

Panel on Information Technology and Broadcasting

List of follow-up actions

(position as at 8 June 2006)

Subject	Date of meeting	Follow-up action required	Administration's response
1. The Cyberport Project	8.2.02	The Administration/Cyberport Management to provide information on :	<p data-bbox="1585 639 2063 715">The Administration to provide the information when ready.</p> <p data-bbox="1570 895 2063 1166">Relevant information has been provided in past progress reports issued to members in June and December 2004. The Administration to update the information in further progress reports.</p> <p data-bbox="1570 1302 2063 1377">The Administration/HKCMCL to provide the information when ready.</p>
	8.7.02	- the funding arrangements for the Cyberport Institute.	
		- the selection arrangements for the supermarket in the Cyberport; - the number of tenancy applications for each of Phases CIA, CIB, CII and CIII; - existing/past office space occupied by the tenant companies vis-à-vis space in Cyberport on an aggregate basis; and - the number of employees employed by the tenant companies on an aggregate basis.	
	12.1.04	- provide information on the rate of business growth and the volume of new business activities generated in the Cyberport.	
	8.5.06	- the extent of achievement for each of the public mission in quantifiable terms; - general information on rent-free period, including the maximum rent-free period ever offered for a two-year lease and a five-year lease; and the criteria in deciding the rent-free periods for individual leases if the periods were	

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		different; and to provide an explanations if it is decided not to make available such general information to the Panel; and - the procedures in identifying the anchor tenant for the Arcade.	} The Administration/HKCMCL to provide the information when ready.
2. Broadcasting Services of Radio Television Hong Kong (RTHK)	21.7.05	Regarding some members' enquiry about the availability and use of additional radio frequency spectrum, the Administration has undertaken to provide a paper on the spectrum policy review for the discussion of the Panel in due course.	The Administration to provide the paper when ready. The subject of "Consultancy study on spectrum policy review" has been included in the Panel's "List of outstanding items for discussion", and it will be discussed on 10 July 2006.
3. Spamming arising from the use of Interactive Voice Response System (IVRS) technology	13.6.05	The Administration undertook to explore if there were any means to encourage the calling parties of unsolicited calls to pay the airtime/roaming charges thus incurred pending the enactment of any anti-spam legislation.	CITB will consider whether to adopt a "calling party pays" charging regime in the context of the review of convergence of fixed and mobile telecommunications services.

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<p>4. Issues related to the protection of personal information of e-mail account subscribers</p>	<p>1.11.05</p>	<p>(a) The Privacy Commissioner for Personal Data (the Privacy Commissioner) was requested to provide further information to address members' concerns and questions raised at the meeting, including:</p> <p>(i) With reference to paragraph (c) of Yahoo! (Hong Kong) Limited's letter dated 28 October 2005 (LC Paper No CB(1)186/05-06(03)), whether and to what extent Yahoo! Holdings (Hong Kong) Limited was bound by the requirements under the Personal Data (Privacy) Ordinance (PD(P)O) (Cap 486) for the disclosure of information of email account subscribers, including that relating to Mr SHI Tao, to the Mainland authorities by the Yahoo! China operation;</p>	<p>An interim reply provided by the Privacy Commissioner has been issued to all Members on 2 December 2005 vide LC Paper No. CB(1)445/05-06. The Secretariat has reminded HKISPA on 2 December 2005 and 23 January 2006 to revert to the Panel in due course. The paper prepared by ALA3 on the legal aspects of the subject has been circulated to all Members on 23 January 2006 vide LC Paper No CB(1)771/05-06. With the concurrence of the Chairman, a copy of the paper has also been sent to the Privacy Commissioner and HKISPA. The replies from the Privacy Commissioner and HKISPA are still awaited.</p>

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		<p>(ii) Arising from the case in question, whether the Privacy Commissioner should take a liberal or restrictive approach when considering what information would amount to “personal data” as defined under PD(P)O; and whether the Privacy Commissioner would re-consider whether there was sufficient evidence to trigger off section 38(b) of PD(P)O; and whether there was a need to review PD(P)O.</p> <p>(b) At the request of a member, the Hong Kong Internet Service Providers Association (HKISPA) agreed to consider possible actions, if any, which HKISPA may take to follow up the case in question.</p>	
<p>5. New strategy for e-government services delivery</p>	<p>9.1.06</p>	<p>The Administration has undertaken to provide the report evaluating the cost-effectiveness of e-government programmes when available.</p>	<p>The Administration has advised that it will brief the Panel on the study on Business Case for Government IT investments upon its completion in September 2006.</p>
<p>6. Consultation paper on the establishment of the Communications Authority</p>	<p>17.3.06</p>	<p>The Administration has been requested to provide a synopsis of the industry seminar in August 2005 in which representatives from overseas regulatory bodies including the UK and Australia had been invited to share their experience on the subject with the participants.</p>	<p>The Administration to provide the information when ready.</p>

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7. 2004 Digital 21 Strategy – Progress report for 2005 and targets for 2006	17.3.06	The Administration has been requested to provide information to the Panel in due course on the specific measures undertaken to assist disabled persons and disadvantaged groups in information technology adoption.	The Administration to revert to the Panel in due course.
8. Progress report on promoting the development of the digital entertainment industry in Hong Kong – strategy and measures	8.5.06	<p>The Administration has been requested to:</p> <p>(a) solicit feedbacks from digital entertainment (DE) companies to gauge their views on the cost-effectiveness of the services they have received under the Government's promotional strategy.</p> <p>(b) provide an information paper to the Panel as soon as possible setting out the usage of the funds approved by FC for the establishment of the Digital Entertainment Incubation cum Training Centre (DEITC), the progress of DEITC's work and its effectiveness in promoting the local DE industry.</p>	<p>(a) The Administration to note and take action.</p> <p>(b) The Administration to provide the information paper.</p>

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9. Issues relating to the management and control of Asia Television Limited (ATV)	5.6.06	<p>In relation to the proposed acquisition of ATV's shares by Citic Guoan Group (the Group):</p> <p>(a) the Administration has been requested to provide further information setting out the detailed procedures, both administrative and statutory, involved in considering the application made by the Group, including details of public consultation, if any; and advising the Panel on, according to its assessment, how would the effective interests in ATV be changed after the acquisition of shares by the Group, if approved, and the impacts of such an acquisition; and</p> <p>(b) the Broadcasting Authority (BA) has been requested to revert to the Panel before it makes a decision on the proposed acquisition.</p>	<p>(a) The Administration to provide the information as soon as practicable.</p> <p>(b) The BA to consider the Panel's request.</p>