

**Panel on Information Technology and Broadcasting**

**List of follow-up actions**

(position as at 9 February 2006)

Subject	Date of meeting	Follow-up action required	Administration's response
1. The Cyberport Project	<p align="center">8.2.02</p> <p align="center">8.7.02</p> <p align="center">12.1.04</p>	<p>The Administration/Cyberport Management to provide information on :</p> <ul style="list-style-type: none"> <li>- the funding arrangements for the Cyberport Institute.</li> <li>- the selection arrangements for the supermarket in the Cyberport;</li> <li>- the number of tenancy applications for each of Phases CIA, CIB, CII and CIII;</li> <li>- existing/past office space occupied by the tenant companies vis-à-vis space in Cyberport on an aggregate basis; and</li> <li>- the number of employees employed by the tenant companies on an aggregate basis.</li> <li>- provide information on the rate of business growth and the volume of new business activities generated in the Cyberport.</li> </ul>	<p>The Administration to provide the information when ready.</p> <p>Relevant information has been provided in past progress reports issued to members in June and December 2004. The information will be updated in further progress reports.</p>
2. Broadcasting Services of Radio Television Hong Kong (RTHK)	21.7.05	Regarding some members' enquiry about the availability and use of additional radio frequency spectrum, the Administration has undertaken to provide a paper on the spectrum policy review for the discussion of the Panel in due course.	The Administration to provide the paper when ready. The subject of "Consultancy study on spectrum policy review" has been included in the Panel's "List of outstanding items for discussion", and it will be discussed on 10 July 2006.

<b>Subject</b>	<b>Date of meeting</b>	<b>Follow-up action required</b>	<b>Administration's response</b>
3. Spamming arising from the use of Interactive Voice Response System (IVRS) technology	13.6.05	The Administration undertook to explore if there were any means to encourage the calling parties of unsolicited calls to pay the airtime/roaming charges thus incurred pending the enactment of any anti-spam legislation.	CITB will consider whether to adopt a "calling party pays" charging regime in the context of the review of convergence of fixed and mobile telecommunications services.
4. Proposed anti-spam legislation	11.7.05	The Administration was requested to consider members' concern on the need to include express provisions safeguarding freedom of speech and expression in the proposed legislation.	The executive summary of the "Consultation Paper on Legislative Proposals to Contain the Problem of Unsolicited Electronic Messages" and relevant press release issued by the Administration have been circulated to all Members on 21 January 2006 vide LC Paper No CB(1)772/05-06.

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<p>5. Issues related to the protection of personal information of e-mail account subscribers</p>	<p>1.11.05</p>	<p>(a) The Privacy Commissioner for Personal Data (the Privacy Commissioner) was requested to provide further information to address members' concerns and questions raised at the meeting, including:</p> <p>(i) With reference to paragraph (c) of Yahoo! (Hong Kong) Limited's letter dated 28 October 2005 (LC Paper No CB(1)186/05-06(03)), whether and to what extent Yahoo! Holdings (Hong Kong) Limited was bound by the requirements under the Personal Data (Privacy) Ordinance (PD(P)O) (Cap 486) for the disclosure of information of email account subscribers, including that relating to Mr SHI Tao, to the Mainland authorities by the Yahoo! China operation;</p> <p>(ii) Arising from the case in question, whether the Privacy Commissioner should take a liberal or restrictive approach when considering what information would amount to "personal data" as defined under PD(P)O; and whether the Privacy Commissioner would re-consider whether there was sufficient evidence to trigger off section 38(b) of PD(P)O; and whether there was a need to review PD(P)O.</p>	<p>An interim reply provided by the Privacy Commissioner has been issued to all Members on 2 December 2005 vide LC Paper No. CB(1)445/05-06. The Secretariat has reminded HKISPA on 2 December 2005 and 23 January 2006 to revert to the Panel in due course. The paper prepared by ALA3 on the legal aspects of the subject has been circulated to all Members on 23 January 2006 vide LC Paper No CB(1)771/05-06. With the concurrence of the Chairman, a copy of the paper has also been sent to the Privacy Commissioner and HKISPA. The replies from the Privacy Commissioner and HKISPA are still awaited.</p>

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		(b) At the request of a member, the Hong Kong Internet Service Providers Association (HKISPA) agreed to consider possible actions, if any, which HKISPA may take to follow up the case in question.	
6. The development of digital audio (DA) broadcasting in Hong Kong	9.1.06	The Administration has been requested to consider members' concerns expressed at the meeting and adopt a more proactive approach in the introduction of DA broadcasting in Hong Kong, in particular the suggestion to set up a working group to study the issues involved.	The Administration to note and follow-up.
7. New strategy for e-government services delivery	9.1.06	The Administration has undertaken to share the report of the roadmap study conducted in June 2005 and where practicable, provide other information requested by members, including the report evaluating the cost-effectiveness of e-government programmes when available.	The Administration's response to issues raised at the meeting together with a copy of the report of the Roadmap Study conducted in June 2005 have been circulated to members on 2 February 2006 vide LC Paper No. CB(1)820/05-06(03).  The Administration has advised that it will brief the Panel on the study on measuring the benefits of Government IT investments upon its completion in mid-2006.