

立法會
Legislative Council

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**Paper for the House Committee meeting
on 1 April 2005**

**Questions scheduled for the
Legislative Council meeting on 6 April 2005**

Questions by:

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|------|---------------------|-----------------|
| (1) | Dr Hon David LI | (Oral reply) |
| (2) | Hon LEE Cheuk-yan | (Oral reply) |
| (3) | Hon Miriam LAU | (Oral reply) |
| (4) | Hon Bernard CHAN | (Oral reply) |
| (5) | Hon Albert CHAN | (Oral reply) |
| (6) | Hon Alan LEONG | (Oral reply) |
| (7) | Hon James TO | (Written reply) |
| (8) | Hon Ronny TONG | (Written reply) |
| (9) | Hon CHIM Pui-chung | (Written reply) |
| (10) | Hon James TIEN | (Written reply) |
| (11) | Hon Emily LAU | (Written reply) |
| (12) | Hon LEUNG Yiu-chung | (Written reply) |
| (13) | Hon CHEUNG Hok-ming | (Written reply) |
| (14) | Hon Audrey EU | (Written reply) |
| (15) | Hon MA Lik | (Written reply) |
| (16) | Hon Fred LI | (Written reply) |
| (17) | Hon LI Fung-ying | (Written reply) |
| (18) | Hon Abraham SHEK | (Written reply) |
| (19) | Hon LI Kwok-ying | (Written reply) |
| (20) | Hon CHOY So-yuk | (Written reply) |

註 :

NOTE :

議員將採用這種語言提出質詢

Member will ask the question in this language

(1) Dr Hon David LI (Oral Reply)

In response to my question at the Council meeting on 19 November 2003, the Secretary for Security stated that under the revised policy introduced on 1 July 2003, dependants of persons granted entry into Hong Kong had to apply for permission from the Director of Immigration before they could themselves take up employment in Hong Kong. The Secretary also pointed out that this policy was in line with practices adopted in many developed economies, including Canada, New Zealand, Singapore and the United States of America, whereby dependants in similar circumstances required permission for taking up employment. However, it has been reported recently that Australia, Britain, Canada, New Zealand and Sweden give spouses of expatriate workers the automatic right to seek employment, while the United States of America grants work permits to spouses of certain categories of people, notably managers or executives of multinational firms. It has also been reported that the results of a survey show that restriction on a spouse's right to work is now the principal reason for employees to refuse an overseas posting. In this connection, will the Government inform this Council:

- (a) of the number of arrivals in 2004 who are the spouses of persons granted entry into Hong Kong to take up employment and, among them, the number of those who have been given permission to take up paid employment in Hong Kong, broken down by gender;
- (b) whether Invest Hong Kong has evaluated the impact of the above government policy on the ability of firms in Hong Kong to attract and retain talents from abroad and, if so, of the evaluation results; and
- (c) whether the Administration will consider revising the relevant policy in order to bring it into line with the existing practices adopted in Canada, New Zealand and the United States of America?

(1) 李國寶議員 (口頭答覆)

保安局局長於 2003 年 11 月 19 日立法會會議上答覆本人的質詢時表示，根據政府在 2003 年 7 月 1 日修訂的政策，獲准來港工作人士的受養人須先行向入境事務處處長申請批准，方可在港工作。保安局局長又指出，這項政策與很多已發展經濟體系(包括加拿大、新西蘭、新加坡和美國)的做法相若。在這些地區，屬於類似情況的受養人也須獲當地政府批准才可就業。但近日有報道指，澳洲、英國、加拿大、新西蘭和瑞典自動給予外籍員工的配偶求職權利，而美國則為某些類別人士(特別是跨國公司的經理或行政人員)的配偶簽發工作許可證。亦有報道指出，有調查結果顯示，配偶的工作權利受到限制是現時僱員拒絕擔任駐海外職位的主要原因。就此，政府可否告知本會：

- (一) 2004 年的抵港人士中，有多少人是獲准來港工作人士的配偶，以及當中有多少人獲准在港從事受薪工作，並請按性別列出分項數字；
- (二) 投資推廣署有沒有評估上述政府政策對香港公司吸引和挽留海外人才的能力有甚麼影響，若有，評估結果是甚麼；及
- (三) 政府當局會否考慮修訂有關政策，使它與加拿大、新西蘭和美國採用的現行做法一致？

#(2) 李卓人議員 (口頭答覆)

關於通過香港特別行政區(簡稱“香港特區”)的法律實施《經濟、社會與文化權利的國際公約》(簡稱“《公約》”),政府可否告知本會:

- (一) 鑒於香港特區政府在去年 9 月回應聯合國經濟、社會及文化權利委員會(簡稱“聯合國委員會”)於去年 5 月提出的事項時曾表示,幾乎所有《公約》條文已納入香港的成文法中,有哪些《公約》條文還未納入香港法律,原因是甚麼,以及當局會否就這些條文進行立法;及
- (二) 鑒於聯合國委員會曾在 2001 年 5 月建議香港特區政府立法實施《公約》若干條文,當局會否落實該項建議?

