

立法會  
*Legislative Council*

LC Paper No. CB(2)3013/02-03

Ref : CB2/PL/CA

**Panel on Constitutional Affairs**

**Minutes of meeting  
held on Monday, 16 June 2003 at 2:30 pm  
in the Chamber of the Legislative Council Building**

- Members present** : Hon Andrew WONG Wang-fat, JP (Chairman)  
Hon Emily LAU Wai-hing, JP (Deputy Chairman)  
Hon James TIEN Pei-chun, GBS, JP  
Hon NG Leung-sing, JP  
Hon Margaret NG  
Hon CHEUNG Man-kwong  
Hon HUI Cheung-ching, JP  
Dr Hon Philip WONG Yu-hong  
Hon Howard YOUNG, JP  
Dr Hon YEUNG Sum  
Hon YEUNG Yiu-chung, BBS  
Hon SZETO Wah  
Hon TAM Yiu-chung, GBS, JP  
Hon IP Kwok-him, JP  
Hon LAU Ping-cheung
- Members attending** : Dr Hon David CHU Yu-lin, JP  
Hon Cyd HO Sau-lan  
Hon Michael MAK Kwok-fung
- Attendance by invitation** : Dr Linda C L LI  
Assistant Professor  
Department of Public and Social Administration  
City University of Hong Kong
- Dr SING Ming  
Assistant Professor  
Department of Public and Social Administration  
City University of Hong Kong

Hong Kong University of Science and Technology  
Students' Union

Mr LI Lok-wai, Enric  
Mr HO Yiu-sing

Hong Kong University Students' Union

Mr MAK Ka-chun, Raymond

The Students' Union of The Chinese University of  
Hong Kong

Mr LI Chong-hong

Hong Kong Baptist University Students' Union

Miss HO Ka-wei

Hong Kong Federation of Students

Mr CHUNG Chak-shing  
Mr CHUN Kwan-lok

China Universities Alumni (H.K.) Association

Mr HONG Tsang-yi  
Miss CHAN Yin-shan

Tai Po Tertiary Students Association

Mr WONG Yiu-ying

The Democratic Party

Miss CHAN Shu-ying  
Dr CHAN King-ming

The Frontier

Mr YIP Tim-keung

Hong Kong Professional Teachers' Union

Mr CHAN Hung

The Chinese General Chamber of Commerce

Mr LAU Mak-leong

The Chinese Manufacturers' Association of Hong Kong

Ms Maria LAU  
Mr CHOW Yun-sheung

Kowloon East District Liaison Group, Yaumati-Tsimshatsui-Mongkok District Liaison Group and Shamshuipo District Liaison Group of The Chinese General Chamber of Commerce

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Mr LEE Yin-shing

Central & Western District Liaison Group, Wanchai District Liaison Group and Hong Kong East District Liaison Group of The Chinese General Chamber of Commerce

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Mr LI Kwok-hung

The Hong Kong Chinese Enterprises Association

Mr LAM Kwong-siu

Webb-site.com

Mr David M. WEBB

Hong Kong Democratic Development Network

Mr SUNG Lap-kung  
Senior Lecturer, School of Continuing and Professional Education, City University of Hong Kong

Mr Benny TAI  
Associate Professor, Faculty of Law  
The University of Hong Kong

基督徒關注選舉聯席

蔡文傑先生

Hong Kong Political, Economic and Cultural Society

Mr TSE Wai-mo  
Mr NG Sze-leung

Hong Kong New Generation Cultural Association

Miss NG Yuen-ting, Yolanda  
Mr SO Chi-ki, Thomas

YUA Current Affairs Society

Mr CHUI Kwok-hung  
Mr LEUNG Kwong-yiu

The Association of Hong Kong Health Care Professionals

Mr Peter CHUA

New Territories Association of Societies

Mr LUI Taio-shing  
Ms TANG Yuk-lan

Federation of Hong Kong Guangdong Community Organisations Ltd.

