

立法會
Legislative Council

LC Paper No. CB(2) 871/06-07

Ref : CB2/H/5/06

House Committee of the Legislative Council

**Minutes of the 11th meeting
held in the Legislative Council Chamber
at 2:30 pm on Friday, 12 January 2007**

Members present :

Hon Miriam LAU Kin-ye, GBS, JP (Chairman)
Hon Fred LI Wah-ming, JP (Deputy Chairman)
Hon James TIEN Pei-chun, GBS, JP
Hon Albert HO Chun-yan
Ir Dr Hon Raymond HO Chung-tai, SBS, S.B.St.J., JP
Hon Martin LEE Chu-ming, SC, JP
Dr Hon David LI Kwok-po, GBS, JP
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 Bernard CHAN, GBS, JP
Hon CHAN Kam-lam, SBS, JP
Hon Mrs Sophie LEUNG LAU Yau-fun, SBS, JP
Hon LEUNG Yiu-chung
Hon SIN Chung-kai, JP
Dr Hon Philip WONG Yu-hong, GBS
Hon Jasper TSANG Yok-sing, GBS, JP
Hon Howard YOUNG, SBS, JP
Dr Hon YEUNG Sum
Hon LAU Kong-wah, JP
Hon LAU Wong-fat, GBM, GBS, JP
Hon CHOY So-yuk, JP
Hon Andrew CHENG Kar-foo
Hon Timothy FOK Tsun-ting, GBS, JP
Hon TAM Yiu-chung, GBS, JP
Hon Abraham SHEK Lai-him, JP
Hon LI Fung-ying, BBS, JP
Hon Tommy CHEUNG Yu-yan, JP
Hon Albert CHAN Wai-yip

Hon Audrey EU Yuet-mee, SC, JP
Hon Vincent FANG Kang, JP
Hon WONG Kwok-hing, MH
Hon LEE Wing-tat
Hon LI Kwok-ying, MH, JP
Dr Hon Joseph LEE Kok-long, JP
Hon Daniel LAM Wai-keung, SBS, JP
Hon Jeffrey LAM Kin-fung, SBS, JP
Hon Andrew LEUNG Kwan-yuen, SBS, JP
Hon Alan LEONG Kah-kit, SC
Hon LEUNG Kwok-hung
Dr Hon KWOK Ka-ki
Dr Hon Fernando CHEUNG Chiu-hung
Hon CHEUNG Hok-ming, SBS, JP
Hon WONG Ting-kwong, BBS
Hon CHIM Pui-chung
Prof Hon Patrick LAU Sau-shing, SBS, JP
Hon Albert Jinghan CHENG
Hon TAM Heung-man

Members absent :

Hon LEE Cheuk-yan
Hon CHEUNG Man-kwong
Hon CHAN Yuen-han, JP
Hon WONG Yung-kan, JP
Hon LAU Chin-shek, JP
Hon Emily LAU Wai-hing, JP
Hon Frederick FUNG Kin-kee, SBS, JP
Hon MA Lik, GBS, JP
Hon Ronny TONG Ka-wah, SC
Hon KWONG Chi-kin

Clerk in attendance :

Mrs Vivian KAM Clerk to the House Committee

Staff in attendance :

Mr Ricky C C FUNG, JP	Secretary General
Mr Jimmy MA, JP	Legal Adviser
Ms Pauline NG	Assistant Secretary General 1
Mrs Justina LAM	Assistant Secretary General 3

Mr LEE Yu-sung	Senior Assistant Legal Adviser 1
Mr Arthur CHEUNG	Senior Assistant Legal Adviser 2
Mrs Constance LI	Principal Council Secretary (Complaints)
Mr Simon WONG	Chief Public Information Officer
Miss Becky YU	Chief Council Secretary (1)1
Miss Odelia LEUNG	Chief Council Secretary (2)6
Mr Kelvin LEE	Assistant Legal Adviser 1
Ms Connie FUNG	Assistant Legal Adviser 3
Mr Stephen LAM	Assistant Legal Adviser 4
Ms Amy YU	Senior Council Secretary (2)3

Action

I. Confirmation of the minutes of the 10th meeting held on 5 January 2007
(*LC Paper No. CB(2) 825/06-07*)

The minutes were confirmed.

II. Matters arising

(a) Report by the Chairman on her meeting with the Chief Secretary for Administration

2. The Chairman said that there was nothing special to report.

(b) Proposed setting up of a subcommittee to study issues relating to the Air Pollution Control (Volatile Organic Compounds) Regulation
(*LC Paper No. CB(1) 695/06-07*)

3. The Chairman said that at the last House Committee meeting, Members were informed that due to insufficient time for the Subcommittee on Air Pollution Control (Volatile Organic Compounds) Regulation to complete examination of the Regulation before expiry of the extended scrutiny period, the Administration had agreed to repeal the Regulation. The Administration had given notice to move a motion to repeal the Regulation at the Council meeting on 17 January 2007. It followed that the Subcommittee would be dissolved upon the submission of its report to the House Committee.

