

立法會
Legislative Council

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(These minutes have been
seen by the Administration)

Ref : CB2/SS/1/01

Legislative Council

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

**Minutes of third meeting
held on Tuesday, 20 November 2001 at 10:45 am
in Conference Room A of the Legislative Council Building**

Members present : Hon IP Kwok-him, JP (Chairman)
Hon NG Leung-sing, JP
Hon HUI Cheung-ching, JP
Hon CHAN Yuen-han, JP
Dr Hon Philip WONG Yu-hong
Hon Jasper TSANG Yok-sing, JP
Hon Howard YOUNG, JP
Hon TAM Yiu-chung, GBS, JP

Members attending : Hon CHEUNG Man-kwong
Hon Emily LAU Wai-hing, JP

Members absent : Hon Cyd HO Sau-lan
Hon SIN Chung-kai
Hon Andrew WONG Wang-fat, JP
Hon LEUNG Fu-wah, MH, JP

Public Officers attending : Mr Robin IP
Deputy Secretary for Constitutional Affairs

Mr Chris SUN
Acting Principal Assistant Secretary
for Constitutional Affairs

Mr LI Wing
Chief Electoral Officer

Mr Gilbert MO
Deputy Law Draftsman

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. Confirmation of minutes of meetings held on 23 and 31 October 2001

The Subcommittee confirmed the minutes of the meetings held on 23 and 31 October 2001.

II. Meeting with the Administration

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

- (a) Maximum Amount of Election Expenses (Chief Executive Election) Regulation (L.N. 232 of 2001); and
- (b) Electoral Procedure (Chief Executive Election) Regulation (L.N. 233 of 2001).

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

- (a) information on the election expenses incurred by candidates of the first term Chief Executive election; and
- (b) the draft amendments to be moved by the Administration to L.N.

233 of 2001.

III. Any other business

4. The Subcommittee agreed to hold the next meeting on 26 November 2001 at 8:30 am to -

- (a) discuss outstanding issues;
- (b) continue scrutiny of the provisions of L.N. 233 of 2001; and
- (c) study the Chief Executive Election (Election Petition) Rules (L.N. 241 of 2001) gazetted on 16 November 2001.

5. There being no other business, the meeting ended at 12:45 pm.

Council Business Division 2
Legislative Council Secretariat
6 December 2001

Annex A

**Proceedings of the meeting of the
Subcommittee on subsidiary legislation relating to Chief Executive Election
Tuesday, 20 November 2001, at 10:45 am
in Conference Room A of the Legislative Council Building**

Time	Speaker	Subject(s)	Action required
000001-000427	Chairman	Opening remarks	
000428-000728	Adm	L.N. 232 of 2001 - general briefing	
000729-001107	Ms Emily LAU	Election expense limit for the CE election	
001108-001251	Adm	- ditto -	
001252-001344	Ms Emily LAU	- ditto -	
001345-001545	Adm	- ditto -	
001546-001548	Ms Emily LAU	- ditto -	
001549-001652	Adm	- ditto -	
001653-001753	Chairman	- ditto -	
001754-001818	Adm	- ditto -	
001819-001822	Chairman	- ditto -	
001823-001830	Adm	- ditto -	
001831-001854	Ms Emily LAU	- ditto -	
001855-001920	Adm	- ditto -	
001921-001949	Chairman	- ditto -	
001950-002451	Mr CHEUNG Man-Kwong	Election expense limit for CE election and election expenses incurred by candidates of the first term CE election	
002452-002611	Adm	- ditto -	
002612-002827	Mr CHEUNG Man-Kwong	Election expenses incurred by candidates of the first term CE election	
002828-002902	Chairman	- ditto -	
002903-002914	Adm	- ditto -	√
002915-002923	Chairman	- ditto -	
002924-002937	Adm	- ditto -	
002938-003045	Mr CHEUNG Man-Kwong	Election expense limit for CE election	
003046-003052	Chairman	- ditto -	
003053-003348	Mr NG Leung-sing	Election expense limit for CE election and publicity for CE election	
003349-003520	Adm	- ditto -	

