立法會 Legislative Council

LC Paper No. CB(2)443/19-20 (These minutes have been seen by the Administration)

Ref: CB2/SS/13/18

Subcommittee on Prohibition on Face Covering Regulation

Minutes of the fourth meeting held on Saturday, 9 November 2019, at 9:00 am in Conference Room 1 of the Legislative Council Complex

Members present

: Hon WONG Ting-kwong, GBS, JP (Chairman) Hon YUNG Hoi-yan, JP (Deputy Chairman)

Hon James TO Kun-sun Hon LEUNG Yiu-chung

Prof Hon Joseph LEE Kok-long, SBS, JP Hon Starry LEE Wai-king, SBS, JP

Hon CHAN Hak-kan, BBS, JP Hon CHAN Kin-por, GBS, JP

Dr Hon Priscilla LEUNG Mei-fun, SBS, JP

Hon Paul TSE Wai-chun, JP

Hon Claudia MO

Hon Steven HO Chun-yin, BBS

Hon Frankie YICK Chi-ming, SBS, 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 CHAN Han-pan, BBS, JP

Hon LEUNG Che-cheung, SBS, MH, JP

Hon Kenneth LEUNG

Hon Alice MAK Mei-kuen, BBS, JP

Dr Hon KWOK Ka-ki

Hon KWOK Wai-keung, JP

Hon Dennis KWOK Wing-hang

Hon Christopher CHEUNG Wah-fung, SBS, JP

Dr Hon Fernando CHEUNG Chiu-hung

Dr Hon Helena WONG Pik-wan

Hon IP Kin-yuen

Hon Elizabeth QUAT, BBS, JP

Hon POON Siu-ping, BBS, MH

Dr Hon CHIANG Lai-wan, SBS, JP

Ir Dr Hon LO Wai-kwok, SBS, MH, JP

Hon CHUNG Kwok-pan

Hon Alvin YEUNG

Hon Andrew WAN Siu-kin

Hon CHU Hoi-dick

Hon Jimmy NG Wing-ka, BBS, JP

Hon HO Kai-ming

Hon LAM Cheuk-ting

Hon Holden CHOW Ho-ding

Hon SHIU Ka-fai, JP

Hon SHIU Ka-chun

Hon Wilson OR Chong-shing, MH

Dr Hon Pierre CHAN

Hon CHAN Chun-ying, JP

Hon Tanya CHAN

Hon HUI Chi-fung

Hon LUK Chung-hung, JP

Dr Hon CHENG Chung-tai

Hon KWONG Chun-yu

Hon Jeremy TAM Man-ho

Hon Gary FAN Kwok-wai

Hon AU Nok-hin

Hon Vincent CHENG Wing-shun, MH, JP

Hon CHAN Hoi-yan

Members absent : Hon Junius HO Kwan-yiu, JP

Hon LAU Kwok-fan, MH

Hon Tony TSE Wai-chuen, BBS

Public Officers

: Item I

attending

Sessions One and Two

Mr Sonny AU Chi-Kwong, PDSM, PMSM, JP

Under Secretary for Security

Mr LAU Wai-ming

Administrative Assistant to Secretary for Security

Mr LOH Vernon

Senior Assistant Solicitor General (Human Rights) (Acting) Department of Justice

Ms Anna LEUNG Wing-sum
Assistant Secretary for Security E1

Session Three

Mr Sonny AU Chi-Kwong, PDSM, PMSM, JP Under Secretary for Security

Mr LAU Wai-ming Administrative Assistant to Secretary for Security

Mr LOH Vernon Senior Assistant Solicitor General (Human Rights) (Acting) Department of Justice

Mr Watson HAU Lai-man Assistant Secretary for Security E3

Sessions Four and Five

Mr Sonny AU Chi-Kwong, PDSM, PMSM, JP Under Secretary for Security

Mr Kevin LAI Ming-fai Principal Assistant Secretary for Security (Special Duties)

Mr LOH Vernon Senior Assistant Solicitor General (Human Rights) (Acting) Department of Justice

