

立法會
Legislative Council

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Paper for the House Committee meeting on 2 March 2012

**Nomination of Members for appointment
to the Select Committee to Study Mr LEUNG Chun-ying's
involvement as a Member of the Jury
in the West Kowloon Reclamation Concept Plan Competition
and Related Issues**

Purpose

This paper invites Members to consider –

- (a) the proposed membership size of the Select Committee to Study Mr LEUNG Chun-ying's Involvement as a Member of the Jury in the West Kowloon Reclamation Concept Plan Competition and Related issues ("Select Committee");
- (b) the proposed procedure for the nomination of Members for appointment to the Select Committee; and
- (c) the nomination of Members to be recommended to the President for appointment to the Select Committee.

Background

2. At its meeting of 29 February 2012, the Legislative Council ("LegCo") passed the resolution moved by the Chairman of the House Committee to appoint the Select Committee to study Mr LEUNG Chun-ying's involvement as a member of the Jury in the West Kowloon Reclamation Concept Plan Competition, and related issues. The

resolution authorizes the Select Committee, in the performance of its duties, to exercise the powers conferred by section 9(1) of the Legislative Council (Powers and Privileges) Ordinance (Cap. 382). The wording of the resolution is in **Appendix I**.

3. In accordance with Rule 78(2) of the Rules of Procedure, the President shall decide the size of every select committee and shall appoint the chairman, deputy chairman and members thereof, taking into account the recommendations of the House Committee.

4. In view of the urgent need to study Mr LEUNG Chun-ying's involvement as a juror in the West Kowloon Reclamation Concept Plan Competition, it was agreed at the special House Committee meeting on 24 February 2012 that should such a select committee be appointed by the Council at its meeting of 29 February 2012, election of Members to be recommended to the President for appointment to the Select Committee would take place on 2 March 2012.

Membership size of the Select Committee

5. Since the First LegCo, the Council has appointed four select committees, the membership size of which is in the range of 11 to 15, as shown in **Appendix II**.

6. The size of a select committee has been decided in consideration of the need to ensure that it is big enough to allow sufficient representation of the membership of the Council on the committee but not too big as to affect the efficient operation of the committee. In the most recent discussion on the membership size of the Select Committee to Inquire into Matters Relating to the Post-service Work of Mr LEUNG Chin-man which was set up in 2008, it was decided that the membership size should be 12.

7. It is **proposed** that the membership size of the Select Committee should be 12 including the Chairman and the Deputy Chairman.

Procedure for the nomination of Members for appointment to the Select Committee

8. The following procedure has been adopted for nomination of Members for appointment to previous select committees -

- (a) Nomination shall be made at a House Committee meeting. A valid nomination shall be made orally by a Member, seconded by at least one other Member, and accepted by the Member being nominated. A Member who nominates a Member who is absent from the meeting shall state that the absent Member's acceptance of the nomination has been secured;
- (b) If the number of nominations exceeds that required for appointment, a vote will be taken by a show of hands. Members may vote as many times as the agreed number of members on the select committee;
- (c) If two or more nominees receive the same number of votes such that the House Committee cannot determine as to which nominees should be recommended for appointment to the select committee, the House Committee Chairman shall first announce that the nominees who have received the highest number of votes be recommended for appointment. As regards the remaining nominees who have received the same number of votes in the next highest order, lots will be drawn by the House Committee Chairman to decide which of them should be recommended to make up the full complement of the select committee;
- (d) After the nomination and election of Members to the select committee, the House Committee meeting should be suspended for 10 minutes to enable the nominated Members to decide amongst themselves as to who should be nominated as the chairman and the deputy chairman of the select committee. The House Committee will then resume its meeting and be asked to endorse the proposed composition of the select committee; and
- (e) The House Committee Chairman will make a recommendation to the President on the membership, the chairmanship and the deputy chairmanship of the select committee.

9. It is **proposed** that the procedure set out in paragraph 8 above be adopted for nomination of Members for appointment to the Select Committee at the House Committee meeting on 2 March 2012.

Advice sought

10. Members are invited to endorse -

- (a) the membership size of 12 for the Select Committee (paragraph 7 above);
- (b) the procedure for nomination of Members for appointment to the Select Committee (paragraph 8 above); and
- (c) subject to endorsement of (a) and (b) above, the Members elected according to the procedure set out in (b) to be nominated to the President for appointment to the Select Committee.

Council Business Division 2
Legislative Council Secretariat
1 March 2012

Appendix I

Resolution under the Legislative Council (Powers and Privileges) Ordinance moved by the Chairman of the House Committee and passed at the Council meeting of 29 February 2012

Wording of the Motion

That this Council appoints a select committee for the purpose of studying Mr LEUNG Chun-ying's involvement as a member of the Jury in the West Kowloon Reclamation Concept Plan Competition, and related issues; and that in the performance of its duties the committee be authorized under section 9(2) of the Legislative Council (Powers and Privileges) Ordinance (Cap. 382) to exercise the powers conferred by section 9(1) of that Ordinance.

Appendix II

Membership size of select committees appointed by the Council since the First Legislative Council

<u>Select Committees</u>	<u>Number of members</u>
(a) Select Committee to inquire into circumstances leading to the problems surrounding the commencement of the operation of the new Hong Kong International Airport at Chek Lap Kok since 6 July 1998 and related issues set up in 1998	13
(b) Select Committee on building problems of public housing units set up in 2001	15
(c) Select Committee to inquire into the handling of the Severe Acute Respiratory Syndrome outbreak by the Government and the Hospital Authority set up in 2003	11
(d) Select Committee to Inquire into Matters Relating to the Post-service Work of Mr LEUNG Chin-man set up in 2008	12