

立法會
Legislative Council

Ref : CB2/BC/13/04

LC Paper No. CB(2)570/05-06
(These minutes have been seen
by the Administration)

Bills Committee on Waste Disposal (Amendment) Bill 2005

**Minutes of the sixth meeting
held on Tuesday, 8 November 2005 at 4:30 pm
in Conference Room A of the Legislative Council Building**

- Members present** : Hon Audrey EU Yuet-mee, SC, JP (Chairman)
Ir Dr Hon Raymond HO Chung-tai, S.B.St.J., JP
Dr Hon LUI Ming-wah, SBS, JP
Hon Emily LAU Wai-hing, JP
Hon LI Fung-ying, BBS, JP
Hon WONG Kwok-hing, MH
Hon LEE Wing-tat
Hon Andrew LEUNG Kwan-yuen, SBS, JP
Dr Hon KWOK Ka-ki
- Members absent** : Hon CHOY So-yuk, JP
Hon Jeffrey LAM Kin-fung, SBS, JP
- Public Officers attending** : Environmental Protection Department

Mr FAN Wai-ming, Raymond
Deputy Director of Environmental Protection (2)

Dr CHAN Ying Lung, Ellen
Assistant Director (Environmental Infrastructure)

Mr LEI Chee-kwong, Patrick
Acting Assistant Director (Waste Management Policy)

Mr NG Yau-wing, Alex
Principal Environmental Protection Officer
(Special Waste & Landfill Restoration)

Mr CHAN Shu-to, Kenneth
Officer-in-charge (Territorial Control)

Dr HA Kwok-kuen, David
Senior Environmental Protection Officer
(Waste Policy) 2

Department of Justice

Ms IP Fung-king, Fanny
Senior Assistant Law Draftsman

Department of Health

Dr HO Mang-yee, Mandy
Principal Medical & Health Officer (5)

Agriculture, Fisheries and Conservation Department

Dr David James George BURROWS
Senior Veterinary Officer (Animal Management)

Clerk in attendance : Mrs Percy MA
Chief Council Secretary (2)3

Staff in attendance : Miss Monna LAI
Assistant Legal Adviser 7

Mrs Eleanor CHOW
Senior Council Secretary (2)4

Action

I. Confirmation of minutes of meeting
(LC Paper No. CB(2)289/05-06 – Minutes of meeting on 14 October 2005)

The minutes of the meeting held on 14 October 2005 were confirmed.

II. Meeting with the Administration
(LC Paper No. CB(3)571/04-05 – The Bill)

LC Paper No. CB(2)2171/04-05(01) – Marked-up copy of the Bill

LC Paper No. CB(2)2600/04-05(01) – Draft Waste Disposal (Clinical Waste)
(General) Regulation

Action

LC Paper No. CB(2)2600/04-05(02) – Administration's response to views/concerns of organizations/ individuals on the Bill

LC Paper No. CB(2)2638/04-05(01) – Administration's response to the issues raised by members at the meeting on 26 July 2005

LC Paper No. CB(2)291/05-06(01) – Administration's further response to the issues raised by members at the meeting on 30 September 2005

LC Paper No. CB(2)291/05-06(02) – Administration's response to the issues raised by members at the meeting on 25 October 2005)

2. The Bills Committee deliberated (index of proceedings attached at **Annex**).
3. The Administration was requested to –
 - (a) provide information on whether “used or contaminated sharps”, “dressings” and animal body parts and tissues generated from veterinary clinics were defined as clinical waste in overseas countries and whether their disposal and disposal of animal carcasses were regulated by law;
 - (b) follow up the complaints of a resident of Cheung Ching Estate that the dust level in the air had increased and report the findings to the Bills Committee;
 - (c) consult the Kwai Tsing District Council (K&T DC) on the Administration’s proposal that a committee could be set up under K&T DC to monitor the modification works and operation of the Chemical Waste Treatment Centre in Tsing Yi when it commenced to receive and treat clinical waste and report the outcome of the consultation to the Bills Committee before the end of this year;
 - (d) in connection with (c) above, advise the cost for appointing independent assessors to provide advice to K&T DC and the party responsible for paying the cost; and
 - (e) provide the cost computation of the proposed fees for processing applications for waste collection licence and renewal licence.

III. Any other business

(LC Paper No. CB(2)291/05-06(03) – Letter dated 29 October 2005 from Greenpeace)

4. The Bills Committee noted Greenpeace’s suggestion to invite an expert to give views to the Bills Committee. The Bills Committee agreed that depending on the

Action

scope of the matters raised, i.e. whether or not they fell within the scope of the Bill, the expert could be invited to give views to the Bills Committee or the Panel on Environmental Affairs. The Clerk was instructed to follow up the matter.

