

Panel on Security**List of follow-up actions**

(position as at 31 January 2007)

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 2006 to 30 September 2006 circulated vide LC Paper No. CB(2)490/06-07 on 29 November 2006.
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 circulated vide LC Paper No. CB(2)736/06-07 on 28 December 2006. - Ditto -

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	<p>Meeting of the Bills Committee on Interception of Communications and Surveillance Bill</p>	<p>The Administration was requested to advise the Panel on Security whether any guidelines had been issued, after the relevant judgments had been delivered by the courts in <i>Koo Sze Yiu and Leung Kwok Hung v Chief Executive of the Hong Kong Special Administrative Region</i>, to law enforcement officers or within the Department of Justice regarding restrictions on law enforcement or presentation of evidence before the court.</p>	<p>Response circulated vide LC Paper No. CB(2)736/06-07 on 28 December 2006.</p>
<p>3. Powers of the Independent Commission Against Corruption (ICAC) to search for and seize journalistic material</p>	<p>29 November 2004</p>	<p>(a) The Department of Justice (D of J) was requested to provide a response on -</p> <ul style="list-style-type: none"> (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 	<p>Response awaited.</p>

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		<p>(iii) whether there was any conflict of interest with ICAC carrying out the investigation work.</p> <p>(b) ICAC was requested to consider providing the following after all legal proceedings in respect of a case involving the press coverage of habeas corpus proceedings relating to a witness was completed -</p> <p>(i) information which were relevant to the case but not provided to the court, if prosecution was instituted in respect of the case; and</p> <p>(ii) all information relevant to the case, if prosecution was not to be instituted in respect of the case.</p>	<p>Response awaited.</p> <p>Interim responses circulated vide LC Paper Nos. CB(2)1159/05-06 and CB(2)917/06-07 on 16 February 2006 and 19 January 2007 respectively.</p>

4. Provision of emergency ambulance service

7 June 2005

The Administration was requested to provide -

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		<p>(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;</p> <p>(b) statistics on the response time performance in the New Territories before and after the Third Generation Mobilising System came into operation; and</p> <p>(c) information on the implementation of a priority despatch system in overseas countries.</p>	<p>Response awaited.</p> <p>- Ditto -</p> <p>- Ditto -</p>
<p>5. Transfer of sentenced persons between the Hong Kong Special Administrative Region (HKSAR) Government and the</p>	<p>Meeting of the Bills Committee on Transfer of</p>	<p>The Administration undertook -</p> <p>(a) to draw up internal guidelines for</p>	<p>Response awaited.</p>

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Macau Special Administrative Region (MSAR) Government	Sentenced Persons (Amendment) (Macau) Bill	<p>determining "close ties" with a place when more such cases have been established, and provide a copy of the guidelines to the Panel; and</p> <p>(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.</p>	- Ditto -
6. 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.
7. 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	Response awaited.

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		by law enforcement agencies when interviewing a suspect.	
8. Legislative proposals for the implementation of the co-location arrangement	7 March 2006	<p>The Administration was requested to -</p> <p>(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</p> <p>(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.</p>	<p>Response awaited.</p> <p style="text-align: center;">- Ditto -</p>
9. Problem of indebtedness of Police officers	-	<p>The Administration was requested to provide the following information on a half-yearly basis -</p> <p>(a) the number of Police officers with unmanageable debts together with</p>	<p>Statistics for the period up to the first half of 2006</p>

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		<p>a breakdown of reasons for incurring debts;</p> <p>(b) a breakdown of the number of incoming and outgoing Police officers with unmanageable debts;</p> <p>(c) a breakdown of the periods for which these officers had had unmanageable debts;</p> <p>(d) the number of garnishee orders (i.e. notice of tax recovery) issued to Police officers and a breakdown of the amount of garnishee orders issued; and</p> <p>(e) the number of Police officers who were at the same time receiving notice of tax recovery and repaying salary advances under Civil Service Regulation 618 and loans from the Police Welfare Fund.</p>	<p>circulated vide LC Paper No. CB(2)3135/05-06 on 3 October 2006.</p> <p>- Ditto -</p> <p>- Ditto -</p> <p>- Ditto -</p> <p>- Ditto -</p>
<p>10. Situation of refugees, asylum seekers and torture claimants in Hong Kong</p>	<p>31 July 2006</p>	<p>The Administration was requested to provide -</p> <p>(a) a written response to the issues</p>	<p>Response circulated vide LC</p>

