

Panel on Home Affairs

List of outstanding items for discussion

(as at 14 October 2015)

**Proposed timing
for discussion**

1. Development of arts space and a permanent office of Hong Kong Arts Development Council ("HKADC") at ex-Aberdeen Fire Station site

To seek members' support for the development of arts space and a permanent office of HKADC at ex-Aberdeen Fire Station site.

November 2015

2. Review of Enhancing Self-Reliance Through District Partnership Programme

To report to members the Government's findings of the recent Review of the Enhancing Self-Reliance Through District Partnership Programme and the enhancement measures to be implemented in 2016-2017 to benefit more types of social enterprises and to encourage greater participation of the commercial sector in the development of social enterprises.

November 2015

3. Review on the arrangements for nomination of arts interests representatives for appointment to HKADC

At the Panel meeting on 11 April 2014, the Administration reported on the exercise conducted in 2013 to nominate arts interests representatives for HKADC ("the 2013 nomination exercise"). Members noted that a review on the arrangements of the 2013 nomination exercise would be carried out to consider areas for improvement for the next nomination exercise before it was launched in the first quarter of 2016. The Administration assured members that the comments made by members of the Bills Committee during the scrutiny of the Hong Kong Arts Development Council (Amendment) Bill 2013 and any other views from the Legislative Council Members would be considered in the review. Members agreed that the Administration should

To be confirmed

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revert to the Panel on the results of the review once available.

4. Monitoring of Private Recreational Leases ("PRLs")

At the meeting on 14 June 2013, the Panel passed a motion urging the Government to establish a monitoring and vetting mechanism for the approval and renewal of lands leased under PRLs and to further open up such lands for use by the public, so as to safeguard public interests.

To be confirmed

On 12 July 2013, members discussed a proposal referred by the Panel on Development ("DEV Panel") to consider forming a joint subcommittee by the two Panels to monitor and review government policies relating to the grant of land under PRLs and to study related issues. After deliberations, members considered it not necessary to form a joint subcommittee to monitor and review the policy on PRLs. Members in general considered that this Panel should continue to follow up matters relating to PRLs with the Administration by requesting the latter to report to the Panel regularly on the progress of the renewal of PRLs as well as the monitoring of facilities that operated under such leases. When the matter was discussed by the Panel in future, members of the DEV Panel would be invited to join the discussion.

At the meeting on 10 October 2013, Dr Hon CHIANG Lai-wan requested that the Administration should report on its follow-up actions on the motion passed by the Panel at its meeting on 14 June 2013 when the Panel discussed the subject.

5. Promotion of arts and culture education in schools

The Panel held a joint meeting with the Panel on Education on 13 May 2011 to discuss matters on the promotion of arts and culture education in schools. Members agreed that another joint Panel meeting should be held, where appropriate, to further discuss the matters.

To be confirmed

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At the informal meeting on 21 October 2014, the Administration agreed to provide an information paper to update the Panel on the latest progress of the matters so as to facilitate members' consideration of the need to follow up the subject at a Panel meeting.

6. Implementation of the new betting duty structure for local bets on non-local races under the Betting Duty (Amendment) Ordinance 2013

During the scrutiny of the Betting Duty (Amendment) Bill 2013, Hon Christopher CHUNG suggested that the Administration should consider reviewing, before expiry of the proposed three-year guarantee period, the proposal of charging a flat betting duty rate at 72.5% as well as the Hong Kong Jockey Club's liability to pay a betting duty of no less than \$175 million per year (i.e. the guaranteed amount) for three years (i.e. the guaranteed period) after implementation of the new betting duty structure for local bets on non-local races. There was another suggestion that the Administration's provision of a report on the progress of the implementation of the Bill to the Panel during the three-year guarantee period would be acceptable (see paragraphs 27 to 29 of the Report of the Bills Committee on Betting Duty (Amendment) Bill 2013 [LC Paper No. CB(2)1469/12-13]).

To be confirmed

The Administration subsequently advised the relevant Bills Committee that upon implementation of the new betting duty structure, the Administration would monitor the turnover of local bets on non-local races as well as the amount of net stake receipts and betting duty receipts so generated for each racing season. It would report the matter to this Panel as and when appropriate [LC Paper No. CB(2)1383/12-13(01)].

At the informal meeting on 21 October 2014, the Administration indicated that it intended to provide a progress report of the implementation of the Bill to the Panel at a suitable time.

7. Review of District Councils

In his letter dated 20 May 2013 [LC Paper No.

To be confirmed

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CB(2)1192/12-13(01)] and at the Panel meeting on 28 May 2013, Dr Hon Kenneth CHAN suggested that issues relating to the review of District Councils ("DCs"), including, among others, the roles and functions of DCs and resources allocation, should be discussed by the Panel.

8. Public consultation

At the meeting of the Panel on Constitutional Affairs on 16 October 2012, Dr Hon Kenneth CHAN proposed to discuss whether there was room for improvement in the conduct of public consultation with a view to enhancing the effectiveness of gauging public opinions and the quality of governance. As matters relating to public consultation fell under the purview of this Panel, the issue was referred to this Panel for follow-up.