Mr AU YEUNG sing-chiu  
Mr YIP Chin-nam

Hong Kong Federation of Fujian Associations

Mr CHAN Kam-lam, MH

Federation of Hong Kong Chiu Chow Community Organizations

Mr LAU Chung-ming

葵涌南居民聯會

張彼得先生

長沙灣及元州居民協會

Mr NGAI Ho-yin

Causeway Bay Association Limited

Mr HO Tai-sing

Kowloon Federation of Associations

Miss KO Po-ling

The Hong Kong Island Federation

Mr CHUNG Yam-chung

The Nam An (Hong Kong) Association

Mr LI Yueh-chin

The Prose Poem Society of Hong Kong

Mr TANG Kei-sang

Ms LEUNG Lai-ling

**Public officers  
attending**

: Mr Stephen LAM Sui-lung  
Secretary for Constitutional Affairs

Mr Clement C H MAK  
Permanent Secretary for Constitutional Affairs

Mr Joseph LAI Yee-tak  
Deputy Secretary for Constitutional Affairs

Mr Bassanio SO Chek-leung  
Principal Assistant Secretary for Constitutional Affairs

**Clerk in  
attendance**

: Mrs Percy MA  
Chief Assistant Secretary (2)3

**Staff in  
attendance**

: Mr Arthur CHEUNG  
Senior Assistant Legal Adviser 2

Mr Paul WOO  
Senior Assistant Secretary (2)3

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**I. Confirmation of minutes of meeting**  
(LC Paper Nos. CB(2)2352 and 2464/02-03)

The minutes of the meetings held on 24 April and 19 May 2003 respectively were confirmed.

**II. Items for discussion at the next meeting**  
(LC Paper Nos. CB(2)2467/02-03(01) and (02))

2. Members agreed to discuss the following items at the next meeting on 21 July 2003 -

- (a) Research Report on "Chairmanship of Parliamentary Committees in Some Selected Places" (deferred from this meeting);
- (b) 12-month report on implementation of the accountability system for principal officials; and
- (c) Publicity programme for 2003 District Councils election.

*(Post-meeting note : On the instruction of the Chairman, the item "Provisional recommendations on delineation of geographical constituencies in respect of the 2004 Legislative Council elections" was added to the agenda for the meeting on 21 July 2003.)*

**III. Review of the method for selecting the Chief Executive under the Basic Law**  
(LC Paper Nos. CB(2)2400, 2466, 2467 and 2489/02-03)

Meeting with deputations

3. The Chairman welcomed the deputations. He said that the purpose of the meeting was to receive views from them on two specific issues relating to selection of the Chief Executive (CE), namely -

- (a) the interpretation of paragraph 7 of Annex I to the Basic Law (BL), i.e. whether the phrase "the terms subsequent to the year 2007" should be construed to include the third term of office of CE commencing on 1 July 2007; and
- (b) whether the method for selecting the third term CE in 2007 should be included in the review on constitutional development to be conducted by the Administration in 2004 or 2005.

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4. At the invitation of the Chairman, the deputations made oral representations on their submissions. A summary of the views of the deputations is at **Annex**.

Other issues

5. Dr Philip WONG expressed the view that the issue of constitutional development had been discussed on many occasions by the Panel. A lot of views had been expressed by the deputations but the views remained to be vastly diversified. He moved the following motion -

"本人動議本委員會對政制發展檢討有關議題終止討論，並促請政府詳細考慮就《基本法》附件一所收到的意見，在政府正式開始就政制檢討進行公眾諮詢時，向本委員會作匯報。"

("That I move that this Panel should adjourn the discussion on the item on review of constitutional development, and urge the Administration to report to this Panel on its detailed consideration of the views received on Annex I to the Basic Law, when it formally proceeds with public consultation on the review of constitutional development.")

6. In reply to the Chairman, Dr Philip WONG said that the motion, if passed, should bind the Panel for the remainder of the current session.

7. Mr NG Leung-sing, Mr TAM Yiu-chung, Mr IP Kwok-him and Mr Howard YOUNG indicated support for the motion.

8. Mr Michael MAK Kwok-fung said that although he was not a member of the Panel, he wished to express his objection to the motion. He saw no reason why a committee should pass a motion forbidding itself to discuss a matter which fell within the scope of its term of reference.