(2) Hon LEE Cheuk-yan (Oral Reply)

Regarding the implementation of the International Covenant on Economic, Social and Cultural Rights ("the Covenant") through the laws of the Hong Kong Special Administrative Region ("HKSAR"), will the Government inform this Council:

- (a) given that, in response to the issues presented by the United Nations Committee on Economic, Social and Cultural Rights ("the UN Committee") in May last year, the HKSAR Government stated in September last year that almost all Covenant provisions had been provided for in Hong Kong statutory law, of the Covenant provisions which have not yet been provided for in the laws of Hong Kong and the reasons for that; whether legislation will be enacted to provide for such provisions; and
- (b) as the UN Committee recommended in May 2001 that the HKSAR Government should legislate to implement certain provisions of the Covenant, whether the Administration will give effect to such a recommendation?

(3) 劉健儀議員 (口頭答覆)

本年 2 月 17 日，一艘正駛往內地的雙體客船在汲水門航道與一艘內河船發生碰撞，超過 100 名乘客因而受傷。據報，該艘雙體客船在內地註冊，而海事處過去甚少檢驗在內地註冊的客船。就此，政府可否告知本會：

- (一) 過去 3 年，有關當局每年接獲多少宗在本港水域內發生的船隻碰撞報告，當中有多少宗涉及內地註冊的船隻及這些意外的詳情，包括發生的日期和地點、涉及的內地註冊船隻種類和傷亡人數；
- (二) 過去 3 年，當局每年對超速駕駛、不依航道行駛、非法進入或逗留在本港水域的內地註冊船隻的有關人士分別提出了多少次檢控；及
- (三) 當局會否增加檢驗內地註冊客船的次數或採取其他措施，以提高海上安全；若會，措施的詳情；若否，原因是甚麼？

(3) Hon Miriam LAU (Oral Reply)

On 17 February this year, a passenger catamaran travelling to the Mainland collided with a river vessel in Kap Shui Mun Fairway, injuring more than 100 passengers. It was reported that the passenger catamaran was registered in the Mainland and the Marine Department rarely inspected Mainland-registered passenger ships in the past. In this connection, will the Government inform this Council:

- (a) of the number of reports received by the relevant authorities on the collision of vessels within Hong Kong waters in each of the past three years and, among them, the number and details of such accidents which involved Mainland-registered ships, including the dates on which such accidents occurred and their locations, the types of the Mainland-registered ships involved and the resultant casualties;
- (b) of the respective numbers of prosecutions instituted by the relevant authorities against those in charge of Mainland-registered ships for speeding, failure to navigate in designated fairways, illegal entry into or staying in Hong Kong waters, in each of the past three years; and
- (c) whether the relevant authorities will increase the frequency of inspections of Mainland-registered passenger ships or adopt other measures to enhance safety at sea; if so, of the details of these measures; if not, the reasons for that?

(4) 陳智思議員 (口頭答覆)

在 2004 年，食物環境衛生署共提供了 31 332 宗火化服務。然而，本人得悉，在政府及華人永遠墳場管理委員會轄下的靈灰安置所內，現時空置靈灰壁龕數目不多，而宗教團體的靈灰安置所只向教友提供壁龕，私營的靈灰安置所收費則較為昂貴。此外，政府並沒有訂立法例或其他措施，以規管私營的靈灰安置所。就此，政府可否告知本會：

- (一) 現時提供靈灰壁龕的政府部門、宗教團體、公共及私營機構總數，它們提供的壁龕總數以及平均每宗壁龕申請的輪候時間；
- (二) 預計現時空置的壁龕將於何時被全部取用，以及當局或私營機構有沒有計劃興建新的墳場或靈灰安置所；及
- (三) 會不會立法規管位於寺院、私人工商業樓宇或住宅單位的靈灰安置所？

(4) Hon Bernard CHAN (Oral Reply)

In 2004, the Food and Environmental Hygiene Department handled 31 332 cremations. Yet I learn that in the columbaria managed by the Government and Board of Management of the Chinese Permanent Cemetery, not many vacant niches are available for placing the ashes of the deceased, while niches in columbaria managed by religious bodies only cater for their followers and privately-run columbaria charge higher rates. Furthermore, the Government has not formulated legislation or other measures to regulate privately-run columbaria. In this connection, will the Government inform this Council:

- (a) of the total number of Government departments, religious bodies, public and private institutions that provide niches for placing the ashes of the deceased, the total number of niches provided and the average waiting time of each application for a niche;
- (b) of the estimated time for all the current vacant niches to be taken up, and whether the Government or private institutions have plans to build new cemeteries or columbaria; and
- (c) whether it will enact legislation to regulate columbaria in monasteries, private industrial/commercial premises or domestic units?

