

Ref : CB2/SS/5/98

**Minutes of the third meeting of the
Subcommittee on five resolutions made under section 4
of the Mutual Legal Assistance in Criminal Matters Ordinance (Cap. 525)
held on Thursday, 21 October 1999 at 10:45 am
in Conference Room B of the Legislative Council Building**

Mutual Legal Assistance in Criminal Matters (United States of America) Order

- Members Present** : Hon James TO Kun-sun (Chairman)
Hon Margaret NG
Hon Jasper TSANG Yok-sing, JP
- Member Attending** : Hon Eric LI Ka-cheung, JP
- Absent with Apology** : Hon Mrs Miriam LAU Kin-yee, JP
- Public Officers attending** : Mr Raymond WONG
Deputy Secretary for Security
- Mr John Hunter
Deputy Principal Government Counsel (International Law)
- Mr MAN Wing-yiu
Assistant Secretary (Security)
- Clerk in Attendance** : Mr LAW Wing-lok
Chief Assistant Secretary (2) 5
- Staff in Attendance** : Mr Stephen LAM
Assistant Legal Adviser 4
- Miss Mary SO
Senior Assistant Secretary (2)8

Action

I. Confirmation of minutes held on 20 September 1999

(LC Paper No. CB(2) 139/99-00)

The minutes were confirmed.

II. Meeting with the Administration

(LC Paper No. CB(2) 140/99-00(01))

2. The Chairman welcomed representatives of the Administration to the meeting.

3. Members did not raise any queries on the Administration's paper detailing the responses to the questions raised by members at the last meeting held on 20 September 1999 on the Mutual Legal Assistance in Criminal Matters (United States of America) Order (the US Order).

4. The Chairman suggested and members agreed that a report be made to the House Committee on 29 October 1999 recommending that the US Order be supported, and that the Administration should give notice to move a motion on the US Order at the Council meeting on 10 November 1999. Deputy Secretary for Security undertook to give notice of motion on the US Order expeditiously.

Adm

5. As the House Committee on 15 October 1999 agreed that this Committee should study the Mutual Legal Assistance in Criminal Matters (Italy) Order (the Italy Order), the Mutual Legal Assistance in Criminal Matters (South Korea) Order (the South Korea Order) and the Mutual Legal Assistance in Criminal Matters (Switzerland) Order (the Switzerland Order), members agreed that this Subcommittee should be re-named as the Subcommittee to study the Italy Order, the South Korea Order and the Switzerland Order made under section 4 of the Mutual Legal Assistance in Criminal Matters Ordinance (Cap. 525), and that a circular should be issued inviting Members to join. Members further agreed to defer consideration of the Italy Order, the South Korea Order and the Switzerland Order, as they needed more time to study them in detail.

III. Date of next meeting

6. The Chairman requested the Clerk to liaise with the Administration to fix the date of the next meeting.

7. The meeting ended at 10:58 am.

Legislative Council Secretariat

Action

25 November 1999