

**立法會**  
***Legislative Council***

Ref : CB2/BC/5/02

LC Paper No. CB(2) 2965/02-03  
(These minutes have been seen by  
the Administration)

**Bills Committee on  
National Security (Legislative Provisions) Bill**

**Minutes of meeting  
held on Wednesday, 23 July 2003 at 10:45 am  
in the Chamber of the Legislative Council Building**

**Members present** : Hon IP Kwok-him, JP (Chairman)  
Hon Ambrose LAU Hon-chuen, GBS, JP (Deputy Chairman)  
Hon Kenneth TING Woo-shou, JP  
Hon Cyd HO Sau-lan  
Hon Albert HO Chun-yan  
Hon LEE Cheuk-yan  
Hon Martin LEE Chu-ming, SC, JP  
Dr Hon Eric LI Ka-cheung, GBS, JP  
Dr Hon LUI Ming-wah, JP  
Hon NG Leung-sing, JP  
Hon Margaret NG  
Hon James TO Kun-sun  
Hon CHEUNG Man-kwong  
Hon HUI Cheung-ching, JP  
Hon CHAN Kwok-keung, JP  
Hon CHAN Kam-lam, JP  
Hon LEUNG Yiu-chung  
Hon SIN Chung-kai  
Dr Hon Philip WONG Yu-hong, GBS  
Hon WONG Yung-kan  
Hon Jasper TSANG Yok-sing, GBS, JP  
Hon YEUNG Yiu-chung, BBS  
Hon LAU Kong-wah, JP  
Hon Miriam LAU Kin-yee, JP  
Hon Emily LAU Wai-hing, JP  
Hon CHOY So-yuk  
Hon Andrew CHENG Kar-foo  
Hon SZETO Wah  
Hon Timothy FOK Tsun-ting, SBS, JP

Hon TAM Yiu-chung, GBS, JP  
Hon Henry WU King-cheong, BBS, JP  
Dr Hon LO Wing-lok, JP  
Hon WONG Sing-chi  
Hon LAU Ping-cheung  
Hon Audrey EU Yuet-mee, SC, JP  
Hon MA Fung-kwok, JP

**Members  
absent** : Dr Hon David CHU Yu-lin, JP  
Ir Dr Hon Raymond HO Chung-tai, JP  
Hon Fred LI Wah-ming, JP  
Hon Mrs Selina CHOW LIANG Shuk-yee, GBS, JP  
Hon Bernard CHAN, JP  
Hon Andrew WONG Wang-fat, JP  
Hon Howard YOUNG, SBS, JP  
Hon LAU Chin-shek, JP  
Hon LAU Wong-fat, GBS, JP  
Dr Hon LAW Chi-kwong, JP  
Dr Hon TANG Siu-tong, JP  
Hon Abraham SHEK Lai-him, JP  
Hon Michael MAK Kwok-fung  
Hon LEUNG Fu-wah, MH, JP

**Public Officers  
attending** : Mr Timothy TONG, JP  
Permanent Secretary for Security (Acting)

Mr Bob ALLCOCK, BBS, JP  
Solicitor General

Mr Gilbert MO  
Deputy Law Draftsman

Mr James O'NEIL  
Deputy Solicitor General

Mr Johann WONG  
Principal Assistant Secretary for Security

Miss Adeline WAN  
Senior Government Counsel

Ms Francoise LAM  
Senior Government Counsel

Mr Hubert LAW  
Assistant Secretary for Security

**Clerk in attendance** : Mrs Sharon TONG  
Chief Assistant Secretary (2)1

**Staff in attendance** : Mr Jimmy MA, JP  
Legal Adviser

Ms Bernice WONG  
Assistant Legal Adviser 1

Mr Raymond LAM  
Senior Assistant Secretary (2)5

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## **I. Meeting with the Administration**

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

2. The Bills Committee requested the Legal Adviser to provide a note supplementing the background information on the Societies Ordinance in paragraph 4 of the Administration's paper on "Protecting National Security and Human Rights" (Paper No. 112).

