

立法會
Legislative Council

LC Paper No. CB(2)215/20-21

Ref : CB2/H/5/20

House Committee of the Legislative Council

**Minutes of the 4th meeting
held in Conference Room 1 of the Legislative Council Complex
at 2:30 pm on Friday, 6 November 2020**

Members present :

Hon Starry LEE Wai-king, SBS, JP (Chairman)
Hon MA Fung-kwok, GBS, JP (Deputy Chairman)
Hon James TO Kun-sun
Hon Tommy CHEUNG Yu-yan, GBS, JP
Prof Hon Joseph LEE Kok-long, SBS, JP
Hon Jeffrey LAM Kin-fung, GBS, JP
Hon WONG Ting-kwong, GBS, 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 Michael TIEN Puk-sun, BBS, JP
Hon Steven HO Chun-yin, BBS
Hon Frankie YICK Chi-ming, SBS, JP
Hon YIU Si-wing, BBS
Hon Charles Peter MOK, JP
Hon CHAN Han-pan, BBS, JP
Hon Kenneth LEUNG
Hon Alice MAK Mei-kuen, BBS, JP
Dr Hon KWOK Ka-ki
Hon KWOK Wai-keung, JP
Hon Christopher CHEUNG Wah-fung, SBS, JP
Hon IP Kin-yuen
Hon Martin LIAO Cheung-kong, GBS, JP
Hon POON Siu-ping, BBS, MH
Ir Dr Hon LO Wai-kwok, SBS, MH, JP
Hon Alvin YEUNG
Hon Jimmy NG Wing-ka, BBS, JP

Dr Hon Junius HO Kwan-yiu, 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 CHAN Chun-ying, JP
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
Hon KWONG Chun-yu
Hon Jeremy TAM Man-ho
Hon Vincent CHENG Wing-shun, MH, JP
Hon Tony TSE Wai-chuen, BBS, JP

Members absent :

Hon LEUNG Yiu-chung
Hon Abraham SHEK Lai-him, GBS, JP
Hon WONG Kwok-kin, SBS, JP
Hon Mrs Regina IP LAU Suk-yee, GBS, JP
Hon WU Chi-wai, MH
Hon LEUNG Che-cheung, SBS, MH, JP
Hon Dennis KWOK Wing-hang
Dr Hon Fernando CHEUNG Chiu-hung
Dr Hon Helena WONG Pik-wan
Hon Elizabeth QUAT, BBS, JP
Dr Hon CHIANG Lai-wan, SBS, JP
Hon CHUNG Kwok-pan
Hon Andrew WAN Siu-kin
Hon LAM Cheuk-ting
Hon HUI Chi-fung

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
Ms Clara TAM	Acting Senior Assistant Legal Adviser 2
Mr Bonny LOO	Senior Assistant Legal Adviser 3
Ms Alice LEUNG	Chief Council Secretary (2)6
Miss Joyce CHAN	Assistant Legal Adviser 1
Miss Evelyn LEE	Assistant Legal Adviser 10
Miss Connie AU	Senior Council Secretary (2)6
Mr Richard WONG	Senior Council Secretary (2)8
Miss Michelle TANG	Council Secretary (2)6
Ms Anna CHEUNG	Senior Legislative Assistant (2)3
Mr Arthur KAN	Legislative Assistant (2)7

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I. Confirmation of minutes of meeting

Minutes of 3rd meeting held on 30 October 2020
(LC Paper No. CB(2)138/20-21)

The minutes were confirmed.

II. Matters arising

Report by the Chairman on her meeting with the Chief Secretary for Administration

2. The Chairman said that Members' concerns on various issues expressed at the last meeting of the House Committee ("HC") held on 30 October 2020 had been relayed to the Chief Secretary for Administration ("CS"). CS had responded that Members could propose issues of concern for discussion by the relevant Panels, and also raise their views and discuss with the relevant bureaux.

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3. Dr KWOK Ka-ki criticized CS for not directly responding to issues raised by Members at previous HC meetings, notably the incident of 12 Hong Kong people being arrested by the Mainland authorities. He also expressed concern about the arrest of CHOY Yuk-ling, a producer of Radio Television Hong Kong, by the Police a few days ago on suspicion of making false declarations when conducting vehicle registration searches. To his understanding, the case was related to the change to the requirement made by the Transport Department in relation to the declarations for the purposes of such searches, and therefore, the relevant issues were related to various bureaux and departments such as the Security Bureau and the Transport and Housing Bureau. Dr KWOK requested that CS be invited to attend a special HC meeting for discussion of the relevant issues relating to the aforesaid case as well as other issues raised by Members at previous HC meetings.

