

Panel on Security**List of follow-up actions**
(position as at 1 March 2006)

Subject	Date of Meeting	Follow-up action required	Administration's response
1. Admission Scheme for Mainland Talents and Professionals	4 April 2003 (Joint meeting with the Panel on Manpower)	The Administration agreed to provide members with progress reports on the Scheme on a regular basis.	Progress report on the Scheme for the period from 1 April to 31 October 2005 circulated vide LC Paper No. CB(2)563/05-06 on 1 December 2005.
2. Progress of review of the Interception of Communications Ordinance (IOCO)	2 April 2004	The Administration was requested to - (a) provide members with a list of problems associated with IOCO, advise members of the latest development of its work in addressing the problems, inform members of the options being considered and the Administration's inclination on the way forward regarding interception of communications; and	Issue discussed at the meeting on 7 February 2006.

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	10 June 2004	<p>(b) provide a paper on -</p> <ul style="list-style-type: none">(i) the scope of the Chief Executive's discretion under Article 64 of the Basic Law and section 1(2) of IOCO in deciding whether and when IOCO should come into operation; and(ii) the criteria for determining whether and when IOCO should come into operation. <p>The Administration was requested -</p> <ul style="list-style-type: none">(a) to advise the year from which requests for interception of communications had to be approved by the Chief Executive on a case-by-case basis; and(b) to confirm whether internal guidelines had been issued to the law enforcement agencies on the requirement referred to in paragraph (a) above.	<p>Issue discussed at the meeting on 16 February 2006.</p> <p>Response awaited.</p> <p>- Ditto -</p>

Subject	Date of Meeting	Follow-up action required	Administration's response
3. Powers of the Independent Commission Against Corruption (ICAC) to search for and seize journalistic material	29 November 2004	<p>(a) The Department of Justice (D of J) was requested to provide a response on –</p> <ul style="list-style-type: none">(i) the basis on which D of J, upon request from the court, referred the investigation of the press coverage of <i>habeas corpus</i> proceedings relating to a witness to ICAC;(ii) why D of J did not refer the matter to an independent committee; and(iii) whether there was any conflict of interest with ICAC carrying out the investigation work.	Response awaited.

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		<p>(b) ICAC was requested to consider providing the following after all legal proceedings in respect of a case involving the press coverage of <i>habeas corpus</i> proceedings relating to a witness was completed –</p> <ul style="list-style-type: none">(i) information which were relevant to the case but not provided to the court, if prosecution was instituted in respect of the case; and(ii) all information relevant to the case, if prosecution was not to be instituted in respect of the case.	<p>Interim response circulated vide LC Paper No. CB(2)1159/05-06 on 16 February 2006.</p>

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<p>4. Provision of emergency ambulance service</p>	<p>7 June 2005</p>	<p>The Administration was requested to provide –</p> <p>(a) its quantitative analyses of the additional demand for emergency ambulance service arising from the opening of Disneyland and development of Lantau Island, the increased number of visitors associated with the Individual Visit Scheme and the international conferences to be held in Hong Kong, the opening of new ambulance depots, and advise whether the net increase in manpower proposed could meet with such increased demand;</p> <p>(b) statistics on the response time performance in the New Territories before and after the Third Generation Mobilising System came into operation; and</p> <p>(c) information on the implementation of a priority despatch system in overseas countries.</p>	<p>Response awaited.</p> <p>- Ditto -</p> <p>- Ditto -</p>

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<p>5. Notification mechanism between the Mainland authorities and the Hong Kong Special Administrative Region Government and assistance to Hong Kong residents detained in the Mainland</p>	<p>5 July 2005</p>	<p>The Administration was requested to –</p> <p>(a) provide information on the criteria adopted by the Mainland authorities in determining whether visits by family members to detainees were allowed; and</p> <p>(b) follow up with the Mainland authorities the suggestions of allowing family members and officials of the Hong Kong Special Administrative Region Government to visit Hong Kong residents detained in the Mainland and provide a response.</p>	<p>Response awaited.</p> <p style="text-align: center;">- Ditto -</p>
<p>6. Transfer of sentenced persons between the Hong Kong Special Administrative Region (HKSAR) Government and the Macau Special Administrative Region (MSAR) Government</p>	<p>Meeting of the Bills Committee on Transfer of Sentenced Persons (Amendment) (Macau) Bill</p>	<p>The Administration undertook –</p> <p>(a) to draw up internal guidelines for determining “close ties” with a place when more such cases have been established, and provide a copy of the guidelines to the Panel; and</p>	<p>Response awaited.</p>

