

LEGISLATIVE COUNCIL

MINUTES

No. 21

Minutes of the meeting held on Wednesday 10 April 2002 and
Thursday 11 April 2002 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, GBS, JP (absent on 11.4.2002)

Dr the Hon David CHU Yu-lin, JP (absent on 10.4.2002)

The Hon Cyd HO Sau-lan

The Hon Albert HO Chun-yan (absent on 11.4.2002)

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, GBS, JP

The Hon Fred LI Wah-ming, JP

Dr the Hon LUI Ming-wah, JP

The Hon NG Leung-sing, JP

The Hon Margaret NG

The Hon Mrs Selina CHOW LIANG Shuk-yee, JP (absent on 11.4.2002)

The Hon James TO Kun-sun

The Hon CHEUNG Man-kwong

The Hon HUI Cheung-ching, JP

The Hon CHAN Kwok-keung (absent on 11.4.2002)

The Hon CHAN Yuen-han, JP

The Hon Bernard CHAN (absent on 11.4.2002)

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 (absent on 11.4.2002)

The Hon YEUNG Yiu-chung, BBS

The Hon LAU Chin-shek, JP

The Hon LAU Kong-wah

The Hon LAU Wong-fat, GBS, JP

The Hon Miriam LAU Kin-yee, JP

The Hon Ambrose LAU Hon-chuen, GBS, 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 (absent on 11.4.2002)

The Hon Frederick FUNG Kin-kee (absent on 10.4.2002)

The Hon IP Kwok-him, JP

The Hon LAU Ping-cheung

The Hon Audrey EU Yuet-mee, SC, JP

The Hon MA Fung-kwok

Public officers attending:

On 10.4.2002 and 11.4.2002

The Honourable Donald TSANG Yam-kuen, JP
The Chief Secretary for Administration

The Honourable Antony LEUNG Kam-chung, GBS, JP
The Financial Secretary

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

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, GBS, JP

Secretary for the Treasury

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

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

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

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

Mr LEE Shing-see, JP
Secretary for Works

Mr Paul TANG Kwok-wai, JP
Secretary for Transport

On 10.4.2002 only

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

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

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

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

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

Mr John TSANG Chun-wah, JP
Secretary for Planning and Lands

Mr Patrick LAU Lai-chiu, JP
Acting Head, Central Policy Unit

On 11.4.2002 only

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

Mr Raymond YOUNG Lap-moon, JP
Secretary for Commerce and Industry

Clerks in attendance:

On 10.4.2002 and 11.4.2002

Mr Ricky FUNG Choi-cheung, JP, Secretary General

On 11.4.2002

Mr LAW Kam-sang, JP, Deputy Secretary General

On 10.4.2002

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

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. Po Leung Kuk Ordinance — Resolution of the Board of Directors of the Po Leung Kuk (gazetted on 15.3.2002)	36/2002
2. Road Traffic (Construction and Maintenance of Vehicles) (Amendment) Regulation 2002 (gazetted on 28.3.2002)	40/2002
3. Road Traffic (Traffic Control) (Amendment) Regulation 2002 (gazetted on 28.3.2002)	41/2002
4. Tax Reserve Certificates (Rate of Interest) (No. 4) Notice 2002 (gazetted on 28.3.2002)	42/2002
5. Gas Safety (Installation and Use and Miscellaneous) (Amendment) Regulation 2002 (gazetted on 4.4.2002)	43/2002
6. Fixed Penalty (Public Cleanliness Offences) Regulation (gazetted on 4.4.2002)	44/2002
7. Noise Control (Motor Vehicles) (Amendment) Regulation 2002 (gazetted on 4.4.2002)	45/2002
8. Business Registration Ordinance (Amendment of Schedule 2) Order 2002 (gazetted on 4.4.2002)	46/2002
9. Intellectual Property (Miscellaneous Amendments) Ordinance 2001 (2 of 2001) (Commencement) Notice 2002 (gazetted on 4.4.2002)	47/2002
10. Patents (General) (Amendment) Rules 2002 (gazetted on 4.4.2002)	48/2002

Questions

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

Bill

Second Reading

Appropriation Bill 2002

The debate on the Second Reading which had been moved on 6 March 2002 resumed in accordance with Rule 67(2) of the Rules of Procedure.

20 Members and Hon YEUNG Yiu-chung spoke on the motion.

While Hon YEUNG Yiu-chung was speaking, the President left the chair at 6:15 pm temporarily and the President's Deputy, Hon Fred LI, took the chair.

Another four Members and Hon WONG Yung-kan spoke on the motion.

At 7:06 pm, while Hon WONG Yung-kan was speaking, the President resumed the chair.

11 further Members spoke on the motion.

The President suspended the meeting at 9:27 pm.

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The Council resumed at 2:30 pm on 11 April 2002 and continued to debate the Second Reading of the Appropriation Bill 2002.

10 Members and Hon SZETO Wah spoke on the motion.

While Hon SZETO Wah was speaking, the President left the chair at 4:30 pm temporarily and the President's Deputy, Hon Fred LI, took the chair.

Another two Members and Hon Margaret NG spoke on the motion.

At 5:15 pm, while Hon Hon Margaret NG was speaking, the President resumed the chair.

Eight further Members spoke on the motion.

Hon Fred LI moved that the debate on the motion be adjourned to the meeting to be held on 17.4.2002.

Question on the motion proposed, put and agreed to.

Members' Motions

Proposed resolution under the Interpretation and General Clauses Ordinance

Hon Fred LI moved the following motion and addressed the Council:

Resolved that in relation to the Revenue (Variation and Reduction of Fees and Charges) Order 2002, published in the

Gazette as Legal Notice No. 35 of 2002 and laid on the table of the Legislative Council on 13 March 2002, the period for amending subsidiary legislation referred to in section 34(2) of the Interpretation and General Clauses Ordinance (Cap. 1) be extended under section 34(4) of that Ordinance to the meeting of 17 April 2002.

Question on the motion proposed, put and agreed to.

Next meeting

The President declared that the next meeting of the Council would be held on 17 April 2002 at 2:30 pm.

The Council was adjourned at 7:06 pm.

(Mrs Rita FAN HSU Lai-tai)
President

Council Chamber
Hong Kong