

**Panel on Information Technology and Broadcasting**

**List of follow-up actions**

(position as at 9 October 2006)

Subject	Date of meeting	Follow-up action required	Administration's response
1. The Cyberport Project	8.2.02	The Administration/Cyberport Management to provide information on :	<p data-bbox="1585 639 2063 715">The Administration to provide the information when ready.</p> <p data-bbox="1574 895 2074 1166">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 data-bbox="1518 1214 2080 1289">- The Administration/HKCMCL to provide the information when ready</p> <p data-bbox="1574 1358 2069 1469">The information provided by the Administration has been circulated to Panel members on 5 July 2006</p>
	8.7.02	- 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.	
	12.1.04	- provide information on the rate of business growth and the volume of new business activities generated in the Cyberport.	
	8.5.06	- the extent of achievement for each of the public missions in quantifiable terms;  - general information on rent-free period, including the maximum rent-free period ever offered for a two-year lease and a five-year lease; and the criteria in deciding the rent-free	

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		<p>periods for individual leases if the periods were different; or to provide an explanation if it is decided not to make available such general information to the Panel; and</p> <p>- the procedures in identifying the anchor tenant for the Arcade.</p>	<p>vide LC Paper No CB(1)1931/05-06(01)</p>
<p>2. Broadcasting Services of Radio Television Hong Kong (RTHK)</p>	<p>21.7.05</p>	<p>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.</p>	<p>The Administration to provide the paper when ready. The subject of "Consultancy study on spectrum policy review" has been included in the Panel's "List of outstanding items for discussion".</p>
<p>3. Spamming arising from the use of Interactive Voice Response System technology</p>	<p>13.6.05</p>	<p>The Administration undertook to explore if there were any means to encourage the calling parties of unsolicited calls to pay the airtime/roaming charges thus incurred pending the enactment of any anti-spam legislation.</p>	<p>Information provided by the Administration has been circulated to members vide LC Paper No CB(1)2284/05-06 on 29 September 2006.</p>

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<p>4. 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.	
5. New strategy for e-government services delivery	9.1.06	The Administration has undertaken to provide the report evaluating the cost-effectiveness of e-government programmes when available.	The Administration has advised that it will brief the Panel on the study on Business Case for Government IT investments upon its completion in September 2006.
6. Consultation paper on the establishment of the Communications Authority	17.3.06	The Administration has been requested to provide a synopsis of the industry seminar in August 2005 in which representatives from overseas regulatory bodies including the UK and Australia had been invited to share their experience on the subject with the participants.	Information provided by the Administration has been circulated to members vide LC Paper No. CB(1)1795/05-06 on 19 June 2006.
7. 2004 Digital 21 Strategy – Progress report for 2005 and targets for 2006	17.3.06	The Administration has been requested to provide information to the Panel in due course on the specific measures undertaken to assist disabled persons and disadvantaged groups in information technology adoption.	Information provided by the Administration has been circulated to members vide LC Paper No. CB(1)1866/05-06 on 27 June 2006.

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<p>8. Progress report on promoting the development of the digital entertainment industry in Hong Kong – strategy and measures</p>	<p>8.5.06</p>	<p>The Administration has been requested to provide an information paper to the Panel as soon as possible setting out the usage of the funds approved by FC for the establishment of the Digital Entertainment Incubation cum Training Centre (DEITC), the progress of DEITC's work and its effectiveness in promoting the local DE industry.</p>	<p>As agreed by both Chairmen of this Panel and the Panel on Commerce and Industry (CI Panel), the progress report provided by the Administration was discussed at the meeting of the CI Panel at its meeting on 18 July 2006, at which members of this Panel had been invited to join the discussion.</p>
<p>9. Issues relating to the management and control of Asia Television Limited (ATV)</p>	<p>5.6.06</p>	<p>In relation to the proposed acquisition of ATV's shares by Citic Guoan Group (the Group):</p> <p>(a) the Administration has been requested to provide further information setting out the detailed procedures, both administrative and statutory, involved in considering the application made by the Group, including details of public consultation, if any; and advising the Panel on, according to its assessment, how would the effective interests in ATV be changed after the acquisition of shares by the Group, if approved, and the impacts of such an acquisition; and</p> <p>(b) the Broadcasting Authority (BA) has been requested to revert to the Panel before it makes a decision on the proposed acquisition.</p>	<p>(a) The information provided by the Administration has been circulated to all Members on 7 August 2006 vide LC Paper No CB(1)2102/05-06(01).</p> <p>(b) The BA's initial reply has been circulated to all Members on 16 June 2006 vide LC Paper No CB(1)1776/05-06. It has undertaken to provide a substantive response to the Panel in due course.</p>

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9. Issues related to the regulation of pornographic and violent materials transmitted through the mass media and protection against the intrusion of privacy by the mass media	11.9.06	The Administration has been requested to provide breakdown figures on the respective number of obscene and indecent entertainment magazines with intrusive photographs or crude language that had been submitted to the Obscene Articles Tribunals for classification in the past three years, together with brief descriptions of the articles concerned and the outcome of classification and penalty levied, if any.	The Administration to provide the information when ready.

Council Business Division 1  
Legislative Council Secretariat  
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