Mr Watson HAU Lai-man Assistant Secretary for Security E3

Attendance by invitation

: Item I

Session One

Individual

Mr CHEUNG Ning

Mr KWOK Wing-kin

Individual

Miss LIU Lok-lok

Individual

Mr 容寶駿

Individual

Miss Cherie WONG Cheuk-ni

Hong Kong Professional Teachers' Union

Mr TIN Fong-chak Vice President

People power

Mr TAM Tak-chi Vice Chairperson

<u>Individual</u>

Miss Janet KWOK Lan

<u>Individual</u>

Mr 鄭國基

Individual

Mr CHEUNG Ping

Individual

Mr WEI Youyi

<u>Individual</u>

Ms 盛滿英

<u>Individual</u>

Miss CHIU Kar-man

<u>Individual</u>

Mr 羅國豪

Individual

Mr CHAN Yiu-lam

<u>Individual</u>

Miss 陳麗珊

<u>Individual</u>

Mr AU Kin-kan

<u>Individual</u>

Ms 趙珺

<u>Individual</u>

Ms YU Fung-han

<u>Individual</u>

Mr 黃曜彰

<u>Individual</u>

Mr NG Wai-chiu

<u>Individual</u>

Miss SIU Wing-yan

Session Two

<u>Individual</u>

Mr WONG Wai-kit

<u>Individual</u>

Mr KWOK Tat-sing

<u>Individual</u>

Miss Alice YANG

Individual

Miss WONG Nga-chi

<u>Individual</u>

Ms FU Guangiong

Individual

Mr WAT Tat-fei

Individual

Mr WONG Lap-kwan

Individual

Mr 黃斯強

Individual

Mr HUI Ka-ho

香港專業及資深行政人員協會

Ir Edmund LEUNG Kwong-ho Vice President

Mr 陸浩麟

<u>Individual</u>

Mr CHEUNG Yiu-fai

<u>Individual</u>

Mr 盧梓豪

<u>Individual</u>

Mr 楊志偉

Individual

Mr 梁駿聲

Session Three

Individual

Mr CHAN Chi-kan

<u>Individual</u>

Miss Sindy CHOW Sin-yee

<u>Individual</u>

Mr LEUNG Kwok-hung

Individual

Miss CHIU kei-ying

Individual

Mr 陳雲廣

香港法學交流基金會

Mr William LEUNG

<u>Individual</u>

Miss 謝笑琼

Individual

Mr 黃瑋琛

Amnesty International Hong Kong

Dr TAM Man-kei Director

Individual

Mr NG Ka-ho

Individual

Miss CHENG Wing-ki

Individual

Miss FONG Yuk-man

Individual

Mr Anderson CHAN

Individual

Mr CHEUNG Cho-kwai

Individual

Miss NG Lok-heng

Individual

Mr IP Tsz-kin

Mr 陳霆峰

HKEd4All

Mr Simon HUNG Member

Individual

Mr Francis TSANG Chung-hong

Individual

Mr Gary KWAN

Session Four

Individual

Mr 林悅鉦

Individual

Mr 范強

Individual

Ms LIN Huiyin

<u>Individual</u>

Miss Sarah WONG See-nga

<u>Individual</u>

Miss YEUNG Yi-lam

Civic Party

Mr CHENG Tat-hung
Executive Committee Member

Mr Colin NG Wing-lun

<u>Individual</u>

吳偉樑

<u>Individual</u>

Ms XIE Wen

Individual

Mr 李偉強

Individual

Miss CHAN Kaman

<u>Individual</u>

Mr DONG Qizhen

<u>Individual</u>

Mr 黃曉輝

<u>Individual</u>

Miss Candy TAM

<u>Individual</u>

Mr LEI Chi-wang

<u>Individual</u>

Mr 王吉顯

Individual

Miss CHUNG Wai-ting

Mr CHAN Chiwah

Individual

Mr Raphael WONG Ho-ming

Individual

Mr MOK Ka-kit

Individual

Mr 甑灼宁

<u>Individual</u>

Mr 奚鴻泉

Session Five

<u>Individual</u>

Mr 伍錦波

<u>Individual</u>

Dr Gigi PANG Che-kwan

<u>Individual</u>

Miss KWONG Man-kwan

Individual

陳國師

Individual

Mr YEUNG Wai-kwan

Miss LAI Lili

Individual

Mr TSUI King-sing

香港快遞貨運從業員總會

Ms Iris FUNG Wai-kee

Individual

Miss 熊璐珊

Individual

Mr LAU Hoi-man Michael Felix

<u>Individual</u>

Ms MOK Wan-ching

<u>Individual</u>

Mr 鄭宇曦

Individual

Miss LAI Yin-shan

 $\underline{Individual}$

Mr 陳舵

Individual

Miss WONG Hoi-ching

Individual

Mrs CHUI Lai-yi

Miss B

Individual

Miss WONG Sau-wan

Individual

Mr 梁達壯

Individual

李廣宇

Individual

Mr CHAN Tze-chin

Clerk in attendance

: Miss Betty MA

Chief Council Secretary (2) 1

Staff in attendance

: Mr Alvin CHUI

Assistant Legal Adviser 3

Ms Gloria TSANG

Senior Council Secretary (2) 7

Ms Priscilla LAU

Council Secretary (2) 1

Ms Kiwi NG

Legislative Assistant (2) 1

Miss Lulu YEUNG Clerical Assistant (2) 1

I. Meeting with the Administration

<u>The Subcommittee</u> deliberated (index of proceedings attached at **Annex**).

