

立法會
Legislative Council

LC Paper No. CB(2) 1717/06-07

Ref : CB2/H/5/06

House Committee of the Legislative Council

**Minutes of the 22nd meeting
held in the Legislative Council Chamber
at 2:30 pm on Friday, 27 April 2007**

Members present :

Hon Fred LI Wah-ming, JP (Deputy Chairman)
Hon James TIEN Pei-chun, GBS, JP
Ir Dr Hon Raymond HO Chung-tai, SBS, S.B.St.J., JP
Hon LEE Cheuk-yan
Hon Martin LEE Chu-ming, SC, JP
Dr Hon David LI Kwok-po, GBS, JP
Hon Margaret NG
Hon Mrs Selina CHOW LIANG Shuk-ye, GBS, JP
Hon James TO Kun-sun
Hon CHEUNG Man-kwong
Hon CHAN Yuen-han, JP
Hon CHAN Kam-lam, SBS, JP
Hon Mrs Sophie LEUNG LAU Yau-fun, SBS, JP
Hon LEUNG Yiu-chung
Hon SIN Chung-kai, JP
Hon WONG Yung-kan, JP
Hon Howard YOUNG, SBS, JP
Hon LAU Chin-shek, JP
Hon LAU Kong-wah, JP
Hon Emily LAU Wai-hing, JP
Hon CHOY So-yuk, JP
Hon Andrew CHENG Kar-foo
Hon TAM Yiu-chung, GBS, JP
Hon Abraham SHEK Lai-him, JP
Hon LI Fung-ying, BBS, JP
Hon Tommy CHEUNG Yu-yan, JP
Hon Albert CHAN Wai-yip
Hon Frederick FUNG Kin-kee, SBS, JP
Hon Audrey EU Yuet-mee, SC, JP
Hon Vincent FANG Kang, JP
Hon WONG Kwok-hing, MH
Hon LEE Wing-tat

Hon LI Kwok-ying, MH, JP
Dr Hon Joseph LEE Kok-long, JP
Hon Jeffrey LAM Kin-fung, SBS, JP
Hon Andrew LEUNG Kwan-yuen, SBS, JP
Hon Alan LEONG Kah-kit, SC
Dr Hon KWOK Ka-ki
Dr Hon Fernando CHEUNG Chiu-hung
Hon CHEUNG Hok-ming, SBS, JP
Hon WONG Ting-kwong, BBS
Hon Ronny TONG Ka-wah, SC
Hon CHIM Pui-chung
Prof Hon Patrick LAU Sau-shing, SBS, JP
Hon Albert Jinghan CHENG
Hon KWONG Chi-kin
Hon TAM Heung-man

Members absent :

Hon Miriam LAU Kin-ye, GBS, JP (Chairman)
Hon Albert HO Chun-yan
Dr Hon LUI Ming-wah, SBS, JP
Hon Bernard CHAN, GBS, JP
Dr Hon Philip WONG Yu-hong, GBS
Hon Jasper TSANG Yok-sing, GBS, JP
Dr Hon YEUNG Sum
Hon LAU Wong-fat, GBM, GBS, JP
Hon Timothy FOK Tsun-ting, GBS, JP
Hon Daniel LAM Wai-keung, SBS, JP
Hon MA Lik, GBS, JP
Hon LEUNG Kwok-hung

Clerk in attendance :

Mrs Vivian KAM Clerk to the House Committee

Staff in attendance :

Mr Ricky C C FUNG, JP	Secretary General
Mr Jimmy MA, JP	Legal Adviser
Ms Pauline NG	Assistant Secretary General 1
Mrs Justina LAM	Assistant Secretary General 3
Mr LEE Yu-sung	Senior Assistant Legal Adviser 1

Mr Arthur CHEUNG	Senior Assistant Legal Adviser 2
Mrs Constance LI	Principal Council Secretary (Complaints)
Mr Simon WONG	Chief Public Information Officer
Miss Odelia LEUNG	Chief Council Secretary (2)6
Mr Kelvin LEE	Assistant Legal Adviser 1
Mr Timothy TSO	Assistant Legal Adviser 2
Miss Kitty CHENG	Assistant Legal Adviser 5
Ms Amy YU	Senior Council Secretary (2)3

Action

I. Confirmation of the minutes of the 21st meeting held on 20 April 2007
(LC Paper No. CB(2) 1687/06-07)

The minutes were confirmed.

