

LEGISLATIVE COUNCIL

MINUTES

No. 30

Minutes of the meeting held on Wednesday 28 May 2008 at 11:00 am
and Thursday 29 May 2008 at 9:00 am

Members present:

President

The Hon Mrs Rita FAN HSU Lai-tai, GBM, GBS, JP

The Hon James TIEN Pei-chun, GBS, JP

The Hon Albert HO Chun-yan

Ir Dr the Hon Raymond HO Chung-tai, SBS, S.B.St.J., JP
(absent on 29.5.2008)

The Hon LEE Cheuk-yan

The Hon Martin LEE Chu-ming, SC, JP

Dr the Hon David LI Kwok-po, GBM, GBS, JP (absent on 29.5.2008)

The Hon Fred LI Wah-ming, JP (absent on 29.5.2008)

Dr the Hon LUI Ming-wah, SBS, JP (absent on 29.5.2008)

The Hon Margaret NG

The Hon Mrs Selina CHOW LIANG Shuk-yee, GBS, JP

The Hon James TO Kun-sun

The Hon CHEUNG Man-kwong

The Hon CHAN Yuen-han, SBS, JP

The Hon Bernard CHAN, GBS, JP

The Hon CHAN Kam-lam, SBS, JP

The Hon Mrs Sophie LEUNG LAU Yau-fun, GBS, JP

The Hon LEUNG Yiu-chung

The Hon SIN Chung-kai, SBS, JP (absent on 29.5.2008)

Dr the Hon Philip WONG Yu-hong, GBS

The Hon WONG Yung-kan, SBS, JP

The Hon Jasper TSANG Yok-sing, GBS, JP (absent on 29.5.2008)

The Hon Howard YOUNG, SBS, JP

Dr the Hon YEUNG Sum, JP

The Hon LAU Chin-shek, JP

The Hon LAU Kong-wah, JP

The Hon LAU Wong-fat, GBM, GBS, JP

The Hon Miriam LAU Kin-yee, GBS, JP

The Hon Emily LAU Wai-hing, JP

The Hon CHOY So-yuk, JP (absent on 29.5.2008)

The Hon Andrew CHENG Kar-foo

The Hon TAM Yiu-chung, GBS, JP

The Hon Abraham SHEK Lai-him, SBS, JP

The Hon LI Fung-ying, BBS, JP

The Hon Tommy CHEUNG Yu-yan, SBS, JP

The Hon Frederick FUNG Kin-kee, SBS, JP (absent on 29.5.2008)

The Hon Audrey EU Yuet-mee, SC, JP

The Hon Vincent FANG Kang, JP

The Hon WONG Kwok-hing, MH

The Hon LEE Wing-tat

The Hon LI Kwok-ying, MH, JP

Dr the Hon Joseph LEE Kok-long, JP

The Hon Daniel LAM Wai-keung, SBS, JP

The Hon Jeffrey LAM Kin-fung, SBS, JP

The Hon Andrew LEUNG Kwan-yuen, SBS, JP

The Hon Alan LEONG Kah-kit, SC

The Hon LEUNG Kwok-hung (absent on 29.5.2008)

Dr the Hon KWOK Ka-ki

Dr the Hon Fernando CHEUNG Chiu-hung

The Hon CHEUNG Hok-ming, SBS, JP

The Hon CHIM Pui-chung (absent on 29.5.2008)

Prof the Hon Patrick LAU Sau-shing, SBS, JP

The Hon Albert Jinghan CHENG, JP

The Hon KWONG Chi-kin

The Hon TAM Heung-man

The Hon Mrs Anson CHAN, GBM, JP

Members absent:

The Hon Timothy FOK Tsun-ting, GBS, JP

The Hon Albert CHAN Wai-yip

The Hon WONG Ting-kwong, BBS

The Hon Ronny TONG Ka-wah, SC

Public officers attending:

On 28.5.2008 and 29.5.2008

Dr the Hon York CHOW Yat-ngok, SBS, JP
Secretary for Food and Health

On 28.5.2008

The Hon Henry TANG Ying-yen, GBS, JP
The Chief Secretary for Administration

The Hon Frederick MA Si-hang, JP
Secretary for Commerce and Economic Development

The Hon Stephen LAM Sui-lung, JP
Secretary for Constitutional and Mainland Affairs

The Hon TSANG Tak-sing, JP
Secretary for Home Affairs

The Hon Eva CHENG, JP
Secretary for Transport and Housing

Clerks in attendance:

On 28.5.2008

Mr Ricky FUNG Choi-cheung, JP, Secretary General

Mrs Constance LI TSOI Yeuk-lin, Assistant Secretary General (1)

Mrs Vivian KAM NG Lai-man, Assistant Secretary General (2)

Ms Pauline NG Man-wah, Assistant Secretary General (SD)

On 29.5.2008

Mrs Justina LAM CHENG Bo-ling, Assistant Secretary General (3)

Noting the absence of a quorum, the President directed the Clerk to summon Members to the meeting. A quorum was then present.

Tabling of Papers

The following papers were laid on the table pursuant to Rule 21(2) of the Rules of Procedure:

<u>Subsidiary Legislation / Instruments</u>	<u>L.N. No.</u>
1. Designation of Libraries Order 2008 (gazetted on 23.5.2008)	145/2008
2. Education Ordinance (Amendment of Schedule 3) Notice 2008 (gazetted on 23.5.2008)	146/2008

Other Papers

No. 97 - Annual Report 2006-2007
Broadcasting Authority (published on 26.5.2008)

Report of the Bills Committee on Prevention and Control of Disease Bill (published on 23.5.2008)

Questions

1. Hon TSANG Yok-shing asked Question 1.

The Secretary for Commerce and Economic Development replied.

Five Members asked supplementary questions and the Secretary for Commerce and Economic Development replied.

2. Hon Daniel LAM Wai-keung asked Question 2.

The Secretary for Home Affairs replied.

Eight Members asked supplementary questions and the Secretary for Home Affairs replied.

3. Hon CHEUNG Hok-ming asked Question 3.

The Secretary for Food and Health replied.

Seven Members asked supplementary questions and the Secretary for Food and Health replied.

4. Hon TAM Heung-man asked Question 4.

The Secretary for Transport and Housing replied.

Five Members asked supplementary questions and the Secretary for Transport and Housing replied.

5. Hon CHAN Yuen-han asked Question 5.

The Secretary for Transport and Housing replied.

Five Members asked supplementary questions and the Secretary for Transport and Housing replied.

6. Dr Hon Fernando CHEUNG asked Question 6.

The Secretary for Constitutional and Mainland Affairs replied.

Six Members asked supplementary questions and the Secretary for Constitutional and Mainland Affairs replied.

Written replies to Questions 7 to 20 were tabled for Members' information.

Bills

Dutiable Commodities (Amendment) Bill 2008

Resumption of Second Reading debate

The debate on the Second Reading which was moved on 7 May 2008 resumed.

Question on the Second Reading put and agreed to.

Bill read the second time and committed to a committee of the whole Council.

Committee Stage

The Council went into Committee and considered the **Dutiable Commodities (Amendment) Bill 2008**.

Question that clauses 1 and 2 stand part of the Bill proposed, put and agreed to.

Question that clauses 3 to 10 and cross-headings immediately before clauses 8 and 10 stand part of the Bill proposed.

The Secretary for Commerce and Economic Development moved the amendments to clause 7 and the deletion of other aforesaid clauses and cross-headings and addressed the Committee.

Question on the amendments put and agreed to.

The Chairman stated that as the amendments to clauses 3 to 6, 8, 9 and 10 and the cross-headings immediately before clauses 8 and 10, which dealt with deletions, had been agreed, such clauses and cross-headings were therefore deleted from the Bill.

Question that clause 7, as amended, stand part of the Bill proposed, put and agreed to.

The Council then resumed.

Third Reading

The Secretary for Commerce and Economic Development reported that

the **Dutiable Commodities (Amendment) Bill 2008**

had passed through the Committee with amendments. He moved that the Bill be read the third time and do pass.

Question on the Third Reading proposed, put and agreed to.

Bill read the third time and passed.

Dutiable Commodities (Amendment) (No. 2) Bill 2008

Resumption of Second Reading debate

The debate on the Second Reading which was moved on 7 May 2008 resumed.

Question on the Second Reading put and agreed to.

Bill read the second time and committed to a committee of the whole Council.

Committee Stage

The Council went into Committee and considered the **Dutiable Commodities (Amendment) (No. 2) Bill 2008**.

Question that clauses 1 to 7 stand part of the Bill proposed, put and agreed to.

The Council then resumed.

Third Reading

The Secretary for Commerce and Economic Development reported that

the **Dutiable Commodities (Amendment) (No. 2) Bill 2008**

had passed through the Committee without amendment. He moved that the Bill be read the third time and do pass.

Question on the Third Reading proposed, put and agreed to.

Bill read the third time and passed.

Prevention and Control of Disease Bill

Resumption of Second Reading debate

The debate on the Second Reading which was moved on 19 December 2007 resumed.

Hon Vincent FANG Kang, Chairman of the Bills Committee on Prevention and Control of Disease Bill, addressed the Council on the Committee's Report. After the address, he spoke on the Bill in his personal capacity as a Member.

Four Members spoke on the Bill.

The Secretary for Food and Health replied.

Question on the Second Reading put and agreed to.

Bill read the second time and committed to a committee of the whole Council.

Committee Stage

The Council went into Committee and considered the **Prevention and Control of Disease Bill**.

Question that clauses 1, 3, 4, 9, 10, 11 and 13 to 18 stand part of the Bill proposed, put and agreed to.

Question that clauses 2, 5 to 8 and 12, and heading of Part 4 stand part of the Bill proposed.

The Secretary for Food and Health moved amendments to the aforesaid clauses and heading and addressed the Committee.

Question on the amendments put and agreed to.

Question that clauses 2, 5 to 8 and 12, and heading of Part 4, as amended, stand part of the Bill proposed, put and agreed to.

Question that schedules 1 and 2 stand part of the Bill proposed, put and agreed to.

The Council then resumed.

Third Reading

The Secretary for Food and Health reported that

the **Prevention and Control of Disease Bill**

had passed through the Committee with amendments. He moved that the Bill be read the third time and do pass.

Question on the Third Reading proposed, put and agreed to.

Bill read the third time and passed.

Motions

Proposed resolutions under the Interpretation and General Clauses Ordinance

Food and Drugs (Composition and Labelling) (Amendment: Requirements for Nutrition Labelling and Nutrition Claim) Regulation 2008

The President stated that both the Secretary for Food and Health and Hon Vincent FANG Kang had separately given notice to each move two motions under the Interpretation and General Clauses Ordinance to amend the Food and Drugs (Composition and Labelling) (Amendment: Requirements for Nutrition Labelling and Nutrition Claim) Regulation 2008, and Hon Fred LI had also given notice to move a motion to this Amendment Regulation. She ordered that the five motions be debated together in a joint debate.

Hon Vincent FANG Kang moved the following motion and addressed the Council:

RESOLVED that the Food and Drugs (Composition and Labelling) (Amendment: Requirements for Nutrition Labelling and Nutrition Claim) Regulation 2008, published in the Gazette as Legal Notice No. 69 of 2008 and laid on the table of the Legislative Council on 9 April 2008, be amended, in section 1, by repealing "1 July 2010" and substituting "1 July 2011".

While Hon Vincent FANG Kang was addressing the Council, the President left the chair at 2:17 pm temporarily and the President's Deputy, Hon Miriam LAU, took the chair.

Question on Hon Vincent FANG Kang's motion proposed.

Hon Fred LI and the Secretary for Food and Health spoke on the motion and as well as their own motions.

Hon Bernard CHAN spoke on the motions as Chairman of the Subcommittee on Food and Drugs (Composition and Labelling) (Amendment: Requirements for Nutrition Labelling and Nutrition Claim) Regulation 2008, and then in his personal capacity as a Member.

Two Members and Hon WONG Yung-kan spoke on the motions.

At 3:31 pm, while Hon WONG Yung-kan was speaking, the President resumed the chair.

Nine Members and Hon LEUNG Kwok-hung spoke on the motions.

