

立法會
Legislative Council

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Date : 1 February 2012

From : Clerk to the Legislative Council

To : All Members of the Legislative Council

Council meeting of 15 February 2012

**Proposed resolution under
the Public Finance Ordinance**

I forward for Members' consideration a proposed resolution which the Secretary for Financial Services and the Treasury will move at the Council meeting of 15 February 2012 under the Public Finance Ordinance. 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 Chinese and English, which the Secretary will deliver when moving the proposed resolution is also attached.

(Mrs Justina LAM)
for Clerk to the Legislative Council

Encl.

Public Finance Ordinance

Resolution

(Under section 7(1) of the Public Finance Ordinance (Cap. 2))

Resolved that—

1. Authority is hereby given for a sum not exceeding \$79,594,567,000 to be charged on the general revenue for expenditure on the services of the Government in respect of the financial year commencing on 1 April 2012.
2. Subject to this Resolution, the sum so charged may be expended against the heads of expenditure as shown in the Estimates of Expenditure 2012–13 laid before the Legislative Council on 1 February 2012 or, if the Estimates are changed under the provisions of the Public Finance Ordinance (Cap. 2) as applied by section 7(2) of that Ordinance, as shown in the Estimates as so changed.
3. Expenditure in respect of any head of expenditure must not exceed the aggregate of the amounts authorized by paragraph 4 to be expended in respect of the subheads in that head of expenditure.
4. Expenditure in respect of each subhead in a head of expenditure must not exceed—
 - (a) for an Operating Account Recurrent subhead of expenditure, an amount equivalent to—
 - (i) except if the subhead is listed in Schedule 1 to this Resolution, 20% of the provision shown in the Estimates in respect of that subhead;

- (ii) if the subhead is listed in Schedule 1 to this Resolution, the percentage of the provision shown in the Estimates in respect of that subhead that is specified in that Schedule in relation to that subhead; and
 - (b) for an Operating Account Non-Recurrent subhead of expenditure or a Capital Account subhead of expenditure, an amount equivalent to—
 - (i) except if the subhead is listed in Schedule 2 to this Resolution, 100% of the provision shown in the Estimates in respect of that subhead;
 - (ii) if the subhead is listed in Schedule 2 to this Resolution, the amount that is specified in that Schedule in relation to that subhead,

or such other amount, not exceeding an amount equivalent to 100% of the provision shown in the Estimates in respect of that subhead, as may in any case be approved by the Financial Secretary.

		Schedule 1		[para. 4(a)]
Head of Expenditure		Subhead		Percentage of provision shown in Estimates
90	Labour Department	280	Contribution to the Occupational Safety and Health Council	30
		295	Contribution to the Occupational Deafness Compensation Board	30
106	Miscellaneous Services	284	Compensation	40
120	Pensions	026	Employees' compensation, injury, incapacity and death related payments and expenses	35
170	Social Welfare Department	157	Assistance for patients and their families	100
		176	Criminal and law enforcement injuries compensation	25
		177	Emergency relief	100
		179	Comprehensive social security assistance scheme	30
		180	Social security allowance scheme	30

		Schedule 2		[para. 4(b)]
Head of Expenditure		Subhead		Amount \$
106	Miscellaneous Services	689	Additional commitments	0
		789	Additional commitments	1,000,000,000
184	Transfers to Funds	988	Payment to the Loan Fund	0

Speech by the Secretary for Financial Services and the Treasury
Moving the Vote on Account Resolution
in the Legislative Council on 15 February 2012

President,

I move the motion, as printed on the Agenda, be passed.

2. The purpose of this motion is to seek funds on account to enable the Government to carry on its services between the start of the financial year on 1 April 2012 and the time when the Appropriation Ordinance 2012 comes into operation. This is a long established and essential procedure. The specific arrangements also follow those of recent years.

3. According to the Budget timetable this year, the Legislative Council will at its meeting on 28 March 2012 resume the Second Reading Debate and then proceed to the Third Reading of the Appropriation Bill 2012. Taking into account the subsequent procedures required, including the publication in the Gazette, it is expected that the Appropriation Ordinance 2012 cannot come into operation on or before 31 March 2012. To ensure that when the new financial year starts on 1 April 2012, Government will not need to halt public services, including services closely related to people's livelihood such as education, social welfare, healthcare, security etc., due to the lack of funds, we need to propose this motion.

4. We have determined the funds on account sought under each subhead in accordance with the fourth paragraph of the resolution, by reference to the relevant provisions shown in the 2012-13 Estimates of

Expenditure. Incorporating the requirements at subhead level, the initial amount of funds on account under each head is provided in the form of a footnote to this speech. Prior to the coming into operation of the Appropriation Ordinance 2012, the aggregate amount of funds on account is **\$79,594,567,000.**

5. Subject to the above aggregate amount not being exceeded, the resolution enables the Financial Secretary to vary the funds on account in respect of any subhead, but these variations must not cause an excess over the amount of provision entered for that subhead in the 2012-13 Estimates of Expenditure. To increase transparency, in line with the established practice, we undertake to submit reports to the Finance Committee of this Council in case the Financial Secretary has exercised this authority to meet necessary requirements.

6. In order to ensure that Government has the resources to continue providing services to the public, I urge Members to support the motion today.

