

**立法會**  
**Legislative Council**

Ref : CB2/HS/1/06

LC Paper No. CB(2)2492/06-07  
(These minutes have been seen  
by the Administration)

**Subcommittee on Legislative Amendments Relating to the Proposed  
Re-organisation of Policy Bureaux of the Government Secretariat**

**Minutes of the second meeting  
held on Saturday, 26 May 2007, at 11:00 am  
in the Chamber of the Legislative Council Building**

- Members present** :
- Hon TAM Yiu-chung, GBS, JP (Chairman)
  - Hon Howard YOUNG, SBS, JP (Deputy Chairman)
  - Hon James TIEN Pei-chun, GBS, JP
  - Ir Dr Hon Raymond HO Chung-tai, SBS, S.B.St.J., JP
  - Hon Mrs Selina CHOW LIANG Shuk-ye, GBS, JP
  - Hon CHAN Yuen-han, JP
  - Hon SIN Chung-kai, JP
  - Hon WONG Yung-kan, JP
  - Hon Jasper TSANG Yok-sing, GBS, JP
  - Hon LAU Kong-wah, JP
  - Hon Emily LAU Wai-hing, JP
  - Hon CHOY So-yuk, JP
  - Hon Abraham SHEK Lai-him, JP
  - Hon Audrey EU Yuet-mee, SC, JP
  - Hon WONG Kwok-hing, MH
  - Hon Alan LEONG Kah-kit, SC
  - Hon LEUNG Kwok-hung
  - Dr Hon Fernando CHEUNG Chiu-hung
  - Hon Ronny TONG Ka-wah, SC
  - Hon KWONG Chi-kin
  - Hon TAM Heung-man
- Member attending** :
- Hon CHEUNG Man-kwong
  - Hon Miriam LAU Kin-ye, GBS, JP
- Members Absent**
- Dr Hon LUI Ming-wah, SBS, JP
  - Hon Margaret NG
  - Hon Bernard CHAN, GBS, JP
  - Hon Mrs Sophie LEUNG LAU Yau-fun, SBS, JP
  - Dr Hon Philip WONG Yu-hong, GBS
  - Dr Hon YEUNG Sum

Hon LAU Wong-fat, GBM, GBS, JP  
Hon Frederick FUNG Kin-kee, SBS, JP  
Hon Daniel LAM Wai-keung, SBS, JP  
Hon CHIM Pui-chung  
Prof Hon Patrick LAU Sau-shing, SBS, JP

**Public Officers** : Item I  
**attending**

Mr Stephen LAM Sui-lung  
Secretary for Constitutional Affairs

Miss Denise YUE Chung-yee  
Secretary for the Civil Service

Mr Ian WINGFIELD  
Solicitor General

Miss Jennifer MAK Yee-ming  
Permanent Secretary for the Civil Service (Acting)

Mrs Cherry TSE LING Kit-ching  
Permanent Secretary for Constitutional Affairs

Ms Fanny IP Fung-king  
Deputy Law Draftsman  
(Bilingual Drafting & Adm) (Acting)

Ms Vicki LEE Yuet-ming  
Senior Government Counsel

Mr Gary POON Wai-wing  
Principal Assistant Secretary for Constitutional Affairs

**Clerk in** : Mrs Percy MA  
**attendance** : Chief Council Secretary (2)3

**Staff in** : Mr Arthur CHEUNG  
**attendance** : Senior Assistant Legal Adviser

Mrs Eleanor CHOW  
Senior Council Secretary (2)4

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Action

- I. Meeting with the Administration**  
(CAB F19/6/3/2(2007) - Legislative Council Brief on "Re-organisation of Policy Bureaux of the Government Secretariat")

Action

CAB F19/6/3/2(2007) - Legislative Council Brief on "Re-organisation of Policy Bureaux of the Government Secretariat : Legislative Amendments"

LC Paper No. CB(2)1868/06-07(01) - Marked-up copy of the draft Resolution under section 54A of Cap. 1

LC Paper No. CB(2)1972/06-07(01) - Background Brief prepared by the Legislative Council Secretariat

LC Paper No. CB(2)1969/06-07(01)-(08) - Eight papers provided by the Administration on transfer of statutory functions)

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

2. The Administration was requested to -
  - (a) provide a paper setting out the statutory functions of the re-organised bureaux;
  - (b) review the drafting of paragraph (2)(1) of the Resolution taking into account comments made by the Senior Assistant Legal Adviser 2 (SALA2); and
  - (c) reconsider the title of the proposed "Commerce and Economic Development" having regard to members' views.

*(Post-meeting note : The paper on (a) above was issued to members vide LC Paper No. CB(2)2010/06-07(02) on 30 May 2007. The drafting issue regarding (b) above was resolved between SALA2 and the Administration. As regard item (c), the Administration reiterated its position at subsequent meetings.)*

**II. Any other business**

3. The Chairman informed members that the next meeting would be held on 28 May 2007 at 8:30 am.
4. The meeting ended at 1:00 pm.

