

立法會
Legislative Council

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seen by the Administration)

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Legislative Council

**Subcommittee on
subsidiary legislation relating to Chief Executive Election**

**Minutes of first meeting
held on Tuesday, 23 October 2001 at 8:30 am
in Conference Room A of the Legislative Council Building**

Members present : Hon IP Kwok-him, JP (Chairman)
Hon Cyd HO Sau-lan
Hon HUI Cheung-ching, JP
Hon CHAN Yuen-han, JP
Hon SIN Chung-kai
Hon Andrew WONG Wang-fat, JP
Dr Hon Philip WONG Yu-hong
Hon Howard YOUNG, JP
Hon TAM Yiu-chung, GBS, JP
Hon LEUNG Fu-wah, MH, JP

Members absent : Hon NG Leung-sing, JP
Hon Jasper TSANG Yok-sing, JP

Public Officers attending : Ms Doris HO
Principal Assistant Secretary for Constitutional Affairs

Miss Katy FONG
Assistant Secretary for Constitutional Affairs

Mr LI Wing
Chief Electoral Officer

Mr Lawrence PENG
Senior Government Counsel

Miss Frances HUI
Senior Government Counsel

Ms Rayne CHAI
Government Counsel

Clerk in attendance : Mrs Percy MA
Chief Assistant Secretary (2)3

Staff in attendance : Mr Stephen LAM
Assistant Legal Adviser 4

Mr Raymond LAM
Senior Assistant Secretary (2)5

I. Election of Chairman

Mr IP Kwok-him was elected Chairman of the Subcommittee.

II. The meeting

2. The Subcommittee deliberated on the following five Regulations (index of proceedings at **Annex A**) -

- (a) Electoral Affairs Commission (Registration) (Electors for Functional Constituencies) (Voters for Subsectors) (Members of Election Committee) (Legislative Council) (Amendment) Regulation 2001 (L.N. 200 of 2001);
- (b) Election Committee (Registration) (Voters for Subsectors) (Members of Election Committee) (Appeals) Regulation (L.N. 197 of 2001);
- (c) Registration of Electors (Appeals) (Amendment) Regulation 2001 (L.N. 199 of 2001);
- (d) Election Committee (Appeals) Regulation (L.N. 196 of 2001); and
- (e) Legislative Council (Formation of Election Committee) (Appeals) (Repeal) Regulation 2001 (L.N. 198 of 2001).

3. To facilitate the work of the Subcommittee, the Administration was requested -

- (a) to respond to any outstanding issues raised by the Assistant Legal Adviser;
- (b) to consider whether amendments should be made to section 12 of L.N. 196 of 2001 to the effect that the Revising Officer's review of his ruling under section 10 would not invalidate acts done by a member of the Election Committee whose election or whose registration as such a member was questioned before the reversal or confirmation of such ruling;
- (c) to provide a timetable for subsidiary legislation relating to the Chief Executive election; and
- (d) to provide the draft amendments to be moved by the Administration.

III. Any other business

4. The Subcommittee agreed that the Chairman would move a motion at the Council meeting on 7 November 2001 to extend the scrutiny period of the five Regulations to the Council meeting on 14 November 2001.

5. The Subcommittee agreed to hold the next meeting on 31 October 2001 at 8:30 am to discuss outstanding issues and study the following subsidiary legislation gazetted on 12 October 2001 -

- (a) Election Committee (Subscribers and Election Deposit for Nomination) Regulation (L.N. 205 of 2001);
- (b) Legislative Council (Subscribers and Election Deposit for Nomination) (Amendment) Regulation 2001(L.N. 206 of 2001);
- (c) Distribution of Number of Members Among Designated Bodies (Election Committee) Order 2001 (L.N. 207 of 2001);
- (d) Electoral Affairs Commission (Nominations Advisory Committees (Election Committee)) Regulation (L.N. 208 of 2001);
- (e) Electoral Affairs Commission (Nominations Advisory Committees (Legislative Council)) (Amendment) Regulation 2001 (L.N. 209 of 2001); and

- (f) Electoral Affairs Commission (Electoral Procedure) (Election Committee) Regulation (L.N. 210 of 2001).

