

**立法會**  
**Legislative Council**

LC Paper No. CB(2)618 /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 Friday, 23 November 2007, at 8:30 am  
in Conference Room A of the Legislative Council Building**

- Members present** : Hon LAU Kong-wah, JP (Chairman)  
Hon LEE Cheuk-yan  
Dr Hon LUI Ming-wah, SBS, JP  
Hon Margaret NG  
Hon Mrs Selina CHOW LIANG Shuk-ye, GBS, JP  
Hon James TO Kun-sun  
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  
Hon Andrew LEUNG Kwan-yuen, SBS, JP  
Hon Alan LEONG Kah-kit, SC  
Hon LEUNG Kwok-hung  
Hon KWONG Chi-kin
- Members absent** : Hon Bernard CHAN, GBS, JP  
Dr Hon Philip WONG Yu-hong, GBS  
Hon WONG Yung-kan, SBS, JP  
Dr Hon Joseph LEE Kok-long, JP  
Hon Daniel LAM Wai-keung, SBS, JP
- 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  
Acting Deputy Law Draftsman

Ms Lonnie NG  
Senior Government Counsel

Independent Police Complaints Council Secretariat

Mrs Brenda FUNG  
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

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**I. Meeting with the Administration**

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 complainants, complainers and witnesses interviewed under the Independent Police Complaints Council (IPCC) Interviewing Witnesses Scheme;

- (b) to provide information on the power and composition of the Appeal Board on Public Meetings and Processions and consider the suggestion of empowering IPCC to determine the results of investigation into complaints; and
- (c) to provide, before the meeting on 13 December 2007, a list of all statutory bodies in Hong Kong and a comparison between the proposed statutory IPCC and six similar statutory bodies as well as the Securities and Futures Commission, the Equal Opportunities Commission, the Office of The Ombudsman and Office of the Privacy Commissioner for Personal Data, setting out their functions, the honorarium for members, workload of members, financial provision, manpower establishment and caseload of the respective secretariats.

## **II. Date of next meeting**

- 3. The Bills Committee noted that the next meeting had been scheduled for 6 December 2007 at 2:30 pm to receive the views of the public on the Bill.
- 4. The meeting ended at 10:25 am.

Council Business Division 2  
Legislative Council Secretariat  
13 December 2007

**Proceedings of meeting of the  
Bills Committee on  
Independent Police Complaints Council Bill  
on Friday, 23 November 2007, at 8:30 am  
in Conference Room A of the Legislative Council Building**

<b>Time marker</b>	<b>Speaker</b>	<b>Subject(s)</b>	<b>Action Required</b>
000000 - 000450	Chairman	Opening remarks	
000451 - 001203	Admin	Briefing on the Administration's response to issues raised by members at the meeting on 14 November 2007 (LC Paper No. CB(2)410/07-08(01))	
001204 - 002341	Hon James TO Chairman Admin	Whether the Independent Police Complaints Council (IPCC) should be empowered to determine the results of investigation conducted by the Complaints Against Police Office (CAPO)	
002342 - 003337	Hon Emily LAU Admin	Whether IPCC should be provided with independent investigative power; whether decisions of IPCC were binding; number of persons interviewed under the IPCC Interviewing Witnesses Scheme	<b>Admin to provide information on the number of complainants, complainers and witnesses interviewed under the IPCC Interviewing Witnesses Scheme</b>
003338 - 010748	Hon Selina CHOW Hon James TO Hon Emily LAU Hon LEUNG Kwok-hung Chairman Admin	Whether IPCC should be empowered to determine the results of investigation conducted by CAPO	
010749 - 012210	Hon James TO Hon LEUNG Kwok-hung Admin Chairman	Whether there had been cases where CAPO refused to disclose information to IPCC on the grounds that such disclosure would likely prejudice the security of Hong Kong or the investigation of any crime; power and composition of the Appeal Board on Public meetings and Processions; whether IPCC should be empowered to determine the results of	<b>Admin to provide information on the power and composition of the Appeal Board on Public Meetings and Processions and consider the suggestion of empowering IPCC to determine the results</b>

Time marker	Speaker	Subject(s)	Action Required
		investigation into complaints	<b>of investigation into complaints</b>
012211 - 012242	Chairman	Administration's second batch of response to issues raised at the Bills Committee meeting on 6 November 2007	
012243 - 012539	Admin	Briefing on the Administration's second batch of response to issues raised at the Bills Committee meeting on 6 November 2007 (LC Paper No. CB(2)406/07-08(01))	
012540 - 015912	Hon Emily LAU Hon James TO Hon Howard YOUNG Hon LEUNG Kwok-hung Hon Alan LEONG Admin Chairman	Whether the statutory bodies referred to in the Administration's paper were comparable to IPCC and whether there were other comparable statutory bodies; date of next meeting	<b>Admin to provide a list of all statutory bodies in Hong Kong; to provide a comparison between the proposed statutory IPCC and six similar statutory bodies as well as the Securities and Futures Commission, the Equal Opportunities Commission, the Office of The Ombudsman and Office of the Privacy Commissioner for Personal Data, setting out their functions, the honorarium for members, workload of members, financial provision, manpower establishment and caseload of the respective secretariats</b>