

立法會
Legislative Council

LC Paper No. CB(3) 188/14-15

Ref : CB(3)/M/MM

Tel : 3919 3300

Date : 21 November 2014

From : Clerk to the Legislative Council

To : All Members of the Legislative Council

Council meeting of 3 December 2014

**Amendments to motion on
“Adhering to the need to ‘put Hong Kong people first’
in formulating policies”**

Further to LC Paper No. CB(3) 159/14-15 issued on 14 November 2014, four Members (Hon Claudia MO, Dr Hon Helena WONG, Hon Christopher CHUNG and Hon TANG Ka-piu) have respectively given notice of their intention to move separate amendments to Hon Gary FAN’s motion on “Adhering to the need to ‘put Hong Kong people first’ in formulating policies” scheduled for the above Council meeting. 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. The President will order a joint debate on the above motion and the four amendments. To assist Members in debating the motion and the amendments, I set out below the procedure to be followed during the debate:

- (a) the President calls upon Hon Gary FAN to speak and move his motion;
- (b) the President proposes the question on Hon Gary FAN’s motion;
- (c) the President calls upon the four Members who wish to move amendments to speak in the following order, but no amendment is to be moved at this stage:

- (i) Hon Claudia MO;
 - (ii) Dr Hon Helena WONG;
 - (iii) Hon Christopher CHUNG; and
 - (iv) Hon TANG Ka-piu;
- (d) the President calls upon the public officer(s) to speak;
- (e) the President invites other Members to speak;
- (f) the President gives leave to Hon Gary FAN to speak for the second time on the amendments;
- (g) the President calls upon the public officer(s) to speak again;
- (h) in accordance with Rule 34(5) of the Rules of Procedure, the President has decided that he will call upon the four Members to move their respective amendments in the order set out in paragraph (c) above. The President invites Hon Claudia MO to move her amendment to the motion, and forthwith proposes and puts to vote the question on Hon Claudia MO's amendment;
- (i) after Hon Claudia MO's amendment has been voted upon, the President deals with the other three amendments; and
- (j) after all amendments have been dealt with, the President calls upon Hon Gary FAN to reply. Thereafter, the President puts to vote the question on Hon Gary FAN's motion, or his motion as amended, as the case may be.

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

(Odelia LEUNG)
for Clerk to the Legislative Council

Encl.

(Translation)

**Motion debate on
“Adhering to the need to ‘put Hong Kong people first’ in formulating
policies”
to be held at the Council meeting of 3 December 2014**

1. Hon Gary FAN’s original motion

That this Council urges the SAR Government to proactively handle China-Hong Kong conflicts, and to adhere to the need to ‘put Hong Kong people first’ in formulating policies; the relevant policies should include:

Immigration —

- (1) in accordance with Article 22 of the Basic Law, to exercise the power of the SAR Government to vet and approve the entry under the dual vetting and approval system of the One-Way Permit for immigration for serving properly the gatekeeping role on the long-term population policy of Hong Kong;
- (2) to amend Article 24 of the Basic Law to abolish the right of abode in Hong Kong enjoyed by babies born locally to parents who both are not Hong Kong permanent residents (commonly known as ‘doubly non-permanent resident babies’);

Education —

- (3) to expeditiously review the teaching effectiveness of the implementation of the scheme of ‘Using Putonghua to Teach Chinese Language Subject’ in primary and secondary schools, and to formulate an independent language policy for Cantonese for protecting its official status at policy level, so that students will not depart from the local culture in their learning, thereby affecting the cultural inheritance in Hong Kong;
- (4) to reduce the existing admission rate of over 80% for Mainland students to funded tertiary programmes, and to give priority to local students in allocation and use of local education resources;
- (5) to require kindergartens to admit ‘schooling within the home district’ students, and the Education Bureau should allocate the projected surplus Primary One places in various school nets to a ‘37th school net’ for

selection by ‘doubly non-permanent resident students’, in order to avoid the need for local students to attend school in other districts;