9. The Chairman referred members to Rule 22(p) of the House Rule, which stated that -

"(p) During a Panel meeting, a motion may be proposed if it is considered by the chairman of the Panel as directly related to an agenda item of that meeting. The motion will be proceeded with if agreed by a majority of the members voting. ...."

The Chairman said that the purpose of this meeting was to receive views from interested parties and members of the public on two specific issues relating to the agenda item "Review of the method for selecting the Chief Executive under the Basic Law", as he had advised the Panel at the beginning of the meeting (paragraph 3 above refers). The subject matter referred to in the motion

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proposed by Dr WONG, i.e. review of constitutional development, was wider in scope than the agenda item of this meeting. The Chairman ruled that the proposed motion was not directly related to the agenda item and should not be proceeded with.

10. In view of the Chairman's ruling on Dr WONG's motion, Mr NG Leung-sing moved the following motion -

"本人動議本委員會待行政當局就‘檢討《基本法》所訂行政長官的產生辦法’作出意見收集研究後，再續討論。”

("That I move that this Panel should resume the discussion on the 'Review of the method for selecting the Chief Executive under the Basic Law' only after the Administration has collated and studied all the views received on the subject matter.")

11. The Chairman put Mr NG's motion to vote. Seven members voted in favour of the motion and one member voted against the motion.

12. Ms Emily LAU stated her objection to the Panel passing a motion which limited its ability to discuss certain issues of concern. She said that the implications of the resolution should be clarified. She requested the Legislative Council Secretariat to explain the following matters -

- (a) the effect of the resolution; and
- (b) the extent to which the resolution was binding on the Panel on Constitutional Affairs and other committees of the Council.

*(Post-meeting note - At the request of Ms Emily LAU, the matter was discussed by the House Committee on 20 June 2003. A paper prepared by the Secretariat on "Background to and effect of the resolution made by the Panel on Constitutional Affairs at its meeting on 16 June 2003" was circulated to the House Committee vide LC Paper No. CB(2)2535/02-03.)*

13. The meeting ended at 6:05 pm.



*Meeting of Panel on Constitutional Affairs on 16 June 2003*

**Summary of views of deputations on  
Review of the method for selecting the Chief Executive (CE) under the Basic Law (BL)**

|    | <b>Organizations/individuals<br/>(LC Paper No.)</b>   | Whether the meaning of "terms subsequent to the year 2007" in para. 7 of Annex I to the BL should cover the third term of office of CE commencing on 1 July 2007   | <b>Whether the method for selecting the third term CE should be included in the review of constitutional development to be conducted by the Government in 2004/05</b>   | <b><u>Other comments</u></b>  |
|----|---|--|---|---|
| 1. | Dr Linda C L LI<br>Assistant Professor,<br>Department of Public and<br>Social Administration,<br>City University of HK<br>(CB(2)2489/02-03(01)) | <p>"Terms subsequent to the year 2007" should refer to the terms subsequent to the term expiring on 30 June 2007, hence including the third term of office of CE commencing on 1 July 2007.</p> <p>The above interpretation is consistent with the address made by Mr JI Pengfei, Chairman of the Basic Law Drafting Committee, at the Third Session of the Seventh National People's Congress (NPC) on 28 March 1990, which explained the legislative intent of BL. The address stated that "in the 10 years between 1997 and 2007, the Chief Executive will be elected by a broadly representative election committee". It is only logical for the 10-year period to refer to the period from 1 July 1997 to 30 June 2007.</p> | The method for selecting the third term CE should be included in the review. This accords with the wish of the majority of people in Hong Kong.   | —   |
| 2. | Dr SING Ming<br>Assistant Professor,<br>Department of Public and<br>Social Administration,<br>City University of HK<br>CB(2)2489/02-03(02))     | —  | The Administration should proceed immediately with the review and conduct public consultation on constitutional reform, including election of CE and the Legislative Council (LegCo) by universal suffrage by 2007 and 2008 respectively. | Democratization could enhance the degree of acceptance of the Government by the people in Hong Kong and lessen public discontent with the Government. |

