Speaker                                                                                          | Subjects                                                                                                                                                                                                                                                                                      | Action required                            |
|-----------------|--------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------|
|                 | Hong Kong                                                                                        |                                                                                                                                                                                                                                                                                               |                                            |
| 004634 – 004803 | British American Tobacco (Hong Kong) Co. Ltd.                                                    | Deterrent effect of graphic health warnings on the surface areas of the package/container of any tobacco product                                                                                                                                                                              |                                            |
| 004804 – 004849 | Mr Vincent FANG                                                                                  | Deterrent effect of graphic health warnings on the surface areas of the package/container of any tobacco product                                                                                                                                                                              |                                            |
| 004850 – 005102 | Dr Joseph LEE<br>Mr LI Kwok-ying                                                                 | Health hazards of secondhand smoking<br><br>Effects of descriptors on package of tobacco product                                                                                                                                                                                              |                                            |
| 005103 – 005215 | British American Tobacco (Hong Kong) Co. Ltd.                                                    | Deterrent effect of graphic health warnings on the surface areas of the package/container of any tobacco product                                                                                                                                                                              |                                            |
| 005216 – 005559 | Baker & McKenzie (solicitors for Japan Tobacco Inc.)<br>Philip Morris Asia Ltd.<br>Mr Martin LEE | Effects of descriptors on package of tobacco product                                                                                                                                                                                                                                          |                                            |
| 005600 – 005654 | Tobacco Association of Hong Kong                                                                 | Deterrent effect of graphic health warnings on the surface areas of the package/container of any tobacco product                                                                                                                                                                              |                                            |
| 005655 – 005925 | Chairman<br>Administration                                                                       | Health hazards of secondhand smoking<br><br>The Administration was requested to provide in writing whether the Bill, if implemented, would be in breach of certain articles of the Basic Law as pointed out by Baker & McKenzie and the Tobacco Association of Hong Kong in their submissions | ✓<br>(Admin to provide a written response) |
| 005926 – 010553 | Break                                                                                            |                                                                                                                                                                                                                                                                                               |                                            |
| 010554 – 010709 | Chairman                                                                                         | Opening remarks                                                                                                                                                                                                                                                                               |                                            |
| 010710 – 010930 | Mr Almustafa LEE<br>Sha Tin District Council member                                              | Presentation of views (LC Paper No. CB(2)2660/04-05(05))                                                                                                                                                                                                                                      |                                            |
| 010931 – 011121 | Mr WONG Shing-tong<br>Yuen Long District Council member                                          | Presentation of views                                                                                                                                                                                                                                                                         |                                            |
| 011122 – 011526 | The Hong Kong Medical Association                                                                | Presentation of views (LC Paper No. CB(2)2660/04-05(06))                                                                                                                                                                                                                                      |                                            |
| 011527 – 011721 | Government Doctors' Association                                                                  | Presentation of views (LC Paper No. CB(2)2660/04-05(09))                                                                                                                                                                                                                                      |                                            |
| 011722 – 012232 | Hong Kong Council on Smoking and Health                                                          | Presentation of views (LC Paper No. CB(2)2660/04-05(07))                                                                                                                                                                                                                                      |                                            |
| 012233 – 012729 | Committee on Youth Smoking Prevention                                                            | Presentation of views (LC Paper No. CB(2)2660/04-05(08))                                                                                                                                                                                                                                      |                                            |
| 012730 – 013301 | Asian Consultancy on Tobacco Control                                                             | Presentation of views (LC Paper No. CB(2)2660/04-05(10))                                                                                                                                                                                                                                      |                                            |

