

Extract from the minutes of the House Committee meeting on 29 June 2012

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V. Report of Bills Committees and subcommittees

(a) Report of the Subcommittee to Examine the Implementation in Hong Kong of Resolutions of the United Nations Security Council in relation to Sanctions

(LC Paper No. CB(1) 2244/11-12)

48. Dr Margaret NG, Chairman of the Subcommittee, said that the Subcommittee was formed in December 2008 to examine regulations to be made under the United Nations Sanctions Ordinance (Cap. 537) ("UNSO") to implement in Hong Kong the resolutions of the United Nations Security Council ("UNSC") in relation to sanctions ("the Regulations"). The Subcommittee submitted its first report to HC on 25 June 2010. Since then, the Subcommittee had studied 16 Regulations made and gazetted. She referred Members to the Subcommittee's report for details of its deliberations.

49. Dr Margaret NG further said that the Regulations were not required to be laid before LegCo and were not subject to approval or amendment by LegCo. Nevertheless, given that the Regulations would be submitted by the Government to LegCo from time to time, the Subcommittee considered it necessary to set up a subcommittee under HC in the Fifth LegCo to deal with these Regulations, especially those relating to new sanction measures not commonly found in resolutions made by UNSC in the past, and to examine how the relevant sanctions should be implemented in Hong Kong. The Subcommittee also recommended that the Administration should reconsider using the model law approach when preparing future Regulations and continue to follow up the recommendations made by the Subcommittee in respect of the drafting and textual aspects of the Regulations.

50. Members agreed in principle to the Subcommittee's recommendation that a subcommittee should be set up under HC in the Fifth LegCo to deal with the Regulations.

51. The Chairman said that whether such a subcommittee should be formed rested with HC of the Fifth LegCo.

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