

立法會
Legislative Council

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(These minutes have been seen
by the Administration)

Ref : CB2/SS/10/18

**Subcommittee on Registration of Persons (Application for
New Identity Cards) Order 2018 (Amendment) Order 2019**

**Minutes of the meeting
held on Monday, 6 May 2019, at 2:30 pm
in Conference Room 3 of the Legislative Council Complex**

- Members present** : Hon CHAN Hak-kan, BBS, JP (Chairman)
Hon Tommy CHEUNG Yu-yan, GBS, JP
Hon MA Fung-kwok, SBS, JP
Hon CHAN Han-pan, BBS, JP
Dr Hon Fernando CHEUNG Chiu-hung
Hon Martin LIAO Cheung-kong, SBS, JP
Ir Dr Hon LO Wai-kwok, SBS, MH, JP
Hon Alvin YEUNG
Hon CHU Hoi-dick
- Member attending** : Hon Kenneth LEUNG
- Members absent** : Dr Hon KWOK Ka-ki
Hon Dennis KWOK Wing-hang
- Public Officers attending** : Item II

Mr Parson LAM Chun-wah
Principal Assistant Secretary for Security D

Mr CHAN Tin-chee
Assistant Director (Personal Documentation)
Immigration Department

Miss Emma WONG
Senior Assistant Law Draftsman (Acting)
Department of Justice

Clerk in attendance : Ms Alice LEUNG
Chief Council Secretary (2) 6

Staff in attendance : Ms Clara TAM
Assistant Legal Adviser 9

Mr Richard WONG
Senior Council Secretary (2)8

Miss Meisy KWOK
Legislative Assistant (2)6

I. Election of Chairman

Election of Chairman

Mr Tommy CHEUNG, the member with the highest precedence among those who were present at the meeting, presided over the election of the Chairman of the Subcommittee. Mr CHEUNG invited nominations for the chairmanship of the Subcommittee.

2. Mr Tommy CHEUNG was nominated by Ir Dr LO Wai-kwok. Mr Tommy CHEUNG declined the nomination. Mr CHAN Hak-kan was nominated by Mr MA Fung-kwok and the nomination was seconded by Ir Dr LO Wai-kwok. Mr CHAN Hak-kan accepted the nomination.

3. As there was no other nomination, Mr Tommy CHEUNG declared Mr CHAN Hak-kan elected as the Chairman of the Subcommittee. Mr CHAN Hak-kan then took the chair.

4. Members agreed that the election of Deputy Chairman was not necessary.

II. Meeting with the Administration

(L.N. 50 of 2019, Legislative Council Brief issued by the Security Bureau in March 2019, LC Paper Nos. LS64/18-19, CB(2)1357/18-19(02) and CB(2)239/18-19)

5. The Subcommittee deliberated the Registration of Persons (Application for New Identity Cards) Order 2018 (Amendment) Order 2019 ("the Amendment Order") (index of proceedings attached at **Annex**).

6. After the Subcommittee had completed the examination of the provisions of the Amendment Order, no members raised further questions. The Chairman concluded that the Subcommittee had completed the scrutiny of the Amendment Order.

7. The Chairman informed members that the Chairman of the House Committee had given notice to move a motion at the Council meeting of 17 April 2019 to extend the scrutiny period of the Amendment Order to the Council meeting of 22 May 2019. However, as the motion could not be dealt with before the adjournment of the said Council meeting, the period for amending the Amendment Order had expired at the Council meeting of 17 April 2019. Members also noted that the Amendment Order would come into operation on 3 June 2019, and that the Chairman would report the Subcommittee's deliberations to the House Committee on 24 May 2019.

III. Any other business

8. There being no other business, the meeting ended at 3:04 pm.

Council Business Division 2
Legislative Council Secretariat
15 July 2019

**Proceedings of the meeting of the
Subcommittee on Registration of Persons (Application for
New Identity Cards) Order 2018 (Amendment) Order 2019
on Monday, 6 May 2019, at 2:30 pm
in Conference Room 3 of the Legislative Council Complex**