|    | <b>Organizations/individuals<br/>(LC Paper No. )</b>                                    | Whether the meaning of "terms subsequent to the year 2007" in para. 7 of Annex I to the BL should cover the third term of office of CE commencing on 1 July 2007 | <b>Whether the method for selecting the third term CE should be included in the review of constitutional development to be conducted by the Government in 2004/05</b>   | <b><u>Other comments</u></b>  |
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|    |   |  |   |   |
| 3. | Hong Kong University of Science and Technology Students' Union<br>(CB(2)2489/02-03(03)) | —  | A review of constitutional development should be conducted in 2003 to include review of the method for election of CE and LegCo.<br><br>CE and LegCo should be elected by universal suffrage by 2007 and 2008 respectively. | Selection of CE by the Election Committee lacks public mandate and support.   |
| 4. | Hong Kong University Students' Union  | —  | The Union supports a review of constitutional development to consider election of CE by universal suffrage by 2007.   | A democratic constitutional system with full participation of the people could enhance public recognition and acceptance of the Government.                                     |
| 5. | The Students' Union of The Chinese University of Hong Kong<br>(CB(2)2489/02-03(04))     | —  | The Administration should undertake a review immediately for the purpose of election of CE and LegCo by universal suffrage as soon as possible.   | Under the existing system of election of CE and Members of LegCo, LegCo cannot effectively monitor the Government and hold principal officials truly accountable to the public. |
| 6. | Hong Kong Baptist University Students' Union<br>(CB(2)2467/02-03(03))                   | —  | The Administration should undertake a review on constitutional development immediately.<br><br>CE and LegCo should be elected by universal suffrage by 2007 and 2008  | —   |

|     | <b>Organizations/individuals<br/>(LC Paper No. )</b>                | Whether the meaning of "terms subsequent to the year 2007" in para. 7 of Annex I to the BL should cover the third term of office of CE commencing on 1 July 2007  | <b>Whether the method for selecting the third term CE should be included in the review of constitutional development to be conducted by the Government in 2004/05</b>             | <b><u>Other comments</u></b>   |
|-----|---|---|---|--|
|     |   |   | respectively.   |  |
| 7.  | Hong Kong Federation of Students<br>(CB(2)2489/02-03(05))           | —   | The Administration should proceed with a review on constitutional development in 2003.<br><br>CE and LegCo should be elected by universal suffrage by 2007 and 2008 respectively. | Under the existing undemocratic political system, the Government can act without regard to the wishes of the people.   |
| 8.  | China Universities Alumni (HK) Association<br>(CB(2)2489/02-03(06)) | "Terms subsequent to the year 2007" should not include the third term CE.   | The method for selecting CE should only be reviewed after the third term CE has assumed office.   | To engage in discussion on amending the method for selection of CE will increase polarization of the community and adversely affect Hong Kong's ability to recover from the present economic downturn. |
| 9.  | Tai Po Tertiary Students Association<br>(CB(2)2467/02-03(04))       | "Terms subsequent to the year 2007" should not include the third term CE.   | —   | —  |
| 10. | The Democratic Party<br>(CB(2)2467/02-03(05))                       | "Terms subsequent to the year 2007" should cover the third term of office of CE commencing on 1 July 2007. This is consistent with the explanation given by Mr Ji Pengfei at the NPC on 28 March 1990 that BL only prescribed the method for the selection of CE for the 10-year period from 1 July 1997 to | The method for selecting the third term CE should be included in the review of constitutional development to be conducted in 2004/05.   | According to a survey conducted by the Democratic Party in May 2003 covering 1,500 respondents, 65.5% of the respondents considered that the third term CE should be directly elected by universal     |