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		(b) to inform the Panel of the progress of implementation of the Arrangement on Transfer of Sentenced Persons between the HKSAR Government and the MSAR Government one year after the Arrangement came into operation.	Response awaited.
7. Corruption prevention work of the Independent Commission Against Corruption	19 October 2005	The Independent Commission Against Corruption was requested to provide further information on its provision of assistance to government bureaux and departments involved in Public Private Partnership Projects.	Response circulated vide LC Paper No. CB(2)1159/05-06 on 16 February 2006.
8. Long-term Prison Development	1 November 2005	The Administration was requested to provide the following when seeking funding for the Lo Wu Correctional Institution redevelopment project – (a) information on the progress of the establishment of transfer of sentenced persons arrangements with the Mainland; and	Response awaited.

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10. Legislative proposal to implement the Convention on the Safety of United Nations and Associated Personnel	6 December 2005	<p>The Administration was requested to provide a response on –</p> <p>(a) whether the legislative proposals to implement the Convention on the Safety of United Nations and Associated Personnel would be applicable to Hong Kong permanent residents residing in Taiwan; and</p> <p>(b) how a Hong Kong permanent resident who possessed dual nationality and committed crime in another jurisdiction would be dealt with under the legislative proposals.</p>	<p>Response circulated vide LC Paper No. CB(2)1228/05-06 on 23 February 2006.</p> <p>- Ditto -</p>

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<p>11. Operation of the Long Term Prison Sentences Review Board (LTPSRB)</p>	<p>3 January 2006</p>	<p>The Administration was requested to –</p> <ul style="list-style-type: none"> (a) provide information regarding whether there were dissenting views when decisions were taken by LTPSRB in sentence reviews, whether LTPSRB had put any decision on sentence reviews to vote in the past five years and whether decisions on sentence reviews were taken by a majority vote; (b) provide more information on how LTPSRB handled its case-load; and (c) advise whether the review reports of prisoners were prepared by the respective CSD officers responsible for custody of the prisoners or prepared centrally by a designated officer. 	<p>Response circulated vide LC Paper No. CB(2)1186/05-06 on 20 February 2006.</p> <p style="text-align: center;">- Ditto -</p> <p style="text-align: center;">- Ditto -</p>

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12. Rules and directions for the questioning of suspects and the taking of statements : Caution Statement	3 January 2006	The Administration was requested to consider adding the sentence “You have the right to remain silent” to the beginning of the caution administered by law enforcement agencies when interviewing a suspect.	Response awaited.
13. Police cooperation on exchange of information in the detection of crime	3 January 2006	<p>The Administration was requested to -</p> <ul style="list-style-type: none"> (a) consider providing past cases, with personal data excised in the information provided, where the Police released information to its counterparts in other jurisdictions for the detection of crime; and (b) provide information on whether subversion was among the list of crimes excluded from the information exchange framework of Interpol. 	<p>Response awaited.</p> <p style="text-align: center;">- Ditto -</p>

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14. Crime situation in 2005	24 January 2006	<p>The Police was requested to provide -</p> <ul style="list-style-type: none"> (a) statistics on persons prosecuted for offences committed after cautioned under the Superintendent's Discretion Scheme and the nature of the offences involved; (b) information on the percentage decrease in juvenile and youth population in 2005; (c) information on the value of drugs seized in 2005; (d) information on the conviction rate of commercial crime cases; (e) information on the number of persons prosecuted for drink driving; (f) statistics on prosecutions relating to domestic violence cases; and 	<p>Response awaited.</p> <p>- Ditto -</p> <p>- Ditto -</p> <p>- Ditto -</p> <p>- Ditto -</p>

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		(g) information on the percentage of domestic violence cases referred to the Department of Justice for advice on whether prosecution should be instituted.	Response awaited.
15. Security arrangements for the Sixth Ministerial Conference of the World Trade Organization held in Hong Kong from 13 to 18 December 2005	7 February 2006	<p>The Administration was requested to -</p> <p>(a) provide information on the prosecutions instituted against demonstrators when international conferences were held in other jurisdictions, and the outcome of such prosecutions;</p> <p>(b) provide the Panel with a copy of the declaration made by the Secretary for Security in 1992 regarding the rules and directions for the questioning of suspects and the taking of statements; and</p> <p>(c) advise whether there were guidelines on the use of force under different levels of disturbance.</p>	<p>Response awaited.</p> <p style="text-align: center;">- Ditto -</p>