With the President's permission, Hon LEUNG Yiu-chung explained a point in his speech which had been misunderstood by Hon LEUNG Kwok-hung.

Seven more Members spoke on the motions.

Hon Fred LI and the Secretary for Food and Health spoke again.

Hon Vincent FANG Kang replied.

Question on the motion moved by Hon Vincent FANG Kang concerning section 1 of the Amendment Regulation put.

Hon Vincent FANG Kang claimed a division. The President then ordered the Council to proceed to a division under Rule 47(1) of the Rules of Procedure.

The President announced that among the Members returned by functional constituencies, 27 were present, 11 were in favour of the motion and 16 against it; while among the Members returned by geographical constituencies through direct elections, 27 were present, two were in favour of the motion, 23 against it and one abstained. (Voting record in Appendix I.) Since the question was not agreed by a majority of each of the two groups of Members present, she declared that the motion was negatived.

Hon Miriam LAU rose to move the following motion without notice:

That in the event of further divisions being claimed in respect of the remaining motions to be moved under the Interpretation and General Clauses Ordinance, the Council do proceed to each of such divisions after the division bell has been rung for one minute.

Question on the motion proposed, put and agreed to.

Hon Fred LI moved the motion in Appendix II.

Question on the motion proposed and put.

Hon Fred LI claimed a division. The President then ordered the Council to proceed to a division under Rule 49(6) of the Rules of Procedure.

The President announced that among the Members returned by functional constituencies, 26 were present, 10 were in favour of the motion, 13 against it and three abstained; while among the Members returned by geographical constituencies through direct elections, 27 were present, 16 were in favour of the motion, nine against it and one abstained. (Voting record in Appendix III.) Since the question was not agreed by a majority of each of the two groups of Members present, she declared that the motion was negatived.

The Secretary for Food and Health moved the motion in Appendix IV.

Question on the motion proposed and put.

Hon Fred LI claimed a division. The President then ordered the Council to proceed to a division under Rule 49(6) of the Rules of Procedure.

The President announced that 53 Members were present, 26 were in favour of the motion, 25 against it and one abstained. (Voting record in Appendix V.) Since the question was not agreed by a majority of the Members present, she declared that the motion was negatived.

The Secretary for Food and Health moved the following motion:

RESOLVED that the Food and Drugs (Composition and Labelling) (Amendment: Requirements for Nutrition Labelling and Nutrition Claim) Regulation 2008, published in the Gazette as Legal Notice No. 69 of 2008 and laid on the table of the Legislative Council on 9 April 2008, be amended, in section 10, in the new section 1 of Schedule 5, by adding -

"(6) If the content of trans fatty acids set out in the list of nutrients of a prepackaged food is expressed in a manner that complies with the law of any jurisdiction outside Hong Kong which requires the marking or labelling of trans fatty acids on prepackaged foods, this section, in so far as it relates to trans fatty acids, is deemed to be complied with in relation to the prepackaged food."

Question on the motion proposed and put.

Hon Fred LI claimed a division. The President then ordered the Council to proceed to a division under Rule 49(6) of the Rules of Procedure.

The President announced that 53 Members were present, 26 were in favour of the motion, 25 against it and one abstained. (Voting record in Appendix VI.) Since the question was not agreed by a majority of the Members present, she declared that the motion was negatived.

Hon Vincent FANG Kang moved the following motion:

RESOLVED that the Food and Drugs (Composition and Labelling) (Amendment: Requirements for Nutrition Labelling and Nutrition Claim) Regulation 2008, published in the Gazette as Legal Notice No. 69 of 2008 and laid on the table of the Legislative Council on 9 April 2008, be amended -

- (a) in section 10, in the new section 1(3) of Part 2 of Schedule 6, by repealing "\$345" and substituting "\$80";
- (b) in section 10, in the new section 2(3) of Part 2 of Schedule 6, by repealing "\$335" and substituting "\$50".

Question on the motion proposed and put.

Hon Vincent FANG Kang claimed a division. The President then ordered the Council to proceed to a division under Rule 49(6) of the Rules of Procedure.

The President announced that among the Members returned by functional constituencies, 26 were present, 11 were in favour of the motion and 15 against it; while among the Members returned by geographical constituencies through direct elections, 27 were present, two were in favour of the motion, 23 against it and one abstained. (Voting record in Appendix VII.) Since the question was not agreed by a majority of each of the two groups of Members present, she declared that the motion was negatived.

Members' Motions

The 4 June incident

Hon CHEUNG Man-kwong moved the following motion and addressed the Council:

That this Council urges that: the 4 June incident be not forgotten and the 1989 pro-democracy movement be vindicated.

While Hon CHEUNG Man-kwong was addressing the Council, the President left the chair at 7:36 pm temporarily and the President's Deputy, Hon Miriam LAU, took the chair.

Question on the motion proposed.

Five Members and Dr Hon YEUNG Sum spoke on the motion.

At 8:15 pm, while Dr Hon YEUNG Sum was speaking, the President resumed the chair.

Eleven other Members spoke on the motion.

Hon CHEUNG Man-kwong replied.

Question on the motion put.

Hon CHEUNG Man-kwong claimed a division. The President then ordered the Council to proceed to a division under Rule 47(1) of the Rules of Procedure.

The President announced that among the Members returned by functional constituencies, 24 were present, six were in favour of the motion, four against it and 14 abstained; while among the Members returned by geographical constituencies through direct elections, 22 were present, 13 were in favour of the motion, six against it and two abstained. (Voting record in Appendix VIII.) Since the question was not agreed by a majority of each of the two groups of Members present, she declared that the motion was negatived.

The President suspended the meeting at 9:40 pm.

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The Council resumed at 9:00 am on 29 May 2008.

Immediately improving the health care services in Hong Kong

Dr Hon KWOK Ka-ki moved the following motion and addressed the Council:

That, the Consultation Document on Health Care Reform has given rise to extensive discussion in the community since its publication, and no consensus has so far been reached on supporting any "supplementary financing" option requiring mandatory contribution or mandatory insurance, yet there are currently many problems in Hong Kong's health care services, thus this Council urges the Government to implement a series of measures to immediately improve Hong Kong's health care services; such measures must include:

- (a) immediately using part of the \$50 billion health care funding to improve Hong Kong's health care services, and using the remaining provision to set up a health care service fund, allocating part of the fiscal surplus to the fund in future, and making reference to the profit-sharing arrangement of the Exchange Fund, to provide stable funding for Hong Kong's public health care services;
- (b) the Authorities substantially augmenting the provision of resources to improve existing services, increasing the use of new psychiatric drugs and thoroughly considering the views of stakeholders in formulating long-term psychiatric treatment and rehabilitation policy, in view of the persistent lack of resources and long-term service planning for psychiatric treatment, rehabilitation and support services;
- (c) increasing the funding for the Hospital Authority (HA) to address the plight of persistent shortage of resources suffered by some hospital clusters or district hospitals, reducing the working hours of HA doctors, improving the promotion prospects of doctors and the situation of unequal pay for the same work, in order to retain experienced and middle-ranking doctors and health care workers as well as boost staff morale;
- (d) proactively allocating land for the construction of new private hospitals and assisting existing private hospitals in their extension, so as to increase the provision of beds in private hospitals;
- (e) increasing training resources and opportunities for specialists to enable various medical specialties to have sufficient room for development, thereby providing patients with the most suitable services;

- (f) re-opening nursing schools and increasing the number of places for nursing degree programmes to boost nursing manpower;
- (g) through promoting various public-private partnership (PPP) projects on health care services to improve the imbalance between public and private health care services which has existed for a long time, and supporting PPP in dental services;
- (h) providing additional resources for HA or patients to purchase drugs, such as drugs for curing cancer, and immediately reviewing the Drug Formulary to avoid patients being denied effective drugs with little side effect due to financial difficulties and to reduce misunderstanding between doctors and patients;
- (i) through purchasing services from community doctors or increasing the manpower of general outpatient clinics to reduce the number of cases in each consultation session attended by outpatient doctors and shorten patients' waiting time, thereby enhancing service quality;
- (j) strengthening regulation of private medical insurance and encouraging the industry to provide medical insurance which is in line with public interest, such as insurance which does not discriminate against mental or chronic illness;
- (k) increasing the value of elderly health care vouchers to at least \$1,000 a year and providing low-income families with such vouchers;
- (l) enhancing oral care education; and
- (m) providing dental care vouchers for young children, secondary students, low-income families and the elderly, so as to protect the oral health of the public.

Question on Dr Hon KWOK Ka-ki's motion proposed.

The President stated that five Members intended to move amendments to the motion. In accordance with the Rules of Procedure, the motion and the five amendments would be debated together in a joint debate.

Hon CHAN Yuen-han, Dr Hon YEUNG Sum, Hon Vincent FANG Kang, Hon LI Kwok-ying and Dr Hon Joseph LEE Kok-long, who intended to move amendments to the motion, spoke on the motion and their own amendments.

The Secretary for Food and Health spoke on the motion and the amendments.

Thirteen Members spoke on the motion and the amendments.

Dr Hon KWOK Ka-ki spoke on the amendments.

The Secretary for Food and Health spoke again.

Hon CHAN Yuen-han moved the following amendment to Dr Hon KWOK Ka-ki's motion:

To add "as health care expenditure continues to increase and Hong Kong faces the problem of an ageing population, and" after "That, "; to delete "supporting any 'supplementary financing' option requiring mandatory contribution or mandatory insurance" after "reached on" and substitute with "the issue of health care financing"; to add ", before implementing any health care financing option," after "urges the Government"; to add "and taking the demographic structures of hospital clusters as one of the criteria for resources allocation" after "the Hospital Authority (HA)"; to delete "and" after "oral care education, "; and to add "; (n) providing additional resources to enhance primary health care services and raising the health awareness of the public; (o) stepping up disease prevention work and increasing the provision of free vaccinations of various kinds for the public; (p) improving the telephone booking service for general outpatient clinics, arranging manpower to answer phone calls so that the elders who do not know how to use such system can also make use of the telephone booking service; (q) setting a timetable for improving the problem of excessively long waiting time for specialist outpatient clinics and surgeries; (r) extending free dental care service to all secondary students in Hong Kong; (s) setting up dental clinics with general public sessions and expanding their scope of services; and (t) providing additional evening and 24-hour outpatient clinic services in some remote new towns such as Tung Chung, Tin Shui Wai, etc, before the hospitals planned for construction are completed and commissioned" immediately before the full stop.

Question on Hon CHAN Yuen-han's amendment to Dr Hon KWOK Ka-ki's motion proposed and put.

Hon Jeffrey LAM Kin-fung claimed a division. The President then ordered the Council to proceed to a division under Rule 47(1) of the Rules of Procedure.

The President announced that among the Members returned by functional constituencies, 22 were present, eight were in favour of the amendment and 14 abstained; while among the Members returned by geographical constituencies through direct elections, 18 were present, six were in favour of the amendment and 11 abstained. (Voting record in Appendix IX.) Since the question was not agreed by a majority of each of the two groups of Members present, she declared that the amendment was negatived.

Hon Miriam LAU rose to move the following motion without notice:

That in the event of further divisions in relation to the motion on "Immediately improving the health care services in Hong Kong" or amendments thereto, the Council do proceed to each of such divisions after the division bell has been rung for one minute.

Question on the motion proposed, put and agreed to.

Dr Hon YEUNG Sum moved the following amendment to Dr Hon KWOK Ka-ki's motion:

To add "with insufficient resources, public health care is plagued with problems, and the Government must launch health care reform to resolve the long-term problems faced by the health care system, however," after "That,"; to delete "immediately using part of the \$50 billion health care funding" after "(a)" and substitute with "expeditiously increasing health care funding to 17% of the Government recurrent expenditure"; to delete "using the remaining provision to set up a health care service fund," after "health care services, and" and substitute with "setting up a fund to take forward health care reform, and in addition to the provision of the \$50 billion funding this year, injecting half of the annual investment income of the Exchange Fund into the fund, as well as"; to delete "and making reference to the profit-sharing arrangement of the Exchange Fund," after "the fund in future,"; to delete "public health care services" after "stable funding for Hong Kong's" and substitute with "health care system, so as to ensure that even if there is a substantial increase in health care expenditure brought about by scientific advancement and an ageing population in future, the health care system can still provide essential services to the public, and should the contributory form of supplementary financing system be implemented in future, the amount of contribution can be maintained at a level affordable to the public"; to delete "and" after "oral care education,"; and to add "; and (n) in view of the problem of serious inadequacies in primary health services at present, setting up a seed fund to improve such services, so as to enhance people's health and quality of life, and reduce health care expenditure in the long run" immediately before the full stop.