|     | <b>Organizations/individuals<br/>(LC Paper No. )</b>            | Whether the meaning of "terms subsequent to the year 2007" in para. 7 of Annex I to the BL should cover the third term of office of CE commencing on 1 July 2007  | <b>Whether the method for selecting the third term CE should be included in the review of constitutional development to be conducted by the Government in 2004/05</b> | <b><u>Other comments</u></b>   |
|-----|---|---|---|--|
|     |   | <p>30 June 2007.</p> <p>According to press reports in May 2003, two former Mainland members of the Basic Law Drafting Committee (Mr WU Jianfan and Mr XU Chongde) had commented to the effect that changes to the method for selecting the third term CE were allowed under the BL.</p> |   | <p>suffrage.</p> <p>Democratic development can enhance cohesion of the community and economic recovery.</p>  |
| 11. | The Frontier<br>(CB(2)2489/02-03(07))                           | <p>Para. 7 of Annex I to the BL allows the method for the selection of the third term CE to be amended.</p> <p>The 10-year period in the address made by Mr JI Pengfei at the NPC on 28 March 1990 should refer to the period from 1 July 1997 to 30 June 2007.</p>                     | —   | <p>Under BL 45, the ultimate aim is the selection of CE by universal suffrage upon nomination by a broadly representative nominating committee. However, nomination by the nominating committee may still lead to "small-circle" election.</p> <p>The mechanism for amending the BL should be established as soon as possible. BL 45 should then be amended to provide for the election of CE by universal suffrage under "one-person-one-vote".</p> |
| 12. | Hong Kong Professional Teachers' Union<br>(CB(2)2489/02-03(08)) | —   | —   | CE and LegCo should be elected by universal suffrage under "one-person-one-vote" in 2007 and 2008 respectively.  |

|     | <b>Organizations/individuals<br/>(LC Paper No. )</b>   | Whether the meaning of "terms subsequent to the year 2007" in para. 7 of Annex I to the BL should cover the third term of office of CE commencing on 1 July 2007 | <b>Whether the method for selecting the third term CE should be included in the review of constitutional development to be conducted by the Government in 2004/05</b>   | <b><u>Other comments</u></b> |
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|     |  |  |   |                              |
| 13. | The Chinese General Chamber of Commerce (CB(2)2467/02-03(07))  | "Terms subsequent to the year 2007" should exclude the third term CE. The method for selecting the third term CE should remain unchanged.                        | There is no need for the review of constitutional development to include the method for the selection of the third term CE. The Government should focus its attention and efforts on helping Hong Kong recover from the current economic setback. | —                            |
| 14. | The Chinese Manufacturers' Association of Hong Kong (CB(2)2489/02-03(09))  | "Terms subsequent to the year 2007" should exclude the third term CE. The method for selecting the third term CE should remain unchanged.                        | There is no need for the review of constitutional development to include the method for the selection of the third term CE.   | —                            |
| 15. | Kowloon East District Liaison Group, Yaumati-Tsimshatsui-Mongkok District Liaison Group and Shamshuipo District Liaison Group of The Chinese General Chamber of Commerce (CB(2)2467/02-03(08)) | "Terms subsequent to the year 2007" should exclude the third term CE. The third term CE should continue to be elected by the Election Committee.                 | There is no need for the review of constitutional development to include the method for the selection of the third term CE. The most urgent task for the Government is to find ways to help Hong Kong recover from the economic setback.          | —                            |
| 16. | Central & Western District Liaison Group, Wanchai District Liaison Group and Hong Kong East District Liaison Group of The Chinese General Chamber of Commerce (CB(2)2467/02-03(09))            | "Terms subsequent to the year 2007" should exclude the third term CE. The third term CE should continue to be elected by the Election Committee.                 | There is no need for the review of constitutional development to include the method for the selection of the third term CE. The most urgent task for the Government is to find ways to help Hong Kong recover from the economic setback.          | —                            |

