

立法會
Legislative Council

LC Paper No. CB(2)857/16-17

Ref : CB2/H/5/16

House Committee of the Legislative Council

**Minutes of the 15th meeting
held in Conference Room 1 of the Legislative Council Complex
at 2:30 pm on Friday, 10 February 2017**

Members present:

Hon Starry LEE Wai-king, SBS, JP (Chairman)
Hon Dennis KWOK Wing-hang (Deputy Chairman)
Hon James TO Kun-sun
Hon Abraham SHEK Lai-him, GBS, JP
Prof Hon Joseph LEE Kok-long, SBS, JP
Hon Jeffrey LAM Kin-fung, GBS, JP
Hon WONG Ting-kwong, SBS, JP
Hon CHAN Hak-kan, BBS, JP
Hon CHAN Kin-por, BBS, JP
Dr Hon Priscilla LEUNG Mei-fun, SBS, JP
Hon WONG Kwok-kin, SBS, JP
Hon Paul TSE Wai-chun, JP
Hon Claudia MO
Hon Michael TIEN Puk-sun, BBS, JP
Hon Steven HO Chun-yin, BBS
Hon Frankie YICK Chi-ming, JP
Hon WU Chi-wai, MH
Hon YIU Si-wing, BBS
Hon MA Fung-kwok, SBS, JP
Hon Charles Peter MOK, JP
Hon CHAN Chi-chuen
Hon LEUNG Che-cheung, BBS, MH, JP
Hon Kenneth LEUNG
Hon Alice MAK Mei-kuen, BBS, JP
Dr Hon KWOK Ka-ki
Hon KWOK Wai-keung
Hon Christopher CHEUNG Wah-fung, SBS, JP
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
Dr Hon CHIANG Lai-wan, JP
Ir Dr Hon LO Wai-kwok, SBS, MH, JP
Hon Alvin YEUNG
Hon Andrew WAN Siu-kin
Hon Jimmy NG Wing-ka, JP
Hon HO Kai-ming
Hon LAM Cheuk-ting
Hon Holden CHOW Ho-ding
Hon SHIU Ka-fai
Hon SHIU Ka-chun
Hon Wilson OR Chong-shing, MH
Hon YUNG Hoi-yan
Dr Hon Pierre CHAN
Hon CHAN Chun-ying
Hon Tanya CHAN
Hon CHEUNG Kwok-kwan, JP
Hon LUK Chung-hung
Hon LAU Kwok-fan, MH
Hon Kenneth LAU Ip-keung, MH, JP
Dr Hon CHENG Chung-tai
Hon Jeremy TAM Man-ho
Hon Nathan LAW Kwun-chung
Dr Hon YIU Chung-yim
Dr Hon LAU Siu-lai

Members absent:

Hon LEUNG Yiu-chung
Hon Tommy CHEUNG Yu-yan, GBS, JP
Hon Mrs Regina IP LAU Suk-yee, GBS, JP
Hon LEUNG Kwok-hung
Hon CHAN Han-pan, JP
Dr Hon Fernando CHEUNG Chiu-hung
Hon CHUNG Kwok-pan
Hon CHU Hoi-dick
Dr Hon Junius HO Kwan-yiu, JP
Hon HUI Chi-fung
Hon KWONG Chun-yu

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 Amy YU	Principal Council Secretary 1
Ms Hallie CHAN	Head (Public Information)
Ms Alice LEUNG	Chief Council Secretary (2)6
Miss Rachel DAI	Assistant Legal Adviser 2
Mr Bonny LOO	Assistant Legal Adviser 4
Ms Vanessa CHENG	Assistant Legal Adviser 5
Miss Winnie LO	Assistant Legal Adviser 7
Mr YICK Wing-kin	Assistant Legal Adviser 8
Ms Clara TAM	Assistant Legal Adviser 9
Mr Richard WONG	Senior Council Secretary (2)6
Ms Jasmine TAM	Senior Council Secretary (2)8
Miss Connie AU	Council Secretary (2)6
Ms Anna CHEUNG	Senior Legislative Assistant (2)3
Mr Arthur KAN	Legislative Assistant (2)7

Action

I. Confirmation of verbatim transcript/minutes of meetings

(a) Verbatim transcript of the special meeting held on 6 January 2017

(LC Paper No. CB(2)762/16-17)

(b) Minutes of the 14th meeting held on 3 February 2017

(LC Paper No. CB(2)763/16-17)

The two sets of verbatim transcript/minutes of meetings were confirmed.

II. Matters arising

Report by the Chairman on her 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) Apology Bill (LC Paper No. LS29/16-17)

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.

4. Ms Tanya CHAN considered it necessary to form a Bills Committee to study the Bill in detail. Members agreed. The following Members agreed to join the Bills Committee: Mr Kenneth LEUNG, Mr Holden CHOW, Ms Tanya CHAN and Dr YIU Chung-yim.