- 2. The Subcommittee received oral representations from deputations/individuals attending 100 the meeting. Sixtv deputations/individuals generally supported the Prohibition on Face Covering Regulation ("the Regulation") while 40 deputations/individuals held opposite views.
- 3. The major views and concerns expressed by the deputations/individuals supporting the Regulation are summarized as follows:
 - (a) there was an imminent need for the Regulation to handle protests and violent incidents in the past few months. The demonstrations and disturbances had severely affected the rule of law, public order, livelihood and economy of Hong Kong. Besides, a number of protesters had become radical protesters as they perceived that they could conceal their identities and evade police investigation and legal responsibilities if they were suited up and masked;
 - (b) the Government should strengthen law enforcement work and raise relevant penalty, with a view to stopping violence and restoring peace to the society as soon as possible;
 - (c) laws similar to the Regulation could be found in the permanent criminal codes in other western democratic jurisdictions, such as Canada, France, Sweden, Spain, Denmark, Norway, Germany and Austria; and
 - (d) the Regulation had given due consideration to the human rights guarantees in the Basic Law ("BL") and the Hong Kong Bill of Rights Ordinance (Cap. 383) ("HKBORO"), including the rights of freedom of expression, peaceful assembly, privacy and freedom of religion. These rights were not absolute and might be subject to restrictions.
- 4. The major views and concerns expressed by the deputations/individuals opposing the Regulation are summarized as follows:

- (a) the prohibition on the use of facial covering could not prevent or deter the outbreaks of violence in the course of protests. The Government should instead study the causes of the deep-rooted conflicts in Hong Kong, with a view to addressing the problems squarely and responding to demands from the society;
- (b) the prohibition on the use of facial covering in a public meeting or public procession for which a Letter of No Objection had been issued by the Commissioner of Police would impair the freedom of speech and freedom of assembly enjoyed by members of the public under BL 27;
- (c) there was a genuine need to use facial covering in public meetings, assemblies and processions for privacy protection, health and safety reasons; and
- (d) concerns had been raised on the legality, constitutionality and proportionality of the Regulation. It was pointed out that anti-mask legislation in many overseas jurisdictions was enacted in the form of primary legislation instead of through subsidiary legislation. Concern had also been raised as to whether the making of the Regulation by the Chief Executive ("CE") in Council was compatible with BL, given that CE in Council was not empowered to enact, amend or repeal laws in accordance with BL.
- 5. In response to the views and concerns of the deputations/individuals attending the meeting, the Administration made the following points:
 - (a) in the four months from early June to early October 2019, more than 400 demonstrations, processions and assemblies arising from the proposed amendments to the Fugitive Offenders Ordinance (Cap. 503) had been staged, with a significant number of public order events ending up in outbreaks of violence in various districts. These incidents had caused injuries to more than 1 100 people. Radical protesters caused large scale harm to life and property, assaulted people holding different opinions flagrantly, used different kinds of dangerous tools and objects, threw petrol bombs, set fires and blocked roads. These acts had severely endangered public peace and public safety, as well

as affected the rule of law, livelihood and economy of Hong Kong;