II. Matters arising

Report by the Chairman on his meeting with the Chief Secretary for Administration

2. The Deputy Chairman said that there was nothing special to report.

III. Business arising from previous Council meetings

(a) Legal Service Division report on bills referred to the House Committee in accordance with Rule 54(4)

(i) Civil Justice (Miscellaneous Amendments) Bill 2007
(LC Paper No. LS 62/06-07)

3. The Deputy Chairman said that the Panel on Administration of Justice and Legal Services had been briefed on the legislative proposals.

4. The Legal Adviser said that the Legal Service Division recommended a Bills Committee be formed as the Panel had raised various issues of concern about the Bill.

5. The Deputy Chairman proposed that a Bills Committee be formed to study the Bill in detail. Members agreed. The following Members agreed to join: Ms Margaret NG, Mr James TO and Mr Ronny TONG.

6. The Deputy Chairman said that as there were vacant slots, the Bills Committee could commence work immediately.

Action

(ii) **Statute Law (Miscellaneous Provisions) Bill 2007**
(*LC Paper No. LS 64/06-07*)

7. The Deputy Chairman said that the Panel on Administration of Justice and Legal Services had been briefed on the legislative proposals and considered the formation of a Bills Committee necessary.

8. The Legal Adviser said that the Bill sought to provide for amendments to various Ordinances, and some of the proposed amendments were important and controversial. He referred Members to the Legal Service Division report which had set out some of the issues of concern.

9. Ms Margaret NG and Mr Ronny TONG expressed support for forming a Bills Committee. Ms NG said that when the Panel was consulted on the Bill, members had raised various issues of concern. She pointed out that some of the proposed amendments in the Bill were controversial, such as the proposed requirement for legal representatives to pay costs, and the proposed amendments to the Public Order Ordinance, the scope of which was too narrow.

10. The Deputy Chairman proposed that a Bills Committee be formed to study the Bill in detail. Members agreed. The following Members agreed to join: Ms Margaret NG, Mr James TO, Ms Emily LAU and Mr Ronny TONG.

11. The Deputy Chairman said that as there were vacant slots, the Bills Committee could commence work immediately.

(b) **Legal Service Division report on subsidiary legislation gazetted on 20 April 2007 and tabled in Council on 25 April 2007**
(*LC Paper No. LS 63/06-07*)

12. The Deputy Chairman said that a total of three items of subsidiary legislation were gazetted on 20 April 2007 and tabled in Council on 25 April 2007.

13. Members did not raise any query on these three items of subsidiary legislation.

14. The Deputy Chairman reminded Members that the deadline for amending these items of subsidiary legislation was 23 May 2007.

IV. Further business for the Council meeting on 2 May 2007

Questions

(LC Paper No. CB(3) 512/06-07)

15. The Deputy Chairman said that that Mr LI Kwok-ying had replaced his previous oral question, and Mr LEUNG Yiu-chung had also replaced his previous written question.

16. The Deputy Chairman informed Members that if the business on the Agenda of the Council meeting on 2 May 2007 could not be finished on that day, the meeting would resume on 3 May 2007 at 9:00 am as the Chief Executive's Question and Answer Session would be held at 3:00 pm on that day.

V. Business for the Council meeting on 9 May 2007

(a) Questions

(LC Paper No. CB(3) 513/06-07)

17. The Deputy Chairman said that 20 questions (six oral and 14 written) had been scheduled for the meeting.

(b) Bills - First Reading and moving of Second Reading

18. The Deputy Chairman said that no notice had been received yet.

(c) Government motion

19. The Deputy Chairman said that no notice had been received yet.

(d) Members' motions

(i) Motion on "Combating unscrupulous shops"

(Wording of the motion issued vide LC Paper No. CB(3) 520/06-07 dated 26 April 2007.)

(ii) Motion on "Improving the planning for Hong Kong and reducing screen-like buildings"

(Wording of the motion issued vide LC Paper No. CB(3) 517/06-07 dated 26 April 2007.)

20. The Deputy Chairman said that the above motions would be moved by Mr LAU Kong-wah and Mr WONG Kwok-hing respectively, and the wording of the motions had been issued to Members.

Action

21. The Deputy Chairman reminded Members that the deadline for giving notice of amendments, if any, to the motions was Wednesday, 2 May 2007.

VI. Position on Bills Committees and subcommittees

(LC Paper No. CB(2) 1688/06-07)

22. The Deputy Chairman said that there were 14 Bills Committees and six subcommittees under the House Committee in action.

VII. Any other business

23. There being no other business, the meeting ended at 2:35 pm.

Council Business Division 2
Legislative Council Secretariat
2 May 2007

070427e.doc