

立法會
Legislative Council

LC Paper No. CB(2)2857/02-03
(These minutes have been seen
by the Administration)

Ref : CB2/BC/6/02

**Bills Committee on
Legislative Council (Amendment) Bill 2003**

**Minutes of the fifth meeting
held on Thursday, 12 June 2003 at 4:30 pm
in Conference Room A of the Legislative Council Building**

- Members present** : Hon Andrew WONG Wang-fat, JP (Chairman)
Dr Hon David CHU Yu-lin, JP
Ir Dr Hon Raymond HO Chung-tai, JP
Hon Margaret NG
Hon Mrs Selina CHOW LIANG Shuk-ye, GBS, JP
Hon HUI Cheung-ching, JP
Hon SIN Chung-kai
Dr Hon Philip WONG Yu-hong
Hon WONG Yung-kan
Hon Howard YOUNG, JP
Hon SZETO WAH
Hon LEUNG Fu-wah, MH, JP
Hon IP Kwok-him, JP
Hon Audrey EU Yuet-mee, SC, JP
- Members absent** : Hon Cyd HO Sau-lan
Hon CHEUNG Man-kwong
Hon Miriam LAU Kin-ye, JP
Hon Emily LAU Wai-hing, JP
Hon Henry WU King-cheong, BBS, JP
Dr Hon LO Wing-lok
- Public Officers attending** : Mr Joseph LAI Yee-tak
Deputy Secretary for Constitutional Affairs
- Ms Eva YAM Ya-ling
Principal Assistant Secretary (Constitutional Affairs) 4

Mr Bassanio SO
Principal Assistant Secretary
(Constitutional Affairs)5

Mrs N D DISSANAYAKE
Senior Assistant Law Draftsman

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

Staff in attendance : Mr Arthur CHEUNG
Senior Assistant Legal Adviser 2

Mr Paul WOO
Senior Assistant Secretary (2)3

I. Confirmation of minutes of meeting
(LC Paper No. CB(2)2406/02-03)

The minutes of the meeting on 15 May 2003 were confirmed.

II. Meeting with the Administration
(LC Paper Nos. CB(2)2436/02-03(01) to (03))

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

Continuation of clause by clause examination of the Bill

3. The Bills Committee concluded clause by clause examination of the Bill.

Adjustments to the electorate of information technology functional constituency (IT FC)

(LC Paper No. CB(2)2436/02-03(02))

4. Dr Raymond HO and Mr SIN Chung-kai noted that the Administration had proposed to add seven umbrella organizations to IT FC. They expressed particular concern about the proposal to include the Hong Kong & Mainland Software Industry Cooperation Association (HMSICA) which enabled both corporate members and certain individual members (i.e. Council Members) of HMSICA to become electors of IT FC. They pointed out that the proposal was inconsistent with the approach for delineating the franchise in respect of

other trade associations which had already been included in the IT FC, where only the corporate members of the associations could become electors of the IT FC.

Follow-up actions required of the Administration

5. The Administration was requested to -
 - (a) in relation to the proposed delineation of franchise for HMSICA, review the Administration's proposal to allow both corporate members and Council Members of HMSICA to become electors of the IT FC; and
 - (b) provide an updated set of draft Committee Stage amendments for the consideration of the Bills Committee.

(Post-meeting note - The Administration's written responses were circulated vide LC Paper Nos. CB(2)2480/02-03(01) and (02) dated 5 June 2003.)

II. Any other business

Date of resumption of Second Reading debate on the Bill

6. Some Members proposed that the Second Reading debate on the Bill be resumed at the Council meeting on 2 July 2003. As the date for the Administration to consult the Chairman of the House Committee on the resumption of the Second Reading debate on the Bill at the Council meeting on 2 July 2003 was 10 June 2003, Mrs Selina CHOW, Chairman of the House Committee, advised that she had no objection to the Administration issuing a letter to consult her on the resumption date before the House Committee meeting on 13 June 2003, and the Chairman of the Bills Committee making a verbal report on the resumption date to the House Committee on 13 June 2003. The Bills Committee could report its deliberations on the Bill to the House Committee on 20 June 2003.

III. Date of next meeting

7. The next meeting would be held on 16 June 2003 at 10:45 am.
8. The meeting ended at 6:35 pm.

Council Business Division 2
Legislative Council Secretariat
17 July 2003

Annex

**Proceedings of the fifth meeting of the
Bills Committee on Legislative Council (Amendment) Bill 2003
on Thursday, 12 June 2003 at 4:30 pm
in Conference Room A of the Legislative Council Building**

Time marker	Speaker(s)	Subject(s)	Action required
000000 – 000354	Chairman	Confirmation of minutes of meeting on 15 May 2003 (LC Paper No. CB(2)2406/02-03). Admin's written responses to issues raised at the last meeting on 5 June 2003.	
000355 – 001123	Admin	Admin's papers on "Delineation of Functional Constituency Electorate" and "Information Technology Functional Constituency" (LC Paper Nos. CB(2)2436/02-03(01) and (02)).	
001124 – 004331	Dr Raymond HO Admin Chairman Mr SZETO Wah	Criteria for the proposed addition of seven umbrella organizations to the Information and Technology functional constituency (IT FC). Impact of the addition of the seven organizations on the electorate size of IT FC. (LC Paper No. CB(2)2436/02-03(01)).	
004332 – 010326	Mr SIN Chung-kai Admin Dr Raymond HO Chairman	Proposal to allow both the corporate members and Council Members of the Hong Kong & Mainland Software Industry Cooperation Association (HMSICA) to become electors of IT FC, vis-à-vis other trade associations in IT FC where only their corporate members could become electors of IT FC.	Admin to revisit the proposal with a view to achieving consistency in delineation of franchise for trade associations in IT FC.
010327 – 011314	Mr HUI Cheung-ching Admin Chairman SALA2 Mr SIN Chung-kai	Eligibility criterion requiring organizations to be in operation for the 12 months immediately before making application for registration as electors of functional constituency.	
011315 – 011607	Chairman Admin	Continuation of clause-by-clause examination of the Bill (LC Paper No. CB(2)1954/02-03 - Chinese version of the marked-up copy of the	

Time marker	Speaker(s)	Subject(s)	Action required
		Bill). Clauses 40 to 42.	
011608 – 013444	Admin Chairman Mr WONG Yung-kan Mr HUI Cheung- ching Mrs Selina CHOW	Clauses 43 to 57 and Schedule (consequential amendments to subsidiary legislation).	
013445 - 013917	Admin Chairman	Clause 39 - Proposed new Part VIA of the Legislative Council Ordinance (LCO) on financial assistance for candidates and lists of candidates in respect of election expenses.	
013918 - 014045	Mrs Selina CHOW Chairman Admin	Proposed sections 60A, 60B and 60C of LCO.	
014046 - 014207	Admin Chairman Selina CHOW IP Kwok-him	Proposed sections 60D, 60E and 60F of LCO.	
014208 - 014457	Chairman Admin	Proposed section 60G of LCO.	
014458 - 014643	Chairman Admin	Proposed section 60H of LCO.	
014644 - 015032	Chairman Admin Mr IP Kwok-him Mrs Selina CHOW	Proposed sections 60I and 60J of LCO.	
015033 - 015455	Chairman Clerk Mrs Selina CHOW Admin Mr Howard YOUNG Mr WONG Yung-kan	Dates of resumption of Second Reading debate on the Bill and reporting to House Committee.	Admin to provide draft Committee Stage amendments for Bills Committee's consideration.