

**Replies to supplementary questions raised by Finance Committee Members
in examining the Estimates of Expenditure 2009-10**

**Director of Bureau : Secretary for Commerce and Economic Development
Session No. : 2**

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**CONTROLLING OFFICER'S REPLY TO
SUPPLEMENTARY QUESTION**

S-CEDB(CT)01

Question Serial No.

S003

Head: 55 – Government Secretariat : Subhead
Commerce and Economic (No. & title):
Development Bureau
(Communications and
Technology Branch)

Programme: (1) Broadcasting, Film Services and Creative Industries

Controlling Officer: Permanent Secretary for Commerce and Economic Development
(Communications and Technology)

Director of Bureau: Secretary for Commerce and Economic Development

Question: The broadcasting policy objectives formulated by the Government include (1) encouraging investment, innovation and technology transfer in the broadcasting industry; and (2) ensuring fair and effective competition in the provision of broadcasting services. In this regard, please list by type the specific work conducted by the Communications and Technology Branch on meeting the above objectives over the past three years. (Please list by type the work involving television broadcasting and radio broadcasting.)

Asked by: Hon. LEE Wing-tat

Reply: The Communications and Technology Branch (CTB) of the Commerce and Economic Development Bureau is responsible for, among others, the formulation of broadcasting policy. We review the policy from time to time to ensure that it remains appropriate in present day circumstances.

In relation to the policy objectives to encourage investment, innovation and technology transfer in the broadcasting industry, CTB has been actively promoting the development of the broadcasting industry in Hong Kong over the years. Following the promulgation of the implementation framework for digital terrestrial television (DTT), CTB assumed a coordination role to assist the two free-to-air broadcasters to launch the DTT services from end-2007. The two free-to-air broadcasters have made substantial investments in the DTT launch and have adopted new technology to provide higher quality and more innovative and diverse TV services to the community.

In 2007 and 2008, CTB completed two rounds of public consultation on mobile TV services and related issues. At the end of 2008, we promulgated the implementation framework for the introduction of mobile TV services in Hong Kong. We intend to release frequency spectrum for the development of broadcast-type mobile TV services within this year. This will allow for the introduction of more innovative and diverse TV services to the community. We have also adopted a pro-mobile TV approach, whereby the operators would have to use at least 50% of the capacity for mobile TV but there is the flexibility for the operators to use the remaining 50% of the capacity for value-added services including digital audio broadcasting. This may help attract investment in innovative radio services with the adoption of new technology for the provision of more diverse and better quality radio programming to the audiences.

As for the policy objectives to promote fair and effective competition, we opened up the TV market in 2000 and adopted a liberal, light-handed regulatory approach resulting in a much more competitive and vibrant TV market. Apart from the Broadcasting Authority's enforcement of the sector-specific competition provisions under the Broadcasting Ordinance (Cap. 562), the CTB has a role in keeping these provisions updated and also in administering

the licences for domestic free and pay television programme and sound broadcasting services. The latter includes processing licences applications, licence review and renewal and applications in relation to cross-media ownership restrictions. All these help foster fair and effective competition in the market and promote plurality and diversity of broadcasting services.

On the radio side, we issued a new sound broadcasting licence in 2008 which would further enhance competition in the field.

Name in block letters D.W. Pescod

Post Title Permanent Secretary for Commerce
and Economic Development
(Communications and Technology)

Date 30.3.2009

**CONTROLLING OFFICER'S REPLY TO
SUPPLEMENTARY QUESTION**

S-CEDB(CT)02

Question Serial No.

S008

Head: 47 – Government Secretariat : Subhead
Office of the Government (No. & title):
Chief Information Officer

Programme: (1) Use of IT in Government

Controlling Officer: Government Chief Information Officer

Director of Bureau: Secretary for Commerce and Economic Development

- Question:
- (a) Please indicate the progress of the centrally managed security audit programme; and
 - (b) Under the centrally managed security audit programme, is there any government department that is not able to meet the requirements of security risk assessment? Has the Administration taken any follow-up with the bureaux/departments (B/Ds) that are unable to meet the requirements?

