

**立法會**  
**Legislative Council**

LC Paper No. CB(1)619/14-15  
(These minutes have been seen  
by the Administration)

Ref : CB1/BC/02/14/1

**Bills Committee on District Cooling Services Bill**

**Minutes of eighth meeting**  
**held on Thursday, 26 February 2015, at 8:30 am**  
**in Conference Room 3 of the Legislative Council Complex**

**Members present** : Ir Dr Hon LO Wai-kwok, BBS, MH, JP (Chairman)  
Hon WONG Ting-kwong, SBS, JP  
Hon Alan LEONG Kah-kit, SC  
Hon Tony TSE Wai-chuen, BBS

**Members absent** : Hon Cyd HO Sau-lan, JP  
Hon CHAN Hak-kan, JP  
Hon WU Chi-wai, MH

**Public Officers attending** : **For item II**

Mrs Dorothy MA  
Principal Assistant Secretary for the Environment (Energy)

Miss Sheena YAP  
Assistant Secretary for the Environment (Energy)2

Mr Harry LAI, JP  
Assistant Director/Electricity & Energy Efficiency  
Electrical and Mechanical Services Department

Mr Patrick CHEUNG  
Chief Engineer/Energy Efficiency B  
Electrical and Mechanical Services Department

Mr YIP Man-kit  
Senior Engineer/Professional Support 3  
Electrical and Mechanical Services Department

Mr Peter SZE  
Senior Government Counsel (Law Drafting Division)  
Department of Justice

Mr Henry CHAN  
Senior Government Counsel (Acting) (Law Drafting Division)  
Department of Justice

**Clerk in Attendance :** Ms Shirley CHAN  
Chief Council Secretary (1)1

**Staff in attendance :** Miss Winnie LO  
Assistant Legal Adviser 7

Miss Lilian MOK  
Senior Council Secretary (1)1

Ms Mandy LI  
Council Secretary (1)1

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Action

**I. Confirmation of minutes**

(LC Paper No. CB(1)562/14-15 — Minutes of the meeting held on  
13 January 2015)

The minutes of the meeting held on 13 January 2015 were confirmed.

**II. Meeting with the Administration**

Follow-up to issues arising from previous meeting

(LC Paper No. CB(1)579/14-15(01) — List of follow-up actions  
arising from the meeting on  
16 February 2015

Action

Draft Committee Stage amendments

LC Paper No. CB(1)579/14-15(02) — Draft Committee Stage amendments proposed by the Administration

Relevant papers

LC Paper No. CB(3)10/14-15 — The Bill

LC Paper No. CB(1)548/14-15(01) — List of follow-up actions arising from the meeting on 9 February 2015

LC Paper No. CB(1)548/14-15(02) — Administration's response to the issues raised at the meeting on 9 February 2015

2. The Bills Committee deliberated (index of proceedings attached at the **Annex**).
3. The Chairman concluded that the Bills Committee had completed the scrutiny of the District Cooling Services Bill ("the Bill") and had no objection to the draft Committee Stage amendments ("CSAs") proposed by the Administration to the Bill.

Legislative timetable

4. The Bills Committee noted the Administration's intention of resuming the Second Reading debate on the Bill at the Council meeting of 25 March 2015. The Chairman would report the deliberations of the Bills Committee to the House Committee on 13 March 2015. The deadline for giving notice of CSAs, if any, to the Bill would be 16 March 2015.

**II. Any other business**

5. There being no other business, the meeting ended at 9:08 am.

**Bills Committee on District Cooling Services Bill**

**Proceedings of the eighth meeting  
on Thursday, 26 February 2015, at 8:30 am  
in Conference Room 3 of the Legislative Council Complex**

Time marker	Speaker	Subject(s)	Action required
<i>Agenda Item I - Confirmation of minutes</i>			
000653 - 000729	Chairman	The minutes of the meeting held on 13 January 2015 (LC Paper No. CB(1)562/14-15) were confirmed.	
<i>Agenda Item II - Meeting with the Administration</i>			
000730 - 003651	Chairman Administration Mr Alan LEONG	<p>Briefing on the draft Committee Stage amendments ("CSAs") proposed by the Administration to the District Cooling Services Bill ("the Bill") (Annex A to LC Paper No. CB(1)579/14-15(02)).</p> <p><u>Clause 22(1)(c) and (d)</u></p> <p>Members noted that in response to members' concerns raised at the last meeting, the Administration would move a CSA to the effect that the following two decisions would be rendered appealable under clause 22(1) –</p> <p>(a) a decision to suspend or terminate district cooling services to a building under clause 7(1)(d), (e) or (f); and</p> <p>(b) a decision not to resume the services to a building under clause 8(2) where the services were suspended under clause 7(1)(d), (e) or (f).</p> <p><u>Clause 25(2)(b)</u></p> <p>Noting that an appeal board would consist of five members comprising a chairperson and four members, Mr Alan LEONG expressed concern that the proposed amendment to clause 25(2)(b) which stated that "the remaining 4 members must be appointed from <u>all of</u> the 3 categories of members specified in section 24(1)(b), (c), and (d)" could not clearly reflect the Administration's intent that an appeal board would comprise at least one member appointed from each of the three categories specified in clause 24(1)(b), (c),</p>	

<b>Time marker</b>	<b>Speaker</b>	<b>Subject(s)</b>	<b>Action required</b>
		<p>and (d).</p> <p>The Administration explained that the purpose of the proposed amendment to clause 25(2)(b) was to ensure that except the chairperson, the other four members of an appeal board would be appointed from <u>all of</u> the three categories specified in clause 24(1)(b), (c) and (d). The proposed amendment could achieve the effect that there would be at least one member appointed from each of the above three categories to an appeal board. In this connection, the Administration considered the proposed amendment to clause 25(2)(b) adequate to reflect the Administration's intent.</p> <p>Members raised no further queries and had no objection to the draft CSAs proposed by the Administration to the Bill.</p>	
003652 - 003908	Chairman Administration	The Bills Committee completed the scrutiny of the Bill.  Legislative timetable	