- (b) in these violent incidents, many of the protesters were all suited up and masked to conceal their identities, which enabled them to evade police investigation and emboldened them to continue with their illegal acts;
- (c) as an occasion of public danger was present, CE in Council made the Regulation in accordance with section 2(1) of the Emergency Regulations Ordinance (Cap. 241) to prohibit the use of facial covering under certain circumstances, with a view to deterring and reducing violent acts committed by persons with facial covering, as well as protecting public safety and restoring public peace;
- (d) a person at an event regulated by section 3(1) of the Regulation would have defence for using a facial covering if the person had lawful authority or a reasonable excuse (e.g. a journalist) was engaged in employment and was using the facial covering for the physical safety of the person while performing an act or activity connected with the employment). If a person was using the facial covering for religious reasons or a pre-existing medical or health reason, the person would also have a reasonable excuse under section 4(3) of the Regulation;
- (e) the Regulation would not impair the very essence of the freedom of speech and freedom of peaceful assembly enjoyed by members of the public because they were still free to take part in lawful and peaceful public order events without using facial covering;
- (f) the Regulation had given due consideration to the human rights guarantees in BL and HKBORO. It was pointed out that these rights were not absolute and might be subject to restrictions;
- (g) the Regulation was a proportionate means to achieve the legitimate aim, and a reasonable balance had been struck between the societal benefits of the Regulation and protection of individuals' rights; and

- (h) apart from making the Regulation, the Government was efforts in implementing the "four announced by CE in early September 2019. These include: withdrawing the Fugitive Offenders and Mutual Legal Assistance in Criminal Matters Legislation (Amendment) Bill 2019; providing full support to the work of the Independent Police Complaints Council to publish its first phase report regarding the large-scale public order events by end 2019; reaching out to the community to start a direct dialogue from September 2019; and continuing to invite community leaders, professionals and academics independently examine and review society's deep-seated problems and to advise the Government on finding solutions.
- 6. <u>The Subcommittee</u> requested the Administration to provide the following information:
 - (a) the background leading to and the legislative intent of introducing similar laws imposing prohibition on face covering in other western democratic jurisdictions as mentioned in the Administration's response (LC Paper No. CB(2)74/19-20(02));
 - (b) the reasons for not making "without lawful authority or reasonable excuse" as an element of the offence under section 3(2) of the Regulation; and
 - (c) the number of people arrested but could not be prosecuted because of the difficulties in proving their identities with the use of facial covering.

II. Any other business

7. There being no other business, the meeting ended at 5:41 pm.

Council Business Division 2
Legislative Council Secretariat
23 December 2019

Proceedings of the fourth meeting of the Subcommittee on Prohibition on Face Covering Regulation held on Saturday, 9 November 2019, at 9:00 am in Conference Room 1 of the Legislative Council Complex

Time marker	Speaker	Subject(s) / Discussion	Action Required
Session Or	ne		110401100
001201 - 001646	Chairman Mr CHAN Hak-kan	Opening remarks	
001647 - 001943	Chairman Mr CHEUNG Ning	Presentation of views	
001944 - 002253	Chairman Mr KWOK Wing-kin	Presentation of views	
002254 - 002548	Chairman Miss LIU Lok-lok	Presentation of views	
002549 - 002829	Chairman Mr 容寶駿	Presentation of views [LC Paper No. CB(2)165/19-20(01)]	
002830 - 003122	Chairman Miss Cherie WONG Cheuk-ni	Presentation of views	
003123 - 003429	Chairman Mr TIN Fong-chak, Hong Kong Professional Teachers' Union	Presentation of views [LC Paper No. CB(2)165/19-20(02)]	
003430 - 003849	Chairman Mr TAM Tak-chi, People power	Presentation of views	
003850 - 003933	Chairman Miss Janet KWOK Lan	Presentation of views	
003934 - 004237	Chairman Mr 鄭國基	Presentation of views [LC Paper No. CB(2)201/19-20(01)]	
004238 - 004543	Chairman Mr CHEUNG Ping	Presentation of views	
004544 - 004729	Chairman Mr WEI Youyi	Presentation of views [LC Paper No. CB(2)165/19-20(03)]	

Time marker	Speaker	Subject(s) / Discussion	Action Required
004730 - 005009	Chairman Ms 盛滿英	Presentation of views	1
005010 - 005313	Chairman Miss CHIU Kar-man	Presentation of views	
005314 - 005616	Chairman Mr 羅國豪	Presentation of views	
005617 - 005943	Chairman Mr CHAN Yiu-lam	Presentation of views	
005944 - 010305	Chairman Miss 陳麗珊	Presentation of views [LC Paper No. CB(2)204/19-20(01)]	
010306 - 010618	Chairman Mr AU Kin-kan	Presentation of views	
010619 - 010943	Chairman Ms 趙珺	Presentation of views	
010944 - 011316	Chairman Ms YU Fung-han	Presentation of views [LC Paper No. CB(2)186/19-20(04)]	
011317 - 011616	Chairman Mr 黃曜彰	Presentation of views	
011617 - 011942	Chairman Mr NG Wai-chiu	Presentation of views [LC Paper No. CB(2)165/19-20(04)]	
011943 - 012131	Chairman Miss SIU Wing-yan	Presentation of views	
012132 - 013904	Chairman Admin Mr WU Chi-wai Dr CHENG Chung-tai	Administration's response to the views and concerns of the attending deputations/individuals Closing remarks for this session	
		Break	
Session Tv	vo		
013905 - 014319	Chairman	Opening remarks	
014320 - 014553	Chairman Mr WONG Wai-kit	Presentation of views	