4. The Chairman further said that as the Administration intended to put in place the control regime on volatile organic compounds on 1 April 2007, a subcommittee would need to be set up to study issues relating to the Regulation so that it could be re-gazetted as soon as possible.

5. Mr Martin LEE supported the setting up of a subcommittee for the purpose. Mr LEE said that in order not to delay the commencement of the

Action

Regulation, any Members who had views on the Regulation should join the proposed subcommittee.

6. The Chairman proposed that a subcommittee be formed to study issues relating to the Regulation. Members agreed. The following Members agreed to join: Mr Martin LEE, Ms Audrey EU and Mr Vincent FANG.

III. Business arising from previous Council meetings

Legal Service Division report on subsidiary legislation gazetted on 5 January 2007 and tabled in Council on 10 January 2007

(LC Paper No. LS 28/06-07)

7. The Chairman said that a total of four items of subsidiary legislation were gazetted on 5 January 2007 and tabled in Council on 10 January 2007.

8. Regarding the Construction Workers Registration Ordinance (Amendment of Schedule 1) Notice 2007, the Chairman said that it amended Part 1 of Schedule 1 to the Ordinance to add a new designated trade "Truck Driver (Articulated vehicles)", specify the qualification requirement for the trade "Structured Steel Welder", and amend the qualification requirement for the trade "Diver" and the description of work for other five trades.

9. On the Construction Workers Registration Ordinance (Commencement) Notice 2007, the Chairman said that the Notice appointed 28 February 2007 as the day on which item 51 (which related to the trade "Structured Steel Welder") of Part 1 of Schedule 1 to the Ordinance would come into operation.

10. Mr WONG Kwok-hing considered that a subcommittee should be formed to study the two Notices.

11. The Chairman proposed that a subcommittee be formed to study the two Notices in detail. Members agreed. The following Members agreed to join: Mr TAM Yiu-chung, Ms LI Fung-ying and Mr WONG Kwok-hing.

12. Members did not raise any queries on the other two items of subsidiary legislation.

13. The Chairman reminded Members that the deadline for amending these items of subsidiary legislation was 7 February 2007.

IV. Further business for the Council meeting on 17 January 2007

Bills - resumption of debate on Second Reading, Committee Stage and Third Reading

District Councils (Amendment) Bill 2006

14. The Chairman said that at the last House Committee meeting, Members did not raise objection to the resumption of the Second Reading debate on the Bill.

V. Business for the Council meeting on 24 January 2007

(a) Questions

(LC Paper No. CB(3) 278/06-07)

15. The Chairman said that 20 questions (six oral and 14 written) had been scheduled for the meeting.

(b) Bills - First Reading and moving of Second Reading

16. The Chairman said that no notice had been received yet.

(c) Government motion

Proposed resolution to be moved by the Secretary for Security under the Mutual Legal Assistance in Criminal Matters Ordinance relating to the Mutual Legal Assistance in Criminal Matters (Germany) Order

(Wording of the proposed resolution issued vide LC Paper No. CB(3) 282/06-07 dated 11 January 2007.)

17. The Chairman said that the Subcommittee on Mutual Legal Assistance in Criminal Matters (Germany) Order had presented its report at the last House Committee meeting, and supported the Secretary for Security giving fresh notice to move the proposed resolution at the Council meeting.

(d) Members' motions

(i) Motion on "Fully safeguarding the safety of food supply to Hong Kong"

(Wording of the motion issued vide LC Paper No. CB(3) 283/06-07 dated 11 January 2007.)

Action

18. The Chairman said that the above motion would be moved by Mr Fred LI Wah-ming and the wording of the motion had been issued to Members.

(ii) **Motion to be moved by Hon SIN Chung-kai**

(Wording of the motion issued vide LC Paper No. CB(3) 283/06-07 dated 11 January 2007.)

19. The Chairman said that the subject of the motion to be moved by Mr SIN Chung-kai was "Urging the Government to make effective use of the surplus and plough it back into the community".

20. The Chairman reminded Members that the deadline for giving notice of amendments, if any, to the motions was Wednesday, 17 January 2007.

VI. Report of Bills Committees and subcommittees

Report of the Subcommittee on Air Pollution Control (Volatile Organic Compounds) Regulation

(LC Paper No. CB(1) 672/06-07)

21. The Chairman said that Ms Audrey EU, Chairman of the Subcommittee, had given a verbal report at the last House Committee meeting. A written report was now provided.

22. Members did not raise any queries on the report.

VII. Position on Bills Committees and subcommittees

(LC Paper No. CB(2) 826/06-07)

23. The Chairman said that there were 10 Bills Committees and seven subcommittees under the House Committee in action.

VIII. Any other business

24. There being no other business, the meeting ended at 2:37 pm.