

# 立法會

## *Legislative Council*

LC Paper No. CB(3)870/11-12

Ref: CB(3)/O/2

### **Paper for the House Committee meeting on 8 June 2012**

### **Planning of Council business to be dealt with at Council meetings before 18 July 2012**

#### **Purpose**

This paper summarizes the items of business scheduled to be dealt with at Council meetings before the Legislative Council (“LegCo”) is to stand prorogued from 18 July 2012. It also provides a tentative plan for the handling of these items of business at the five Council meetings for the period from 13 June 2012 to 17 July 2012.

#### **Background**

2. At the House Committee meeting on 1 June 2012, Members noted the large amount of business carried over from previous Council meetings, including many important bills and motions involving people’s livelihood. Members were concerned whether there would be sufficient time to deal with all the Council business before the prorogation of the Council on 18 July 2012.

3. Members also noted that owing to the need to follow the order of business set out in Rule 18 of the Rules of Procedure, it had not been possible for those Members’ motions to extend the scrutiny period of subsidiary legislation to be dealt with before Government bills and Government motions. Noting that more bills would be scheduled for resumption of Second Reading debate, it had become even more difficult for Members’ motions to be moved to repeal or amend subsidiary legislation or to extend the scrutiny period within the specific timeframe. Members were aware that the order of business for a Council meeting had been specified in Rule 18 of the Rules of Procedure (**Appendix I**) and the President must give priority to Government bills for inclusion in the agenda when deciding on the agenda of a Council meeting in accordance with Article 72(2) of the Basic Law.

4. To assist the House Committee to understand the extent of difficulties faced by the Council in completing its work before the prorogation on 18 July 2012, the Secretariat was requested to make an assessment of the time required for the handling of each item of business with a view to working out the number of days the Council ought to meet between now and the last Council meeting of 11 July 2012.

### **Items of business to be dealt with at Council meetings**

5. The items of business to be dealt with at these five meetings include the unfinished business carried over from the Council meetings of 2 May, 9 May, 16 May, 23 May, 30 May and 6 June as well as the new items of business scheduled for June and July 2012. Based on the information provided by committee clerks, a total of about 129 hours will be required to complete the legislative process of all the bills which notice has been or will be given for resumption of Second Reading debate and for moving motions on subsidiary legislation at Council meetings. There are also Members' business, such as questions, committee reports, motions on committee reports and Members' motions with no legislative effect, etc. This will take up another 93 hours based on the average time taken for similar debates and items of business. A summary setting out all the items of business which need to be dealt with at Council meetings before the Council stands prorogued is given in **Appendix II**.

### **Tentative plan to complete the Council's work before prorogation**

6. For the Council meeting of 6 June 2012, the President has decided that the meeting will last for three days with breaks for meetings with District Councils on 7 June 2012 and for meetings of the House Committee and the Finance Committee on 8 June 2012. After 8 June 2012, there will be five more Council meetings before the legislative session ends on 17 July 2012. To provide sufficient time for the Council to deal with all the items of business included in Appendix II, it will be necessary for the Council to meet on more days for each of the five remaining Council meetings, and to clear as far as possible all Government bills and motions before the end of the second last Council meeting of 4 July 2012 and reserve the last Council meeting of 11 July 2012 mainly for Members' business. The days of each Council meeting are proposed as follows:

<b>Council meeting</b>	<b>Meeting days</b>
13 June 2012	<p>13 June 2012 (Wednesday) (from 11:00 am to 10:00 pm)</p> <p>14 June 2012 (Thursday) (from 9:00 am to 10:00 pm, except the Chief Executive's Question and Answer Session from 3:00 pm to 4:30 pm)</p> <p>15 June 2012 (Friday) (from 9:00 am to 12:30 pm)</p> <p>19 June 2012 (Tuesday) (except meeting of the Committee on Rules of Procedure from 4:30 pm to 6:30 pm)</p>
20 June 2012	<p>20 June 2012 (Wednesday) (from 11:00 am to 10:00 pm)</p> <p>21 June 2012 (Thursday) (from 9:00 am to 10:00 pm)</p> <p>22 June 2012 (Friday) (from 9:00 am to 10:00 pm, except meetings of the House Committee and the Finance Committee from 2:30 pm to 5:00 pm)</p> <p>26 June 2012 (Tuesday) (from 2:30 pm to 10:00 pm)</p>
27 June 2012	<p>27 June 2012 (Wednesday) (from 11:00 am to 10:00 pm)</p> <p>28 June 2012 (Thursday) (from 2:30 pm to 10:00 pm)</p> <p>29 June 2012 (Friday) (from 9:00 am to 10:00 pm, except meetings of the House Committee and the Finance Committee from 2:30 pm to 5:00 pm)</p>