Time marker	Speaker(s)	Subject(s) / Discussion	Action Required
<i>Agenda Item I - Election of Chairman (and Deputy Chairman)</i>			
000319 - 000527	Mr Tommy CHEUNG Mr CHAN Hak-kan Mr MA Fung-kwok Ir Dr LO Wai-kwok	Election of Chairman	
<i>Agenda Item II - Meeting with the Administration</i>			
000528 - 000644	Chairman	The Chairman's opening remarks.	
000645 - 000925	Chairman Admin	<p>Briefing by the Administration on the Registration of Persons (Application for New Identity Cards) Order 2018 (Amendment) Order 2019 ("the Amendment Order").</p> <p>The Subcommittee noted that:</p> <p>(a) the Amendment Order was made to provide for the implementation of the second cycle of the Territory-wide Identity Card Replacement Exercise ("Replacement Exercise") from 3 June 2019 to 17 February 2020. The first cycle of the Replacement Exercise was launched on 27 December 2018. Certain categories of persons including certain public officers as well as holders of Hong Kong identity cards ("HKICs") issued or applied for before 26 November 2018 ("target HKICs") born in 1985 to 1986 and those in 1968 to 1969 were directed to apply for new HKICs. So far, about 470 000 holders of target HKICs had already applied for new HKICs. The first cycle of the Replacement Exercise would end on 1 June 2019;</p> <p>(b) to implement the second cycle of the Replacement Exercise, the Amendment Order aimed to direct holders of target HKICs born in 1955 to 1959 or those in 1964 to 1967 to apply for new HKICs within the specified periods from 3 June 2019 to 17 February 2020. The</p>	

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		<p>specified periods for other age groups would be added to Schedule 2 by way of amending the Registration of Persons (Application for New Identity Cards) Order 2018 (L.N. 193 of 2018) ("the ROP Order 2018") as the Replacement Exercise progressed; and</p> <p>(c) the Administration would, taking into account feedbacks received so far, examine ways to fine-tune the implementation of the Replacement Exercise.</p>	
000926 - 001252	Chairman Mr MA Fung-kwok Admin	<p>Mr MA Fung-kwok enquired about:</p> <p>(a) more details of the Administration's plan to fine-tune the implementation of the Replacement Exercise; and</p> <p>(b) the implementation progress of the two facilitation measures which had been provided for in the ROP Order 2018, namely (i) a holder of a target HKIC who applied for the new HKIC within the period specified for his/her age group under the Replacement Exercise might bring along up to two persons with HKICs showing a year of birth of 1954 or before (i.e. aged 65 or above) to apply for new HKICs together during the same visit ("the facilitation measure for elderly persons"); and (ii) a holder of a target HKIC who was a resident of a specified residential care home for the elderly persons and persons with disabilities ("RCH") might choose to have his/her HKIC replaced on-site at the RCH, in addition to applying for a new HKIC at a replacement centre in the period specified for his/her age group under the Replacement Exercise ("the on-site HKIC replacement service").</p> <p>The Administration advised that:</p> <p>(a) the on-site HKIC replacement service had rolled out in early May 2019. In the light of the feedback received about the on-site HKIC replacement service, the Administration would enhance the service by providing HKIC delivery service to those eligible RCHs for further convenience. The number of eligible RCHs was more than 1 000;</p>	

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		<p>(b) another enhancement already made to the Replacement Exercise was that the processing time for a new HKIC had been shortened from 10 working days to 7 working days; and</p> <p>(c) as at the end of April 2019, about 21% of the applicants for the new HKICs under the Replacement Exercise had brought along elderly persons for replacement of HKICs through the facilitation measure for elderly persons. About 100 000 elderly persons had applied for new HKICs under the measure.</p>	
001253 - 002135	Chairman Mr CHAN Han-pan Admin	<p>Mr CHAN Han-pan enquired about the latest position on facilitation measures provided for elderly persons living in outlying islands and remote areas (e.g. accommodating applications from elderly persons in groups), and suggested that the Administration should step up the publicity efforts on such facilitation measures. Mr CHAN also suggested that members of District Councils ("DCs") should be accorded a higher priority in the Replacement Exercise, so that they would be familiar with the relevant procedure at the earliest possible time and be able to provide assistance to other Hong Kong citizens when necessary.</p> <p>Mr CHAN Han-pan and the Chairman raised a similar concern that as the chip of the new HKIC was placed on a different side than that of the existing HKIC, it would be desirable if the Administration could step up the publicity efforts so that members of the public would understand how to use new HKICs for automated immigration clearance at e-Channels.</p> <p>The Administration advised that:</p> <p>(a) the Immigration Department ("ImmD") had accommodated applications for replacement of HKICs in groups for the elderly persons under the facilitation measures for the elderly arranged by non-governmental organizations and offices of DC members/Legislative Council Members, etc. As at the end of April 2019, ImmD had received 11 groups for HKIC replacement with a total of about 600 applicants;</p>	