Question on Dr Hon YEUNG Sum's amendment to Dr Hon KWOK Ka-ki's motion proposed and put.

Dr Hon KWOK Ka-ki claimed a division. The President then ordered the Council to proceed to a division under Rule 49(5) of the Rules of Procedure.

The President announced that among the Members returned by functional constituencies, 22 were present, three were in favour of the amendment and 19 abstained; while among the Members returned by geographical constituencies through direct elections, 19 were present, six were in favour of the amendment and 12 abstained. (Voting record in Appendix X.) Since the question was not agreed by a majority of each of the two groups of Members present, she declared that the amendment was negatived.

Hon Vincent FANG Kang moved the following amendment to Dr Hon KWOK Ka-ki's motion:

To add "as" after "That,"; to delete "immediately using part of" after "(a)" and substitute with "proper planning for"; to delete "improve Hong Kong's health care services, and using the remaining provision to set up a health care service fund, allocating part of the fiscal surplus to the fund in future, and making reference to the profit-sharing arrangement of the Exchange Fund," after "health care funding to" and substitute with "tie in with the future health care financing option, so as"; to add "catering for the actual situation of the districts, such as establishing psychiatric specialist out-patient clinic services in Tin Shui Wai, and at the same time" after "new psychiatric drugs and"; to add "discussing with the Medical Council the implementation of mutual recognition of professional qualifications by making reference to the practice of other professional bodies, with a view to attracting more non-locally trained outstanding doctors to practise in Hong Kong to address the problem of insufficient doctors in public hospitals; (e)" after "(d)"; to delete the original "(e)" and substitute with "(f)"; to delete the original "(f)" and substitute with "(g)"; to delete the original "(g)" and substitute with "(h)"; to delete the original "(h)" and substitute with "(i)"; to delete the original "(i)" and substitute with "(j)"; to delete the original "(j)" and substitute with "(k)"; to delete the original "(k)" and substitute with "(l)"; to delete the original "(l)" and substitute with "(m)"; to delete "and" after "oral care education;"; to delete the original "(m)" and substitute with "(n)"; and to add "; (o) expeditiously constructing hospitals in districts where medical resources are in serious shortage, such as Tung Chung and Tin Shui Wai, and providing additional services, including obstetrics, oncology and neurosurgery etc, in the Tseung Kwan O Hospital; (p) strengthening community-based primary health care services; (q) finding ways to improve the patients' waiting time for specialist out-patient services; (r) further incorporating Chinese medicine into the public health care

system, measures including providing additional Chinese medicine out-patient clinic services in public hospitals etc; and (s) strengthening the protection of patients' rights and interests, effectively improving the procedures and codes for handling personal data of patients in public hospitals, and comprehensively enhancing staff training, so as to prevent repeated occurrence of medical incidents" immediately before the full stop.

Question on Hon Vincent FANG Kang's amendment to Dr Hon KWOK Ka-ki's motion proposed and put.

Dr Hon KWOK Ka-ki claimed a division. The President then ordered the Council to proceed to a division under Rule 49(5) of the Rules of Procedure.

The President announced that among the Members returned by functional constituencies, 21 were present, 14 were in favour of the amendment, one against it and six abstained; while among the Members returned by geographical constituencies through direct elections, 19 were present, five were in favour of the amendment, one against it and twelve abstained. (Voting record in Appendix XI.) Since the question was not agreed by a majority of each of the two groups of Members present, she declared that the amendment was negatived.

Hon LI Kwok-ying moved the following amendment to Dr Hon KWOK Ka-ki's motion:

To delete "no consensus has so far been reached on supporting any 'supplementary financing' option requiring mandatory contribution or mandatory insurance, yet there are currently many problems in Hong Kong's health care services," after "since its publication, and" and substitute with "presently there is public consensus hoping that the Government would strengthen the role of primary health care services, engage in closer public-private partnership (PPP) in health care, improve the current public health care services, etc. to resolve the existing problems in health care services,"; to add "allocate funding to" after "measures and immediately"; to delete "immediately using part of the \$50 billion health care funding to improve Hong Kong's health care services, and using the remaining provision to set up a health care service fund, allocating part of the fiscal surplus to the fund in future, and making reference to the profit-sharing arrangement of the Exchange Fund, to provide stable funding for Hong Kong's public health care services" after "(a)" and substitute with "carrying out institutional reform to strengthen the role of primary health care in the overall health care services, and conducting detailed study on the institution of family doctor"; to delete "public-private partnership (PPP)" after "promoting various" and substitute with "PPP"; to add ", and providing tax incentive to encourage the public to purchase medical insurance" after "chronic illness"; to add ", lowering

the eligibility age for such vouchers to 65" after "\$1,000 a year"; to delete "and" after "oral care education;"; and to add "; (n) strengthening the role of paramedical professionals in the health care system, and promoting their links and cross-referral of patients with Western and Chinese medicine practitioners, so as to provide Hong Kong people with more efficient and better health care services through a team approach; (o) stepping up disease prevention work, such as expeditiously updating the vaccination programme and subsidizing people to receive preventive care services; and (p) using Chinese medicine more extensively to further enhance the quality of health care services" immediately before the full stop.

Question on Hon LI Kwok-ying's amendment to Dr Hon KWOK Ka-ki's motion proposed and put.

Dr Hon KWOK Ka-ki claimed a division. The President then ordered the Council to proceed to a division under Rule 49(5) of the Rules of Procedure.

The President announced that among the Members returned by functional constituencies, 21 were present, 15 were in favour of the amendment and six abstained; while among the Members returned by geographical constituencies through direct elections, 19 were present, 11 were in favour of the amendment and seven abstained. (Voting record in Appendix XII.) Since the question was agreed by a majority of each of the two groups of Members present, she declared that the amendment was agreed to.

As Hon LI Kwok-ying's amendment had been agreed, the President granted leave for Dr Hon Joseph LEE Kok-long to revise the terms of his amendment and explain them to the Council.

Dr Hon Joseph LEE Kok-long moved the following further amendment to Dr Hon KWOK Ka-ki's motion as amended by Hon LI Kwok-ying:

To add "; (q) enhancing community-based psychiatric rehabilitation and nursing services, and thoroughly considering the views of stakeholders in formulating long-term psychiatric treatment, nursing and rehabilitation policy; (r) allocating more resources to universities for the provision of places for nursing degree programmes, setting up as soon as possible a nursing academy to expedite the development of clinical specialization of nurses, and formulating a long-term plan for nursing manpower resources; and (s) optimizing the professional functions of community health care teams to enable them to contribute their expertise in primary health services, such as disease prevention, health promotion and education, so as to provide comprehensive health care services for the community" immediately before the full stop.

Question on Dr Hon Joseph LEE Kok-long's amendment to Dr Hon KWOK Ka-ki's motion as amended by Hon LI Kwok-ying proposed and put.

Hon Vincent FANG Kang claimed a division. The President then ordered the Council to proceed to a division under Rule 49(5) of the Rules of Procedure.

The President announced that among the Members returned by functional constituencies, 21 were present, six were in favour of the amendment and 15 abstained; while among the Members returned by geographical constituencies through direct elections, 19 were present, four were in favour of the amendment, one against it and 13 abstained. (Voting record in Appendix XIII.) Since the question was not agreed by a majority of each of the two groups of Members present, she declared that the amendment was negatived.

Dr Hon KWOK Ka-ki replied.

Question on Dr Hon KWOK Ka-ki's motion as amended by Hon LI Kwok-ying put.

Dr Hon KWOK Ka-ki claimed a division. The President then ordered the Council to proceed to a division under Rule 49(5) of the Rules of Procedure.

The President announced that among the Members returned by functional constituencies, 20 were present, 17 were in favour of the motion as amended and three abstained; while among the Members returned by geographical constituencies through direct elections, 19 were present, 14 were in favour of the motion as amended and four abstained. (Voting record in Appendix XIV.) Since the question was agreed by a majority of each of the two groups of Members present, she declared that the motion as amended was carried.

Next Meeting

The President declared that the next meeting of the Council would be held on 4 June 2008 at 11:00 am.

The Council was adjourned at 12:15 pm.

(Mrs Rita FAN HSU Lai-tai)
President

Council Chamber
Hong Kong

投票 VOTE: 1
日期 DATE: 28/05/2008
時間 TIME: 07:23:37 下午pm

動議 MOTION: 修訂《2008年食物及藥物（成分組合及標籤）（修訂：關於營養標籤及營養聲稱的規定）規例》第1條決議案
PROPOSED RESOLUTION TO AMEND SECTION 1 OF THE FOOD AND DRUGS (COMPOSITION AND LABELLING) (AMENDMENT: REQUIREMENTS FOR NUTRITION LABELLING AND NUTRITION CLAIM) REGULATION 2008

動議人 MOVED BY: 方剛 Vincent FANG

	功能團體 Functional Constituencies	地方選區 Geographical Constituencies	最後結果 Final Result
出席 Present	27	27	
投票 Vote	27	26	
贊成 Yes	11	2	
反對 No	16	23	
棄權 Abstain	0	1	
結果 Result	否決 Negatived	否決 Negatived	否決 Negatived

個別表決如下 THE INDIVIDUAL VOTES WERE AS FOLLOWS:

議員 MEMBER	投票 VOTE	議員 MEMBER	投票 VOTE
功能團體 Functional Constituencies		地方選區 Geographical Constituencies	
何鍾泰 Dr Raymond HO	反對 NO	范徐麗泰 Mrs Rita FAN	出席 PRESENT
李國寶 Dr David LI	反對 NO	田北俊 James TIEN	贊成 YES
呂明華 Dr LUI Ming-wah	反對 NO	何俊仁 Albert HO	反對 NO
吳靄儀 Margaret NG	反對 NO	李卓人 LEE Cheuk-yan	反對 NO
張文光 CHEUNG Man-kwong	反對 NO	李柱銘 Martin LEE	反對 NO
陳智思 Bernard CHAN	反對 NO	李華明 Fred LI	反對 NO
梁劉柔芬 Mrs Sophie LEUNG	贊成 YES	周梁淑怡 Mrs Selina CHOW	贊成 YES
單仲偕 SIN Chung-kai	反對 NO	涂謹申 James TO	反對 NO
黃宜弘 Dr Philip WONG	贊成 YES	陳婉嫻 CHAN Yuen-han	反對 NO
黃容根 WONG Yung-kan	反對 NO	陳鑑林 CHAN Kam-lam	反對 NO
楊孝華 Howard YOUNG	贊成 YES	梁耀忠 LEUNG Yiu-chung	反對 NO
劉皇發 LAU Wong-fat	贊成 YES	曾鈺成 TSANG Yok-sing	反對 NO
劉健儀 Miriam LAU	贊成 YES	楊森 Dr YEUNG Sum	反對 NO
霍震霆 Timothy FOK		劉千石 LAU Chin-shek	反對 NO
石禮謙 Abraham SHEK	贊成 YES	劉江華 LAU Kong-wah	反對 NO
李鳳英 LI Fung-ying	反對 NO	劉慧卿 Emily LAU	棄權 ABSTAIN
張宇人 Tommy CHEUNG	贊成 YES	蔡素玉 CHOY So-yuk	反對 NO
方剛 Vincent FANG	贊成 YES	鄭家富 Andrew CHENG	反對 NO
王國興 WONG Kwok-hing	反對 NO	譚耀宗 TAM Yiu-chung	反對 NO
李國麟 Dr Joseph LEE	反對 NO	陳偉業 Albert CHAN	
林偉強 Daniel LAM	贊成 YES	馮檢基 Frederick FUNG	反對 NO
林健鋒 Jeffrey LAM	贊成 YES	余若薇 Audrey EU	反對 NO
梁君彥 Andrew LEUNG	贊成 YES	李永達 LEE Wing-tat	反對 NO
郭家麒 Dr KWOK Ka-ki	反對 NO	李國英 LI Kwok-ying	反對 NO
張超雄 Dr Fernando CHEUNG	反對 NO	梁家傑 Alan LEONG	反對 NO
黃定光 WONG Ting-kwong		梁國雄 LEUNG Kwok-hung	反對 NO
詹培忠 CHIM Pui-chung		張學明 CHEUNG Hok-ming	反對 NO
劉秀成 Prof Patrick LAU	反對 NO	湯家驊 Ronny TONG	
鄭志堅 KWONG Chi-kin	反對 NO	鄭經翰 Albert CHENG	
譚香文 TAM Heung-man	反對 NO	陳方安生 Mrs Anson CHAN	反對 NO