Council meeting	Meeting days
4 July 2012	4 July 2012 (Wednesday) (from 11:00 am to 10:00 pm)  5 July 2012 (Thursday) (from 9:00 am to 10:00 pm)  6 July 2012 (Friday) (from 9:00 am to 10:00 pm, except meetings of the House Committee and the Finance Committee from 2:30 pm to 5:00 pm)
11 July 2012	11 July 2012 (Wednesday) (from 11:00 am to 10:00 pm)  12 to 17 July 2012 (Thursday to the following Tuesday) (from 9:00 am to 10:00 pm)

7. Detailed plan on the items of business to be dealt with at each Council meeting is given in **Appendix III**.

### **Advice sought**

8. Members are invited to advise on the proposed meeting days set out in paragraph 6 and the tentative plan set out in **Appendix III**.

Legislative Council Secretariat  
6 June 2012

## Extract from the Rules of Procedure

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PART C  
ARRANGEMENT OF BUSINESS**18. Order of Business at a Meeting**

(1) The business of each meeting other than a meeting under Rule 8 (Attendance of the Chief Executive) or Rule 13 (The Chief Executive's Policy Address), or the first meeting of a term or a meeting to elect the President shall be transacted in the following order:

- (a) Administration of oath or affirmation.
- (b) Obituary and other ceremonial speeches.
- (c) Reading by the President of messages and announcements by the President.
- (d) Presentation of petitions.
- (e) Laying on the Table of papers and of reports of committees.
- (f) Asking and answering of questions put to the Government.
- (g) Statements by designated public officers.
- (h) Personal explanations.
- (i) Government bills.
- (j) Government motions other than those specified in paragraph (ja).  
(L.N. 245 of 2009)
- (ja) Government motions on subsidiary legislation and other instruments made under an Ordinance. (L.N. 245 of 2009)
- (jb) Members' motions on subsidiary legislation and other instruments made under an Ordinance. (L.N. 245 of 2009)
- (k) Members' bills.
- (l) Members' motions other than those specified in paragraph (jb).  
(L.N. 245 of 2009)
- (m) Requests for leave under Rule 89 (Procedure for Obtaining Leave for Member to Attend as Witness in Civil Proceedings) and Rule 90 (Procedure for Obtaining Leave to Give Evidence of Council Proceedings).
- (n) Proceedings under Rule 16(4) (Motions for the Adjournment of the Council).

(2) The items of business mentioned in paragraphs (a), (b), (c), (d), (e), (g) and (h) of subrule (1) shall not require notice; but with the exception of items (a) and (c) they shall not be entered upon save with the previous leave of the President.

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**List of items of business to be dealt with at Council meetings  
before prorogation of the Council**  
(as at 12:00 noon on 6 June 2012)

Item of business	Estimated number of hours required	
<b>I. Addresses</b>		<b>4 (in total)</b>
(1) Report of the Finance Committee	0.25	
(2) Report of the Select Committee on the West Kowloon issues	0.25	
(3) Report of the Public Accounts Committee	0.25	
(4) Report of the Committee on Rules of Procedure	0.25	
(5) to (22) Reports of the 18 Panels	3	
<b>II. Questions</b> (six oral questions at each meeting)	2 x 5 meetings	<b>10 (in total)</b>
<b>III. Government Bills</b>		<b>89.75 (in total)</b>
(1) Mediation Bill	2.5	
(2) Mandatory Provident Fund Schemes (Amendment) (No. 2) Bill 2011	5	
(3) Construction Industry Legislation (Miscellaneous Amendments) Bill 2012	2	
(4) Personal Data (Privacy) (Amendment) Bill 2011	6.5	
(5) Legal Practitioners (Amendment) Bill 2010	2	
(6) Statute Law (Miscellaneous Provisions) Bill 2012	1	
(7) United Nations (Anti-Terrorism Measures) (Amendment) Bill 2012	2.5	
(8) Immigration (Amendment) Bill 2011	5.5	
(9) Buildings Legislation (Amendment) Bill 2011	4	
(10) Residential Properties (First-hand Sales) Bill	26	
(11) Supplementary Appropriation (2011-2012) Bill	0.75	
(12) Companies Bill	26	
(13) Trade Descriptions (Unfair Trade Practices) (Amendment) Bill 2012	5	
(14) Inland Revenue (Amendment) Bill 2012	1	
<b>IV. Government Motions</b>		<b>38.25 (in total)</b>
(1) Proposed resolution relating to senior judicial appointments	<u>Items (1) to (16)</u> 8.25	
(2) Proposed resolution relating to the Legal Aid Ordinance	(in total)	
(3) to (6) Four proposed resolutions relating to the four tunnels		