| Time marker     | Speaker                                                            | Subjects                                                                                                                                                                                                                                | Action required                                                                 |
|-----------------|--------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------|
| 013302 – 013917 | Clear the Air                                                      | Presentation of views (LC Paper No. CB(2)2660/04-05(11))                                                                                                                                                                                |                                                                                 |
| 013918 – 014344 | Action on Smoking or Health                                        | Presentation of views (LC Paper No. CB(2)2660/04-05(12))                                                                                                                                                                                |                                                                                 |
| 014345 – 014722 | Ming Wide Lighter Group Company Ltd.                               | Presentation of views (LC Paper No. CB(2)2660/04-05(13))                                                                                                                                                                                |                                                                                 |
| 014723 – 015359 | King's Hotel                                                       | Presentation of views (LC Paper No. CB(2)2660/04-05(14))                                                                                                                                                                                |                                                                                 |
| 015400 – 020042 | Mr YIP Ming                                                        | Presentation of views (LC Paper No. CB(2)2660/04-05(15))                                                                                                                                                                                |                                                                                 |
| 020043 – 020056 | Chairman                                                           | Inviting questions from members                                                                                                                                                                                                         |                                                                                 |
| 020057 – 020202 | Ms Emily LAU                                                       | Survey conducted by Action on Smoking or Health on the proposed smoking ban in “茶餐廳”                                                                                                                                                    |                                                                                 |
| 020203 – 020306 | Mr Martin LEE                                                      | World trend on tobacco control                                                                                                                                                                                                          |                                                                                 |
| 020307 – 020351 | Action on Smoking or Health                                        | Survey conducted by Action on Smoking or Health on the proposed smoking ban in tea restaurants “茶餐廳”                                                                                                                                    |                                                                                 |
| 020352 – 020608 | Asian Consultancy on Tobacco Control                               | World trend on tobacco control                                                                                                                                                                                                          |                                                                                 |
| 020609 – 020625 | Hong Kong Council on Smoking and Health                            | Hong Kong Council on Smoking and Health agreed to provide an article published in the South China Morning Post in response to Mr Martin LEE's request                                                                                   | ✓<br>(Hong Kong Council on Smoking and Health to provide the newspaper article) |
| 020626 – 020658 | Mr YIP Ming                                                        | Effectiveness of not selling tobacco to youngsters in school uniform                                                                                                                                                                    |                                                                                 |
| 020659 – 020829 | Mr Howard YOUNG                                                    | Measures to curb youth smoking<br><br>Survey conducted by Action on Smoking or Health on the proposed smoking ban in “茶餐廳”<br><br>Making more public places statutory no smoking areas                                                  |                                                                                 |
| 020830 – 021110 | Dr KWOK Ka-ki                                                      | Levying higher tobacco tax for use in raising public awareness about the costs and risks of smoking and secondhand smoking<br><br>Employers' responsibility to protect employees against health risks of smoking and secondhand smoking |                                                                                 |
| 021111 – 021337 | Mr Almustafa LEE<br>Sha Tin District Council member<br>Mr YIP Ming | Measures to curb youth smoking                                                                                                                                                                                                          |                                                                                 |

| Time marker     | Speaker                                                 | Subjects                                                                                                                                                                                                                                                  | Action required                                                |
|-----------------|---------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------|
| 021338 – 021522 | Committee on Youth Smoking Prevention                   | Measures to curb youth smoking<br><br>Levying higher tobacco tax for use in raising public awareness about the costs and risks of smoking and secondhand smoking                                                                                          |                                                                |
| 021523 – 021641 | Action on Smoking or Health                             | Survey conducted by Action on Smoking or Health on the proposed smoking ban in tea restaurants “茶餐廳”                                                                                                                                                      |                                                                |
| 021642 – 022005 | The Hong Kong Medical Association                       | Making more public places statutory no smoking areas                                                                                                                                                                                                      |                                                                |
| 022006 – 022227 | Hong Kong Council on Smoking and Health                 | Health hazards of smoking and secondhand smoking                                                                                                                                                                                                          |                                                                |