#(5) 陳偉業議員 (口頭答覆)

本人近日接獲不少市民投訴，指輕便鐵路(簡稱“輕鐵”)車站的開放式設計令不少乘客因忘記繳付車資或買錯車票而被罰款。不少有關乘客甚至因經常擔心忘記繳付車資或買錯車票，而長期失眠及精神緊張。就此，政府可否告知本會：

- (一) 過去 3 年，因沒有繳付車資或買錯車票而被警告或檢控的輕鐵乘客各有多少；
- (二) 過去 3 年，每年被指派警告及檢控上述輕鐵乘客的工作人員數目及所涉及的開支款額；及
- (三) 會不會要求九廣鐵路公司改善輕鐵車站的開放式設計，以解決乘客因該設計而經常忘記繳付車資或買錯車票的問題？

(5) Hon Albert CHAN (Oral Reply)

Recently I have received a number of complaints from members of the public that, because of the open design of the Light Rail ("LR") stops, many passengers forgot to pay their fares or bought a wrong ticket at LR stops, and incurred a fine as a result. Many passengers concerned even suffer from chronic insomnia and anxiety as they often worry that they may forget to pay their fares or buy a wrong ticket. In this connection, will the Government inform this Council:

- (a) of the respective numbers of LR passengers who were warned or prosecuted for not paying their fares or buying a wrong ticket in the past three years;
- (b) of the number of staff deployed to warn or prosecute the above LR passengers and the amount of expenditure involved in each of the past three years; and
- (c) whether it will request the Kowloon-Canton Railway Corporation to improve the open design of LR stops, so as to address the problem that passengers often forget to pay their fares or buy a wrong ticket because of the design?

#(6) 梁家傑議員 (口頭答覆)

政府在去年 11 月舉行的共建維港委員會會議上表示，準備就發展新郵輪碼頭設施以應付香港的中期需要，公開邀請有興趣的機構提交建議，以期在 2005／2006 年與獲選的建議者簽訂臨時協議。然而，政府並未落實該郵輪碼頭的選址、發展及營運等規劃詳情，而是由有興趣的機構就這些方面提交建議；同時，郵輪碼頭相連土地亦將交由獲選的建議者使用。另一方面，近日有建議於西九龍文娛藝術區（簡稱“文娛區”）興建郵輪碼頭。就此，政府可否告知本會：

- (一) 為甚麼不沿用一貫的規劃政策及程序，先決定上述碼頭的選址及土地面積、規劃發展內容及營運模式，然後才公開招標和拍賣有關土地；以及當局有沒有計劃採用數碼港及文娛區發展計劃的“公私營機構合作”發展模式發展該碼頭，由政府以土地成本投資發展計劃，並以私人協約方式批出有關土地、發展計劃和營運合約；
- (二) 會不會考慮在公開邀請有興趣的機構就有關碼頭設施提交建議書之前或同一時間，就這些設施的前期規劃和選址諮詢公眾；若會，諮詢的形式、時間表和內容是甚麼；若不會，原因是甚麼；及
- (三) 會不會考慮在文娛區興建郵輪碼頭的建議，以及有沒有從航道、交通、旅遊吸引力及技術等方面評估有關建議是不是可取；若評估結果顯示建議可取，理據是甚麼？

(6) Hon Alan LEONG (Oral Reply)

At the Harbour-front Enhancement Committee meeting held in November last year, the Government advised that it was preparing to launch an open invitation for proposals from interested parties for the timely development of a new cruise terminal facility to meet the medium-term needs of Hong Kong, with a view to signing a provisional agreement with the selected proponent in 2005/2006. However, planning details such as the location, development and operation of the cruise terminal have not been drawn up by the Government but are left to be proposed by the interested parties; and the land adjoining the cruise terminal will also be granted to the selected proponent for development. On the other hand, there are recent suggestions to build a cruise terminal at the West Kowloon Cultural District ("WKCD"). In this regard, will the Government inform this Council:

- (a) of the reasons for not adopting the established planning policy and procedure by firstly deciding on the location, site area, content of planning and development, as well as the operation mode of the terminal before conducting open tenders and relevant land auctions; and whether the authorities have plans to adopt the development mode of "Public Private Partnership" of the Cyberport and WKCD Projects for developing the terminal, whereby the Government invests the land costs in the development project and grants the land concerned, the development project and operation contracts by way of private treaty;
- (b) whether it will consider consulting the public on the preliminary planning and location of the terminal facility before or concurrently with the launching of an open invitation for proposals from interested parties; if it will, of the format, timetable and contents of such consultation; if not, the reasons for that, and
- (c) whether it will consider the proposal to build a cruise terminal at WKCD, and whether it has assessed the feasibility of the proposal in terms of fairways, transport, attractiveness to tourists and technology etc.; if the assessment results are positive, of the grounds for that?