<b>Item of business</b>		<b>Estimated number of hours required</b>	
(7)	Proposed resolution relating to the Mandatory Provident Fund Schemes Ordinance		
(8)	Proposed resolution relating to the Import and Export Ordinance		
(9)	Proposed resolution relating to the Pharmacy and Poisons Ordinance		
(10)	Proposed resolution relating to the Employees' Compensation Ordinance		
(11) and (12)	Two proposed resolutions relating to the Pneumoconiosis and Mesothelioma (Compensation) Ordinance		
(13)	Proposed resolution relating to the Occupational Deafness (Compensation) Ordinance		
(14)	Proposed resolution relating to the Buildings Ordinance		
(15)	Proposed resolution relating to the Disability Discrimination Ordinance		
(16)	Proposed resolution relating to the Construction Industry Council Ordinance		
(17)	Proposed resolution relating to the re-organization of the Government Secretariat	<u>Item (17)</u> 30	
<b>V. Members' Motions on Subsidiary Legislation or Other Instruments</b>			<b>1</b>
Take-note motion relating to the Prevention of Bribery Ordinance (Amendment of Schedules 1 and 2) Order 2012			
<b>VI. Members' Bills</b>			<b>0.25</b>
Professional Accountants (Amendment) Bill 2012		0.25	
<b>VII. Members' Motions</b>			<b>79 (in total)</b>
<u>Motions under the Basic Law</u>			
(1)	Motion under Article 73(9) of the Basic Law jointly initiated by 23 Members (Note : The inclusion of this item on the agenda of Council meetings beyond 30 June 2012 will be subject to further instruction.)	5	
(2)	Motion to amend the Rules of Procedure	0.5	
<u>Motions moved in the capacity of committee chairman</u>			
(3)	Report of the Subcommittee on Retirement Protection	3	
(4)	Lehman Subcommittee Report	3	
(5)	Report of the Subcommittee on Improving Barrier Free Access and Facilities for Persons with Disabilities (House Committee's support has not yet been sought)	3	

<b>Item of business</b>		<b>Estimated number of hours required</b>	
(6)	Report of the Select Committee on the West Kowloon Issues (House Committee's support has not yet been sought)	3	
<u>Individual Members' motions</u>			
(7)	The 4 June incident	3	
(8)	Actively studying the establishment of a middle class commission	3	
(9)	Caring about the education, employment and housing problems faced by young people	3	
(10)	Opposing Hong Kong communists ruling Hong Kong	3	
(11)	Enhancing the accountability of charities and complying with the best practices in corporate governance	3	
(12)	Promoting family harmony	3	
(13)	Building an inclusive society for all	3	
(14)	Perfecting urban management in all districts of Hong Kong	3	
(15)	Promoting animal rights and interests	3	
(16)	Expediently implementing the formulation of standard working hours	3	
(17)	Reviewing the definition of and the support measures for small and medium-sized enterprises and micro-enterprises	3	
(18)	Maintaining a business-friendly environment in Hong Kong	3	
(19)	Hon CHAN Kam-lam's motion (pending approval by the President)	3	
(20)	Ir Dr Hon Raymond HO's motion (pending approval by the President)	3	
(21) to (24)	Four Members' motions (have not yet drawn lots)	12	
(25)	Valedictory Motion	6	
(26)	Adjournment Motion: fare increase by the MTRCL	1.5	
<b>Total time required for all items of business:</b>			<b>222.25 hours</b>

### Council Business Division 3

6 June 2012

**Planner on items of business to be dealt with at Council meetings  
before prorogation of the Council  
(as at 12:00 noon on 6 June 2012)**