3. Mr LEE Cheuk-yan moved the motion that "本草案委員會促請政府撤回《國家安全(立法條文)條例草案》，以讓政府全面及廣泛諮詢市民對基本法二十三條立法的意見".

4. Members discussed and voted on the motion moved by Mr LEE. 12 members voted in favour of the motion, while 15 members voted against. The Chairman concluded that the motion was not carried.

5. Permanent Secretary for Security (Acting) informed members that the Administration intended to issue a consultation document, consolidating the full text of the Bill and all the amendments proposed by the Administration, for public consultation in September 2003. He said that the Administration hoped to discuss with the Bills Committee in September 2003 its plans regarding the public consultation exercise before the consultation document was issued.

6. The Bills Committee agreed that no further meeting would be scheduled for the time being. The Chairman said that he would consider holding another meeting of

the Bills Committee if a request was made by a member or the Administration.

7. The meeting ended at 1:00 pm.

Council Business Division 2  
Legislative Council Secretariat  
7 August 2003

**Proceedings of the meeting of the Bills Committee on  
National Security (Legislative Provisions) Bill  
on Wednesday, 23 July 2003 at 10:45 am  
in the Chamber of the Legislative Council Building**

<b>Time marker</b>	<b>Speaker</b>	<b>Subject(s)</b>	<b>Action Required</b>
000000 – 000114	Chairman	Opening remarks and papers tabled	
000115 - 000521	Hon LEUNG Yiu-chung Chairman	Chairmanship of the Bills Committee; background for holding the meeting	
000522 - 000730	LA	Terms of reference of the Bills Committee	
000731 - 003659	Chairman Hon NG Leung-sing Hon Martin LEE Hon Margaret NG Hon James TO Hon Audrey EU Hon TAM Yiu-chung Hon Miriam LAU Hon Emily LAU Hon Jasper TSANG Hon CHEUNG Man- kwong LA	Way forward in respect of the Bill, the Bills Committee and the Administration's public consultation exercise on the enactment of legislation to implement Article 23 of the Basic Law (BL23)	
003700 - 004557	Admin	Way forward in respect of the enactment of legislation to implement BL23 and the Administration's public consultation exercise	
004558 - 005308	Hon LEUNG Yiu-chung Chairman Admin	Chairmanship of the Bills Committee; Administration's public consultation exercise	

Time marker	Speaker	Subject(s)	Action Required
005309 - 011842	Hon Martin LEE Chairman Hon Audrey EU Hon Emily LAU Hon CHEUNG Man- kwong Admin	Way forward in respect of the Bills Committee, the enactment of legislation to implement BL23 and the Administration's public consultation exercise; how the views received in the public consultation exercise would be analyzed	
011843 - 013016	Hon Margaret NG Admin	Way forward in respect of the Administration's public consultation exercise; whether the Administration should conduct public opinion surveys in addition to the public consultation exercise	
013017 - 020107	Hon James TO Chairman Hon Miriam LAU Hon Andrew CHENG Hon Albert HO Hon Cyd HO Hon LEE Cheuk-yan Hon LAU Kong-wah Hon Margaret NG Hon Martin LEE Admin	Way forward in respect of the Bills Committee and the enactment of legislation to implement BL23; whether the way forward in respect of the Administration's public consultation exercise should be discussed at a joint meeting of the Panel on Security and Panel on Administration of Justice and Legal Services; background information in paragraph 4 of the Administration's paper on "Protecting National Security and Human Rights" (Paper No. 112)	<b>LA to provide a paper providing additional information on the legislative history of the Societies Ordinance supplementing the background information in paragraph 4 of Paper No. 112</b>
020108 - 020929	Chairman Hon LEE Cheuk-yan Hon Miriam LAU Hon LAU Kong-wah Hon NG Leung-sing	Discussion and voting on motion moved by Hon LEE Cheuk-yan requesting the withdrawal of the Bill by the Administration	

<b>Time marker</b>	<b>Speaker</b>	<b>Subject(s)</b>	<b>Action Required</b>
020930 - 021427	Hon LAU Kong-wah Chairman Hon Martin LEE LA Hon James TO	Discussion of the way forward in respect of the Administration's public consultation exercise at a meeting of the Bills Committee and joint meeting of the Panel on Security and Panel on Administration of Justice and Legal Services; way forward in respect of the Bills Committee; whether another meeting of the Bills Committee should be scheduled	

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