

**Panel on Security**

**List of follow-up actions**

(position as at 26 November 2008)

<b>Subject</b>	<b>Date of Meeting</b>	<b>Follow-up action required</b>	<b>Administration's response</b>
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 (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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		<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 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>Statistics for the period up to the first half of 2008 circulated vide LC Paper No. CB(2)2720/07-08 on 12 August 2008.</p> <p>- Ditto -</p> <p>- Ditto -</p> <p>- Ditto -</p>

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		(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.	Statistics for the period up to the first half of 2008 circulated vide LC Paper No. CB(2)2720/07-08 on 12 August 2008.
6. Review of the Frontier Closed Area	19 February 2008	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.	Response awaited.
7. Police's practices regarding handling of searches of detainees	10 April 2008	The Administration was requested to provide -  (a) the findings of the Police's exploration of the possibility of acquiring equipment to assist Police officers in conducting searches of detainees, with a view to minimising the need for complete removal of clothing during body searches;	Response provided at the Panel meeting on 8 July 2008.

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	14 October 2008	(b) a written response to the suggestions referred to in the report of the Subcommittee on Police's Handling of Searches of Detainees;	Interim response circulated vide LC Paper No. CB(2)144/08-09 on 24 October 2008.
	27 October 2008	(c) (i) supplementary information enumerating the different forms of searches under Level III, with a breakdown of complaints received against the three levels of searches;  (ii) the timetable for upgrading the Police's Communal Information System;  (iii) information on the nature of the offences involved in the 1 674 Level III searches;  (iv) a response on whether the Administration would consider appointing a senior ranking Police officer to conduct random checking of the search records; and	Response awaited.  - Ditto -  - Ditto -  - Ditto -

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		(v) a consolidated response including legal advice to the issues and views raised by the Hong Kong Bar Association in its position paper on Police's practices in handling searches of detainees.	Response awaited.
8. Processing of entry applications	6 May 2008	The Administration was requested to -  (a) explain why the immigration authority was not bound to give explanations when refusing the entry of visitors; and  (b) provide information about the number of persons refused entry into Hong Kong in 2008 and whether many persons were refused entry in April and May of 2008.	Response circulated vide LC Paper No. CB(2)167/08-09 on 28 October 2008.  - Ditto -

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9. Monitoring mechanism on intelligence agencies	3 June 2008	The Administration was requested to study the research report on the parliamentary monitoring mechanism on intelligence agencies in selected places prepared by the LegCo Secretariat and provide a written response on the applicability of overseas monitoring mechanisms in Hong Kong.	Response awaited.
10. Prison development	3 June 2008	The Administration was requested to provide information on the total number of persons on remand and details of rehabilitation services that were currently provided at various penal institutions.	Response circulated vide LC Paper No. CB(2)334/08-09 on 21 November 2008.
11. Provision of rehabilitation services by the Correctional Services Department (CSD)	8 July 2008	<p>The Administration was requested to -</p> <p>(a) provide the number of young offenders who had stayed in the employment after securing gainful employment within one month of their discharge, and the average period of their employment;</p> <p>(b) conduct a comprehensive review of CSD's work in the provision of rehabilitative services, with a view to strengthening CSD's</p>	<p>Response awaited.</p> <p style="text-align: center;">- Ditto -</p>

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		<p>rehabilitative services and programmes for offenders, and revert to the Panel on the outcome of the review no later than July 2009;</p> <p>(c) coordinate with the Civil Service Bureau to provide the Panel with statistics in July 2009, setting out the number of applications received from ex-offenders since July 2008, with a breakdown by policy bureaux/government departments and ranks, and the success rate of offenders getting a job in the civil service; and</p> <p>(d) 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>Response awaited.</p> <p>- Ditto -</p>
12. Conduct of screening breath test (SBT)	21 October 2008	The Administration was requested to provide information on the remedial measures, if any, adopted by the Administration in view of a recent court case involving SBT, to prevent the recurrence of similar incidents.	Response circulated vide LC Paper No. CB(2)191/08-09 on 3 November 2008.



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13. Issues relating to the sale of Lehman Brothers-related Minibonds and structured investment products	21 October 2008	The Administration was requested to provide information on the number of complaints received by the Police relating to the alleged mis-selling of investment products related to Lehman Brothers, the number of cases under investigation by the Police and the number of established cases.	Response circulated vide LC Paper No. CB(2)225/08-09 on 6 November 2008.
14. 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	27 October 2008	The Administration was requested to provide information on the composition of the delegation representing the Government of the Hong Kong Special Administrative Region to attend the hearing of the United Nation's Committee Against Torture in Geneva on 7 and 10 November 2008.	Response awaited.

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15. Enforcement in respect of vice activities impacting on sex workers	27 October 2008	<p>The Administration was requested to provide -</p> <p>(a) information on the number of cases where Police officers undertaking undercover operations had received sexual services offered by sex workers, in particular masturbation, and the number of cases recorded between July and September 2008 in which approval was granted for Police officers to receive such services; and</p> <p>(b) legal view on whether there were sufficient grounds for Police officers undertaking undercover operations to complete the whole process of masturbation for the purpose of gathering evidence.</p>	<p>Response awaited.</p> <p>- Ditto -</p>

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16. Replacement of emergency ambulances	27 October 2008	<p>The Administration was requested to provide -</p> <ul style="list-style-type: none"><li data-bbox="1079 395 1671 555">(a) information on the assessment criteria for determining the replacement schedule of ambulances;</li><li data-bbox="1079 603 1671 802">(b) information about the type and number of specialised vehicles in the service of the Government, and the criteria adopted for replacement of these vehicles; and</li><li data-bbox="1079 850 1671 1002">(c) a breakdown of emergency calls with response time exceeding 12 minutes, by the duration of delay in the past three years.</li></ul>	<p>Response awaited.</p> <p>- Ditto -</p> <p>- Ditto -</p>