Time marker	Speaker	Subject(s) / Discussion	Action Required
014554 -	Chairman	Presentation of views	•
014906	Mr KWOK Tat-sing	[LC Paper No. CB(2)165/19-20(05)]	
014907 -	Chairman	Presentation of views	
015217	Miss Alice YANG		
015218 -	Chairman	Presentation of views	
015432	Miss WONG Nga-chi	[LC Paper No. CB(2)165/19-20(06)]	
015433 -	Chairman	Presentation of views	
015626	Ms FU Guangiong		
015627 -	Chairman	Presentation of views	
015944	Mr WAT Tat-fei	[LC Paper No. CB(2)165/19-20(07)]	
015945 -	Chairman	Presentation of views	
020249	Mr WONG Lap-kwan	[LC Paper No. CB(2)165/19-20(08)]	
020250 -	Chairman	Presentation of views	
020610	Mr 黃斯強	[LC Paper No. CB(2)165/19-20(09)]	
020611 -	Chairman	Presentation of views	
020943	Mr HUI Ka-ho		
020944 -	Chairman	Presentation of views	
021250	Mr Edmund LEUNG Kwong-ho, Hong Kong Professionals and Senior Executives Association	[LC Paper No. CB(2)165/19-20(10)]	
021251 -	Chairman	Presentation of views	
021600	Mr 陸浩麟	Tresentation of the we	
021601 -	Chairman	Presentation of views	
022009	Mr CHEUNG Yiu-fai		
022010 -	Chairman	Presentation of views	
022224	Mr 盧梓豪		
022225 -	Chairman	Presentation of views	
022452	Mr 楊志偉		
022453 -	Chairman	Presentation of views	
022816	Mr 梁駿聲	[LC Paper No. CB(2)201/19-20(02)]	
022817 -	Chairman	Administration's response to the views and	
023340	Admin	concerns of the attending deputations/individuals	

Time marker	Speaker	Subject(s) / Discussion	Action Required
023341 - 024207	Chairman Mr Steven HO Dr KWOK Ka-ki Mr KWONG Chun-yu Admin	Views expressed by Dr KWOK Ka-ki and Mr KWONG Chun-yu and the response from the Administration regarding the social disturbances arising from the proposed amendments to the Fugitive Offenders Ordinance (Cap. 503) in the past few months, as well as the complaint handling mechanism against the Police.	
024208 - 024527	Chairman Dr CHENG Chung-tai Admin	Dr CHENG Chung-tai's enquiry and the Administration's response regarding the power of the Legislative Council to amend or repeal the Prohibition on Face Covering Regulation ("the Regulation).	
024528 - 024901	Chairman Mr CHAN Chi-chuen Admin	Mr CHAN Chi-chuen's view and the Administration's response regarding the rationale for making the Regulation, in particular the need for section 5 of the Regulation.	
024902 - 025337	Chairman Mr Paul TSE Admin	 Mr Paul TSE's enquiries and the Administration's response regarding: (a) the background leading to and the legislative intent of introducing similar laws imposing prohibition on face covering in other western democratic jurisdictions; and (b) the reasons for not making "without lawful authority or reasonable excuse" as an element of the offence under section 3(2) of the Regulation. The Administration was requested to provide a written response in this regard. 	Admin
025338 - 025654	Chairman Mr SHIU Ka-fai	Mr SHIU Ka-fai expressed support for the Regulation and his view regarding the rationale for and the effectiveness of the Regulation.	
025655 - 030005	Chairman Deputy Chairman Admin	The Deputy Chairman's enquiry and the Administration's response regarding the implementation and effectiveness of the Regulation. The Administration pointed out that since the commencement of the Regulation and up to 31 October 2019, a total of 303 persons were arrested for suspected breach of section 3 of the Regulation.	