|     | <b>Organizations/individuals<br/>(LC Paper No. )</b>                | Whether the meaning of "terms subsequent to the year 2007" in para. 7 of Annex I to the BL should cover the third term of office of CE commencing on 1 July 2007  | <b>Whether the method for selecting the third term CE should be included in the review of constitutional development to be conducted by the Government in 2004/05</b>  | <b><u>Other comments</u></b>  |
|-----|---|---|--|---|
| 17. | The Hong Kong Chinese Enterprises Association (CB(2)2467/02-03(10)) | —   | It is not necessary to conduct public consultation on the method for selecting the third term CE at this stage. The most urgent task for the Government is to revive the economy in the wake of the SARS (Severe Acute Respiratory Syndrome) outbreak. | —   |
| 18. | Webb-site.com (CB(2)2467/02-03(11))                                 | "Terms subsequent to the year 2007" should refer to any term subsequent to the term ending in the year 2007, and include the third term of office of CE commencing on 1 July 2007 as 90% of the third term falls after 2007. In addition, this is consistent with the timeframe of Annex II to the BL which allows amendments to the method for forming the fourth term of LegCo (which was to begin in 2007 if not due to the establishment of the Provisional LegCo). | —  | Any delay in proceeding with a constitutional reform and election of CE by universal suffrage would have negative impact on the confidence of investors in Hong Kong. |

|     | <b>Organizations/individuals<br/>(LC Paper No. )</b>  | Whether the meaning of "terms subsequent to the year 2007" in para. 7 of Annex I to the BL should cover the third term of office of CE commencing on 1 July 2007  | <b>Whether the method for selecting the third term CE should be included in the review of constitutional development to be conducted by the Government in 2004/05</b>  | <b><u>Other comments</u></b> |
|-----|---|---|--|------------------------------|
| 19. | <p>Hong Kong Democratic Development Network</p> <p>(Mr SUNG Lap-kung)<br/>Senior Lecturer, School of Continuing and Professional Education,<br/>City University of HK</p> | <p>BL allows the possibility of election of CE by universal suffrage in 2007.</p>   | <p>With the successful implementation of "one country, two systems" and the political stability of Hong Kong, a constitutional reform should take place immediately to respond to public demand for direct election of CE by universal suffrage.</p> | <p>—</p>                     |
|     | <p>(Mr Benny TAI)<br/>Associate Professor,<br/>Faculty of Law,<br/>The University of Hong Kong</p>  | <p>Reading the BL in context and in the light of the address made by Mr JI Pengfei at the NPC on 28 March 1990 which referred to a 10-year transitional period after 1997, "terms subsequent to the year 2007" in para. 7 of Annex I to BL should refer to the terms subsequent to the term of office expiring on 30 June 2007. Hence, "terms subsequent to the year 2007" should include the third term of office of CE commencing on 1 July 2007.</p> <p>The above interpretation is also consistent with the timeframe of Annex II which allows amendments to the method for forming the fourth term of LegCo.</p> | <p>—</p>   | <p>—</p>                     |
| 20. | <p>基督徒關注選舉聯席<br/>(CB(2)2467/02-03(12))</p>  | <p>The 10-year period referred to by Mr JI Pengfei at the NPC on 28 March 1990 covers only the first and second terms of CE. Hence, the method for selecting the third term</p>   | <p>The review of constitutional development to be conducted in 2004/05 should include the method for selecting the third term CE.</p>  | <p>—</p>                     |

|     | <b>Organizations/individuals<br/>(LC Paper No. )</b>   | Whether the meaning of "terms subsequent to the year 2007" in para. 7 of Annex I to the BL should cover the third term of office of CE commencing on 1 July 2007                   | <b>Whether the method for selecting the third term CE should be included in the review of constitutional development to be conducted by the Government in 2004/05</b>   | <b><u>Other comments</u></b>   |
|-----|--|--|---|--|
|     |  | CE can be amended.   |   |  |
| 21. | Hong Kong Political, Economic and Cultural Society<br>(CB(2)2467/02-03(13) & 2638/02-03(08)) | "Terms subsequent to the year 2007" should not include the term of office of CE commencing in 2007. Therefore, the method for selecting the third term CE should remain unchanged. | It is not an opportune time to review the method for selecting CE, when the most urgent task for the Government is to expedite the economic recovery of Hong Kong.  | —  |
| 22. | Hong Kong New Generation Cultural Association<br>(CB(2)2467/02-03(14) & 2489/02-03(10))      | —  | The Association supports the Government's timetable to review constitutional development in 2004/05. It objects to any proposal to advance the timing of the review, including the review of the method for selecting CE. | —  |
| 23. | YUA Current Affairs Society<br>(CB(2)2467/02-03(15))   | —  | —   | BL 158 provides that the power of interpretation of BL shall be vested in the Standing Committee of NPC. It is not proper for the LegCo Panel on Constitutional Affairs to consult the public on the interpretation of para. 7 of Annex I to BL. |
| 24. | The Association of Hong  | "Terms subsequent to the year 2007" should   | The review of constitutional development  | The review of the method for   |



