

立法會
Legislative Council

LC Paper No. CB(1)1870/07-08
(These minutes have been seen
by the Administration)

Ref : CB1/SS/13/07

Subcommittee on Dutiable Commodities (Amendment) Regulation 2008

**Minutes of first meeting on
Thursday, 5 June 2008, at 4:30 pm
in Conference Room B of the Legislative Council Building**

Members present : Hon Tommy CHEUNG Yu-yan, SBS, JP (Chairman)
Hon Mrs Selina CHOW LIANG Shuk-ye, GBS, JP
Hon SIN Chung-kai, SBS, JP
Hon Jeffrey LAM Kin-fung, SBS, JP
Hon Ronny TONG Ka-wah, SC
Hon CHIM Pui-chung

Member absent : Hon WONG Ting-kwong, BBS

Public Officers attending : Agenda item II

Mrs Apollonia LIU
Principal Assistant Secretary for Security

Miss Trista LIM
Assistant Secretary for Security

Mr Derek LEE
Assistant Secretary for Food and Health (Food)

Ms Frances HUI
Senior Government Counsel
Department of Justice

Ms Vivian LO
Superintendent (Licensing Office)
Hong Kong Police Force

Clerk in attendance : Ms Connie SZETO
Chief Council Secretary (1)6

Staff in attendance : Mr Timothy TSO
Assistant Legal Adviser 2

Ms Guy YIP
Senior Council Secretary (1)5

Action

I Election of Chairman

Mrs Selina CHOW, the member who had the highest precedence in the Council among all members of the Subcommittee present, presided over the election of the Chairman of the Subcommittee. She invited nominations for the chairmanship of the Subcommittee.

2. Mr Tommy CHEUNG was nominated by Mr CHIM Pui-chung and the nomination was seconded by Mr Jeffrey LAM. Mr CHEUNG accepted the nomination. As there was no other nomination, Mr CHEUNG was elected Chairman of the Subcommittee.

II Meeting with the Administration

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| (L.N. 127 of 2008 | -- Dutiable Commodities
(Amendment) Regulation 2008 |
| Ref: SBCR 4/2801/85 | -- Legislative Council Brief issued
by the Security Bureau |
| LC Paper No. LS86/07-08 | -- Legal Service Division Report
on Subsidiary Legislation
gazetted on 16 May 2008 and
tabled at Council on 21 May
2008 |
| LC Paper No. CB(1)1719/07-08(01) | -- Background brief prepared by
the Legislative Council
Secretariat |
| LC Paper No. CB(1)1719/07-08(02) | -- Administration's paper on
background information
requested by the Legislative
Council Secretariat) |

3. The Subcommittee deliberated (Index of proceedings attached at **Appendix**).

4. The Subcommittee raised no objection to the Dutiable Commodities (Amendment) Regulation 2008 (the Amendment Regulation), which sought to increase the fee for the issue of a temporary liquor licence from \$335 per diem to \$385 per diem, with effect from 11 July 2008. Members further agreed that the Chairman of the Subcommittee would give an oral report at the House Committee meeting on 6 June 2008 and the written report of the Subcommittee would be submitted to the House Committee on 13 June 2008.

III Any other business

5. There being no other business, the meeting ended at 4:50 pm.

Council Business Division 1
Legislative Council Secretariat
12 June 2008

**Proceedings of the first meeting of
the Subcommittee on Dutiable Commodities (Amendment) Regulation 2008
on Thursday, 5 June 2008, at 4:30 pm
in Conference Room B of the Legislative Council Building**

Time marker	Speaker	Subject(s)	Action required
000050 – 000225	Mrs Selina CHOW Mr CHIM Pui-chung Mr Jeffrey LAM Mr Tommy CHEUNG	Election of Chairman	
000226 – 001006	Chairman Administration	<u>Briefing by the Administration</u> (LC Paper No. CB(1)1719/07-08(02)) The Administration's clarification regarding paragraph 9 of LC Paper No. CB(1)1719/07-08(02) that an average of 2.1 days per licence was granted in 2007	
001007 – 001204	Chairman Mr Ronny TONG Administration	(a) Mr Ronny TONG's enquiry on whether it was necessary to obtain a temporary liquor licence for the purpose of hosting a wine-serving function in residential premises (b) The Administration's advice that temporary liquor licences were issued to holders of liquor licences for the retail sale of liquor at any public entertainment or public occasion of a temporary nature and therefore were not applicable to private residential wine-serving functions	
001205 – 001409	Chairman Mr CHIM Pui-chung Mr Ronny TONG Mr SIN Chung-kai	(a) The Chairman and Mr CHIM Pui-chung supported the proposed fee increase for the temporary liquor licence (b) Mr Ronny TONG's opinion that the fee increase would be passed on to consumers (c) Mr SIN Chung-kai's view that the fee increase was mild	
001410 – 001620	Chairman Mr Jeffrey LAM Administration	(a) Mr Jeffrey LAM's enquiry on the Government's plan to review the fee for the temporary liquor licence in future and whether inflation would be taken into consideration in the fee review exercise (b) The Administration's advice that review of costing for Government fees and charges would normally be conducted on an annual basis. Other relevant factors including prevailing economic situation would also be taken into account in deciding on fee adjustment. As the existing cost recovery rate of a temporary liquor	

Time marker	Speaker	Subject(s)	Action required
		licence was between 40% and 70% of target, according to the guidelines of the Financial Services and the Treasury Bureau, a 15% increase each year would be required to gradually achieve full-cost recovery	
001621 – 001720	Chairman Clerk	Dates for the Chairman to make an oral report and the Subcommittee to submit a written report to the House Committee	
001721 – 001902	Chairman Clerk Mr SIN Chung-kai Administration	<u>Clause-by-clause examination of the Amendment Regulation</u> (L.N. 127 of 2008) Members did not raise any query	

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