

立法會
Legislative Council

LC Paper No. CB(2) 850/10-11

Ref : CB2/H/5/10

House Committee of the Legislative Council

**Minutes of the 11th meeting
held in the Legislative Council Chamber
at 2:30 pm on Friday, 14 January 2011**

Members present:

Hon Miriam LAU Kin-ye, GBS, JP (Chairman)
Hon Fred LI Wah-ming, SBS, JP (Deputy Chairman)
Ir Dr Hon Raymond HO Chung-tai, SBS, S.B.St.J., JP
Hon CHEUNG Man-kwong
Hon CHAN Kam-lam, SBS, JP
Hon LEUNG Yiu-chung
Hon WONG Yung-kan, SBS, JP
Hon LAU Kong-wah, JP
Hon LAU Wong-fat, GBM, GBS, JP
Hon Emily LAU Wai-hing, JP
Hon TAM Yiu-chung, GBS, JP
Hon LI Fung-ying, SBS, JP
Hon Tommy CHEUNG Yu-yan, SBS, JP
Hon Audrey EU Yuet-mee, SC, JP
Hon Vincent FANG Kang, SBS, JP
Hon WONG Kwok-hing, MH
Dr Hon Joseph LEE Kok-long, SBS, JP
Hon Jeffrey LAM Kin-fung, SBS, JP
Hon Andrew LEUNG Kwan-yuen, GBS, JP
Hon CHEUNG Hok-ming, GBS, JP
Hon WONG Ting-kwong, BBS, JP
Hon Ronny TONG Ka-wah, SC
Hon CHIM Pui-chung
Hon KAM Nai-wai, MH
Hon Cyd HO Sau-lan
Hon Starry LEE Wai-king, JP
Dr Hon LAM Tai-fai, BBS, JP
Hon CHAN Hak-kan
Hon Paul CHAN Mo-po, MH, JP
Hon CHAN Kin-por, JP

Dr Hon Priscilla LEUNG Mei-fun
Hon CHEUNG Kwok-che
Hon WONG Sing-chi
Hon WONG Kwok-kin, BBS
Hon IP Wai-ming, MH
Hon IP Kwok-him, GBS, JP
Hon Mrs Regina IP LAU Suk-ye, GBS, JP
Dr Hon PAN Pey-chyou
Hon Paul TSE Wai-chun
Hon Alan LEONG Kah-kit, SC
Hon Tanya CHAN
Hon WONG Yuk-man

Members absent :

Hon Albert HO Chun-yan
Hon LEE Cheuk-yan
Dr Hon David LI Kwok-po, GBM, GBS, JP
Dr Hon Margaret NG
Hon James TO Kun-sun
Hon Mrs Sophie LEUNG LAU Yau-fun, GBS, JP
Dr Hon Philip WONG Yu-hong, GBS
Hon Andrew CHENG Kar-foo
Hon Timothy FOK Tsun-ting, GBS, JP
Hon Abraham SHEK Lai-him, SBS, JP
Hon Frederick FUNG Kin-kee, SBS, JP
Hon LEE Wing-tat
Prof Hon Patrick LAU Sau-shing, SBS, JP
Dr Hon LEUNG Ka-lau
Dr Hon Samson TAM Wai-ho, JP
Hon LEUNG Kwok-hung
Hon Albert CHAN Wai-yip

Clerk in attendance :

Mrs Vivian KAM Clerk to the House Committee

Staff in attendance :

Ms Pauline NG	Secretary General
Mr Jimmy MA, JP	Legal Adviser
Mrs Constance LI	Assistant Secretary General 1
Mrs Justina LAM	Assistant Secretary General 3

Mrs Percy MA	Assistant Secretary General 4
Ms Connie FUNG	Senior Assistant Legal Adviser 1
Mr Arthur CHEUNG	Senior Assistant Legal Adviser 2
Mrs Sharon TONG	Principal Council Secretary (Complaints)
Mr Simon WONG	Chief Public Information Officer
Miss Odelia LEUNG	Chief Council Secretary (2)6
Mr Bonny LOO	Assistant Legal Adviser 3
Ms Amy YU	Senior Council Secretary (2)3
Ms Anna CHEUNG	Senior Legislative Assistant (2)3
Mr Arthur KAN	Legislative Assistant (2)8

Action

I. Confirmation of the minutes of the 10th meeting held on 7 January 2011
(*LC Paper No. CB(2) 777/10-11*)

The minutes were confirmed.

