

Panel on Home Affairs**List of follow-up actions**

(as at 9 May 2005)

| Subject | Date of meeting | Follow-up action required | Administration's response |
|--|------------------------|---|---|
| 1. Development of a stadium complex and sports facilities in South East Kowloon | 15.1.03 | The Administration to provide detailed recommendations on the project. | Response awaited. |
| 2. Consultancy mapping study of creative industries | 13.6.03 | The Administration to provide the report of the consultancy mapping study of creative industries. | The report on "Baseline Study On Hong Kong's Creative Industries" was issued vide LC Paper No. CB(2)1264/04-05 dated 12 April 2005. |
| 3. Briefing by the Secretary for Home Affairs on the Chief Executive's Policy Address 2004 | 9.1.04 | The Administration to provide the implementation plan for building the community-wide political network as set out in paragraphs 57 to 66 in the Policy Address 2004. | Response awaited. |
| 4. Review of built heritage conservation policy | 9.11.04 | The Administration to provide a written response to the motion moved by Mr Albert CHAN urging the Government to put on hold the tendering procedure for the Central Police Station and Victoria Prison. The motion was passed by the Panel. | Response awaited. |

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| <p>5. The case of Albert House: Measures to protect flat owners from legal liability or claims arising from or in respect of unauthorised building structures or common parts of their buildings</p> | <p>12.11.04</p> | <p>The Administration to –</p> <p>(a) provide a report on the following issues before it introduced the draft Regulation on third party risks insurance into LegCo –</p> <p>(i) whether or not it was in order from a legal point of view to require the owners' corporation (OC) of Albert House to bear the liabilities for the payment of compensation which should be made by the other four defendants which were bankrupt, given that the OC had already paid its share of compensation, i.e. 15% of the total compensation, as ruled by the court in 1999;</p> <p>(ii) what measures the Administration would take to deal with buildings which could not secure third party risks insurance because they had unauthorised building structures (UBWs) or did not have OCs;</p> <p>(iii) whether consideration would be given to setting up a statutory body to undertake insurance for buildings with UBWs or without forming OCs; and</p> | <p>A progress report on the Albert House case was issued vide LC Paper No. CB(2)615/04-05 dated 11 January 2005.</p> <p>Brief for the Legislative Council on the Building Management (Amendment) Bill 2005 was issued on 1 April 2005.</p> |

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| | | <p>(b) review the following issues and provide progress reports to the Panel on a regular basis –</p> <p>(i) whether or not a ceiling should be imposed on the third party liabilities borne by OCs for the common parts of their buildings;</p> <p>(ii) whether or not a ceiling should be imposed on civil claims; and</p> <p>(iii) whether the building accident compensation assistance fund as proposed by Mr Andrew CHENG should be set up.</p> <p>For the issues referred to in (i) and (ii) above, the Home Affairs Bureau should work in collaboration with the Department of Justice as common law principles are involved in consideration of these issues.</p> | |
| <p>6. Reports on Privacy and Media Intrusion and Civil Liability for Invasion of Privacy published by the Law Reform Commission of Hong Kong (LRC)</p> | <p>14.1.05</p> | <p>The Administration to report to the Panel on its position on the two LRC's reports as soon as possible.</p> | <p>Response awaited.</p> |
| <p>7. Briefing by the Secretary for Home</p> | <p>17.1.05</p> | <p>The Administration agreed to provide the</p> | <p>Response awaited.</p> |

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| Affairs on the Chief Executive's Policy Address 2005 | | findings of the review on the implementation of gender mainstreaming when it was completed. The Administration also agreed to provide an interim report of the review in due course. | |
| 8. Regulation of property management companies by legislation and formation of owners' corporations of buildings with more than one Deed of Mutual Covenant | 8.4.05 | <p>The Administration to consider the following suggestions –</p> <ul style="list-style-type: none"> (a) to set up a tribunal for handling building management disputes between property management companies and property owners/OCs; (b) to impose a declaration requirement on property management companies. By this requirement, a property management company would have to declare whether any of its subsidiary companies was providing cleansing or maintenance services for the building which had engaged the service of this property management company; (c) to require each property management company to provide a copy each of the summary of income and expenditure and of the property management company's balance sheet to each owner of the building; | Response awaited. |

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| | | <p>(d) to issue basic guidelines on the avoidance of conflicts of interest for reference of small property management companies; and</p> <p>(e) to consider the mechanisms proposed by Mr Albert HO and Mr James TO for amending provisions of old deeds of mutual covenants which were unfair and unreasonable to owners.</p> | |

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