INTERPRETATION AND GENERAL CLAUSES ORDINANCE

RESOLUTION

(Under section 34(2) of the Interpretation and
General Clauses Ordinance (Cap. 1))

FOOD AND DRUGS (COMPOSITION AND LABELLING)
(AMENDMENT: REQUIREMENTS FOR NUTRITION
LABELLING AND NUTRITION CLAIM)
REGULATION 2008

RESOLVED that the Food and Drugs (Composition and Labelling)
(Amendment: Requirements for Nutrition Labelling and
Nutrition Claim) Regulation 2008, published in the
Gazette as Legal Notice No. 69 of 2008 and laid on the
table of the Legislative Council on 9 April 2008, be
amended -

(a) in section 2(3), by repealing the new definition of

"nutrition claim", and substituting -

"nutrition claim" (營養聲稱), subject to paragraph

(3) -

- (a) means any representation which states, suggests or implies that a food has particular nutritional properties including -
 - (i) the energy value;
 - (ii) the content of protein, available carbohydrates, total fat, saturated fatty acids, trans fatty acids, sodium and sugars; or
 - (iii) the content of vitamins and minerals; and
- (b) includes nutrient content claim, nutrient comparative claim and nutrient function claim;" ;

(b) in section 2, by adding -

"(4) Regulation 2 is amended by adding -

"(3) For the purposes of these regulations, the following do not constitute a nutrition claim -

- (a) mention of any nutrient

content in a list of ingredients required by section 2 of Schedule 3;

- (b) any quantitative or qualitative declaration of any nutrient content specified in section 2(4E) (a) of Schedule 3;
- (c) other quantitative or qualitative declaration of energy value or any nutrient content required by law;
- (d) any quantitative or qualitative declaration of change in nutritional value due to genetically modified process;
- (e) any claim forming part of the name, brand name or trade mark of a prepackaged food; and
- (f) any quantitative declaration of energy value or any nutrient content contained in a

prepackaged food which -

(i) is expressed -

(A) as an actual
amount; or

(B) in any manner
specified in
section 2 or 3
of Schedule 5;
and

(ii) does not place any
special emphasis on
the high content,
low content,
presence or absence
of energy or that
nutrient contained
in the food."."

(c) in section 4, in the new regulation 4B(2), in the Chinese
text, by adding "的規定所" before "規限";

(d) in section 4, by repealing the new regulation 4B(4) (a)
and substituting -

"(a) any item in respect of which an exemption
has been granted under Part 2 of Schedule 6
is displayed for sale in contravention of
section 2A of that Part; or";

(e) in section 5, by adding -

"(7A) Regulation 5(3) is amended, in the Chinese text, by repealing "依照上述方式" and substituting "符合上述規定".";

- (f) in section 8(1), by adding "2," before "4A &"
- (g) in section 10, in the new section 4(3) of Schedule 5, by repealing "Schedule" and substituting "Part";
- (h) in section 10, by repealing the new section 5 of Schedule 5;
- (i) in section 10, by repealing the new section 6(a) of Part 1 of Schedule 6 and substituting -
 - "(a) packed in a container which contains -
 - (i) no other ingredient; or
 - (ii) ingredients packed in a separate container which has a total surface area of less than 100 cm²; and";
- (j) in section 10, by repealing the new section 10(b) of Part 1 of Schedule 6 and substituting -
 - "(b) packed in a container which contains -
 - (i) no other ingredient; or
 - (ii) ingredients packed in a separate container which has a total surface area of less than 100 cm²; and";
- (k) in section 10, in the new section 1 of Part 2 of Schedule 6, by adding -
 - "(1A) In determining whether certain prepackaged foods are of the same version for the

purposes of subsection (1), regard shall be had to all relevant matters including -

- (a) the ingredients of the foods;
- (b) the volumes, weights and packing sizes of the foods;
- (c) the flavours of the foods;
- (d) the manufacturers and packers of the foods; and
- (e) the containers of the foods.”;

(l) in section 10, by repealing the new section 1(4) of Part 2 of Schedule 6 and substituting -

“(4) When an exemption is granted under subsection (1), the Authority may impose such conditions as the Authority thinks fit.”;

(m) in section 10, in the new section 2 of Part 2 of Schedule 6, by adding -

“(3A) The Authority may, in respect of a renewed exemption, impose any condition in addition to or instead of any condition previously imposed under section 1(4).”;

(n) in section 10, in the new Part 2 of Schedule 6, by adding -

“2A. Displaying for sale

No prepackaged food in respect of which an exemption has been granted under section 1(1) shall be displayed for sale unless -

(a) the food bears a label which is securely affixed to or forms part of its container and contains the following text in both the English and Chinese languages in a conspicuous and easily legible manner -

"Nutrition labelling exempted

此乃豁免營養標籤產品";

(b) the label referred to in paragraph

(a) (including the text on the label) is -

(i) of a design, form and size (including font size of the text) as specified by the Authority in the conditions imposed under section 1(4) or 2(3A); and

(ii) used in compliance with those conditions; and

(c) the exemption number assigned by the Authority is clearly marked on the label referred to in paragraph (a).";

(o) in section 10, in the new section 3(1)(a) of Part 2

of Schedule 6, by adding "or 2(3A)" after "section 1(4)";

(p) in section 10, in the new section 3(2) of Part 2 of Schedule 6, by adding "or 2(3A)" after "section 1(4)";

(q) in section 10, in the new section 3(3)(a) of Part 2 of Schedule 6, by adding "or 2(3A)" after "section 1(4)".

投票 VOTE: 2
 日期 DATE: 28/05/2008
 時間 TIME: 07:27:27 下午pm

動議 MOTION: 修訂《2008年食物及藥物（成分組合及標籤）（修訂：關於營養標籤及營養聲稱的規定）規例》決議案
 PROPOSED RESOLUTION TO AMEND THE FOOD AND DRUGS (COMPOSITION AND LABELLING) (AMENDMENT: REQUIREMENTS FOR NUTRITION LABELLING AND NUTRITION CLAIM) REGULATION 2008

動議人 MOVED BY: 李華明Fred LI

	功能團體 Functional Constituencies	地方選區 Geographical Constituencies	最後結果 Final Result
出席 Present	26	27	
投票 Vote	26	26	
贊成 Yes	10	16	
反對 No	13	9	
棄權 Abstain	3	1	
結果 Result	否決 Negatived	通過 Passed	否決 Negatived

個別表決如下 THE INDIVIDUAL VOTES WERE AS FOLLOWS:

議員 MEMBER	投票 VOTE	議員 MEMBER	投票 VOTE
功能團體 Functional Constituencies		地方選區 Geographical Constituencies	
何鍾泰 Dr Raymond HO	棄權 ABSTAIN	范徐麗泰 Mrs Rita FAN	出席 PRESENT
李國寶 Dr David LI	反對 NO	田北俊 James TIEN	反對 NO
呂明華 Dr LUI Ming-wah	棄權 ABSTAIN	何俊仁 Albert HO	贊成 YES
吳靄儀 Margaret NG	贊成 YES	李卓人 LEE Cheuk-yan	贊成 YES
張文光 CHEUNG Man-kwong	贊成 YES	李柱銘 Martin LEE	贊成 YES
陳智思 Bernard CHAN		李華明 Fred LI	贊成 YES
梁劉柔芬 Mrs Sophie LEUNG	反對 NO	周梁淑怡 Mrs Selina CHOW	反對 NO
單仲偕 SIN Chung-kai	贊成 YES	涂謹申 James TO	贊成 YES
黃宜弘 Dr Philip WONG	反對 NO	陳婉嫻 CHAN Yuen-han	贊成 YES
黃容根 WONG Yung-kan	反對 NO	陳鑑林 CHAN Kam-lam	反對 NO
楊孝華 Howard YOUNG	反對 NO	梁耀忠 LEUNG Yiu-chung	贊成 YES
劉皇發 LAU Wong-fat	反對 NO	曾鈺成 TSANG Yok-sing	反對 NO
劉健儀 Miriam LAU	反對 NO	楊森 Dr YEUNG Sum	贊成 YES
霍震霆 Timothy FOK		劉千石 LAU Chin-shek	贊成 YES
石禮謙 Abraham SHEK	反對 NO	劉江華 LAU Kong-wah	反對 NO
李鳳英 LI Fung-ying	贊成 YES	劉慧卿 Emily LAU	棄權 ABSTAIN
張宇人 Tommy CHEUNG	反對 NO	蔡素玉 CHOY So-yuk	反對 NO
方剛 Vincent FANG	反對 NO	鄭家富 Andrew CHENG	贊成 YES
王國興 WONG Kwok-hing	贊成 YES	譚耀宗 TAM Yiu-chung	反對 NO
李國麟 Dr Joseph LEE	贊成 YES	陳偉業 Albert CHAN	
林偉強 Daniel LAM	反對 NO	馮檢基 Frederick FUNG	贊成 YES
林健鋒 Jeffrey LAM	反對 NO	余若薇 Audrey EU	贊成 YES
梁君彥 Andrew LEUNG	反對 NO	李永達 LEE Wing-tat	贊成 YES
郭家麒 Dr KWOK Ka-ki	贊成 YES	李國英 LI Kwok-ying	反對 NO
張超雄 Dr Fernando CHEUNG	贊成 YES	梁家傑 Alan LEONG	贊成 YES
黃定光 WONG Ting-kwong		梁國雄 LEUNG Kwok-hung	贊成 YES
詹培忠 CHIM Pui-chung		張學明 CHEUNG Hok-ming	反對 NO
劉秀成 Prof Patrick LAU	棄權 ABSTAIN	湯家驊 Ronny TONG	
鄭志堅 KWONG Chi-kin	贊成 YES	鄭經翰 Albert CHENG	
譚香文 TAM Heung-man	贊成 YES	陳方安生 Mrs Anson CHAN	贊成 YES

INTERPRETATION AND GENERAL CLAUSES ORDINANCE

RESOLUTION

(Under section 34(2) of the Interpretation and General Clauses Ordinance (Cap. 1))

FOOD AND DRUGS (COMPOSITION AND LABELLING)
(AMENDMENT: REQUIREMENTS FOR NUTRITION
LABELLING AND NUTRITION CLAIM)
REGULATION 2008

RESOLVED that the Food and Drugs (Composition and Labelling) (Amendment: Requirements for Nutrition Labelling and Nutrition Claim) Regulation 2008, published in the Gazette as Legal Notice No. 69 of 2008 and laid on the table of the Legislative Council on 9 April 2008, be amended -

(a) in section 2(3), in the new definition of "nutrition claim", by adding ", subject to paragraph (3)" after "(營養聲稱)";

(b) in section 2, by adding -

"(4) Regulation 2 is amended by adding -

"(3) For the purposes of these regulations, the following do not constitute a nutrition claim -

(a) mention of any nutrient content in a list of

- ingredients required by section 2 of Schedule 3;
- (b) any quantitative or qualitative declaration of any nutrient content specified in section 2(4E) (a) of Schedule 3;
 - (c) other quantitative or qualitative declaration of energy value or any nutrient content required by law;
 - (d) any quantitative or qualitative declaration of change in nutritional value due to genetically modified process;
 - (e) any claim forming part of the name, brand name or trade mark of a prepackaged food; and
 - (f) any quantitative declaration of energy value or any nutrient content contained in a prepackaged food which -
 - (i) is expressed -

