

Panel on Information Technology and Broadcasting
List of follow-up actions
(position as at 5 February 2007)

Subject	Date of meeting	Follow-up action required	Administration's response
1. The Cyberport Project	<p style="text-align: center;">8.2.02</p> <p style="text-align: center;">8.7.02</p> <p style="text-align: center;">12.1.04</p> <p style="text-align: center;">8.5.06</p>	<p>The Administration/Cyberport Management to provide information on :</p> <ul style="list-style-type: none"> - the funding arrangements for the Cyberport Institute. - the selection arrangements for the supermarket in the Cyberport; - the number of tenancy applications for each of Phases CIA, CIB, CII and CIII; - existing/past office space occupied by the tenant companies vis-à-vis space in Cyberport on an aggregate basis; and - the number of employees employed by the tenant companies on an aggregate basis. <p>- provide information on the rate of business growth and the volume of new business activities generated in the Cyberport.</p> <p>- the extent of achievement for each of the public missions in quantifiable terms.</p>	<p style="text-align: center;">}</p> <p>The Administration to provide the information when ready.</p> <p style="text-align: center;">}</p> <p>Relevant information has been provided in past progress reports issued to members in June and December 2004. The Administration has been requested to update the information in future progress reports.</p> <p style="text-align: center;">}</p> <p>The Administration/HKCMCL to provide the information when ready.</p>
2. Broadcasting Services of Radio Television Hong Kong (RTHK)	21.7.05	Regarding some members' enquiry about the availability and use of additional radio frequency spectrum, the Administration has undertaken to provide a paper on the spectrum policy review for the discussion of the Panel in due course.	The Administration to provide the paper when ready. The subject of "Public Consultation on Proposed Spectrum Policy Framework" has been scheduled for discussion at the meeting on 6 February 2007.

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<p>3. Issues related to the protection of personal information of e-mail account subscribers</p>	<p>1.11.05</p>	<p>(a) The Privacy Commissioner for Personal Data (the Privacy Commissioner) was requested to provide further information to address members' concerns and questions raised at the meeting, including:</p> <p>(i) With reference to paragraph (c) of Yahoo! (Hong Kong) Limited's letter dated 28 October 2005 (LC Paper No CB(1)186/05-06(03)), whether and to what extent Yahoo! Holdings (Hong Kong) Limited was bound by the requirements under the Personal Data (Privacy) Ordinance (PD(P)O) (Cap 486) for the disclosure of information of email account subscribers, including that relating to Mr SHI Tao, to the Mainland authorities by the Yahoo! China operation;</p> <p>(ii) Arising from the case in question, whether the Privacy Commissioner should take a liberal or restrictive approach when considering what information would amount to "personal data" as defined under PD(P)O; and whether the Privacy Commissioner would re-consider whether there was sufficient evidence to trigger off section 38(b) of PD(P)O; and whether there was a need to review PD(P)O.</p>	<p>An interim reply provided by the Privacy Commissioner has been issued to all Members on 2 December 2005 vide LC Paper No. CB(1)445/05-06. The Secretariat has reminded HKISPA on 2 December 2005 and 23 January 2006 to revert to the Panel in due course. The paper prepared by ALA3 on the legal aspects of the subject has been circulated to all Members on 23 January 2006 vide LC Paper No CB(1)771/05-06. With the concurrence of the Chairman, a copy of the paper has also been sent to the Privacy Commissioner and HKISPA. The replies from the Privacy Commissioner and HKISPA are still awaited.</p>

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		(b) At the request of a member, the Hong Kong Internet Service Providers Association (HKISPA) agreed to consider possible actions, if any, which HKISPA may take to follow up the case in question.	
4. Issues relating to the management and control of Asia Television Limited (ATV)	5.6.06	In relation to the proposed acquisition of ATV's shares by Citic Guoan Group (the Group): the Broadcasting Authority (BA) has been requested to revert to the Panel before it makes a decision on the proposed acquisition.	The BA's initial reply and the detailed information provided by the Administration have been circulated to all Members on 16 June and 7 August 2006 respectively vide LC Paper Nos. CB(1)1776/05-06 and CB(1)2102/05-06. The BA has undertaken to provide a substantive response to the Panel in due course.
5. Public Consultation Document on Digital 21 Strategy	13.11.06	<p>The Administration has undertaken to provide the following information:</p> <p>(a) the entry threshold for access to the Mainland market by local information technology companies and the Administration's achievements in lowering the threshold; and</p> <p>(b) the on-line services currently provided by departments on GovHK portal and departments which have yet to ride on the GovHK platform for provision of services to the public on a department-by-department basis.</p>	The Administration to take note and follow up.

