

立法會
Legislative Council

LC Paper No. CB(3) 365/13-14

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Tel : 3919 3300

Date : 7 February 2014

From : Clerk to the Legislative Council

To : All Members of the Legislative Council

Council meeting on 12, 13 and 14 February 2014

Amendments to the Motion of Thanks

Further to LC Paper No. CB(3) 354/13-14 issued on 28 January 2014, six Members (Hon Frederick FUNG, Hon SIN Chung-kai, Hon Cyd HO, Hon CHEUNG Kwok-che, Hon LEE Cheuk-yan and Dr Hon Fernando CHEUNG) have respectively given notice of their intention to move separate amendments to the Motion of Thanks scheduled for the Council meeting on 12, 13 and 14 February 2014. As directed by the President, the respective amendments will be printed in the terms in which they were handed in on the Agenda of the Council.

2. To assist Members in debating the above motion and amendments, I set out below the procedure to be followed during the debate:

- (a) Hon Andrew LEUNG moves the motion;
- (b) the President proposes the question on Hon Andrew LEUNG's motion, and orders a joint debate;
- (c) the President has accepted the recommendations of the House Committee on the time limits for speeches in the debate. A Member may speak once in each of the five debate sessions, but subject to the total speaking time limit of 30 minutes. Hon Andrew LEUNG, as the mover of the motion, will have an additional 15-minute speaking time for moving the motion and making his reply. In addition, Hon Andrew LEUNG will have an extra five minutes to speak on the amendments;

- (d) Members' speeches in a session should be confined to the policy areas specified for that session. The grouping of policy areas for this debate was forwarded to Members under the preliminary Agenda issued vide LC Paper No. CB(3) 355/13-14 on 4 February 2014, and is now reproduced in **Appendix I** for Members' easy reference;
- (e) like all other Members, Hon Andrew LEUNG and the six Members who wish to move amendments may speak in each of the five debate sessions, but no amendment is to be moved at this stage;
- (f) after Members have spoken in each session, there will be a 10-minute suspension of the meeting for the public officers for that session to co-ordinate their response to the Council. The President may exercise discretion not to suspend the meeting if the public officers consider the break not necessary;
- (g) the total speaking time limit for public officers in each debate session is as follows:
 - (i) for one or two public officers, each public officer may speak for not less than 15 minutes, subject to the total time limit of 45 minutes. Under this arrangement, where two public officers are to speak, the public officer speaking first should not speak for more than 30 minutes, leaving at least 15 minutes for the other public officer. Subject to such a restriction, it is up to the public officers to determine their actual speaking time; and
 - (ii) for three or more public officers, it will be calculated on the basis of 15-minute speaking time limit for each public officer;
- (h) at the end of a debate session and before the start of the next session, Members will be informed of the balance of their speaking time;
- (i) after all public officers for a particular debate session have spoken, the next session will begin immediately unless the time is approaching 10:30 pm;
- (j) after the public officers have spoken in the last debate session, the President gives leave to Hon Andrew LEUNG to speak on the proposed amendments for up to five minutes;

(k) in accordance with Rule 34(5) of the Rules of Procedure, the President has decided that he will call upon the six Members to move their respective amendments in the order set out below:

(i) Hon Frederick FUNG;

(ii) Hon SIN Chung-kai;

(iii) Hon Cyd HO;

(iv) Hon CHEUNG Kwok-che;

(v) Hon LEE Cheuk-yan; and

(vi) Dr Hon Fernando CHEUNG;

(l) the President invites Hon Frederick FUNG to move his amendment to the motion, and forthwith proposes and puts to vote the question on Hon Frederick FUNG's amendment;

(m) after Hon Frederick FUNG's amendment has been voted upon, the President deals with the other five amendments; and

(n) after all amendments have been dealt with, the President calls upon Hon Andrew LEUNG to reply. Thereafter, the President puts to vote the question on Hon Andrew LEUNG's motion, or his motion as amended, as the case may be.

3. For Members' ease of reference, the terms of the original motion and of the motion, if amended, are set out in **Appendix II**.

(Odelia LEUNG)
for Clerk to the Legislative Council

Encl.

**Grouping of Policy Areas for the Debate on the Motion of Thanks
in respect of the Chief Executive's Policy Address delivered on 15 January 2014**

Debate Session	Debate Themes	Policy Areas	Public Officers to Attend and Speaking Order^{Note}
1	Economic Development	<ul style="list-style-type: none"> - Commerce and Industry - Economic Development (other than energy) - Financial Affairs - Information Technology and Broadcasting - Maritime and Aviation 	<ul style="list-style-type: none"> - The Financial Secretary - Secretary for Commerce and Economic Development - Secretary for Transport and Housing - Secretary for Financial Services and the Treasury
2	Land, Housing, Transportation, Environment and Conservation	<ul style="list-style-type: none"> - Housing - Development (planning, lands and works) - Building Safety - Transport - Economic Development (energy) - Environmental Affairs - Conservation 	<ul style="list-style-type: none"> - Secretary for Transport and Housing - Secretary for Development - Secretary for the Environment
3	Poverty Alleviation, Welfare, Medical Services, Public Health and Elderly Care	<ul style="list-style-type: none"> - Poverty - Welfare Services (including social enterprise and family matters) - Support for Ethnic Minorities - Health Services - Food Safety and Environmental Hygiene - Elderly Care 	<ul style="list-style-type: none"> - The Chief Secretary for Administration - Secretary for Labour and Welfare - Secretary for Food and Health
4	Population, Youth, Education, Manpower, Arts and Culture and Sports	<ul style="list-style-type: none"> - Population Policy - Youth - Education - Manpower - Arts and Culture - Sports 	<ul style="list-style-type: none"> - The Chief Secretary for Administration - Secretary for Home Affairs - Secretary for Education - Secretary for Labour and Welfare - Secretary for Security
5	Governance, Constitutional Development and District Administration	<ul style="list-style-type: none"> - Constitutional Affairs - Administration of Justice and Legal Services - District Administration and Building Management - Civic Education - Human Rights - Security - Public Service 	<ul style="list-style-type: none"> - The Secretary for Justice - Secretary for Constitutional and Mainland Affairs - Secretary for Home Affairs - Secretary for Security - Secretary for the Civil Service - The Chief Secretary for Administration

