

Panel on Security

List of follow-up actions

(position as at 4 January 2008)

Subject	Date of Meeting	Follow-up action required	Administration's response
1. Admission Scheme for Mainland Talents and Professionals	4 April 2003 (Joint meeting with the Panel on Manpower)	The Administration agreed to provide members with progress reports on the Scheme on a regular basis.	Progress report on the Scheme for the period from 1 April 2007 to 30 September 2007 circulated vide LC Paper No. CB(2)133/07-08 on 23 October 2007.
2. Powers of the Independent Commission Against Corruption (ICAC) to search for and seize journalistic material	29 November 2004	(a) The Department of Justice (D of J) was requested to provide a response on - (i) the basis on which D of J, upon request from the court, referred the investigation of the press coverage of <i>habeas corpus</i> proceedings relating to a witness to ICAC; (ii) why D of J did not refer the matter to an independent committee;	Response awaited.

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		and	
		(iii) whether there was any conflict of interest with ICAC carrying out the investigation work. (b) ICAC was requested to consider providing the following after all legal proceedings in respect of a case involving the press coverage of habeas corpus proceedings relating to a witness was completed -	Response awaited. Interim responses circulated vide LC Paper Nos. CB(2)1159/05-06 and CB(2)917/06-07 on 16 February 2006 and 19 January 2007 respectively.

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		<p>(i) information which were relevant to the case but not provided to the court, if prosecution was instituted in respect of the case; and</p> <p>(ii) all information relevant to the case, if prosecution was not to be instituted in respect of the case.</p>	
3. Provision of emergency ambulance service	7 June 2005	The Administration was requested to provide information on the implementation of a priority despatch system in overseas countries.	Response awaited.
4. Rules and directions for the questioning of suspects and the taking of statements : Caution Statement	3 January 2006	The Administration was requested to consider adding the sentence "You have the right to remain silent" to the beginning of the caution administered by law enforcement agencies when interviewing a suspect.	Response awaited.

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<p>5. Problem of indebtedness of Police officers</p>	<p>-</p>	<p>The Administration was requested to provide the following information on a half-yearly basis -</p> <p>(a) the number of Police officers with unmanageable debts together with a breakdown of reasons for incurring debts;</p> <p>(b) a breakdown of the number of incoming and outgoing Police officers with unmanageable debts;</p> <p>(c) a breakdown of the periods for which these officers had had unmanageable debts;</p> <p>(d) the number of garnishee orders (i.e. notice of tax recovery) issued to Police officers and a breakdown of the amount of garnishee orders issued; and</p> <p>(e) the number of Police officers who were at the same time receiving notice of tax recovery and repaying salary advances under Civil Service Regulation 618 and loans from the Police Welfare Fund.</p>	<p>Statistics for the period up to the first half of 2007 circulated vide LC Paper No. CB(2)2610/06-07(01) on 8 August 2007.</p> <p>- Ditto -</p> <p>- Ditto -</p> <p>- Ditto -</p> <p>Statistics for the period up to the first half of 2007 circulated vide LC Paper No. CB(2)2610/06-07(01) on 8 August 2007.</p>

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<p>6. Fourth and Fifth Reports of the People's Republic of China under the Convention Against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment - Part Two : Hong Kong Special Administrative Region</p>	<p>5 December 2006</p>	<p>The Administration was requested to provide -</p> <ul style="list-style-type: none"> (a) a written response to the issues raised in the submissions from the Society for Community Organization and the Hong Kong Human Rights Monitor; (b) information on the offences committed by detained asylum seekers and torture claimants and the length of period, especially the longest period, for which such persons had been detained; (c) information on the number of persons granted refugee status and the number of such persons who had settled overseas among the cases referred to in paragraph 13 of the Administration's paper (LC Paper No. CB(2)496/06-07(01)); (d) information about the situation of abuse of the existing mechanism by torture claimants; 	<p>Response awaited.</p> <p style="text-align: center;">- Ditto -</p> <p style="text-align: center;">- Ditto -</p> <p>Response awaited.</p>

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		<p>(e) a response on whether the Police officers concerned in the case of <i>The Hong Kong Special Administrative Region v Chuen Lai-sze and others</i> should have been prosecuted under the Crimes (Torture) Ordinance, and advise the Panel of any follow-up actions taken by the Police in view of the case;</p> <p>(f) a response from a legal point of view on the statement that lawful sanctions should be subject to the Convention Against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment;</p> <p>(g) statistics on deaths in official custody; and</p> <p>(h) information about the percentage of staff of the Immigration Department who had undergone training in handling torture claims.</p>	<p>- Ditto -</p> <p>- Ditto -</p> <p>- Ditto -</p> <p>- Ditto -</p>

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<p>7. Latest developments in the provision of rehabilitative services by the Correctional Services Department</p>	<p>3 July 2007</p>	<p>The Administration was requested to provide -</p> <ul style="list-style-type: none"> (a) the report of the consultancy study which formed the basis for the development of the Risks and Needs Assessment and Management Protocol for Offenders; (b) the percentage of local inmates and local prisoners with sentences of two years or above who had undergone assessment of re-offending risks and rehabilitative needs, advise whether there were case managers to follow up the cases, the average caseload of a case manager and provide a copy of the questionnaire used in such assessment; (c) information, in terms of person-hours, on inmates and prisoners who had used computers and those who had received computer training in penal institutions; 	<p>Response awaited.</p> <p style="text-align: center;">- Ditto -</p> <p style="text-align: center;">- Ditto -</p>

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		<p>(d) information on the number of volunteers who had served as instructors of computer courses in penal institutions and the number of offenders who had applied for computer courses but were not offered a place, and information on its plans to update the facilities for providing rehabilitative services in old penal institutions; and</p> <p>(e) a comparison of the percentage of inmates and prisoners who had been provided vocational training between Hong Kong and other places.</p>	<p>Response awaited.</p> <p>- Ditto -</p>
8. Corruption in building management	17 October 2007	The Independent Commission Against Corruption undertook to provide a paper on corruption in building management in six months' time.	Response awaited.