| 022228 – 022451 | Mr Tommy CHEUNG                                         | Survey conducted by Action on Smoking or Health on the proposed smoking ban in tea restaurants “茶餐廳” and four surveys conducted by Clear the Air in hotels, bathhouses, mahjong parlour and karaoke establishments on the proposed smoking ban            |                                                                |
| 022452 – 022522 | Mr Vincent FANG                                         | Making sale of tobacco illegal                                                                                                                                                                                                                            |                                                                |
| 022523 – 022602 | Chairman<br>Mr Tommy CHEUNG                             | Clear the Air was requested to provide the methodology and findings of their four surveys in hotels, bathhouses, mahjong parlour and karaoke establishments                                                                                               | ✓<br>(Clear the Air to provide the information)                |
| 022603 – 022808 | Mr YIP Ming                                             | Effectiveness of not selling tobacco to youngsters in school uniform                                                                                                                                                                                      |                                                                |
| 022809 – 022909 | Mr Tommy CHEUNG<br>Asian Consultancy on Tobacco Control | Information provided by Asian Consultancy on Tobacco on the rise in the sale of restaurants and bars in the State of California from 1992 to 2004 following the implementation of total smoking ban in restaurants and bars in 1996 and 1998 respectively |                                                                |
| 022910 – 022943 | Committee on Youth Smoking Prevention                   | Effectiveness of not selling tobacco to youngsters in school uniform                                                                                                                                                                                      |                                                                |
| 022944 – 023035 | Ms Emily LAU                                            | Survey conducted by Action on Smoking or Health on the proposed smoking ban in tea restaurants “茶餐廳”                                                                                                                                                      |                                                                |
| 023036 – 023207 | Dr KWOK Ka-ki<br>Mr Tommy CHEUNG                        | Asian Consultancy on Tobacco was requested to provide supplementary information on profit and value following smoking ban in restaurants and bar in the United States and overseas practice on levying tobacco tax to fund health promotion               | ✓<br>(Asian Consultancy on Tobacco to provide the information) |
| 023208 – 023251 | Action on Smoking or Health                             | Survey conducted by Action on Smoking or Health on the proposed smoking ban in tea restaurants “茶餐廳”                                                                                                                                                      |                                                                |
| 023252 – 023551 | Asian Consultancy on Tobacco Control                    | Use of tobacco levy to control smoking                                                                                                                                                                                                                    |                                                                |
| 023552 – 024340 | Break                                                   |                                                                                                                                                                                                                                                           |                                                                |
| 024341 – 024411 | Chairman                                                | Opening remarks                                                                                                                                                                                                                                           |                                                                |



| <b>Time marker</b> | <b>Speaker</b>                                                                                                                    | <b>Subjects</b>                                                                                                                                                                            | <b>Action required</b> |
|--------------------|-----------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------|
| 024412 – 024958    | Hong Kong Chamber of Mahjong School Owners Limited                                                                                | Presentation of views (LC Paper No. CB(2)2660/04-05(16))                                                                                                                                   |                        |
| 024959 – 025439    | KC City (聯誼會)                                                                                                                     | Presentation of views (LC Paper No. CB(2)2660/04-05(18))                                                                                                                                   |                        |
| 025440 – 025529    | 誠興麻雀                                                                                                                              | Presentation of views                                                                                                                                                                      |                        |
| 025530 – 025701    | 興旺麻雀                                                                                                                              | Presentation of views                                                                                                                                                                      |                        |
| 025702 – 030144    | 瑞興麻雀                                                                                                                              | Presentation of views                                                                                                                                                                      |                        |
| 030145 – 030228    | 永旺麻雀                                                                                                                              | Presentation of views                                                                                                                                                                      |                        |
| 030229 – 030447    | 勝利麻雀                                                                                                                              | Presentation of views                                                                                                                                                                      |                        |
| 030448 – 030732    | Hong Kong Mahjong House                                                                                                           | Presentation of views                                                                                                                                                                      |                        |