^{Note} Should there be any change in the final arrangements in response to Members' speeches, the Administration will advise the President before the Public Officers speak at the relevant debate session.

(Translation)

Motion of Thanks
to be held at the Council meeting on 12, 13 and 14 February 2014

1. Hon Andrew LEUNG's original motion

That this Council thanks the Chief Executive for his address.

2. Motion as amended by Hon Frederick FUNG

That this Council thanks the Chief Executive for his address, *but expresses deep regret that the address prescribes wrong medicine indiscriminately and distributes resources unevenly, including failing to set poverty eradication targets, neglecting the needs of the middle class, adopting a difficult rather than an easy approach to land development, adamantly refusing to make effective use of idle military sites and lands reserved for small house development, lacking an integrated plan for redeveloping old public housing estates, even rashly introducing the Pilot Scheme for Arbitration on Land Premium to transfer benefits to property developers, and blindly increasing the overall domestic plot ratio which affects people's quality of life; that the Chief Executive fails to honour his election pledge, including abolishing the offsetting mechanism under the Mandatory Provident Fund Scheme, formulating standard working hours and implementing 15-year free education, etc.; and that the address conceals failures but boasts of achievements, failing to rectify the partiality and omissions of governance, such as turning a deaf ear to the dissension and serious division of society, refusing to identify inadequacies of governance, and failing to undertake to strive for the realization of genuine universality and equality and no screening for the Chief Executive Election and the Legislative Council Election.*

Note: Hon Frederick FUNG's amendment is marked in *bold and italic type*.

3. Motion as amended by Hon SIN Chung-kai

That this Council thanks the Chief Executive for his address, *but expresses regret that the address fails to put forward concrete measures to uphold core values such as human rights, freedom, democracy, the rule of law and probity, etc.; this Council urges the Administration to rationalize the relationship between the Executive and the Legislature to manifest that the*

SAR Government is accountable to the Legislative Council, and put forward a constitutional reform package for the Chief Executive Election and the Legislative Council Election which complies with the principle of ‘universal and equal’ suffrage under Article 25 of the International Covenant on Civil and Political Rights, so as to establish an electoral system with no political screening, allowing people with different political views to stand for the elections.

Note: Hon SIN Chung-kai’s amendment is marked in *bold and italic type*.

4. Motion as amended by Hon Cyd HO

That this Council thanks the Chief Executive for his address, *at the same time expresses deep regret that, amid the revival of corruption and reduction of room for free speech in Hong Kong, the address does not undertake to fight against corruption and uphold core values such as freedom of the press and of speech, etc., nor does it even demonstrate determination to implement genuine universal suffrage.*

Note: Hon Cyd HO’s amendment is marked in *bold and italic type*.

5. Motion as amended by Hon CHEUNG Kwok-che

That this Council thanks the Chief Executive for his address, *but expresses deep regret that the address fails to put forward long-term social welfare planning, and requests the Government to implement long-term and comprehensive social welfare planning, relaunch a white paper on social welfare, abolish the Lump Sum Grant Subvention System and reinstate the old subvention system which is based on reimbursement, reinstate ‘equal pay for equal work’ and the same system of recognition of years of experience for staff of subvented social welfare service organizations and government staff, and re-set the manpower establishment of such organizations.*

Note: Hon CHEUNG Kwok-che’s amendment is marked in *bold and italic type*.

6. Motion as amended by Hon LEE Cheuk-yan

That this Council thanks the Chief Executive for his address, *but expresses regret that the Chief Executive fails to honour his undertaking to ‘adopt measures to progressively reduce the proportion of accrued benefits attributed to employer’s contribution in the MPF account that can be applied by the*

employer to offset long-service or severance payments' as set out in his election manifesto, and urges the Government to expeditiously introduce the relevant bill, in an endeavour to complete the work on enacting the legislation within the term of the current Legislative Council.

Note: Hon LEE Cheuk-yan's amendment is marked in *bold and italic*.

7. Motion as amended by Dr Hon Fernando CHEUNG

That this Council thanks the Chief Executive for his address, *but expresses deep regret that the address fails to draw up concrete poverty eradication targets, and the Chief Executive also expressly indicates that it is impossible to eradicate poverty, which show the Government's lack of sincerity and determination to eradicate poverty; that the address proposes an exceedingly high working hour threshold for the Low-income Working Family Allowance, and makes no additional allowance for the elderly and persons with disabilities; and that the address fails to face up to the increasingly serious problem of sub-divided units, and the progress of public rental housing construction as reported does not obviously accelerate, and the Chief Executive refuses in the address to formulate any measures on rent control and protection for security of tenure, thereby rendering many people to continue to live in poor environment.*

Note: Dr Hon Fernando CHEUNG's amendment is marked in *bold and italic type*.