

立法會
Legislative Council

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(These minutes have been seen
by the Administration)

Ref : CB2/SS/6/12

**Subcommittee on
Residential Care Homes (Persons with Disabilities) Ordinance
(Commencement) Notice 2013**

**Minutes of meeting
held on Monday, 29 April 2013, at 8:30 am
in Conference Room 3 of the Legislative Council Complex**

Members present : Hon CHEUNG Kwok-che (Chairman)
Hon LEUNG Yiu-chung
Hon TAM Yiu-chung, GBS, JP
Dr Hon Fernando CHEUNG Chiu-hung
Hon POON Siu-ping, BBS, MH
Hon TANG Ka-piu
Ir Dr Hon LO Wai-kwok, BBS, MH, JP

Members absent : Hon Alan LEONG Kah-kit, SC
Dr Hon Helena WONG Pik-wan

Public Officers attending : Item II

Mr Stephen SUI Wai-keung
Commissioner for Rehabilitation
Labour and Welfare Bureau

Mr LAM Ka-tai
Assistant Director
(Rehabilitation and Medical Social Services)
Social Welfare Department

Ms Maggie LEUNG Yee-lee
Senior Social Work Officer
Social Welfare Department

Ms Lonnie NG Wah-chi
Senior Government Counsel
Department of Justice

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

Staff in attendance : Mr Bonny LOO
Assistant Legal Adviser 3

Ms Rita LAI
Senior Council Secretary (2) 1

Ms Kiwi NG
Legislative Assistant (2) 1

Action

I. Election of Chairman

Mr CHEUNG Kwok-che was elected Chairman of the Subcommittee.

II. Meeting with the Administration

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

3. Members requested the Administration to provide the following -

(a) the displacement arrangements, upon the expiry of the 18-month grace period following the commencement of the Residential Care Homes (Persons with Disabilities) Ordinance, for the residents of those residential care homes for persons with disabilities ("RCHDs") which had not submitted applications for a licence or Certificate of

Action

Exemption ("CoE") and those which had not been issued with a licence or CoE because of not meeting the licensing requirements; and

- (b) response to issues of concern raised at the meeting of the Panel on Welfare Services on 16 April 2013 when the subject of implementation of the licensing scheme for RCHDs was discussed.

4. Members agreed to receive public views on the Residential Care Homes (Persons with Disabilities) Ordinance (Commencement) Notice 2013 ("the Commencement Notice") at the next Subcommittee meeting.

5. Members further agreed that to allow more time for the Subcommittee to study the Commencement Notice, the Chairman of the Subcommittee would give notice to move a motion at the Council meeting of 8 May 2013 to extend the scrutiny period of the Commencement Notice to 5 June 2013.

III. Schedule of future meetings

6. Members agreed that the next two meetings of the Subcommittee would be scheduled as follows -

- (a) 4 May 2013 from 10:00 am to 1:00 pm to meet with deputations and the Administration; and
- (b) 9 May 2013 from 8:30 am to 10:30 am to continue discussion with the Administration.

7. There being no other business, the meeting ended at 8:50 am.

**Proceedings of meeting of the Subcommittee on
Residential Care Homes (Persons with Disabilities) Ordinance
(Commencement) Notice 2013
held on Monday, 29 April 2013, at 8:30 am
in Conference Room 3 of the Legislative Council Complex**

Time marker	Speaker(s)	Subject(s)	Action Required
<i>Agenda item I - Election of Chairman</i>			
000000 - 000220	Mr TAM Yiu-chung Mr POON Siu-ping	Election of Chairman	
<i>Agenda item II - Meeting with the Administration</i>			
000221 - 000314	Chairman	Opening remarks	
000315 - 000512	Chairman Admin	Briefing by the Administration on the Residential Care Homes (Persons with Disabilities) Ordinance (Commencement) Notice 2013 ("Commencement Notice") (File Ref: LWB 9/3939/97)	
000513 - 001740	Chairman Mr TANG Ka-piu Dr Fernando CHEUNG Mr LEUNG Yiu-chung Mr TAM Yiu-chung	Legislative timetable for the Commencement Notice. Invitation of public views on the Commencement Notice, and the schedule of subsequent meetings.	
001741 - 001830	Chairman Mr TANG Ka-piu	Mr TANG Ka-piu's concern about the displacement arrangements for the residents of those residential care homes for persons with disabilities ("RCHDs") which had not submitted applications for a licence or Certificate of Exemption ("CoE") and those which had not been issued with a licence or CoE because of not meeting the licensing requirements.	The Administration to provide the following - (a) the displacement arrangements for the residents of those RCHDs which had not submitted applications for a licence or CoE and those which had not been issued with a licence or CoE; and (b) response to members' concerns raised at the meeting of the

Time marker	Speaker(s)	Subject(s)	Action Required
			Panel on Welfare Services on 16 April 2013 when the subject of implementation of the licensing scheme for RCHDs was discussed.
<i>Agenda item III - Any other business</i>			
001831 - 001934	Chairman	Extension of the scrutiny period of the Commencement Notice.	

Council Business Division 2
Legislative Council Secretariat
22 May 2013