

立法會
Legislative Council

LC Paper No. CB(2)1210/15-16

Ref : CB2/H/5/15

House Committee of the Legislative Council

**Minutes of the 18th meeting
held in Conference Room 1 of the Legislative Council Complex
at 2:30 pm on Friday, 18 March 2016**

Members present:

Hon Andrew LEUNG Kwan-yuen, GBS, JP (Chairman)
Hon MA Fung-kwok, SBS, JP (Deputy Chairman)
Hon LEE Cheuk-yan
Hon James TO Kun-sun
Hon CHAN Kam-lam, SBS, JP
Hon LEUNG Yiu-chung
Hon TAM Yiu-chung, GBS, JP
Hon Tommy CHEUNG Yu-yan, GBS, JP
Hon Frederick FUNG Kin-kee, SBS, JP
Hon Vincent FANG Kang, SBS, JP
Hon WONG Kwok-hing, BBS, MH
Prof Hon Joseph LEE Kok-long, SBS, JP, PhD, RN
Hon Jeffrey LAM Kin-fung, GBS, JP
Hon WONG Ting-kwong, SBS, JP
Hon Cyd HO Sau-lan, JP
Hon Starry LEE Wai-king, JP
Dr Hon LAM Tai-fai, SBS, JP
Hon CHAN Hak-kan, JP
Hon CHAN Kin-por, BBS, JP
Dr Hon Priscilla LEUNG Mei-fun, SBS, JP
Hon CHEUNG Kwok-che
Hon WONG Kwok-kin, SBS
Hon IP Kwok-him, GBS, JP
Hon Mrs Regina IP LAU Suk-yee, GBS, JP
Hon Paul TSE Wai-chun, JP
Hon Alan LEONG Kah-kit, SC
Hon Albert CHAN Wai-yip
Hon WONG Yuk-man
Hon Claudia MO

Hon James TIEN Pei-chun, GBS, JP
Hon NG Leung-sing, SBS, JP
Hon Steven HO Chun-yin, BBS
Hon Frankie YICK Chi-ming, JP
Hon WU Chi-wai, MH
Hon YIU Si-wing, BBS
Hon Gary FAN Kwok-wai
Hon Charles Peter MOK, JP
Hon CHAN Chi-chuen
Hon CHAN Han-pan, JP
Hon CHAN Yuen-han, SBS, JP
Hon LEUNG Che-cheung, BBS, MH, JP
Hon KWOK Wai-keung
Hon Dennis KWOK
Hon Christopher CHEUNG Wah-fung, SBS, JP
Dr Hon Fernando CHEUNG Chiu-hung
Dr Hon Helena WONG Pik-wan
Hon IP Kin-yuen
Dr Hon Elizabeth QUAT, JP
Hon Martin LIAO Cheung-kong, SBS, JP
Hon POON Siu-ping, BBS, MH
Hon TANG Ka-piu, JP
Dr Hon CHIANG Lai-wan, JP
Ir Dr Hon LO Wai-kwok, SBS, MH, JP
Hon CHUNG Kwok-pan
Hon Christopher CHUNG Shu-kun, BBS, MH, JP
Hon Tony TSE Wai-chuen, BBS
Hon Alvin YEUNG Ngok-kiu

Members absent:

Hon Albert HO Chun-yan
Dr Hon LAU Wong-fat, GBM, GBS, JP
Hon Emily LAU Wai-hing, JP
Hon Abraham SHEK Lai-him, GBS, JP
Dr Hon LEUNG Ka-lau
Hon LEUNG Kwok-hung
Hon Michael TIEN Puk-sun, BBS, JP
Dr Hon Kenneth CHAN Ka-lok
Hon Kenneth LEUNG
Hon Alice MAK Mei-kuen, BBS, JP
Dr Hon KWOK Ka-ki
Hon SIN Chung-kai, SBS, JP

Clerk in attendance :

Miss Flora TAI

Clerk to the House Committee

Staff in attendance :

Mr Kenneth CHEN, SBS	Secretary General
Ms Connie FUNG	Legal Adviser
Miss Odelia LEUNG	Deputy Secretary General
Ms Anita SIT	Assistant Secretary General 1
Ms Dora WAI	Assistant Secretary General 3
Mr Matthew LOO	Assistant Secretary General 4
Mr Timothy TSO	Senior Assistant Legal Adviser 1
Mr Stephen LAM	Senior Assistant Legal Adviser 2
Mr Kelvin LEE	Senior Assistant Legal Adviser 3
Ms Hallie CHAN	Head (Public Information)
Ms Alice LEUNG	Chief Council Secretary (2)6
Miss Erin TSANG	Chief Council Secretary (Complaints)
Miss Joyce CHAN	Assistant Legal Adviser 1
Mr Alvin CHUI	Assistant Legal Adviser 3
Ms Vanessa CHENG	Assistant Legal Adviser 5
Miss Evelyn LEE	Assistant Legal Adviser 10
Miss Karen LAI	Senior Council Secretary (2)6
Ms Jasmine TAM	Senior Council Secretary (2)8
Mr Richard WONG	Council Secretary (2)6
Ms Anna CHEUNG	Senior Legislative Assistant (2)3
Mr Arthur KAN	Legislative Assistant (2)7

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I. Confirmation of the minutes of the 17th meeting held on 11 March 2016
(*LC Paper No. CB(2)1089/15-16*)

The minutes were confirmed.

