

**立法會**  
**Legislative Council**

Ref : CB2/BC/5/06

LC Paper No. CB(2)1898/06-07  
(These minutes have been seen by  
the Administration)

**Bills Committee on  
Shenzhen Bay Port Hong Kong Port Area Bill**

**Minutes of meeting  
held on Friday, 16 March 2007, at 10:45 am  
in Conference Room A of the Legislative Council Building**

- Members present** : Hon LAU Kong-wah, JP (Chairman)  
Hon KWONG Chi-kin (Deputy Chairman)  
Hon Margaret NG  
Hon James TO Kun-sun  
Hon Bernard CHAN, GBS, JP  
Hon WONG Yung-kan, JP  
Hon Howard YOUNG, SBS, JP  
Hon Miriam LAU Kin-yee, GBS, JP  
Hon Emily LAU Wai-hing, JP  
Hon Andrew CHENG Kar-foo  
Hon TAM Yiu-chung, GBS, JP  
Hon Abraham SHEK Lai-him, JP  
Hon Andrew LEUNG Kwan-yuen, SBS, JP  
Hon CHEUNG Hok-ming, SBS, JP  
Hon CHIM Pui-chung
- Member absent** : Dr Hon Philip WONG Yu-hong, GBS
- Public Officers attending** : Ms Grace LUI  
Deputy Secretary for Security
- Mr Alan CHU  
Principal Assistant Secretary for Security
- Miss Ada CHAN  
Assistant Secretary for Security

Ms Fanny IP  
Senior Assistant Law Draftsman

Ms Cindy YAU  
Senior Government Counsel

Mr Paul TSANG  
Senior Government Counsel

**Clerk in attendance** : Mrs Sharon TONG  
Chief Council Secretary (2) 1

**Staff in attendance** : Mr LEE Yu-sung  
Senior Assistant Legal Adviser 1

Mr Timothy TSO  
Assistant Legal Adviser 2

Mr Raymond LAM  
Senior Council Secretary (2) 5

Miss Helen DIN  
Legislative Assistant (2) 1

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## **I. Meeting with the Administration**

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

2. The Bills Committee requested the Administration -
  - (a) to provide the provisions in existing legislation relevant to the examination of paragraph 1(a) to (c) of Schedule 2 to the Bill;
  - (b) to advise whether regulation 27A of the Prevention of the Spread of Infectious Diseases Regulations was applicable, in addition to a person leaving Hong Kong, to a person entering Hong Kong;
  - (c) to advise whether a direction referred to in paragraph 1(a) of Schedule 2 was applicable to animals;
  - (d) to provide examples of pre-existing rights and obligations covered by paragraph 1(d) of Schedule 2 to the Bill and advise whether contracts entered into by the Mass Transit Railway

Corporation Limited and the Hong Kong Export Credit Insurance Corporation were covered by the paragraph;

- (e) to advise whether paragraph 1(d) of Schedule 2 covered certificates issued by designated car testing centres of the Transport Department;
- (f) to explain with examples the operation of clause 8(1) and to explain the proceedings that were "criminal or otherwise"; and
- (g) to reconsider the need for clause 9(3) and, if so, to consider providing that an order made under clause 9(3) should be subject to the approval of the Legislative Council.

## **II. Date of next meeting**

3. The Bills Committee noted that the next meeting would be held on 20 March 2007 at 8:30 am to continue discussion with the Administration.

4. The Chairman reminded members that a visit would be made to the proposed Hong Kong Port Area in Shenzhen Bay Port on 17 March 2007. The Bills Committee requested the Secretariat to provide a list of issues to be covered in the visit and the Administration to provide an itinerary for the visit.

