

Bills Committee on Statute Law (Miscellaneous Provisions) Bill 2007

**A check list of follow-up actions
(Position as at 4 March 2008)**

Subject	Date of meeting	Follow-up actions required	Remarks
Part 2 - Proposed amendments to the Bankruptcy Ordinance (clause 3)	7 June and 24 Sept 2007	<p>The Administration will –</p> <p>(a) withdraw Part 2 of the Bill; and</p> <p>(b) review the "abscondee" regime as a whole under a separate exercise</p>	<p>The Administration to provide the draft Committee Stage amendment (LC Paper No. CB(2)1254/07-08(03))</p> <p>LC Paper No. CB(2)2693/06-07(01) The subject matter will be referred to the Panel on Financial Affairs for follow up</p>
Part 3 - Proposed amendments to the Public Order Ordinance (POO) and the Societies Ordinance (clauses 4 to 14)	11 May 2007	The Administration to explain the grounds for proposing the amendments, whether there is a change in policy by deleting the references to " <i>ordre public</i> " from the two Ordinances, and whether and how the proposed amendments, if enacted, would affect the rights of Hong Kong people, in particular the rights to assembly and demonstration	LC Paper No. CB(2)2034/06-07(01)
	7 June 2007	<p>The Administration to provide information on –</p> <p>(a) the concept of "public order" and "public order (<i>ordre public</i>)" and the consequences if the references to "<i>ordre public</i>" are deleted from POO; and</p> <p>(b) the Police's operational procedures on the processing of notifications of public meetings and public processions under POO before and after the handing down of the CFA judgement</p>	LC Paper No. CB(2)2106/06-07(03)

		<p>(e) whether the concept of "public order (<i>ordre public</i>)" has been an issue of consideration in any of the appeals considered by the Appeal Board on Public Meetings and Processions since 1997; and</p> <p>(f) explanation of the scope of the interpretation of the term "protection of the rights and freedoms of others" in the Guidelines on the approach to POO in relation to public meetings and public processions</p>	
	24 Sept 2007	<p>The Bills Committee to hold an internal discussion on whether it will propose amendments to Part 3 of the Bill; and</p> <p>The legal adviser to the Bills Committee to prepare a list of provisions in the legislation which contain the term "public order (<i>ordre public</i>)" for members' consideration at the internal discussion</p>	<p>The discussion was held on 29 November 2007</p> <p>LC Paper No. LS4/07-08</p>
	29 Nov 2007	<p>The Administration to provide a response to the Chairman's proposal of not passing the proposed amendments in Part 3 of the Bill and requesting the Administration during the resumption of Second Reading Debate on the Bill to conduct a comprehensive review of POO</p>	<p>LC Paper No. CB(2)868/07-08(01)</p>
Part 7 - Proposed amendments relating to wasted costs in criminal proceedings (clauses 21 and 22)	16 June and 24 Sept 2007	<p>The Administration to provide a consolidated response to the views expressed by the Hong Kong Bar Association in its written submission dated 20 September 2007 (LC Paper No. CB(2)2737/06-07(01)) and the Law Society of Hong Kong's submission dated 10 October 2007 (LC Paper No. CB(2)55/07-08(01))</p>	<p>LC Paper No. CB(2)1254/07-08(02)</p>

Part 8 – Proposed amendments to provisions providing that the decision of the Court of First Instance on an appeal is final (clauses 23 to 30)	3 July 2007	The Administration to provide information on whether similar amendments should be made to the finality provisions in other Ordinances	LC Paper No. CB(2)2693/06-07(03)
Division 5, Part 13 of the Bill - (clauses 63 and 64)	24 Sept 2007	Proposed amendments relating to the commencement of the Certification for Employee Benefits (Chinese Medicine) (Miscellaneous Amendments) Ordinance 2006 (16 of 2006) <hr/> The Administration to provide information on the background for introducing the proposed amendments	LC Paper No. CB(2)92/07-08(01)