

**COMMENTS ON WKCDAB: SUBMISSION TO LEGCO BY MUSEUM OF SITE (MOST)  
(4/12/08)**

***Theoretical Framework & Principal Considerations:***

- Flexibility to meet the Coming Fleeting Era
- Democratization Needs, Open Society & Public Engagement
- An open WKCDA can ensure the participatory success of WKCD project
- A Valid & Reliable Administrative Practice with Vision  
i.e. the current successful Airport Authority or Ocean Park Administration may not be applicable to a Cultural Model of Administration as art & culture should be built on an interactive, communicative structure.

**NAMING:**

- De-Confusion of Bureau of Culture/ Authority/ Council/ Board/ Trust...
- The term "West Kowloon Cultural District" can also be named simply as "Cultural District", which can embody a broader vision and cultural strategy. The word and meaning of "Entertainment" should be deleted.

**APPOINTMENT OF MEMBER & COMPOSITION OF BOARD:**

- The success of an appointment system depended on the condition of HK's genuine practice of Double Election of CE & the Legislature.
- A Flexible Model to double meet the demand of Public Engagement & Administrative Efficiency is needed. The WKCDA can decide on the election system and its electorate for the election of relevant committee members under the Authority. The Bill should be open enough to embrace possible structural and compositional changes in the future WKCDA.
- The Bill should not exclude the possibility of any appointment system based on a sophisticated cross-sector, election mechanism in an open society. The current constituency-based HKADC election system should not be repeated but the principle and operation of a democratic system should be intellectually adopted.
- All members should not hold office for more than 6 consecutive years. Rotation System of appointment and 1/3 of members should be re-appointed for each term of office.
- While the CEO of the Authority is appointed by the WKCDA, he or she can be employed without the prior approval of the Chief Executive. The service of the Authority, CEO and his/ her subordinates should not be subject to political influence.
- At least 1/3 (not five) of the non-public officers should be deemed by the public (not by CE) as having experience of, or experience in, (not or exposure to) arts and cultural activities.

**OPERATION OF THE WKCDA & PROVISIONS TO SAFEGUARD PUBLIC INTEREST**

- Hong Kong is getting more and more democratic and open in the future. Like Hong Kong Art Development Council or Town Planning Board, some conducted meetings and minutes, particularly policy matter, should be open to public to ensure public support and transparency to meet the future demand in the coming era.
- In preparing a development plan, the WKCDA shall consult the public and the Secretary for Home Affairs or Culture.

- Before the end of each financial year, the WKCDA is required to send to (the public) and the Secretary for Home Affairs or Culture a corporate plan covering a period of 3 years for record only.
- CE, CE in Council or the Legco Council may require the WKCDA to furnish or disclose any information when or where necessary for public interest.
- Operating Mechanism of M+ should be independent of the WKCDA.

#### **DESIGN OF BUILDINGS**

- The WKCDA should ensure architectural design of quality, integration and environmental friendship; it should ensure the organization of a publicly engaged international Design Competition for the selection of the best master-plan and design of all individual buildings, with the exhibition center inclusive.

#### **USE OF PUBLIC SPACE**

- The WKCDA should furnish free public spaces and flexible licensing policy in support of public events and street-performing activities.

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