

Panel on Constitutional Affairs

List of follow-up actions
(position as at 18 May 2018)

Subject	Date of meeting	Follow-up actions required	Administration's response
1. An initial assessment of the recommendations in the Discrimination Law Review ("DLR") submitted by the Equal Opportunities Commission ("EOC")	20 March 2017	Of the 27 recommendations in DLR which were considered by EOC to be of higher priority, the Administration was requested to provide in writing a timetable for taking forward these recommendations, and provide explanation(s) should the Administration decide not to take forward any of these recommendations. For the rest of the recommendations made by EOC, the Administration was also requested to provide a timetable for their implementation.	Response awaited.
2. Outline of the Third Report of the Hong Kong Special Administrative Region ("HKSAR") for the United Nations Human Rights Council Universal Periodic Review ("UPR")	30 April 2018	The Administration was requested to provide written responses to: (a) Hon LAM Cheuk-ting's requests for the Administration to (i) release the HKSAR report for UPR in its draft form for public consultation, and (ii) report the progress of its work in following up the recommendations of the relevant United Nations committee; and (b) the concerns raised by Dr Hon Helena WONG about the limited quantity and variety of the library collections of the library in the correctional institutions for loan by local and non-local persons in custody, and that their borrowing limit was set too low.	Response awaited.

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3. An outline of the topics in the second report of HKSAR under the United Nations Convention on the Rights of Persons with Disabilities ("CRPD")	30 April 2018	The Administration was requested to provide a written response to address the concern raised by Hon SHIU Ka-chun regarding the Mental Health Ordinance (Cap. 136) governing compulsory admission of mental patients to hospitals in recognition of the rights and freedoms of the person with disabilities under Articles 14 and 19 of CRPD.	Response awaited.
4. Local legislation to implement the National Anthem Law	28 April 2018 and 5 May 2018	<p>The Administration was requested to provide written responses to:</p> <p>(a) address members' concern about the fundamental issues to be clarified in the context of the Basic Law ("BL") including that: (i) Article 1 of the National Anthem Law stipulated "practise the core values of socialism", which was inconsistent with Article 5 of the Basic Law ("BL 5") which stipulated that "[t]he socialist system and policies shall not be practised in the Hong Kong Special Administrative Region"; and that (ii) the relevant provision of the proposed content of the National Anthem Bill ("the Bill") was in contravention of BL 137 which stipulated that "[e]ducational institutions of all kinds may retain their autonomy and enjoy academic freedom";</p> <p>(b) address members' concerns on how relevant provisions of the Bill would be enforced, including the law</p>	Response awaited.

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		<p>enforcement agencies responsible for taking enforcement actions, and how enforcement actions would be taken online; and</p> <p>(c) provide information on the enforcement actions taken by the Mainland authorities against breaches of the Law of the People's Republic of China on the National Anthem which came into force nationwide since 1 October 2017, including relevant statistics on arrests and prosecution, as well as convictions and penalties levied on those cases.</p>	