

**立法會**  
**Legislative Council**

Ref : CB2/BC/4/05

LC Paper No. CB(2)961/06-07  
(These minutes have been seen  
by the Administration)

**Bills Committee on Safety of United Nations and Associated Personnel Bill**

**Minutes of the fourth meeting**  
**held on Tuesday, 9 January 2007, at 10:45 am**  
**in Conference Room B of the Legislative Council Building**

**Members present** : Hon Margaret NG (Chairman)  
Hon James TO Kun-sun  
Hon Jasper TSANG Yok-sing, GBS, JP

**Public Officers attending** : Item I  
  
Ms Manda CHAN  
Principal Assistant Secretary for Security  
  
Ms Leonora IP  
Senior Government Counsel  
Department of Justice  
  
Mr James DING  
Senior Government Counsel  
Department of Justice  
  
Ms Jane LEE  
Assistant Secretary for Security

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

**Staff in attendance** : Miss Kitty CHENG  
Assistant Legal Adviser 5  
  
Mrs Eleanor CHOW  
Senior Council Secretary (2)4

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**I. Meeting with the Administration**

(LC Paper No. CB(2)767/06-07(01) - Paper provided by the Administration in response to issues raised at the meeting on 31 July 2006

LC Paper No. CB(2)810/06-07(01) - Marked-up copy of the Committee Stage amendments proposed by the Administration

LC Paper No. CB(3)532/05-06 - The Bill)

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

The Bill

2. As the Bills Committee had completed clause-by-clause examination of the Bill at the last meeting, members proceeded to scrutinizing the Committee Stage amendments (CSAs) proposed by the Administration. Members expressed support for the proposed CSAs.

3. The Administration advised that it would give notice to resume the Second Reading debate on the Bill at the Council meeting on 31 January 2007. The Clerk informed members that a report on the deliberations of the Bills Committee would be made to the House Committee at its meeting on 19 January 2007. The deadlines for giving notice of resumption of Second Reading debate and notice of CSAs were 22 January 2007.

The Draft Orders

4. The Bills Committee scrutinized the draft International Organizations (Privileges and Immunities) (United Nations and Associated Personnel) Order (IO Order) and the draft Fugitive Offenders (Safety of United Nations and Associated Personnel) Order (FO Order) which sought to implement Articles 8, 13(1) and 15 of the Convention on the Safety of United Nations and Associated Personnel (the Convention).

5. In response to members' question on the draft FO Order, the Administration explained that "places outside Hong Kong" in paragraph 3 of the Explanatory Note referred to State Parties to the Convention other than the Mainland. Section 2 of the Fugitive Offenders Ordinance (Cap. 503) stipulated that arrangements for the surrender of fugitive offenders under it were not applicable to the Central People's Government or the government of any other part of the People's Republic of China. The Administration also confirmed that the FO Order would apply to the State Parties to the Convention irrespective of whether bilateral surrender of fugitive offender agreements had been signed between Hong Kong and the relevant jurisdictions.

6. Members noted that upon passage of the Bill, the draft IO Order and the FO Order would be referred back to the Chief Executive in Council to be made before

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introduction into the Legislative Council for approval under the negative vetting procedure. Members did not raise objection to the draft Orders.

7. The meeting ended at 11: 10 am.

Council Business Division 2  
Legislative Council Secretariat  
25 January 2007

**Proceedings of the fourth meeting of the  
Bills Committee on Safety of United Nations and Associated Personnel Bill  
on Tuesday, 9 January 2007, at 10:45 am  
in Conference Room B of the Legislative Council Building**

<b>Time Marker</b>	<b>Speaker(s)</b>	<b>Subject(s)</b>	<b>Action required</b>
000000 - 001123	Chairman	Opening remarks	
001124 - 001443	Admin	Briefing on the Administration's response to issues raised by members at the meeting on 31 July 2006 (LC Paper No. CB(2)767/06-07(01))	
001444 - 001534	Chairman	Scrutiny of the marked-up copy of the proposed Committee Stage amendments (LC Paper No. CB(2)810/06-07(01))	
001535 - 001622	Clerk	Dates suitable for resumption of Second Reading debate on the Bill	
001623 - 001928	Chairman Admin	Briefing on the draft International Organizations (Privileges and Immunities) (United Nations and Associated Personnel) Order by the Administration and scrutiny of the draft Order by members	
001929 - 002257	Admin Chairman	Briefing on the draft Fugitive Offenders (Safety of United Nations and Associated Personnel) Order by the Administration and scrutiny of the draft Order by members	
002258 - 002307	Admin Chairman	Resumption of Second Reading debate on the Bill at the Council meeting on 31 January 2007	