

Panel on Security

List of follow-up actions

(position as at 25 April 2006)

Subject	Date of Meeting	Follow-up action required	Administration's response
1. Admission Scheme for Mainland Talents and Professionals	4 April 2003 (Joint meeting with the Panel on Manpower)	The Administration agreed to provide members with progress reports on the Scheme on a regular basis.	Progress report on the Scheme for the period from 1 April to 31 October 2005 circulated vide LC Paper No. CB(2)563/05-06 on 1 December 2005.
2. Interception of communications and covert surveillance	10 June 2004	The Administration was requested - (a) to advise the year from which requests for interception of communications had to be approved by the Chief Executive on a case-by-case basis; and (b) to confirm whether internal guidelines had been issued to the law enforcement agencies on the requirement referred to in paragraph (a) above.	Response awaited. - Ditto -

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	7 March 2006	The Administration was requested to – (a) provide a written response on the issues raised in the overseas precedents referred to in the letter dated 6 March 2006 from Mr Ronny TONG; (b) provide a written response on whether superintendents of police and Police officers involved in handling sensitive information were subject to the same integrity checking as that for panel judges; (c) provide information on posts where judges were subject to standard checking before appointment; and (d) provide information on the capacity in which judges authorised interception of communications and surveillance in other jurisdictions, and whether the judges were subject to any integrity checking	Response awaited. - Ditto - - Ditto - - Ditto -

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3. Powers of the Independent Commission Against Corruption (ICAC) to search for and seize journalistic material	29 November 2004	(a) The Department of Justice (D of J) was requested to provide a response on – (i) the basis on which D of J, upon request from the court, referred the investigation of the press coverage of <i>habeas corpus</i> proceedings relating to a witness to ICAC; (ii) why D of J did not refer the matter to an independent committee; and (iii) whether there was any conflict of interest with ICAC carrying out the investigation work.	Response awaited.

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		(b) ICAC was requested to consider providing the following after all legal proceedings in respect of a case involving the press coverage of <i>habeas corpus</i> proceedings relating to a witness was completed – (i) information which were relevant to the case but not provided to the court, if prosecution was instituted in respect of the case; and (ii) all information relevant to the case, if prosecution was not to be instituted in respect of the case.	Interim response circulated vide LC Paper No. CB(2)1159/05-06 on 16 February 2006.

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4. Provision of emergency ambulance service	7 June 2005	The Administration was requested to provide – (a) its quantitative analyses of the additional demand for emergency ambulance service arising from the opening of Disneyland and development of Lantau Island, the increased number of visitors associated with the Individual Visit Scheme and the international conferences to be held in Hong Kong, the opening of new ambulance depots, and advise whether the net increase in manpower proposed could meet with such increased demand; (b) statistics on the response time performance in the New Territories before and after the Third Generation Mobilising System came into operation; and (c) information on the implementation of a priority despatch system in overseas countries.	Response awaited. - Ditto - - Ditto -

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5. Notification mechanism between the Mainland authorities and the Hong Kong Special Administrative Region Government and assistance to Hong Kong residents detained in the Mainland	5 July 2005	The Administration was requested to – (a) provide information on the criteria adopted by the Mainland authorities in determining whether visits by family members to detainees were allowed; and (b) follow up with the Mainland authorities the suggestions of allowing family members and officials of the Hong Kong Special Administrative Region Government to visit Hong Kong residents detained in the Mainland and provide a response.	Response circulated vide LC Paper No. CB(2)1702/05-06 on 11 April 2006. - Ditto -
6. Transfer of sentenced persons between the Hong Kong Special Administrative Region (HKSAR) Government and the Macau Special Administrative Region (MSAR) Government	Meeting of the Bills Committee on Transfer of Sentenced Persons (Amendment) (Macau) Bill	The Administration undertook – (a) to draw up internal guidelines for determining “close ties” with a place when more such cases have been established, and provide a copy of the guidelines to the Panel; and	Response awaited.

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		(b) to inform the Panel of the progress of implementation of the Arrangement on Transfer of Sentenced Persons between the HKSAR Government and the MSAR Government one year after the Arrangement came into operation.	Response awaited.
7. Redevelopment of Lo Wu Correctional Institution	1 November 2005	The Administration was requested to provide – (a) information on the progress of the establishment of transfer of sentenced persons arrangements with the Mainland; and (b) a comparison between the redevelopment of the Lo Wu Correctional Institution and the Chi Ma Wan Correctional Institution, and advise whether the redeveloped institutions at Lo Wu would be further developed to provide more than 1 400 places;	Response in LC Paper No. CB(2)1565/05-06(01) circulated on 29 March 2006. - Ditto -
	4 April 2006	(c) information on the penal population and the population of Hong Kong in the past 10 years;	Response awaited.

