

立法會

Legislative Council

LC Paper No. CB(2) 1383/05-06

Ref : CB2/H/5/05

House Committee of the Legislative Council

**Minutes of the 17th meeting
held in the Legislative Council Chamber
at 2:33 pm on Friday, 10 March 2006**

Members present :

Hon Miriam LAU Kin-ye, GBS, JP (Chairman)
Hon Fred LI Wah-ming, JP (Deputy Chairman)
Hon James TIEN Pei-chun, GBS, JP
Ir Dr Hon Raymond HO Chung-tai, S.B.St.J., JP
Hon LEE Cheuk-yan
Dr Hon LUI Ming-wah, SBS, JP
Hon Margaret NG
Hon Mrs Selina CHOW LIANG Shuk-ye, GBS, JP
Hon James TO Kun-sun
Hon CHEUNG Man-kwong
Hon CHAN Yuen-han, JP
Hon CHAN Kam-lam, SBS, JP
Hon LEUNG Yiu-chung
Hon Jasper TSANG Yok-sing, GBS, JP
Hon Howard YOUNG, SBS, JP
Hon LAU Chin-shek, JP
Hon LAU Kong-wah, JP
Hon Emily LAU Wai-hing, JP
Hon CHOY So-yuk, JP
Hon Andrew CHENG Kar-foo
Hon TAM Yiu-chung, GBS, JP
Hon Abraham SHEK Lai-him, JP
Hon LI Fung-ying, BBS, JP
Hon Tommy CHEUNG Yu-yan, JP
Hon Albert CHAN Wai-yip
Hon Audrey EU Yuet-mee, SC, JP
Hon Vincent FANG Kang, JP
Hon WONG Kwok-hing, MH
Hon LEE Wing-tat
Hon LI Kwok-ying, MH
Dr Hon Joseph LEE Kok-long

Mr LEE Yu-sung	Senior Assistant Legal Adviser 1
Mr Arthur CHEUNG	Senior Assistant Legal Adviser 2
Mrs Vivian KAM	Principal Council Secretary (Complaints)
Miss Kathleen LAU	Chief Public Information Officer
Miss Odelia LEUNG	Chief Council Secretary (2)6
Mrs Betty LEUNG	Chief Council Secretary (3)1
Ms Connie FUNG	Assistant Legal Adviser 3
Mr KAU Kin-wah	Assistant Legal Adviser 6
Miss Lolita SHEK	Senior Council Secretary (2)7

Action

I. Confirmation of the minutes of the 16th meeting held on 3 March 2006
(*LC Paper No. CB(2) 1326/05-06*)

The minutes were confirmed.

II. Matters arising

Report by the Chairman on her meeting with the Chief Secretary for Administration

2. The Chairman said that there was nothing special to report.

III. Business arising from previous Council meetings

(a) Legal Service Division reports on bills referred to the House Committee in accordance with Rule 54(4)

(i) Chief Executive Election and Legislative Council Election (Miscellaneous Amendments) Bill 2006
(*LC Paper No. LS 43/05-06*)

3. The Chairman said that the purpose of the Bill was to make miscellaneous amendments mainly to the Chief Executive Election Ordinance (Cap. 569) and the Legislative Council Ordinance (Cap. 542) in respect of the Chief Executive election in 2007. The Panel on Constitutional Affairs had discussed the main proposals at its meeting on 16 January 2006.

4. The Chairman proposed that a Bills Committee be formed to study the Bill in detail. Members agreed. The following Members agreed to join: Mr James TIEN, Ir Dr Raymond HO, Dr LUI Ming-wah, Mr LEUNG Yiu-chung, Mr Howard YOUNG, Mr LAU Kong-wah, Mr TAM Yiu-chung, Mr Abraham SHEK, Mr LI Kwok-ying, Mr Daniel LAM and Mr CHIM Pui-chung.

Action

5. The Chairman said that as there were vacant slots, the Bills Committee could commence work immediately.

(ii) Births, Deaths and Marriages (Digital Image) Bill
(LC Paper No. LS 39/05-06)

6. The Legal Adviser explained that the main purpose of the Bill was to amend six ordinances relating to registration of births, deaths and marriages to enable registers and records kept under those ordinances to be maintained in the form of digital image.

7. The Legal Adviser added that no new policy issue was identified in the Bill. The Legal Service Division was seeking clarification from the Administration on certain drafting matters.

8. The Chairman said that the Administration had provided an information paper on the Bill to the Panel on Security. Members of the Panel had not raised any queries.

9. Members agreed that a decision on the Bill be deferred pending the Division's further report.

(iii) Interception of Communications and Surveillance Bill
(LC Paper No. LS 44/05-06)

10. The Chairman said that the purpose of the Bill was to regulate the conduct of interception of communications and the use of surveillance devices by or on behalf of public officers.

11. The Chairman further said that the Panel on Security had discussed the Administration's proposals at a number of meetings. Members had raised various concerns and queries about the proposals in the Bill.

12. The Chairman proposed that a Bills Committee be formed to study the Bill in detail. Members agreed. The following Members agreed to join: Mr Albert HO (as advised by Mr James TO), Mr Martin LEE (as advised by Mr James TO), Ms Margaret NG, Mrs Selina CHOW, Mr James TO, Mr LAU Kong-wah, Ms Miriam LAU, Ms Emily LAU, Ms Audrey EU, Mr LI Kwok-ying, Mr Daniel LAM, Mr Jeffrey LAM, Mr Andrew LEUNG, Mr Alan LEONG, Mr WONG Ting-kwong, Mr Ronny TONG and Ms TAM Heung-man.

13. The Chairman said that as there were vacant slots, the Bills Committee could commence work immediately.

Action

- (b) **Legal Service Division report on subsidiary legislation gazetted on 3 March 2006 and tabled in Council on 8 March 2006**
(*LC Paper No. LS 45/05-06*)

14. The Chairman said that 12 items of subsidiary legislation were gazetted on 3 March 2006 and tabled in Council on 8 March 2006.

15. Members did not raise any queries on these items of subsidiary legislation.

16. The Chairman reminded Members that the deadline for amending these 12 items of subsidiary legislation was 29 March 2006, or 26 April 2006 if extended by resolution.

IV. Business for the Council meeting of 22 and 23 March 2006

- (a) **Questions**
(*LC Paper No. CB(3) 411/05-06*)

17. The Chairman said that 20 written questions had been scheduled for the meeting.

- (b) **Bills - resumption of debate on Second Reading**

Appropriation Bill 2006
(Members speak)

18. The Chairman said that in accordance with Rule 36(5) of the Rules of Procedure, Members would each have a maximum of 15 minutes to speak.

19. In response to Ms Emily LAU's enquiry, the Chairman said that the Council meeting on 22 and 23 March 2006 would start at 11:00 am and 2:30 pm respectively.

V. Position on Bills Committees and subcommittees
(*LC Paper No. CB(2) 1328/05-06*)

20. The Chairman said that there were 11 Bills Committees, including the two Bills Committees formed under agenda item III(a)(i) and (iii) above, and nine subcommittees under the House Committee in action.

VI. Any other business

21. Referring to his letter dated 9 March 2006, the Chairman said that Mr SIN Chung-kai had requested that discussion on his proposal to set up a subcommittee to study the future development of the electricity market in Hong Kong be deferred, as he would not be in Hong Kong on 10 March 2006. The Chairman further said that she had directed that the item be deleted from the agenda and be placed on the agenda for the next House Committee meeting on 17 March 2006, and Members had been so informed earlier.

22. There being no other business, the meeting ended at 2:40 pm.

Council Business Division 2
Legislative Council Secretariat
15 March 2006