Council Business Division 2  
Legislative Council Secretariat  
13 July 2007

**Proceedings of the second meeting of the  
Subcommittee on Legislative Amendments Relating to the  
Proposed Re-organisation of Policy Bureaux of the Government Secretariat  
on Saturday, 26 May 2007, at 11:00 am  
in Chamber of the Legislative Council Building**

<b>Time Marker</b>	<b>Speaker(s)</b>	<b>Subject(s)</b>	<b>Action Required</b>
000137 – 000246	Chairman	Opening remarks	
000247 – 000405	Mr SIN Chung-kai Chairman	Concern about the title of the proposed "Commerce and Economic Development Bureau" which did not reflect the portfolios of industry and technology. Mr SIN Chung-kai indicated that he would move an amendment to the Resolution to retitle the Bureau as "Commerce, Industry, Technology and Economic Development Bureau"	
000406 – 000457	Ms Audrey EU Chairman	Proposal of Ms Audrey EU to retitle the proposed "Development Bureau" as "Sustainable Development Bureau"	
000458 – 004500	Chairman Dr Fernando CHEUNG Ms Emily LAU Admin Mrs Salina CHOW Mr LAU Kong-wah Mr Abraham SHEK Ms Audrey EU Mr LEUNG Kwok-hung	Approach to scrutinize the Resolution  Agreement by members that policy issues such as the accountability system should be followed up by the Panel on Constitutional Affairs  The Administration was requested to provide a paper setting out the statutory functions of the re-organised bureaux	<b>Admin to follow up</b>
004501 – 010624	Chairman Admin Ms Audrey EU Mr LEUNG Kwok-hung SALA2 Ms Emily LAU Miss CHAN Yuen-han Mr Howard YOUNG	Briefing by the Administration on the transfer of statutory functions currently exercisable by the Secretary for Constitutional Affairs (LC Paper No. CB(2)1969/06-07(01))  Scrutiny of the Resolution paragraph by paragraph with reference to <b>Annex B to LC Paper No. CB(2)1969/06-07(01)</b>	
010625 – 012219	Admin Chairman SALA2	Briefing by the Administration on the transfer of statutory functions currently exercisable by the Secretary for Commerce, Industry and Technology (LC Paper No.	

Time Marker	Speaker(s)	Subject(s)	Action Required
		<p>CB(2)1969/06-07(02))</p> <p>Scrutiny of the Resolution paragraph by paragraph with reference to <b>Annex C to LC Paper No. CB(2)1969/06-07(02)</b></p> <p>Paragraqph (2)(1) of the Resolution - drafting issue to be resolved between SALA2 and the Administration</p>	<b>Admin to follow up</b>
012220 – 012804	<p>Chairman Mr Howard YOUNG Admin Ms Emily LAU</p>	<p>Confirmation by the Administration that another resolution on the transfer of statutory functions relating to the Unsolicited Electronic Messages Bill and the Import and Export (Amendment) Bill 2007 enacted on 23 May 2007 would be introduced into LegCo separately</p>	
012805 – 013122	<p>Admin Mr WONG Kwok-hing Chairman</p>	<p>Proposal of Mr WONG Kwok-hing to retitle the proposed "Commerce and Economic Development Bureau" as "Economic and Technology Development Bureau"</p> <p>The Administration was requested to reconsider the title of the proposed "Commerce and Economic Development Bureau"</p>	<b>Admin to follow up</b>
013123 – 013238	<p>Admin Chairman</p>	<p>Scrutiny of the Resolution paragraph by paragraph with reference to <b>Annex D to LC Paper No. CB(2)1969/06-07(02)</b></p>	
013239 – 014738	<p>Admin Chairman SALA2 Ms Emily LAU</p>	<p>Briefing by the Administration on the transfer of statutory functions currently exercisable by the Secretary for Economic Development and Labour (LC Paper No. CB(2)1969/06-07(03))</p> <p>Scrutiny of the Resolution paragraph by paragraph with reference to <b>page 1 to page 11 of Annex B to LC Paper No. CB(2)1969/06-07(03)</b></p>	
014739 – 014955	<p>Ms Emily LAU Chairman Admin</p>	<p>Reasons for the proposed "Environment Bureau" not titled as the "Environment and Energy Bureau"</p>	
014956 – 015053	<p>Mr Howard YOUNG Chairman Admin</p>	<p>Clarification by the Administration that the Water Supplies Department would be placed under the proposed "Development Bureau"</p>	

<b>Time Marker</b>	<b>Speaker(s)</b>	<b>Subject(s)</b>	<b>Action Required</b>
015054 – 015816	Ir Dr Raymond HO Admin Chairman Mr WONG Kwok-hing	Concern that sustainable development, which straddled different policy bureaux, was placed under the proposed "Environment Bureau" which reported to the Chief Secretary for Administration only  Response of the Administration that important policy issues straddled different policy bureaux would be considered by the Policy Committee which was co-chaired by the Chief Secretary for Administration and the Financial Secretary	
015817 – 020027	Chairman Ms Emily LAU	Date of next meeting	

Council Business Division 2  
Legislative Council Secretariat  
13 July 2007