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		<p>(b) on the premise that the Replacement Exercise would be implemented in a smooth and orderly manner, the Administration had all along been striving to enhance facilitation measures in the Replacement Exercise. Having regard to the role of DC members and their close liaison with the public, the Administration was of the preliminary view that priority HKIC replacement for DC members might facilitate the smooth implementation of the Replacement Exercise, and would actively consider the suggestion; and</p> <p>(c) holders of the new HKIC could use e-channels through contactless interface apart from the existing contact interface. That said, the Administration would step up the publicity efforts to get the public familiar with the new features of the new HKIC. For instance, promotional materials had been displayed at various Immigration Control Points, and promotional videos would be put on various channels including television and the Internet.</p>	
002136 - 002808	Chairman Dr Fernando CHEUNG Admin	<p>Dr Fernando CHEUNG considered that in addition to facilitation measures already implemented by the Administration, it was desirable if the facilitation measure for elderly persons could be extended to also cover persons with disabilities. In Dr CHEUNG's view, the facilitation measure suggested above would not only provide convenience to persons with disabilities and their caretakers, but would also facilitate the smooth conduct of the Replacement Exercise. Dr CHEUNG urged the Administration to introduce such facilitation measure as soon as possible.</p> <p>The Administration advised that:</p> <p>(a) the Administration was actively exploring the feasibility to extend the facilitation measure for elderly persons to persons with disabilities. To this end, ImmD was conducting the preparatory work in consultation with the Social Welfare Department. Similar to the facilitation measure for elderly persons provided for in the ROP Order 2018, legislative amendment would be required for implementing the new facilitation measure for the persons with disabilities; and</p>	

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		<p>(b) it was the Administration's plan to introduce further legislative amendments to the ROP Order 2018 later in 2019 for the implementation of the third cycle of the Replacement Exercise. Relevant legislative amendment for the new facilitation measure for the persons with disabilities could be made alongside in the same exercise.</p>	
002809 - 003249	Chairman Admin	<p>The Chairman concurred with Dr Fernando CHEUNG that it was desirable if the facilitation measure for elderly persons could be extended to persons with disabilities as soon as possible. He asked whether it was necessary to introduce such facilitation measure by way of legislative amendment, or such fine-tuning could be introduced as an administrative measure. The Chairman also asked whether ImmD had adequate capacity for introducing new facilitation measures.</p> <p>The Administration reiterated that it was actively exploring the feasibility to extend the facilitation measure for elderly persons to persons with disabilities and explained further on the need to introduce legislative amendment for implementing such new facilitation measures. The Administration further advised that at present, ImmD had worked with Social Welfare Department to accommodate applications for replacement of HKICs in groups for the persons with disabilities within the period specified for their age groups. Besides, the nine Smart Identity Card Replacement Centres had been equipped with barrier-free access and facilities (including voice navigation systems) to provide convenience for the needy.</p>	
003250 - 003423	Chairman Mr CHAN Han-pan Admin	<p>In response to Mr CHAN Han-pan's enquiry about the time frame for according priority to DC members in the Replacement Exercise, the Administration reiterated that it was actively considering the suggestion for according priority to DC members for HKIC replacement. It was the Administration's plan to introduce further legislative amendments to the 2018 Order later in 2019 for implementation of the third cycle of the Replacement Exercise. Relevant legislative amendment for the new arrangement for DC members could be made alongside in the same exercise.</p>	

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003424 - 003649	Chairman Admin	Examination of the provisions of the Amendment Order.	
003650 - 003746	Chairman	Completion of scrutiny of the Amendment Order. Legislative timetable and date of reporting the Subcommittee's deliberation to the House Committee.	
<i>Agenda Item III - Any other business</i>			
003747 - 003758	Chairman	The Chairman's closing remarks.	

Council Business Division 2
Legislative Council Secretariat
15 July 2019