5. The meeting ended at 12:45 pm.

Council Business Division 2  
Legislative Council Secretariat  
18 May 2007

**Proceedings of meeting of the  
Bills Committee on  
Shenzhen Bay Port Hong Kong Port Area Bill  
on Friday, 16 March 2007, at 10:45 am  
in Conference Room A of the Legislative Council Building**

<b>Time marker</b>	<b>Speaker</b>	<b>Subject(s)</b>	<b>Action Required</b>
000000 - 000416	Chairman Hon Emily LAU Admin	Visit to the proposed Hong Kong Port Area in Shenzhen Bay Port on 17 March 2007	
000417 - 001339	Hon Emily LAU Chairman Admin Clerk	Submission from the Hong Kong Federation of Insurers (HKFI) on the Bill; progress of discussions between the Administration and HKFI on insurance issues relating to the Bill; organisations which had expressed interest in expressing views on the Bill; provision of a paper setting out at least the options for insurance arrangements by the end of March 2007; timing for commencement of operation of the Hong Kong-Shenzhen Western Corridor	
001340 - 001714	Admin	Briefing on clause 9 and paragraph 1(a) to (c) of Schedule 2	
001715 - 002234	Hon Emily LAU Admin Chairman	Provisions in existing legislation relevant to examination of paragraph 1(a) to (c) of Schedule 2 to the Bill; whether regulation 27A of the Prevention of the Spread of Infectious Diseases Regulations was applicable, in addition to a person leaving Hong Kong, to a person entering Hong Kong	
002235 - 002514	Admin	Briefing on paragraph 1(d) of Schedule 2 and Schedule 3	
002515 - 005931	Hon Margaret NG Hon James TO Admin Chairman	Drafting of clause 9; whether clause 9(3) should be subject to the approval of the Legislative Council; relationship between Schedule 2 and Schedule 3;	

Time marker	Speaker	Subject(s)	Action Required
		provisions in the Basic Law relating to property rights; scope of the pre-existing rights and obligations referred to in clause 9	
005932 - 012700	Hon Emily LAU Hon James TO Hon TAM Yiu-chung Chairman Admin SALA1	Differences between the nature and scope of clause 5 and clause 9; provisions in existing legislation relevant to the examination of paragraph 1(a) to (c) of Schedule 2 to the Bill; whether regulation 27A of the Prevention of the Spread of Infectious Diseases Regulations was applicable, in addition to a person leaving Hong Kong, to a person entering Hong Kong	<b>Admin to provide the provisions in existing legislation relevant to the examination of paragraph 1(a) to (c) of Schedule 2 to the Bill; to advise whether regulation 27A of the Prevention of the Spread of Infectious Diseases Regulations was applicable, in addition to a person leaving Hong Kong, to a person entering Hong Kong; to provide examples of pre-existing rights and obligations covered by paragraph 1(d) of Schedule 2 to the Bill and advise whether contracts entered into by the Mass Transit Railway Corporation Limited and the Hong Kong Export Credit Insurance Corporation were covered by the paragraph</b>
012701 - 014205	Hon James TO Hon Emily LAU Chairman Admin	Whether a direction referred to in paragraph 1(a) of Schedule 2 was applicable to animals; whether paragraph 1(d) of Schedule 2 covered certificates issued by	<b>Admin to advise whether a direction referred to in paragraph 1(a) of Schedule 2 was</b>

Time marker	Speaker	Subject(s)	Action Required
		designated car testing centres of the Transport Department scope of Schedule 3	<b>applicable to animals; to advise whether paragraph 1(d) of Schedule 2 covered certificates issued by designated car testing centres of the Transport Department</b>
014206 - 014735	Hon James TO Admin	Operation of clause 8(1); proceedings that were "criminal or otherwise"	<b>Admin to explain with examples the operation of clause 8(1) and to explain the proceedings that were "criminal or otherwise"</b>
014736 - 015944	Hon Emily LAU Hon James TO Chairman Admin	Whether there was a need for clause 9(3) and, if so, whether an order made under clause 9(3) should be subject to the approval of the Legislative Council	<b>Admin to reconsider the need for clause 9(3) and, if so, to consider providing that an order made under clause 9(3) should be subject to the approval of the Legislative Council</b>
015945 - 020052	Admin	When the Administration commenced discussions with HKFI on the insurance issues relating to the Bill	