

立法會
Legislative Council

LC Paper No. CB(2)2809/02-03

(These minutes have been
seen by the Administration)

Ref : CB2/BC/11/01

**Bills Committee on
Evidence (Miscellaneous Amendments) Bill 2002**

**Minutes of the sixth meeting
held on Thursday, 29 May 2003 at 8:30 am
in Conference Room B of the Legislative Council Building**

- Members present** : Hon Margaret NG (Chairman)
Hon Cyd HO Sau-lan
Hon Jasper TSANG Yok-sing, GBS, JP
Hon Miriam LAU Kin-yee, JP
Hon Audrey EU Yuet-mee, SC, JP
- Members absent** : Hon James TO Kun-sun
Hon CHAN Yuen-han, JP
Hon Andrew WONG Wang-fat, JP
- Public Officers attending** : Mr Stephen WONG
Deputy Solicitor General
- Mr Patrick CHEUNG
Senior Assistant Director of Public Prosecutions
- Mr Wayne WALSH
Deputy Principal Government Counsel,
International Law Division
- Miss Agnes CHEUNG
Senior Government Counsel, Legal Policy Division
- Mr Llewellyn MUI
Senior Government Counsel, Legal Policy Division

Mr Peter KAM
Senior Government Counsel (Acting)
Legal Policy Division

Miss Selina LAU
Government Counsel, Law Drafting Division

Clerk in attendance : Mrs Percy MA
Chief Assistant Secretary (2)3

Staff in attendance : Miss Kitty CHENG
Assistant Legal Adviser 5

Mr Paul WOO
Senior Assistant Secretary (2)3

Action

I. Confirmation of minutes of meetings
(LC Paper No. CB(2)2228/02-03)

The minutes of the meeting on 13 May 2003 were confirmed.

II. Meeting with the Administration
(LC Paper Nos. CB(2)2201/02-03(01) and (02); 2234/02-03(01))

2. The Bills Committee deliberated (index of proceedings attached at **Annex**).

The Bills Committee considered the 5th draft of the proposed Committee Stage amendments (CSAs) prepared by the Administration. The proposed CSAs were accepted.

3. The Bills Committee agreed to report its deliberations to the House Committee on 13 June 2003. It had no objection to the resumption of the Second Reading debate on the Bill at the Council meeting on 25 June 2003. Members noted that the deadline for giving notice of CSAs was 16 June 2003.

4. There being no other business, the meeting ended at 9:00 am.

(Post-meeting note : The Administration subsequently provided a revised set of CSAs (circulated vide LC Paper No. CB(2)2356/02-03(01) on 6 June 2003).

Action

According to the Administration, the revised set of CSAs was, in essence, the same as the 5th draft of CSAs, except (a) a new clause 10A was added after clause 10, and (b) amendments were proposed to clause 22 of the 5th draft of CSAs. These new amendments were intended to deal with the different operation dates of Part I and Part II of the Bill. Members of the Bills Committee did not raise any queries on the revised set of CSAs.)

Council Business Division 2
Legislative Council Secretariat
9 July 2003

Annex

**Proceedings of the sixth meeting of the Bills Committee on
Evidence (Miscellaneous Amendments) Bill 2002
on Thursday, 29 May 2003 at 08:30 am
in Conference Room B of the Legislative Council Building**

Time marker	Speaker(s)	Subject(s)	Action Required
000000 - 000713	Chairman Administration	Confirmation of the minutes of the meeting on 13 May 2003 (LC Paper No. CB(2)2228/02-03). Admin's paper which responded to the issues raised at the meeting on 13 May 2003 (LC Paper No. CB(2)2201/02-03(01); and 5 th draft of Committee Stage amendments (CSAs) (LC Paper No. CB(2)2201/02-03(02)).	
000714 - 002000	Ms Audrey EU Chairman Administration	Comparison of the drafting of proposed section 79I of the Criminal Procedure Ordinance with section 5B(2) of the New South Wales Ordinance (Audio and Audio Visual Links) Act 1998.	
002001 - 002054	Clerk Chairman Administration	Report of the Bills Committee's deliberations to the House Committee; date of resumption of Second Reading on the Bill and the deadline for giving notice of CSAs.	
002055 - 002423	Ms Audrey EU Chairman Administration	Formulation of section 5B(2)(d) of the New South Wales Ordinance (Audio and Audio Visual Links) Act 1998.	