

OFFICIAL REPORT OF PROCEEDINGS**Meeting of 23rd October 1963****PRESENT:**HIS EXCELLENCY THE GOVERNOR (*PRESIDENT*)

SIR ROBERT BROWN BLACK, GCMG, OBE

HIS EXCELLENCY LIEUTENANT-GENERAL SIR RICHARD WALTER CRADDOCK,
KBE., CB, DSO

COMMANDER BRITISH FORCES

THE HONOURABLE EDMUND BRINSLEY TEESDALE, MC
COLONIAL SECRETARYTHE HONOURABLE DENYS TUDOR EMIL ROBERTS, OBE
ACTING ATTORNEY GENERALTHE HONOURABLE JOHN CRICHTON McDOUALL
SECRETARY FOR CHINESE AFFAIRSTHE HONOURABLE JOHN JAMES COWPERTHWAITTE, OBE
FINANCIAL SECRETARYTHE HONOURABLE KENNETH STRATHMORE KINGHORN
DIRECTOR OF URBAN SERVICESTHE HONOURABLE PETER DONOHUE
DIRECTOR OF EDUCATIONTHE HONOURABLE ALEC MICHAEL, JOHN WRIGHT
DIRECTOR OF PUBLIC WORKSDR THE HONOURABLE TENG PIN-HUI, OBE
DIRECTOR OF MEDICAL AND HEALTH SERVICES

THE HONOURABLE RICHARD CHARLES LEE, CBE

THE HONOURABLE KWAN CHO-YIU, OBE

THE HONOURABLE KAN YUET-KEUNG, OBE

THE HONOURABLE SIDNEY SAMUEL GORDON

THE HONOURABLE LI FOOK-SHU, OBE

THE HONOURABLE WILFRED WONG SIEN-BING

THE HONOURABLE JAMES DICKSON LEACH, OBE

MR GORDON ERIC MATHER (*Deputy Clerk of Councils*)**ABSENT:**

THE HONOURABLE DHUN JEHANGIR RUTTONJEE, OBE

MINUTES

The minutes of the meeting of the Council held on 9th October 1963, were confirmed.

OATHS

Mr Wilfred S. B. WONG and Mr J. Dickson LEACH took the Oath of Allegiance and assumed their seats as Members of the Council.

HIS EXCELLENCY THE GOVERNOR: —I welcome you both to this Council, gentlemen.

PAPERS

THE COLONIAL SECRETARY, by Command of His Excellency the Governor, laid upon the table the following papers: —

<i>Subject</i>	<i>LN No</i>
Sessional Papers, 1963: —	
No 19—Annual Report by the Government Printer for the year 1961-62.	
No 20—Annual Report by the Custodian of Enemy Property for the year 1962-63.	
No 21—Annual Report by the Commissioner for Cooperative Development and Fisheries for the year 1962-63.	
No 22—Annual Report by the Director of Agriculture and Forestry for the year 1962-63.	
No 23—Annual Report by the Director of Social Welfare for the year 1962-63.	
Hong Kong Life Tables 1961-1968.	
Report in accordance with regulation 10(3) of the Hawker Control Force (Welfare Fund) Regulations, 1962.	
Registration of Persons Ordinance, 1960.	
Registration of Persons (Re-registration) (No 39) Order, 1963	124
Dutiable Commodities Ordinance, 1963.	
Dutiable Commodities (Marking and Colouring of Hydrocarbon Oils) (Amendment) Regulations, 1963	125
Importation and Exportation Ordinance.	
Notice under section 12	126
Registration of Persons Ordinance, 1960.	
Registration of Persons (Re-registration) (No 40) Order, 1963	127

**FACTORIES AND INDUSTRIAL UNDERTAKINGS
(AMENDMENT) REGULATIONS, 1963**

THE ATTORNEY GENERAL moved the following resolution: —

Resolved, pursuant to section 5 of the Factories and Industrial Undertakings Ordinance, 1955, that the Factories and Industrial Undertakings (Amendment) Regulations, 1963, made by the Commissioner of Labour on the 8th day of October 1963, under section 5 of the Factories and Industrial Undertakings Ordinance, 1955, be approved.

He said: Sir, the purpose of the amending regulations referred to in the Resolution is to revoke regulation 14 of the Factories and Industrial Undertakings Regulations, 1955. Regulation 14 empowers inspectors to give notice to the proprietor of an industrial undertaking, requiring the proprietor to remedy any dangerous practice or thing in the undertaking and also to order work to be suspended until the danger or defect is put right.

The power under regulation 14 was in the hands of inspectors. However, a new section 8A was inserted in the Factories and Industrial Undertakings Ordinance by Ordinance No 19 of 1963. This new section, which is modelled on section 54 of the United Kingdom Factories Act, 1961, confers power on a magistrate, if he is satisfied that the condition or operation of an industrial undertaking may cause danger, to stop its operation or to require steps to be taken to remedy the danger. Thus regulation 14 is now unnecessary and can be revoked.

THE COLONIAL SECRETARY seconded.

The question was put and agreed to.

