

**Bills Committee on  
Provision of Municipal Services (Reorganization) Bill**

**List of concerns raised  
(as at 10 June 1999)**

| Subject   | Date of meeting | Administration's response        | Remarks           |
|---|-----------------|----------------------------------|-------------------|
| 1. <u>Transfer of powers and delegation of authority</u>  |                 |                                  |                   |
| 1.1 The Administration to explain the legislative or administrative arrangements in relation to the transfer of powers from the former authority to the new authority when the Ordinance comes into operation (e.g. whether gazette notice of new delegations is required). | 13.5.99         | Paper No.<br>CB(2)2088/98-99(01) |                   |
| 1.2 The Administration to provide a list of legislative or administrative means to implement the main recommendations of the Consultancy Report.  | 13.5.99         | Paper No.<br>CB(2)2088/98-99(01) |                   |
| 1.3 The Administration to elaborate on the procedures for delegation of statutory powers to new categories of public officers after the transfer of authority.  | 25.5.99         | Paper No.<br>CB(2)2204/98-99(01) |                   |
| 1.4 The Administration to provide a comparison table showing the delegation and authorization arrangements for the statutory powers and the categories of authorized officers under different sections of the Public Health and Municipal Services Ordinance (Cap. 132).    | 4.6.99          |                                  | Response awaited. |

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| <p>2. <u>Repeal of provisions</u></p> <p>2.1 The Administration to explain why it proposes to repeal regulations in the Public Health &amp; Municipal Services Ordinance (Cap. 132) relating to labourers' lines, since labourers' lines still exist in some remote areas.</p>  | <p>13.5.99</p>                | <p>Paper No.<br/>CB(2)2088/98-99(01)</p>  | <p>To discuss at future meetings.</p> |
| <p>3. <u>Fees and charges</u></p> <p>3.1 The Administration to provide a list of existing fees and charges, categorized by their subsidy levels (including those on full cost-recovery), together with the rationale on the subsidy levels or charging principles.</p> <p>3.2 The Administration to respond to some members' suggestion of a two-tier fee-setting mechanism (requiring LegCo approval of the subsidy range) for cultural and recreational services.</p> | <p>25.5.99</p> <p>25.5.99</p> | <p>Paper No.<br/>CB(2)2204/98-99(01)</p> <p>Paper No.<br/>CB(2)2204/98-99(01)</p>   |                                       |
| <p>4. <u>Total savings to be achieved by the reorganization</u></p> <p>4.1 The Administration to provide information on the total savings to be achieved by the re-organization upon passage of the Bill.</p>   | <p>25.5.99</p>                | <p>Paper No.<br/>CB(2)2204/98-99(01)</p> <p>The Administration is studying the staffing establishments of the new structure and will inform Members when details are available.</p> | <p>To discuss at future meetings.</p> |

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| <p>5. <u>Transfer of property, rights and liabilities</u></p> <p>5.1 The Administration to examine the legal effect of Clauses 4.5 and 6 concerning the transfer of property, rights and liabilities of the PMCs to the Government as to whether it can adequately deal with requests for re-negotiation of contracts or claims for compensation by parties to the contracts or by the third party affected by the transfer.</p> <p>5.2 The Administration to provide a list of contracts which were now under negotiation by PMCs or their executive departments and which will likely take effect or continue to be in force after 31 December 1999.</p> <p>5.3 The Administration to respond whether the Government can be sued by PMCs under Clause 5(3) and (4), and whether the Government is currently exempted from certain obligations and liabilities under existing legislation.</p> <p>5.4 The Administration to clarify the arrangements for the use of "UC" and "RC" in car numbers after 31 December 1999, and the transfer of intellectual property including the armorial bearings of PMCs and the artistic work of artists having contracts with PMCs.</p> | 4.6.99 |  | Response awaited. |
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