#(7) 涂謹申議員 (書面答覆)

康樂及文化事務署(“康文署”)轄下的公園、遊樂場等露天場地提供的健體設施，只有少數適宜長者使用。就此，政府可否告知本會：

- (一) 康文署有否就轄下場地提供長者健體設施事宜制訂政策；若有，政策的具體內容，包括基於甚麼準則決定設置這類設施；及
- (二) 鑒於不少居於西九龍的長者向本人反映，希望當局在區內的公園及遊樂場增設這類設施，康文署有否制訂此方面的計劃；若有，計劃的詳情，包括落實時間表；若否，原因為何？

(7) Hon James TO (Written Reply)

Of the fitness facilities provided in open areas such as gardens and playgrounds managed by the Leisure and Cultural Services Department ("LCSD"), only a few are suitable for the elderly. In this connection, will the Government inform this Council:

- (a) whether LCSD has formulated policies on the provision of fitness facilities for the elderly in venues under its charge; if so, of the specific details of the policies, including the criteria adopted for determining the provision of such facilities; and
- (b) as many elderly in West Kowloon have expressed to me their hope that more of such fitness facilities will be provided in the gardens and playgrounds of the district, whether LCSD has drawn up plans in this regard; if so, of the details of such plans, including the implementation timetable; if not, the reasons for that?

#(8) 湯家驊議員 (書面答覆)

財政司司長於今年的財政預算案演辭中表示，競爭政策諮詢委員會將委任一個獨立委員會檢討現行的競爭政策及競爭政策諮詢委員會的組成、職責和運作。就此，政府可否告知本會：

(一) 是項檢討會否包括：

- (i) 評估競爭政策諮詢委員會自成立以來在促進公平競爭的工作的成效；
- (ii) 比較政府只就個別行業訂立公平競爭法與大多數國家採用單一公平競爭法規管大部分行業的兩種做法在確保公平競爭方面的成效，以及評估何者更適合香港的經濟體系；
- (iii) 參考及研究電訊管理局在執行《電訊條例》(第 106 章)中有關反競爭行為的條文的經驗及成效；
- (iv) 參考及研究其他地區在確保公平競爭方面的經驗；及
- (v) 評估在香港設立獨立及具法定權力的公平競爭機構及制訂涵蓋大部分行業的公平競爭法的可行性及成效；

(二) 獨立委員會的成員人數、委任他們的準則，以及會否委任具研究或處理其他地區的競爭政策及公平競爭法經驗或背景的國際學者或專家為該委員會的成員；及

(三) 當局預計檢討會於何時展開及完成，以及會否公布整份檢討報告？

(8) Hon Ronny TONG (Written Reply)

The Financial Secretary stated in his Budget Speech this year that the Competition Policy Advisory Group ("COMPAG") would appoint an independent committee to review existing competition policy and the COMPAG's composition, terms of reference and operations. In this connection, will the Government inform this Council:

- (a) whether the review will include:
 - (i) an assessment of COMPAG's effectiveness in promoting fair competition since its inception;
 - (ii) a comparison, in terms of effectiveness in ensuring fair competition, of the Government's approach of enacting trade-specific fair competition law with the approach of most countries of enacting a single fair competition law to regulate most trades; and an assessment of which of them is more suitable for the economy of Hong Kong;
 - (iii) drawing reference to and studying the experience and effectiveness of the Office of the Telecommunications Authority in enforcing the provisions on anticompetitive practice in the Telecommunications Ordinance (Cap. 106);
 - (iv) drawing reference to and studying the experiences of other places in ensuring fair competition; and
 - (v) an assessment of the feasibility and effectiveness of setting up an independent fair competition body with statutory powers and introducing fair competition legislation that covers most trades;
- (b) of the membership and appointment criteria of the independent committee and whether international academics or specialists with experience or background in studying or handling competition policy and fair competition law in other places will be appointed to that committee; and
- (c) of the anticipate time for the commencement and completion of the review, and whether the review report will be published in whole?

