

立法會 *Legislative Council*

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Select Committee to Inquire into Matters Relating to Mr Timothy TONG's Duty Visits, Entertainment, and Bestowing and Receipt of Gifts during his Tenure as Commissioner of the Independent Commission Against Corruption

Proposed major areas of study

Purpose

This paper invites members to consider the proposed major areas of study of the Select Committee to Inquire into Matters Relating to Mr Timothy TONG's Duty Visits, Entertainment, and Bestowing and Receipt of Gifts during his Tenure as Commissioner of the Independent Commission Against Corruption ("the Select Committee").

Proposed major areas of study

2. Based on the terms of reference of the Select Committee as recommended by the Subcommittee to Prepare for the Operation of the Select Committee on the Petition Presented at the Council Meeting of 8 May 2013 and noted by the House Committee at its meeting on 7 June 2013, the Secretariat has drawn up the proposed major areas of study of the Select Committee set out in the **Appendix**. The major areas of study may be refined as and when necessary in the light of the work progress of the Select Committee, and the sequence of the study may not follow the order of the areas listed in the Appendix.

Advice sought

3. Members are invited to give views on the proposed major areas of study set out in the Appendix.

Council Business Division 4
Legislative Council Secretariat
12 July 2013

Proposed Major Areas of Study

- I. Matters relating to Mr Timothy TONG's official duty visits, entertainment, and bestowing and receipt of gifts during his tenure as Commissioner of the Independent Commission Against Corruption ("ICAC")**
- (a) ICAC's policies on, and approval mechanism and monitoring system for official duty visits, entertainment, and bestowing and receipt of gifts, as well as its regulatory systems and procedures for handling relevant expenses, including the arrangements for application, reimbursement and approval;
 - (b) the details of Mr TONG's official duty visits, entertainment, and bestowing and receipt of gifts during his tenure as Commissioner of ICAC;
 - (c) the role and involvement of Mr TONG in the official duty visits, entertainment, and bestowing and receipt of gifts, including but not limited to the following -
 - (i) the need for the official duty visits, the ICAC officers and other persons joining the visits, the organizations/persons visited and the itineraries, etc.;
 - (ii) the need for organizing the official entertainment activities, the organizations/persons entertained, the attending ICAC officers and other persons, the arrangements such as venues, the food and drinks served, etc.;
 - (iii) the need for bestowing gifts, their recipients, the nature and value of the gifts, the decisions to receive gifts or not, and the handling of the gifts received; and
 - (iv) the vetting and approval of and the accounting arrangements for all related expenses.
 - (d) whether Mr TONG's official duty visits, entertainment, and bestowing and receipt of gifts are in full compliance with ICAC's policies, rules and guidelines for handling related matters; and
 - (e) whether the way Mr TONG handled the official duty visits, entertainment, and bestowing and receipt of gifts is commensurate with his official capacity and the values of probity and integrity advocated by ICAC.

II. Information provided by ICAC to the Finance Committee ("FC") of the Legislative Council ("LegCo")

- (a) the authenticity and comprehensiveness of the information provided by ICAC to FC of the LegCo in respect of Mr TONG's duty visits, entertainment, and bestowing and receipt of gifts during his tenure as Commissioner of ICAC ("the relevant information"); and
- (b) the process and procedure for preparation and vetting of the relevant information, including but not limited to the respective roles and involvement of the ICAC officers involved in the preparation and/or vetting of the relevant information.