Asked by: Hon. LAU Wai-hing, Emily

- Reply:
- (a) The centrally managed security audit programme covers all B/Ds. So far, about 80% of the programme has been completed. We expect the entire programme to be completed by mid-2009.
 - (b) B/Ds are responsible for assessing security risks and implementing security measures, in the light of their own business profile and work processes. In doing so, they need to take account of the changing nature of security threats. The centrally managed security audit programme was introduced to confirm that the necessary security risk assessments and reviews have been satisfactorily performed and any recommendations for improvements have been properly dealt with by the B/Ds. So far, there has not been any B/D that has fallen substantially short in meeting the general requirements of the security risk assessment. However, the audits cover a wide range of topics and it is common for audits to identify aspects of the security reviews and assessments that need fine-tuning or enhancement. In such cases, the Office of the Government Chief Information Officer will advise the management of the B/Ds concerned to take corrective action, and monitor progress of such actions by B/Ds.

Name in block letters Jeremy Godfrey

Post Title Government Chief Information Officer

Date 27.3.2009

**CONTROLLING OFFICER'S REPLY TO
SUPPLEMENTARY QUESTION**

S-CEDB(CT)03

Question Serial No.

S001

Head: 47 – Government Secretariat : Subhead
Office of the Government (No. & title):
Chief Information Officer

Programme: (1) Use of IT in Government

Controlling Officer: Government Chief Information Officer

Director of Bureau: Secretary for Commerce and Economic Development

Question: Please list out in details what sort of advice has the Office of the Government Chief Information Officer (OGCIO) provided to the Food and Health Bureau (FHB) with regard to the institutional arrangements, project governance, technical and security issues relating to the planning and development of a territory-wide electronic health record sharing infrastructure in Hong Kong.

Asked by: Hon. LEE Wing-tat

Reply: The Government plans to develop a territory-wide, patient-oriented electronic health record (eHR) sharing system as an essential infrastructure to support the healthcare reform. The eHR sharing system aims at enabling healthcare providers in both the public and private healthcare sectors to, with the patients' consent, access and share their patients' eHR.

To achieve the above, the FHB has established a Steering Committee on eHealth Record Sharing in July 2007 with members from both the public and private healthcare sectors to provide steer, build consensus and gather expertise for the development of the eHR sharing system. The work of the Steering Committee is underpinned by four Working Groups, namely the Working Group on eHR and Information Standards, the Working Group on Institutional Arrangements, the Working Group on Legal, Privacy and Security Issues, and the Working Group on eHR Partnership. The Government Chief Information Officer is a member of the Steering Committee to advise FHB on the institutional arrangements, project governance, technical and security issues relating to the planning and development of eHR. The OGCIO also participates in each of the above four working groups and tenders advice on the matters being examined by these groups.

Specifically, the OGCIO has assisted FHB to devise a programme management plan to set out in details the programme objectives, needs and benefits, execution strategy, estimated costs, organisational structure, risk management, stakeholder engagement, change management, procurement strategy and project governance for the eHR programme. The main implementation strategy of the plan is to leverage upon the existing expertise and experience of the public sector, share the public sector systems and know-how with the private sector, and build up the eHR capacity in the private sector through collaboration with private service providers. The programme management plan forms the basis for FHB to seek resources for the development of the eHR sharing system from the Finance Committee.

In addition, the OGCIO has advised FHB on the participation of the IT industry in the eHR programme. It is estimated that around two-thirds of the eHR Phase 1 capital budget would be involved in areas of purchasing hardware and software, hiring contractors and outsourcing certain work assignments to the private IT sector. The programme will also create opportunities for the private sector to develop eHR-compatible systems for private hospitals and clinics. The programme will facilitate this by promulgating open standards for eHR compatibility, by providing technical assistance to private contractors, by certifying privately-

developed software for eHR compatibility, and by licensing software modules for re-use in private sector implementations. The Working Group on eHR Partnership will embark on an eHR Engagement Initiative in the latter part of 2009 to invite proposals from the healthcare and IT sectors on how they wish to contribute to the development of the eHR sharing system.

We expect that the substantial investment by the Government on the eHR programme as an infrastructure project would provide significant new opportunities for the local IT industry to develop and would also create directly and indirectly a substantial number of employment opportunities for the IT sector. We believe that implementing the eHR programme by leveraging on the public sector expertise and experience and through collaboration with the private sector, we could achieve greater cost-effectiveness while also building up the capacity in the local industry to provide eHR related services as a pioneer in the region.

We will continue to render advice to FHB on the above aspects during the implementation of the programme.

Name in block letters	<u>Jeremy Godfrey</u>
Post Title	<u>Government Chief Information Officer</u>
Date	<u>27.3.2009</u>

**CONTROLLING OFFICER'S REPLY TO
SUPPLEMENTARY QUESTION**

S-CEDB(CT)04

Question Serial No.

