

立法會
Legislative Council

LC Paper No. CB(2)1463/07-08
(These minutes have been seen
by the Administration)

Ref : CB2/BC/3/07

**Bills Committee on
Pneumoconiosis (Compensation) (Amendment) Bill 2008**

**Minutes of meeting
held on Thursday, 28 February 2008, at 2:30 pm
in Conference Room A of the Legislative Council Building**

- Members present** : Hon KWONG Chi-kin (Chairman)
Hon Albert HO Chun-yan
Dr Hon LUI Ming-wah, SBS, JP
Hon Abraham SHEK Lai-him, SBS, JP
Hon Audrey EU Yuet-mee, SC, JP
Hon WONG Kwok-hing, MH
Hon Alan LEONG Kah-kit, SC
Dr Hon KWOK Ka-ki
Dr Hon Fernando CHEUNG Chiu-hung
- Members absent** : Hon Jasper TSANG Yok-sing, GBS, JP
Hon LI Fung-ying, BBS, JP
Hon Andrew LEUNG Kwan-yuen, SBS, JP
- Public Officers attending** : Mr NG Ka-kwong, Stanley
Assistant Commissioner for Labour (Employees' Rights
and Benefits)
- Dr LEUNG Lai-man, Raymond, JP
Occupational Health Consultant
Labour Department
- Ms LEUNG Pui-kay, Grace
Senior Government Counsel
- Ms FONG Yuk-sim, Teresa
Senior Labour Officer (Employees' Compensation)

Mr CHONG Heung-yu
Labour Officer (Employees' Compensation)

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

Staff in attendance : Miss Kitty CHENG
Assistant Legal Adviser 5

Ms Janet SHUM
Senior Council Secretary (2) 8

Miss Helen DIN
Legislative Assistant (2) 1

I. Election of Chairman

Hon KWONG Chi-kin was elected Chairman of the Bills Committee.

Application for late membership

2. The Bills Committee accepted the applications from Mr Andrew LEUNG and Mr Abraham SHEK for late membership.

II. Meeting with the Administration

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

4. The Bills Committee requested the Administration to provide members with its draft Committee Stage amendments (CSAs) to the Bill.

5. The Chairman said that the draft CSAs proposed by the Administration would be circulated to members for consideration. If members have no further comments on the CSAs, the Bills Committee would report its deliberations to the House Committee on 7 March 2008, recommending the resumption of the Second Reading debate on the Bill at the Council meeting on 9 April 2008.

6. The meeting ended at 4:00 pm.

(Post-meeting note: The draft CSAs proposed by the Administration were circulated to members vide LC Paper No. CB(2)1250/07-08(01) on 29 February 2008.)

Council Business Division 2
Legislative Council Secretariat
28 March 2008

**Proceedings of meeting of the
Bills Committee on
Pneumoconiosis (Compensation) (Amendment) Bill 2008
on Thursday, 28 February 2008, at 2:30 pm
in Conference Room A of the Legislative Council Building**

Time marker	Speaker	Subject(s)	Action Required
000000 - 000153	Hon Albert HO Dr Hon LUI Ming-wah Hon WONG Kwok-hing Hon KWONG Chi-kin	Election of Chairman	
000154 - 000241	Chairman Hon Albert HO Dr Hon LUI Ming-wah Hon WONG Kwok-hing	Application for late membership from Mr Andrew LEUNG and Mr Abraham SHEK	
000242 - 000346	Chairman	Opening remarks	
000347 - 001008	Admin	Briefing on the Pneumoconiosis (Compensation) (Amendment) Bill 2008 (the Bill)	
001009 - 001041	Hon WONG Kwok-hing Chairman	Views of the Hong Kong Workers' Health Centre	
001042 - 001300	Hon LUI Ming-wah Admin	Whether benign and non-cancerous mesothelioma should be covered under the Bill	
001301 - 001510	Dr Hon Fernando CHEUNG Admin	Whether mesothelioma sufferers would be eligible to claim expenses for Chinese medical treatment	
001511 - 002019	Hon WONG Kwok-hing Admin	Views of the Hong Kong Workers' Health Centre; suggestion to invite views from labour unions and medical professions on the Bill	
002020 - 002528	Dr Hon KWOK Ka-ki Admin	Definition of mesothelioma as a medical term; suggestion to use the term "mesothelioma" instead of	

Time marker	Speaker	Subject(s)	Action Required
		"malignant mesothelioma"	
002529 - 002736	Chairman	Clarification on the views of members of the Panel on Manpower on the scope of the legislative proposal; suggestion to specify the exclusion of benign and non-cancerous mesothelioma under the definition of mesothelioma	
002737 - 003333	Hon Audrey EU Hon Abraham SHEK Chairman Admin	The need to solicit expert advice on the meaning of the term "mesothelioma"	
003334 - 004109	Hon Alan LEONG Admin Chairman ALA5	The need to avoid confusion arising from discrepancies on the interpretation of the term "mesothelioma" as prescribed in the law and understood by medical practitioners; difficulties for mesothelioma patients to seek compensation or litigations in insurance claims; suggestion to amend the definition of mesothelioma under clause 4(6) of the Bill	
004110 - 004327	Hon LUI Ming-wah Hon WONG Kwok-hing Chairman Dr Hon KWOK Ka-ki Admin	Whether its was still necessary to invite views on the Bill; replacement of the reference to "malignant mesothelioma" by "mesothelioma"	
004328 - 004509	Hon Alan LEONG Chairman Admin	Suggestion to delete the words "malignant mesothelioma which is" in the definition of mesothelioma under clause 4(6) of the Bill	
004510 - 004542	Chairman Hon Audrey EU	Whether it was still necessary to invite expert advice on the meaning of the term "mesothelioma"	

Time marker	Speaker	Subject(s)	Action Required
Clause-by-clause examination			
004543 - 004933	Chairman Admin	Examination of clauses 1 to 4 Deletion of the word "malignant" from the long title and short title to the Ordinance; deletion of the words "malignant mesothelioma which is" in the proposed definition of mesothelioma under clause 4(6)	
004934 - 010720	Admin Chairman	Examination of clauses 5 to 21	
010721 - 011450	Admin	Examination of clauses 22 to 30 Deletion of the word "malignant" wherever the term "malignant mesothelioma" appeared in these clauses	
011451 - 012009	Admin	Examination of clauses 31 to 43 Deletion of the word "malignant" wherever the term "malignant mesothelioma" appeared in these clauses	
012010 - 012452	Chairman Admin	Examination of clauses 44 to 57 Deletion of the word "malignant" wherever the term "malignant mesothelioma" appeared in these clauses	
012546 - 013002	Chairman Clerk Admin	Resumption of Second Reading debate on the Bill and report to the House Committee; provision of the draft Committee Stage amendments (CSAs) by the Administration	Admin to provide its draft CSAs