4. Mr KWONG Chun-yu said that at the last HC meeting, he had asked the Chairman to relay to CS his suggestions regarding relief measures for members of the public hard-hit by the epidemic. He wondered whether CS had made any response, adding that he considered it imperative for the Administration to provide cash pay-out for members of the public, and to establish funds to support small and medium-sized enterprises as well as individuals. Mr KWONG requested that CS be invited to attend a special HC meeting to discuss the above issues with Members.

5. Mr SHIU Ka-chun was dissatisfied that he and 18 other Members and some District Council members had jointly written to CS on 2 November 2020 expressing concern about the suspension of official visits by Members to persons in custody, but he had not received any reply from CS. He considered that CS should ask the Correctional Services Department to resume the relevant arrangements for official visits, and to reply to the joint letter.

6. The Chairman said that while CS had not responded specifically to the issues raised by individual Members, CS had all along attached importance to the concerns expressed by Members at HC meetings. She believed that CS was already well informed of those issues raised by Members and would ask the relevant bureaux to follow up. The Chairman further said that as the 18 Panels had gradually commenced their work in the 2020-2021 session, issues of concern to Members could be submitted to the relevant Panels for follow-up. She also believed that for cross-bureau issues which were of great importance, CS would brief

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Members on those issues if appropriate in due course. The Chairman added that the Panel on Health Services would discuss the subject on the prevention and control of coronavirus disease 2019 in Hong Kong at its meeting scheduled for next week.

III. Business arising from previous Council meetings

(a) Legal Service Division report on bill referred to the House Committee in accordance with Rule 54(4)

Supplementary Appropriation (2019-2020) Bill
(*LC Paper No. LS8/20-21*)

7. At the invitation of the Chairman, Legal Adviser ("LA") briefed Members on the report prepared by the Legal Service Division ("LSD") on the above Bill.

8. Mr James TO considered it necessary to form a Bills Committee to study the Bill in detail. Members agreed. Mr James TO agreed to join the proposed Bills Committee.

(b) Legal Service Division report on subsidiary legislation gazetted on 30 October 2020

(*LC Paper No. LS6/20-21*)

9. At the invitation of the Chairman, LA briefed Members on the report prepared by LSD on the Pharmacy and Poisons (Amendment) (No. 4) Regulation 2020 (L.N. 212) which was gazetted on 30 October 2020 and tabled in Council on 4 November 2020.

10. Mr James TO considered it necessary to form a subcommittee to study the above Regulation in detail. Members agreed. The following Members agreed to join the subcommittee: Mr James TO, Dr KWOK Ka-ki, Dr Helena WONG (as advised by Mr James TO) and Dr Pierre CHAN.

11. The Chairman reminded Members that the deadline for amending the above Regulation would be the Council meeting of 2 December 2020, or that of 6 January 2021 if extended by a resolution of the Council.

IV. Further business for the Council meeting of 11 November 2020

Report No. 2/20-21 of the House Committee on Consideration of
Subsidiary Legislation and Other Instruments

12. The Chairman said that the above draft Report, which covered subsidiary legislation the period for amendment of which would expire at the Council meeting of 11 November 2020, had been issued to Members.

13. The Chairman further said that as a Member had indicated his intention to speak on the Rating (Exemption) Order 2020 (Amendment) Order 2020, she would, in her capacity as the HC Chairman, move a motion to take note of the Report in relation to the Order at the meeting.

V. Business for the Council meeting of 18 November 2020

(a) **Questions**
(*LC Paper No. CB(3)87/20-21*)

14. The Chairman said that a list setting out the Members who had been allocated question slots for the meeting had already been issued to Members.

(b) **Government Bill - First Reading and Second Reading (debate to be adjourned)**

15. The Chairman said that no notice had been received yet.

(c) **Government Motion**

16. The Chairman said that no notice had been received yet.

(d) **Members' Motions**

17. The Chairman said that Members' motions which had stood over from previous Council meetings would be dealt with at the meeting.

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Report of HC on Consideration of Subsidiary Legislation

18. The Chairman invited Members to note the list tabled at the meeting (LC Paper No. CB(3)95/20-21), which contained three items of subsidiary legislation the period for amendment of which would expire at the Council meeting of 18 November 2020. She reminded Members to indicate their intention by 5:00 pm on Tuesday, 10 November 2020, should they wish to speak on any of those items of subsidiary legislation.

VI. Position on Bills Committees and subcommittees
(*LC Paper No. CB(2)139/20-21*)

19. The Chairman said that as at 5 November 2020, there were two Bills Committees, 22 subcommittees under HC and one subcommittee on policy issues under a Panel in action. Seven subcommittees on policy issues were pending activation.

VII. Any other business

20. There being no other business, the meeting ended at 2:40 pm.

Council Business Division 2
Legislative Council Secretariat
11 November 2020