

## Panel on Home Affairs

**List of follow-up actions**

(as at 10 October 2005)

Subject	Date of meeting	Follow-up action required	Administration's response
1. Development of a stadium complex and sports facilities in South East Kowloon	15.1.03	The Administration to provide detailed recommendations on the project.	Response awaited.
2. Briefing by the Secretary for Home Affairs on the Chief Executive's Policy Address 2004	9.1.04	The Administration to provide the implementation plan for building the community-wide political network as mentioned in paragraphs 57 to 66 in the Policy Address 2004.	Response awaited.
3. Review of built heritage conservation policy	9.11.04	The Administration to provide a written response to the motion moved by Mr Albert CHAN urging the Government to put on hold the tendering procedure for the Central Police Station and Victoria Prison. The motion was passed by the Panel.	Response awaited.
4. The case of Albert House: Measures to protect flat owners from legal liability or claims arising from or in respect of unauthorised building structures or common parts of their buildings	12.11.04	<p>The Administration to –</p> <p>(a) provide a report on the following issues before it introduced the draft Regulation on third party risks insurance into the Legislative Council (LegCo) –</p> <p>(i) whether or not it was in order from a legal point of view to require the owners' corporation (OC) of Albert</p>	<p>A progress report on the Albert House case was issued vide LC Paper No. CB(2)615/04-05 dated 11 January 2005.</p> <p>Brief for the Legislative Council on the Building Management (Amendment) Bill 2005 was issued on 1 April 2005.</p>

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		<p>House to bear the liabilities for the payment of compensation which should be made by the other four defendants which were bankrupt, given that the OC had already paid its share of compensation, i.e. 15% of the total compensation, as ruled by the court in 1999;</p> <p>(ii) what measures the Administration would take to deal with buildings which could not secure third party risks insurance because they had unauthorised building works (UBWs) or did not have OCs;</p> <p>(iii) whether consideration would be given to setting up a statutory body to undertake insurance for buildings with UBWs or without forming OCs; and</p> <p>(b) review the following issues and provide progress reports to the Panel on a regular basis –</p> <p>(i) whether or not a ceiling should be imposed on the third party liabilities borne by OCs for the common parts of their buildings;</p>	<p>Members are invited to note that the Bills Committee on Building Management (Amendment) Bill 2005 is also following up the issues referred to in items (a)(ii), (iii) and (b)(iii). It has requested the Administration to provide written response.</p>

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		<p>(ii) whether or not a ceiling should be imposed on civil claims; and</p> <p>(iii) whether the building accident compensation assistance fund as proposed by Mr Andrew CHENG should be set up.</p> <p>For the issues referred to in (i) and (ii) above, the Home Affairs Bureau (HAB) should work in collaboration with the Department of Justice as common law principles are involved in consideration of these issues.</p>	
5. Reports on Privacy and Media Intrusion and Civil Liability for Invasion of Privacy published by the Law Reform Commission of Hong Kong (LRC)	14.1.05	The Administration to report to the Panel on its position on the two LRC's reports as soon as possible.	Response awaited.
6. Briefing by the Secretary for Home Affairs on the Chief Executive's Policy Address 2005	17.1.05	The Administration agreed to provide the findings of the review on the implementation of gender mainstreaming when it was completed. The Administration also agreed to provide an interim report of the review in due course.	Response awaited.
7. Regulation of property management companies by legislation and formation of owners' corporations of buildings with more than one Deed of Mutual Covenant	8.4.05	<p>The Administration to consider the following suggestions –</p> <p>(a) to set up a tribunal for handling building management disputes between property</p>	<p>Response awaited.</p> <p>Members are invited to note that the Bills Committee on Building Management (Amendment) Bill</p>