Time marker	Speaker	Subject(s) / Discussion	Action Required
030006 -	Chairman	Closing remarks for this session	
031344		Break	
Session Th	iree		
031345 - 031543	Deputy Chairman	Opening remarks	
031544 - 031714	Deputy Chairman Mr CHAN Chi-kan	Presentation of views	
031715 - 032049	Deputy Chairman Miss Sindy CHOW Sin-yee	Presentation of views [LC Paper No. CB(2)165/19-20(11)]	
032050 - 032402	Deputy Chairman Mr LEUNG Kwok-hung	Presentation of views	
032403 - 032624	Deputy Chairman Miss CHIU kei-ying	Presentation of views	
032625 - 032956	Deputy Chairman Mr 陳雲廣	Presentation of views	
032957 - 033231	Deputy Chairman Mr William LEUNG, 香港 法學交流基金會	Presentation of views	
033232 - 033352	Deputy Chairman Miss 謝笑瓊	Presentation of views	
033353 - 033606	Deputy Chairman Mr 黃瑋琛	Presentation of views	
033607 - 033856	Deputy Chairman Dr TAM Man-kei, Amnesty International Hong Kong	Presentation of views [LC Paper No. CB(2)186/19-20(05)]	
033857 - 034102	Deputy Chairman Mr NG Ka-ho	Presentation of views	
034103 - 034432	Deputy Chairman Miss CHENG Wing-ki	Presentation of views [LC Paper No. CB(2)165/19-20(12)]	
034433 - 034736	Deputy Chairman Miss FONG Yuk-man	Presentation of views [LC Paper No. CB(2)165/19-20(13)]	

Time marker	Speaker	Subject(s) / Discussion	Action Required
034737 - 035050	Deputy Chairman Mr Anderson CHAN	Presentation of views	•
035051 - 035237	Deputy Chairman Mr CHEUNG Cho-kwai	Presentation of views	
035238 - 035605	Deputy Chairman Miss NG Lok-heng	Presentation of views	
035606 - 040026	Deputy Chairman Mr IP Tsz-kin	Presentation of views [LC Paper No. CB(2)165/19-20(14)]	
040027 - 040320	Deputy Chairman Mr 陳霆峰	Presentation of views	
040321 - 040639	Deputy Chairman Mr Simon HUNG, HKEd4All	Presentation of views [LC Paper No. CB(2)186/19-20(02)]	
040640 - 041001	Deputy Chairman Mr Francis TSANG Chung-hong	Presentation of views	
041002 - 041313	Deputy Chairman Mr Gary KWAN	Presentation of views	
041314 - 042047	Deputy Chairman Admin	Administration's response to the views and concerns of the attending deputations/individuals	
042048 - 042554	Deputy Chairman Mr HUI Chi-fung Admin	Mr HUI Chi-fung's enquiry and the Administration's response regarding the effectiveness of the Regulation.	
042555 - 042858	Deputy Chairman Mr AU Nok-hin Admin	Mr AU Nok-hin's enquiry and the Administration's response regarding recent Police's enforcement actions and handling of protesters. The Administration pointed out that the Complaints Against Police Office would properly look into every complaint.	
042859 - 043206	Deputy Chairman Mr Holden CHOW	Mr Holden CHOW's view regarding the necessity of the Regulation and the safety risks faced by frontline police officers. He suggested that the Administration should draw reference from the practices adopted by the Government of the United Kingdom and consider allocating additional resources to the Judiciary, so that the courts could operate on a round-the-clock basis to expeditiously handle cases relating to the social disturbances.	

Time marker	Speaker	Subject(s) / Discussion	Action Required
043207 - 043516	Deputy Chairman Mr Paul TSE	Mr Paul TSE's concern regarding the difficulties in identity verification and prosecution.	•
		The Administration was requested to provide a written response in respect of the number of people arrested but could not be prosecuted because of the difficulties in proving their identities with the use of facial covering.	Admin
043517 - 043921	Deputy Chairman Mr KWONG Chun-yu Admin	Mr KWONG Chun-yu's concern and the Administration's response regarding Police's enforcement actions and behaviour. He expressed grave dissatisfaction about the complaint handling mechanism against Police.	
043922 - 044133	Deputy Chairman Mr HUI Chi-fung Admin	Mr HUI Chi-fung's concern and the Administration's response regarding whether police officers were excluded from the application of the Regulation.	
044134 - 044504	Deputy Chairman Mr KWONG Chun-yu Admin	Mr KWONG Chun-yu's concern and the Administration's response regarding the delineation of responsibilities between the Security Bureau and the Police.	
044505 - 044519	Deputy Chairman	Closing remarks for this session Break	
Session Fo	our		
054935 - 055235	Deputy Chairman	Opening remarks	
055236 - 055440	Deputy Chairman Mr 林悅鉦	Presentation of views	
055441 - 055653	Deputy Chairman Mr 范強	Presentation of views [LC Paper No. CB(2)201/19-20(03)]	
055654 - 055851	Deputy Chairman Ms LIN Huiyin	Presentation of views	
055852 - 060200	Deputy Chairman Miss Sarah WONG See-nga	Presentation of views	
060201 - 060451	Deputy Chairman Miss YEUNG Yi-lam	Presentation of views	

