

Panel on Security

List of follow-up actions

(position as at 31 March 2009)

| Subject | Date of Meeting | Follow-up action required | Administration's response |
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| 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 2008 to 30 September 2008 circulated vide LC Paper No. CB(2)168/08-09 on 28 October 2008. |
| 2. Powers of the Independent Commission Against Corruption (ICAC) to search for and seize journalistic material | 29 November 2004 | (a) The Department of Justice (DoJ) was requested to provide a response on - (i) the basis on which DoJ, 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 DoJ did not refer the matter to an independent committee; | Response awaited. |

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| | | <p>(iii) whether there was any conflict of interest with ICAC carrying out the investigation work;</p> <p>(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 -</p> <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> | <p>Response awaited.</p> <p>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.</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. |

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| 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 (LEAs) when interviewing a suspect. | Response awaited. |
| 5. Problem of indebtedness of Police officers | - | <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</p> | <p>Statistics for the period up to the second half of 2008 circulated vide LC Paper No. CB(2)646/08-09 on 13 January 2009.</p> <p>- Ditto -</p> <p>- Ditto -</p> <p>- Ditto -</p> <p>Statistics for the period up to</p> |

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| | | <p>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>the second half of 2008 circulated vide LC Paper No. CB(2)646/08-09 on 13 January 2009.</p> |
| <p>6. Review of the Frontier Closed Area</p> | <p>19 February 2008</p> | <p>The Administration was requested to provide a timetable for releasing Sha Tau Kok town from the Frontier Closed Area when submitting its funding request for the secondary boundary fence and associated works to the Finance Committee.</p> | <p>Response awaited.</p> |
| <p>7. Police's practices regarding handling of searches of detainees</p> | <p>14 October 2008</p> | <p>The Administration was requested to provide a written response to the suggestions referred to in the report of the Subcommittee on Police's Handling of Searches of Detainees.</p> | <p>Interim response circulated vide LC Paper No. CB(2)144/08-09 on 24 October 2008.</p> |
| <p>8. Provision of rehabilitation services by the Correctional Services Department (CSD)</p> | <p>8 July 2008</p> | <p>The Administration was requested to -</p> <p>(a) conduct a comprehensive review of CSD's work in the provision of rehabilitative services, with a view to strengthening CSD's rehabilitative services and programmes for offenders, and revert to the Panel on the outcome</p> | <p>The requested information was set out in the Administration's paper (LC Paper No. CB(2)1207/08-09(06)) issued on 31 March 2009.</p> |

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| | | <p>of the review no later than July 2009; and</p> <p>(b) review whether electronic monitoring of prisoners could be adopted in Hong Kong, and to submit a report on its study in this regard to the Panel in July 2009.</p> | <p>The requested information was set out in the Administration's paper (LC Paper No. CB(2)1207/08-09(06)) issued on 31 March 2009.</p> |
| <p>9. Proposed Rules of Court and Code of Practice to be made for the United Nations (Anti-Terrorism Measures) Ordinance</p> | <p>2 December 2008</p> | <p>The Administration was requested to provide further information explaining whether and how the code of practice under the Organized and Serious Crimes Ordinance (Cap. 455) would be updated to ensure procedural consistency with the code of practice to be made under the United Nations (Anti-Terrorism Measures) Ordinance (Cap. 575).</p> | <p>Response awaited.</p> |
| <p>10. Assistance provided by the Administration to Hong Kong residents encountering problems outside Hong Kong</p> | <p>2 December 2008</p> | <p>The Administration was requested to provide a paper setting out the chronology of events in respect of the crisis in Thailand which resulted in hundreds of Hong Kong residents stranded in Bangkok, including information on when the government decided to arrange chartered flights, government officials involved in the</p> | <p>Response awaited.</p> |