II. Matters arising

Report by the Chairman on the meeting with the Chief Secretary for Administration ("CS")

Country Parks (Designation) (Consolidation) (Amendment) Order 2010 ("the Order")

2. The Chairman said that at the last House Committee meeting, Members had discussed CS's letter dated 4 January 2011 to the President regarding the Order. Subsequently, the President had sent a reply to CS on 11 January 2011 to convey Members' concerns, and the President's reply had been copied to Members for information on the same day.

Proposed new numbering system for bills

3. The Chairman further said that she had conveyed to CS Members' views on the proposed new numbering system for bills although it would not be used for the Companies Bill. CS had indicated that the Law Draftsman would consult Members if proposals were made in this respect.

III. Business arising from previous Council meetings

Legal Service Division report on subsidiary legislation gazetted on 7 January 2011 and tabled in Council on 12 January 2011

(LC Paper No. LS 22/10-11)

4. The Chairman said that two items of subsidiary legislation, i.e. Minimum Wage (Criteria for Approved Assessors) Notice and Minimum Wage (Assessment Methods) Notice, were gazetted on 7 January 2011 and tabled in the Council on 12 January 2011.

5. The Chairman further said that the Minimum Wage Ordinance enacted on 17 July 2010 provided for a mechanism for determining the remuneration of persons with disabilities upon the implementation of the statutory minimum wage. The two Notices sought to provide for the criteria for approved assessors and the methods of assessment. She added that the Legal Service Division was seeking clarification from the Administration on certain matters in relation to the two Notices and would provide a further report after considering the Administration's reply.

6. Ms Cyd HO considered it necessary to form a subcommittee to study the two Notices.

7. The Chairman proposed that a subcommittee be formed to study the two Notices in detail. Members agreed. The following Members agreed to join: Mr LEUNG Yiu-chung, Mr TAM Yiu-chung, Mr Tommy CHEUNG, Ms Cyd HO, Mr CHEUNG Kwok-che, Mr IP Wai-ming and Mr IP Kowk-him.

8. As the deadline for amending these Notices was 26 January 2011, the Chairman proposed to move a motion in her capacity as Chairman of the House Committee at the Council meeting of 19 January 2011 to extend their scrutiny period to 2 March 2011. Members agreed.

IV. Further business for the Council meeting of 19 January 2011

Questions

(LC Paper No. CB(3) 397/10-11)

9. The Chairman said that Dr LAM Tai-fai had replaced his oral question.

V. Business for the Council meeting of 26 January 2011

(a) Questions

(LC Paper No. CB(3) 396/10-11)

10. The Chairman said that 20 questions (six oral and 14 written) had been scheduled for the meeting.

(b) Bills - First Reading and moving of Second Reading

Companies Bill

11. The Chairman said that the Administration had given notice to present the above Bill to the Council. The House Committee would consider the Bill at its meeting on 11 February 2011.

(c) Government motion

12. The Chairman said that no notice had been received yet.

(d) Members' motions

(i) Motion on “Equal Opportunities Commission’s Formal Investigation Report on Accessibility in Publicly Accessible Premises”

(Wording of the motion issued vide LC Paper No. CB(3) 393/10-11 dated 10 January 2011.)

(ii) Motion on “The centenary of the Xinhai Revolution”

(Wording of the motion issued vide LC Paper No. CB(3) 394/10-11 dated 13 January 2011.)

13. The Chairman said that the above two motions would be moved by Mr CHEUNG Kwok-che and Mr Albert CHAN respectively and the wording of the motions had been issued to Members.

14. In respect of the motion on "Equal Opportunities Commission’s Formal Investigation Report on Accessibility in Publicly Accessible Premises", the Chairman reminded Members that the speaking time limit would be 15 minutes for each Member.

15. The Chairman also reminded Members that the deadline for giving notice of amendments, if any, to the motions was Wednesday, 19 January 2011.

Report on study of subsidiary legislation

16. The Chairman said that a list containing six items of subsidiary legislation the period for amendment of which would expire on 26 January 2011 had been tabled at the meeting. Members who wished to speak on the subsidiary legislation should notify the Clerk by 5:00 pm on Tuesday, 18 January 2011.

VI. Position on Bills Committees and subcommittees

(LC Paper No. CB(2) 778/10-11)

17. The Chairman said that there were 14 Bills Committees, four subcommittees under the House Committee (i.e. one subcommittee on subsidiary legislation and three subcommittees on policy issues) and eight subcommittees under Panels in action.

18. There being no other business, the meeting ended at 2:37 pm.

Council Business Division 2
Legislative Council Secretariat
19 January 2011