Time marker	Speaker	Subject(s) / Discussion	Action Required
060452 - 060754	Deputy Chairman Mr CHENG Tat-hung, Civic Party	Presentation of views [LC Paper No. CB(2)165/19-20(17)]	
060755 - 061041	Deputy Chairman Mr Colin NG Wing-lun	Presentation of views	
061042 - 061239	Deputy Chairman 吳偉樑	Presentation of views	
061240 - 061607	Deputy Chairman Ms XIE Wen	Presentation of views	
061608 - 061920	Deputy Chairman Mr 李偉強	Presentation of views	
061921 - 062235	Deputy Chairman Miss CHAN Kaman	Presentation of views	
062236 - 062550	Deputy Chairman Mr DONG Qizhen	Presentation of views [LC Paper No. CB(2)165/19-20(18)]	
062551 - 062856	Deputy Chairman Mr 黃曉輝	Presentation of views	
062857 - 063207	Deputy Chairman Miss Candy TAM	Presentation of views	
063208 - 063511	Deputy Chairman Mr LEI Chi-wang	Presentation of views	
063512 - 063811	Deputy Chairman Mr 王吉顯	Presentation of views	
063812 - 064137	Deputy Chairman Miss CHUNG Wai-ting	Presentation of views	
064138 - 064410	Deputy Chairman Mr CHAN Chiwah	Presentation of views [LC Paper No. CB(2)165/19-20(19)]	
064411 - 064740	Deputy Chairman Mr Raphael WONG Ho-ming	Presentation of views	
064741 - 065107	Deputy Chairman Mr MOK Ka-kit	Presentation of views	

Time marker	Speaker	Subject(s) / Discussion	Action Required
065108 - 065422	Deputy Chairman Mr 甑灼宁	Presentation of views	
065423 - 065601	Deputy Chairman Mr 奚鴻泉	Presentation of views [LC Paper No. CB(2)204/19-20(02)]	
065602 - 070144	Deputy Chairman Admin	Administration's response to the views and concerns of the attending deputations/individuals.	
070145 - 070336	Deputy Chairman Mr KWOK Wai-keung	Mr KWOK Wai-keung urged for the support of members of the public to help stop violence.	
070337 - 070502	Deputy Chairman Dr Priscilla LEUNG	Dr Priscilla LEUNG's view regarding the effectiveness of the Regulation.	
070503 - 070610	Deputy Chairman Mr SHIU Ka-fai	Mr SHIU Ka-fai's view regarding the need to wear masks by frontline police officers.	
070611 - 070723	Deputy Chairman Dr Pierre CHAN	Dr Pierre CHAN's concern regarding the defence of reasonable excuse on the ground of "a pre-existing medical or health reason" under section 4(3)(c) of the Regulation	
070724 - 070830	Deputy Chairman Mr Alvin YEUNG	Mr Alvin YEUNG's view regarding the effectiveness of the Regulation.	
070831 - 070935	Deputy Chairman Mr Paul TSE	Mr Paul TSE's view regarding the difficulties in identity verification during prosecution.	
070936 - 071151	Deputy Chairman Dr Fernando CHEUNG Mr SHIU Ka-chun	Views expressed by Dr Fernando CHEUNG and Mr SHIU Ka-chun regarding the psychological impacts of the use of facial covering on frontline police officers.	
071152 - 071258	Deputy Chairman Mr POON Siu-ping	Mr POON Siu-ping's view regarding the penalties under the Regulation.	
071259 - 071402	Deputy Chairman Mr Holden CHOW	Mr Holden CHOW's view regarding the negative impact on the society caused by protests and violent incidents. He reiterated his suggestion of round-the-clock operation by the courts to expeditiously handle cases relating to the social disturbances.	
071403 - 071506	Deputy Chairman Mr CHAN Chi-chuen	Mr CHAN Chi-chuen's view regarding the necessity of facial covering for privacy protection. He expressed grave concern about the making of the Regulation under the Emergency Regulations Ordinance (Cap. 241).	