| 030733 – 030930    | Ms Emily LAU<br>Mr Tommy CHEUNG<br>Hong Kong Chamber of Mahjong School Owners Limited<br>Hong Kong Mahjong House<br>KC City (聯誼會) | Operation of mahjong parlours<br><br>Impact of smoking ban on mahjong parlours                                                                                                             |                        |
| 031931 – 031949    | Mr Vincent FANG                                                                                                                   | Ventilation of mahjong parlours                                                                                                                                                            |                        |
| 031950 – 032152    | Ms Audrey EU                                                                                                                      | Survival and licensing of mahjong premises after the implementation of smoking ban in these premises                                                                                       |                        |
| 032153 – 032424    | Hong Kong Mahjong House                                                                                                           | Ventilation of mahjong parlours                                                                                                                                                            |                        |
| 032425 – 032816    | Administration                                                                                                                    | Survival and licensing of mahjong premises after the implementation of smoking ban in these premises                                                                                       |                        |
| 032817 – 033139    | Mr LEUNG Kwok-hung                                                                                                                | Instead of urging the Administration to exempt mahjong premises from going smokefree, the trade should come up with viable option(s) which could protect employees from secondhand smoking |                        |
| 033140 – 033252    | Mr WONG Ting-kwong                                                                                                                | Proposed visit to mahjong parlours<br><br>Possible ways on protecting employees from secondhand smoking                                                                                    |                        |
| 033253 – 033400    | Chairman                                                                                                                          | Implementation of smoking ban in bingo halls in Oslo, Norway                                                                                                                               |                        |
| 033401 – 033541    | 誠興麻雀<br>Hong Kong Chamber of Mahjong School Owners Limited                                                                        | Installation of smoking room(s) in mahjong parlours not a feasible option                                                                                                                  |                        |
| 033542 – 033606    | Chairman<br>Administration                                                                                                        | Implementation of tobacco control legislation in Hong Kong in accordance with the World Health Organization Framework Convention on Tobacco Control                                        |                        |

| Time marker     | Speaker                                                                                                                                    | Subjects                                                                                                                                                                                                                                                                                                                                                 | Action required                                            |
|-----------------|--------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------|
| 033728 – 034001 | Mr Albert CHAN                                                                                                                             | <p>Setting up of a public fund to compensate people who became sick from working in places which allowed smoking</p> <p>Providing employees working in smoking areas and/or exposed to secondhand smoking with a medical expenses allowance “排污性津貼”</p>                                                                                                  |                                                            |
| 034002 – 034223 | Mr Tommy CHEUNG                                                                                                                            | <p>Implementation of smoking ban in restaurants, bars and other hospitality premises in Oslo, Norway</p> <p>The Administration was requested to provide information on which overseas jurisdictions, which implemented total smoking ban in restaurants, bars and other hospitality premises, also implemented total smoking ban in betting premises</p> |                                                            |
| 034224 – 034451 | Hong Kong Mahjong House                                                                                                                    | <p>Providing employees working in smoking areas and/or exposed to secondhand smoking with a “排污性津貼” subsidy not desirable. A better approach might be to provide these employees with medical insurance</p>                                                                                                                                              |                                                            |
| 034452 – 034736 | Administration                                                                                                                             | <p>The Administration undertook to provide information on which overseas jurisdictions, which implemented total smoking ban in restaurants, bars and other hospitality premises, also implemented total smoking ban in betting premises</p>                                                                                                              | <p>✓<br/>(Admin to provide the information in writing)</p> |
| 034737 – 035122 | Ms LI Fung-ying<br>Administration                                                                                                          | <p>Helping people made redundant by the proposed smoking ban to find jobs</p>                                                                                                                                                                                                                                                                            |                                                            |
| 035123 – 035724 | Chairman<br>Mr WONG Ting-kwong<br>Mr Tommy CHEUNG<br>Ms Emily LAU<br>Hong Kong Chamber of Mahjong School Owners Limited<br>Mr Vincent FANG | <p>Visit to mahjong parlours and cigar shops</p>                                                                                                                                                                                                                                                                                                         |                                                            |
| 035725 – 051617 | Break                                                                                                                                      |                                                                                                                                                                                                                                                                                                                                                          |                                                            |
