

立法會
Legislative Council

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Tel : 2869 9205

Date : 18 November 2010

From : Clerk to the Legislative Council

To : All Members of the Legislative Council

Council meeting of 1 December 2010

**Proposed resolution under the
District Councils Ordinance**

I forward for Members' consideration a proposed resolution which the Secretary for Constitutional and Mainland Affairs will move at the Council meeting of 1 December 2010 under the District Councils Ordinance relating to the District Councils Ordinance (Amendment of Schedule 3) Order 2010. The President has directed that "it be printed in the terms in which it was handed in" on the Agenda of the Council.

2. The speech, in both English and Chinese versions, which the Secretary will deliver when moving the proposed resolution is also attached.

(Mrs Justina LAM)
for Clerk to the Legislative Council

Encl.

District Councils Ordinance

Resolution

(Under section 8 of the District Councils Ordinance (Cap. 547))

Resolved that the District Councils Ordinance (Amendment of Schedule 3) Order 2010, made by the Chief Executive in Council on 21 September 2010, be approved.

District Councils Ordinance (Amendment of Schedule 3) Order 2010

(Made by the Chief Executive in Council under section 8 of the District Councils Ordinance (Cap. 547) subject to the approval of the Legislative Council)

1. Commencement

This Order—

- (a) comes into operation on a day before 1 January 2012 to be appointed by the Secretary for Constitutional and Mainland Affairs by notice published in the Gazette for the purpose only of enabling arrangements to be made for the holding of the District Council ordinary election in 2011; and
- (b) in so far as it has not come into operation under paragraph (a), comes into operation on 1 January 2012.

2. District Councils Ordinance amended

The District Councils Ordinance (Cap. 547) is amended as set out in section 3.

3. Schedule 3 amended

- (1) Schedule 3, Part I, item 4—

Repeal

“34”

Substitute

“35”.

- (2) Schedule 3, Part I, item 9—

Repeal

“16”

Substitute

“17”.

- (3) Schedule 3, Part I, item 11—

Repeal

“28”

Substitute

“29”.

- (4) Schedule 3, Part I, item 12—

Repeal

“16”

Substitute

“17”.

- (5) Schedule 3, Part I, item 13—

Repeal

“23”

Substitute

“24”.

- (6) Schedule 3, Part I, item 18—

Repeal

“29”

Substitute

“31”.

Clerk to the Executive Council

COUNCIL CHAMBER

21 September 2010

Explanatory Note

The only purpose of this Order is to amend Schedule 3 to the District Councils Ordinance (Cap. 547) to increase the number of elected members—

- (a) of Kwun Tong District Council from 34 to 35;
 - (b) of Yau Tsim Mong District Council from 16 to 17;
 - (c) of Kwai Tsing District Council from 28 to 29;
 - (d) of North District Council from 16 to 17;
 - (e) of Sai Kung District Council from 23 to 24; and
 - (f) of Yuen Long District Council from 29 to 31.
2. The increase in the number of elected members is to take effect in respect of the District Council ordinary election to be held in 2011.

[Translation]

Speech by Mr Stephen Lam
the Secretary for Constitutional
and Mainland Affairs
on a motion to approve
the District Councils Ordinance
(Amendment of Schedule 3) Order 2010
at the Legislative Council on 1 December 2010

President,

I move that the District Councils Ordinance (Amendment of Schedule 3) Order 2010 (the Order) be approved. The purpose of this piece of subsidiary legislation is to add seven elected seats to six District Councils in the fourth term District Councils commencing on 1 January 2012.

2. Since the first term District Councils, we have increased the number of elected seats for the Islands, Sai Kung and Yuen Long District Councils to tie in with their population growth relative to the previous District Council election. As for the other District Councils, although the population growth between successive District Council elections was relatively modest, the cumulative growth since 1999 for some districts could be significant. Accordingly, we have undertaken an overall review on the number of elected seats for each District Council having regard to the population forecast for Hong Kong in 2011.

3. As a result of the review, we propose to allocate an extra seat to each of the following five District Councils: Kwun Tong, Yau Tsim Mong, Kwai Tsing, North District and Sai Kung, and two extra seats to Yuen Long District Council.

4. The Constitutional and Mainland Affairs Bureau consulted the Legislative Council Panel on Constitutional Affairs on the proposal in July this year. Members expressed no objection to the proposal. The Chief Executive in Council made the Order at the Executive Council meeting on 21 September 2010.

5. The Order has been scrutinized by the Subcommittee on District Councils Ordinance (Amendment of Schedule 3) Order 2010. I

wish to take this opportunity to thank the Honourable Ip Kwok-him and other members of the Subcommittee for agreeing to expedite the examination of the Order. I also thank them for their valuable opinions.

6. Subject to the approval of the Order by the Legislative Council today, the Electoral Affairs Commission will proceed with the demarcation of constituency boundaries for the 2011 District Councils election having regard to the revised number of seats and in accordance with the statutory criteria for demarcation. The Electoral Affairs Commission will publish its provisional recommendations on the delineation of the 412 District Council constituency areas for public consultation in early December. The final recommendations will be submitted to the Chief Executive by no later than March 2011.

7. May I ask Members to approve the Order to enable the implementation of the proposed addition of seats.

8. Thank you, President.