

# **立法會**

## ***Legislative Council***

LC Paper No. CB(2)104/16-17

(These minutes have been cleared  
with the Chairman)

Ref : CB2/PL/SE

### **Panel on Security**

#### **Minutes of meeting**

**held on Friday, 28 October 2016, at 12:00 noon  
in Conference Room 3 of the Legislative Council Complex**

**Members present** : Hon CHAN Hak-kan, BBS, JP (Chairman)  
Hon James TO Kun-sun (Deputy Chairman)  
Hon LEUNG Yiu-chung  
Prof Hon Joseph LEE Kok-long, SBS, JP  
Hon Jeffrey LAM Kin-fung, GBS, JP  
Hon WONG Ting-kwong, SBS, JP  
Hon Starry LEE Wai-king, SBS, JP  
Hon CHAN Kin-por, BBS, JP  
Dr Hon Priscilla LEUNG Mei-fun, SBS, JP  
Hon WONG Kwok-kin, SBS, JP  
Hon Paul TSE Wai-chun, JP  
Hon Claudia MO  
Hon Michael TIEN Puk-sun, BBS, JP  
Hon Steven HO Chun-yin, BBS  
Hon Frankie YICK Chi-ming, JP  
Hon WU Chi-wai, MH  
Hon YIU Si-wing, BBS  
Hon MA Fung-kwok, SBS, JP  
Hon Charles Peter MOK, JP  
Hon CHAN Chi-chuen  
Hon CHAN Han-pan, JP  
Hon LEUNG Che-cheung, BBS, MH, JP  
Hon Kenneth LEUNG  
Hon Alice MAK Mei-kuen, BBS, JP  
Hon KWOK Wai-keung  
Hon Dennis KWOK Wing-hang  
Hon Christopher CHEUNG Wah-fung, SBS, JP  
Dr Hon Fernando CHEUNG Chiu-hung  
Dr Hon Helena WONG Pik-wan

Hon IP Kin-yuen  
Dr Hon Elizabeth QUAT, JP  
Hon Martin LIAO Cheung-kong, SBS, JP  
Hon POON Siu-ping, BBS, MH  
Dr Hon CHIANG Lai-wan, JP  
Ir Dr Hon LO Wai-kwok, SBS, MH, JP  
Hon Alvin YEUNG  
Hon Andrew WAN Siu-kin  
Hon Jimmy NG Wing-ka, JP  
Hon HO Kai-ming  
Hon LAM Cheuk-ting  
Hon Holden CHOW Ho-ding  
Hon SHIU Ka-chun  
Hon Wilson OR Chong-shing, MH  
Hon CHAN Chun-ying  
Hon Tanya CHAN  
Hon CHEUNG Kwok-kwan, JP  
Hon HUI Chi-fung  
Hon LUK Chung-hung  
Hon LAU Kwok-fan, MH  
Hon Jeremy TAM Man-ho  
Hon Nathan LAW Kwun-chung  
Dr Hon YIU Chung-yim

**Member attending** : Hon SHIU Ka-fai

**Members absent** : Hon Abraham SHEK Lai-him, GBS, JP  
Hon Mrs Regina IP LAU Suk-ye, GBS, JP  
Hon LEUNG Kwok-hung  
Dr Hon KWOK Ka-ki  
Hon CHUNG Kwok-pan  
Hon CHU Hoi-dick  
Dr Hon Junius HO Kwan-yiu, JP  
Hon YUNG Hoi-yan  
Hon Kenneth LAU Ip-keung, MH, JP  
Dr Hon CHENG Chung-tai  
Hon KWONG Chun-yu  
Hon Sixtus LEUNG Chung-hang  
Hon YAU Wai-ching  
Dr Hon LAU Siu-lai

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| <b>Clerk in attendance</b> | : | Miss Betty MA<br>Chief Council Secretary (2) 1   |
| <b>Staff in attendance</b> | : | Miss Flora TAI<br>Assistant Secretary General 2  |
|                            |   | Ms Rita LAI<br>Senior Council Secretary (2) 1    |
|                            |   | Mr Raymond LAM<br>Senior Council Secretary (2) 7 |
|                            |   | Ms Mina CHAN<br>Council Secretary (2) 1          |
|                            |   | Ms Kiwi NG<br>Legislative Assistant (2) 1        |
|                            |   | Miss Lulu YEUNG<br>Clerical Assistant (2) 1      |

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## **I. Election of Chairman and Deputy Chairman**

### Election of Chairman

Members noted that the proceedings of the election of the Chairman had started at the Panel meeting on 18 October 2016. At that meeting, Hon CHAN Hak-kan and Hon James TO had been nominated for the office and the nomination procedure had not been completed. Due to time constraints, the election had been suspended and the nomination procedure for the election of Chairman would be continued at this meeting.

2. Mr LEUNG Yiu-chung, member of the highest precedence among those present not nominated for the office, presided over the election and called for other nominations. As there was no other nomination, Mr LEUNG Yiu-chung announced a vote by secret ballot. After all members had cast their votes, Mr LEUNG Yiu-chung invited Mr Jeffrey LAM and Mr Kenneth LEUNG who had nominated the two candidates to monitor the counting of votes.

3. Mr LEUNG Yiu-chung announced that 31 and 18 members voted for Mr CHAN Hak-kan and Mr James TO respectively. Mr LEUNG Yiu-chung declared Mr CHAN Hak-kan elected as the Chairman of the Panel for the 2016-2017 session. Mr CHAN Hak-kan then took the chair.

#### Election of Deputy Chairman

4. The Chairman called for nominations for the deputy chairmanship of the Panel. Mr James TO was nominated by Mr WU Chi-wai and the nomination was seconded by Ms Claudia MO. Mr James TO accepted the nomination. The Chairman called for other nominations.