| Organizations/individuals<br>(LC Paper No. )  | Whether the meaning of "terms subsequent to the year 2007" in para. 7 of Annex I to the BL should cover the third term of office of CE commencing on 1 July 2007 | Whether the method for selecting the third term CE should be included in the review of constitutional development to be conducted by the Government in 2004/05   | <u>Other comments</u>   |
|---|--|--|---|
| Kong Health Care Professionals<br>(CB(2)2467/02-03(16))                                     | not include the term of office of CE commencing in 2007. The method for the selection of the third term CE should remain unchanged.                              | to be conducted in 2004/05 should not include the method for selecting the third term CE. The most urgent task for the Government is to revive Hong Kong's economy after the SARS outbreak.  | selection of CE should comply with BL 45, i.e. in accordance with the principle of gradual and orderly progress and in the light of the actual situation in Hong Kong.  |
| 25. New Territories Association of Societies<br>(CB(2)2467/02-03(17))                       | —  | Public opinion on the method for selecting the third term CE might be sought after the Government has released the relevant consultation documents on the review of constitutional development to be conducted in 2004/2005.   | A survey conducted by the Association in May 2003 covering 809 respondents indicated that the Government should place priority on addressing the livelihood issues such as unemployment and public health problems. |
| 26. Federation of Hong Kong Guangdong Community Organizations Ltd.<br>(CB(2)2467/02-03(18)) | The address made by Mr JI Pengfei at the NPC on 28 March 1990 indicated that the method for selecting the third term CE should remain unchanged.                 | The method for selecting CE for the terms subsequent to the year 2007 should be included in the public consultation on the review of constitutional development to be conducted by the Government in 2004/05.  | To engage in public discussion on the method for selecting CE at this point in time will create disputes and conflicts within the community.  |
| 27. Hong Kong Federation of Fujian Associations<br>(CB(2)2467/02-03(19))                    | —  | The Association supports the Government's timetable to review constitutional development in 2004/05. It objects to any proposal to advance the timing of the review, including the review of the method for selecting CE. The Government should now concentrate its efforts on reviving Hong Kong's economy after the SARS outbreak. | —   |

|     | <b>Organizations/individuals<br/>(LC Paper No. )</b>                               | Whether the meaning of "terms subsequent to the year 2007" in para. 7 of Annex I to the BL should cover the third term of office of CE commencing on 1 July 2007 | <b>Whether the method for selecting the third term CE should be included in the review of constitutional development to be conducted by the Government in 2004/05</b>   | <b><u>Other comments</u></b>   |
|-----|--|--|---|--|
| 28. | Federation of Hong Kong Chiu Chow Community Organizations<br>(CB(2)2467/02-03(20)) | The address made by Mr JI Pengfei at the NPC on 28 March 1990 indicated that the method for selecting the third term CE should remain unchanged.                 | The method for selecting CE after 2007 might be included in the review of constitutional development to be conducted by the Government in 2004/05. The Government should now concentrate its efforts on reviving Hong Kong's economy after the SARS outbreak. | —  |
| 29. | 葵涌南居民聯會<br>(CB(2)2467/02-03(21))   | —  | —   | BL already provides the blueprint for constitutional development of Hong Kong. To conduct a review of constitutional development in advance of the timetable set out under BL is objected.<br><br>To conduct a review of constitutional development with the aim of direct election of CE and LegCo by universal suffrage would cause political disputes and polarize the community, and adversely |