7. The vote on account will be subsumed upon the enactment and commencement of the Appropriation Ordinance 2012.

8. President, I beg to move.

Footnote

Head of Expenditure	Amount shown in the Estimates	Initial amount of funds on account
	\$'000	\$'000
21 Chief Executive's Office.....	93,070	18,614
22 Agriculture, Fisheries and Conservation Department.....	2,211,842	1,418,952
25 Architectural Services Department	1,643,927	328,786
24 Audit Commission.....	129,568	25,914
23 Auxiliary Medical Service	71,970	17,492
82 Buildings Department	1,085,700	218,136
26 Census and Statistics Department	576,367	119,274
27 Civil Aid Service	88,374	19,035
28 Civil Aviation Department.....	820,331	164,067
33 Civil Engineering and Development Department ...	1,905,979	383,708
30 Correctional Services Department	3,058,900	641,157
31 Customs and Excise Department.....	2,779,156	632,279
37 Department of Health.....	5,301,176	1,371,644
92 Department of Justice	1,250,519	250,800
39 Drainage Services Department.....	1,903,557	408,309
42 Electrical and Mechanical Services Department.....	384,903	113,107
44 Environmental Protection Department.....	2,765,575	753,322
45 Fire Services Department	4,398,921	1,109,777
49 Food and Environmental Hygiene Department	4,937,174	1,013,869
46 General Expenses of the Civil Service.....	2,902,608	580,522

Head of Expenditure		Amount shown in the Estimates	Initial amount of funds on account
		\$'000	\$'000
166	Government Flying Service	686,509	515,268
48	Government Laboratory	375,228	115,612
59	Government Logistics Department	539,454	224,602
51	Government Property Agency	1,768,829	368,333
143	Government Secretariat : Civil Service Bureau	459,574	92,011
152	Government Secretariat : Commerce and Economic Development Bureau (Commerce, Industry and Tourism Branch)	1,380,483	288,877
55	Government Secretariat : Commerce and Economic Development Bureau (Communications and Technology Branch)	298,214	176,848
144	Government Secretariat : Constitutional and Mainland Affairs Bureau	459,632	93,767
138	Government Secretariat : Development Bureau (Planning and Lands Branch)	800,664	684,933
159	Government Secretariat : Development Bureau (Works Branch)	350,511	101,657
156	Government Secretariat : Education Bureau	43,193,527	9,544,659
137	Government Secretariat : Environment Bureau	67,171	17,435
148	Government Secretariat : Financial Services and the Treasury Bureau (Financial Services Branch) ...	218,136	66,260
147	Government Secretariat : Financial Services and the Treasury Bureau (The Treasury Branch)	13,240,890	13,078,898
139	Government Secretariat : Food and Health Bureau (Food Branch)	78,531	15,707

Head of Expenditure		Amount shown in the Estimates	Initial amount of funds on account
		\$'000	\$'000
140	Government Secretariat : Food and Health Bureau (Health Branch).....	41,705,880	9,047,001
53	Government Secretariat : Home Affairs Bureau.....	1,319,803	290,734
155	Government Secretariat : Innovation and Technology Commission	515,467	119,454
141	Government Secretariat : Labour and Welfare Bureau	679,878	174,662
47	Government Secretariat : Office of the Government Chief Information Officer	626,478	141,296
142	Government Secretariat : Offices of the Chief Secretary for Administration and the Financial Secretary.....	694,789	140,235
96	Government Secretariat : Overseas Economic and Trade Offices.....	303,546	61,043
151	Government Secretariat : Security Bureau.....	310,451	62,091
158	Government Secretariat : Transport and Housing Bureau (Transport Branch)	145,786	31,480
60	Highways Department.....	2,360,274	490,935
63	Home Affairs Department.....	1,893,058	435,386
168	Hong Kong Observatory	238,750	51,728
122	Hong Kong Police Force	14,059,209	3,037,697
62	Housing Department	173,196	34,640
70	Immigration Department.....	3,312,198	669,118
72	Independent Commission Against Corruption.....	875,545	175,557

Head of Expenditure		Amount shown in the Estimates	Initial amount of funds on account
		\$'000	\$'000
121	Independent Police Complaints Council	37,919	7,988
74	Information Services Department	395,702	82,405
76	Inland Revenue Department.....	1,375,873	275,175
78	Intellectual Property Department	115,177	23,036
79	Invest Hong Kong	113,679	22,736
174	Joint Secretariat for the Advisory Bodies on Civil Service and Judicial Salaries and Conditions of Service	30,214	6,043
80	Judiciary	1,209,562	246,603
90	Labour Department	2,930,303	1,886,215
91	Lands Department	1,943,909	390,279
94	Legal Aid Department.....	794,523	158,905
112	Legislative Council Commission	585,785	124,804
95	Leisure and Cultural Services Department	6,146,782	1,328,489
100	Marine Department	1,013,991	236,045
106	Miscellaneous Services	34,542,507	1,868,907
180	Office for Film, Newspaper and Article Administration.....	41,117	8,224
114	Office of The Ombudsman	94,655	19,011
116	Official Receiver's Office	148,181	29,717
120	Pensions.....	23,093,310	4,625,487
118	Planning Department.....	528,503	110,304

Head of Expenditure	Amount shown in the Estimates	Initial amount of funds on account
	\$'000	\$'000
136 Public Service Commission Secretariat	18,114	3,623
160 Radio Television Hong Kong.....	618,020	159,755
162 Rating and Valuation Department.....	444,019	88,804
163 Registration and Electoral Office.....	605,648	121,130
169 Secretariat, Commissioner on Interception of Communications and Surveillance	16,967	3,394
170 Social Welfare Department	43,479,215	11,753,174
173 Student Financial Assistance Agency	4,742,951	1,252,368
181 Trade and Industry Department.....	651,788	417,718
186 Transport Department	1,334,342	328,409
188 Treasury.....	349,694	69,939
190 University Grants Committee.....	13,304,129	2,660,826
194 Water Supplies Department	6,487,026	1,306,366
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	318,634,883	79,552,567
184 Transfers to Funds.....	1,042,000	42,000
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Total	319,676,883	79,594,567
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* The initial amount of funds on account under Head 106 includes \$1 billion under Subhead 789 Additional commitments for contingency.