II. Matters arising

Report by the Chairman on his meeting with the Chief Secretary for Administration

2. The Chairman said that there was nothing special to report.

III. Business arising from previous Council meetings

(a) **Legal Service Division reports on bills referred to the House Committee in accordance with Rule 54(4)**

(i) **Judiciary (Five-day Week) (Miscellaneous Amendments) Bill 2016**

(LC Paper No. LS47/15-16)

3. At the invitation of the Chairman, Legal Adviser ("LA") briefed Members on the report prepared by the Legal Service Division ("LSD") on the Bill. LA informed Members that LSD was still scrutinizing the legal and drafting aspects of the Bill.

4. Members raised no question and did not consider it necessary to form a Bills Committee to study the Bill. Members also raised no objection to the resumption of the Second Reading debate on the Bill.

(Post-meeting note : LSD informed the Clerk on 22 March 2016 that no difficulties relating to the legal and drafting aspects of the Bill had been identified.)

(ii) **Inland Revenue (Amendment) (No. 2) Bill 2016**

(LC Paper No. LS45/15-16)

5. At the invitation of the Chairman, LA briefed Members on the report prepared by LSD on the Bill.

6. Members did not consider it necessary to form a Bills Committee to study the Bill and raised no objection to the resumption of the Second Reading debate on the Bill.

(b) **Legal Service Division report on subsidiary legislation gazetted on 11 March 2016 and tabled in Council on 16 March 2016**

(LC Paper No. LS46/15-16)

7. At the invitation of the Chairman, LA briefed Members on the report prepared by LSD on the Pharmacy and Poisons (Amendment) Regulation 2016 (L.N. 40) which was gazetted on 11 March 2016 and tabled in Council on 16 March 2016. Members did not raise any question on the Amendment Regulation.

8. Members noted that the deadline for amending the Amendment Regulation would be the Council meeting of 13 April 2016.

IV. Reports of Bills Committees and subcommittees

Report of the Bills Committee on Chinese Permanent Cemeteries (Amendment) Bill 2015

(LC Paper No. CB(2)1092/15-16)

9. Mr Steven HO, Chairman of the Bills Committee, briefed Members on the deliberations of the Bills Committee as detailed in its report. Mr HO informed Members that in response to the concerns raised by the Bills Committee, the Administration would propose to move a number of Committee stage amendments ("CSAs") to the Bill for the purpose of further enhancing the clarity in presentation of the relevant provisions. The Bills Committee raised no objection to the proposed CSAs, and would not propose any CSAs to the Bill. Members noted that subject to the moving of the proposed CSAs by the Administration, the Bills Committee did not object to the resumption of the Second Reading debate on the Bill at the Council meeting of 20 April 2016.

10. The Chairman reminded Members that the deadline for giving notice of CSAs, if any, proposed to be moved to the above Bill would be Monday, 11 April 2016.

V. Position on Bills Committees and subcommittees

(LC Paper No. CB(2)1090/15-16)

11. The Chairman said that as at 17 March 2016, there were 16 Bills Committees, 12 subcommittees under the House Committee ("HC") and seven subcommittees on policy issues under Panels in action. Two subcommittees on policy issues under Panels were on the waiting list.

VI. Priority allocation of a debate slot for a motion debate on the Report of the Subcommittee on Strategy and Measures to Tackle Domestic Violence and Sexual Violence

(LC Paper No. CB(2)1082/15-16)

12. Mr CHEUNG Kwok-che, Chairman of the Panel on Welfare Services ("the Panel"), said that in view of public concern over the strategy and measures in place to tackle domestic and sexual violence, the Panel had endorsed the recommendation of the former Subcommittee on Strategy and Measures to Tackle Domestic Violence and Sexual Violence ("the former Subcommittee") to seek HC's support for priority allocation

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of a debate slot under rule 14A(h) of the House Rules to Dr Fernando CHEUNG, as Chairman of the former Subcommittee, for moving a motion for debate on the Report of the former Subcommittee ("the Report") at the Council meeting of 18 May 2016. The debate would provide an opportunity for Members to express their views on the subject and for the Administration to provide its response. Mr CHEUNG further explained that as the Members' motions without legislative effect originally scheduled for the Council meeting of 16 March 2016 were not dealt with at that meeting and the motion debates scheduled to be held at the following Council meetings would have to be postponed, the proposed date for moving the motion on the Report was accordingly changed to the Council meeting of 25 May 2016.

13. Members agreed to the priority allocation of a debate slot to Dr Fernando CHEUNG for moving a motion on the Report at the Council meeting of 25 May 2016. Members also agreed to the Panel's proposal that in addition to the debate on the Report, only one other debate on a motion without legislative effect should be held at the same Council meeting.

VII. Any other business

14. There being no other business, the meeting ended at 2:37 pm.

Council Business Division 2
Legislative Council Secretariat
6 April 2016