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| | | decision of sending or not sending chartered flights, the total amount of public money spent on the evacuation and information on the review to be conducted by the Security Bureau. | |
| 11. Pilot scheme on Express e-Channel | 6 January 2009 | The Administration was requested to provide the Panel with the findings of the review on the pilot scheme to be conducted in the second half of 2009. | Response awaited. |
| 12. Crime situation in Hong Kong | 21 January 2009 | <p>The Administration was requested to provide the following information -</p> <ul style="list-style-type: none"> (a) detailed information about the Force's integrity management initiatives, including the implementation of the Integrated Integrity Management Framework; (b) the new measures adopted by the Police in handling domestic violence cases, including the programme which sought to support victims and enhancement measures to improve the Central Domestic Violence Database; | <p>Response awaited.</p> <p style="text-align: center;">- Ditto -</p> <p>Response awaited.</p> |

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| | | <p>(c) number of participants of unauthorized public meetings or public processions prosecuted for assault on Police officers in 2008; and</p> <p>(d) a response on whether the Police would review and update the integrity-related training for new recruits and serving officers.</p> | <p>- Ditto -</p> |
| <p>13. Concluding observations of the Committee Against Torture on the second periodic report of the Hong Kong Special Administrative Region under the Convention Against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment</p> | <p>3 February 2009</p> | <p>The Administration was requested to provide the following information -</p> <p>(a) with regard to participants of unauthorized public meetings or public processions arrested for assaulting Police officers -</p> <p>(i) to advise the criteria adopted by the Police for determining whether an offender should be prosecuted in accordance with the Offences Against the Person Ordinance (Cap. 212) or the Police Force Ordinance (Cap. 232);</p> <p>(ii) to provide the number of prosecutions instituted in the past five years by the Police</p> | <p>Response awaited.</p> |

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| | | <p>under Cap. 212;</p> <p>(iii) to explain under what circumstances offenders would be charged by the Police for assault on Police officers;</p> <p>(iv) to advise whether DoJ had issued any guidelines on the application of the two Ordinances mentioned in (i) above in prosecutions against assaulting Police officers and if so, to provide the Panel with the guidelines;</p> <p>(b) in respect of Ms LI Yuen-yee's case, to provide the Police's investigation report together with the findings of the Coroner's Inquest held into the death of Ms LI; and</p> <p>(c) the Administration's response to the suggestion of extending the retention period, from two years to six years, for copies of the purposefully designed Custody Search Form (Pol. 1123) which had been served on the detainees.</p> | <p>Response awaited.</p> <p>- Ditto -</p> |

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| 14. Replacement of radio communications system for the Customs Drug Investigation Bureau (CDIB) of the Customs and Excise Department | 3 February 2009 | The Administration was requested to provide detailed information explaining why the proposed integrated radio system for CDIB could not be built on the existing dedicated communications systems operated by other LEAs. | Response awaited. |
| 15. Results of study of matters raised in the Annual Report 2007 to the Chief Executive by the Commissioner on Interception of Communications and Surveillance | 16 February 2009 | (a) ICAC was requested to provide further information on disciplinary actions taken against those ICAC officers found to have acted inappropriately or breached the relevant requirements under the Interception of Communications and Surveillance Ordinance; | The requested information was set out in the paper provided by ICAC for the meeting on 3 March 2009 (LC Paper No. CB(2)990/08-09(01)) issued on 2 March 2009. |
| | 3 March 2009 | (b) ICAC was requested to provide - (i) a chronology of events, setting out all relevant facts and dates relating to the destruction of interception products and written summaries in LPP Cases 2 and 3; | Response awaited. |

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| | | <p>(ii) more information about the measures taken by ICAC to improve the implementation of the Interception of Communications and Surveillance Ordinance, in particular the new procedures for handling information which might be subject to legal professional privilege obtained through telecommunications interception, as referred to in paragraph 32(i) of ICAC's paper (LC Paper No. CB(2)990/08-09(01));</p> <p>(c) The Administration was requested to provide -</p> <p>(i) information on the progress of the review on LEAs' intelligence management systems and the timetable for completing the review; and</p> | <p>Response awaited.</p> <p>- Ditto -</p> |

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| | | (ii) its response to the issues raised in the submission from the Hong Kong Bar Association on the Commissioner's Annual Report 2007. | Response awaited. |
| 16. Replacement of four fire appliances of the Fire Services Department | 3 March 2009 | The Administration was requested to provide information on the number of fire-fighting appliances not equipped with power-assisted steering system. | Response awaited. |

Council Business Division 2
Legislative Council Secretariat
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