

Panel on Security

List of follow-up actions

(position as at 29 October 2009)

Subject	Date of Meeting	Follow-up action required	Administration's response
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 2009 to 30 September 2009 circulated vide LC Paper No. CB(2)128/09-10 on 27 October 2009.
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>
<p>3. Rules and directions for the questioning of suspects and the taking of statements : Caution Statement</p>	<p>3 January 2006</p>	<p>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.</p>	<p>Response awaited.</p>

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<p>4. Problem of indebtedness of Police officers</p>	<p>-</p>	<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 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>Statistics for the period up to the first half of 2009 circulated vide LC Paper No. CB(2)2184/08-09 on 10 July 2009.</p> <p>- Ditto -</p> <p>- Ditto -</p> <p>- Ditto -</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>

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5. 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.
6. Proposed Rules of Court and Code of Practice to be made for the United Nations (Anti-Terrorism Measures) Ordinance	2 December 2008	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).	Response awaited.
7. 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.
8. Results of study of matters raised in the Annual Report 2007 to the Chief Executive by the Commissioner on Interception of Communications and Surveillance	3 March 2009	The Administration was requested to provide information on the progress of the review on LEAs' intelligence management systems and the timetable for completing the review.	Response awaited.

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9. Discretion of the Director of Immigration in the processing of contract renewal applications from foreign domestic helpers (FDHs)	2 June 2009	The Administration was requested to provide information on how it followed up the case where an Under Secretary used his business card as financial proof in support of his FDH's contract renewal application after the case came to light and was widely reported by the media.	Response awaited.
10. Police's handling of cases of violence against well-known personalities and civil servants in their performance of duties	29 June 2009	The Administration was requested to provide information on the number of complaints, arrests, prosecution and conviction on cases concerning criminal damage to publicity boards and banners of Legislative Council Members in the past two years, and measures adopted by the Police to combat such crimes.	Response awaited.
11. Review of the torture claim screening mechanism	6 July 2009	The Administration was requested to provide the rationale and justifications for not extending the 1951 United Nations Convention relating to the Status of Refugees to Hong Kong and developing its refugee status determination procedures, and the Administration's views towards the suggestion of extending the Refugee Convention to Hong Kong.	Response awaited.

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12. Combating illicit cigarette activities	Meetings of the Bills Committee on Dutiable Commodities (Amendment) Bill 2009	The Administration undertook to provide a progress report on the effectiveness of the Administration's efforts in combating illicit cigarette activities within six months to one year after the enactment of the Bill.	Response awaited.
13. Law enforcement against illegal car racing	29 September 2009	The Administration was requested to provide a written response on enforcement against speeding on the roads where there was confusion over the applicable speed limits.	Response circulated vide LC Paper No. CB(2)102/09-10 on 23 October 2009.
14. Transfer of sentenced persons arrangements with the Mainland	20 October 2009	The Administration was requested to provide a progress report on its discussions with the Mainland regarding the establishment of arrangements on the transfer of sentenced persons.	Response awaited.
15. Election-related corruption reports	20 October 2009	ICAC was requested to provide more detailed information about those 177 corruption reports received in the first nine months of 2009 which were related to the 2008 Legislative Council Election, including the nature and the course of action taken by ICAC in respect of these cases.	Response awaited.

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16. Enhanced cooperation with the Mainland in combating cross boundary corruption	20 October 2009	ICAC was requested to provide more detailed information on how ICAC developed a closer working partnership with its counterparts in Guangdong and Macao, including the establishment of a joint working group to strengthen corruption prevention and educational support for small and medium enterprises operating in the Pearl River Delta and the research study on corruption risks faced by these SMEs.	Response awaited.