

立法會
Legislative Council

Ref : CB2/BC/14/04

LC Paper No. CB(2)2192/05-06
(These minutes have been seen by
the Administration)

**Bills Committee on
Certification for Employee Benefits (Chinese Medicine)
(Miscellaneous Amendments) Bill 2005**

**Minutes of meeting
held on Friday, 12 May 2006 at 3:30 pm
in Conference Room B of the Legislative Council Building**

Members present : Hon LI Kwok-ying, MH (Chairman)
Hon James TIEN Pei-chun, GBS, JP
Hon Jasper TSANG Yok-sing, GBS, JP
Hon Andrew CHENG Kar-foo
Hon LI Fung-ying, BBS, JP
Hon Audrey EU Yuet-mee, SC, JP
Hon Vincent FANG Kang, JP
Dr Hon Joseph LEE Kok-long
Hon Andrew LEUNG Kwan-yuen, SBS, JP
Dr Hon KWOK Ka-ki
Hon KWONG Chi-kin

Members attending : Hon CHAN Yuen-han, JP
Hon Abraham SHEK Lai-him, JP

Member absent : Hon LEE Cheuk-yan

Public Officers attending : Mrs Jenny CHAN
Assistant Commissioner for Labour

Ms Melody LUK
Senior Labour Officer
Labour Department

Mr KOO Chiu-shing
Senior Labour Officer
Labour Department

Ms Betty CHEUNG
Senior Government Counsel
Department of Justice

Mr Jeff LEUNG
Principal Assistant Secretary for Health, Welfare and Food
(Health)

Dr T H LEUNG, JP
Deputy Director of Health

Dr LEE Siu-yuen
Assistant Director (Traditional Chinese Medicine)
Department of Health

Mrs Carmen CHAN
Chief Executive Officer (Traditional Chinese Medicine)
Department of Health

Clerk in attendance : Mrs Sharon TONG
Chief Council Secretary (2)1

Staff in attendance : Miss Kitty CHENG
Assistant Legal Adviser 5

Mr Raymond LAM
Senior Council Secretary (2)5

I. Meeting with the Administration

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

2. The Bills Committee requested the Administration to consider moving Committee Stage amendments (CSAs) to provide for the recognition of certification in various forms given by, and medical examination and treatment conducted or given by, listed Chinese Medicine Practitioners (CMPs) under the three labour ordinances.

3. Ms LI Fung-ying proposed that, if the Administration would not move the CSAs referred to in paragraph 2 above, the Bills Committee should move CSAs to such an effect. As there were divergent views on the proposal, a vote was taken. Five members voted in favour of the proposal, while three members voted against it.

4. The Administration undertook to study the issue of assisting listed CMPs to become registered CMPs and report the way forward in respect of the issue to the Panel on Health Services as soon as possible, subject to the discussion by the Chinese Medicine Council.

II. Date of next meeting

5. The Bills Committee agreed that a further meeting would be held, if necessary, on 2 June 2006 at 3:00 pm (or immediately after the House Committee meeting, whichever was the later) to discuss the draft CSAs.

6. The meeting ended at 5:05 pm.

Council Business Division 2
Legislative Council Secretariat
30 May 2006

**Proceedings of meeting of the
Bills Committee on
Certification for Employee Benefits (Chinese Medicine)
(Miscellaneous Amendments) Bill 2005
on Friday, 12 May 2006 at 3:30 pm
in Conference Room B of the Legislative Council Building**

| Time marker | Speaker | Subject(s) | Action Required |
|--------------------|--|--|--|
| 000000 – 000817 | Chairman | Opening remarks and background for the discussion of the issues of allowing listed Chinese Medicine Practitioners (CMPs) to issue sick leave certificates and assisting them to become registered CMPs | |
| 000818 – 011355 | Hon James TIEN Hon LI Fung-ying Dr Hon Joseph LEE Hon CHAN Yuen-han Dr Hon KWOK Ka-ki Hon Andrew CHENG Hon KWONG Chi-kin Hon Audrey EU Hon Vincent FANG Chairman Admin | Whether listed CMPs should be allowed to issue sick leave certificates; assisting listed CMPs to become registered CMPs and reporting of the Administration's way forward in respect of the issue to the Panel on Health Services; whether the Bills Committee should move Committee Stage amendments (CSAs) to provide for the recognition of certification in various forms given by, and medical examination and treatment conducted or given by, listed CMPs under the three labour ordinances | Admin to consider moving CSAs to provide for the recognition of certification in various forms given by, and medical examination and treatment conducted or given by, listed CMPs under the three labour ordinances |

| Time marker | Speaker | Subject(s) | Action Required |
|--------------------|-------------------|--|------------------------|
| 011356 – 011500 | Chairman | Voting on whether the Bills Committee should move CSAs to provide for the recognition of certification in various forms given by, and medical examination and treatment conducted or given by, listed CMPs under the three labour ordinances, if the Administration would not move such CSAs | |
| 011501 – 011526 | Chairman | Discussion of the Administration's response to issues raised at the meeting on 9 February 2006 and views expressed by the Pneumoconiosis Mutual Aid Association | |
| 011527 – 012506 | Admin | Briefing on the Administration's response to issues raised at the Bills Committee meeting held on 9 February 2006 and views expressed by the Pneumoconiosis Mutual Aid Association (LC Paper No. CB(2)1553/05-06(01)) | |
| 012507 – 013110 | Chairman Admin | Revised draft CSAs to be moved by the Administration (LC Paper No. CB(2)1606/05-06(01) and LC Paper No. CB(2)1932/05-06(01)) | |

| Time marker | Speaker | Subject(s) | Action Required |
|--------------------|--|---|------------------------|
| 013111 – 013232 | Hon Jasper TSANG Admin | Effect of the proposed CSAs in relation to substituting the term “medical practitioner” with “registered medical practitioner” and section 29(a) of the Medical Registration Ordinance | |
| 013233 – 013458 | Chairman Admin ALA5 | Timing for provision of the Administration’s response regarding the proposed CSAs; timing for resumption of Second Reading debate on the Bill and submission of report to the House Committee | |
| 013459 – 013812 | Hon KWONG Chi-kin Admin ALA5 Chairman | Scheduling of a further meeting to discuss the draft CSAs, if necessary | |