

LEGISLATIVE COUNCIL

MINUTES

No. 23

Minutes of the meeting held on Wednesday 28 March 2001 and
Thursday 29 March 2001 at 2:30 pm respectively

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

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 (absent on 29.3.2001)

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 (absent on 29.3.2001)

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 (absent on 28.3.2001)

The Hon Frederick FUNG Kin-kee (absent on 28.3.2001)

The Hon IP Kwok-him, JP

The Hon LAU Ping-cheung

The Hon Audrey EU Yuet-mee, SC, JP

Member absent:

Dr the Hon LUI Ming-wah, JP

Public officers attending:

On 28.3.2001 and 29.3.2001

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

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

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

Mr CHAU Tak-hay, JP
Secretary for Commerce and Industry

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

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

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

Ms Anissa WONG Sean-yee, JP
Secretary for the Civil Service

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

On 28.3.2001 only

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

Mr Nicholas NG Wing-fui, JP
Secretary for Transport

Clerks in attendance:

On 28.3.2001 and 29.3.2001

Mr Ricky FUNG Choi-cheung, JP, Secretary General

On 28.3.2001

Mr Ray CHAN Yum-mou, Assistant Secretary General (3)

On 29.3.2001

Mr LAW Kam-sang, JP, Deputy 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>
1. Schedule of Routes (Citybus Limited) Order 2001 (gazetted on 23.3.2001)	70/2001
2. Schedule of Routes (Kowloon Motor Bus Company) Order 2001 (gazetted on 23.3.2001)	71/2001
3. Schedule of Routes (Long Win Bus Company Limited) Order 2001 (gazetted on 23.3.2001)	72/2001
4. Schedule of Routes (New Lantao Bus Company) Order 2001 (gazetted on 23.3.2001)	73/2001
5. Schedule of Routes (New World First Bus Services Limited) Order 2001 (gazetted on 23.3.2001)	74/2001
6. Schedule of Routes (North Lantau and Chek Lap Kok Airport) (Citybus Limited) Order 2001 (gazetted on 23.3.2001)	75/2001

Other Papers

No.72	-	AIDS Trust Fund 1999-2000 Annual Accounts together with the Director of Audit's Report (published on 16.3.2001)
No.73	-	Occupational Safety and Health Council Annual Report 1998-1999 (published on 16.3.2001)
No.74	-	Traffic Accident Victims Assistance Fund Annual Report by the Director of Social Welfare Incorporated for the year from 1 April 1999 to 31 March 2000 (published on 23.3.2001)
No.75	-	Securities and Futures Commission Approved Estimates of Income and Expenditure for the financial year 2001-02 (published on 28.3.2001)

Questions

Written replies to Questions 1 to 20 were tabled for Members' information.

Bill

Second Reading

Appropriation Bill 2001

The debate on the Second Reading which had been moved on 7 March 2001 resumed.

In accordance with Rule 67(2) of the Rules of Procedure, the Council resumed the debate on the Appropriation Bill 2001.

18 Members spoke on the motion.

At 5:55 pm, the President's Deputy took the chair during the temporary absence of the President.

Another six Members spoke on the motion.

At 7:11 pm, the President resumed the chair.

Seven further Members spoke on the motion.

The President suspended the meeting at 8:26 pm.

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The Council resumed at 2:30 pm on 29 March 2001 and continued to debate the second reading of the Appropriation Bill 2001.

15 Members spoke on the motion.

At 5:20 pm, the President's Deputy took the chair during the temporary absence of the President.

Another four Members spoke on the motion.

At 6:20 pm, the President resumed the chair.

Eight further Members spoke on the motion.

Hon Mrs Selina CHOW moved that the debate on the motion be adjourned to the meeting to be held on 4 April 2001.

Question on the motion proposed, put and agreed to.

Members' Motions

Proposed resolution under the Interpretation and General Clauses Ordinance

Hon LAU Chin-shek moved the following motion and addressed the Council:

Resolved that -

- (a) the Public Revenue Protection (Revenue) Order 2001 ("the Order"), published as Legal Notice No. 61 of 2001 and laid on the table of the Legislative Council on 14 March 2001, be repealed and that the provisions of the Dutiable Commodities Ordinance (Cap. 109), the Road Traffic (Driving Licences) Regulations (Cap. 374 sub. leg.) and the Road Traffic (Registration and Licensing of Vehicles) Regulations (Cap. 374 sub. leg.) in force immediately before the commencement of the Order shall, as from the date of publication of this Resolution, be revived and be in force; and
- (b) notwithstanding anything in this Resolution, the duty and fees provided for in the Order and applying immediately before the date of publication of this Resolution shall continue to be payable in relation to any application lodged or anything done under the provisions of the Dutiable Commodities Ordinance (Cap. 109), the Road Traffic (Driving Licences) Regulations (Cap. 374 sub. leg.) and the Road Traffic (Registration and Licensing of Vehicles) Regulations (Cap. 374 sub. leg.) between the date of commencement of the Order and the date of publication of this Resolution as if this Resolution had not been made and passed.

Question on the motion proposed.

Three Members and the Secretary for the Treasury spoke on the motion.

Hon LAU Chin-shek replied.

Question on the motion put and negatived.

Next meeting

The President declared that the next meeting of the Council would be held on 4 April 2001 at 2:30 pm.

The Council was adjourned at 8:50 pm.

(Mrs Rita FAN HSU Lai-tai)
President

Council Chamber
Hong Kong