Date of Council meeting (originally scheduled)	Agenda item of Council meeting		Council meeting at which items are anticipated to be dealt with (Number of hours available)
	Agenda item	Estimated number of hours	
(2012)	<b><u>Council meeting of 13 June 2012</u></b>		(2012)
	<b>I. Questions</b> (6 oral questions)	2 (in total)	<b><u>Meeting of 13 June</u></b>
	<b>II. Government Bills</b>		13 June (11:00 am to 10:00 pm)
	<u>First Reading and Second Reading</u> (debate to be adjourned)		
	Supplementary Appropriation (2011-2012) Bill	0.25	14 June (9:00 am to 2:45 pm) (4:45 pm to 10:00 pm)
	<u>Resumption of Second Reading debate, Committee Stage and Third Reading</u>		
23 May	(1) Mediation Bill	2.5	15 June
6 June	(2) Mandatory Provident Fund Schemes (Amendment) (No. 2) Bill 2011	5	(9:00 am to 12:30 pm)
6 June	(3) Construction Industry Legislation (Miscellaneous Amendments) Bill 2012	2	
6 June	(4) Personal Data (Privacy) (Amendment) Bill 2011	6.5	19 June (2:30 pm to 4:30 pm) (6:30 pm to about 12:00 midnight)
	(5) Legal Practitioners (Amendment) Bill 2010	2	
	(6) Statute Law (Miscellaneous Provisions) Bill 2012	1	<b><u>33 hours (in total)</u></b>
	(7) United Nations (Anti-Terrorism Measures) (Amendment) Bill 2012	2.5	
	(8) Immigration (Amendment) Bill 2011	5.5	
	(9) Buildings Legislation (Amendment) Bill 2011	4	
		<b>33.25 (in total)</b>	<b>in short of 0.25 hour</b>

Date of Council meeting (originally scheduled)	Agenda item of Council meeting		Council meeting at which items are anticipated to be dealt with (Number of hours available)
	Agenda item	Estimated number of hours	
	<b><u>Council meeting of 20 June 2012</u></b>		<b><u>Meeting of 20 June</u></b>
	<b>I. Address</b> Report of the Finance Committee	0.25	20 June (11:00 am to 10:00 pm)
	<b>II. Questions</b> (6 oral questions)	2 (in total)	21 June (9:00 am to 10:00 pm)
	<b>III. Government Motions</b>		
6 June	(1) Proposed resolution relating to senior judicial appointments	<u>Items (1) to (16)</u>	21 June (9:00 am to 10:00 pm)
2 May	(2) Proposed resolution relating to the Legal Aid Ordinance	8.25 (in total)	22 June (9:00 am to 2:30 pm)
23 May	(3) to (6) Four proposed resolutions relating to the four tunnels		(5:30 pm to 10:00 pm)
30 May	(7) Proposed resolution relating to the Mandatory Provident Fund Schemes Ordinance		26 June (2:30 pm to 10:00 pm)
6 June	(8) Proposed resolution relating to the Import and Export Ordinance		
	(9) Proposed resolution relating to the Pharmacy and Poisons Ordinance		
	(10) Proposed resolution relating to the Employees' Compensation Ordinance		
	(11) Proposed resolution relating to the Pneumoconiosis and Mesothelioma (Compensation) Ordinance – Amendment of Schedule 1		
	(12) Proposed resolution relating to the Occupational Deafness (Compensation) Ordinance		
	(13) Proposed resolution relating to the Buildings Ordinance		
	(14) Proposed resolution relating to the Disability Discrimination Ordinance		
	(15) Proposed resolution relating to the Pneumoconiosis and Mesothelioma (Compensation) Ordinance – Amendment of Schedule 5		
	(16) Proposed resolution relating to the Construction Industry Council Ordinance		
	(17) Proposed resolution relating to the re-organization of the Government Secretariat	<u>Item (17)</u> 30	
9 May	<b>IV. Members' Motions on Subsidiary Legislation or Other Instruments</b> Take-note motion relating to the Prevention of Bribery Ordinance (Amendment of Schedules 1 and 2) Order 2012	1	
9 May	<b>V. Members' Bill</b> <u>First Reading and Second Reading (debate to be adjourned)</u> Professional Accountants (Amendment) Bill 2012	0.25	
		<b>41.75 (in total)</b>	<b>in short of 0.25 hour</b>

