

立法會

Legislative Council

LC Paper No. CB(4)1779/20-21
(These minutes have been seen
by the Administration)

Ref: CB4/BC/9/20

Bills Committee on Sale of Goods (United Nations Convention) Bill

**Minutes of the meeting held on
Friday, 20 August 2021, at 9:00 am
in Conference Room 2A of the Legislative Council Complex**

Members present : Hon Steven HO Chun-yin, BBS, JP (Chairman)
Hon WONG Ting-kwong, GBS, JP
Hon CHUNG Kwok-pan
Hon Holden CHOW Ho-ding
Hon SHIU Ka-fai, JP

**Public Officers
attending** : **Agenda item I**

Mr Peter WONG Hing-hong
Deputy Law Officer (Treaties & Law)
Department of Justice

Mr Paul TSANG Keung
Consultant Counsel
Department of Justice

Ms Leonora IP Wan-yok
Senior Assistant Law Draftsman
Department of Justice

Miss Katie KWONG Hiu-tung
Senior Government Counsel (Treaties & Law)
Department of Justice

Miss Carol LAM Ka-lo
Government Counsel
Department of Justice

Clerk in attendance : Ms Sophie LAU
Chief Council Secretary (4)2

Staff in attendance: Ms Doreen WAN
Assistant Legal Adviser 9

Ms Angela CHU
Senior Council Secretary (4)2

Miss Mandy LAM
Legislative Assistant (4)2

I. Election of Chairman

Mr Steven HO, the member who had the highest precedence among members of the Bills Committee present at the meeting, presided over the election of the Chairman of the Bills Committee. He invited nominations for the chairmanship.

2. Mr Holden CHOW nominated Mr Steven HO and the nomination was seconded by Mr SHIU Ka-fai. Mr Steven HO accepted the nomination. There being no other nominations, Mr Steven HO was declared elected as the Chairman of the Bills Committee.

3. Members decided that there was no need to elect a Deputy Chairman for the Bills Committee.

II. Meeting with the Administration

(LC Paper No. CB(3)770/20-21, File Ref: IL/ITF/1/81, LC Paper No. LS93/20-21 and CB(4)1367/20-21(01))

4. The Bills Committee deliberated (index of proceedings is at **Annex**).

Action

5. The Bills Committee proposed to post a notice on the website of the Legislative Council ("LegCo") to invite written submissions from members of the public on the Bill.

(Post-meeting note: By the deadline of 26 August 2021, no written submissions were received on the Bill.)

Legislative timetable

6. The Bills Committee completed the discussion of the policy aspect and clause-by-clause examination of the Bill. The Administration advised that it intended to resume the Second Reading Debate on the Bill at the LegCo meeting scheduled for 29 September 2021. The Bills Committee raised no objection.

III. Any other business

7. There being no other business, the meeting ended at 10:34 am.

Council Business Division 4
Legislative Council Secretariat
2 December 2021

Bills Committee on Sale of Goods (United Nations Convention) Bill

**Proceedings of the first meeting held on
Friday, 20 August 2021, at 9:00 am
in Conference Room 2A of the Legislative Council Complex**

Time marker	Speaker	Subject(s)	Action required
<i>Agenda Item I – Election of Chairman</i>			
000947 – 001159	Mr Steven HO Mr Holden CHOW	Election of Chairman	
<i>Agenda Item II – Meeting with the Administration</i>			
001200 – 002231	Chairman Administration	Briefing by the Administration on the Sale of Goods (United Nations Convention) Bill ("the Bill").	
002232 – 002507	Chairman Administration	Discussion on application of the United Nations Convention on Contracts for the International Sale of Goods ("CISG") to Hong Kong and relevant background since 1988.	
002508 – 003431	Chairman Mr Holden CHOW Administration	Discussion on Article 1(1) of CISG. Clarification on Article 2 of CISG.	
003432 – 005109	Chairman Mr SHIU Ka-fai Administration	Public consultation on application of CISG to Hong Kong and the Bill.	
005110 – 005655	Chairman Administration	Views expressed by the trades on the application of CISG to Hong Kong.	
005656 – 010043	Chairman Assistant Legal Adviser Administration	Approach to implementing CISG in Hong Kong.	
010044 – 011023	Chairman Mr Holden CHOW Administration	Discussion and clarification of clause 5 of the Bill. Promotion of CISG in Hong Kong.	
011024 – 011811	Chairman Mr SHIU Ka-fai Administration Chairman	Further discussion on clause 5 of the Bill.	
011812 – 012338	Chairman The Administration Mr SHIU Ka-fai Administration	Issues in connection with the application of CISG to Hong Kong.	

012339 – 012831	Chairman Mr WONG Ting- kwong Administration	Further discussion on the application of CISG to Hong Kong and promotion of CISG.	
012832 – 013117	Chairman Mr Holden CHOW Administration	Discussion on the need to amend local legislation subsequent to the application of CISG to Hong Kong.	
013118 – 013233	Chairman Administration	Clause by clause examination of the Bill <u>Clause 1 – Short title and commencement</u>	
013234 – 013250	Chairman Administration	<u>Clause 2 – Interpretation</u>	
013251 – 013335	Chairman Administration	<u>Clause 3 – Application to Government</u>	
013336 – 013345	Chairman Administration	<u>Clause 4 – Convention has force of law in Hong Kong</u>	
013346 – 013419	Chairman Administration	<u>Clause 5 – Ordinance or Convention to prevail in event of inconsistency with other laws</u>	
013420 – 013608	Chairman Administration	<u>Schedule – United Nations Convention on Contracts for the International Sale of Goods</u>	
<i>Agenda Item III – Any other business</i>			
013609 - 013749	Chairman Administration	Invitation for written submissions and legislative timetable.	