

立法會
Legislative Council

LC Paper No. CB(2)1306/05-06

(These minutes have been
seen by the Administration)

Ref : CB2/BC/11/04

**Bills Committee on
Smoking (Public Health) (Amendment) Bill 2005**

**Minutes of the 14th meeting
held on Tuesday, 7 February 2006 at 8:30 am
in the Chamber of the Legislative Council Building**

Members present : Hon Andrew CHENG Kar-foo (Chairman)
Hon Albert CHAN Wai-yip (Deputy Chairman)
Hon LEE Cheuk-yan
Hon Martin LEE Chu-ming, SC, JP
Hon Fred LI Wah-ming, JP
Hon LEUNG Yiu-chung
Hon Howard YOUNG, SBS, JP
Hon Emily LAU Wai-hing, JP
Hon LI Fung-ying, BBS, JP
Hon Tommy CHEUNG Yu-yan, JP
Hon Audrey EU Yuet-mee, SC, JP
Hon Vincent FANG Kang, JP
Dr Hon Joseph LEE Kok-long
Hon Alan LEONG Kah-kit, SC
Hon LEUNG Kwok-hung
Dr Hon KWOK Ka-ki
Hon WONG Ting-kwong, BBS
Hon KWONG Chi-kin

Members absent : Hon James TIEN Pei-chun, GBS, JP
Dr Hon YEUNG Sum
Hon Abraham SHEK Lai-him, JP
Hon LI Kwok-ying, MH
Hon Albert Jinghan CHENG

Public Officers : Mrs Ingrid YEUNG

attending Deputy Secretary for Health, Welfare and Food (Health)

Ms Julina CHAN
Principal Assistant Secretary for Health, Welfare and Food
(Health)

Dr T H LEUNG, JP
Deputy Director of Health

**Deputations
by invitation** : Department of Community Medicine, University of Hong Kong

Dr Sarah McGhee
Associate Professor

Mr Marcus YU
Executive Director
Tobacco Control and Research Policy Unit

Hong Kong Bars and Karaoke Rights Advocacy

Mr Jeffrey TAM
Chairman

Mr WONG Wai-kuen
Vice Chairman

Catering Entertainment Premises Smoking Ban Regulations
Concern Group

Mr Anthony LOCK
Chairman

Ms Jessica LI
Secretary

Entertainment Business Rights Concern Group

Ms CHAN Yun-lin
Acting Convenor

The Hong Kong Medical Association

Dr Louis SHIH
Vice President

Dr LEUNG Chi-chiu

Council Member

Hong Kong Council on Smoking and Health

Mr Frankie YEUNG
Member

Professor Leo SIN Yat-ming
Member

Committee on Youth Smoking Prevention

Mr TIK Chi-yuen
Chairman

Mr LI Cheong-lung
Project Manager

Government Doctors' Association

Dr LEUNG Wing-fai

Asian Consultancy on Tobacco Control

Dr Judith Mackay
Director

Hong Kong Newspaper Hawker Association

Mr CHEUNG Kwok-ting
Chairman

Coalition of Hong Kong Newspaper and Magazine Merchants

Mr LIU Sair-ching
Chairman

Hong Kong Mahjong House

Mr YAU Ping-cheung
General Manager

Hong Kong Entertainment Business Association

Mr CHOW Chun-yu
Chairman

The Federation of Hong Kong and Kowloon Ballroom and
Night Club Merchants

Mr CHAN Fei-kuck
Chairman

Club Paris

Miss LEE Man-kuen
Supervisor

Super Tycoon Karaoke Night Club

Mr LAM Chun-wai
Manager

Capital Karaoke Night Club

Mr CHAN Cheuk-fai
Manager

L & G Karaoke Night Club

Mr LI King-cheung
Captain

新華登富麗華夜總會

Miss TSO Hiu-ching
Manager

Cyber 8 Disco

Mr TSAI Kwok-leung
Floor Manager

KC City

Mr WONG Man-wa
Manager

KC City Billiards

Miss KWAN Yuen-tung
Supervisor

Co Co Duck

Mr CHEUNG Yiu-ming
Assistant Manager

King's Club

Miss CHOI Fung-kwan
Captain

的士、小巴權益關注大聯盟

Mr LAI Ming-hung
Chairman

Hong Kong Bars and Karaoke Rights Advocacy – Members

Miss Alison LAM
Manager

Mr Tommie WONG
Supervisor

Midland Realty (Shops) Ltd.