|     | <b>Organizations/individuals<br/>(LC Paper No. )</b>   | Whether the meaning of "terms subsequent to the year 2007" in para. 7 of Annex I to the BL should cover the third term of office of CE commencing on 1 July 2007 | <b>Whether the method for selecting the third term CE should be included in the review of constitutional development to be conducted by the Government in 2004/05</b>   | <b><u>Other comments</u></b>   |
|-----|--|--|---|--|
|     |  |  |   | affect the recovery of the economy from the SARS outbreak.                     |
| 30. | 長沙灣及元州居民協會<br>(CB(2)2467/02-03(22))                    | —  | There is no necessity to conduct a review of the method for selecting CE in 2004/05. This will lead to political disputes in the community. The Government should concentrate its efforts on reviving Hong Kong's economy.  | Public consultation on constitutional development should be conducted in 2006. |
| 31. | Causeway Bay Association Ltd.<br>(CB(2)2467/02-03(23)) | —  | The Association is in opposition of conducting public consultation on review of the method for selecting CE at this point in time. The Government should concentrate its efforts on reviving Hong Kong's economy after the SARS outbreak.<br><br>The Association supports a review of constitutional development to be conducted by the Government in 2004 or 2005. | —  |
| 32. | Kowloon Federation of Associations                     | —  | It is not an opportune time to review the method for selecting CE. The most urgent  | The method for selecting CE should be decided in                               |

|     | <b>Organizations/individuals<br/>(LC Paper No. )</b>     | Whether the meaning of "terms subsequent to the year 2007" in para. 7 of Annex I to the BL should cover the third term of office of CE commencing on 1 July 2007  | <b>Whether the method for selecting the third term CE should be included in the review of constitutional development to be conducted by the Government in 2004/05</b>   | <b><u>Other comments</u></b>   |
|-----|--|---|---|--|
|     | (CB(2)2467/02-03(25))                                    |   | <p>task for the Government is to unite all sectors in reviving and restructuring the economy.</p> <p>The Government should formulate a timetable for the review of constitutional development in 2004 or 2005, under the principle of "gradual and orderly progress". The timetable should be considered in detail by LegCo after the 2004 LegCo elections.</p> | compliance with the requirements under BL 45.  |
| 33. | The Hong Kong Island Federation<br>(CB(2)2467/02-03(26)) | "Terms subsequent to the year 2007" should not include the third term CE. The method for the selection of the third term CE should remain unchanged. This is consistent with the address made by Mr JI Pengfei at the NPC on 28 March 1990. | The Federation supports the Government's plan to conduct a review of constitutional development in 2004/05 but does not consider that the review should include the method for selecting the third term CE.   | The Panel on Constitutional Affairs should not conduct public consultation on the interpretation of Annex I to BL on amendments to the method for selecting CE at this stage. This would mislead the public that the Government would advance the timing for the review of constitutional development. |

|     | <b>Organizations/individuals<br/>(LC Paper No. )</b>         | Whether the meaning of "terms subsequent to the year 2007" in para. 7 of Annex I to the BL should cover the third term of office of CE commencing on 1 July 2007 | <b>Whether the method for selecting the third term CE should be included in the review of constitutional development to be conducted by the Government in 2004/05</b>   | <b><u>Other comments</u></b>  |
|-----|--|--|---|---|
|     |  |  |   | Discussion on the subject would also create disputes and conflicts within the community. This would adversely affect the recovery of the economy.   |
| 34. | The Nam An (Hong Kong) Association<br>(CB(2)2467/02-03(27))  | —  | The Association is in opposition of advancing public discussion on the method for selecting CE. The priority task at present is to achieve economic recovery and stability of the community.<br><br>The timing for conducting a review on constitutional development should be decided by the Government. | —   |
| 35. | The Prose Poem Society of Hong Kong<br>(CB(2)2467/02-03(29)) | —  | —   | It is not appropriate to advance the review of constitutional development, the timing of which should be decided by the Government. The most urgent task for Hong Kong at present is to restructure the economy after the attack of SARS. |

Council Business Division 2

Legislative Council Secretariat

22 August 2003