

立法會
Legislative Council

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by the Administration)

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**Subcommittee on
Frontier Closed Area (Amendment) Order 2013 and
Frontier Closed Area (Permission to Enter) (Amendment) Notice 2013**

**Minutes of meeting
held on Tuesday, 30 April 2013, at 2:30 pm
in Conference Room 2A of the Legislative Council Complex**

Members present : Hon IP Kwok-him, GBS, JP (Chairman)
Hon Cyd HO Sau-lan
Hon CHAN Hak-kan, JP
Hon WONG Kwok-kin, BBS
Hon YIU Si-wing
Hon Dennis KWOK

Members absent : Hon James TO Kun-sun
Hon CHUNG Kwok-pan

Public Officers attending : Item II
Mr Vic YAU Cheuk-hang
Principal Assistant Secretary (Security)

Mr Huggin TANG
Assistant Secretary for Security

Mr YIP Kin-chau
District Commander (Border) (Acting)
Hong Kong Police Force

Mr Steve LAM Chun-ming
Senior Superintendent of Police (Operations Wing)

Ms Francoise LAM See-man
Senior Assistant Law Draftsman
Department of Justice

Mr Raymond WONG Wai-man
Assistant Director of Planning / Territorial

Clerk in attendance : Miss Betty MA
Chief Council Secretary (2) 1

Staff in attendance : Mr Kelvin LEE
Assistant Legal Adviser 1

Mr Raymond LAM
Senior Council Secretary (2) 7

Miss Lulu YEUNG
Clerical Assistant (2) 1

Action

I. Election of Chairman

Hon IP Kwok-him was elected Chairman of the Subcommittee.

2. Members agreed to accept the late application for membership by Mr Dennis KWOK.

II. Meeting with the Administration

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

Admin

4. Members requested the Administration to provide the Development Permission Areas Plans relating to the reduction of the frontier closed area ("FCA").

Action

III. Any other business

5. Members agreed to invite the written views of the public on the Frontier Closed Area (Amendment) Order 2013 ("the Amendment Order") and Frontier Closed Area (Permission to Enter) (Amendment) Notice 2013 ("the Amendment Notice") by posting an invitation notice on the website of the Legislative Council. Members also agreed that the views received on the land use planning in FCA, if any, would be referred to the Panel on Development for follow-up.
6. The Chairman concluded that the Subcommittee had completed scrutiny of the Amendment Order and the Amendment Notice. Members noted that the Subcommittee would report its deliberations to the House Committee on 3 May 2013, and the deadline for giving notice of a motion to amend the Amendment Order or the Amendment Notice, if any, at the Council meeting of 15 May 2013 was 8 May 2013. Members agreed that there was not a need to extend the scrutiny period of the Amendment Order and the Amendment Notice.
7. There being no other business, the meeting ended at 3:45 pm.

Council Business Division 2
Legislative Council Secretariat
20 May 2013

**Proceedings of meeting of the Subcommittee on
Frontier Closed Area (Amendment) Order 2013 and
Frontier Closed Area (Permission to Enter) (Amendment) Notice 2013
held on Tuesday, 30 April 2013, at 2:30 pm
in Conference Room 2A of the Legislative Council Complex**

Time marker	Speaker(s)	Subject(s)	Action Required
000000 - 000159	Mr CHAN Hak-kan Mr WONG Kwok-kin Mr IP Kwok-him	Election of Chairman	
000200 - 000247	Chairman	Late application for membership by Mr Dennis KWOK	
000248 - 000431	Chairman	Opening remarks	
000432 - 000829	Chairman Admin	Briefing by the Administration on the Frontier Closed Area (Amendment) Order 2013 ("the Amendment Order") and Frontier Closed Area (Permission to Enter) (Amendment) Notice 2013 ("the Amendment Notice")	
000830 - 001206	Chairman Mr Dennis KWOK Admin	Mr Dennis KWOK's question and the Administration's response regarding - (a) the classes of persons permitted to enter the reduced frontier closed area ("FCA") and regulation of such entry by the issue of Closed Area Permits ("CAPs"); (b) whether Mainland residents would be allowed to enter the reduced FCA; and (c) whether the FCA reduction would involve any importation of labour.	
001207 - 002247	Mr YIU Si-wing Admin Chairman	Mr YIU Si-wing's concern and the Administration's response regarding - (a) the use of land to be released from the reduction of FCA; (b) whether environmental impact assessments had been conducted on the Administration's proposal; (c) whether eco-tourism could be introduced for land released from the reduced FCA;	