(9) 詹培忠議員 (書面答覆)

關於推動文化及創意產業的發展，政府可否告知本會，當局會否：

- (一) 參考台灣當局擬訂立的《文化創意產業發展法》，以便就文化創意產業進行立法，以作為各項推動文化創意產業的政策之依據；
- (二) 鼓勵各政府部門及公營機構採購本地的文化及創意產業產品及服務；若會，具體的鼓勵措施；
- (三) 藉提供稅務優惠鼓勵市民及私營機構捐款予文化及藝術團體；
- (四) 透過增加地積比率等措施，鼓勵地產發展商在其發展項目中加入文化藝術設施；
- (五) 設定文化及創意產業產值佔國民生產總值若干百分比的工作目標；若會，目標為何；及
- (六) 加強基礎教育課程內關於文化、藝術及創意的內容，讓新一代及早作好準備，投身有關行業？

(9) Hon CHIM Pui-chung (Written Reply)

On promoting the development of cultural and creative industries, will the Government inform this Council whether it will:

- (a) draw reference to the Cultural and Creative Industries Development Act to be enacted by the authorities in Taiwan to facilitate the introduction of legislation for cultural and creative industries as a basis for various policies to promote cultural and creative industries;
- (b) encourage Government departments and public bodies to procure products and services provided by local cultural and creative industries; if so, of the specific incentive measures;
- (c) encourage individual and private sector donations to cultural and arts groups by introducing tax concessions;
- (d) encourage estate developers to include cultural and arts facilities in their developments through measures such as increasing plot ratio;
- (e) set a work target based on the percentage of cultural and creative industries output in gross national product; if so, of the target ratio; and
- (f) enhance the contents of the basic education curriculum in the aspects of culture, arts and creativity so as to better equip our next generation for future employment in the industries?

#(10) 田北俊議員 (書面答覆)

本人接獲市民投訴，指西貢區某些區域近月多次出現暫停供應食水的情況。雖然當地居民曾多次向有關政府部門投訴，但情況仍未有改善。就此，政府可否告知本會：

- (一) 過去 1 年，西貢區發生暫停供應食水事件的日期、持續時間及受影響的區域；
- (二) 第(一)項所述事件的原因，以及有關情況為何至今仍未見改善；及
- (三) 當局為解決西貢區某些區域供應食水問題而採取的措施，包括會否考慮運用法定權力進入私人地方更換水管，以及落實有關措施的時間表？

(10) Hon James TIEN (Written Reply)

I have received complaints from members of the public that fresh water supply to some areas in the Sai Kung District was suspended on many occasions in recent months. Despite repeated complaints by the local residents to the relevant government departments, the situation has not improved. In this connection, will the Government inform this Council of:

- (a) the dates at which fresh water supply to areas in the Sai Kung District was suspended in the past year, the duration of such suspensions and the areas affected;
- (b) the reasons for the water supply suspensions mentioned in (a) above and why the situation has not improved so far; and
- (c) the measures adopted by the authorities for solving the fresh water supply problem in some areas in the Sai Kung District, including whether they will consider exercising their statutory powers to enter private land to replace water pipes, as well as the timetable for implementing such measures?

#(11) 劉慧卿議員 (書面答覆)

本會財務委員會分別於2000、2002及2004年批准撥款合共7億2,088萬元予有關部門推行計劃，資助車主為其歐盟前期柴油車輛(即在1995年4月前登記的柴油車輛)安裝減少排放物(“減排”)裝置，以改善空氣質素。當局並在2003年12月訂立《空氣污染管制(車輛減少排放物器件)規例》，賦權有關當局拒絕就沒有安裝減排裝置的輕型柴油車輛發出牌照或取消該等車輛的牌照，以及對違反有關安裝規定的車主施加罰款。為此，行政機關可否告知本會：

- (一) 現時領有牌照的歐盟前期輕型及重型柴油車輛分別有多少輛，以及當中已安裝減排裝置的車輛數目；
- (二) 柴油車輛因安裝減排裝置而每天減少排放的氮氧化物、碳氫化合物和一氧化碳的數量，以及該等數量分別相當於汽車每天排放有關污染物總量的百分比；
- (三) 由2000年至今，有關當局接獲多少宗關於已安裝減排裝置的柴油車輛排放黑煙的投訴或報告，以及這些車輛排放黑煙的原因；及
- (四) 有關當局根據上述規例拒絕了多少宗牌照申請及取消了多少個汽車牌照，以及因違反有關安裝規定而被罰款的人數和罰款總數？

(11) Hon Emily LAU (Written Reply)

The Finance Committee of this Council approved the provision of fundings totalling \$720,880,000 to the departments concerned in 2000, 2002 and 2004 respectively for the implementation of programmes to subsidize owners of pre-Euro diesel vehicles (i.e. diesel vehicles registered before April 1995) to retrofit their vehicles with emission reduction devices ("ER devices") so as to improve the air quality. The Air Pollution Control (Emission Reduction Devices for Vehicles) Regulation was also made in December 2003 to authorize the relevant authorities to refuse to license or cancel the licences of diesel light vehicles not installed with ER devices, and to impose fines on owners who have failed to comply with the installation requirement. In this connection, will the Executive Authorities inform this Council of:

- (a) the current respective numbers of licensed pre-Euro diesel light and heavy vehicles and, among them, the numbers of those installed with ER devices;
- (b) the reductions in the daily emissions of nitrogen oxides, hydrocarbons and carbon monoxide by diesel vehicles as a result of the installation of ER devices, and their respective percentages in the total daily emissions of such pollutants from motor vehicles;
- (c) the number of complaints or reports received by the relevant authorities since 2000 about the emission of black smoke from diesel vehicles already installed with ER devices, and the reasons for the emission of black smoke from such vehicles; and
- (d) the number of licence applications rejected and the number of licences cancelled by the relevant authorities under the above Regulation, as well as the number of persons fined for non-compliance with the installation requirement, together with the total amount of fines involved?

#(12) 梁耀忠議員 (書面答覆)

據報，深圳市政府正探討深港兩地的士跨境行駛的可行性。就此，政府可否告知本會：

- (一) 港、深兩地政府曾否就上述構思進行商討；若有，負責的港方部門是哪一個，以及商討的詳情及結果；
- (二) 當局曾否就上述構思進行研究；若然，研究的結果；若否，原因為何；及
- (三) 當局有否就實行該構思對本港的利弊作評估；若有，評估的結果？

(12) Hon LEUNG Yiu-chung (Written Reply)

It has been reported that the Shenzhen Municipal Government is exploring the feasibility of cross-boundary operation of Shenzhen and Hong Kong taxis. In this connection, will the Government inform this Council whether:

- (a) the two governments of Hong Kong and Shenzhen have discussed the above idea; if so, of the responsible department of the Hong Kong Government, as well as the details and outcome of the discussions;
- (b) it has studied this idea; if so, of the result of the study; if not, the reasons for that; and
- (c) it has assessed the pros and cons for Hong Kong if this idea is put into practice; if so, of the result of the assessment?

#(13) 張學明議員 (書面答覆)

據報，社會各界關注因前行政長官辭職而由政務司司長兼任署理行政長官的安排，會影響西九龍文娛藝術區發展計劃的進度。就此，政府可否告知本會：

- (一) 鑒於政務司司長因兼任署理行政長官而工作量增加，他投放多少時間處理西九龍文娛藝術區發展計劃，以及有否評估因他的工作量增加，會否影響該計劃的進度；
- (二) 當局除了延長有關計劃的公眾諮詢期外，會否對計劃的原訂時間表作出其他修改；若會，詳情為何；
- (三) 會否公開在諮詢期內收集的意見(例如出版意見匯編)；及
- (四) 當局對有關計劃的發展方案作出最後決定前，會否再就有關方案徵詢公眾意見？

(13) Hon CHEUNG Hok-ming (Written Reply)

It has been reported that there are concerns among various sectors of the community that the arrangement for the Chief Secretary for Administration ("CS") to serve concurrently as the Acting Chief Executive ("Acting CE") following the resignation of the former Chief Executive will affect the progress of the West Kowloon Cultural District ("WKCD") project. In this connection, will the Government inform this Council:

- (a) given that CS's workload has increased as a result of his serving concurrently as Acting CE, of the amount of time he spends in handling the WKCD project, and whether it has assessed if the progress of the project will be affected because of his increased workload;
- (b) apart from extending the period of public consultation on the project, whether the authorities will make other changes to the original timetable for the project; if so, of the details;
- (c) whether it will make public the views collected during the consultation period, such as by publishing a compendium of views; and
- (d) whether the authorities will further consult the public on the development option for the project before making the final decision?

#(14) 余若薇議員 (書面答覆)

政府可否告知本會，由 2004/05 至 2009/10 學年：

- (一) 預計每年分別用於小學、中學及專上教育的公帑開支款額；及
- (二) 就小學、中學及專上教育分別而言，預計每年分別用於下列項目的開支款額：
 - (i) 教師薪酬；
 - (ii) 培訓教師；
 - (iii) 強積金供款；
 - (iv) 課外活動津貼；
 - (v) 差餉和地租；
 - (vi) 傢俬和教具；
 - (vii) 修葺校舍；及
 - (viii) 其他用途(請分項列出)？

(14) Hon Audrey EU (Written Reply)

Will the Government inform this Council of the following in relation to the 2004-05 to 2009-10 school years:

- (a) the respective estimated amounts of public money spent on primary, secondary and tertiary education each year; and
- (b) in respect of primary, secondary and tertiary education respectively, the respective estimated annual expenditures on:
 - (i) teachers' remuneration;
 - (ii) training for teachers;
 - (iii) mandatory provident fund contributions;
 - (iv) extra-curricular activities grant;
 - (v) rates and government rents;
 - (vi) furniture and teaching aids;
 - (vii) renovation of school premises; and
 - (viii) other purposes (please list out)?