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		<p>management companies and property owners/OCs;</p> <p>(b) to impose a declaration requirement on property management companies. By this requirement, a property management company would have to declare whether any of its subsidiary companies was providing cleansing or maintenance services for the building which had engaged the service of this property management company;</p> <p>(c) to require each property management company to provide a copy each of the summary of income and expenditure and of the property management company's balance sheet to each owner of the building;</p> <p>(d) to issue basic guidelines on the avoidance of conflicts of interest for reference of small property management companies; and</p> <p>(e) to consider the mechanisms proposed by Mr Albert HO and Mr James TO for amending provisions of old deeds of mutual covenants which were unfair and unreasonable to owners.</p>	<p>2005 is also following up the issue referred to in item (a).It has requested the Administration to provide written response.</p>

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8. Review of advisory and statutory bodies (ASBs)	13.5.05	<p>The Administration to provide –</p> <ul style="list-style-type: none"> <li>(a) a breakdown, by boards/committees, on the 461 non-official posts taken up by appointed members who had served in the same post for over 10 years;</li> <li>(b) aggregate statistics on the number of boards/committees served by the existing non-official female members of ASBs;</li> <li>(c) aggregate statistics on the occupation/profession of the existing non-official female members of ASBs and how many of them were serving on “important” boards/committees;</li> <li>(d) information on the number of grass-roots men appointed to be members of ASBs;</li> <li>(e) the affiliations to political parties/political groups of the 21 non-official members appointed to ASBs serving on more than six boards/committees; and</li> <li>(f) the factors that the Administration had taken into consideration in concluding that the Administration should not require an appointee to disclose, on a compulsory basis, sensitive personal data relating to his/her affiliations to political</li> </ul>	<p>The information provided by the Administration was issued vide LC Paper No. CB(2)2228/04-05 (01) dated 11 July 2005.</p>

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		parties/political groups.	
9. Public consultation on legislating against racial discrimination	8.7.05	<p>The Administration to provide –</p> <p>(a) response to the suggestion that legislation should be introduced to prohibit discrimination against new arrivals from the Mainland and to the question of how it would tackle the problem of such discrimination; and</p> <p>(b) a paper setting out details of the proposals to be included in the Race Discrimination Bill around September/October 2005.</p>	Response awaited.
10. Review of advisory and statutory bodies (ASBs)	8.7.05	<p>The Administration to provide –</p> <p>(a) a paper setting out the reasons for some of the members of district-based advisory committees having served in the same posts for over six years and why the Administration had difficulties in removing them from the committees;</p> <p>(b) a paper on what initiatives were being introduced by HAB for the purpose of bringing in more talents from different backgrounds to the ASBs under its purview by October 2005;</p> <p>(c) a paper setting out the criteria of</p>	Response awaited.

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		<p>appointment and the principles being used by bureaux in making appointments to ASBs; and</p> <p>(d) response to Mr Albert HO's suggestion that the Administration should work out recommendations on how existing method of appointment for each ASB should be changed so that it could best tap the talents in the relevant field and nurture political talents, and arrange for each Panel to discuss the recommendations which had been worked out for the ASBs under its purview. Mr HO requested the Administration to report to this Panel on how it would take this matter forward in about six months' time.</p>	
<p>11. Government's proposed arrangements for co-hosting the 2008 Olympic Equestrian Events</p>	<p>20.7.05</p>	<p>The Administration to provide –</p> <p>(a) further information on the reprovisioning plan, including photographs and architectural drawing of YMCA Wu Kwai Sha Youth Village for illustration;</p> <p>(b) details of the terms and conditions of the contract which would be signed between the Government and the Beijing Organising Committee for the Games of the 29th Olympiad (BOCOG); and</p>	<p>Response awaited.</p>

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		<p>(c) details of the financial arrangements to be worked out by the Government and BOCOG.</p> <p>The Administration to request the Hong Kong Jockey Club (HKJC) to provide the findings and recommendations of the consultancy study commissioned by HKJC on site investigation.</p>	
12. Rice distribution activities and related issues	9.9.05	This item was discussed by the Panel on Welfare Services on 9 September 2005. At the meeting, it was agreed that HAB should submit a report to the Panel on Home Affairs on improvement measures for distributing the “Blessed Rice” at future Yu Lan Festivals by the end of 2005.	Response awaited.