

**立法會**  
**Legislative Council**

LC Paper No. CB(2)802/02-03

(These minutes have been  
seen by the Administration)

Ref : CB2/BC/10/01

**Bills Committee on Occupational Deafness  
(Compensation) (Amendment) Bill 2002**

**Minutes of the 1<sup>st</sup> meeting  
held on Monday, 23 December 2002 at 10:45 am  
in Conference Room B of the Legislative Council Building**

**Members Present** : Dr Hon LO Wing-lok (Chairman)  
Hon Kenneth TING Woo-shou, JP  
Hon LEE Cheuk-yan  
Hon CHAN Yuen-han, JP  
Hon Mrs Sophie LEUNG LAU Yau-fun, SBS, JP  
Hon LEUNG Yiu-chung  
Hon YEUNG Yiu-chung, BBS  
Hon Ambrose LAU Hon-chuen, GBS, JP  
Hon Andrew CHENG Kar-foo  
Hon LI Fung-ying, JP  
Hon Michael MAK Kwok-fung  
Hon Audrey EU Yuet-mee, SC, JP

**Members Absent** : Hon Cyd HO Sau-lan  
Hon Albert HO Chun-yan  
Hon Margaret NG  
Hon CHAN Kwok-keung  
Hon Bernard CHAN, JP  
Hon Frederick FUNG Kin-kee

**Public Officers Attending** : Mrs Jenny CHAN, JP  
Assistant Commissioner for Labour  
(Employees' Rights and Benefits)

Dr LO Wai-kee

Occupational Health Consultant  
Labour Department

Mrs Bernadette LAI  
Senior Labour Officer  
Labour Department

Miss Amy CHAN  
Government Counsel

**Clerk in Attendance** : Ms Doris CHAN  
Chief Assistant Secretary (2) 4

**Staff in Attendance** : Miss Kitty CHENG  
Assistant Legal Adviser 5

Ms Dora WAI  
Senior Assistant Secretary (2) 4

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## **I. Election of Chairman and membership of Bills Committee**

Dr LO Wing-lok was elected Chairman of the Bills Committee.

2. In accordance with House Rule 23(b), the Bills Committee noted and accepted late applications for membership of Ms Cyd HO, Ms LI Fung-ying and Mr Frederick FUNG. The Bills Committee also noted Dr Hon TANG Siu-tong's withdrawal of membership.

## **II. Meeting with the Administration**

(LC Paper Nos. CB(2)707/02-03(01) and (02))

3. The Bills Committee deliberated (Index of proceedings attached at **Annex**).

4. The Administration undertook to provide the following information to facilitate the work of the Bills Committee -

- (a) details of the 43 work processes/posts covered in the noise surveys conducted by the Labour Department (LD);
- (b) enforcement work carried out by LD in respect of noise control in the

workplace;

- (c) details of the compensation schemes in other countries for employees suffering from noise-induced deafness by reason of employment without the requirement of having been employed in specified noisy occupations; and
- (d) price levels of prevailing models of hearing assistive devices recommended by audiologists.

5. Ms Audrey EU suggested that the Administration should consider reviewing the relevant legislation to enhance enforcement against non-compliance of statutory requirements in relation to noise at work by employers and/or employees.

### **III. Dates of next meetings**

6. The Bills Committee agreed to hold the next two meetings on -

- (a) 20 January 2003 at 8:30 am to meet with medical experts and deputations; and
- (b) 27 January 2003 at 8:30 am to continue discussion with the Administration.

7. There being no other business, the meeting ended at 12:40 pm.

Council Business Division 2  
Legislative Council Secretariat  
3 January 2003

**Proceedings of the 1<sup>st</sup> meeting of the  
Bills Committee on Occupational Deafness  
(Compensation) (Amendment) Bill 2002  
on Monday, 23 December 2002 at 10:45 am  
in Conference Room B of the Legislative Council Building**

| <b>Time Marker</b> | <b>Speaker</b>                       | <b>Subject(s)</b>  | <b>Action required</b>  |
|--------------------|--------------------------------------|--|---|
| 000000 - 000108    | Mr Kenneth TING                      | Election of Chairman   |   |
| 000109 - 000422    | Chairman<br>Mr Kenneth TING          | Late applications for membership and notice of withdrawal of membership  |   |
| 000423 - 000933    | Administration                       | Briefing on the Bill   |   |
| 000934 - 001017    | Chairman<br>Mr Kenneth TING          | Consultation with the Labour Advisory Board on the proposals under the Bill  |   |
| 001018 - 001953    | Mr LEUNG Yiu-chung<br>Administration | (a) Financial position of the Occupational Deafness Compensation Board<br>(b) Eligibility criteria for compensation against marginal hearing loss in one ear   |   |
| 001954 - 002841    | Ms LI Fung-ying<br>Administration    | Possibility of extending the scope of the Occupational Deafness Compensation Scheme to cover all industries  |   |
| 002842 - 004355    | Mr LEE Cheuk-yan<br>Administration   | Financial position of the Occupational Deafness Compensation Board   |   |
| 004356 - 004902    | Mr Michael MAK<br>Administration     | (a) Education and publicity work to promote hearing conservation<br>(b) Enforcement action against non-compliance of statutory requirements in relation to noise at work   |   |
| 004903 - 005601    | Miss CHAN Yuen-han<br>Administration | Work processes/posts covered in noise surveys conducted by LD  | <b>Administration to provide information [see paragraph 4(a) of minutes]</b>                  |
| 005602 - 010503    | Ms Audrey EU<br>Administration       | (a) Enhancement of preventive measures against occupational deafness<br>(b) Need to review relevant legislation to enhance enforcement against non-compliance of statutory requirements in relation to noise at work | <b>Administration to consider reviewing relevant legislation [see paragraph 5 of minutes]</b> |
| 010504 - 010718    | Mr Kenneth TING<br>Administration    | Possibility of reducing the levy rate on employees' compensation insurance premium   |   |
| 010719 - 011304    | Mrs Sophie LEUNG<br>Administration   | (a) Education and publicity work to promote hearing conservation<br>(b) Enforcement action against non-compliance of statutory requirements in relation to noise at work   | <b>Administration to provide information [see paragraph 4(b) of minutes]</b>                  |
| 011305 - 011835    | Ms Audrey EU<br>Administration       | Need to review relevant legislation to enhance enforcement against non-compliance of statutory requirements in relation to noise at work   |   |

| <b>Time Marker</b> | <b>Speaker</b>  | <b>Subject(s)</b>   | <b>Action required</b>  |
|--------------------|---|---|---|
| 011836 - 014310    | Mr Andrew CHENG<br>Chairman<br>Administration<br>Mr LEUNG Yiu-chung | (a) Administration's position on issues and concerns raised by members of the Panel on Manpower as set out in paragraph 5(a) to (h) of Paper No. CB(2)707/02-03(01)<br>(b) The requirement of employment in specified noisy occupations<br>(c) Price levels of prevailing models of hearing assistive devices | <b>Administration to provide information on items (b) and (c) [see paragraph 4(c) and (d) of minutes]</b> |
| 014311 - 014708    | Mr LEE Cheuk-yan<br>Administration                                  | Proposal of raising the maximum level of compensation in accordance with the rate of nominal wage increase  |   |
| 014709 - 015230    | Chairman  | Dates of next meetings  |   |

**Note : The audio records of the above proceedings are kept at the LegCo Library**

Council Business Division 2  
Legislative Council Secretariat  
3 January 2003