5. As there was no other nomination, the Chairman declared Mr James TO elected as Deputy Chairman of the Panel for the 2016-2017 session.

## **II. Schedule of meetings for the 2016-2017 session**

6. Members agreed that future regular meetings of the Panel would be held on the first Tuesday of each month at 2:30 pm. Members also agreed that the regular meeting in November 2016 would be held on 11 November 2016 at 10:45 am. As the first Tuesday of April 2017 was a public holiday, members agreed to reschedule the regular meeting in April 2017 to 11 April 2017 at 2:30 pm.

7. Members also agreed that a special meeting would be held on 24 January 2017 from 2:00 pm to 4:00 pm to receive a briefing by the Commissioner of Police on the crime situation in 2016. Ms Claudia MO said that she had requested the Police to provide statistics relating to animal abuse in their paper on the crime situation in Hong Kong.

*(Post-meeting note: The meeting schedule was issued to members vide LC Paper No. CB(2)59/16-17 on 31 October 2016.)*

### **III. Items for discussion at the next meeting**

(LC Paper Nos. CB(2)64/16-17(01) and (02))

#### Items suggested by members for discussion by the Panel

8. Dr Priscilla LEUNG suggested that the Administration's review of the unified screening mechanism ("USM") should be discussed by the Panel. She added that the Panel should also discuss the implementation of the Fire Safety (Buildings) Ordinance (Cap. 572) and the provision of relevant support to owners.

9. Mr Michael TIEN said that the Panel should arrange to discuss the Administration's review of USM, measures to combat technology crime and the enactment of legislation against insulting police officers.

10. Dr Helena WONG declared that she was a member of the Independent Police Complaints Council ("IPCC"). She said that the Panel should arrange to discuss the mechanism for handling complaints against police officers and the role of IPCC. To facilitate the investigation of complaints relating to incidents inside police vehicles by the Complaints Against Police Office, she considered that the issue of installation of video cameras inside police vehicles should be discussed by the Panel. She added that the Panel should also follow up the Police's investigation into the clashes between the Police and the public in Mong Kok in the early hours of 9 February 2016.

11. Ms Claudia MO said that the Panel should arrange to discuss the co-location arrangement at the control point for the Guangzhou-Shenzhen-Hong Kong Express Rail Link.

12. Mr LAM Cheuk-ting said that the Panel should discuss management succession in the Independent Commission Against Corruption. The Panel should also consider arranging a joint meeting with relevant Panels to discuss measures to combat tender rigging.

13. Mr CHAN Chi-chuen expressed concern about the refusal of the Immigration Department ("ImmD") to allow the entry of a transgender visitor from Thailand. He said that the Panel should discuss the Administration's immigration policy on the entry of visitors.

14. Mr Nathan LAW expressed concern that a Hong Kong student leader had been deprived of the right of access to his lawyer and communication with family members whilst in temporary detention in Thailand after being refused entry into the country. He said that the Panel should discuss the assistance provided by the Administration to Hong Kong residents encountering difficulties outside Hong Kong. He also expressed concern about the refusal by ImmD of the entry of social movement campaigners and legislators from Taiwan and said that the Panel should arrange to discuss the Administration's immigration policy on the entry of visitors. He added that the role and powers of IPCC as well as the mechanism for the appointment of members to IPCC should be discussed by the Panel.

15. Mr Charles MOK expressed concern about the number of prosecutions under section 161 of the Crimes Ordinance (Cap. 200) concerning access to computer with criminal or dishonest intent and suggested that the issue be discussed by the Panel.

16. Dr Elizabeth QUAT said that issues relating to the Administration's review of USM, the manpower shortage of disciplined forces, the enactment of legislation against insulting police officers, the enactment of legislation against the wearing of masks in public assemblies, the establishment of animal police, smuggling of wild animals and bogus marriage should be discussed by the Panel.

17. Mr CHAN Han-pan said that the Panel should arrange to discuss measures to combat illegal prostitution activities.

18. Dr Fernando CHEUNG said that the Panel should follow up the Police's guidelines on the handling of mentally incapacitated persons.

19. Mr LAU Kwok-fan said that the mechanism for One-way Permit holders who had settled in Hong Kong to return to the Mainland should be discussed by the Panel.

20. Mr SHIU Ka-chun said that the way forward for the proposed RESCUE Drug Testing Scheme and the impact of abolition of the Community Support Service Scheme on the Police Superintendent Discretion Scheme should be discussed by the Panel. He expressed concern about the refusal by Macau of the entry of a social worker from Hong Kong and said that the assistance to Hong Kong residents encountering difficulties outside Hong Kong should be discussed by the Panel.

21. The Deputy Chairman said that issues relating to Hong Kong residents induced by international crime syndicates to carry out trafficking of drugs or firearms outside Hong Kong should be discussed by the Panel. He said that consideration should be given to arranging special meetings to discuss the issues raised by members.

22. The Chairman said that he and the Deputy Chairman would discuss the work plan of the Panel for the 2016-2017 session with the Secretary for Security. While he would liaise with the Administration on the way forward in following up the issues raised by members, some of the issues had already been included in the Panel's "List of issues suggested to be considered", which had been tabled at the meeting. For issues which mainly involved provision of information by the Administration, members might wish to follow up the issues concerned by raising an oral or written question at a Council meeting.

#### Regular meeting in November 2016

23. Members agreed that the following items would be discussed at the next regular meeting on 11 November 2016 at 10:45 am:

- (a) Registered Fire Engineer Scheme;
- (b) Combating phone deception; and
- (c) Comprehensive review of the strategy of handling non-refoulement claims.

24. There being no other business, the meeting ended at 12:33 pm.

Council Business Division 2  
Legislative Council Secretariat  
7 November 2016