S004

Head: 47 – Government Secretariat : Subhead
Office of the Government (No. & title):
Chief Information Officer

Programme: (3) IT in the Community

Controlling Officer: Government Chief Information Officer

Director of Bureau: Secretary for Commerce and Economic Development

Question: Please list the IT surveys coordinated and completed by the Office of the Government Chief Information Officer over the past three years.

Asked by: Hon. LEE Wing-tat

Reply: The Office of the Government Chief Information Officer (OGCIO) commissioned and coordinated the following external surveys about the use of IT in the community and e-government services over the past three years. These supported all three programme areas under Head 47. The survey results serve as a useful reference in the development of IT Strategy in Hong Kong.

Year	Survey
2008-09	<ul style="list-style-type: none"> • Customer Research for Pre-product Development of Government Personalised Portal for GovHK • Customer Research Service for Information Architecture for Housing & Social Services and Education & Training Cluster for GovHK • Customer Research for Geo-spatial Information Hub and Services & Government Personalised Portal for GovHK • GovHK-Online Survey for Personalised Services • Annual GovHK Satisfaction Survey • On-line User Survey of Government Wi-Fi Programme (on-going) • Survey on the degree of digital inclusiveness of the disadvantaged groups in Hong Kong (yet to be completed) • Thematic Household Survey Report: Information Technology Usage and Penetration (yet to be completed) • 2009 Annual Survey on Information Technology Usage and Penetration in the Business Sector (yet to be completed)
2007-08	<ul style="list-style-type: none"> • Customer Research Service for Information Architecture for Business & Trade User Group, Non-Residents User Group, Transport & Motoring, and Culture, Leisure & Sports Cluster for GovHK • Customer Research Service for Private Sector Participation in GovHK • GovHK-Online Opinion Survey (Launch of new design) • Annual GovHK Satisfaction Survey • Thematic Household Survey Report No.37: Information Technology Usage and Penetration • Thematic Household Survey Report No.36: Pattern of Smoking and Application of Information Technology (only the part on Application of Information Technology) • Usability Test for GovHK • 2008 Annual Survey on Information Technology Usage and Penetration in the Business Sector

Year	Survey
2006-07	<ul style="list-style-type: none"> • Brand name, Logo and Slogan Exploration Study for GovHK • Customer Research Service for Information Architecture for the Communications & Technology, Environment and Immigration Services, Taxes & Duties, Government, Law & Order clusters for the Further Development of GovHK • Customer Research Service for One-stop Portal Clustering Proposal and Presentation Layer for GovHK • Evaluate content, usability and accessibility of GovHK • GovHK- Online Opinion Survey (GovHK Soft Launch) • Annual GovHK Satisfaction Survey • Service Propositions Exploration Study for GovHK • Thematic Household Survey Report No.32: Information Technology Usage and Penetration • Usability Test on One-stop Portal Prototype for GovHK • 2007 Annual Survey on Information Technology Usage and Penetration in the Business Sector

In addition to the above surveys, OGCIO also conducts internal surveys on the IT needs and usage of bureaux and departments.

Name in block letters Jeremy Godfrey

Post Title Government Chief Information Officer

Date 27.3.2009

**CONTROLLING OFFICER'S REPLY TO
SUPPLEMENTARY QUESTION**

S-CEDB(CT)05

Question Serial No.

S005

Head: 47 – Government Secretariat : Subhead
Office of the Government (No. & title):
Chief Information Officer

Programme: (2) IT Infrastructure and Standards

Controlling Officer: Government Chief Information Officer

Director of Bureau: Secretary for Commerce and Economic Development

Question: Please provide the Government's specific work details for the following items:

- (a) worked with the Hong Kong Internet Registration Corporation Limited (HKIRC) to take forward the recommended institutional changes arising from the review on the administration of ".hk" Internet domain names; and
- (b) monitor the smooth implementation of the new governance arrangements for the HKIRC.

Asked by: Hon. LEE Wing-tat

Reply: (a) With the general support received during the public consultation on the review on the administration of ".hk" Internet domain names conducted in 2007, and having regard to the comments of the Members of the Legislative Council Panel on Information Technology and Broadcasting, the Board of HKIRC proposed detailed implementation arrangements to its members during 2008. The institutional changes, which were approved by members of HKIRC to form a smaller board to focus on corporate governance and implement a simplified membership class structure, took effect on 15 December 2008. On the same day, the new Board of Directors was formed. The Chairman was subsequently elected from among the Board members themselves.