To be confirmed

At the Panel meeting on 9 October 2014, Dr CHAN requested for an early discussion on the subject.

9. Issues concerning the removal of some persons from the Golden Bauhinia Square during the National Day Flag Raising Ceremony

In their joint letter addressed to the Chairmen of the Panel on Home Affairs and the Panel on Security ("SE Panel") dated 7 October 2013 [LC Paper No. CB(2)23/13-14(01)], Dr Hon Kenneth CHAN and Hon Dennis KWOK (a non-Panel member) expressed concern about recent media reports on the removal of some persons from the Golden Bauhinia Square in Wan Chai on 1 October 2013 during the National Day Flag Raising Ceremony. They requested that a joint meeting of the two Panels be held to discuss the matter, as it straddled the policy areas of the two Panels.

To be confirmed

The SE Panel has briefly discussed the joint letter at its meeting on 10 October 2013. Subsequent to the said meeting, Hon IP Kwok-him wrote, in his capacity as Chairman of the SE Panel, to the Panel Chairman on 11 October 2013 referring the matter to this Panel for follow-up as the National Day Flag Raising Ceremony was co-ordinated by the Home Affairs Department ("HAD").

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At the instruction of the Panel Chairman, the subject matter was included in the list of outstanding items for discussion and the Administration had been requested to provide a written response to the issues raised in Dr CHAN's and Mr KWOK's joint letter. The Administration's response to the joint letter of Dr CHAN and Mr KWOK was circulated to members on 1 November 2013 [LC Paper No. CB(2)202/13-14(01)].

10. Community development services

At the meeting on 13 November 2009, Hon CHEUNG Kwok-che suggested that the provision of community development services, in particular those services provided by HAD in collaboration with the welfare sector, should be discussed.

To be confirmed

11. Review of Places of Public Entertainment Ordinance

At the request of the Subcommittee on Places of Public Entertainment (Exemption) (Amendment) Order 2011, the Administration undertook to convey members' concern and suggestions on reviewing the Places of Public Entertainment Ordinance (Cap. 172) ("PPEO"), including narrowing down the scope of "public entertainment" and "place of public entertainment" therein, to the relevant policy bureaux for consideration. The Subcommittee agreed that issues relating to the review of PPEO should be referred to the Panel for follow-up. Members' views and the Administration's response on the subject were detailed in paragraphs 27 and 28 of the Subcommittee's report [LC Paper No. CB(2)1152/11-12].

To be confirmed

At the Panel meeting on 10 October 2013, Hon Cyd HO advised that according to a recent ruling of the Court of Appeal, dance performance in the pedestrian precinct did not trigger the licensing requirements under PPEO. She suggested that the Panel should follow up on issues arising from the court judgment when the review of PPEO was discussed.

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12. Public lending right

At the Panel meeting on 24 March 2014, members noted the submission from Hong Kong Public Lending Right Alliance on the introduction of "public lending right" in Hong Kong [LC Paper No. CB(2)1015/13-14(01)]. It was subsequently agreed at the meeting on 11 April 2014 that the subject be discussed at a future Panel meeting.

To be confirmed

At the informal meeting on 21 October 2014, the Administration indicated that it would provide a paper to respond to the issues raised in the above-mentioned submission, so as to facilitate members' consideration of the need to follow up the subject a Panel meeting.

13. Outcome of the public consultation on the Review of the Building Management Ordinance

The Panel discussed with the Administration the public consultation document on the Review of the Building Management Ordinance (Cap. 344) issued by HAD on 17 November 2014 and held a special meeting on 24 January 2015 to receive views from deputations on the document. The Administration was requested to report to the Panel when the consultation results were available.

To be confirmed

14. Matters relating to the funding for and the governance of major performing arts groups

At the Panel meeting on 24 March 2015, some members (including Hon Cyd HO, Hon Claudia MO, Hon WU Chi-wai, Dr Hon Kenneth CHAN and Dr Hon Helena WONG) expressed concerns about the governance of the Hong Kong Chinese Orchestra. Members agreed, after discussion, that the Panel should discuss the Government's subvention policy for major performing arts groups ("MPAGs") and monitoring of MPAGs' performance in complying with the requirements set out in the Funding and Services Agreements which the Home Affairs Bureau ("HAB") had entered into with each of the MPAGs, including governance and management issues.

To be confirmed

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15. Outcome of the public consultation on the proposed amendments to the Chinese Temples Ordinance

The Panel discussed with the Administration the proposed amendments to the Chinese Temples Ordinance (Cap. 153) as set out in the public consultation paper issued by HAB and the Chinese Temples Committee at the meeting on 24 March 2015 and held a special meeting on 5 May 2015 to receive views from deputations on the subject matter. The Administration undertook to report to the Panel the outcome of the public consultation in due course and will consider and address the various issues and concerns raised by members and the public, including deputations during the Panel's discussion, on the consultation paper in its report to be submitted to the Panel.

To be confirmed