Time marker	Speaker	Subject(s) / Discussion	Action Required
071507 - 071610	Deputy Chairman Ms Claudia MO	Ms Claudia MO's view regarding the need to wear masks by journalists, social workers and members of the public.	
071611 - 071922	Deputy Chairman Admin	Administration's consolidated response to concerns raised by members. In particular, the Administration highlighted that members of the public should work together to condemn and combat violence.	
071923 - 072209	Deputy Chairman	Closing remarks for this session Break	
Session Fi	ve		
072210 - 072655	Chairman	Opening remarks	
072656 - 073012	Chairman Mr 伍錦波	Presentation of views	
073013 - 073258	Chairman Dr Gigi PANG Che-kwan	Presentation of views [LC Paper No. CB(2)165/19-20(20)]	
073259 - 073615	Chairman Miss KWONG Man-kwan	Presentation of views	
073616 - 073847	Chairman 陳國師	Presentation of views	
073848 - 074137	Chairman Mr YEUNG Wai-kwan	Presentation of views	
074138 - 074416	Chairman Miss LAI Lili	Presentation of views	
074417 - 074740	Chairman Mr TSUI King-sing	Presentation of views	
074741 - 075127	Chairman Ms Iris FUNG Wai-kee, 香港快遞貨運從業員 總會	Presentation of views [LC Paper No. CB(2)201/19-20(04)]	
075128 - 075429	Chairman Miss 熊璐珊	Presentation of views [LC Paper No. CB(2)186/19-20(03)]	

Time marker	Speaker	Subject(s) / Discussion	Action Required
075430 - 075801	Chairman Mr LAU Hoi-man Michael Felix	Presentation of views	,
075802 - 080110	Chairman Ms MOK Wan-ching	Presentation of views [LC Paper No. CB(2)201/19-20(05)]	
080111 - 080327	Chairman Mr 鄭宇曦	Presentation of views	
080328 - 080620	Chairman Miss LAI Yin-shan	Presentation of views	
080621 - 080724	Chairman Mr 陳舵	Presentation of views	
080725 - 080958	Chairman Miss WONG Hoi-ching	Presentation of views	
080959 - 081251	Chairman Mrs CHUI Lai-yi	Presentation of views	
081252 - 081605	Chairman Miss B	Presentation of views [LC Paper No. CB(2)201/19-20(06)]	
081606 - 081848	Chairman Miss WONG Sau-wan	Presentation of views	
081849 - 082158	Chairman Mr 梁達壯	Presentation of views	
082159 - 082356	Chairman 李廣宇	Presentation of views [LC Paper No. CB(2)201/19-20(07)]	
082357 - 082606	Chairman Mr CHAN Tze-chin	Presentation of views	
082607 - 082844	Chairman Ms Claudia MO	Ms Claudia MO's concern regarding the asymmetric violence by the Police and protesters.	
082845 - 083051	Chairman Mr SHIU Ka-fai	Mr SHIU Ka-fai's view regarding the non-display of identification numbers by the Police and their need to wear masks at demonstration areas.	
083052 - 083317	Chairman Mr CHAN Han-pan	Mr CHAN Han-pan's view regarding the necessity of the Regulation.	

Time marker	Speaker	Subject(s) / Discussion	Action Required
083318 - 083648	Chairman Dr Helena WONG	Dr Helena WONG's concern regarding the scrutiny procedure and effectiveness of the Regulation.	Required
083649 - 083911	Chairman Mr KWOK Wai-keung	Mr KWOK Wai-keung's view regarding the defence under section 4 of the Regulation, the need to wear masks by frontline police officers and the demand of "dissolving the Police Force" raised by some members of the public.	
083912 - 084117	Chairman Dr KWOK Ka-ki	Dr KWOK Ka-ki's view regarding the causes of the deep-rooted conflicts in Hong Kong.	
084118 - 084326	Chairman Mr Paul TSE	Mr Paul TSE's view regarding the rationale for and the effectiveness of the Regulation.	
084327 - 084502	Chairman	Closing remarks	

Council Business Division 2
<u>Legislative Council Secretariat</u>
23 December 2019