The Government has invited the Board to take the lead in forming the Consultative and Advisory Panel (CAP) in an open and transparent manner. We have asked the Board to propose the composition, terms of reference and timing of establishment of the CAP. In order to ensure that the proposals enjoy wide support amongst directors, we have asked the Board to ensure that its proposals are approved by at least 75% of the directors of HKIRC (and preferably adopted unanimously).

HKIRC is in the process of forming the CAP and is arranging to publish the list of organisations it has decided to invite to make nominations. It aims to establish the CAP in June 2009.

The Government and HKIRC have communicated and agreed in principle on a draft outline of the new Memorandum of Understanding (MOU). The new MOU will set out, openly and transparently, the Government's expectations of HKIRC, and the mechanisms for assuring that they are being met. It will also give HKIRC an explicit duty to uphold the rights of freedom of speech, of publication, of communication and of religious belief in accordance with the laws in force in Hong Kong.

The Government will invite Members of the Panel on Information Technology and Broadcasting to comment on the draft outline of the new MOU at its meeting on 7 April 2009. HKIRC and the Government will take all comments and suggestions into consideration when finalising the MOU. As well as considering Members' and public comments on the draft outline of the MOU, HKIRC will consult the CAP once it is established. We aim to have the new MOU in place by September 2009.

- (b) The Government will use the mechanisms to be established under the new MOU to monitor the smooth implementation of the new governance arrangements, and to ensure that HKIRC follows the agreed principles in managing the “.hk” domain names (such as upholding the rights of individuals and organisations to freedom of speech), operates independently and in an open and transparent manner, develops and publishes a three-year strategic plan, and introduces performance measures to assure that it is delivering its obligations. In the meantime, before the new MOU is concluded, the Board of HKIRC and the Government communicate as needed about the progress of implementation of the new governance arrangements.

Name in block letters Jeremy Godfrey

Post Title Government Chief Information Officer

Date 27.3.2009

**CONTROLLING OFFICER'S REPLY TO
SUPPLEMENTARY QUESTION**

S-CEDB(CT)06

Question Serial No.

S006

Head: 47 – Government Secretariat : Subhead
Office of the Government (No. & title):
Chief Information Officer

Programme: (3) IT in the Community

Controlling Officer: Government Chief Information Officer

Director of Bureau: Secretary for Commerce and Economic Development

Question: Under this Programme, the estimate for 2009-10 is 161% higher than the revised estimate for 2008-09 to educate Internet users on the appropriate and safe use of the Internet. Please list out the expenditure breakdown of the territory-wide campaign and the number of jobs to be created.

Asked by: Hon. LEE Wing-tat

Reply: Of the 161% increase in estimate, i.e. \$65 m, we have earmarked \$63 m for a territory-wide Internet education campaign. The campaign will include large-scale promotion events, roving exhibitions and training in districts, school talks, inter-school activities, telephone hotline support, home visit technical assistance, etc.

We have invited youth-related Non-Government Organisations (NGOs) to submit proposals on the planning and execution of the campaign. We estimate some 500 temporary jobs in the NGOs for about one year will be created for the execution of the campaign. More details about the expenditure breakdown of the campaign would be further developed in accordance with the proposals from interested NGOs.

Name in block letters Jeremy Godfrey

Post Title Government Chief Information Officer

Date 27.3.2009

**CONTROLLING OFFICER'S REPLY TO
SUPPLEMENTARY QUESTION**

S-CEDB(CT)07

Question Serial No.

S007

Head: 47 – Government Secretariat : Subhead
Office of the Government (No. & title):
Chief Information Officer

Programme: (3) IT in the Community

Controlling Officer: Government Chief Information Officer

Director of Bureau: Secretary for Commerce and Economic Development

Question: The aim of this Programme is to build an inclusive, knowledge-based society that residents, businesses and voluntary organisations in Hong Kong are all able to create, access, utilise and share information and knowledge, so that they can achieve their full potential in promoting their sustainable development and improving their quality of life. There should also be a culture of healthy and ethical use of information and communications technology, protected by the legal system. In this connection, please indicate:

- (a) whether the Office of the Government Chief Information Officer (OGCIO) has any policy or measure to ensure the free flow of information on the Internet in Hong Kong; and
- (b) whether the OGCIO has any policy or measure to monitor the misuse of the Internet in Hong Kong.