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6. Implementation of pilot e-procurement programme	11.12.06	<p>The Administration has agreed to :</p> <p>(a) consider members' suggestions that e-invoice be considered for the pilot programme to drive supplier adoption, and assess and apprise the Panel of the increase in percentage, if any, of SME suppliers having Internet connection as a result of the implementation of e-Procurement, and SMEs' response to and their degree of participation in the e-Procurement programme;</p> <p>(b) assess the actual benefits of the e-Procurement pilot programme against the benefits listed in paragraph 12 of the Administration's paper (LC Paper No. CB(1)435/06-07(03)) and the extent to which green procurement is adopted; and</p> <p>(c) address the various concerns raised by Panel members in the Administration's submission to the Finance Committee (FC).</p>	<p>(a) The Administration considers that the proposed scope for the pilot programme encompassing four e-Procurement initiatives with an estimated non-recurrent expenditure of \$49.2 million is a prudent and pragmatic way to proceed. However, the Administration will keep in view opportunities for trying out the e-invoice function when circumstances are conducive.</p> <p>(b) The Administration will assess the actual benefits of the e-Procurement pilot programme at the review stage.</p> <p>(c) The various concerns raised by Panel members were duly addressed in the relevant FC paper and the proposal was approved by FC on 26 January 2007.</p>

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7. Information Security	11.12.06	<p>The Administration has undertaken to submit to the Panel in three months' time a report outlining the progress of follow-up actions taken by regulatory bodies and public organizations to improve their information security status pursuant to the findings of the survey conducted on them in August 2006. The Administration has been requested to relay a member's concern to the regulatory bodies that effective mechanism such as the regular security audit arrangement as adopted by the Government be put in place by regulatory bodies or their regulated bodies/sectors for enhancement of information security.</p>	<p>On 27 December 2006, the Government Chief Information Officer wrote to Heads of B/Ds advising them of the observations by the Office of the Government Chief Information Officer (OGCIO) on the areas of improvement required based on the survey results. For B/Ds who are regulatory bodies or have purview over public organisations, OGCIO has requested them to coordinate the information security improvement programmes of those regulated sectors and public organisations, and to contribute to the updates to the Panel in due course. To facilitate enhancement of information security of the relevant organizations, OGCIO has also advised the B/Ds to make reference to Government's Baseline Information Technology (IT) Security Policy and the IT Security Guidelines which include, amongst other materials, the security risk assessment and audit mechanism. OGCIO will report the follow-up actions taken by regulatory bodies and public organizations in March 2007.</p>

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8. 2006 Surveys on IT Usage and Penetration in the Household and Business Sector	--	Previously the results of the surveys were presented at the Panel meetings. With the concurrence of the Panel Chairman, the Administration will provide an information paper for the result of the 2006 surveys.	The Administration to provide the information paper when ready.
9. Further discussion on issues relating to change in shareholding in PCCW Limited and cross-media ownership	11.1.07	<p>(a) The Panel has decided that copies of the confidential letter provided by Mr Richard LI (LC Paper No. CB(1)654/06-07(01)) should be provided to the Administration for response and the BA for reference.</p> <p>(b) Members requested information on whether the BA had set any deadline for PCCW Media Limited (PCCW Media) and other relevant parties to provide information as to the voting controllers of PCCW Media, pursuant to section 10(1) of Schedule 1 to the Broadcasting Ordinance (Cap. 562).</p> <p>(c) The Administration has been requested to provide an explanation for members' information if the BA decides not to take any action after the investigation</p>	<p>(a) The Administration's reply advising that as BA had required PCCW Media and other relevant parties to provide information as to the voting controllers of PCCW Media and hence inappropriate for the Administration to comment on the case or respond to Mr LI's letter has been circulated to all Members on 23 January 2007 vide LC Paper No. CB(1)792/06-07(01).</p> <p>(b) BA's reply advising that PCCW Media and other relevant parties were requested to provide the information by 26 January 2007 has been circulated to all Members on 29 January 2007 vide LC Paper No. CB(1)826/06-07(01).</p> <p>(c) The Administration to provide the information, if any.</p>

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<p>10. Issues relating to Internet disruptions caused by earthquake damage to undersea cables</p>	<p>15.1.07</p>	<p>The Administration has been requested to provide:</p> <p>(a) a post-mortem report on the Internet disruptions, including issues such as: actions taken by the Office of the Telecommunications Authority (OFTA) during the first 10 odd hours (i.e. between the earthquake happened at around 8:26 pm Hong Kong time on 26 December 2006 to 9:25 am on 27 December 2006 when OFTA received the first public enquiry relating to Internet service failures); improvements to be made to the outage reporting mechanisms; contingency measures to be drawn up; the Administration's comments on PCCW's restoration capabilities; impacts of external telecommunications services disruptions on small and medium-sized enterprises; and comparison between the restoration capabilities of local operators and those of overseas operators. It should also provide grounds on accepting or rejecting deputations' suggestions;</p> <p>(b) a copy of the report on the technical performance study conducted in late 2005;</p> <p>(c) a copy of the survey study report to be available at a later stage.</p>	<p>The Administration to provide the information when ready.</p>

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11. Report on the progress made by the previous Digital 21 Strategy	15.1.07	At a member's request, the Administration undertook to seek information from the Education and Manpower Bureau on the details of the disposal of the some 20 000 refurbished computers for members' information.	The Administration to provide the information when ready.

Council Business Division 1
Legislative Council Secretariat
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