

立法會
Legislative Council

LC Paper No. CB(2)2837/07-08
(These minutes have been seen
by the Administration)

Ref : CB2/BC/2/06

**Bills Committee on
Race Discrimination Bill**

**Minutes of meeting
held on Wednesday, 16 April 2008, at 8:30 am
in Conference Room A of the Legislative Council Building**

- Members present** : Hon Margaret NG (Chairman)
Hon Abraham SHEK Lai-him, SBS, JP (Deputy Chairman)
Hon Martin LEE Chu-ming, SC, JP
Dr Hon LUI Ming-wah, SBS, JP
Hon James TO Kun-sun
Hon CHEUNG Man-kwong
Hon CHAN Yuen-han, SBS, JP
Hon Bernard CHAN, GBS, JP
Hon Jasper TSANG Yok-sing, GBS, JP
Hon Howard YOUNG, SBS, JP
Hon Emily LAU Wai-hing, JP
Hon LI Fung-ying, BBS, JP
Hon Albert CHAN Wai-yip
Hon Audrey EU Yuet-mee, SC, JP
Hon Jeffrey LAM Kin-fung, SBS, JP
Hon Alan LEONG Kah-kit, SC
Dr Hon Fernando CHEUNG Chiu-hung
Hon WONG Ting-kwong, BBS
Hon Ronny TONG Ka-wah, SC
Hon TAM Heung-man
Hon Mrs Anson CHAN, GBM, JP
- Members absent** : Hon LEE Cheuk-yan
Dr Hon YEUNG Sum, JP
Hon CHOY So-yuk, JP
Hon Daniel LAM Wai-keung, SBS, JP

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Public Officers attending : Constitutional and Mainland Affairs Bureau

Mr Arthur HO
Deputy Secretary for Constitutional and Mainland Affairs (1)

Mr Victor NG
Principal Assistant Secretary for Constitutional and Mainland Affairs (5)

Mr Stanley NG
Assistant Secretary for Constitutional and Mainland Affairs (5)A

Education Bureau

Ms Bernadette LINN
Deputy Secretary for Education (2)

Mr Patrick PANG
Chief Manager (Qualifications Framework)

Development Bureau

Mr David TONG
Principal Assistant Secretary for Development (Works)4

Mr K H TAO
Chief Assistant Secretary for Development (Works)1

Employees Retraining Board

Dr MA Chi
Deputy Executive Director (Training Services)

Construction Industry Council

Mr Charles WONG
Acting Executive Director

Hospital Authority

Dr CHEUNG Wai-lun
Director (Cluster Services)

Mr Raymond WONG
Chief Manager (Business Support Services)

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Department of Justice

Miss Betty CHEUNG
Senior Government Counsel

Miss Shandy LIU
Senior Government Counsel

Clerk in attendance : Miss Flora TAI
Chief Council Secretary (2)2

Staff in attendance : Mr KAU Kin-wah
Assistant Legal Adviser 6

Ms Joanne MAK
Senior Council Secretary (2)2

Ms Anna CHEUNG
Legislative Assistant (2)2

I. Meeting with the Administration

LC Paper No. CB(3)176/06-07 -- The Bill

LC Paper No. -- Paper entitled "Supplementary
CB(2)1600/07-08(01) information in response to
questions raised at the meeting held
on 26 March 2008" provided by the
Administration

LC Paper No. -- Paper entitled "Responses to
CB(2)1576/07-08(01) Questions Raised on Education
Matters" provided by the
Administration

LC Paper No. -- Joint submission from Hong Kong
CB(2)1600/07-08(02) Human Rights Commission,
Society for Community
Organization and Asylum Seekers'
and Refugees' Voice

LC Paper No. -- Submission from HKSKH Lady
CB(2)1600/07-08(03) Maclehorse Centre

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LC CB(2)1600/07-08(04)	Paper	No. -- Submission from Hong Kong Integrated Nepalese Society
LC CB(2)1600/07-08(05)	Paper	No. -- Submission from Equal Opportunities Commission
LC CB(2)1628/07-08(01)	Paper	No. -- Joint submission from Hong Kong Human Rights Monitor and Hong Kong Unison

The Bills Committee deliberated the Administration's papers entitled "Supplementary information in response to questions raised at the meeting held on 26 March 2008" [LC Paper No. CB(2)1600/07-08(01)] and "Responses to Questions Raised on Education Matters" [LC Paper No. CB(2)1576/07-08(01)] respectively (index of proceedings attached at **Annex**).