Asked by: Hon. LEE Wing-tat

Reply: (a) Freedom of expression is one of the fundamental values of Hong Kong, and is expressly protected by the law. Information can flow freely on the Internet, in accordance with the same laws that apply to the flow of information through other means. We fully reflect the principle of supporting free flow of information on the Internet in any activities related to the Internet, including:

- Oversight of administration of the “.hk” top-level domain, where we have designated an independent company to manage the domain and are putting in place a Memorandum of Understanding which will place the company under an explicit duty to uphold freedom of expression and to act transparently, so that stakeholders can judge whether it is acting in accordance with this duty;
- Commenting on policies and administrative measures being considered by other bureaux and departments (B/Ds), where the principle of supporting the free flow of information on the Internet is reflected in our advice;
- Sponsoring digital inclusion initiatives, where we aim to ensure that information can flow freely to and from all members of society, including members of disadvantaged groups;

- (b) As the Internet operates and functions largely on a collaborative basis, its smooth operation relies heavily on the proper conduct of users. The OGCIO monitors the health and performance of the Internet in respect of security threats and attacks such as cyber crimes and service disruptions, in collaboration with other B/Ds, the Hong Kong Computer Emergency Response Team Coordination Centre, industry bodies and other

relevant non-government organisations. Through various publicity channels, we continue to raise public awareness on information security, promote the safe and ethical use of Internet, and update the public on information security and prevention of computer crime. We have also published a set of guidelines on “Acceptable Use of Internet” in 2007 on the one-stop information security portal for public access. Any misuse related to criminal activities on the Internet will be handled by the law enforcement agencies.

In 2009-10, we have earmarked \$63 m to conduct a one-year programme to teach Internet users, especially young students, how to use the Internet appropriately and safely.

Name in block letters Jeremy Godfrey
Post Title Government Chief Information Officer
Date 27.3.2009

**CONTROLLING OFFICER'S REPLY TO
SUPPLEMENTARY QUESTION**

S-CEDB(CT)08

Question Serial No.

S009

Head: 160 Radio Television Hong Kong Subhead
(No. & title):

Programme: (1) Radio

Controlling Officer: Director of Broadcasting

Director of Bureau: Secretary for Commerce and Economic Development

Question: Please list out, by category, radio programmes that promote civic awareness and national education as produced by RTHK in the years 2006-07, 2007-08 and 2008-09.

Asked by: Hon. LAU Wai-hing, Emily

Reply: We produce regular programmes and segments as well as special programmes and projects to promote civic awareness and national education. Some highlights of these productions in 2006-07, 2007-08 and 2008-09 are as follows.

<i>Year</i>	<i>On civic awareness</i>	<i>On national education</i>
2006-07	<p>Regular Programmes and Segments:</p> <ul style="list-style-type: none"> • Civil Society • Young Politicians • Today at LegCo • Equal Opportunities to Ethnic Groups • Hong Kong Letters <p>Special Programmes and Projects:</p> <ul style="list-style-type: none"> • Environmental Protection – Blue Sky Forum • Basic Law Arts Corner • Forum on HK's Competitiveness • Solar Project 2006 • 2nd Annual Awards for Compassion • Harmony in Community • Inter Post-secondary College Debate Competition • ICAC Kidsland Promotion Activities • Outstanding Disabled Employees Campaign • Anti-smoking Campaign • Occupational Safety Campaign • We Care Award Presentation 2006 • World Hello Day • Organ Transplants Promotion Campaign 2006 	<p>Regular Programmes and Segments:</p> <ul style="list-style-type: none"> • Fifty Years After • Sanjiang Forum • China: The Last 50 Years • Fascinating China <p>Special Programmes and Projects:</p> <ul style="list-style-type: none"> • Talking to Chinese Business Leaders • Reports on 9+2 Economic Development and 11th Five Year Plan of China • Global Chinese Young People Online • National Education Field Trips • Putonghua Young Leaders Camp