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9. Corruption in the government sector	17 October 2007	<p>The Independent Commission Against Corruption was requested to provide -</p> <p>(a) statistics on successful prosecutions against corruption relating to association with undesirable characters; and</p> <p>(b) statistics on corruption reports relating to the Food and Environmental Hygiene Department.</p>	<p>Response circulated vide LC Paper No. CB(2)609/07-08 on 13 December 2007.</p> <p>- Ditto -</p>
10. Problem of juvenile drug abuse	30 October 2007	<p>The Administration was requested to provide -</p> <p>(a) a projection of the number of young drug abusers from the Central Registry of Drug Abuse;</p> <p>(b) information on the number of outreaching social workers deployed in Sha Tin, Yuen Long, Tsuen Wan/Kwai Ching and Tai Po/North; and</p> <p>(c) information on the targeted and actual number of young drug abusers served by the five substance abuse clinics of the</p>	<p>Response awaited.</p> <p>- Ditto -</p> <p>- Ditto -</p>

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		Hospital Authority.	
11. Updates on Shenzhen Bay Port Control Point and Land Development Cost of Hong Kong Port Area	6 November 2007	<p>The Administration was requested to provide the following when submitting the funding request to the Public Works Subcommittee -</p> <p>(a) information on whether there were plans for development of the waters outside Lau Fau Shan;</p> <p>(b) detailed information on the computation of costs for items referred to in paragraphs 14 and 16(a) to (g) of the Administration's paper entitled "Updates on the Shenzhen Bay Port Control Point and Land Development Cost of Hong Kong Port Area" as well as the Mainland regulations on which such costs were based;</p> <p>(c) information on the sizes of land referred to in paragraph 16 of the Administration's paper;</p> <p>(d) explain in detail the costs related to the items referred to in paragraph 16(c) and (g) of the</p>	<p>Response circulated vide LC Paper No. CB(2)597/07-08 on 13 December 2007.</p> <p>- Ditto -</p> <p>- Ditto -</p> <p>- Ditto -</p>

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		<p>Administration's paper;</p> <p>(e) explain in writing whether the "Notice by the Guangdong Provincial Land and Resources Department Regarding Matters Relating to Launching Reform of Land Acquisition System" referred to in item 6 of Annex C to the Administration's paper had any retroactive effect; and</p> <p>(f) information on the total reclamation cost and the reclamation cost borne by the Hong Kong side.</p>	<p>Response circulated vide LC Paper No. CB(2)597/07-08 on 13 December 2007.</p> <p>- Ditto -</p>
<p>12. Results of study of matters raised in the Annual Report 2006 to the Chief Executive by the Commissioner on Interception of Communications and Surveillance (the Commissioner)</p>	<p>6 November 2007</p>	<p>(a) The Administration was requested to provide -</p> <p>(i) a paper setting out the response to all the issues raised in Chapter 13 of the 2006 Annual Report of the Commissioner; and</p> <p>(ii) the Commissioner's views on whether panel judges had the right to seek the court's judicial interpretation when there were</p>	<p>Response in LC Paper No. CB(2)462/07-08(01) issued on 30 November 2007.</p> <p>- Ditto -</p>

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	6 December 2007	<p>differences in the interpretation of a provision in legislation between panel judges and law enforcement agencies.</p> <p>(b) The Administration was requested to provide -</p> <p>(i) to explain the factors, if any, giving rise to the change in the number of applications for interception of communications and covert surveillance after the Interception of Communications and Surveillance Ordinance has come into operation;</p> <p>(ii) to explain how the work of communications service providers is regulated; and</p> <p>(iii) to advise whether there had been any interception of communications conducted without the involvement of communications service providers, and, if so, the number of such cases.</p>	<p>Response awaited.</p> <p>- Ditto -</p> <p>- Ditto -</p>

Subject	Date of Meeting	Follow-up action required	Administration's response
<p>13. Police's practices regarding handling of searches of detainees</p>	<p>4 December 2007</p>	<p>The Administration was requested to provide information on -</p> <ul style="list-style-type: none"> (a) the details of 26 complaint cases concerning the conduct of body searches by Police officers received by the Complaints Against Police Office (CAPO) in the past three years; (b) the alleged cases of abuse of power and inappropriate handling of complaints referred to by the deputations; (c) the number of strip searches conducted by the Police in the previous year; (d) in connection with some 200 detainees who were not granted bail on 5 October 2007, the number of persons on whom strip searches had been conducted, the reasons for conducting such a search and the offences involved; and 	<p>Response circulated vide LC Paper No. CB(2)631/07-08 on 14 December 2007.</p> <p>Response awaited.</p> <p>- Ditto -</p> <p>- Ditto -</p>

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		(e) the latest position in respect of CAPO's investigations into the case of LEE Yuen-yee and the incident concerning the use of the Temporary Holding Area in Tsim Sha Tsui Police Station on 14 June 2005.	Response circulated vide LC Paper No. CB(2)631/07-08 on 14 December 2007.

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