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		<p>raised at the joint meeting of the Panel on Security and Panel on Welfare Services on 18 July 2006;</p> <p>(b) information about the number of asylum seekers and torture claimants in detention who had used fake passports;</p> <p>(c) information on the legal aid applications made by asylum seekers and torture claimants who wished to take or defend legal proceedings;</p> <p>(d) information on the number of asylum seekers and torture claimants under detention who had made legal aid applications, the nature of their applications, the number of rejected applications and the reasons for rejection; and</p> <p>(e) information on the number of children of refugees, asylum seekers and torture claimants in Hong Kong and the average number of months they had stayed in Hong Kong, whether education was provided to such children, and</p>	<p>Paper No. CB(2)526/06-07 on 4 December 2006.</p> <p>- Ditto -</p> <p>- Ditto -</p> <p>- Ditto -</p> <p>Response circulated vide LC Paper No. CB(2)526/06-07 on 4 December 2006.</p>

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		<p>the meaning of "considerable length of time" in paragraph 11 of LC Paper No. CB(2)2747/05-06(01).</p>	
<p>11. Proposed changes to the requirement of obtaining customer's identification and record keeping in remittance and money-changing transactions</p>	<p>7 November 2006</p>	<p>The Administration was requested to provide, in July 2007, -</p> <p>(a) a progress report on the issue of establishing a regulatory body for remittance agents and money changers; and</p> <p>(b) a comparison of the regulatory regime in Hong Kong and that of other places such as Singapore and Taiwan.</p>	<p>Response awaited.</p> <p>- Ditto -</p>
<p>12. Police's handling of cases of violence against well-known personalities and civil servants in their performance of duties</p>	<p>7 November 2006</p>	<p>The Administration was requested to provide more detailed information on cases which had been detected and had not been detected referred to in paragraph 3 of the Administration's paper entitled "Police's handling of cases of violence against well-known personalities and civil servants in their performance of duties and related matters" (LC Paper No. CB(2)232/06-07(05)) and classify the cases referred to in paragraphs 3 to 5 of the</p>	<p>Response awaited.</p>

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		Administration's paper into cases of assault against the victim and other violence.	
13. Proposed legislation to implement the United Nations Convention Against Corruption in Hong Kong and related matters	5 December 2006	<p>The Administration was requested to provide information on -</p> <p>(a) jurisdictions with which Hong Kong had entered into bilateral mutual legal assistance in criminal matters agreements or surrender of fugitive offenders (SFO) agreements, and the State Parties to the United Nations Convention Against Corruption and the United Nations Convention Against Transnational Organized Crime with which Hong Kong had not entered into such bilateral agreements; and</p> <p>(b) the number of corruption offence-related SFO requests made by Hong Kong in the past and the number of requests acceded to.</p>	<p>Response circulated via LC Paper No. CB(2)735/06-07 on 28 December 2006.</p> <p>Response circulated via LC Paper No. CB(2)735/06-07 on 28 December 2006.</p>

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<p>14. Fourth and Fifth Reports of the People's Republic of China under the Convention Against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment - Part Two : Hong Kong Special Administrative Region</p>	<p>5 December 2006</p>	<p>The Administration was requested to provide -</p> <ul style="list-style-type: none"> (a) a written response to the issues raised in the submissions from the Society for Community Organization and the Hong Kong Human Rights Monitor; (b) information on the offences committed by detained asylum seekers and torture claimants and the length of period, especially the longest period, for which such persons had been detained; (c) information on the number of persons granted refugee status and the number of such persons who had settled overseas among the cases referred to in paragraph 13 of the Administration's paper (LC Paper No. CB(2)496/06-07(01)); (d) information about the situation of abuse of the existing mechanism by torture 	<p>Response awaited.</p> <p style="text-align: center;">- Ditto -</p> <p style="text-align: center;">- Ditto -</p> <p>Response awaited.</p>

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		<p>claimants;</p> <p>(e) a response on whether the Police officers concerned in the case of <i>The Hong Kong Special Administrative Region v Chuen Lai-sze and others</i> should have been prosecuted under the Crimes (Torture) Ordinance, and advise the Panel of any follow-up actions taken by the Police in view of the case;</p> <p>(f) a response from a legal point of view on the statement that lawful sanctions should be subject to the Convention Against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment;</p> <p>(g) statistics on deaths in official custody; and</p> <p>(h) information about the percentage of staff of the Immigration Department who</p>	<p>- Ditto -</p> <p>- Ditto -</p> <p>Response awaited.</p> <p>- Ditto -</p>

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		had undergone training in handling torture claims.	
15. Crime situation in 2006	25 January 2007	The Police was requested to provide - (a) information on the number of cases and persons arrested in connection with money laundering in 2006; (b) the detection rate of criminal damage and criminal intimidation cases relating to debt collection; and (c) information on the number of money lenders whose licence had not been renewed for reasons relating to debt collection.	Response awaited. - Ditto - - Ditto -