<i>Year</i>	<i>On civic awareness</i>	<i>On national education</i>
2007-08	<p>Regular Programmes and Segments:</p> <ul style="list-style-type: none"> • Civil Society • Young Politicians • Hong Kong Letters (special edition for the 10th Anniversary of the HKSAR) • Today at LegCo <p>Special Programmes and Projects:</p> <ul style="list-style-type: none"> • District Council Election Forum 2007 • ACAN Anti-drugs Campaign • District Council Election Voter Registration Campaign • Fostering in Harmony Project • Hong Kong Social Forum • Humanity Awards • 3rd Annual Awards for Compassion • Inter Post-secondary College Debate Competition • Fight Crime & Anti-drugs Promotion Projects • Outstanding Disabled Employees Campaign • Regeneration Project • Road Safety Campaign • Outstanding Social Worker Award • Used Book Recycling Campaign 	<p>Regular Programmes and Segments:</p> <ul style="list-style-type: none"> • Fifty Years After • Sanjiang Forum • China: The Last 50 Years • Fascinating China <p>Special Programmes and Projects:</p> <ul style="list-style-type: none"> • Special programmes related to the 10th Anniversary of the HKSAR • People and Events of the Past Decade • Celebration Party for the Reunification by the Ten Thousand Youths from Shenzhen & HK • “China’s Rise as a Power” Seminar
2008-09	<p>Regular Programmes and Segments:</p> <ul style="list-style-type: none"> • Care for Disabled • Live With Life • Smart Consumer • Smile Family • Young Politicians • Today at LegCo • Hong Kong Letters <p>Special Programmes and Projects:</p> <ul style="list-style-type: none"> • ABU’s Lights Off Day • LegCo Election Forums • LegCo Election Voter Registration Campaign • Civic Education Carnival • Equality for All Charity Activity • Equal Opportunity Multi-Cultural Seminar • Family Council Launching Ceremony and programmes • 2008 ACAN Anti-drug Short Film 	<p>Regular Programmes and Segments:</p> <ul style="list-style-type: none"> • China: The Last 50 Years • Fifty Years After • National Education Flashes • Sanjiang Forum • Fascinating China • My Home, My Country, My World <p>Special Programmes and Projects:</p> <ul style="list-style-type: none"> • Rebuild Sichuan Volunteer Programme • 30 Years Reform in China • Basic Law Quiz • One World One Dream – Chinese Youths Gala

<i>Year</i>	<i>On civic awareness</i>	<i>On national education</i>
	Competition <ul style="list-style-type: none"> • Humanity Awards • 4th Annual Awards for Compassion • Inter Post-secondary College Debate Competition • Occupational Safety Charter • Hygiene Charter • ICAC Superkid Presentation Ceremony • Fight Crime & Anti-drugs Promotion Projects 	

In addition, many of our current affairs programmes such as Talkabout, Openline Openview, Backchat, etc., analyze or touch on various community issues and mainland affairs, which contribute to the promotion of civic education and national education in a broad sense.

Name in block letters Franklin WONG

Post Title Director of Broadcasting

Date 27.3.2009

**CONTROLLING OFFICER'S REPLY TO
SUPPLEMENTARY QUESTION**

S-CEDB(CT)09

Head: 160 Radio Television Hong Kong Subhead
(No. & title):

Question Serial No.

S010

Programme: (2) Public Affairs Television

Controlling Officer: Director of Broadcasting

Director of Bureau: Secretary for Commerce and Economic Development

Question: Please list out, by category, television programmes that promote civic awareness and national education as produced by RTHK in the years 2006-07, 2007-08 and 2008-09.

Asked by: Hon. LAU Wai-hing, Emily

Reply: RTHK's Public Affairs Television produced a number of television programmes that promoted civic awareness and national education over the years. Highlights are as follows:

<i>Year</i>	<i>On civic awareness</i>	<i>On national education</i>
2006 – 07	Police Magazine; Police Report; Equal Opportunities Special; Rehabilitation Special; The Road Back; Anti-drug Files; By-census Special; Blue Sky Vision	China Stories: 30 Years' Endeavour; Hundred years of Overseas Studies; School Quiz on China Affairs; Tracing Dr. Sun; Hand in Hand Solar Project; Let Imagination Fly; Guangzhou – HK – Macau Primary School Quiz
2007 – 08	Police Magazine Police Report A Note on Voting District Council Election 2007 LegCo By-election Forum Territory-wide Building Management Being Good Neighbours On Hong Kong	70th Anniversary of Nanjing Massacre; Guangzhou – HK – Macau Primary School Quiz; School Quiz on China Affairs; Glamour of Sports – Events Capital; Let Imagination Fly; Hong Kong & Mainland China Hand in Hand – Solar Project
2008 – 09	Police Magazine Police Report Equal Opportunities Special The Road Back LegCo Elections 2008 History of Hong Kong Lands Stories of Common Folks	On China; China New Faces; Sichuan Earthquake Special; National Education Children Series; Olympic Legacy; Love Lesson; Hong Kong History Series

In addition, many of our regular current affairs programmes such as LegCo Review, Hong Kong Connection, The Pulse, etc., analyze or touch on various community issues and Mainland affairs, which contribute to the promotion of civic education and national education in a broad sense.

