

Panel on Food Safety and Environmental Hygiene

List of follow-up actions

(position as at 13 October 2010)

Subject	Date of meeting	Follow-up action required	Administration's response
1. Suspension of issue of licence to food premises operating without licence	8 March 2005	The Administration to provide information on time taken on those cases the Food and Environmental Hygiene Department ("FEHD") had successfully applied for closure orders from the court on unlicensed food premises.	Response awaited.
2. Proposed demerit points system for licensed food premises	6 April 2006	The Administration to provide - (a) statistics on successful and unsuccessful prosecutions which FEHD had made against licensed food premises and the penalty awarded in these cases in the past five years; and (b) information on the number of food poisoning cases in Asian countries and the USA, and the extent of such problem as compared to Hong Kong.	-ditto-
3. Enforcement actions against street hawking activities	6 April 2006	The Administration to provide the investigation findings on the hawker raiding operation conducted on 29 March 2006 whereupon a man sustained injury as a result of a traffic accident.	-ditto-

4. Control of unauthorized extension of food business	13 June 2006	The Administration to provide information about the reasons for not being able to take enforcement actions against some complaints of unauthorized extension of food business received in 2005, and the number of repeat offenders for breaching section 34C of the Food Business Regulation (Cap. 132X) and section 4A of the Summary Offences Ordinance (Cap. 228).	Response awaited.
5. Mainland's poultry eggs exported to USA	30 November 2006	The Administration to provide information on the control measures put in place for the Mainland's poultry eggs exported to USA when it was available from the Mainland authorities.	-ditto-
6. Regulation of racing pigeons	12 December 2006 (Joint meeting with the Panel on Health Services)	The Administration to provide information on the regulatory control measures on racing pigeons in other places, including the Mainland and Taiwan.	-ditto-
7. Public cemeteries	12 October 2007	The Administration to provide a summary of improvement measures that have been implemented to improve the management and operation of public cemeteries since 2004.	-ditto-
8. Food business licenses	8 January 2008	The Administration to provide information on the work flow for processing of applications and subsequent audit checks.	-ditto-

9. Licensing conditions for animal traders licence ("ATL")	13 May 2008	The Administration to advise/confirm the following - (a) the duration of the processing time for each of the recent applications for ATL received from pet breeders; (b) whether it was legally in order to set up a pet breeding farm in farmland and whether the suggestion of granting a special waiver to the existing pet breeding farms which were located in farmland would be considered; and (c) whether the suggestions of providing a performance pledge and a "one-stop-service" for approving ATL applications would be considered.	Response awaited.
10. Labelling of genetically modified ("GM") food	8 July 2008	The Administration to provide information on countries which have adopted a GM food labelling scheme (either a mandatory or a voluntary scheme).	-ditto-
11. Unauthorised display of bills and posters in public places	9 December 2008	The Administration to provide - (a) an assessment of the implementation of the new enforcement and prosecution approach in relation to unauthorised display of bills and posters in public places (the new	-ditto-

		<p>enforcement and prosecution approach) on the business environment;</p> <p>(b) the legal opinions on the implications of the new enforcement and prosecution approach; and</p> <p>(c) information on the task group set up by the Police to deal with the new enforcement and prosecution approach.</p>	
12. Follow-up discussion on review on hawker licensing policy	14 April 2009	The Administration was requested to provide information on responses to applications for the new Itinerant (Frozen Confectionery) Hawker Licences.	Response awaited.
13. Regulation of pet shops and pet breeders	9 June 2009	<p>The Administration to –</p> <p>(a) provide details of the additional Animal Traders License ("ATL") conditions for pet shops and the number of dogs and cats euthanized by the Hong Kong Society for the Prevention of Cruelty to Animals ("HKSPCA") in the past three years;</p> <p>(b) provide members with the additional ATL conditions before implementation in the fourth quarter of 2009;</p> <p>(c) provide information on the yearly numbers of dogs and cats which were</p>	<p>For (b), the Administration's response was issued to members vide LC Paper No. CB(2)604/09-10(01) dated 22 December 2009.</p> <p>Response awaited for (a), (c) and (d).</p>

		<p>microchipped vis-à-vis the numbers of dogs and cats euthanized by AFCD and HKSPCA; and</p> <p>(d) confirm whether the suggestion of providing a timetable for requiring pet shops to source animals, other than dogs, from specified sources would be considered.</p>	
<p>14. Enhanced measures to step up environmental hygiene to combat human swine influenza ("HIS")</p>	<p>22 June 2009 (special meeting)</p>	<p>The Administration –</p> <p>(a) to provide supplementary information on the proposed new initiatives for environmental hygiene improvement in the fight against HSI, the estimated number of jobs that would be created as a result of these initiatives, as well as a timetable for cleaning up the environmental hygiene blackspots, before seeking funding approval from Finance Committee in early July 2009;</p> <p>(b) to consider the reinstatement of the Community Cleanliness Index which had been adopted by the Home Affairs Bureau to measure and monitor the environmental hygiene in the community; and</p> <p>(c) to submit a progress report to the Panel nine months after the relevant funding proposal is approved by the Finance Committee to keep members informed of the implementation progress of these</p>	<p>For (a), the Administration's responses were issued to members vide LC Paper Nos. CB(2)2091/08-09(1) & CB(2)2162/08-09(01) dated 30 June 2009 and 7 July 2009 respectively.</p> <p>For (b), the progress was reported at the meetings on 22 June 2009 and 9 March 2010.</p> <p>For (c), the Panel was briefed on the work progress of the various initiatives at the meeting on 9 March 2010.</p>

		initiatives.	
	9 March 2010	The Administration to provide a written report to the Panel after the completion of the initiatives.	Response awaited.
15. Licensing of bootblack hawkers	14 July 2009	The Administration to provide information on the number of prosecutions taken against unlicensed hawkers by trade and by district over the past three years.	-ditto-
16. Alignment of public market tenancy agreements	8 December 2009	The Administration to provide a paper setting out the source of each and every clause in the new tenancy agreement template.	-ditto-
17. Alignment of public market tenancy agreements and one-off tenancy transfer scheme for operator	3 May 2010	The Administration was requested to provide a response to members' requests about adding a preamble to recognise the historical background and social functions of public markets into the new public market tenancy agreement and excluding more common areas of markets from the amount of air-conditioning charges payable by stall tenants.	The Administration's response was issued to members vide LC Paper No. CB(2)1740/09-10(01) on 7 June 2010.
18. Enforcement actions under the Places of Public Entertainment Ordinance (Cap. 172)	21 June 2010 (special meeting)	The Administration was requested to provide - (a) the details of the legal advice sought from the Department of Justice on 26 May 2010 regarding the applicability of the Places of Public Entertainment Ordinance (Cap. 172) ("PPEO"), including what the legal advice was, in what way and when the legal advice was	Response from the Home Affairs Bureau awaited.

		<p>provided, as well as the capacity of the public officer who provided the legal advice;</p> <p>(b) the results of the internal review on the operations conducted on 29 and 30 May 2010 to enforce PPEO at Times Square, Causeway Bay ("the operations") that the Administration would conduct before seeking legal advice on whether to prosecute the organisers for breach of the peace or other offence;</p> <p>(c) a chronology of events relating to the operations, including the course of actions taken on the date when the Food and Environmental Hygiene Department learnt about the organisers' intention to display some exhibits at Times Square; and</p> <p>(d) a copy of the undertaking that the Police requested the organisers to sign for the returning of the exhibits.</p>	
--	--	--	--