Mr WONG Tsz-wa
Executive Director

Jett Consultants Ltd.

Ms Jane YEUNG
Director

廢物回收商

Ms FUNG Kit-ying
Employer

Hong Kong Chamber of Mahjong School Owners Limited

Mr Alex KO
Assistant Secretary

Clerk in attendance : Ms Doris CHAN
Chief Council Secretary (2) 4

Staff in attendance : Miss Mary SO
Senior Council Secretary (2) 8

Miss Maggie CHIU
Legislative Assistant (2) 4

I. Meeting with deputations and the Administration

(LC Paper Nos. CB(2)1022/05-06(01) to (14) and CB(2)1023/05-06(01) to (04))

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

2. The Administration was requested to consider expanding the statutory no smoking areas to include parks, country parks, amusement parks, such as Disneyland and Ocean Park, and outdoor playgrounds and sports grounds.

II. Any other business

3. The Chairman reminded members that the next meeting would be held on 10 February 2006 at 8:30 am to discuss the requirements of the World Health Organisation's Framework Convention on Tobacco Control.

4. There being no other business, the meeting ended at 12:35 pm.

Council Business Division 2
Legislative Council Secretariat
3 March 2006

**Proceedings of the 14th meeting of the
Bills Committee on
Smoking (Public Health) (Amendment) Bill 2005
on Tuesday, 7 February 2006 from 8:30 am to 12:45 pm
in the Chamber of the Legislative Council Building**

Time marker	Speaker	Subjects	Action required
000000 – 000712	Chairman	Opening remarks	
000713 – 001644	Department of Community Medicine, University of Hong Kong	Presentation of views (LC Paper Nos. CB(2)1022/05-06(01) and (02))	
001645 – 002842	Hong Kong Bars and Karaoke Rights Advocacy	Presentation of views	
002843 – 003448	Entertainment Business Rights Concern Group	Presentation of views (LC Paper No. CB(2)1022/05-06(03))	
003449 – 004600	Catering Entertainment Premises Smoking Ban Regulations Concern Group	Presentation of views (LC Paper No. CB(2)1023/05-06(01))	
004601 – 005109	The Hong Kong Medical Association	Presentation of views (LC Paper No. CB(2)1022/05-06(04))	
005110 – 005654	Hong Kong Council on Smoking and Health	Presentation of views	
005655 – 010214	Committee on Youth Smoking Prevention	Presentation of views	
010215 – 010318	Government Doctors' Association	Presentation of views (LC Paper No. CB(2)1023/05-06(02))	
010319 – 010832	Asian Consultancy on Tobacco Control	Presentation of views (LC Paper No. CB(2)1022/05-06(05))	
010833 – 010917	Hong Kong Newspaper Hawker Association	Presentation of views	
010918 – 011232	Coalition of Hong Kong Newspaper and Magazine Merchants	Presentation of views	
011233 – 011600	Hong Kong Mahjong House	Presentation of views	
011601 – 011920	Hong Kong Entertainment Business Association	Presentation of views	
011921 – 012514	The Federation of Hong Kong and Kowloon Ballroom and Night Club Merchants	Presentation of views (LC Paper No. CB(2)1023/05-06(04))	

