

立法會
Legislative Council

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(These minutes have been seen by
the Administration)

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**Subcommittee to Examine the Implementation in Hong Kong of Resolutions of
the United Nations Security Council in relation to Sanctions**

**Minutes of the fourth meeting on
Monday, 27 April 2009 at 11:0 am
in Conference Room B of the Legislative Council Building**

Members present : Dr Hon Margaret NG (Chairman)
Hon LAU Kong-wah, JP
Hon Cyd HO Sau-lan
Hon Tanya CHAN

**Public Officers
attending** : Ms Linda LAI Wai-ming, JP
Deputy Secretary for Commerce and Economic
Development (Commerce & Industry)

Miss Wendy CHUNG
Principal Assistant Secretary for Commerce and Economic
Development (Commerce & Industry)

Mr Peter WONG Hing-hong
Deputy Principal Government Counsel (Treaties & Law)
Department of Justice

Ms Agnes CHEUNG Siu-hang
Senior Government Counsel
Department of Justice

Miss Selina LAU Suet-ching
Senior Government Counsel
Department of Justice

Ms Frances HUI Hang-ka
Senior Government Counsel
Department of Justice

Clerk in attendance : Ms YUE Tin-po
Chief Council Secretary (1)3

Staff in attendance : Mr Kelvin LEE
Assistant Legal Adviser 1

Ms Annette LAM
Senior Council Secretary (1)3

Action

I. Meeting with the Administration

(LC Paper No. CB(1)1193/08-09(01) -- Administration's paper on United Nations Sanctions (Somalia) Regulation (L.N. 58 of 2009) and United Nations Sanctions (Arms Embargoes) (Amendment) Regulation 2009 (L.N. 59 of 2009)

LC Paper No. CB(1)1060/08-09(01) -- Administration's paper on United Nations Sanctions (Democratic Republic of the Congo) Regulation 2009 (L.N. 37 of 2009)

LC Paper No. CB(1)1162/08-09(01) -- Mark-up version of the United Nations Sanctions (Democratic Republic of the Congo) Regulation 2009 (L.N. 37 of 2009)

LC Paper No. CB(1)1059/08-09(01) -- Administration's paper on United Nations Sanctions (Liberia) Regulation 2009 (L.N. 38 of 2009) and United Nations Sanctions (Liberia) Regulation 2008 (Repeal) Regulation (L.N. 39 of 2009)

LC Paper No. CB(1)1162/08-09(02) -- Mark-up version of the United Nations Sanctions (Liberia) Regulation 2009 (L.N. 38 of 2009)

LC Paper No. LS51/08-09

-- Report on Regulations gazetted on 27 March 2009 to the House Committee meeting on 17 April 2009)

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

Admin 2. The Administration was requested to provide the following information for the next meeting:

- (a) background information on pirate activities in Somalia, trade relation between Somalia and Hong Kong (including relevant statistics on trade between two places), and the economic impact on Hong Kong arising from sanctions against Somalia; and
- (b) information illustrating the difference in the provisions of the United Nations Sanctions (Somalia) Regulation as compared with those of the Regulations gazetted since October 2008.

Admin 3. The Subcommittee completed study of the United Nations Sanctions (Liberia) Regulation 2009. The Administration was requested to consider replacing the word "person" with "persons" in the caption of section 27 "Liability of person other than principal offender" under Part 8 on "Other Offences and Miscellaneous Matters".

ALA 4. The Assistant Legal Adviser was requested to examine the legal and drafting aspects of the Chinese version of the United Nations Sanctions (Democratic Republic of the Congo) Regulation 2009 and the United Nations Sanctions (Liberia) Regulation 2009, and to report irregularity, if any, to the Subcommittee.

II. Any other business

Date of next meeting

Clerk 5. Members agreed to schedule a meeting with the Administration to examine the United Nations Sanctions (Somalia) Regulation and United Nations Sanctions (Arms Embargoes) (Amendment) Regulation 2009. The Secretariat would consult members on the meeting date in due course.

(Post-meeting note: With the concurrence of the Chairman, the next meeting was scheduled for Tuesday, 19 May 2009, at 8:30 am in Conference Room B of the Legislative Council Building.)

6. There being no other business, the meeting ended at 11:25 am.

Action

- 4 -

Council Business Division 1
Legislative Council Secretariat
12 May 2009

Appendix

**Proceedings of the fourth meeting of
the Subcommittee to Examine the Implementation in Hong Kong of Resolutions of
the United Nations Security Council in relation to Sanctions
on Monday, 27 April 2009 at 11:00 am
in Conference Room B of the Legislative Council Building**

| Time marker | Speaker | Subject(s) | Action required |
|--------------------|---|--|---|
| 000000 – 000212 | Chairman | Opening remarks by the Chairman Chinese version of the United Nations Sanctions (Democratic Republic of the Congo) Regulation 2009. | ALA to follow up as stated in paragraph 4 of the minutes |
| 000213 – 000643 | Chairman Ms Cyd HO Miss Tanya CHAN Mr LAU Kong-wah Assistant Legal Adviser (ALA) Administration | <u>Meeting with the Administration</u> The United Nations Sanctions (Somalia) Regulation and United Nations Sanctions (Arms Embargoes) (Amendment) Regulation 2009. | The Administration to follow up as stated in paragraph 2 of the minutes. |
| 000644 - 002329 | Chairman Ms Cyd HO Miss Tanya CHAN Mr LAU Kong-wah ALA Administration | Study of the English mark- up version of the United Nations Sanctions (Liberia) Regulation 2009 (CB(1) 1162/08-09(02)) Chinese version of the United Nations Sanctions (Liberia) Regulation 2009 (CB(1) 1162/08-09(02)) | The Administration to follow up as stated in paragraph 3 of the minutes. ALA to follow up as stated in paragraph 4 of the minutes. |
| 002330– 002414 | Chairman | Meeting arrangement | The Clerk to follow up as stated in paragraph 5 of the minutes. |