003521-003724	Mr NG Leung-sing	Publicity for CE election	
003725-003744	Chairman	- ditto -	
003745-003858	Mr NG Leung-sing	Publicity for CE election and the gauging of public views by EC members	
003859-004027	Adm	- ditto -	
004028-004054	Chairman	- ditto -	
004055-004153	Adm	- ditto -	
004154-004422	Mr TAM Yiu-chung	Election expense limit and publicity for CE election and representation of EC members	
004423-004504	Mr HUI Cheung-ching	Estimated professional services expense for the CE election	
004505-004724	Adm	- ditto -	
004725-004912	Mr Howard YOUNG	Election expense limit for CE election	
004913-004959	Adm	- ditto -	
005000-005228	Ms Emily LAU	Gauging of public views by EC members	
005229-005250	Chairman	Representation of EC members	
005251-005349	Adm	Composition of EC and role of EC members	
005350-005847	Mr NG Leung-sing	Gauging of public views by EC members	
005848-005903	Ms Emily LAU/Mr NG Leung-sing	- ditto -	
005904-010152	Mr CHEUNG Man-Kwong	Publicity and election expense limit for CE election	
010153-010223	Adm	- ditto -	
010224-010245	Chairman	Election expense limit for CE election	
010246-010333	Adm	- ditto -	
010334-010533	Chairman	L.N. 232 of 2001 - examination of sections 1-2	
010534-010611	Chairman	Confirmation of minutes of previous meetings	
010612-010722	Chairman	L.N. 233 of 2001 - relevant papers	
010723-011015	Adm	L.N. 233 of 2001 - general briefing	
011016-011058	Chairman	L.N. 233 of 2001 - general aspects	
011059-011112	Mr Howard YOUNG	Difference between CE election and LegCo election in respect of electoral procedure	
011113-011124	Adm	- ditto -	
011125-011143	Mr Howard YOUNG	- ditto -	
011144-011214	Adm	- ditto -	
011215-011223	Mr Howard YOUNG/ Adm	- ditto -	
011224-011323	Mr Howard YOUNG/ Chairman	- ditto -	

011324-011507	Chairman	L.N. 233 of 2001 - examination of section 1 (Commencement)	
011508-011523	Chairman	L.N. 233 of 2001 - examination of section 2 (Interpretation)	
011524-011528	Miss CHAN Yuen-han	- ditto -	
011529-011602	Chairman	- ditto -	
011603-011710	Adm	- ditto -	
011711-011714	Chairman	- ditto -	
011715-011720	Adm	- ditto -	
011721-012105	ALA4	L.N. 233 of 2001 - drafting and technical aspects of section 2	
012106-012133	Chairman	- ditto -	
012134-012148	Chairman	L.N. 233 of 2001 - examination of section 3 (Notice relating to submission of nomination forms)	
012149-012158	Chairman	L.N. 233 of 2001 - examination of section 4 (How to nominate a candidate)	
012159-012229	Adm	- ditto -	
012230-012425	ALA4	- ditto -	
012426-012430	Chairman	- ditto -	
012431-012441	Miss CHAN Yuen-han	- ditto -	
012442-012507	ALA4	- ditto -	
012508-012512	Chairman	- ditto -	
012513-012539	ALA4	- ditto -	
012540-012607	Chairman	- ditto -	
012608-012623	ALA4	- ditto -	
012624-012723	Chairman	L.N. 233 of 2001 - examination of sections 5-10	
012724-012738	Chairman	L.N. 233 of 2001 - examination of section 11 (Notice of termination of election proceedings)	
012739-012755	Adm	- ditto -	
012756-012823	Chairman	- ditto -	
012824-012910	Chairman	L.N. 233 of 2001 - examination of sections 12-16	
012911-012925	Chairman	L.N. 233 of 2001 - examination of section 17 (Appointment of polling hours)	
012926-013016	Adm	- ditto -	
013017-013029	Chairman	- ditto -	
013030-013044	Miss CHAN Yuen-han	- ditto -	
013045-013046	Adm	- ditto -	
013047-013110	Chairman	- ditto -	