Time marker	Speaker	Subjects	Action required
012515 – 012749	Club Paris	Presentation of views	
012750 – 013019	Super Tycoon Karaoke Night Club	Presentation of views	
013020 – 013210	Capital Karaoke Night Club	Presentation of views (LC Paper No. CB(2)1022/05-06(08))	
013211 – 013409	L & G Karaoke Night Club	Presentation of views	
013410 – 013559	新華登富麗華夜總會	Presentation of views (LC Paper No. CB(2)1022/05-06(10))	
013600 – 013915	Cyber 8 Disco	Presentation of views (LC Paper No. CB(2)1022/05-06(11))	
013916 – 014400	KC City	Presentation of views	
014401 – 014900	KC City Billiards	Presentation of views	
014901 – 015424	Co Co Duck	Presentation of views	
015425 – 015847	King's Club	Presentation of views	
015848 – 020359	的士、小巴權益關注大聯盟	Presentation of views (LC Paper No. CB(2)1022/05-06(13))	
020400 – 021123	Hong Kong Bars and Karaoke Rights Advocacy - Members	Presentation of views	
021124 – 021714	Midland Realty (Shops) Ltd.	Presentation of views	
021715 – 022131	Jett Consultants Ltd.	Presentation of views	
022132 – 022826	廢物回收商	Presentation of views	
022827 – 023102	Hong Kong Chamber of Mahjong School Owners Limited	Presentation of views	
023103 – 024541	Chairman	Break	
024542 – 025128	Administration	Responses to deputations' views	
025129 – 025703	Mr Albert CHAN Department of Community Medicine, University of Hong Kong Committee on Youth Smoking Prevention Asian Consultancy on Tobacco Control	Effectiveness of ventilated rooms with double doors to eliminate secondhand smoke	

Time marker	Speaker	Subjects	Action required
025704 – 030217	Ms Emily LAU Catering Entertainment Premises Smoking Ban Regulations Concern Group	Reasons for the proposal of deferring the implementation date of total smoking ban by restaurant licence holders to 1 January 2008 by the Catering Entertainment Premises Smoking Ban Regulations Concern Group	
030218 – 030722	Mr WONG Ting-kwong Administration	Reasons why no smoking area was not extended to cover hotel rooms	
030723 – 031353	Mr Vincent FANG Administration	Stakeholders should be involved in the independent study to be commissioned by the Administration to assess the impact of the implementation of total smoking ban in catering and entertainment premises on the economy Implementation of a smoking ban in catering and entertainment premises should be phased Education on the health hazards of smoking should be stepped up	
031354 – 031923	Mr LEUNG Kwok-hung	The Administration should allow patrons and employees of catering and entertainment premises to smoke in rooms inside the premises if these smoking rooms had independent ventilation and double doors and were self-service	
031924 – 032844	Dr KWOK Ka-ki Administration Asian Consultancy on Tobacco Control	Raising tobacco levy and earmarking a portion of the levy on public education, research and enforcement with regard to tobacco prevention and control Mainland experience in implementing the World Health Organisation's Framework Convention on Tobacco Control (FCTC) and what lesson(s), if any, Hong Kong could learn from such experience	
032845 – 033541	Ms Audrey EU Administration	Administration's explanation on why no smoking area was not extended to cover hotel rooms was unconvincing No smoking area should be extended to cover parks, country parks, amusement parks, such as Disneyland and Ocean Park, and outdoor playgrounds and sports grounds Legislation should be put in place to prohibit sale of tobacco products to youngsters in school uniform	

Time marker	Speaker	Subjects	Action required
033542 – 034259	Mr Tommy CHEUNG Administration Asian Consultancy on Tobacco Control	Legislative Council Members and the hospitality trade should be engaged in the drafting of the consultancy brief on assessing the economic impact of the implementation of total smoking ban in catering and entertainment premises Use of ventilated rooms with double doors to eliminate secondhand smoke Mainland experience in implementing FCTC	
034300 – 034927	Mr LEE Cheuk-yan Administration	Excluding hotel rooms from the smoking ban showed the Administration's double standards	
034928 – 035502	Hong Kong Bars and Karaoke Rights Advocacy	Willing to take part in the economic assessment of the impact of the implementation of smoking ban in catering and entertainment premises Use of ventilated rooms with double doors to eliminate secondhand smoke	
035503 – 035952	Mr Martin LEE Administration	The Administration was requested to consider expanding the statutory no smoking areas to include parks, country parks, amusement parks, such as Disneyland and Ocean Park, and outdoor playgrounds and sports grounds	✓ (Admin to provide a written response)
035953 – 040111	Committee on Youth Smoking Prevention	Raising tobacco levy and using part of the levy on educating youth about the health hazards of smoking	
040112 – 040432	Entertainment Business Rights Concern Group Administration	Providing compensation to owners of catering and entertainment premises adversely affected by the implementation of smoking ban in these premises	
040433 – 040507	Chairman	Closing remarks	

Council Business Division 2
Legislative Council Secretariat
3 March 2006