

政府總部
香港下亞厘畢道



GOVERNMENT SECRETARIAT
LOWER ALBERT ROAD
HONG KONG

本函檔號 OUR REF: SBCR 2/57/581/76

來函檔號 YOUR REF:

電話 Telephone: 2810 2893

圖文傳真 Facsimile: 2147 3165

24 October 2011

Mr Raymond LAM
Clerk to Panel on Security
Legislative Council Complex
1 Legislative Council Road
Central
Hong Kong

Dear Mr LAM,

Panel on Security

Follow-up to special meeting on 17 October 2011

I refer to your letter of 17 October 2011 to the Secretary for Security, requesting the information the Administration had submitted to the Court in the recent judicial review lodged by a foreign domestic helper seeking the right of abode in Hong Kong (the JR). I am authorised to reply.

We understand Members' concerns over the JR. Subsequent to the Court of First Instance (CFI) judgment on the JR on 30 September 2011, the Government has lodged an appeal to the Court of Appeal (CA) and at the same time applied for an order for expedited hearing of the appeal. The application for expedited hearing is pending consideration by the CA. The Government has also applied for temporary relief, the hearing of which is scheduled for 26 October 2011 before the CFI. Legal advice is that, given the ongoing legal proceedings, it is not appropriate for the Government to provide the information submitted to the Court, which was prepared for litigation purpose (and not for other purposes), to a non-party to the proceedings.

For background information about the JR, including the Administration's position as expressed to the CFI, you may wish to refer to the CFI judgment, a copy of which is enclosed herewith for your reference.

Yours sincerely,

A handwritten signature in black ink, appearing to be 'Harry Lin', written in a cursive style.

(Harry LIN)
for Secretary for Security

Encl.