| 051618 – 051742 | Chairman                                                                                                                                   | <p>Opening remarks</p>                                                                                                                                                                                                                                                                                                                                   |                                                            |
| 051743 – 051824 | Cyber Zone                                                                                                                                 | <p>Presentation of views (LC Paper No. CB(2)2660/04-05(19))</p>                                                                                                                                                                                                                                                                                          |                                                            |
| 051825 – 052117 | Entertainment Business Rights Concern Group                                                                                                | <p>Presentation of views (LC Paper No. CB(2)2660/04-05(26))</p>                                                                                                                                                                                                                                                                                          |                                                            |
| 052118 – 052629 | The Federation of Hong Kong and Kowloon Ballroom and Night Club Merchants                                                                  | <p>Presentation of views (LC Paper No. CB(2)2660/04-05(20))</p>                                                                                                                                                                                                                                                                                          |                                                            |
| 052630 – 052933 | Lucky Star Karaoke Night Club                                                                                                              | <p>Presentation of views</p>                                                                                                                                                                                                                                                                                                                             |                                                            |

| <b>Time marker</b> | <b>Speaker</b>                                                        | <b>Subjects</b>                                                                   | <b>Action required</b> |
|--------------------|-----------------------------------------------------------------------|-----------------------------------------------------------------------------------|------------------------|
| 052934 – 053116    | New Club Paris                                                        | Presentation of views                                                             |                        |
| 053117 – 053218    | Cyber 8 Disco                                                         | Presentation of views                                                             |                        |
| 053219 – 053357    | T6                                                                    | Presentation of views                                                             |                        |
| 053358 – 053754    | Mon T Group                                                           | Presentation of views (LC Paper No. CB(2)2660/04-05(21))                          |                        |
| 053755 – 054337    | King's Club 卡拉OK                                                      | Presentation of views (LC Paper No. CB(2)2660/04-05(22))                          |                        |
| 054338 – 054410    | Neway Karaoke Box                                                     | Presentation of views                                                             |                        |
| 054411 – 055911    | Hong Kong Bar and Karaoke Rights Advocacy SK                          | Presentation of views (LC Paper No. CB(2)2660/04-05(23))                          |                        |
| 055912 – 050031    | S                                                                     | Presentation of views                                                             |                        |
| 060032 – 060246    | 2020 By SK                                                            | Presentation of views                                                             |                        |
| 060247 – 060356    | HUE                                                                   | Presentation of views                                                             |                        |
| 060357 – 060632    | Piano Bar                                                             | Presentation of views                                                             |                        |
| 060633 – 060729    | O-Two                                                                 | Presentation of views                                                             |                        |
| 060730 – 060834    | LG Plus                                                               | Presentation of views                                                             |                        |
| 060835 – 061006    | LG Rally                                                              | Presentation of views                                                             |                        |
| 061007 – 061425    | Birdles                                                               | Presentation of views                                                             |                        |
| 061426 – 061713    | Gossip Group                                                          | Presentation of views                                                             |                        |
| 061714 – 061806    | Jelly                                                                 | Presentation of views                                                             |                        |
| 061807 – 061955    | BLUSH                                                                 | Presentation of views                                                             |                        |
| 061956 – 062125    | Zenta                                                                 | Presentation of views                                                             |                        |
| 062126 – 062247    | Census Lounge                                                         | Presentation of views                                                             |                        |
| 062248 – 062727    | Cenna Bar & Lounge                                                    | Presentation of views                                                             |                        |
| 062728 – 062808    | Zizz Bar                                                              | Presentation of views                                                             |                        |
| 062809 – 063252    | California Red                                                        | Presentation of views (LC Paper No. CB(2)2660/04-05(24))                          |                        |
| 063253 – 063936    | Catering Entertainment Premises Smoking Ban Regulations Concern Group | Presentation of views (LC Paper Nos. CB(2)2660/04-05(25) and CB(2)2688/04-05(02)) |                        |
| 063937 – 064113    | Flying Dragon Games Limited                                           | Presentation of views                                                             |                        |

