

**立法會**  
***Legislative Council***

Ref : CB2/SS/2/03

LC Paper No. CB(2)790/03-04

(These minutes have been seen by  
the Administration)

**Subcommittee on United Nations Sanctions  
(Liberia) Regulation 2003**

**Minutes of the first meeting  
held on Thursday, 11 December 2003 at 10:45 am  
in Conference Room B of the Legislative Council Building**

**Members present** : Hon Margaret NG (Chairman)  
Hon Cyd HO Sau-lan  
Hon Andrew WONG Wang-fat, JP

**Member absent** : Hon Audrey EU Yuet-mee, SC, JP

**Public Officers attending** : Mrs Philomena LEUNG  
Principal Assistant Secretary for Commerce, Industry and  
Technology (Commerce and Industry)

Mr LAU Wai-ming  
Assistant Secretary for Commerce, Industry and  
Technology (Commerce and Industry)

Mr Wayne WALSH  
Deputy Principal Government Counsel

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

**Staff in** : Miss Anita HO

**attendance** Assistant Legal Adviser 2

Mr Raymond LAM  
Senior Assistant Secretary (2)5

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**I. Election of Chairman**

Miss Margaret NG was elected Chairman of the Subcommittee.

**II. Meeting with the Administration**

2. The Subcommittee deliberated (index of proceedings attached at **Annex**).
3. The Subcommittee requested the Administration -
  - (a) to consider providing a certificate issued by the Chief Executive or the Chief Secretary for Administration of the Hong Kong Special Administrative Region confirming the contents of an instruction given by the Central People's Government regarding the implementation of Resolution 1478 of the Security Council of the United Nations, when the instruction was given and whether the instruction fell within the meaning of "instruction" under section 3(1) of the United Nations Sanctions Ordinance (Cap. 537) (UNSO);
  - (b) to provide a detailed comparison of the enforcement powers under the United Nations Sanctions (Liberia) Regulation 2003 (the 2003 Regulation) and that under other local legislation, including the Chemical Weapons (Convention) Ordinance and the United Nations (Anti-Terrorism Measures) Ordinance together with the justifications for such powers under the 2003 Regulation;
  - (c) to provide a paper setting out the differences between the 2003 Regulation and the United Nations Sanctions (Liberia) Regulation 2002 (the 2002 Regulation); and
  - (d) to advise on whether an authorized officer referred to in Part 5 of the 2003 Regulation would be issued with a warrant card.
4. The Chairman asked the Clerk to circulate UNSO and the 2002 Regulation for members' information.
5. The Subcommittee requested the Legislative Council Secretariat to provide information on how resolutions of the Security Council of the United Nations relating

to sanctions were implemented in Hong Kong before 1 July 1997.

**III. Date of next meeting**

6. Members agreed that the next meeting would be held on 19 January 2004 at 8:30 am.

7. The meeting ended at 12:10 pm.

Council Business Division 2  
Legislative Council Secretariat  
22 December 2003

**Proceedings of the meeting of the  
Subcommittee on  
United Nations Sanctions (Liberia) Regulation 2003  
on Thursday, 11 December 2003 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 -<br>000040 | Hon Cyd HO<br>Hon Andrew WONG<br>Hon Margaret NG   | Election of Chairman  |   |
| 000041 -<br>000311 | Chairman   | Opening remarks   |   |
| 000312 -<br>000355 | Admin  | Briefing on the United Nations Sanctions (Liberia) Regulation 2003 (the 2003 Regulation)  |   |
| 000356 -<br>002339 | Chairman<br>Hon Cyd HO<br>Hon Andrew WONG<br>Admin | Provision by the Administration of a certificate issued by the Chief Executive or the Chief Secretary for Administration of the Hong Kong Special Administrative Region confirming the contents of an instruction given by the Central People's Government regarding the implementation of Resolution 1478 of the Security Council of the United Nations, when the instruction was given and whether the instruction fell within the meaning of "instruction" under section 3(1) of the United Nations Sanctions Ordinance (UNSO); circulation of UNSO for members' information | <b>Admin to consider providing the certificate;<br/>Clerk to circulate UNSO for members' information</b>  |
| 002340 -<br>002534 | Hon Andrew WONG<br>Chairman<br>Admin               | Information on the implementation of resolutions of the Security Council of the United Nations relating to sanctions before 1 July 1997.  | <b>Secretariat to provide information on how resolutions of the Security Council of the United Nations relating to sanctions were implemented in Hong Kong before 1 July 1997</b> |

| <b>Time marker</b> | <b>Speaker</b>                                     | <b>Subject(s)</b>  | <b>Action Required</b>   |
|--------------------|--|--|--|
| 002535 -<br>002654 | Admin<br>Chairman                                  | Continuation of briefing on the 2003 Regulation  |  |
| 002655 -<br>002737 | Chairman<br>Hon Cyd HO<br>Admin                    | When UNSCR 1343 was passed and whether a regulation was made at that time  |  |
| 002738 -<br>003341 | Chairman<br>Hon Cyd HO<br>Admin                    | Difference between United Nations Sanctions (Liberia) Regulation 2002 (the 2002 Regulation) and the 2003 Regulation; whether a subcommittee was formed to study the 2002 Regulation; circulation of the 2002 Regulation for members' information   | <b>Admin to provide a paper setting out the differences between the 2003 Regulation and the 2002 Regulation; Clerk to circulate the 2002 Regulation for members' information</b> |
| 003342 -<br>003728 | Hon Andrew WONG<br>Chairman<br>Admin               | Section 10(1) of the 2003 Regulation; expiry of the 2003 Regulation  |  |
| 003729 -<br>011833 | Chairman<br>Hon Andrew WONG<br>Hon Cyd HO<br>Admin | Detailed comparison of the enforcement powers under the 2003 Regulation and that under other local legislation, including the Chemical Weapons (Convention) Ordinance and the United Nations (Anti-Terrorism Measures) Ordinance; justifications for such powers under the 2003 Regulation; whether a subcommittee was formed to study the 2002 Regulation | <b>Admin to provide a detailed comparison of the enforcement powers together with the justifications for such powers under the 2003 Regulation</b>                               |
| 011834 -<br>011906 | Hon Andrew WONG<br>Chairman<br>Admin               | Whether an authorized officer referred to in Part 5 of the 2003 Regulation would be issued with a warrant card   | <b>Admin to provide a response</b>   |
| 011907 -<br>012077 | Chairman   | Date of next meeting   |  |