5. The Bills Committee noted that the next meeting would be held on 22 November 2005 at 4:30 pm.

6. The meeting ended at 6:30 pm.

Council Business Division 2
Legislative Council Secretariat
1 December 2005

**Proceedings of the meeting of the Bills Committee on
Waste Disposal (Amendment) Bill 2005
on Tuesday, 8 November 2005 at 4:30 pm
in Conference Room A of the Legislative Council Building**

Time marker	Speaker	Subject(s)	Action Required
000000 - 000441	Chairman	Confirmation of minutes of meeting	
000442 - 000843	Adm Chairman	Administration's response to the issues raised by members at the meeting on 30 September 2005 (LC Paper No. CB(2)291/05-06(01))	
000844 - 001332	Mr WONG Kwok-hing Adm Chairman	<p>Reasons for excluding dead animals, organs and tissues generated from veterinary clinics from the definition of clinical waste</p> <p>Channels for the public to report suspected cases of animals dying of an infectious disease such as avian flu</p> <p>Provisions governing the management and disposal of carcasses of animals and birds which were suspected of dying of an infectious disease</p>	
001333 - 003204	Mr LEE Wing-tat Adm Chairman	<p>Reasons for excluding dead animals, organs and tissues generated from veterinary clinics from the definition of clinical waste but including waste such as syringes and swabs dribbling with blood produced by veterinary clinics in the definition of clinical waste</p> <p>Local and overseas practices on disposal of animal carcasses</p> <p>Information on whether "used or contaminated sharps", "dressings" and animal body parts and tissues generated from veterinary clinics were defined as clinical waste in overseas countries and whether their disposal and disposal of animal carcasses were regulated by law</p>	Admin to provide the requested information

003205 - 003237	Chairman Adm	The need for the Bill to make cross reference to other relevant ordinances regarding handling of animal carcasses	
003238 - 003244	Chairman Adm	Administration's response to the issues raised by members at the meeting on 26 July 2005 (LC Paper No. CB(2)2638/04-05(01))	
003245 - 004042	Chairman Adm	Report by the Administration on its meeting with the Kwai Tsing District Council (K&T DC) on 8 September 2005	
004043 - 004259	Chairman Mr WONG Kwok-hing Adm	Complaints from a resident of Cheung Ching Estate that the dust level in the air had increased No direct relationship between dust and dioxin level	Admin to follow up and report findings
004300 - 004911	Ms Emily LAU Adm Chairman	Position of K&T DC on designating the Chemical Waste Treatment Centre in Tsing Yi (CWTC) to treat clinical waste	
004912 - 010451	Chairman Mr LEE Wing-tat Adm	Proposal for setting up an independent and wide-representation body to monitor the modification works and operation of CWTC Reservation on the Administration's proposal to set up a committee under K&T DC to monitor the modification works and operation of CWTC Types of measurements conducted to ensure the incineration of clinical waste at CWTC was environmentally sound Handling of the dioxin residues generated from the Penny's Bay Disneyland Project Undertaking of the Administration to provide relevant emission data to K&T DC during the commissioning and initial operational phase of CWTC when it commenced to receive and treat clinical waste Types and frequency of emission data provided to K&T DC Appointment of independent assessors to provide expert advice to K&T DC and the party responsible for paying the cost	

010452 - 011107	Ms Emily LAU Chairman Adm	<p>Arrangements between the Administration and K&T DC on the monitoring of the dioxin residues generated from the Penny's Bay Disneyland Project</p> <p>Consultation with K&T DC on the Administration's proposal that a committee could be set up under K&T DC to monitor the modification works and operation of CWTC when it commenced to receive and treat clinical waste and report the outcome of the consultation to the Bills Committee before the end of this year</p> <p>The cost for appointing independent assessors to provide advice to K&T DC and the party responsible for paying the cost</p>	<p>Admin to follow up and report the outcome of consultation</p> <p>Admin to provide the requested information</p>
011108 - 011434	Chairman Adm	<p>Extracted teeth not to be classified as clinical waste</p> <p>Administration's response to the issues raised by members at the meeting on 25 October 2005 (LC Paper No. CB(2)291/05-06(02))</p>	
011435 - 012213	Mr LEE Wing-tat	<p>Setting of the application fee for a waste collection licence at \$19,270 and the licence renewal fee at \$9,320 based on the principle of full cost recovery and reference to the licence charging scheme for chemical waste</p> <p>Cost computation of the proposed fees for processing applications for waste collection licence and renewal licence</p> <p>Processing cost for applications of licences for chemical waste remained the same over the last 12 years because it was labour intensive</p>	<p>Admin to provide the requested information</p>

012214 - 013636	Ms LI Fung-ying Adm Ir Dr Raymond HO Dr LUI Ming-wah Chairman Ms Emily LAU	Reasons for granting a relatively short validity period of licence for new applications Concern about the short validity period of licence for new applications and the ability of applicants to recover the cost Consultation with clinical waste collectors on the licence fees and their validity period, and their concern about a level playing field as there was no legislative control at the moment Special vehicles for transporting clinical waste	
013637 - 013914	Chairman Adm	Changes to the operational plan in respect of the premises and geographical locations from which the waste was collected	
013915 - 014901	Chairman Adm Mr LEE Wing-tat	Major maintenance works carried out and refurbishment works to be carried out in CWTC Requirement for the operator of CWTC, who was awarded to operate CWTC for 15 years under a Design, Build and Operate contract, to be responsible for CWTC's operation and due performance (including maintenance of facilities) Average annual payment to operator of CWTC was \$420 million which covered the fixed and variable operating costs Life expectancy of CWTC would be much longer than 20-25 years if properly maintained	
014902 - 015403	Chairman Mr LEE Wing-tat Ms Emily LAU Ms LI Fung-ying	Greenpeace's suggestion to invite an expert to give views to the Bills Committee	Clerk to follow up
015404 - 015434	Chairman	Date of next meeting	

Note : The audio records of the above proceedings are kept at the LegCo Library