#(15) 馬力議員 (書面答覆)

關於司法機構就法官入職和在職期間申報個人投資和其他利益作出的規定，政府可否告知本會，是否知悉：

- (一) 該等規定與適用於公務員的有關規定有何差異及其理據；
- (二) 該等規定與其他司法管轄區適用於法官的有關規定如何比較；及
- (三) 司法機構有否計劃收緊有關的規定？

(15) Hon MA Lik (Written Reply)

In connection with the Judiciary's requirements on declaration of personal investments and other interests by judges upon their appointment and during their tenure, will the Government inform this Council whether it knows:

- (a) how these requirements differ from those applicable to civil servants, and the justifications of the differences;
- (b) how these requirements compare to those applicable to judges in other jurisdictions; and
- (c) if the Judiciary has plans to tighten these requirements ?

#(16) 李華明議員 (書面答覆)

據報，在英國售賣的 400 多種食品最近因被發現含有可致癌色素蘇丹 1 而須回收，而內地亦有發現含有蘇丹 1 的食品在市面發售。就此，政府可否告知本會：

- (一) 過去 1 年，食物環境衛生署(“食環署”)有否在其食物監察計劃的測試中，發現在本港售賣的食物含有蘇丹 1；若有，詳情為何；
- (二) 鑒於被發現含有蘇丹 1 的食品多數是辣味食品(例如辣椒醬等)，食環署在過去 1 年有否特別抽驗辣味食品；若有，結果為何；若否，原因為何；及
- (三) 鑒於英國及內地均發現含有蘇丹 1 的食品，食環署在過去 1 年有否向該等食品的生產商及代理商瞭解有關食品有否在本港售賣；若有售賣，食環署有否與有關的生產商及代理商安排回收有關食品；若有安排，詳情為何；若沒有安排，原因為何？

(16) Hon Fred LI (Written Reply)

It has been reported that more than 400 types of food products sold in the United Kingdom have to be recalled recently after being found to contain the carcinogenic dye Sudan I. Food products containing Sudan I are also available in the Mainland market. In this connection, will the Government inform this Council:

- (a) whether the Food and Environmental Hygiene Department ("FEHD") has identified from the tests conducted under the food surveillance programme any food products sold in Hong Kong containing Sudan I in the past year; if so, of the details;
- (b) given that food products which are found to contain Sudan I are mostly spicy products (such as chili sauce), whether FEHD has carried out any tests particularly on spicy food products in the past year; if so, of the test results; if not, the reasons for that; and
- (c) as food products containing Sudan I are found in both the United Kingdom and the Mainland, whether FEHD has approached the manufacturers and dealers concerned in the past year to ascertain if such food products are sold in Hong Kong; if such products are sold in Hong Kong, whether FEHD has made arrangements with the manufacturers and dealers concerned for recalling the food products; if arrangements have been made, of the details; if arrangements have not been made, the reasons for that?

#(17) 李鳳英議員 (書面答覆)

現時，公務員、退休公務員、他們的合資格家屬及遺屬均可獲政府及醫院管理局(“醫管局”)免費提供醫療服務。另外，醫管局正就引進《標準藥物名冊》(“《名冊》”)的建議諮詢公眾。就此，政府可否告知本會：

- (一) 實施《名冊》會對上述人士帶來甚麼影響，包括公立醫院醫生為他們處方藥物的政策有何改變，以及他們可否獲免費供應《名冊》以外的藥物；若否，向他們徵收藥費會否違反《公務員事務規例》中有關醫療福利的條文，以及當局如何釐定他們須支付的藥費；及
- (二) 醫管局在草擬《名冊》時有否諮詢公務員團體；若否，原因為何；以及公眾諮詢文件為何沒有提及實施《名冊》對上述人士的影響？

(17) Hon LI Fung-ying (Written Reply)

At present, civil servants, retired civil servants, their eligible family members and surviving family members may obtain free medical services provided by the Government and the Hospital Authority ("HA"). On the other hand, HA is conducting a public consultation on the proposal to introduce the Standard Drug Formulary ("the Formulary"). In this connection, will the Government inform this Council:

- (a) of the impact on the above persons upon the implementation of the Formulary, including changes in the policy regarding the prescription of drugs for them by public hospital doctors, and whether they may be provided, free of charge, with drugs other than those listed in the Formulary; if not, whether imposing drug charges on them will be in breach of the provisions on medical benefits in the Civil Service Regulations, and how the drug charges payable by them will be determined; and
- (b) whether HA consulted civil service organizations when drafting the Formulary; if not, of the reasons for that; and the reasons for not including in the public consultation paper the impact of the implementation of the Formulary on the above persons?

