

立法會
Legislative Council

LC Paper No. CB(2)2768/07-08
(These minutes have been seen
by the Administration)

Ref : CB2/BC/13/06

**Bills Committee on
Independent Police Complaints Council Bill**

**Minutes of meeting
held on Monday, 16 June 2008, at 5:30 pm
in Conference Room B of the Legislative Council Building**

- Members present** : Hon LAU Kong-wah, JP (Chairman)
Dr Hon LUI Ming-wah, SBS, JP
Hon Mrs Selina CHOW LIANG Shuk-ye, GBS, JP
Hon James TO Kun-sun
Hon Bernard CHAN, GBS, JP
Dr Hon Philip WONG Yu-hong, GBS
Hon Howard YOUNG, SBS, JP
Hon Emily LAU Wai-hing, JP
Hon Timothy FOK Tsun-ting, GBS, JP
Hon TAM Yiu-chung, GBS, JP
Hon Audrey EU Yuet-mee, SC, JP
Dr Hon Joseph LEE Kok-long, JP
Hon Daniel LAM Wai-keung, SBS, JP
- Members absent** : Hon LEE Cheuk-yan
Hon Margaret NG
Hon WONG Yung-kan, SBS, JP
Hon Andrew LEUNG Kwan-yuen, SBS, JP
Hon Alan LEONG Kah-kit, SC
Hon LEUNG Kwok-hung
Hon KWONG Chi-kin
- Public Officers attending** : The Administration
Mrs Jessie TING, JP
Deputy Secretary for Security

Ms Manda CHAN
Principal Assistant Secretary for Security

Ms Jane LEE
Assistant Secretary for Security

Mr MA Wai-luk
Assistant Commissioner of Police (Service Quality Wing)

Ms WONG Ching-han
Senior Inspector of Police

Ms Fanny IP
Senior Assistant Law Draftsman

Independent Police Complaints Council

Mrs Philomena LEUNG
Secretary, Independent Police Complaints Council

Clerk in attendance : Mrs Sharon TONG
Chief Council Secretary (2) 1

Staff in attendance : Mr LEE Yu-sung
Senior Assistant Legal Adviser 1

Mr Raymond LAM
Senior Council Secretary (2) 5

Ms Camy YOONG
Clerical Assistant (2) 1

I. Continue discussion on the Bill

The Bills Committee deliberated (index of proceedings attached at **Annex**).

2. The Bills Committee requested the Administration -

- (a) to provide information on the number of interviews conducted by the Independent Police Complaints Council (IPCC) for consideration of interim investigation reports submitted by the Complaints Against Police Office (CAPO) and the reasons for conducting the interviews;

- (b) to provide information on the respective number of complaints covered by clause 9(a) to (d) in 2007 and, for complaints covered by clause 9(a) and anonymous complaints, the number of complaints involving serious abuse of police powers;
 - (c) to provide information on the number of reportable and non-reportable complaints received by CAPO in 2007 and the number of anonymous complaints and complaints lodged by a person who was not the personally aggrieved party among the non-reportable complaints; and
 - (d) to provide statistics on complaints lodged by a person who was not the personally aggrieved party and anonymous complaints received by IPCC in 2007, to explain how such complaints were handled by IPCC and whether IPCC had received any response from the Police regarding such complaints.
3. Mr James TO requested the Administration to state in the speech of the Secretary for Security at the resumption of Second Reading debate on the Bill that clause 20(1)(a) covered information and material in respect of an allegation arising from a reportable complaint that was classified as "Substantiated other than reported" in an investigation report.

II. Date of next meeting

- 4. The Bills Committee noted that the next meeting had been scheduled for 17 June 2008 at 8:30 am.
- 5. The meeting ended at 7:35 pm.

Council Business Division 2
Legislative Council Secretariat
10 September 2008

**Proceedings of meeting of the
Bills Committee on
Independent Police Complaints Council Bill
on Monday, 16 June 2008, at 5:30 pm
in Conference Room B of the Legislative Council Building**

Time marker	Speaker	Subject(s)	Action Required
000000 - 000501	Chairman	Opening remarks	
000502 - 003925	Admin Hon James TO Chairman Hon Mrs Selina CHOW Hon Emily LAU Secretary of IPCC SALA1	Paragraphs 6 to 9 of the Administration's response to issues raised at the meeting on 22 May 2008 (LC Paper No. CB(2)2280/07-08(01))	Admin to provide information on the number of interviews conducted by the Independent Police Complaints Council (IPCC) for consideration of interim investigation reports submitted by the Complaints Against Police Office (CAPO) and the reasons for conducting the interviews
003926 - 004425	Admin Hon James TO Chairman	Paragraph 10 of the Administration's response to issues raised at the meeting on 22 May 2008 (LC Paper No. CB(2)2280/07-08(01))	
004426 - 013219	Admin Hon James TO Chairman Hon Howard YOUNG Hon Emily LAU Secretary of IPCC	Paragraphs 2 and 3 of the Administration's response to issues raised at the meetings on 22 January, 27 May, 30 May and 3 June 2008 (LC Paper No. CB(2)2313/07-08(01))	Admin to provide information on the respective number of complaints covered by clause 9(a) to (d) in 2007 and, for complaints covered by clause 9(a) and anonymous complaints, the number of complaints involving serious abuse of police

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			<p>powers; to provide information on the number of reportable and non-reportable complaints received by CAPO in 2007 and the number of anonymous complaints and complaints lodged by a person who was not the personally aggrieved party among the non-reportable complaints; to provide statistics on complaints lodged by a person who was not the personally aggrieved party and anonymous complaints received by IPCC in 2007, to explain how such complaints were handled by IPCC and whether IPCC had received any response from the Police regarding such complaints</p>
013220 - 013302	Admin Hon James TO Chairman	Paragraph 4 of the Administration's response to issues raised at the meetings on 22 January, 27 May, 30 May and 3 June 2008 (LC Paper No. CB(2)2313/07-08(01))	
013303 - 013352	Admin	Paragraph 5 of the Administration's response to issues raised at the meetings on 22 January, 27 May, 30 May and 3 June 2008 (LC Paper No. CB(2)2313/07-08(01))	

Time marker	Speaker	Subject(s)	Action Required
013353 - 013858	Admin Hon James TO Chairman	Paragraph 6 of the Administration's response to issues raised at the meetings on 22 January, 27 May, 30 May and 3 June 2008 (LC Paper No. CB(2)2313/07-08(01)); requesting the Administration to state in the speech of the Secretary for Security at the resumption of Second Reading debate on the Bill that clause 20(1)(a) covered information and material in respect of an allegation arising from a reportable complaint that was classified as "Substantiated other than reported" in an investigation report	
013859 - 014451	Admin Hon James TO Hon Emily LAU Chairman	Paragraphs 7 and 8 of the Administration's response to issues raised at the meetings on 22 January, 27 May, 30 May and 3 June 2008 (LC Paper No. CB(2)2313/07-08(01))	
014452 - 014623	Admin Hon James TO	Paragraphs 9 and 10 of the Administration's response to issues raised at the meetings on 22 January, 27 May, 30 May and 3 June 2008 (LC Paper No. CB(2)2313/07-08(01))	
014624 - 015458	Admin Chairman Hon James TO	Paragraph 11 of the Administration's response to issues raised at the meetings on 22 January, 27 May, 30 May and 3 June 2008 (LC Paper No. CB(2)2313/07-08(01))	