**HONG KONG AND YAUMATI FERRY COMPANY
(SERVICES) ORDINANCE, 1951**

THE FINANCIAL SECRETARY moved the following resolution: —

WHEREAS—

- (a) section 4 of the Hong Kong and Yaumati Ferry Company (Services) Ordinance, 1951 (hereinafter referred to as the Ordinance) provides that the ferry services authorized by the Ordinance shall be maintained and operated upon the terms and conditions specified in the Schedule thereto;
- (b) section 5 of the Ordinance provides that the Schedule thereto may be varied at any time, with the consent of the Company, by resolution of the Legislative Council;

- (c) it is now desired that the Schedule to the Ordinance be varied to provide for the operation by the Company of a ferry service across the harbour, namely, the service between North Point and Kwun Tong;
- (d) the Company has consented to the amendment of the Schedule to provide for such services:

NOW, THEREFORE, BE IT RESOLVED, with the consent of the Company, that—

- (a) the Schedule to the Ordinance be amended by the addition in Appendix I—

(i) under the heading "Ferry Runs", after item (q), of the following—

"(r) North Point Ferry Pier—Kwun Tong Public Pier"; and

(ii) under the heading "Ferry Piers and Frontages", after the item "Hung Hom Reclamation", of the following—

"Kwun Tong Public Pier	North side of Tsun Yip Street to the north boundary of the Shell Company Oil Installation, Kwun Tong.";
	and

- (b) these amendments shall come into operation on the 1st day of November, 1963.

He said: Sir, the object of this resolution is to add a new ferry service between North Point and Kwun Tong to the list of ferry services operated by the Hong Kong and Yaumati Ferry Company Limited. The service has been awarded to the company by private treaty because it already has use of both sides of the North Point pier for its services to Kowloon City and Hung Hom. The Kwun Tong pier is a public one.

The inclusion of this service in the Schedule automatically applies to it the royalty of 25 per cent of net profits charged on other services operated by the company.

THE COLONIAL SECRETARY seconded.

The question was put and agreed to.

PLACES OF PUBLIC ENTERTAINMENT (AMENDMENT)

BILL, 1963

THE ATTORNEY GENERAL moved the Second reading of a Bill intituled "An Ordinance to amend the Places of Public Entertainment Ordinance, Chapter 172."

THE COLONIAL SECRETARY seconded.

The question was put and agreed to.

The Bill was read a Second time.

Council then went into Committee to consider the Bill clause by clause.

Clauses 1 to 3 were agreed to.

Council then resumed.

THE ATTORNEY GENERAL reported that the Places of Public Entertainment (Amendment) Bill, 1963 had passed through Committee without amendment and moved the Third reading.

THE COLONIAL SECRETARY seconded.

The question was put and agreed to.

The Bill was read a Third time and passed into law.

**PUBLIC HEALTH AND URBAN SERVICES (AMENDMENT)
BILL, 1963**

MR K. S. KINGHORN moved the Second reading of a Bill intituled "An Ordinance to amend the Public Health and Urban Services, Ordinance, 1960."

THE COLONIAL SECRETARY seconded.

The question was put and agreed to.

The Bill was read a Second time.

Council then went into Committee to consider the Bill clause by clause.

Clauses 1 to 20 were agreed to.

Council then resumed.

MR K. S. KINGHORN reported that the Public Health and Urban Services (Amendment) Bill, 1963, had passed through Committee without amendment and moved the Third reading.

THE COLONIAL SECRETARY seconded.

The question was put and agreed to.

The Bill was read a Third time and passed into law.

LI PO CHUN CHARITABLE TRUST FUND BILL, 1963

MR KWAN CHO-YIU moved the First reading of a Bill intituted "An Ordinance to provide for the establishment and administration of a trust fund to be known as the Li Po Chun Charitable Trust Fund and for the purposes connected therewith."

He said: Sir, the main object of the Bill is as set out in the Objects and Reasons. I may, however, mention that subject to the provisions set out in the Bill, Clause 6 of the Bill broadly speaking provides that the trustee of the Charitable Fund shall apply out of the income of the Fund in each year at the direction of the Committee: —

- (a) As to not more than £ 1,400 sterling per year for education, travelling expenses and maintenance in the United Kingdom for the purpose of post-graduate training for a period up to two years, of graduates of any university established in Hong Kong provided that the candidate for such an award must at the time of the award be a resident in Hong Kong and not concurrently holding any other award, and is not to get more than £ 700 in any year. Each candidate for the award is to be selected by a Selection Board appointed by the Director of education;
- (b) to award scholarships up to the extent of \$32,000 per year for the education of students resident in Hong Kong; and
- (c) out of the residue, of the income, to provide the Director of Social Welfare with funds to assist those in distress to overcome any period of difficulty in cases where no adequate relief or assistance is available from other sources.

MR KAN YUET-KEUNG seconded.

The question was put and agreed to.

The Bill was read a First time.

Objects and Reasons

The "Objects and Reasons" for the Bill were stated as follows: —

This Bill seeks to make provision for the establishment with the shares enumerated in the Schedule donated by Mr LI Po Chun of a trust fund to be known as the Li Po Chun Charitable Trust Fund for the charitable objects set forth in clause 6.

ADJOURNMENT

HIS EXCELLENCY THE GOVERNOR: —That concludes the business for today, gentlemen. When is it your pleasure that we should meet again?

THE ATTORNEY GENERAL: —Sir, may I suggest Wednesday, 6th November.

HIS EXCELLENCY THE GOVERNOR: — Council stands adjourned until Wednesday, 6th November.