#(18) 石禮謙議員 (書面答覆)

據報，香港賽馬會(“馬會”)鑒於賽馬投注額持續下跌，已向政府建議調低博彩稅率。另一方面，現行《賭博條例》禁止在香港投注有境外成分的賽馬活動，包括澳門賽馬活動。然而，港澳兩地賽馬會近年已展開多項合作計劃，包括每年合辦賽事及實施在澳門投注香港賽事的安排。就此，政府可否告知本會：

- (一) 當局除聽取馬會就賽馬投注額下降所提出的意見外，有否評估投注額下降的原因；若有，結果為何；若否，原因為何；
- (二) 當局如何處理調低博彩稅率的建議，以及有否就該建議進行深入研究(特別是在稅收方面的影響)，包括參考外國經驗；若有，結果為何；若否，原因為何；及
- (三) 當局會否因應香港與澳門賽馬會深化合作關係及兩地均為中國領土，考慮修改《賭博條例》的有關規定，使兩地賽馬會舉行的賽事均可接受兩地人士的投注，從而紓緩因為須維持博彩稅收及馬會慈善公益捐款水平而增辦香港賽事的壓力，以及打擊非法外圍賽馬投注活動和增加香港稅收及馬會收入；若會，詳情為何；若否，原因為何？

(18) Hon Abraham SHEK (Written Reply)

It has been reported that the Hong Kong Jockey Club ("HKJC") has proposed to the Government a reduction of the rate of betting duty in view of the continued drop in betting turnover in horse racing. On the other hand, betting on horse racing with an extra-territorial element, including horse racing held in Macau, is prohibited in Hong Kong under the existing Gambling Ordinance. However, a number of programmes have been launched by HKJC in co-operation with the Macau Jockey Club ("MJC") in recent years, including the holding of annual races in both places and the introduction of cross-betting on Hong Kong races in Macau. In this connection, will the Government inform this Council:

- (a) apart from receiving views from HKJC on the drop in betting turnover in horse racing, whether it has assessed the reasons for such a drop; if it has, of the assessment results; if it has not, the reasons for that;
- (b) how the authorities deal with the proposal for reducing the rate of betting duty, and whether an in-depth study, with reference to overseas experience, has been conducted on the proposal, especially on its revenue implications; if so, of the study results; if not, the reasons for that; and
- (c) whether the authorities will consider amending the relevant provisions of the Gambling Ordinance, having regard to the strengthened co-operation between HKJC and MJC as well as the fact that both places are within the territory of China, so that betting by people in both places on horse racing organized by the two jockey clubs will be permitted, thereby alleviating the pressure of holding additional races in Hong Kong to maintain the level of betting revenue and HKJC's charitable and community donations, combating illegal bookmaking activities on horse racing, and increasing the betting revenue for Hong Kong and HKJC; if so, of the details; if not, the reasons for that?

#(19) 李國英議員 (書面答覆)

據報，消防處於去年引進新款救護床，而月前發生一宗病人從該款救護床墮下受傷的事件。就此，政府可否告知本會：

- (一) 有否調查該事件；若有，結果為何；及
- (二) 當局有否在引進新器材時向前線人員提供指引及在職培訓；若有，詳情為何；若否，原因為何？

(19) Hon LI Kwok-ying (Written Reply)

It was reported that the Fire Services Department introduced a new type of trolley stretchers last year and there was an incident a few months ago in which a patient was injured after falling from such a trolley stretcher. In this connection, will the Government inform this Council whether:

- (a) it has investigated this incident; if so, of the investigation results; and
- (b) the authorities have provided guidelines and on-the-job training for front-line personnel when introducing new equipment; if so, of the details; if not, the reasons for that?

(20) 蔡素玉議員 (書面答覆)

政府可否告知本會：

- (一) 過去 3 年，每年各政府部門購買進口和本地的堆肥、土壤改良劑及肥料的數量各有多少和開支款額；
- (二) 過去 3 年，沙嶺堆肥設施所生產的堆肥有否全部被使用，以及各政府部門使用這些堆肥的數量；及
- (三) 現時上述設施的堆肥年產量及每噸成本價？

(20) Hon CHOY So-yuk (Written Reply)

Will the Government inform this Council:

- (a) of the respective amounts of imported and locally produced compost, soil conditioner and fertilizer procured by various government departments and the expenses involved in each of the past three years;
- (b) whether all the compost produced at the composting facility in Sha Ling had been fully utilized in the past three years, and the amount of such compost utilized by various government departments; and
- (c) of the current annual compost output of the above composting facility and the production cost per tonne?