

立法會
Legislative Council

LC Paper No. CB(2)2680/07-08
(These minutes have been
seen by the Administration)

Ref : CB2/SS/7/07

Subcommittee on Building (Planning) (Amendment) Regulation 2008

Minutes of the 5th meeting
held on Monday, 16 June 2008, at 1:00 pm
in Conference Room B of the Legislative Council Building

Members present : Hon Emily LAU Wai-hing, JP (Chairman)
Hon Tommy CHEUNG Yu-yan, SBS, JP
Dr Hon Fernando CHEUNG Chiu-hung
Hon Ronny TONG Ka-wah, SC
Prof Hon Patrick LAU Sau-shing, SBS, JP

Members absent : Hon Abraham SHEK Lai-him, SBS, JP
Hon CHEUNG Hok-ming, SBS, JP

Public Officers attending : Item I

Labour and Welfare Bureau

Mr Stephen SUI Wai-keung
Commissioner for Rehabilitation

Ms Elia WONG Ngai-lui
Assistant Secretary for Labour and Welfare
(Rehabilitation)

Buildings Department

Mr MO Kim-ming
Assistant Director / New Buildings 1

Mr Alex CHOW Kim-ping
Chief Building Surveyor / Kowloon

Mr HUI Siu-wai
Chief Building Surveyor / Legal

Department of Justice

Ms Frances HUI Hang-ka
Senior Government Counsel

Clerk in attendance : Miss Betty MA
Chief Council Secretary (2) 4

Staff in attendance : Mr Stephen LAM
Assistant Legal Adviser 4

Mr Chris LAI
Senior Council Secretary (2) 7

Action

I. Meeting with the Administration

[L.N. 124 of 2008, Legislative Council Brief, LC Paper Nos. LS86/07-08, CB(2)2084/07-08(01), CB(2)2291/07-08(01) and CB(2)2309/07-08(01)]

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

2. The Subcommittee examined sections 1 to 13 of the proposed new Third Schedule to the Building (Planning) Regulations. The Administration was requested to –

- (a) consider spelling out clearly the meaning of "conference halls" and "auditorium" taking into account members' views;
- (b) review the drafting of section 4 of the new Third Schedule to the Building (Planning) Regulations; and
- (c) provide the background and rationale for introducing the obligatory design requirements governing the provision of facilities to allow access to food premises, premises with auditorium, hotels and carparks by persons with a disability to tie in with the Design Manual – Barrier Free Access 1997.

Action

II. Date of next meeting

3. Members agreed that the next meeting would be held on 19 June 2008 at 5:45 pm (or immediately after the meeting of the Subcommittee on Members' Remuneration and Operating Expenses Reimbursement) to continue discussion with the Administration.
4. There being no other business, the meeting ended at 2:25 pm.

Council Business Division 2
Legislative Council Secretariat
22 July 2008

**Proceedings of the 5th meeting of the
Subcommittee on Building (Planning) (Amendment) Regulation 2008
on Monday, 16 June 2008, at 1:00 pm
in Conference Room B of the Legislative Council Building**

Time marker	Speaker(s)	Subject(s)	Action required
<i>Agenda item I – Meeting with the Administration</i>			
000000 - 000120	Chairman	Opening remarks	
000121 - 000347	ALA 4 Admin Chairman	Commencement date of the Building (Planning) (Amendment) Regulation 2008 (the Amendment Regulation)	
000348 - 000944	Chairman Admin Mr Tommy CHEUNG ALA4	Section 1 of the proposed new Third Schedule to the Building (Planning) Regulations	
000945 - 010604	Admin Mr Tommy CHEUNG Chairman Dr Fernando CHEUNG ALA4 Mr Ronny TONG Professor Patrick LAU	Sections 2 to 6 of the proposed new Third Schedule Discussion on – (a) the meaning of "conference halls" and "auditorium" in the Amendment Regulation; and (b) the drafting of the proposed sections 4(1) and 4(2) which provided for the number of wheelchair spaces required in an auditorium with fixed seats; and (c) whether the design requirements governing the provision of facilities to allow access to food premises by persons with a disability (PWDs) were more stringent than those to premises with auditorium The Administration's response that – (a) while it considered unnecessary to amend the proposed new sections 4(1) and 4(2) as they reflected the Administration's policy intent, it would review the drafting in the light of members' views; and (b) the requirements for limited provisions only in some types of buildings/premises were the result of a reasonable balance of the accessibility by PWDs and the special circumstances of the buildings/premises	Admin
010605 - 011005	Admin Mr Tommy CHEUNG Chairman	Section 7 of the proposed new Third Schedule Clarification on the design requirements on the provision of accessible guest rooms in hotels, hostels and guesthouses	
011006 - 011917	Chairman Admin	Sections 8 to 10 of the proposed new Third Schedule	

Time marker	Speaker(s)	Subject(s)	Action required
	Mr Tommy CHEUNG Professor Patrick LAU	Design requirements on the symbols of accessibility indicating the car parking facilities reserved for PWDs Administration to provide the background and rationale for introducing the obligatory design requirements governing the provision of facilities to allow access to food premises, premises with auditorium, hotels, car parks by PWDs	Admin
011918 - 012136	Chairman Admin	Sections 11 to 13 of the proposed new Third Schedule	
<i>Any Other Business</i>			
012137 - 012354	Chairman Mr Tommy CHEUNG Professor Patrick LAU Clerk	Date of next meeting	

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