

立法會
Legislative Council

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Date : 6 June 2014

From : Clerk to the Finance Committee

To : Members of the Finance Committee

Finance Committee

**Motions proposed by Hon LEUNG Kwok-hung under
paragraph 37A of the Finance Committee Procedure and
the Chairman's reply**

At the meeting of the Finance Committee ("FC") on 30 May 2014, when discussing the item FCR(2014-15)2 – PWSC(2013-14)38 on "Advance site formation and engineering infrastructure works at Kwu Tung North new development area and Fanling North new development area", Hon LEUNG Kwok-hung submitted 2 motions in accordance with the procedure under paragraph 37A of the FC Procedure.

2. The FC Chairman has considered the motions submitted by Hon LEUNG Kwok-hung and has decided that the motions are not directly related to the agenda item under deliberation. The motions have been returned to Hon LEUNG Kwok-hung. The Chairman has written to Hon LEUNG Kwok-hung stating in his reply the reasons for his decision. The Chairman's reply (Chinese versions only) is attached for members' information.

(Andy LAU)
Clerk to the Finance Committee

Encl.

[Translation]

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2319 5183
2319 5133

6 June 2014

Hon LEUNG Kwok-hung
Room 1019
Legislative Council Complex
1 Legislative Council Road
Central, Hong Kong

Dear Mr LEUNG,

**Motions proposed under paragraph 37A of
the Finance Committee Procedure**

At the Finance Committee ("FC") meeting on 6 June, you presented two motions under paragraph 37A of the Finance Committee Procedure ("FCP") (motions numbered 721 to 722, see **Annex**).

In considering whether the motions are directly related to the agenda item, I have reviewed in detail the contents of related documents under the agenda. Item no. FCR(2014-15)2 – PWSC(2013-14)38 is to seek the approval of the FC for "the upgrading of part of 747CL, as 772CL, entitled 'Advance site formation and engineering infrastructure works at Kwu Tung North new development area and Fanling North new development area – detailed design and site investigation', to Category A at an estimated cost of \$340.8 million in money-of-the-day prices".

In respect of the motion numbered 721, item no. FCR(2014-15)2 – PWSC(2013-14)38 makes no mention of the matter you raise in the motion. The motion numbered 722 requests the FC to urge the Administration to withdraw the funding application. After considering item no. FCR(2014-15)2 – PWSC(2013-14)38, I am not satisfied that the contents of these two motions are directly related to the above-mentioned agenda item. Hence, I rule that motions numbered 721 and 722 that you purpose to move do

not comply with the provisions of paragraph 37A of the FCP and should not be referred to the Committee for consideration. Accordingly, I return these two motions to you.

Yours sincerely,

(NG Leung-sing)
Chairman of the Finance Committee

Encl.

The Finance Committee meeting of 30 May 2014
Motion to be moved by Hon LEUNG Kwok-hung

1. In accordance with paragraph 37A of the Finance Committee Procedure, I move "That, given the Government has awarded the social work contract prior to securing the initial funding required for the North East New Territories New Development, this Council urges the Government to make public the content of the contract used by the two social welfare organizations to ensure that the villagers are fairly treated before the advance site formation and engineering infrastructure works at Kwu Tung North new development area and Fanling North new development area are carried out."

The Finance Committee meeting of 30 May 2014

Motion to be moved by Hon LEUNG Kwok-hung

2. In accordance with paragraph 37A of the Finance Committee Procedure, I move "That, as the Chairman of the Finance Committee and several Legislative Council Members are allegedly involved in conflict of interests, in order that the vetting process of this Council is just and fair, this Council urges the Bureau to withdraw the funding application and let the Government and the Members sufficiently clarify their interests before the advance site formation and engineering infrastructure works at Kwu Tung North new development area and Fanling North new development area are carried out."