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		(d) information on the rehabilitation services to be provided in the redeveloped Lo Wu Correctional Institution; (e) information on the design of the the Chi Ma Wan Correctional Institution, if redeveloped, and whether land use was maximised under such a design; (f) A breakdown in terms of offence and sentence term of the existing penal population.	Response awaited. - Ditto - - Ditto -
8. Civil celebrant of marriages	Meeting of the Bills Committee on Marriage (Introduction of Civil Celebrants of Marriages and General Amendments) Bill	The Administration was requested to report to the Panel on Security on the outcome of the Administration's review on the operation of the civil celebrant scheme one year after it has come into operation and whether other categories of persons, such as Justices of the Peace and LegCo Members, should be eligible for appointment as civil celebrants.	Response awaited.

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9. Rules and directions for the questioning of suspects and the taking of statements : Caution Statement	3 January 2006	The Administration was requested to consider adding the sentence “You have the right to remain silent” to the beginning of the caution administered by law enforcement agencies when interviewing a suspect.	Response awaited.
10. Police cooperation on exchange of information in the detection of crime	3 January 2006	The Administration was requested to - (a) consider providing past cases, with personal data excised in the information provided, where the Police released information to its counterparts in other jurisdictions for the detection of crime; and (b) provide information on whether subversion was among the list of crimes excluded from the information exchange framework of Interpol.	Response awaited. - Ditto -

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11. Crime situation in 2005	24 January 2006	The Police was requested to provide - (a) statistics on persons prosecuted for offences committed after they had been cautioned under the Superintendent's Discretion Scheme and the nature of the offences involved; (b) information on the percentage decrease in juvenile and youth population in 2005; (c) information on the value of drugs seized in 2005; (d) information on the conviction rate of commercial crime cases; (e) information on the number of persons prosecuted for drink driving; (f) statistics on prosecutions relating to domestic violence cases; and	Response circulated vide LC Paper No. CB(2)1687/05-06 on 10 April 2006. - Ditto - - Ditto - - Ditto - - Ditto - - Ditto -

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		(g) information on the percentage of domestic violence cases referred to the Department of Justice for advice on whether prosecution should be instituted.	Response circulated vide LC Paper No. CB(2)1687/05-06 on 10 April 2006.
12. Security arrangements for the Sixth Ministerial Conference of the World Trade Organization held in Hong Kong from 13 to 18 December 2005	7 February 2006	The Administration was requested to - (a) provide information on the prosecutions instituted against demonstrators when international conferences were held in other jurisdictions, and the outcome of such prosecutions; (b) provide the Panel with a copy of the statement made by the Secretary for Security in 1992 regarding the rules and directions for the questioning of suspects and the taking of statements; and (c) advise whether there were guidelines on the use of force under different levels of disturbance.	Response awaited. - Ditto - - Ditto -

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13. Legislative proposals for the implementation of the co-location arrangement	7 March 2006	The Administration was requested to – (a) explain the issues considered by the Administration in coming up with its proposal to provide that the Chief Executive might by order modify or exclude any legislation in their application to the Hong Kong Port Area (HKPA); and (b) advise how the authorisation of the Central Authorities to enable certain areas in China that were outside Hong Kong to be declared as HKPA would be given.	Response awaited. - Ditto -
14. Proposed Customs Headquarters Building	4 April 2006	The Administration was requested to provide a comparison between the general facilities of the proposed Customs Headquarters Building and those of the headquarters buildings of other disciplined forces.	Response circulated vide LC paper No. CB(2)1811/05-06 on 24 April 2006.

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15. Police's undercover operations against vice activities	4 April 2006	The Administration was requested – (a) to provide a response to the issues raised in the submission from Professor Simon YOUNG on the Police's undercover operations against vice activities; and (b) to provide information on the number of cases involving operation of a massage establishment without a licence in 2005 where complete masturbation service had been provided, the type of persons prosecuted, the offence for which such persons were prosecuted, the Ordinances under which they were prosecuted and the results of such prosecution.	Response awaited. - Ditto -