

LEGISLATIVE COUNCIL

MINUTES

No. 6

Minutes of the meeting held on Wednesday 1 November 2000 at 2:30 pm

Members present:

President

The Hon Mrs Rita FAN HSU Lai-tai, GBS, JP

The Hon Kenneth TING Woo-shou, JP

The Hon James TIEN Pei-chun, JP

The Hon David CHU Yu-lin

The Hon Cyd HO Sau-lan

The Hon Albert HO Chun-yan

Ir Dr the Hon Raymond HO Chung-tai, JP

The Hon LEE Cheuk-yan

The Hon Martin LEE Chu-ming, SC, JP

The Hon Eric LI Ka-cheung, JP

Dr the Hon David LI Kwok-po, JP

The Hon Fred LI Wah-ming, JP

Dr the Hon LUI Ming-wah, JP

The Hon NG Leung-sing

Prof the Hon NG Ching-fai

The Hon Margaret NG

The Hon Mrs Selina CHOW LIANG Shuk-yee, JP

The Hon James TO Kun-sun

The Hon CHEUNG Man-kwong

The Hon HUI Cheung-ching

The Hon CHAN Kwok-keung

The Hon CHAN Yuen-han

The Hon Bernard CHAN

The Hon CHAN Kam-lam

The Hon Mrs Sophie LEUNG LAU Yau-fun, SBS, JP

The Hon LEUNG Yiu-chung

The Hon SIN Chung-kai

The Hon Andrew WONG Wang-fat, JP

Dr the Hon Philip WONG Yu-hong

The Hon WONG Yung-kan

The Hon Jasper TSANG Yok-sing, JP

The Hon Howard YOUNG, JP

Dr the Hon YEUNG Sum

The Hon YEUNG Yiu-chung

The Hon LAU Chin-shek, JP

The Hon LAU Kong-wah

The Hon LAU Wong-fat, GBS, JP

The Hon Mrs Miriam LAU Kin-yea, JP

The Hon Ambrose LAU Hon-chuen, JP

The Hon Emily LAU Wai-hing, JP

The Hon CHOY So-yuk

The Hon Andrew CHENG Kar-foo

The Hon SZETO Wah

The Hon Timothy FOK Tsun-ting, SBS, JP

The Hon LAW Chi-kwong, JP
The Hon TAM Yiu-chung, GBS, JP
Dr the Hon TANG Siu-tong, JP
The Hon Abraham SHEK Lai-him, JP
The Hon LI Fung-ying, JP
The Hon Henry WU King-cheong, BBS
The Hon Tommy CHEUNG Yu-yan, JP
The Hon Michael MAK Kwok-fung
The Hon Albert CHAN Wai-yip
The Hon LEUNG Fu-wah, MH, JP
Dr the Hon LO Wing-lok
The Hon WONG Sing-chi
The Hon Frederick FUNG Kin-kee
The Hon IP Kwok-him, JP
The Hon LAU Ping-cheung

Public officers attending:

The Honourable Mrs Anson CHAN, GBM, JP
The Chief Secretary for Administration

The Honourable Donald TSANG Yam-kuen, JP
The Financial Secretary

The Honourable Elsie LEUNG Oi-sie, JP
The Secretary for Justice

The Hon Michael SUEN Ming-yeung, GBS, JP
Secretary for Constitutional Affairs

Mr Gordon SIU Kwing-chue, JP
Secretary for Planning and Lands

Mr Nicholas NG Wing-fui, JP
Secretary for Transport

Mr Dominic WONG Shing-wah, GBS, JP
Secretary for Housing

Mr Joseph WONG Wing-ping, GBS, JP
Secretary for the Civil Service

Miss Denise YUE Chung-yee, JP
Secretary for the Treasury

Mr LAM Woon-kwong, GBS, JP
Secretary for Home Affairs

Mr Stephen IP Shu-kwan, JP
Secretary for Financial Services

Mrs Lily YAM KWAN Pui-ying, JP
Secretary for the Environment and Food

Dr YEOH Eng-kiong, JP
Secretary for Health and Welfare

Mrs Regina IP LAU Suk-yee, JP
Secretary for Security

Mr LEE Shing-see, JP
Secretary for Works

Mrs Carrie YAU TSANG Ka-lai, JP
Secretary for Information Technology and Broadcasting

Mrs Fanny LAW FAN Chiu-fun, JP
Secretary for Education and Manpower

Ms Sandra LEE Suk-yee, JP
Secretary for Economic Services

Miss Yvonne CHOI Ying-pik, JP
Secretary for Commerce and Industry

Dr Edgar CHENG Wai-kin, JP
Head, Central Policy Unit

Clerk in attendance:

Mr Ricky FUNG Choi-cheung, JP, Secretary General

Tabling of Papers

The following papers were laid on the table pursuant to Rule 21(2) of the Rules of Procedure:

<u>Subsidiary Legislation / Instruments</u>	<u>L.N. No.</u>
Amusement Rides (Safety) (Fees) (Amendment) Regulation 2000 (gazetted on 27.10.2000)	287/2000

Other Papers

- No.21 - Occupational Deafness Compensation Board
Annual Report 1999-2000 (published on 25.10.2000)
- No.22 - Pneumoconiosis Compensation Fund Board
Annual Report 1999 (published on 25.10.2000)
- No.23 - Environment and Conservation Fund
Trustee Report 1999-2000 (published on 25.10.2000)
- No.24 - Report by the Trustee of the Prisoners' Education
Trust Fund for the period from 1 April 1999 to
31 March 2000 (published on 30.10.2000)

Questions

Written replies to Questions 1 to 12 were tabled for Members' information.

Bills

First Reading

Drug Trafficking and Organized Crimes (Amendment) Bill 2000
Drug Dependent Persons Treatment and Rehabilitation Centres
(Licensing) Bill
Dangerous Goods (Amendment) Bill 2000

The Bills were read the first time and ordered to be set down for Second Reading pursuant to Rule 53(3) of the Rules of Procedure.

Second Reading

Drug Trafficking and Organized Crimes (Amendment) Bill 2000
Drug Dependent Persons Treatment and Rehabilitation Centres
(Licensing) Bill
Dangerous Goods (Amendment) Bill 2000

The Secretary for Security moved the Second Reading and addressed the Council on each of the above three Bills.

Question on the Second Reading proposed. The President stated that in accordance with Rule 54(4) of the Rules of Procedure, the debates on the above Bills were adjourned and the Bills were referred to the House Committee.

Motions

Proposed resolution under the Pharmacy and Poisons Ordinance

The Secretary for Health and Welfare moved the following motion and addressed the Council:

Resolved that the following Regulations, made by the Pharmacy and Poisons Board on 4 October 2000, be approved -

- (a) the Pharmacy and Poisons (Amendment) (No. 4) Regulation 2000; and
- (b) the Poisons List (Amendment) (No. 4) Regulation 2000.

Question on the motion proposed, put and agreed to.

Members' Motion

Resumption of debate on the "Motion of Thanks"

The debate on the Motion of Thanks moved by Hon Mrs Selina CHOW and the amendment to the motion moved by Hon LEE Cheuk-yan on 25 October 2000 resumed.

Hon Mrs Selina CHOW spoke on Hon LEE Cheuk-yan's amendment.

The Financial Secretary, the Secretary for Commerce and Industry, the Secretary for Education and Manpower, the Secretary for Health and Welfare, the Secretary for Economic Services, the Secretary for the Environment and Food, the Secretary for Housing and the Chief Secretary for Administration spoke on the motion and the amendment.

Question on Hon LEE Cheuk-yan's amendment put.

Hon LEE Cheuk-yan claimed a division. The President then ordered the Council to divide under Rule 47(1) of the Rules of Procedure.

The President announced that among the Members returned by functional constituencies, 30 were present, four were in favour of the amendment and 26 against it; while among the Members returned by geographical constituencies through direct elections and by the Election Committee, 29 were present, 15 were in favour of the amendment and 13 against it. (Voting record in Appendix I.) Since the question was not agreed by a majority of each of the two groups of Members present, she declared that the amendment was negatived.

Hon Mrs Selina CHOW replied.

Hon Martin LEE requested the President to suspend the meeting for 10 minutes to enable the Members of the Democratic Party to discuss how they would vote on the motion.

The President approved the request and suspended the meeting at 4:50 pm.

At 5:03 pm, the Council resumed.

Question on Hon Mrs Selina CHOW's motion put.

Hon Mrs Selina CHOW claimed a division. The President then ordered the Council to divide under Rule 47(1) of the Rules of Procedure.

The President announced that among the Members returned by functional constituencies, 30 were present, 26 were in favour of the motion and four abstained; while among the Members returned by geographical constituencies through direct elections and by the Election Committee, 29 were present, 14 were in favour of the motion and 14 abstained. (Voting record in Appendix II.) Since the question was not agreed by a majority of each of the two groups of Members present, she declared that the motion was negatived.

Next Meeting

The President declared that the next meeting of the Council would be held on 8 November 2000 at 2:30 pm.

The Council was adjourned at 5:09 pm.

(Mrs Rita FAN HSU Lai-tai)
President

Council Chamber
Hong Kong