

Bills Committee on Communications Authority Bill

**List of follow-up actions arising from the discussion
at the meeting on 7 December 2010**

1. The Administration was requested to provide:
 - (a) a detailed job description of the Director-General of Communications (DG Com) (including its rank, to whom it would be responsible, and its main duties and responsibilities, etc);
 - (b) examples of statutory provisions relating to the appointment of a public officer holding a civil service post to a statutory/advisory body similar to the Communications Authority (CA); and
 - (c) examples of statutory provisions in relation to member participation in meeting of statutory/advisory bodies by telephone, video conferencing or other electronic means.

2. The Administration was also requested to consider:
 - (a) the suggestion for the Secretary for Commerce and Economic Development to address the Legislative Council (LegCo) when tabling the annual report of the CA;
 - (b) defining "public officer" in Clause 2 of the Bill if the definition of the term under section 3 of the Interpretation and General Clauses Ordinance (Cap. 1) was not intended to apply to the Bill;
 - (c) using the term "Director-General of Communications" in the provisions instead of defining it in Clause 2 of the Bill;
 - (d) amending Clause 8(5) to the effect that the appointment of a member appointed under Clause 8(1)(a) would lapse immediately upon the member becoming a public officer, or adding a new paragraph under Clause 8(4) to provide for the Chief Executive to declare the office of the concerned member vacant if that member became a public officer;

- (e) amending Clause 9(2) so as to specify the reasons for which the Chief Executive might at any time revoke the appointment of the chairperson, the vice-chairperson and members of the CA; and
- (f) including specific rules in the Bill or for the CA to set specific rules/standing orders under Clause 10(5) governing member participation in CA meetings by telephone, video conferencing or other electronic means to safeguard against possible abuse and to ensure security.

Council Business Division 1
Legislative Council Secretariat
10 January 2011