Time marker	Speaker(s)	Subject(s)	Action Required
		<p>(d) the financial provision approved by the Finance Committee for implementing the reduction of FCA;</p> <p>(e) whether the Administration had any plans to open up Chung Ying Street; and</p> <p>(f) whether a large shopping centre for visitors could be constructed in the reduced FCA.</p> <p>Chairman's question and the Administration's response on whether the relevant District Councils and Rural Committees had been consulted on the FCA reduction.</p> <p>Mr YIU Si-wing's request for the Administration to provide the Development Permission Areas Plans relating to the reduction of FCA.</p>	<p>Admin</p>
002248 - 002950	Mr CHAN Hak-kan Admin	<p>Mr CHAN Hak-kan's concern and the Administration's response regarding -</p> <p>(a) whether local residents of the released area would be allowed to visit FCA for daily needs after the FCA reduction;</p> <p>(b) whether Sha Tau Kok ("STK") Town could be released from FCA; and</p> <p>(c) whether the Administration would consider partially relaxing the restrictions on entry into Chung Ying Street.</p>	
002951 - 003320	Ms Cyd HO Admin	<p>Ms Cyd HO's concern and the Administration's response regarding -</p> <p>(a) enforcement of the Import and Export (General) (Amendment) Regulation 2013 and combating parallel trade activities in Chung Ying Street; and</p> <p>(b) whether a large shopping centre for visitors could be constructed in the reduced FCA.</p>	
003321 - 003924	Chairman Admin	<p>Chairman's concern and the Administration's response regarding -</p> <p>(a) the need to preserve the characteristics of Chung Ying Street;</p>	

Time marker	Speaker(s)	Subject(s)	Action Required
		<p>(b) whether residents of STK FCA were required to apply for an endorsement before allowed to enter Chung Ying Street; and</p> <p>(c) the need for the Administration to review its policy on the classes of persons allowed to enter Chung Ying Street.</p>	
003925 - 004005	Mr YIU Si-wing Admin	Mr YIU Si-wing's question and the Administration's response regarding whether the Shenzhen Bay Bridge fell within FCA.	
004006 - 004407	Mr CHAN Hak-kan Admin	Mr CHAN Hak-kan's concern and the Administration's response regarding traffic conditions along STK Road, the need to widen STK Road and the current road widening projects in STK.	
004408 - 004441	Mr Dennis KWOK Admin	Mr Dennis KWOK's question and the Administration's response regarding whether the Lok Ma Chau Loop was located within the land to be released from FCA.	
004442 - 004542	Chairman Mr YIU Si-wing Admin	Mr YIU Si-wing's question and the Administration's response regarding whether there had been any increase in illegal immigration activities after implementation of the first stage of FCA reduction.	
004543 - 005533	Chairman Mr Dennis KWOK Ms Cyd HO Mr YIU Si-wing Admin Mr CHAN Hak-kan	<p>Views of the Chairman, Mr Dennis KWOK, Ms Cyd HO and Mr CHAN Hak-kan regarding invitation of submissions from members of the public on the Amendment Order and Amendment Notice.</p> <p>Mr YIU Si-wing's question and the Administration's response regarding the consultations conducted by the Administration before implementation of the FCA reduction.</p>	
005534 - 005719	Chairman Admin	Scrutiny of section 1 of the Amendment Order.	
005720 - 005825	Chairman Admin	Scrutiny of section 2 of the Amendment Order.	

Time marker	Speaker(s)	Subject(s)	Action Required
005826 - 010424	Chairman Admin Mr YIU Si-wing Ms Cyd HO	<p>Scrutiny of section 3 of the Amendment Order.</p> <p>Ms Cyd HO's question and the Administration's response regarding whether the construction of the secondary boundary fence and new sections of the primary boundary fence had been completed.</p> <p>Chairman's question and the Administration's response regarding the security design of primary and secondary boundary fences in FCA.</p> <p>Mr YIU Si-wing's question and the Administration's response regarding the ways of illegal immigrants to enter Hong Kong.</p>	
010425 - 010659	Chairman Admin	Scrutiny of sections 1 to 3 of the Amendment Notice.	
010700 - 011640	Chairman Clerk Ms Cyd HO Admin	<p>Administration's explanation of the consultations conducted by the Administration on the reduction of FCA and the addressing of concerns about the land use for FCA and the adjacent areas in the context of the North East New Territories New Development Areas Planning and Engineering Study, which had been actively followed up by the Panel on Development.</p> <p>Whether there was a need to extend the scrutiny period of the Amendment Order and the Amendment Notice.</p> <p>Referral of public views on land use planning in FCA, if any, to the Panel on Development for follow-up.</p> <p>Legislative timetable and deadline for giving notice to amend the Amendment Order and Amendment Notice.</p>	