

Panel on Administration of Justice and Legal Services

List of follow-up actions
(position as at 21 June 2018)

Subject	Date of meeting	Follow-up actions required	Response of the responsible party
1. The administration of the Estate of the late Mrs Nina WANG	20 July 2015	<p>The Department of Justice ("DoJ") was requested to provide:</p> <p>(a) information on the arrangements approved by the Court concerning the interim administration of the Estate of the late Mrs Nina WANG ("the Estate") as well as the background, qualification and remuneration of each Board director of the Chinachem Group; and</p> <p>(b) a breakdown of the properties of the Estate.</p>	DoJ will provide the information insofar as it could be disclosed as soon as possible.
2. Measures to prevent the misuse of the legal aid system in Hong Kong and assignment of lawyers in legal aid cases	18 July 2017	<p>The Home Affairs Bureau ("HAB") was requested to provide information on:</p> <p>(a) breakdown of the appeal cases against Director of Legal Aid's decisions by judicial review ("JR") related and non-JR cases in respect of the applications as shown in paragraph 7 under civil legal aid for the years 2014, 2015 and 2016 of LC Paper No. CB(4)1386/16-17(03);</p>	HAB will provide a written response in due course.

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		<p>(b) the table in paragraph 11 of LC Paper No. CB(4)1386/16-17(03) indicated that the total legal expenditure on legally aided cases involving JR in the financial year of 2016-17 was \$36.3 million and accounted for 5.02% of the total legal aid cost of 2016-17. Please inform the Panel how many JR cases were involved in the financial year;</p> <p>(c) among the total number of civil assignments to top 10 solicitors and counsel as shown in the tables in Annex B of LC Paper No. CB(4)1386/16-17(03):</p> <ul style="list-style-type: none">(i) how many were JR-related cases;(ii) the amount of fees payable for each assignment; and(iii) provide separate lists showing the distribution of the assignments, with information on the number of nominated lawyers involved and the breakdown for different types of assignments (including civil, criminal and section 9 assignments) and different categories of cases, for the year from 2014 to 2016;	

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		<p>(d) the success rate for legally aided cases involving JR (i.e. judgments in favour of the legally-aided persons) for the past 10 years; and</p> <p>(e) the breakdown of "JR cases other than non-refoulement claims" by nature in respect of the legal aid applications involving JR received and certificates granted as shown in the second and third column of the table in paragraph 11 of LC Paper No. CB(4)1386/16-17(03).</p>	
<p>3. Briefing out of criminal and civil cases by the Department of Justice</p>	<p>26 February 2018</p>	<p>DoJ was requested to provide information on:</p> <p>(a) the sets of chambers to which the briefed out counsel belonged in respect of civil cases in recent years; and</p> <p>(b) among the total number of briefing out cases in the financial year of 2016-2017, the number of which were briefed out to solicitors or solicitor advocates.</p>	<p>DoJ will provide a written response in due course.</p>
<p>4. Review of the damages for bereavement under the Fatal Accidents Ordinance (Cap 22)</p>	<p>28 May 2018</p>	<p>DoJ was requested to advise whether a dependent of a deceased person in a marriage not recognized under the Hong Kong legislation is entitled to claim for damages for bereavement under section 4(3) of the Fatal Accidents Ordinance (Cap 22).</p>	<p>DoJ's response was issued to members vide LC Paper No. CB(4)1241/17-18(01) on 13 June 2018.</p>

Council Business Division 4
Legislative Council Secretariat
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