013111-013118	Adm	- ditto -	
013119-013129	Miss CHAN Yuen-han/Adm	- ditto -	
013130-013140	Chairman	- ditto -	
013141-013146	Chairman	L.N. 233 of 2001 - examination of section 18 (Designation of polling station and counting station)	
013147-013231	ALA4	L.N. 233 of 2001 - drafting and technical aspects of section 18	
013232-013246	Chairman	- ditto -	
013247-013326	ALA4	- ditto -	
013327-013409	Adm	- ditto -	
013410-013442	Chairman	- ditto -	
013443-013517	Adm	- ditto -	
013518-013534	Chairman	- ditto -	
013535-013553	Miss CHAN Yuen-han	- ditto -	
013554-013604	Adm	- ditto -	
013605-013618	Miss CHAN Yuen-han	- ditto -	
013619-013621	Chairman	- ditto -	
013622-013634	Adm/Chairman/ Miss CHAN Yuen-han	- ditto -	
013635-013642	Chairman	L.N. 233 of 2001 - examination of section 19 (Polling notice to electors)	
013643-013735	Adm	- ditto -	
013736-013813	Mr Howard YOUNG	- ditto -	
013814-013824	Chairman	- ditto -	
013825-013839	Chairman	L.N. 233 of 2001 - examination of section 20 (Appointment of Presiding Officer and polling officers)	
013840-013905	Adm	- ditto -	
013906-013931	Chairman	L.N. 233 of 2001 - examination of sections 21-23	
013932-013940	Chairman	L.N. 233 of 2001 - examination of section 24 (Order in no canvassing zone and no staying zone)	
013941-014021	Adm	- ditto -	
014022-014024	Chairman	- ditto -	
014025-014045	ALA4	- ditto -	
014046-014054	Chairman	L.N. 233 of 2001 - examination of section 25 (Polling agents)	

014055-014100	Chairman	L.N. 233 of 2001 - examination of section 26 (Admission to polling station)	
014101-014139	Adm	- ditto -	
014140-014144	Chairman	L.N. 233 of 2001 - examination of section 27 (Order in the polling station)	
014145-014204	Adm	- ditto -	
014205-014226	Chairman	L.N. 233 of 2001 - examination of sections 28-29	
014227-014230	Chairman	L.N. 233 of 2001 - examination of section 30 (Form of ballot papers)	
014231-014244	Adm	- ditto -	
014245-014255	Chairman	L.N. 233 of 2001 - examination of section 31 (Order of names of candidates on ballot papers)	
014256-014303	Chairman	L.N. 233 of 2001 - examination of section 32 (Question to person applying for a ballot paper)	
014304-014319	Adm	- ditto -	
014320-014332	Chairman	L.N. 233 of 2001 - examination of sections 33-34	
014333-014340	Chairman	L.N. 233 of 2001 - examination of section 35 (Elector who has not cast vote may return to cast vote with permission)	
014341-014358	Adm	- ditto -	
014359-014409	Chairman	- ditto -	
014410-014607	ALA4	L.N. 233 of 2001 - drafting and technical aspects of section 35	
014608-014640	Adm	- ditto -	
014641-014647	Miss CHAN Yuen-han	- ditto -	
014648-014703	Miss CHAN Yuen- han/Adm	- ditto -	
014704-014726	Miss CHAN Yuen-han	- ditto -	
014727-014733	Chairman	- ditto -	
014734-014830	ALA4	- ditto -	
014831-014902	Adm	- ditto -	
014903-014933	Chairman	L.N. 233 of 2001 - examination of sections 36-39	
014934-014939	Chairman	L.N. 233 of 2001 - examination of section 40 (Marking "SPOILT" on ballot paper)	
014940-015011	ALA4	L.N. 233 of 2001 - drafting and technical aspects of section 40	
015012-015016	Chairman	- ditto -	
015017-015026	Chairman	L.N. 233 of 2001 - examination of sections 41-45	

015027-015253	Chairman	Date of next meeting and extension of scrutiny period	
015254-015338	Mr Howard YOUNG	- ditto -	
015339-015356	Mr Howard YOUNG/ Chairman	- ditto -	
015357-015403	Mr TAM Yiu-chung	- ditto -	
015404-015427	Chairman	- ditto -	
015428-015431	Mr Howard YOUNG	- ditto -	
015432-015516	Chairman	- ditto -	
015517-015520	Chairman/ Mr Howard YOUNG/ Mr TAM Yiu-chung	- ditto -	
015521-015547	Chairman	- ditto -	
015548-015613	Chairman/ Miss CHAN Yuen-han	- ditto -	
015614-015625	Chairman	Amendments to be moved by the Administration to L.N. 233 of 2001	√
015626-015631	Adm	- ditto -	
015632-015639	Chairman	- ditto -	
015640-015642	Adm	- ditto -	
015643-015647	Chairman	- ditto -	

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

Council Business Division 2
Legislative Council Secretariat
6 December 2001