

**For consideration****Bills Committee on  
Competition Bill****Proposed Work Plan****Purpose**

This paper outlines the work plan of the Bills Committee to facilitate Members' scrutiny of the Competition Bill (the Bill).

**Proposed Work Plan**

2. The Bill contains 12 parts (176 clauses) and 9 schedules. As set out in the table below, the relevant parts and schedules are grouped under ten subject headings, with the number of meetings proposed for individual subjects for members' consideration.

<b>Component</b>	<b>Subject</b>	<b>Estimated Number of Meetings</b>
1	<b>General introduction</b>	1 - 2
2	<b>Hearing of deputations' views</b>	1 - 2
3	<b>Commencement and interpretation</b> ➤ <b>Part 1</b> (Preliminary) - Clauses 1 and 2	1
4	<b>Institutional arrangement</b> ➤ <b>Part 9</b> (Competition Commission) ➤ <b>Part 10</b> (Competition Tribunal) ➤ <b>Part 11</b> (Concurrent jurisdiction relating to telecommunications and broadcasting) ➤ <b>Schedule 5</b> (Competition Commission) ➤ <b>Schedule 6</b> (Matters that may be provided for in Memorandum of Understanding)	3

Component	Subject	Estimated Number of Meetings
5	<b>Major prohibitions, exclusion and exemption</b> <ul style="list-style-type: none"> <li>➤ <b>Part 2</b> (The Conduct Rules)</li> <li>➤ <b>Schedule 1</b> (General exclusions from conduct rules)</li> <li>➤ <b>Schedule 7</b> (Mergers)</li> </ul>	5 – 6
6	<b>Exemption for statutory bodies and non-statutory bodies by regulations</b> <ul style="list-style-type: none"> <li>➤ <b>Part 1</b> (Preliminary) - Clauses 3, 4 and 5</li> </ul>	7 (see para 4)
7	<b>Complaints and investigations, disclosure of information</b> <ul style="list-style-type: none"> <li>➤ <b>Part 3</b> (Complaints and investigations)</li> <li>➤ <b>Part 8</b> (Disclosure of information)</li> </ul>	2
8	<b>Enforcement</b> <ul style="list-style-type: none"> <li>➤ <b>Part 4</b> (Enforcement powers of Commission)</li> <li>➤ <b>Part 5</b> (Review by Tribunal)</li> <li>➤ <b>Part 6</b> (Enforcement before Tribunal);</li> <li>➤ <b>Schedule 2</b> (Commitments)</li> <li>➤ <b>Schedule 3</b> (Orders that may be made by Tribunal in relation to contraventions of competition rules)</li> <li>➤ <b>Schedule 4</b> (Provisions that may be contained in orders made by Tribunal in relation to anticipated mergers and mergers)</li> </ul>	6
9	<b>Private actions</b> <ul style="list-style-type: none"> <li>➤ <b>Part 7</b></li> </ul>	1

Component	Subject	Estimated Number of Meetings
10	<b>Consequential amendments, transitional and savings provisions</b> <ul style="list-style-type: none"> <li>➤ <b>Part 12</b> (Miscellaneous)</li> <li>➤ <b>Schedule 8</b> (Consequential and related amendments)</li> <li>➤ <b>Schedule 9</b> (Transitional and savings provisions)</li> </ul>	3
<b>Examination of the draft Committee Stage Amendments</b>		2 – 3
<b>Overall Review</b>		1
<b>Total:</b>		33 – 37

3. The minimum number of meetings is 33 which can be adjusted in light of the progress made. The number of meetings estimated for each subject shall cover discussion on Government's policy considerations and examination of the respective clauses in the Bill. Where necessary, the Bills Committee will invite further public views and/or organize public hearings on specific subjects.

4. As indicated by the Secretary for Commerce and Economic Development at the meeting of the Panel on Economic Development on 15 October 2010, the Administration will brief the Bills Committee on the Administration's proposals on which statutory bodies or their activities will be brought under the purview of the Competition Law in early 2011. As detailed discussions are expected, 7 meetings are earmarked for the purpose, with 2 meetings concentrating on the exemption arrangements in general and 5 meetings on specific proposals.

### **Advice sought**

5. Members are invited to consider and endorse the proposed work plan.

**Commerce and Economic Development Bureau  
Legislative Council Secretariat  
5 November 2010**