

立法會
Legislative Council

Ref : CB2/BC/3/04

LC Paper No. CB(2) 903/04-05
(These minutes have been seen by
the Administration)

**Bills Committee on Transfer of Sentenced
Persons (Amendment) (Macau) Bill**

**Minutes of the first meeting
held on Tuesday, 25 January 2005 at 2:30 pm
in Conference Room B of the Legislative Council Building**

Members present : Hon James TO Kun-sun (Chairman)
Hon Margaret NG
Hon LAU Kong-wah, JP
Hon Audrey EU Yuet-mee, SC, JP
Hon Daniel LAM Wai-keung, BBS, JP

Public Officers attending : Mr Charles WONG
Principal Assistant Secretary for Security

Mr Daniel CHAN
Assistant Secretary for Security

Mr Dicky CHAN
Assistant Commissioner of Correctional Services

Ms Amelia LUK
Deputy Law Officer (Mutual Legal Assistance)

Ms Francoise LAM
Senior Government Counsel (Law Drafting Division)

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

Staff in attendance : Mr Stephen LAM
Assistant Legal Adviser 4

Mr Raymond LAM
Senior Council Secretary (2)5

I. Election of Chairman

Mr James TO was elected Chairman of the Bills Committee.

II. Meeting with the Administration

2. The Bills Committee deliberated (index of proceedings attached at **Annex**).
3. The Bills Committee requested the Administration -
 - (a) to provide the text of the transfer of sentenced persons (TSP) agreement with the Macau Special Administrative Region (MSAR);
 - (b) to provide a detailed comparison between the TSP agreement with MSAR and the TSP agreements signed with other jurisdictions, including the procedures concerned, together with a copy of such agreement signed with other jurisdiction;
 - (c) to explain why the TSP agreement with MSAR was not signed before the Bill was introduced into the Legislative Council;
 - (d) to provide information on the respective numbers of Hong Kong Special Administrative Region (HKSAR) residents serving sentences in MSAR and MSAR residents serving sentences in HKSAR, and the lengths of such sentences;
 - (e) to advise on the time taken for the Central People's Government to reply to a notification from HKSAR of the request for transfer of a sentenced person between HKSAR and other jurisdictions; and
 - (f) to explain the meaning of the term "close ties" in the Bill, whether the term was found in other local legislation and the procedures relating to the establishment of "close ties".

III. Date of next meeting

4. Members agreed that the next meeting would be scheduled, pending the availability of the information to be provided by the Administration.
5. The meeting ended at 3:00 pm.

Council Business Division 2
Legislative Council Secretariat
22 February 2005

**Proceedings of the meeting of the
Bills Committee on Transfer of Sentenced
Persons (Amendment) (Macau) Bill
on Tuesday, 25 January 2005 at 2:30 pm
in Conference Room B of the Legislative Council Building**

Time marker	Speaker	Subject(s)	Action Required
000000 – 000355	Hon Margaret NG Hon Audrey EU Hon James TO	Election of Chairman	
000513 - 001711	Chairman Hon Margaret NG Hon LAU Kong-wah Hon Audrey EU Admin	Whether a transfer of sentenced person (TSP) agreement had been signed with the Macau Special Administrative Region (MSAR) and why the TSP agreement was not signed before the Bill was introduced into the Legislative Council (LegCo)	Admin to provide the text of the TSP agreement with MSAR and explain why the TSP agreement with MSAR was not signed before the Bill was introduced into LegCo
001712 - 002037	Hon Audrey EU Chairman Hon Margaret NG Admin	Comparison between the TSP agreement with MSAR and the TSP agreements signed with other jurisdictions, including the procedures concerned	Admin to provide a detailed comparison together with a copy of such agreement signed with other jurisdiction
002038 - 002437	Hon Margaret NG Hon Audrey EU Chairman ALA4 Admin	Information on the respective numbers of Hong Kong Special Administrative Region (HKSAR) residents serving sentences in MSAR and MSAR residents serving sentences in HKSAR, and the lengths of such sentences; time taken for the Central People's Government to reply to a notification from HKSAR of the request for transfer of a sentenced person between HKSAR and other jurisdictions; meaning of the term "close ties" in the Bill, whether the term was found in other local legislation and relevant procedures	Admin to provide the requested information

Time marker	Speaker	Subject(s)	Action Required
002438 - 002513	Chairman	Date of next meeting	

Council Business Division 2
Legislative Council Secretariat
22 February 2005