Name in block letters Franklin WONG

Post Title Director of Broadcasting

Date 27.3.2009

**CONTROLLING OFFICER'S REPLY TO
SUPPLEMENTARY QUESTION**

S-CEDB(CT)10

Question Serial No.

S011

Head: 160 Radio Television Hong Kong Subhead
(No. & title):

Programme: (2) Public Affairs Television

Controlling Officer: Director of Broadcasting

Director of Bureau: Secretary for Commerce and Economic Development

Question: In 2007-08, the number of substantiated complaint was 1, but in 2008-09, the estimated figure is 0. Please inform us of the details and results of such complaint cases.

Asked by: Hon. LAU Wai-hing, Emily

Reply: The substantiated complaint in 2007-08 is about an inaccurate quotation of the Hang Seng Index by the host in an episode of the programme "Pentaprism", for which the Commissioner of Television and Entertainment Licensing has classified the case as a minor breach.

Name in block letters Franklin WONG

Post Title Director of Broadcasting

Date 27.3.2009

**CONTROLLING OFFICER'S REPLY TO
SUPPLEMENTARY QUESTION**

S-CEDB(CT)11

Question Serial No.

S012

Head: 160 Radio Television Hong Kong Subhead
(No. & title):

Programme: (2) Public Affairs Television

Controlling Officer: Director of Broadcasting

Director of Bureau: Secretary for Commerce and Economic Development

Question: Please set out the number of complaints (substantiated or unsubstantiated inclusive) received by RTHK in 2007-08 and 2008-09 and the details of such complaints.

Asked by: Hon. LAU Wai-hing, Emily

Reply: In 2007-08, Programme (2) received a total of 71 complaints, including one substantiated case (pleased refer to S011 for details), on programme contents, inaccurate information, participants' views expressed in City Forum, presenter's attitude at filming location, arrangement of child artiste during production, and etc.

In 2008-09, the 34 complaints received included cases on staff performance in handling enquiries, technical failure of eTVonline, recording arrangement of a quiz show, programme contents, inaccurate subtitles, and etc. Since the compilation of the Estimates, the number of substantiated complaints should be revised from 0 to 1. This complaint, classified as a minor breach by the Commissioner for Television and Entertainment Licensing Authority, is about a typo in the subtitles of "Hong Kong Geographic 2009".

Name in block letters Franklin WONG

Post Title Director of Broadcasting

Date 27.3.2009

**CONTROLLING OFFICER'S REPLY TO
SUPPLEMENTARY QUESTION**

Reply Serial No.

S-CEDB(CT)12

Question Serial No.

S013

Head: 160 Radio Television Hong Kong Subhead
(No. & title):

Programme: (1) Radio

Controlling Officer: Director of Broadcasting

Director of Bureau: Secretary for Commerce and Economic Development

Question: In 2007-08, the number of substantiated complaint was 4, but in 2008-09, the estimated figure is 2. Please inform us of the details and results of such complaint cases.

Asked by: Hon. LAU Wai-hing, Emily

Reply: For 2007-08, the four cases relate to three cases of minor breaches and one case of advice. They relate to an error in weather report, an error in reporting the Hang Seng China Enterprises Index, a caller uttering foul expression, and a programme host uttering an offensive expression.

For 2008-09, since the compilation of the Estimates, the number of substantiated complaints should be revised from two to three. These three cases are all minor breaches. They relate to an error in reporting the Hang Seng Index, an error in reporting the title of a public figure, and an error in pronouncing the name of a capital city.

We have reminded the presenters to be more alert to the accuracy in information and language expressions.

Name in block letters Franklin WONG

Post Title Director of Broadcasting

Date 27.3.2009

**CONTROLLING OFFICER'S REPLY TO
SUPPLEMENTARY QUESTION**

S-CEDB(CT)13

Question Serial No.

S014

Head: 160 Radio Television Hong Kong Subhead
(No. & title):

Programme: (1) Radio

Controlling Officer: Director of Broadcasting

Director of Bureau: Secretary for Commerce and Economic Development

Question: Please set out the number of complaints (substantiated or unsubstantiated inclusive) received by RTHK in 2007-08 and 2008-09 and the details of such complaints.