| Time marker     | Speaker                                                                                    | Subjects                                                                                                                                                                                                                                                                                                                         | Action required |
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| 064114 – 064220 | Hong Kong Entertainment Business Association                                               | Presentation of views                                                                                                                                                                                                                                                                                                            |                 |
| 064221 – 064723 | KC City (Table Tennis)                                                                     | Presentation of views (LC Paper No. CB(2)2660/04-05(27))                                                                                                                                                                                                                                                                         |                 |
| 064724 – 065218 | Hillwood Soho                                                                              | Presentation of views (LC Paper No. CB(2)2660/04-05(28))                                                                                                                                                                                                                                                                         |                 |
| 065219 – 070346 | Chairman<br>Hong Kong Bar and Karaoke Rights Advocacy<br>Mr Tommy CHEUNG<br>Administration | Inviting ventilation experts to give views on the meeting scheduled for 24 October 2005                                                                                                                                                                                                                                          |                 |
| 070347 – 070609 | Mr Vincent FANG                                                                            | Enforcement of total smoking ban in restaurants and bars<br><br>Allowing bars to have smoking area by issuing general restaurant licence to premises serving food and drink and light refreshment licence to premises serving drink only                                                                                         |                 |
| 070610 – 071019 | Mr Tommy CHEUNG                                                                            | Provision of ashbins in public places by the Administration                                                                                                                                                                                                                                                                      |                 |
| 071020 – 071318 | Administration                                                                             | Enforcement of total smoking ban in restaurants and bars<br><br>Personal responsibility for handling tobacco stubs                                                                                                                                                                                                               |                 |
| 071319 – 071417 | Dr Joseph LEE                                                                              | Percentage of smokers among workers in catering and entertainment premises                                                                                                                                                                                                                                                       |                 |
| 071418 – 071616 | Ms Audrey EU                                                                               | Enforcement of total smoking ban in restaurants and bars<br><br>Allowing bars to have smoking area by issuing general restaurant licence to premises serving food and drink and light refreshment licence to premises serving drink only                                                                                         |                 |
| 071617 – 071659 | Hong Kong Bar and Karaoke Rights Advocacy                                                  | Percentage of smokers among workers in catering and entertainment premises                                                                                                                                                                                                                                                       |                 |
| 071700 – 071737 | The Federation of Hong Kong and Kowloon Ballroom and Night Club Merchants                  | Not practical to designate an enclosed smoking area in nightclubs                                                                                                                                                                                                                                                                |                 |
| 071738 – 072022 | Hong Kong Bar and Karaoke Rights Advocacy<br>Cenna Bar & Lounge                            | Separation of licences for restaurants and bars                                                                                                                                                                                                                                                                                  |                 |
| 072023 – 072216 | Administration<br>Ms Audrey EU                                                             | Liability of managers of statutory no smoking areas                                                                                                                                                                                                                                                                              |                 |
| 072217 – 072456 | Mr WONG Ting-kwong                                                                         | Whether an employee refusing to enforce the Bill could constitute a reason for dismissal<br><br>Whether the incident of an employee inflicted bodily harm while carrying out his/her duties to enforce the Bill or as a consequence of carrying out such duties would be considered ‘injuries at work’ under the existing labour |                 |

| Time marker     | Speaker                                                                                                                                                                                                                                                                                         | Subjects                                                                                                                                                                                                                                                                                                                                     | Action required                            |
|-----------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------|
|                 |                                                                                                                                                                                                                                                                                                 | legislation                                                                                                                                                                                                                                                                                                                                  |                                            |
