

政府總部
香港下亞厘畢道



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GOVERNMENT SECRETARIAT

LOWER ALBERT ROAD
HONG KONG

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22 December 2006

Mrs Sharon Tong
Clerk to LegCo Panel on Security
Legislative Council
3/F Citibank Tower
3 Garden Road
Central

Dear Mrs Tong,

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

I refer to the list of follow-up actions as at 29 November 2006 and would like to provide the Administration's response to Item 2 on the list.

As far as we can ascertain from our records for the past few years, the requirement for applications for interception of communications under the then section 33 of the Telecommunications Ordinance to be approved by the Chief Executive had been a long-standing one. All officers involved in the process were aware of it.

After the court judgments in relation to *Koo Sze Yiu and Leung Kwok Hung v Chief Executive of the Hong Kong Special Administrative Region* (2006) 3 HKLRD 455, the Security Bureau, in consultation with the Department of Justice, assessed the implications and the law enforcement agencies were made aware of the assessment.

Thank you for your kind attention.

Yours sincerely,

A handwritten signature in black ink, appearing to be 'Hubert Law', written over a horizontal line.

(Hubert Law)
for Secretary for Security