Date of Council meeting (originally scheduled)	Agenda item of Council meeting		Council meeting at which items are anticipated to be dealt with (Number of hours available)
	Agenda item	Estimated number of hours	
	<b><u>Council meeting of 27 June 2012</u></b>		<b><u>Meeting of 27 June</u></b>
	<b>I. Address</b> Report of the Select Committee on the West Kowloon issues	0.25	27 June (11:00 am to 10:00 pm)
	<b>II. Questions</b> (6 oral questions)	2 (in total)	28 June (2:30 pm to 10:00 pm)
	<b>III. Government Bill</b> (Note : To be confirmed. Notice of the resumption of Second Reading debate has not yet been received.) Residential Properties (First-hand Sales) Bill	26	29 June (9:00 am to 2:30 pm) (5:30 pm to 10:00 pm)
			<b><u>27.5 hours (in total)</u></b>
		<b>28.25 (in total)</b>	<b>in short of 0.75 hour</b>
	<b><u>Council meeting of 4 July 2012</u></b>		<b><u>Meeting of 4 July</u></b>
	<b>I. Address</b> Report of the Public Accounts Committee	0.25	4 July (11:00 am to 10:00 pm)
	<b>II. Questions</b> (6 oral questions)	2 (in total)	5 July (9:00 am to 10:00 pm)
	<b>III. Government Bills</b> (Note : The following items are to be confirmed. Respective notices of the resumption of Second Reading debate have not yet been received.) (1) Supplementary Appropriation (2011-2012) Bill	0.5	6 July (9:00 am to 2:30 pm) (5:30 pm to 10:00 pm)
	(2) Companies Bill	26	
	(3) Trade Descriptions (Unfair Trade Practices) (Amendment) Bill 2012	5	
			<b><u>34 hours (in total)</u></b>
		<b>33.75 (in total)</b>	<b>0.25 hour left</b>

Date of Council meeting (originally scheduled)	Agenda item of Council meeting		Council meeting at which items are anticipated to be dealt with (Number of hours available)
	Agenda item	Estimated number of hours	
	<b><u>Council meeting of 11 July 2012</u></b>		<b><u>Meeting of 11 July</u></b>
	<b>I. Addresses</b>		
	(1) Report of the Committee on Rules of Procedure	0.25	11 July (from 11:00 am to 10:00 pm)
	(2) to (19) Reports of the 18 Panels	3	
	<b>II. Questions</b> (six oral questions)	2 (in total)	12 to 17 July (from 9:00 am to 10:00 pm)
	<b>III. Government Bill</b>		
	(Note : The following item is to be confirmed. Notice of the resumption of Second Reading debate has not yet been received.)		
	(1) Inland Revenue (Amendment) Bill 2012	1	
	<b>IV. Members' Motions</b>		
	<u>Motions under the Basic Law</u>		
16 May	(1) A motion under Article 73(9) of the Basic Law which is jointly initiated by 23 Members	5	
	(Note: The inclusion of this item on the agenda of Council meetings beyond 30 June 2012 will be subject to further instruction.)		
20 June	(2) A motion to amend the Rules of Procedure	0.5	
	<u>Motions moved in the capacity of Chairman of Subcommittee</u>		
6 June	(3) Report of the Subcommittee on Retirement Protection	3	
13 June	(4) Lehman Subcommittee Report	3	
4 July	(5) Report of the Subcommittee on Improving Barrier Free Access and Facilities for Persons with Disabilities	3	
	(Note: House Committee's support has not yet been sought)		
	(6) Report of the Select Committee on the West Kowloon Issues	3	
	(Note: House Committee's support has not yet been sought)		
	<u>Individual Members' motions</u>		
2 May	(7) The 4 June incident	3	
2 May	(8) Actively studying the establishment of a middle class commission	3	
9 May	(9) Caring about the education, employment and housing problems faced by young people	3	
			<b><u>89 hours (in total)</u></b>

Date of Council meeting (originally scheduled)	Agenda item of Council meeting		Council meeting at which items are anticipated to be dealt with (Number of hours available)
	Agenda item	Estimated number of hours	
9 May	(10) Opposing Hong Kong communists ruling Hong Kong	3	
16 May	(11) Enhancing the accountability of charities and complying with the best practices in corporate governance	3	
16 May	(12) Promoting family harmony	3	
23 May	(13) Building an inclusive society for all	3	
23 May	(14) Perfecting urban management in all districts of Hong Kong	3	
30 May	(15) Promoting animal rights and interests	3	
30 May	(16) Expeditiously implementing the formulation of standard working hours	3	
6 June	(17) Reviewing the definition of and the support measures for small and medium-sized enterprises and micro-enterprises	3	
13 June	(18) Maintaining a business-friendly environment in Hong Kong	3	
20 June	(19) Hon CHAN Kam-lam's motion (pending approval by the President)	3	
20 June	(20) Dr Hon Raymond HO's motion (pending approval by the President)	3	
27 June (one motion), 4 July (two motions) and 11 July (one motion)	(21) Four Members' motions (have not yet to (24) drawn lots)	12	
	(25) Valedictory motion	6	
2 May	(26) Adjournment motion: issues relating to fare increase by the MTRCL	1.5	
		<b>85.25 (in total)</b>	<b>3.75 hours left</b>

### Council Business Division 3

6 June 2012