6. There being no other business, the meeting ended at 9:52 am.

Legislative Council Secretariat

6 November 2001

**Proceedings of the meeting of the Subcommittee on
subsidiary legislation relating to Chief Executive Election
on Tuesday, 23 October 2001 at 8:30 am
in Conference Room A of the Legislative Council Building**

Time	Speaker	Subject(s)	Action required
000001-000055	Ms Cyd HO Mr Philip WONG Mr IP Kwok-him	Election of Chairman	
000056-000449	Chairman	Opening remarks	
000450-000628	Adm	General briefing on the Regulations	
000629-000855	Adm	L.N. 200 of 2001 - general briefing	
000856-000923	Chairman	L.N. 200 of 2001 - general improvements	
000924-000942	Adm	-ditto-	
000943-000951	Chairman	-ditto-	
000952-001039	Adm	-ditto-	
001040-001058	Chairman	L.N. 200 of 2001 - technical aspects	
001059-001135	ALA4	-ditto-	
001136-001140	Chairman	-ditto-	
001141-001155	Adm	-ditto-	
001156-001337	Mr Howard YOUNG	By-elections to fill vacancies in the Election Committee	
001338-001353	Adm	-ditto-	
001354-001421	Mr Howard YOUNG	-ditto-	
001422-001447	Adm	-ditto-	
001448-001527	Mr Howard YOUNG	Resignation of members of the Election Committee/civil servants as Election Committee members	
001528-001541	Adm	-ditto-	
001542-001549	Chairman	-ditto-	
001550-001624	Mr Howard YOUNG	-ditto-	
001625-001739	Adm	-ditto-	
001740-002304	Adm	L.N. 197 of 2001 - general briefing	√
002305-002332	Chairman	L.N. 197 of 2001 - technical aspects	
002333-002401	ALA4	-ditto-	
002402-002439	Chairman	-ditto-	
002440-002529	Adm	-ditto-	
002530-002602	Mr LEUNG Fu-wah	L.N. 197 of 2001 - section 7	

002603-002706	Adm	-ditto-	
002707-002819	Adm	L.N. 199 of 2001 - general briefing	
002820-002847	Mr TAM Yiu-chung	Period for Revising Officer to conduct hearings	
002848-002901	Mr TAM Yiu-chung Adm	-ditto-	
002902-003151	Adm	L.N. 196 of 2001 - general briefing	
003152-003307	Mr Howard YOUNG	Religious subsector	
003308-003329	Adm	-ditto-	
003330-003343	Chairman Mr Howard YOUNG	-ditto-	
003344-003407	Mr LEUNG Fu-wah	L.N. 196 of 2001 - section 12	
003408-003442	Adm	-ditto-	
003443-003719	ALA4	-ditto-	
003720-003759	Adm	-ditto-	
003800-003937	Chairman	-ditto-	
003938-003957	Adm	-ditto-	
003958-004024	Mr LEUNG Fu-wah	-ditto-	
004025-004043	Chairman	-ditto-	
004044-004120	Adm	-ditto-	√
004221-004300	Adm	L.N. 198 of 2001 - general briefing	
004301-004310	Chairman	L.N. 198 of 2001 - technical aspects	
004311-004314	ALA4	-ditto-	
004315-004443	Chairman	Extension of scrutiny period	
004444-004510	Adm	-ditto-	
004511-004539	ALA4	-ditto-	
004540-004605	Chairman	-ditto-	
004606-004612	Mr Howard YOUNG	-ditto-	
004613-004649	Chairman	-ditto-	
004650-005132	Chairman	L.N. 200 of 2001 - clause-by-clause examination of sections 1 - 9	
005133-005149	ALA4	L.N. 200 of 2001 - section 9	
005150-005205	Chairman	-ditto-	
005206-005240	Adm	-ditto-	
005241-005343	ALA4	-ditto-	
005344-005351	Chairman	-ditto-	
005352-005354	ALA4	-ditto-	
005355-005409	Adm	-ditto-	

005410-005414	ALA4	-ditto-	
005415-010600	Chairman	L.N. 200 of 2001 - clause-by-clause examination of sections 10 - 42	
010601-010852	Chairman	L.N. 199 of 2001 - clause-by-clause examination of sections 1 - 6	
010853-010920	Chairman	L.N. 198 of 2001 - clause-by-clause examination of sections 1 - 2	
010921-010926	Adm	L.N. 198 of 2001 - section 2	
010927-010938	Chairman	-ditto-	
010939-011236	Chairman	L.N. 196 of 2001 - clause-by-clause examination of sections 1 - 12	
011237-011255	Adm	L.N. 196 of 2001 - section 12	
011256-011329	Chairman	L.N. 196 of 2001 - clause-by-clause examination of section 13	
011330-011538	Chairman	L.N. 197 of 2001 - clause-by-clause examination of sections 1 - 9	
011539-011551	Chairman	Date of next meeting	
011552-011559	Adm	-ditto-	
011600-011607	Chairman	-ditto-	
011608-011632	Adm	-ditto-	
011633-011802	Chairman	-ditto-	
011803-011849	Adm	Timetable for subsidiary legislation relating to Chief Executive election	
011850-011856	Chairman	-ditto-	
011857-011917	Adm	-ditto-	
011918-011929	Chairman	-ditto-	
011930-011945	Adm	-ditto-	√
011946-012126	Chairman	-ditto-	

Note : The audio records of the above proceedings are kept at the LegCo Library

Legislative Council Secretariat
6 November 2001