立法會 Legislative Council

Ref: CB2/SS/8/05 LC Paper No. CB(2)2941/05-06

Subcommittee on Public Health (Animals and Birds) (Exhibitions) (Amendment) Regulation 2006

Minutes of the first meeting held on Wednesday, 2 August 2006 at 9:00 am in Conference Room B of the Legislative Council Building

Members : Hon Fred LI Wah-ming, JP (Chairman)

present Hon WONG Yung-kan, JP

Hon Tommy CHEUNG Yu-yan, JP Hon WONG Kwok-hing, MH Hon Alan LEONG Kah-kit, SC

Members : Hon LEUNG Yiu-chung absent Hon LEUNG Kwok-hung

Hon CHEUNG Hok-ming, SBS, JP

Clerk in : Mrs Percy MA

attendance Chief Council Secretary (2)3

Staff in : Mr Stephen LAM

attendance Assistant Legal Adviser 4

Mrs Eleanor CHOW

Senior Council Secretary (2)4

Miss Vivien POON Council Secretary (2)3

Action

I. Election of Chairman

Mr Fred LI was elected Chairman of the Subcommittee.

II. Way forward

(LC Paper No. CB(2)2882/05-06(02) – Background Brief prepared by the Legislative Council Secretariat

LC Paper No. CB(2)2882/05-06(03) – Marked-up copy of the Regulation

LC Paper No. CB(2)2882/05-06(04) – Submission from Mr 連啟元暨申訴團體"香港寵物界人士"

LC Paper No. CB(2)2892/05-06(01) – Letter dated 31 July 2006 from Mr 連啟元)

- 2. The Subcommittee deliberated (index of proceedings attached at **Annex**).
- 3. The Subcommittee noted the submissions from Mr 連啟元 and agreed that relevant parties should be invited to give views on the Public Health (Animals and Birds) (Exhibition) (Amendment) Regulation 2006 (the Amendment Regulation).
- 4. The Subcommittee noted that the Amendment Regulation had taken effect since the date of gazettal on 7 July 2006 and raised a number of concerns. In order to allow the Subcommittee to consider the Amendment Regulation and to receive views from the relevant parties, the Subcommittee agreed that the Administration should be requested to withhold taking the following actions until the Subcommittee had concluded its deliberation
 - (a) processing licence applications from owners of racing pigeons; and
 - (b) taking any enforcement actions against owners of racing pigeons for not having a licence, such as requiring them to surrender their pigeons to the relevant authorities.
- 5. The Subcommittee agreed that the next meeting would be held on 25 September 2006 at 4:30 pm to meet with the Administration and to receive views from the relevant parties. The Subcommittee would receive a briefing from the Administration on the Amendment Regulation prior to receiving views from deputations.
- 6. The meeting ended at 9:16 am.

Council Business Division 2
<u>Legislative Council Secretariat</u>
21 August 2006

Proceedings of the first meeting of the Subcommittee on Public Health (Animals and Birds) (Exhibitions) (Amendment) Regulation 2006 on Wednesday, 2 August 2006 at 9:00 am in Conference Room B of the Legislative Council Building

Time Marker	Speaker(s)	Subject(s)	Action required
000000 - 000133	Mr Fred LI Mr WONG Yung-kan Mr Tommy CHEUNG	Election of Chairman	
000134 - 001222	Chairman ALA4 Mr WONG Yung-kan Mr Tommy CHEUNG Mr WONG Kwok-hing	Invitation of views from relevant parties on the Amendment Regulation Members raised the following concerns — (a) the Amendment Regulation had taken effect on 7 July 2006, pending deliberation of the Subcommittee; (b) whether immediate enforcement actions would be taken against owners of racing pigeons who had yet to obtain a licence; (c) whether the proposed licence fees were reasonable; and (d) the statutory requirement that a person should obtain a licence for exhibition of animals or birds should not be applicable to racing pigeons, given that racing pigeons should not be classified as poultry in the first place, and pigeon racing activity was not a form of exhibition, but a sport. The Subcommittee agreed that the Chairman should write to request the Secretary for Health, Welfare and Food to withhold taking the following actions until the Subcommittee had concluded its deliberation on the Amendment Regulation — (a) processing licence applications from owners of racing pigeons; and (b) taking any enforcement actions against owners of racing pigeons for not having a licence, such as requiring them to surrender their pigeons to the relevant authorities.	Clerk to follow up

Time Marker	Speaker(s)	Subject(s)	Action required
001223 - 001633	Chairman Mr WONG Yung-kan Mr Tommy CHEUNG Mr Alan LEONG	Arrangements for the next meeting to be held on 25 September 2006	

Council Business Division 2 <u>Legislative Council Secretariat</u> 21 August 2006