- (A) as an actual amount; or
 - (B) in any manner specified in section 2 or 3 of Schedule 5; and
- (ii) does not place any special emphasis on the high content, low content, presence or absence of energy or that nutrient contained in the food."."
- (c) in section 4, in the new regulation 4B(2), in the Chinese text, by adding "的規定所" before "規限";
- (d) in section 4, by repealing the new regulation 4B(4) and substituting -
- "(4) If any item in respect of which an exemption has been granted under Part 2 of Schedule 6 is displayed for sale in contravention of section 2A of that Part, paragraph (1) shall apply in relation to such item.";
- (e) in section 4, in the new regulation 4B(5), by repealing "paragraph (6)" and substituting "paragraphs (5A) and (6)";

(f) in section 4, in the new regulation 4B, by adding -
“(5A) Any item in respect of which an exemption has been granted under Part 2 of Schedule 6, except an item displayed for sale in contravention of section 2A of that Part, shall be exempt from the requirement of paragraph (5).”;

(g) in section 5, by adding -

“(7A) Regulation 5(3) is amended, in the Chinese text, by repealing “依照上述方式” and substituting “符合上述規定”.”;

(h) in section 8(1), by adding “2,” before “4A &”;

(i) in section 10, in the new section 4(3) of Schedule 5, by repealing “Schedule” and substituting “Part”;

(j) in section 10, by repealing the new section 5 of Schedule 5;

(k) in section 10, in the heading of the new Schedule 6, by repealing “PART 1 OF”;

(l) in section 10, by repealing the new section 6(a) of Part 1 of Schedule 6 and substituting -

“(a) packed in a container which contains -

(i) no other ingredient; or

(ii) ingredients packed in a separate container which has a total surface area of less than 100 cm²; and”;

(m) in section 10, by repealing the new section 10(b) of Part 1 of Schedule 6 and substituting -

“(b) packed in a container which contains -

- (i) no other ingredient; or
- (ii) ingredients packed in a separate container which has a total surface area of less than 100 cm²; and";
- (n) in section 10, in the heading of the new Part 2 of Schedule 6, by repealing "PART 1 OF SCHEDULE 5 UNDER REGULATION 4B(2) (b)" and substituting "SCHEDULE 5 UNDER REGULATION 4B(2) (b) and (5A)";
- (o) in section 10, in the heading of the new section 1 of Part 2 of Schedule 6, by repealing "Part 1 of";
- (p) in section 10, in the new section 1(1) of Part 2 of Schedule 6, by repealing "Part 1 of";
- (q) in section 10, in the new section 1 of Part 2 of Schedule 6, by adding -
 - "(1A) In determining whether certain prepackaged foods are of the same version for the purposes of subsection (1), regard shall be had to all relevant matters including -
 - (a) the ingredients of the foods;
 - (b) the volumes, weights and packing sizes of the foods;
 - (c) the flavours of the foods;
 - (d) the manufacturers and packers of the foods; and
 - (e) the containers of the foods."
- (r) in section 10, by repealing the new section 1(4) of Part 2 of Schedule 6 and substituting -

"(4) When an exemption is granted under subsection (1), the Authority may impose such conditions as the Authority thinks fit.";

(s) in section 10, in the new section 2 of Part 2 of Schedule 6, by adding -

"(3A) The Authority may, in respect of a renewed exemption, impose any condition in addition to or instead of any condition previously imposed under section 1(4).";

(t) in section 10, in the new Part 2 of Schedule 6, by adding -

"2A. Displaying for sale

No prepackaged food in respect of which an exemption has been granted under section 1(1) shall be displayed for sale unless -

(a) the food bears a label which is securely affixed to or forms part of its container and contains -

(i) (in the case where there is a nutrition claim made on the label of, or in any advertisement for, the food) the following text in both the English and Chinese languages in a conspicuous and easily legible manner -

"HKSARG WARNING

Nutrition labelling exempted
Nutrition label and claims for
this product may not comply
with Hong Kong laws

香港特區政府忠告

此乃豁免營養標籤產品

此產品的營養標籤及聲稱未必符合香港法
律”； or

- (ii) (in the case where there is no nutrition claim made on the label of, and in any advertisement for, the food) the following text in both the English and Chinese languages in a conspicuous and easily legible manner -

“Nutrition labelling exempted

此乃豁免營養標籤產品”；

- (b) the label referred to in paragraph
(a) (including the text on the label) is -
- (i) of a design, form and size (including font size of the text) as specified by the Authority in the conditions

imposed under section 1(4) or
2(3A); and

(ii) used in compliance with those
conditions; and

(c) the exemption number assigned by the
Authority is clearly -

(i) marked on the label referred to
in paragraph (a); or

(ii) displayed in close proximity to
the place where the food is
displayed for sale.";

(u) in section 10, in the new section 3(1)(a) of Part 2
of Schedule 6, by adding "or 2(3A)" after "section
1(4)";

(v) in section 10, in the new section 3(2) of Part 2 of
Schedule 6, by adding "or 2(3A)" after "section
1(4)";

(w) in section 10, in the new section 3(3)(a) of Part 2
of Schedule 6, by adding "or 2(3A)" after "section
1(4)".

投票 VOTE: 3
 日期 DATE: 28/05/2008
 時間 TIME: 07:29:54 下午pm

動議 MOTION: 修訂《2008年食物及藥物（成分組合及標籤）（修訂：關於營養標籤及營養聲稱的規定）規例》第2條及其他條文決議案
 PROPOSED RESOLUTION TO AMEND SECTION 2 AND OTHER PROVISIONS OF THE FOOD AND DRUGS (COMPOSITION AND LABELLING) (AMENDMENT: REQUIREMENTS FOR NUTRITION LABELLING AND NUTRITION CLAIM) REGULATION 2008

動議人 MOVED BY: 食物及衛生局局長 Secretary for Food and Health

出席 Present :53
 投票 Vote :52
 贊成 Yes :26
 反對 No :25
 棄權 Abstain :1
 結果 Result :否決 Negatived

個別表決如下 THE INDIVIDUAL VOTES WERE AS FOLLOWS:

議員	MEMBER	投票	VOTE	議員	MEMBER	投票	VOTE
范徐麗泰	Mrs Rita FAN	出席	PRESENT	鄭家富	Andrew CHENG	反對	NO
田北俊	James TIEN	贊成	YES	霍震霆	Timothy FOK		
何俊仁	Albert HO	反對	NO	譚耀宗	TAM Yiu-chung	贊成	YES
何鍾泰	Dr Raymond HO	贊成	YES	石禮謙	Abraham SHEK	贊成	YES
李卓人	LEE Cheuk-yan	反對	NO	李鳳英	LI Fung-ying		
李柱銘	Martin LEE	反對	NO	張宇人	Tommy CHEUNG	贊成	YES
李國寶	Dr David LI	贊成	YES	陳偉業	Albert CHAN		
李華明	Fred LI	反對	NO	馮檢基	Frederick FUNG	反對	NO
呂明華	Dr LUI Ming-wah	贊成	YES	余若薇	Audrey EU	反對	NO
吳靄儀	Margaret NG	反對	NO	方剛	Vincent FANG	贊成	YES
周梁淑怡	Mrs Selina CHOW	贊成	YES	王國興	WONG Kwok-hing	反對	NO
涂謹申	James TO	反對	NO	李永達	LEE Wing-tat	反對	NO
張文光	CHEUNG Man-kwong	反對	NO	李國英	LI Kwok-ying	贊成	YES
陳婉嫻	CHAN Yuen-han	反對	NO	李國麟	Dr Joseph LEE	反對	NO
陳智思	Bernard CHAN	贊成	YES	林偉強	Daniel LAM	贊成	YES
陳鑑林	CHAN Kam-lam	贊成	YES	林健鋒	Jeffrey LAM	贊成	YES
梁劉柔芬	Mrs Sophie LEUNG	贊成	YES	梁君彥	Andrew LEUNG	贊成	YES
梁耀忠	LEUNG Yiu-chung	反對	NO	梁家傑	Alan LEONG	反對	NO
單仲偕	SIN Chung-kai	反對	NO	梁國雄	LEUNG Kwok-hung	反對	NO
黃宜弘	Dr Philip WONG	贊成	YES	郭家麒	Dr KWOK Ka-ki	反對	NO
黃容根	WONG Yung-kan	贊成	YES	張超雄	Dr Fernando CHEUNG	反對	NO
曾鈺成	TSANG Yok-sing	贊成	YES	張學明	CHEUNG Hok-ming	贊成	YES
楊孝華	Howard YOUNG	贊成	YES	黃定光	WONG Ting-kwong		
楊森	Dr YEUNG Sum	反對	NO	湯家驊	Ronny TONG		
劉千石	LAU Chin-shek	反對	NO	詹培忠	CHIM Pui-chung		
劉江華	LAU Kong-wah	贊成	YES	劉秀成	Prof Patrick LAU	贊成	YES
劉皇發	LAU Wong-fat	贊成	YES	鄭經翰	Albert CHENG		
劉健儀	Miriam LAU	贊成	YES	鄭志堅	KWONG Chi-kin	反對	NO
劉慧卿	Errily LAU	棄權	ABSTAIN	譚香文	TAM Heung-man	反對	NO
蔡素玉	CHOY So-yuk	贊成	YES	陳方安生	Mrs Anson CHAN	反對	NO

秘書 CLERK

投票 VOTE: 4
日期 DATE: 28/05/2008
時間 TIME: 07:32:26 下午pm

動議 MOTION: 修訂《2008年食物及藥物（成分組合及標籤）（修訂：關於營養標籤及營養聲稱的規定）
規例》第10條決議案
PROPOSED RESOLUTION TO AMEND SECTION 10 OF THE FOOD AND DRUGS (COMPOSITION AND LABELLING) (AMENDMENT: REQUIREMENTS FOR NUTRITION LABELLING AND NUTRITION CLAIM) REGULATION 2008

動議人 MOVED BY: 食物及衛生局局長 Secretary for Food and Health

出席 Present :53
投票 Vote :52
贊成 Yes :26
反對 No :25
棄權 Abstain :1
結果 Result :否決 Negatived

個別表決如下 THE INDIVIDUAL VOTES WERE AS FOLLOWS:

議員	MEMBER	投票	VOTE	議員	MEMBER	投票	VOTE
范徐麗泰	Mrs Rita FAN	出席	PRESENT	鄭家富	Andrew CHENG	反對	NO
田北俊	James TIEN	贊成	YES	霍震霆	Timothy FOK		
何俊仁	Albert HO	反對	NO	譚耀宗	TAM Yiu-chung	贊成	YES
何鍾泰	Dr Raymond HO	贊成	YES	石禮謙	Abraham SHEK	贊成	YES
李卓人	LEE Cheuk-yan	反對	NO	李鳳英	LI Fung-ying		
李柱銘	Martin LEE	反對	NO	張宇人	Tommy CHEUNG	贊成	YES
李國寶	Dr David LI	贊成	YES	陳偉業	Albert CHAN		
李華明	Fred LI	反對	NO	馮檢基	Frederick FUNG	反對	NO
呂明華	Dr LUI Ming-wah	贊成	YES	余若薇	Audrey EU	反對	NO
吳靄儀	Margaret NG	反對	NO	方剛	Vincent FANG	贊成	YES
周梁淑怡	Mrs Selina CHOW	贊成	YES	王國興	WONG Kwok-hing	反對	NO
涂謹申	James TO	反對	NO	李永達	LEE Wing-tat	反對	NO
張文光	CHEUNG Man-kwong	反對	NO	李國英	LI Kwok-ying	贊成	YES
陳婉嫻	CHAN Yuen-han	反對	NO	李國麟	Dr Joseph LEE	反對	NO
陳智思	Bernard CHAN	贊成	YES	林偉強	Daniel LAM	贊成	YES
陳鑑林	CHAN Kam-lam	贊成	YES	林健鋒	Jeffrey LAM	贊成	YES
梁劉柔芬	Mrs Sophie LEUNG	贊成	YES	梁君彥	Andrew LEUNG	贊成	YES
梁耀忠	LEUNG Yiu-chung	反對	NO	梁家傑	Alan LEONG	反對	NO
單仲偕	SIN Chung-kai	反對	NO	梁國雄	LEUNG Kwok-hung	反對	NO
黃宜弘	Dr Philip WONG	贊成	YES	郭家麒	Dr KWOK Ka-ki	反對	NO
黃容根	WONG Yung-kan	贊成	YES	張超雄	Dr Fernando CHEUNG	反對	NO
曾鈺成	TSANG Yok-sing	贊成	YES	張學明	CHEUNG Hok-ming	贊成	YES
楊孝華	Howard YOUNG	贊成	YES	黃定光	WONG Ting-kwong		
楊森	Dr YEUNG Sum	反對	NO	湯家驊	Ronny TONG		
劉千石	LAU Chin-shek	反對	NO	詹培忠	CHIM Pui-chung		
劉江華	LAU Kong-wah	贊成	YES	劉秀成	Prof Patrick LAU	贊成	YES
劉皇發	LAU Wong-fat	贊成	YES	鄭經翰	Albert CHENG		
劉健儀	Miriam LAU	贊成	YES	鄭志堅	KWONG Chi-kin	反對	NO
劉慧卿	Emily LAU	棄權	ABSTAIN	譚香文	TAM Heung-man	反對	NO
蔡素玉	CHOY So-yuk	贊成	YES	陳方安生	Mrs Anson CHAN	反對	NO