(ii) Stamp Duty (Amendment) Bill 2017 (LC Paper No. LS31/16-17)

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

6. Mr Abraham SHEK considered it necessary to form a Bills Committee to study the Bill in detail. Members agreed. Mr James TO, Mr Abraham SHEK and Dr YIU Chung-yim agreed to join the Bills Committee.

(b) Legal Service Division report on subsidiary legislation gazetted on 3 February 2017 and tabled in Council on 8 February 2017 (LC Paper No. LS30/16-17)

7. At the invitation of the Chairman, LA briefed Members on the report prepared by LSD on the four items of subsidiary legislation (i.e. L.N. 16 to L.N. 19) gazetted on 3 February 2017 and tabled in Council on 8 February 2017.

Action

8. Members did not raise any question on the four items of subsidiary legislation.

9. The Chairman reminded Members that the deadline for amending the four items of subsidiary legislation would be the Council meeting of 1 March 2017.

IV. Further business for the Council meeting on 15, 16 and 17 February 2017

Member's motion

Motion of Thanks to be moved by Hon Starry LEE

(Wording of the motion issued vide LC Paper No. CB(3)314/16-17 dated 6 February 2017)

10. The Chairman said that she would, in her capacity as the Chairman of the House Committee ("HC"), move the above motion at the meeting.

V. Business for the Council meeting of 22 February 2017

(a) Questions

(LC Paper No. CB(3)320/16-17)

11. The Chairman said that 22 written questions had been scheduled for the meeting.

(b) Bill - First Reading and moving of Second Reading

12. The Chairman said that the Administration had advised the Clerk to the Legislative Council that the Financial Secretary intended to present the Appropriation Bill 2017 and the Estimates of Expenditure for the year ending 31 March 2018 to the Council at the meeting.

VI. Advance information on business for the Council meeting of 1 March 2017

Government motions

Three proposed resolutions to be moved by the Secretary for Labour and Welfare under the following three Ordinances:

Action

- (a) **Employees' Compensation Ordinance (Cap. 282);**
- (b) **Pneumoconiosis and Mesothelioma (Compensation) Ordinance (Cap. 360); and**
- (c) **Occupational Deafness (Compensation) Ordinance (Cap. 469)**

*(Wording of the proposed resolutions issued vide LC Paper No. CB(3)325/16-17 dated 9 February 2017)
(LC Paper No. LS32/16-17)*

13. At the invitation of the Chairman, LA briefed Members on the report prepared by LSD on the above three proposed resolutions.

14. Dr KWOK Ka-ki considered it necessary to form a subcommittee to study the proposed resolutions in detail. Members agreed. Dr KWOK Ka-ki agreed to join the proposed subcommittee.

15. The Chairman informed Members that in line with the established practice and the arrangement agreed with the Administration, the Administration would be requested to withdraw its notices for moving the proposed resolutions so as to allow sufficient time for the subcommittee to scrutinize the proposed resolutions.

VII. Reports of Bills Committees and subcommittees

- (a) **Report of the Bills Committee on Fire Services (Amendment) Bill 2016**

(LC Paper No. CB(2)764/16-17)

16. Ir Dr LO Wai-kwok, Chairman of the Bills Committee, briefed Members on the deliberations of the Bills Committee as detailed in its report. Ir Dr LO informed Members that to address the Bills Committee's concerns, the Administration proposed to move Committee stage amendments ("CSAs") to revise the drafting of relevant clauses of the Bill. The Bills Committee did not object to the CSAs proposed by the Administration 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 raised no objection to the resumption of the Second Reading debate on the Bill at the Council meeting of 1 March 2017.

17. 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, 20 February 2017.

(b) Report of the Subcommittee on Banking (Disclosure) (Amendment) Rules 2016 and Banking (Specification of Class of Exempted Charges) (Amendment) Notice 2016
(LC Paper No. CB(1)534/16-17)

18. Mr CHAN Chun-ying, Chairman of the Subcommittee, briefed Members on the deliberations of the Subcommittee as detailed in its report. Members noted that the Subcommittee had no objection to the two items of subsidiary legislation and would not propose any amendment to them.

19. The Chairman reminded Members that as the period for amending the above two items of subsidiary legislation would expire at the Council meeting of 1 March 2017, the deadline for giving notice of amendments, if any, would be Wednesday, 22 February 2017.

VIII. Position on Bills Committees and subcommittees
(LC Paper No. CB(2)765/16-17)

20. The Chairman said that as at 9 February 2017, there were four Bills Committees, 11 subcommittees under HC and five subcommittees on policy issues under Panels in action. Five subcommittees on policy issues were on the waiting list.

IX. Any other business

21. There being no other business, the meeting ended at 2:43 pm.