Admin

2. The Administration was requested to provide supplementary information on -

- (a) any measures taken and additional resources allocated which were targeted at ethnic minorities to support their learning at vocational training institutions to facilitate their acquisition of the qualifications required under the Qualifications Framework;
- (b) statistics on non-Chinese speaking (NCS) students (particularly regarding their ethnicity and spoken language at home) and the number of these students in private schools;
- (c) advice on whether a school would incur civil liability under Clause 26(1) if it refused to accept the alternative qualifications in Chinese for admitting NCS students to Secondary 6; and
- (d) details of the "recent assessment" conducted by the Hospital Authority on the demand for interpretation service required by the ethnic minorities as referred to in paragraph 12 of the Administration's paper [LC Paper No. CB(2)1600/07-08(01)].

3. The Chairman reiterated her request that the Administration should review the drafting of Clause 26(2)(b) to improve the clarity of its scope.

Date of next meeting

4. Members noted that the next meeting would be held on Monday, 21 April 2008, at 8:30 am.

5. There being no other business, the meeting ended at 10:20 am.

Action

Council Business Division 2
Legislative Council Secretariat
30 September 2008

**Proceedings of the meeting of Bills Committee on
Race Discrimination Bill
on Wednesday, 16 April 2008, at 8:30 am
in Conference Room A of the Legislative Council Building**

Time marker	Speaker	Subject	Action required
000000 - 000408	Chairman Admin Ms Emily LAU	Briefing by Deputy Secretary for Constitutional and Mainland Affairs (1) on the paper entitled "Supplementary information in response to questions raised at the meeting held on 26 March 2008" [LC Paper No. CB(2)1600/07-08(01)]	
000409 - 001735	Admin Chairman	Briefing by Deputy Secretary for Education (2) on the paper entitled "Responses to Questions Raised on Education Matters " [LC Paper No. CB(2)1576/07-08(01)]	
001736 - 002035	Mr Jeffrey LAM Admin Chairman	Statistics on number of non-Chinese speaking (NCS) students in schools by grade, forecasts of increases in the next few years and educational service demands created by the increases.	
002036 - 003435	Ms LI Fung-ying Admin Chairman	Impact of the implementation of Qualifications Framework on the employment of ethnic minorities and the need to strengthen allocation of resources for enhancing vocational training services for them.	Admin to provide information on any measures taken and additional resources allocated which were targeted at ethnic minorities to support their learning at vocational training institutions (para. 2(a) of minutes)
003436 - 010419	Mr Howard YOUNG Admin Ms Emily LAU Chairman Mr CHEUNG Man-kwong ALA6	Definition of NCS students and statistics on their number in schools by grade and the net wastages of these students. Concern about whether a school would incur civil liability under Clause 26(1) if it refused to accept the alternative qualifications in Chinese for admitting NCS students to Secondary 6.	Admin to provide statistics on NCS students and the number of them in private schools, and to consider whether a school would incur civil liability under Clause 26(1) if it refused to accept the

Time marker	Speaker	Subject	Action required
			alternative qualifications in Chinese for admitting NCS students to Secondary 6. (para. 2(b)-(c) of minutes)
010420 - 011442	Miss CHAN Yuen-han Chairman Admin	Vocational training courses provided by the Construction Industry Council Training Academy for ethnic minorities. Concern about whether Clause 26(2) would exempt vocational training institutions from taking the necessary support measures to meet the vocational training needs of ethnic minorities.	
011443 - 012910	Dr Fernando CHEUNG Admin Chairman Director(Clusters Services)/Hospital Authority (HA) Mrs Anson CHAN	Concern about inadequacies of existing interpretation services at hospitals as raised in the joint submission from Hong Kong Human Rights Monitor and Hong Kong Unison [LC Paper No. CB(2)1628/07-08(01)].	HA to provide details of the "recent assessment" conducted by HA on the demand for interpretation service required by the ethnic minorities (para. 2(d) of minutes)
012911 - 014932	Chairman Mr James TO Dr Fernando CHEUNG Ms Emily LAU Mrs Anson CHAN Admin Miss CHAN Yuen-han	The Chairman's suggestion of requiring the Administration to introduce a systematic scheme to eliminate racial discrimination by stipulating the minimum standards in the provision of essential public services to ethnic minorities and drawing up a work plan to meet these standards.	
014933 - 015010	Chairman	Date of next meeting	