Asked by: Hon. LAU Wai-hing, Emily

Reply: The Broadcasting Authority received a total of 135 and 84 complaints on RTHK radio programmes in 2007-08 and 2008-09 respectively. These complaints mainly relate to programme presenters' language expressions, impartiality, political views, accuracy of information, pronunciation and indirect advertisements, etc. Details of the complaints are published on the website of the Broadcasting Authority (<http://www.hkba.hk/en/complaints/archives.html>).

Among these complaints, four cases in 2007-08 and three cases in 2008-09 were found substantiated. (Please see S013 for more details about the substantiated cases.)

Name in block letters Franklin WONG

Post Title Director of Broadcasting

Date 27.3.2009

**CONTROLLING OFFICER'S REPLY TO
SUPPLEMENTARY QUESTION**

S-CEDB(CT)14

Question Serial No.

S002

Head: 180 Television and Entertainment Licensing Authority
Subhead
(No. & title):

Programme: (1) Broadcast Monitoring and Regulation

Controlling Officer: Commissioner for Television and Entertainment Licensing

Director of Bureau: Secretary for Commerce and Economic Development

Question: The broadcasting policy objectives formulated by the Government include (1) encouraging investment, innovation and technology transfer in the broadcasting industry; and (2) ensuring fair and effective competition in the provision of broadcasting services. In this regard, please list by types the specific work conducted by the Television and Entertainment Licensing Authority on meeting the above objectives over the past three years. (Please list by types the work involving television broadcasting and radio broadcasting.)

Asked by: Hon. LEE Wing-tat

Reply: The Broadcasting Division of the Television and Entertainment Licensing Authority ("TELA") is the executive arm of the Broadcasting Authority ("BA"), which is an independent regulator of the broadcasting industry. It assists the BA in carrying out the statutory functions of the BA as set out under the Broadcasting Authority Ordinance (Cap. 391).

Pursuant to Government's policy objective to encourage investment, innovation and technology transfer in the broadcasting industry through the introduction of digital terrestrial television (DTT), TELA, in 2005, assisted the BA in approving the investment plans submitted by Asia Television Limited (ATV) and Television Broadcasts Limited (TVB) and, in 2007, drawing up and promulgating the technical standards for DTT programme services and reviewing the licence fees having regard to technological development of the industry. Both ATV and TVB have made substantial investment in the DTT launch and have adopted new technology to provide a higher quality and more innovative and diverse TV services to the community.

TELA assists the BA in maintaining a pro-market, technology-neutral and light-handed regulatory regime, which has stimulated investment incentive and encouraged innovation and technology transfer. Under such a regime, the total number of television programme service licensees and sound broadcasting licensees has increased from 45 to 51 and the total number of television and radio channels operated by licensees has increased from 389 to 522 over the past three years. Hong Kong has also one of the most advanced Internet Protocol Television (IPTV) services in the world with innovative interactive services. According to an industry survey, Hong Kong's annual pay TV industry investment, including investment in programming, distribution and technology, was amongst the highest in the Asia-Pacific region.

In relation to the policy objective to promote fair and effective competition, TELA has been assisting the BA in enforcing the competition provisions under the Broadcasting Ordinance ("BO") (Cap. 562). To provide guidance on the investigation procedures and the application of the competition provisions by the BA, TELA also assisted the BA in the promulgation of two sets of guidelines in 2001 which were updated in 2007 in the light of operational experience and in line with international best practice. TELA has also assisted the BA in promulgating an Accounting Manual in 2006, providing guidance to television programme service licensees to facilitate the separation of accounts for their television broadcasting and

telecommunications businesses so as to provide transparency in their operations and guard against anti-competitive practices.

In respect of the handling of competition complaints, TELA has assisted the BA in the investigation into two complaints over the past three years about contravention of the competition provisions by television programme service licensees. The complaints involved alleged predatory pricing and anti-competitive service termination practices respectively by a television programme service licensee. The complaints were processed in accordance with the Guidelines and were ruled as unsubstantiated.

In 2008, TELA assisted the BA to process an application for a new sound broadcasting licence. The licence was issued and this should help enhance competition in the radio field and bring more diverse programming to the audiences.

Name in block letters	<u>Maisie CHENG</u>
Post Title	<u>Commissioner for Television and Entertainment Licensing</u>
Date	<u>27.3.2009</u>