| 072457 – 072627 | Ms LI Fung-ying                                                                                                                                                                                                                                                                                 | Enforcement of total smoking ban in restaurants and bars                                                                                                                                                                                                                                                                                     |                                            |
| 072628 – 072032 | Administration<br>Mr WONG Ting-kwong                                                                                                                                                                                                                                                            | Whether an employee refusing to enforce the Bill could constitute a reason for dismissal<br><br>Whether the incident of an employee inflicted bodily harm while carrying out his/her duties to enforce the Bill or as a consequence of carrying out such duties would be considered “injuries at work” under the existing labour legislation |                                            |
| 073033 – 073804 | Ms LI Fung-ying<br>Administration<br>Cenna Bar & Lounge<br>Catering entertainment<br>Premises Smoking Ban<br>Regulations Concern Group<br>Hong Kong Bar and<br>Karaoke Rights Advocacy’<br>SK<br>Mr Tommy CHEUNG<br>Chairman                                                                    | Enforcement of total smoking ban in restaurants and bars                                                                                                                                                                                                                                                                                     |                                            |
| 073805 – 074114 | Mr Tommy CHEUNG                                                                                                                                                                                                                                                                                 | The Administration was requested to provide information on which overseas jurisdictions empowered managers of statutory no smoking areas to use force to stop offenders from smoking                                                                                                                                                         | ✓<br>(Admin to provide a written response) |
| 074115 – 074151 | Dr Joseph LEE<br>Hong Kong Bar and<br>Karaoke Rights Advocacy                                                                                                                                                                                                                                   | Report published by Hong Kong Bar and Karaoke Rights Advocacy                                                                                                                                                                                                                                                                                |                                            |
| 074152 – 074354 | Administration                                                                                                                                                                                                                                                                                  | Enforcement of total smoking ban in restaurants and bars                                                                                                                                                                                                                                                                                     |                                            |
| 074355 – 075257 | Mr Tommy CHEUNG<br>Hong Kong Entertainment<br>Business Association<br>SK<br>Entertainment Business<br>Rights Concern Group<br>The Federation of Hong<br>Kong and Kowloon<br>Ballroom and Night Club<br>Merchants<br>Catering Entertainment<br>Premises Smoking Ban<br>Regulations Concern Group | Feasibility of issuing smoking and non-smoking licences for bars and other entertainment establishments                                                                                                                                                                                                                                      |                                            |
| 075258 – 075452 | The Federation of Hong<br>Kong and Kowloon<br>Ballroom and Night Club<br>Merchants<br>Chairman<br>Ms Emily LAU                                                                                                                                                                                  | Visit to nightclubs                                                                                                                                                                                                                                                                                                                          |                                            |
| 075453 – 075608 | Mon T Group                                                                                                                                                                                                                                                                                     | Making patrons of bars to smoke outside not desirable                                                                                                                                                                                                                                                                                        |                                            |

| <b>Time marker</b> | <b>Speaker</b>                                                                                                                      | <b>Subjects</b>                                                                                                                                               | <b>Action required</b> |
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| 075609 – 075742    | Ms Emily LAU<br>Lucky Star Karaoke Night Club<br>Chairman                                                                           | Visit to nightclubs, mahjong parlours and other affected premises                                                                                             |                        |
| 075743 – 080449    | Administration<br>Hong Kong Bar and Karaoke Rights Advocacy<br>SK<br>Entertainment Business Rights Concern Group<br>Mr Tommy CHEUNG | Secretary for Health, Welfare and Food's meeting with affected parties                                                                                        |                        |
| 080450 – 080850    | Mr Martin LEE<br>Chairman<br>Hong Kong Entertainment Business Association                                                           | Implementation of a demerit system resulting in revocation of licence for premises failing to enforce total smoking ban in catering and entertaining premises |                        |
| 080851 – 081038    | Hong Kong Bar and Karaoke Rights Advocacy<br>Mr Martin LEE<br>Hong Kong Entertainment Business Association                          | Concerned about bars and karaoke establishments going out of business as a result of implementing the total smoking ban                                       |                        |
| 081039 – 081204    | Hillwood Soho                                                                                                                       | Difficulty in enforcement of total smoking ban in restaurants and bars by both employers and employees alike                                                  |                        |
| 081205 – 081255    | Chairman                                                                                                                            | Closing remarks                                                                                                                                               |                        |