投票 VOTE: 5
日期 DATE: 28/05/2008
時間 TIME: 07:34:46 下午pm

動議 MOTION: 修訂《2008年食物及藥物（成分組合及標籤）（修訂：關於營養標籤及營養聲稱的規定）規例》第10條決議案
PROPOSED RESOLUTION TO AMEND SECTION 10 OF THE FOOD AND DRUGS (COMPOSITION AND LABELLING) (AMENDMENT: REQUIREMENTS FOR NUTRITION LABELLING AND NUTRITION CLAIM) REGULATION 2008

動議人 MOVED BY: 方剛 Vincent FANG

	功能團體 Functional Constituencies	地方選區 Geographical Constituencies	最後結果 Final Result
出席 Present	26	27	
投票 Vote	26	26	
贊成 Yes	11	2	
反對 No	15	23	
棄權 Abstain	0	1	
結果 Result	否決 Negatived	否決 Negatived	否決 Negatived

個別表決如下 THE INDIVIDUAL VOTES WERE AS FOLLOWS:

議員 MEMBER	投票 VOTE	議員 MEMBER	投票 VOTE
功能團體 Functional Constituencies		地方選區 Geographical Constituencies	
何鍾泰 Dr Raymond HO	反對 NO	范徐麗泰 Mrs Rita FAN	出席 PRESENT
李國寶 Dr David LI	反對 NO	田北俊 James TIEN	贊成 YES
呂明華 Dr LUI Ming-wah	反對 NO	何俊仁 Albert HO	反對 NO
吳靄儀 Margaret NG	反對 NO	李卓人 LEE Cheuk-yan	反對 NO
張文光 CHEUNG Man-kwong	反對 NO	李柱銘 Martin LEE	反對 NO
陳智思 Bernard CHAN	反對 NO	李華明 Fred LI	反對 NO
梁劉柔芬 Mrs Sophie LEUNG	贊成 YES	周梁淑怡 Mrs Selina CHOW	贊成 YES
單仲偕 SIN Chung-kai	反對 NO	涂謹申 James TO	反對 NO
黃宜弘 Dr Philip WONG	贊成 YES	陳婉嫻 CHAN Yuen-han	反對 NO
黃容根 WONG Yung-kan	反對 NO	陳鑑林 CHAN Kam-lam	反對 NO
楊孝華 Howard YOUNG	贊成 YES	梁耀忠 LEUNG Yiu-chung	反對 NO
劉皇發 LAU Wong-fat	贊成 YES	曾鈺成 TSANG Yok-sing	反對 NO
劉健儀 Miriam LAU	贊成 YES	楊森 Dr YEUNG Sum	反對 NO
霍震霆 Timothy FOK		劉千石 LAU Chin-shek	反對 NO
石禮謙 Abraham SHEK	贊成 YES	劉江華 LAU Kong-wah	反對 NO
李鳳英 LI Fung-ying		劉慧卿 Emily LAU	棄權 ABSTAIN
張宇人 Tommy CHEUNG	贊成 YES	蔡素玉 CHOY So-yuk	反對 NO
方剛 Vincent FANG	贊成 YES	鄭家富 Andrew CHENG	反對 NO
王國興 WONG Kwok-hing	反對 NO	譚耀宗 TAM Yiu-chung	反對 NO
李國麟 Dr Joseph LEE	反對 NO	陳偉業 Albert CHAN	
林偉強 Daniel LAM	贊成 YES	馮檢基 Frederick FUNG	反對 NO
林健鋒 Jeffrey LAM	贊成 YES	余若薇 Audrey EU	反對 NO
梁君彥 Andrew LEUNG	贊成 YES	李永達 LEE Wing-tat	反對 NO
郭家麒 Dr KWOK Ka-ki	反對 NO	李國英 LI Kwok-ying	反對 NO
張超雄 Dr Fernando CHEUNG	反對 NO	梁家傑 Alan LEONG	反對 NO
黃定光 WONG Ting-kwong		梁國雄 LEUNG Kwok-hung	反對 NO
詹培忠 CHIM Pui-chung		張學明 CHEUNG Hok-ming	反對 NO
劉秀成 Prof Patrick LAU	反對 NO	湯家驊 Ronny TONG	
鄭志堅 KWONG Chi-kin	反對 NO	鄭經翰 Albert CHENG	
譚香文 TAM Heung-man	反對 NO	陳方安生 Mrs Anson CHAN	反對 NO

投票 VOTE: 6
 日期 DATE: 28/05/2008
 時間 TIME: 09:39:32 下午pm

動議 MOTION: 「六四事件」議案
 MOTION ON "THE 4 JUNE INCIDENT"

動議人 MOVED BY: 張文光CHEUNG Man-kwong

	功能團體 Functional Constituencies	地方選區 Geographical Constituencies	最後結果 Final Result
出席 Present	24	22	
投票 Vote	24	21	
贊成 Yes	6	13	
反對 No	4	6	
棄權 Abstain	14	2	
結果 Result	否決 Negatived	通過 Passed	否決 Negatived

個別表決如下 THE INDIVIDUAL VOTES WERE AS FOLLOWS:

議員 MEMBER	投票 VOTE	議員 MEMBER	投票 VOTE
功能團體 Functional Constituencies		地方選區 Geographical Constituencies	
何鍾泰 Dr Raymond HO	棄權 ABSTAIN	范徐麗泰 Mrs Rita FAN	出席 PRESENT
李國寶 Dr David LI		田北俊 James TIEN	棄權 ABSTAIN
呂明華 Dr LUI Ming-wah	棄權 ABSTAIN	何俊仁 Albert HO	贊成 YES
吳靄儀 Margaret NG	贊成 YES	李卓人 LEE Cheuk-yan	贊成 YES
張文光 CHEUNG Man-kwong	贊成 YES	李柱銘 Martin LEE	
陳智思 Bernard CHAN	棄權 ABSTAIN	李華明 Fred LI	
梁劉柔芬 Mrs Sophie LEUNG	棄權 ABSTAIN	周梁淑怡 Mrs Selina CHOW	棄權 ABSTAIN
單仲偕 SIN Chung-kai	贊成 YES	涂謹申 James TO	贊成 YES
黃宜弘 Dr Philip WONG	反對 NO	陳婉嫻 CHAN Yuen-han	
黃容根 WONG Yung-kan	反對 NO	陳鑑林 CHAN Kam-lam	反對 NO
楊孝華 Howard YOUNG	棄權 ABSTAIN	梁耀忠 LEUNG Yiu-chung	贊成 YES
劉皇發 LAU Wong-fat	棄權 ABSTAIN	曾鈺成 TSANG Yok-sing	
劉健儀 Miriam LAU	棄權 ABSTAIN	楊森 Dr YEUNG Sum	贊成 YES
霍震霆 Timothy FOK		劉千石 LAU Chin-shek	贊成 YES
石禮謙 Abraham SHEK		劉江華 LAU Kong-wah	反對 NO
李鳳英 LI Fung-ying	棄權 ABSTAIN	劉慧卿 Emily LAU	贊成 YES
張宇人 Tommy CHEUNG	棄權 ABSTAIN	蔡素玉 CHOY So-yuk	反對 NO
方剛 Vincent FANG	棄權 ABSTAIN	鄭家富 Andrew CHENG	贊成 YES
王國興 WONG Kwok-hing	反對 NO	譚耀宗 TAM Yiu-chung	反對 NO
李國麟 Dr Joseph LEE	贊成 YES	陳偉業 Albert CHAN	
林偉強 Daniel LAM	棄權 ABSTAIN	馮檢基 Frederick FUNG	贊成 YES
林健鋒 Jeffrey LAM	棄權 ABSTAIN	余若薇 Audrey EU	贊成 YES
梁君彥 Andrew LEUNG	棄權 ABSTAIN	李永達 LEE Wing-tat	贊成 YES
郭家麒 Dr KWOK Ka-ki	贊成 YES	李國英 LI Kwok-ying	反對 NO
張超雄 Dr Fernando CHEUNG	贊成 YES	梁家傑 Alan LEONG	贊成 YES
黃定光 WONG Ting-kwong		梁國雄 LEUNG Kwok-hung	贊成 YES
詹培忠 CHIM Pui-chung		張學明 CHEUNG Hok-ming	反對 NO
劉秀成 Prof Patrick LAU	棄權 ABSTAIN	湯家驊 Ronny TONG	
鄭志堅 KWONG Chi-kin	反對 NO	鄭經翰 Albert CHENG	
譚香文 TAM Heung-man		陳方安生 Mrs Anson CHAN	

秘書 CLERK

投票 VOTE: 7
日期 DATE: 29/05/2008
時間 TIME: 11:58:13 上午am

動議 MOTION: 陳婉嫻議員對郭家麒議員的「立刻改善本港醫療服務」議案，作出的修正案
AMENDMENT BY HON CHAN YUEN-HAN TO DR HON KWOK KA-KI'S MOTION ON
"IMMEDIATELY IMPROVING THE HEALTH CARE SERVICES IN HONG KONG"

動議人 MOVED BY: 陳婉嫻 CHAN Yuen-han

	功能團體 Functional Constituencies	地方選區 Geographical Constituencies	最後結果 Final Result
出席 Present	22	18	
投票 Vote	22	17	
贊成 Yes	8	6	
反對 No	0	0	
棄權 Abstain	14	11	
結果 Result	否決 Negatived	否決 Negatived	否決 Negatived

個別表決如下 THE INDIVIDUAL VOTES WERE AS FOLLOWS:

議員 MEMBER	投票 VOTE	議員 MEMBER	投票 VOTE
功能團體 Functional Constituencies		地方選區 Geographical Constituencies	
何鍾泰 Dr Raymond HO		范徐麗泰 Mrs Rita FAN	出席 PRESENT
李國寶 Dr David LI		田北俊 James TIEN	棄權 ABSTAIN
呂明華 Dr LUI Ming-wah		何俊仁 Albert HO	棄權 ABSTAIN
吳靄儀 Margaret NG	贊成 YES	李卓人 LEE Cheuk-yan	贊成 YES
張文光 CHEUNG Man-kwong	棄權 ABSTAIN	李柱銘 Martin LEE	棄權 ABSTAIN
陳智思 Bernard CHAN	棄權 ABSTAIN	李華明 Fred LI	
梁劉柔芬 Mrs Sophie LEUNG	棄權 ABSTAIN	周梁淑怡 Mrs Selina CHOW	棄權 ABSTAIN
單仲偕 SIN Chung-kai		涂謹申 James TO	棄權 ABSTAIN
黃宜弘 Dr Philip WONG	棄權 ABSTAIN	陳婉嫻 CHAN Yuen-han	贊成 YES
黃容根 WONG Yung-kan	棄權 ABSTAIN	陳鑑林 CHAN Kam-lam	
楊孝華 Howard YOUNG	棄權 ABSTAIN	梁耀忠 LEUNG Yiu-chung	贊成 YES
劉皇發 LAU Wong-fat	棄權 ABSTAIN	曾鈺成 TSANG Yok-sing	
劉健儀 Miriam LAU	棄權 ABSTAIN	楊森 Dr YEUNG Sum	棄權 ABSTAIN
霍震霆 Timothy FOK		劉千石 LAU Chin-shek	
石禮謙 Abraham SHEK	棄權 ABSTAIN	劉江華 LAU Kong-wah	棄權 ABSTAIN
李鳳英 Li Fung-ying	贊成 YES	劉慧卿 Emily LAU	贊成 YES
張宇人 Tommy CHEUNG	棄權 ABSTAIN	蔡素玉 CHOY So-yuk	
方剛 Vincent FANG	棄權 ABSTAIN	鄭家富 Andrew CHENG	
王國興 WONG Kwok-hing		譚耀宗 TAM Yiu-chung	
李國麟 Dr Joseph LEE	贊成 YES	陳偉業 Albert CHAN	
林偉強 Daniel LAM	棄權 ABSTAIN	馮檢基 Frederick FUNG	
林健鋒 Jeffrey LAM	棄權 ABSTAIN	余若薇 Audrey EU	贊成 YES
梁君彥 Andrew LEUNG	棄權 ABSTAIN	李永達 LEE Wing-tat	棄權 ABSTAIN
郭家麒 Dr KWOK Ka-ki	贊成 YES	李國英 Li Kwok-ying	棄權 ABSTAIN
張超雄 Dr Fernando CHEUNG	贊成 YES	梁家傑 Alan LEONG	贊成 YES
黃定光 WONG Ting-kwong		梁國雄 LEUNG Kwok-hung	
詹培忠 CHIM Pui-chung		CHEUNG Hok-ming	棄權 ABSTAIN
劉秀成 Prof Patrick LAU	贊成 YES	張學明 CHEUNG Hok-ming	棄權 ABSTAIN
鄭志堅 KWONG Chi-kin	贊成 YES	湯家驊 Ronny TONG	
譚香文 TAM Heung-man	贊成 YES	鄭經翰 Albert CHENG	
		陳方安生 Mrs Anson CHAN	棄權 ABSTAIN

秘書 CLERK

投票 VOTE: 8
日期 DATE: 29/05/2008
時間 TIME: 12:01:27 下午pm

動議 MOTION: 楊森議員對郭家麒議員的「立刻改善本港醫療服務」議案，作出的修正案
AMENDMENT BY DR HON YEUNG SUM TO DR HON KWOK KA-KI'S MOTION ON
"IMMEDIATELY IMPROVING THE HEALTH CARE SERVICES IN HONG KONG"

動議人 MOVED BY: 楊森 Dr YEUNG Sum

	功能團體 Functional Constituencies	地方選區 Geographical Constituencies	最後結果 Final Result
出席 Present	22	19	
投票 Vote	22	18	
贊成 Yes	3	6	
反對 No	0	0	
棄權 Abstain	19	12	
結果 Result	否決 Negatived	否決 Negatived	否決 Negatived

個別表決如下 THE INDIVIDUAL VOTES WERE AS FOLLOWS:

議員 MEMBER	投票 VOTE	議員 MEMBER	投票 VOTE
功能團體 Functional Constituencies		地方選區 Geographical Constituencies	
何鍾泰 Dr Raymond HO		范徐麗泰 Mrs Rita FAN	出席 PRESENT
李國寶 Dr David LI		田北俊 James TIEN	棄權 ABSTAIN
呂明華 Dr LUI Ming-wah		何俊仁 Albert HO	贊成 YES
吳靄儀 Margaret NG	棄權 ABSTAIN	李卓人 LEE Cheuk-yan	棄權 ABSTAIN
張文光 CHEUNG Man-kwong	贊成 YES	李柱銘 Martin LEE	贊成 YES
陳智思 Bernard CHAN	棄權 ABSTAIN	李華明 Fred LI	
梁劉柔芬 Mrs Sophie LEUNG	棄權 ABSTAIN	周梁淑怡 Mrs Selina CHOW	棄權 ABSTAIN
單仲偕 SIN Chung-kai		涂謹申 James TO	贊成 YES
黃宜弘 Dr Philip WONG	棄權 ABSTAIN	陳婉嫻 CHAN Yuen-han	棄權 ABSTAIN
黃容根 WONG Yung-kan	棄權 ABSTAIN	陳鑑林 CHAN Kam-lam	
楊孝華 Howard YOUNG	棄權 ABSTAIN	梁耀忠 LEUNG Yiu-chung	棄權 ABSTAIN
劉皇發 LAU Wong-fat	棄權 ABSTAIN	曾鈺成 TSANG Yok-sing	
劉健儀 Miriam LAU	棄權 ABSTAIN	楊森 Dr YEUNG Sum	贊成 YES
霍震霆 Timothy FOK		劉千石 LAU Chin-shek	
石禮謙 Abraham SHEK	棄權 ABSTAIN	劉江華 LAU Kong-wah	棄權 ABSTAIN
李鳳英 LI Fung-ying	贊成 YES	劉慧卿 Emily LAU	棄權 ABSTAIN
張宇人 Tommy CHEUNG	棄權 ABSTAIN	蔡素玉 CHOY So-yuk	
方剛 Vincent FANG	棄權 ABSTAIN	鄭家富 Andrew CHENG	贊成 YES
王國興 WONG Kwok-hing		譚耀宗 TAM Yiu-chung	
李國麟 Dr Joseph LEE	贊成 YES	陳偉業 Albert CHAN	
林偉強 Daniel LAM	棄權 ABSTAIN	馮檢基 Frederick FUNG	
林健鋒 Jeffrey LAM	棄權 ABSTAIN	余若薇 Audrey EU	棄權 ABSTAIN
梁君彥 Andrew LEUNG	棄權 ABSTAIN	李永達 LEE Wing-tat	贊成 YES
郭家麒 Dr KWOK Ka-ki	棄權 ABSTAIN	李國英 LI Kwok-ying	棄權 ABSTAIN
張超雄 Dr Fernando CHEUNG	棄權 ABSTAIN	梁家傑 Alan LEONG	棄權 ABSTAIN
黃定光 WONG Ting-kwong		梁國雄 LEUNG Kwok-hung	
詹培忠 CHIM Pui-chung		張學明 CHEUNG Hok-ming	棄權 ABSTAIN
劉秀成 Prof Patrick LAU	棄權 ABSTAIN	湯家驊 Ronny TONG	
鄭志堅 KWONG Chi-kin	棄權 ABSTAIN	鄭經翰 Albert CHENG	
譚香文 TAM Heung-man	棄權 ABSTAIN	陳方安生 Mrs Anson CHAN	棄權 ABSTAIN

秘書 CLERK

投票 VOTE: 9
日期 DATE: 29/05/2008
時間 TIME: 12:03:47 下午pm

動議 MOTION: 方剛議員對郭家麒議員的「立刻改善本港醫療服務」議案，作出的修正案
AMENDMENT BY HON VINCENT FANG TO DR HON KWOK KA-KI'S MOTION ON
"IMMEDIATELY IMPROVING THE HEALTH CARE SERVICES IN HONG KONG"

動議人 MOVED BY: 方剛 Vincent FANG

	功能團體 Functional Constituencies	地方選區 Geographical Constituencies	最後結果 Final Result
出席 Present	21	19	
投票 Vote	21	18	
贊成 Yes	14	5	
反對 No	1	1	
棄權 Abstain	6	12	
結果 Result	通過 Passed	否決 Negatived	否決 Negatived

個別表決如下 THE INDIVIDUAL VOTES WERE AS FOLLOWS:

議員 MEMBER	投票 VOTE	議員 MEMBER	投票 VOTE
功能團體 Functional Constituencies		地方選區 Geographical Constituencies	
何鍾泰 Dr Raymond HO		范徐麗泰 Mrs Rita FAN	出席 PRESENT
李國寶 Dr David LI		田北俊 James TIEN	贊成 YES
呂明華 Dr LUI Ming-wah		何俊仁 Albert HO	棄權 ABSTAIN
吳靄儀 Margaret NG	棄權 ABSTAIN	李卓人 LEE Cheuk-yan	棄權 ABSTAIN
張文光 CHEUNG Man-kwong	棄權 ABSTAIN	李柱銘 Martin LEE	棄權 ABSTAIN
陳智思 Bernard CHAN	棄權 ABSTAIN	李華明 Fred LI	
梁劉柔芬 Mrs Sophie LEUNG	贊成 YES	周梁淑怡 Mrs Selina CHOW	贊成 YES
單仲偕 SIN Chung-kai		涂謹申 James TO	棄權 ABSTAIN
黃宜弘 Dr Philip WONG	贊成 YES	陳婉嫻 CHAN Yuen-han	反對 NO
黃容根 WONG Yung-kan	贊成 YES	陳鑑林 CHAN Kam-lam	
楊孝華 Howard YOUNG	贊成 YES	梁耀忠 LEUNG Yiu-chung	棄權 ABSTAIN
劉皇發 LAU Wong-fat	贊成 YES	曾鈺成 TSANG Yok-sing	
劉健儀 Miriam LAU	贊成 YES	楊森 Dr YEUNG Sum	棄權 ABSTAIN
霍震霆 Timothy FOK		劉千石 LAU Chin-shek	
石禮謙 Abraham SHEK	贊成 YES	劉江華 LAU Kong-wah	贊成 YES
李鳳英 LI Fung-ying		劉慧卿 Emily LAU	棄權 ABSTAIN
張宇人 Tommy CHEUNG	贊成 YES	蔡素玉 CHOY So-yuk	
方剛 Vincent FANG	贊成 YES	鄭家富 Andrew CHENG	棄權 ABSTAIN
王國興 WONG Kwok-hing		譚耀宗 TAM Yiu-chung	
李國麟 Dr Joseph LEE	贊成 YES	陳偉業 Albert CHAN	
林偉強 Daniel LAM	贊成 YES	馮檢基 Frederick FUNG	
林健鋒 Jeffrey LAM	贊成 YES	余若薇 Audrey EU	棄權 ABSTAIN
梁君彥 Andrew LEUNG	贊成 YES	李永達 LEE Wing-tat	棄權 ABSTAIN
郭家麒 Dr KWOK Ka-ki	棄權 ABSTAIN	李國英 LI Kwok-ying	贊成 YES
張超雄 Dr Fernando CHEUNG	棄權 ABSTAIN	梁家傑 Alan LEONG	棄權 ABSTAIN
黃定光 WONG Ting-kwong		梁國雄 LEUNG Kwok-hung	
詹培忠 CHIM Pui-chung		張學明 CHEUNG Hok-ming	贊成 YES
劉秀成 Prof Patrick LAU	贊成 YES	湯家驊 Ronny TONG	
鄭志堅 KWONG Chi-kin	反對 NO	鄭經翰 Albert CHENG	
譚香文 TAM Heung-man	棄權 ABSTAIN	陳方安生 Mrs Anson CHAN	棄權 ABSTAIN

秘書 CLERK

投票 VOTE: 10
日期 DATE: 29/05/2008
時間 TIME: 12:06:03 下午pm

動議 MOTION: 李國英議員對郭家麒議員的「立刻改善本港醫療服務」議案，作出的修正案
AMENDMENT BY HON LI KWOK-YING TO DR HON KWOK KA-KI'S MOTION ON
"IMMEDIATELY IMPROVING THE HEALTH CARE SERVICES IN HONG KONG"

動議人 MOVED BY: 李國英 LI Kwok-ying

	功能團體 Functional Constituencies	地方選區 Geographical Constituencies	最後結果 Final Result
出席 Present	21	19	
投票 Vote	21	18	
贊成 Yes	15	11	
反對 No	0	0	
棄權 Abstain	6	7	
結果 Result	通過 Passed	通過 Passed	通過 Passed

個別表決如下 THE INDIVIDUAL VOTES WERE AS FOLLOWS:

議員 MEMBER	投票 VOTE	議員 MEMBER	投票 VOTE
功能團體 Functional Constituencies		地方選區 Geographical Constituencies	
何鍾泰 Dr Raymond HO		范徐麗泰 Mrs Rita FAN	出席 PRESENT
李國寶 Dr David LI		田北俊 James TIEN	贊成 YES
呂明華 Dr LUI Ming-wah		何俊仁 Albert HO	贊成 YES
吳靄儀 Margaret NG	棄權 ABSTAIN	李卓人 LEE Cheuk-yan	棄權 ABSTAIN
張文光 CHEUNG Man-kwong	贊成 YES	李柱銘 Martin LEE	贊成 YES
陳智思 Bernard CHAN	棄權 ABSTAIN	李華明 Fred LI	
梁劉柔芬 Mrs Sophie LEUNG	贊成 YES	周梁淑怡 Mrs Selina CHOW	贊成 YES
單仲偕 SIN Chung-kai		涂謹申 James TO	贊成 YES
黃宜弘 Dr Philip WONG	贊成 YES	陳婉嫻 CHAN Yuen-han	棄權 ABSTAIN
黃容根 WONG Yung-kan	贊成 YES	陳鑑林 CHAN Kam-lam	
楊孝華 Howard YOUNG	贊成 YES	梁耀忠 LEUNG Yiu-chung	棄權 ABSTAIN
劉皇發 LAU Wong-fat	贊成 YES	曾鈺成 TSANG Yok-sing	
劉健儀 Miriam LAU	贊成 YES	楊森 Dr YEUNG Sum	贊成 YES
霍震霆 Timothy FOK		劉千石 LAU Chin-shek	
石禮謙 Abraham SHEK	贊成 YES	劉江華 LAU Kong-wah	贊成 YES
李鳳英 Li Fung-ying		劉慧卿 Emily LAU	棄權 ABSTAIN
張宇人 Tommy CHEUNG	贊成 YES	蔡素玉 CHOY So-yuk	
方剛 Vincent FANG	贊成 YES	鄭家富 Andrew CHENG	贊成 YES
王國興 WONG Kwok-hing		譚耀宗 TAM Yiu-chung	
李國麟 Dr Joseph LEE	贊成 YES	陳偉業 Albert CHAN	
林偉強 Daniel LAM	贊成 YES	馮檢基 Frederick FUNG	
林健鋒 Jeffrey LAM	贊成 YES	余若薇 Audrey EU	棄權 ABSTAIN
梁君彥 Andrew LEUNG	贊成 YES	李永達 LEE Wing-tat	贊成 YES
郭家麒 Dr KWOK Ka-ki	棄權 ABSTAIN	李國英 Li Kwok-ying	贊成 YES
張超雄 Dr Fernando CHEUNG	棄權 ABSTAIN	梁家傑 Alan LEONG	棄權 ABSTAIN
黃定光 WONG Ting-kwong		梁國雄 LEUNG Kwok-hung	
詹培忠 CHIM Pui-chung		張學明 CHEUNG Hok-ming	贊成 YES
劉秀成 Prof Patrick LAU	贊成 YES	湯家驊 Ronny TONG	
鄭志堅 KWONG Chi-kin	棄權 ABSTAIN	鄭經翰 Albert CHENG	
譚香文 TAM Heung-man	棄權 ABSTAIN	陳方安生 Mrs Anson CHAN	棄權 ABSTAIN

秘書 CLERK

投票 VOTE: 11
日期 DATE: 29/05/2008
時間 TIME: 12:08:50 下午pm

動議 MOTION: 李國麟議員對郭家麒議員就「立刻改善本港醫療服務」所提，經陳婉嫻議員及楊森議員及方剛議員及李國英議員修正的議案，作出的修正案
AMENDMENT BY DR HON JOSEPH LEE TO DR HON KWOK KA-KI'S MOTION ON "IMMEDIATELY IMPROVING THE HEALTH CARE SERVICES IN HONG KONG" AS AMENDED BY HON CHAN YUEN-HAN AND DR HON YEUNG SUM AND HON VINCENT FANG AND HON LI KWOK-YING

動議人 MOVED BY: 李國麟 Dr Joseph LEE

	功能團體 Functional Constituencies	地方選區 Geographical Constituencies	最後結果 Final Result
出席 Present	21	19	
投票 Vote	21	18	
贊成 Yes	6	4	
反對 No	0	1	
棄權 Abstain	15	13	
結果 Result	否決 Negatived	否決 Negatived	否決 Negatived

個別表決如下 THE INDIVIDUAL VOTES WERE AS FOLLOWS:

議員 MEMBER	投票 VOTE	議員 MEMBER	投票 VOTE
功能團體 Functional Constituencies		地方選區 Geographical Constituencies	
何鍾泰 Dr Raymond HO		范徐麗泰 Mrs Rita FAN	出席 PRESENT
李國寶 Dr David LI		田北俊 James TIEN	棄權 ABSTAIN
呂明華 Dr LUI Ming-wah		何俊仁 Albert HO	棄權 ABSTAIN
吳靄儀 Margaret NG	贊成 YES	李卓人 LEE Cheuk-yan	贊成 YES
張文光 CHEUNG Man-kwong	棄權 ABSTAIN	李柱銘 Martin LEE	棄權 ABSTAIN
陳智思 Bernard CHAN	棄權 ABSTAIN	李華明 Fred LI	
梁劉柔芬 Mrs Sophie LEUNG	棄權 ABSTAIN	周梁淑怡 Mrs Selina CHOW	棄權 ABSTAIN
單仲偕 SIN Chung-kai		涂謹申 James TO	棄權 ABSTAIN
黃宜弘 Dr Philip WONG	棄權 ABSTAIN	陳婉嫻 CHAN Yuen-han	棄權 ABSTAIN
黃容根 WONG Yung-kan	棄權 ABSTAIN	陳鑑林 CHAN Kam-lam	
楊孝華 Howard YOUNG	棄權 ABSTAIN	梁耀忠 LEUNG Yiu-chung	反對 NO
劉皇發 LAU Wong-fat	棄權 ABSTAIN	曾鈺成 TSANG Yok-sing	
劉健儀 Miriam LAU	棄權 ABSTAIN	楊森 Dr YEUNG Sum	棄權 ABSTAIN
霍震霆 Timothy FOK		劉千石 LAU Chin-shek	
石禮謙 Abraham SHEK	棄權 ABSTAIN	劉江華 LAU Kong-wah	棄權 ABSTAIN
李鳳英 LI Fung-ying		劉慧卿 Emily LAU	贊成 YES
張宇人 Tommy CHEUNG	棄權 ABSTAIN	蔡素玉 CHOY So-yuk	
方剛 Vincent FANG	棄權 ABSTAIN	鄭家富 Andrew CHENG	棄權 ABSTAIN
王國興 WONG Kwok-hing		譚耀宗 TAM Yiu-chung	
李國麟 Dr Joseph LEE	贊成 YES	陳偉業 Albert CHAN	
林偉強 Daniel LAM	棄權 ABSTAIN	馮檢基 Frederick FUNG	
林健鋒 Jeffrey LAM	棄權 ABSTAIN	余若薇 Audrey EU	贊成 YES
梁君彥 Andrew LEUNG	棄權 ABSTAIN	李永達 LEE Wing-tat	棄權 ABSTAIN
郭家麒 Dr KWOK Ka-ki	贊成 YES	李國英 LI Kwok-ying	棄權 ABSTAIN
張超雄 Dr Fernando CHEUNG	贊成 YES	梁家傑 Alan LEONG	贊成 YES
黃定光 WONG Ting-kwong		梁國雄 LEUNG Kwok-hung	
詹培忠 CHIM Pui-chung		張學明 CHEUNG Hok-ming	棄權 ABSTAIN
劉秀成 Prof Patrick LAU	贊成 YES	湯家驊 Ronny TONG	
鄭志堅 KWONG Chi-kin	棄權 ABSTAIN	鄭經翰 Albert CHENG	
譚香文 TAM Heung-man	贊成 YES	陳方安生 Mrs Anson CHAN	棄權 ABSTAIN

秘書 CLERK

投票 VOTE: 12
日期 DATE: 29/05/2008
時間 TIME: 12:14:56 下午pm

動議 MOTION: 由郭家麒議員動議，經陳婉嫻議員及楊森議員及方剛議員及李國英議員及李國麟議員修正的「立刻改善本港醫療服務」議案
MOTION MOVED BY DR HON KWOK KA-KI ON "IMMEDIATELY IMPROVING THE HEALTH CARE SERVICES IN HONG KONG" AS AMENDED BY HON CHAN YUEN-HAN AND DR HON YEUNG SUM AND HON VINCENT FANG, AND HON LI KWOK-YING AND DR HON JOSEPH LEE

動議人 MOVED BY: 郭家麒 Dr KWOK Ka-ki

	功能團體 Functional Constituencies	地方選區 Geographical Constituencies	最後結果 Final Result
出席 Present	20	19	
投票 Vote	20	18	
贊成 Yes	17	14	
反對 No	0	0	
棄權 Abstain	3	4	
結果 Result	通過 Passed	通過 Passed	通過 Passed

個別表決如下 THE INDIVIDUAL VOTES WERE AS FOLLOWS:

議員 MEMBER	投票 VOTE	議員 MEMBER	投票 VOTE
功能團體 Functional Constituencies		地方選區 Geographical Constituencies	
何鍾泰 Dr Raymond HO		范徐麗泰 Mrs Rita FAN	出席 PRESENT
李國寶 Dr David LI		田北俊 James TIEN	贊成 YES
呂明華 Dr LUI Ming-wah		何俊仁 Albert HO	贊成 YES
吳靄儀 Margaret NG	贊成 YES	李卓人 LEE Cheuk-yan	棄權 ABSTAIN
張文光 CHEUNG Man-kwong	贊成 YES	李柱銘 Martin LEE	贊成 YES
陳智思 Bernard CHAN	棄權 ABSTAIN	李華明 Fred LI	
梁劉柔芬 Mrs Sophie LEUNG	贊成 YES	周梁淑怡 Mrs Selina CHOW	贊成 YES
單仲偕 SIN Chung-kai		涂謹申 James TO	贊成 YES
黃宜弘 Dr Philip WONG	贊成 YES	陳婉嫻 CHAN Yuen-han	棄權 ABSTAIN
黃容根 WONG Yung-kan	贊成 YES	陳鑑林 CHAN Kam-lam	
楊孝華 Howard YOUNG	贊成 YES	梁耀忠 LEUNG Yiu-chung	棄權 ABSTAIN
劉皇發 LAU Wong-fat	贊成 YES	曾鈺成 TSANG Yok-sing	
劉健儀 Miriam LAU	贊成 YES	楊森 Dr YEUNG Sum	贊成 YES
霍震霆 Timothy FOK		劉千石 LAU Chin-shek	
石禮謙 Abraham SHEK	贊成 YES	劉江華 LAU Kong-wah	贊成 YES
李鳳英 LI Fung-ying		劉慧卿 Emily LAU	贊成 YES
張宇人 Tommy CHEUNG	贊成 YES	蔡素玉 CHOY So-yuk	
方剛 Vincent FANG	贊成 YES	鄭家富 Andrew CHENG	贊成 YES
王國興 WONG Kwok-hing		譚耀宗 TAM Yiu-chung	
李國麟 Dr Joseph LEE	贊成 YES	陳偉業 Albert CHAN	
林偉強 Daniel LAM	贊成 YES	馮檢基 Frederick FUNG	
林健鋒 Jeffrey LAM	贊成 YES	余若薇 Audrey EU	贊成 YES
梁君彥 Andrew LEUNG	贊成 YES	李永達 LEE Wing-tat	贊成 YES
郭家麒 Dr KWOK Ka-ki	棄權 ABSTAIN	李國英 LI Kwok-ying	贊成 YES
張超雄 Dr Fernando CHEUNG		梁家傑 Alan LEONG	贊成 YES
黃定光 WONG Ting-kwong		梁國雄 LEUNG Kwok-hung	
詹培忠 CHIM Pui-chung		張學明 CHEUNG Hok-ming	贊成 YES
劉秀成 Prof Patrick LAU	贊成 YES	湯家驊 Ronny TONG	
鄭志堅 KWONG Chi-kin	棄權 ABSTAIN	鄭經翰 Albert CHENG	
譚香文 TAM Heung-man	贊成 YES	陳方安生 Mrs Anson CHAN	棄權 ABSTAIN

秘書 CLERK