

立法會
Legislative Council

LC Paper No. CB(2)391/20-21

(These minutes have been
cleared with the Chairman)

Ref : CB2/BC/1/20

Bills Committee on Smoking (Public Health) (Amendment) Bill 2019
(2020-2021 session)

Minutes of the first meeting
held on Friday, 6 November 2020, at 11:30 am
in Conference Room 2 of the Legislative Council Complex

Members present : Hon WONG Ting-kwong, GBS, JP (Chairman)
Hon Frankie YICK Chi-ming, SBS, JP (Deputy Chairman)
Hon LEUNG Yiu-chung
Hon Abraham SHEK Lai-him, GBS, JP
Hon Tommy CHEUNG Yu-yan, GBS, JP
Prof Hon Joseph LEE Kok-long, SBS, JP
Hon CHAN Kin-por, GBS, JP
Hon Paul TSE Wai-chun, JP
Hon YIU Si-wing, BBS
Hon LEUNG Che-cheung, SBS, MH, JP
Hon Kenneth LEUNG
Dr Hon KWOK Ka-ki
Hon KWOK Wai-keung, JP
Dr Hon Fernando CHEUNG Chiu-hung
Dr Hon Helena WONG Pik-wan
Hon IP Kin-yuen
Hon Martin LIAO Cheung-kong, GBS, JP
Ir Dr Hon LO Wai-kwok, SBS, MH, JP
Hon Andrew WAN Siu-kin
Hon Jimmy NG Wing-ka, BBS, JP
Hon Holden CHOW Ho-ding
Hon SHIU Ka-fai, JP
Hon SHIU Ka-chun
Hon Wilson OR Chong-shing, MH
Hon YUNG Hoi-yan, JP
Dr Hon Pierre CHAN
Hon CHEUNG Kwok-kwan, JP

Hon LUK Chung-hung, JP
Hon LAU Kwok-fan, MH
Hon Kenneth LAU Ip-keung, BBS, MH, JP
Dr Hon CHENG Chung-tai

Member attending : Hon Starry LEE Wai-king, SBS, JP

Members absent : Hon Mrs Regina IP LAU Suk-ye, GBS, JP
Hon MA Fung-kwok, SBS, JP
Hon Elizabeth QUAT, BBS, JP
Hon CHUNG Kwok-pan

[According to the announcement made by the Hong Kong Special Administrative Region Government on 11 November 2020 pursuant to the Decision of the Standing Committee of the National People's Congress on Issues Relating to the Qualification of the Members of the Legislative Council of the Hong Kong Special Administrative Region, Kenneth LEUNG, KWOK Ka-ki, Dennis KWOK Wing-hang and Alvin YEUNG were disqualified from being a member of the Legislative Council on 30 July 2020.]

Clerk in Attendance : Ms Maisie LAM
Chief Council Secretary (2) 5

Staff in attendance : Ms Wendy KAN
Assistant Legal Adviser 6

Miss Kay CHU
Senior Council Secretary (2) 5

Mr Clement HAU
Council Secretary (2) 2

Mr Ronald LAU
Council Secretary (2) 5

Miss Maggie CHIU
Legislative Assistant (2) 5

Mr Kent CHAN
Clerical Assistant (2) 5

Action

I. Election of Chairman

Mr WONG Ting-kwong and Mr Frankie YICK were elected Chairman and Deputy Chairman of the Bills Committee respectively.

II. Any other business

2. The Bills Committee deliberated (index of proceedings attached at **Annex**).

3. Members agreed that the Bills Committee would next meet on Tuesday, 17 November 2020, at 8:30 am.

4. In response to the Chairman's invitation of views on how the Bills Committee should conduct the scrutiny work of the Bill, Mr SHIU Ka-fai, Mr KWOK Wai-keung and Mr Kenneth LEUNG expressed their views. Due to time constraint, the Chairman advised that the discussion on the arrangement would be carried over to the next meeting.

5. There being no other business, the meeting ended at 11:59 am.

Council Business Division 2
Legislative Council Secretariat
24 November 2020

**Proceedings of the first meeting of
Bills Committee on Smoking (Public Health) (Amendment) Bill 2019
(2020-2021 session)
held on Friday, 6 November 2020, at 11:30 am
in Conference Room 2 of the Legislative Council Complex**

| Time marker | Speaker | Subject(s)/Discussion | Action required |
|--------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------|
| <i>Agenda item I: Election of Chairman</i> | | | |
| 000407 - 001637 | Mr Tommy CHEUNG Mr CHEUNG Kwok-kwan Ms YUNG Hoi-yan Mr WONG Ting-kwong Mr Andrew WAN Dr Fernando CHEUNG Prof Joseph LEE Dr KWOK Ka-ki | Election of Chairman In reply to Dr KWOK Ka-ki's concern, Mr Tommy CHEUNG who presided over the election remarked that the elected Chairman of the Bills Committee could make a declaration of any matter of concern in the course of scrutiny of the Bill. | |
| 001638 - 001713 | Chairman | The Chairman declared that he was a smoker but had never used electronic cigarettes ("e-cigarettes") and heat-not-burn ("HNB") products. | |
| 001714 - 002532 | Chairman Mr Kenneth LEUNG Dr KWOK Ka-ki Mr Martin LIAO Mr SHIU Ka-fai Mr Frankie YICK | Election of Deputy Chairman | |
| <i>Agenda item II: Any other business</i> | | | |
| 002533 - 002800 | Chairman | Date of next meeting | |
| 002801- 003228 | Chairman Mr SHIU Ka-fai Mr KWOK Wai-keung Mr Kenneth LEUNG | Discussion of the scrutiny work of the Bills Committee While appreciating the effort of Mr KWOK Wai-keung in chairing the Bills Committee on Smoking (Public Health) (Amendment) Bill 2019 formed in the 2018-2019 session ("the former Bills Committee"), Mr SHIU Ka-fai opined that this Bills Committee should start the scrutiny work afresh as there were changes in chairmanship and membership of the Bills Committee. Mr KWOK Wai-keung, Chairman of the former Bills Committee, took the view that the Bills Committee should continue the scrutiny work on the basis of the deliberations made by the former Bills Committee so as to expedite the scrutiny work. He remarked that a lot of scrutiny work had been done by the former Bills Committee, including the holding of three whole-day meetings in April 2019 to receive public views on the Bill. The scrutiny progress was however affected by the social events in 2019 and the pandemic in 2020. The Bill, if passed in the current legislative session, could address the public health risks posed by the use of e-cigarettes and HNB products. | |

| Time marker | Speaker | Subject(s)/Discussion | Action required |
|--------------------|----------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------|
| | | Mr Kenneth LEUNG expressed a similar view that the Bills Committee should continue the scrutiny work on the basis of the deliberations made by the former Bills Committee. | |
| 003229 - 003253 | Chairman | Closing remarks | |

Council Business Division 2
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24 November 2020