Economic development —

- (6) to cap the number of visitors under the Individual Visit Scheme and immediately abolish the measure of allowing Shenzhen residents to visit Hong Kong on the one-year multiple-entry Individual Visit Endorsements (‘multiple-entry endorsements’), so as to reduce the impacts caused by a large number of Mainland visitors on local residents;
- (7) to revise the Dongjiang water purchase agreement to an agreement for charges based on supply quantity to reduce the expenses incurred by Hong Kong for purchasing Dongjiang water, and to focus resources on studying desalination technology to facilitate desalination to become a major source of water for Hong Kong in the long run;
- (8) to stop conceiving ‘white elephant projects’ for blindly pursuing the objective of integration between Hong Kong and the Mainland, and to ensure that large-scale infrastructure development can meet the long-term needs of Hong Kong people to avoid further cases of persistent delay of works and cost overrun in infrastructure projects, resulting in wastage of public resources;
- (9) to protect the rights and interests of local workers and oppose importation of labour blindly; and

Welfare —

- (10) to revise afresh the residential requirement under the Comprehensive Social Security Assistance Scheme and present a relevant bill to the Legislative Council for scrutiny in accordance with the legislative procedures to ensure that Hong Kong permanent residents may receive social welfare protection with priority.

2. Motion as amended by Hon Claudia MO

That, *as China-Hong Kong conflicts are intensifying*, this Council urges the SAR Government to proactively handle ~~China-Hong Kong conflicts~~ *the related problems*, and to adhere to the need to ‘put Hong Kong people first’ in formulating policies; the relevant policies should include:

Immigration —

- (1) in accordance with Article 22 of the Basic Law, to exercise the power of the SAR Government to vet and approve the entry under the dual vetting and approval system of the One-Way Permit for immigration for serving properly the gatekeeping role on the long-term population policy of Hong Kong;
- (2) to amend Article 24 of the Basic Law to abolish the right of abode in Hong Kong enjoyed by babies born locally to parents who both are not Hong Kong permanent residents (commonly known as ‘doubly non-permanent resident babies’);

Education —

- (3) ~~to expeditiously review~~ ***in accordance with Article 136 of the Basic Law, to expeditiously review, on the basis of currently using Cantonese and English as the major languages of instruction in Hong Kong,*** the teaching effectiveness of the implementation of the scheme of ‘Using Putonghua to Teach Chinese Language Subject’ in primary and secondary schools, and to formulate an independent language policy for Cantonese for protecting its official status at policy level, so that students will not depart from the local culture in their learning, thereby affecting the cultural inheritance in Hong Kong;
- (4) to reduce the existing admission rate of over 80% for Mainland students to funded tertiary programmes, and to give priority to local students in allocation and use of local education resources;
- (5) to require kindergartens to admit ‘schooling within the home district’ students, and the Education Bureau should allocate the projected surplus Primary One places in various school nets to a ‘37th school net’ for selection by ‘doubly non-permanent resident students’, in order to avoid the need for local students to attend school in other districts;
- (6) ***as a number of public opinion polls have shown the citizens’ growing recognition of their identity as ‘Hong Kong people’, the local curriculum of the subject of Liberal Studies should contain more elements of local culture to enable students to get to know the history of Hong Kong and the prevailing social circumstances, and to develop independent and critical thinking;***

Economic development —

- ~~(6)~~(7) to cap the number of visitors under the Individual Visit Scheme and immediately abolish the measure of allowing Shenzhen residents to visit Hong Kong on the one-year multiple-entry Individual Visit Endorsements ('multiple-entry endorsements'), so as to reduce the impacts caused by a large number of Mainland visitors on local residents;
- ~~(7)~~(8) to revise the Dongjiang water purchase agreement to an agreement for charges based on supply quantity to reduce the expenses incurred by Hong Kong for purchasing Dongjiang water, and to focus resources on studying desalination technology to facilitate desalination to become a major source of water for Hong Kong in the long run;
- ~~(8)~~(9) to stop conceiving 'white elephant projects' for blindly pursuing the objective of integration between Hong Kong and the Mainland, and to ensure that large-scale infrastructure development can meet the long-term needs of Hong Kong people to avoid further cases of persistent delay of works and cost overrun in infrastructure projects, resulting in wastage of public resources;
- ~~(9)~~(10) to protect the rights and interests of local workers and oppose importation of labour blindly; ~~and~~
- (11) *to review the long-term fuel mix for power generation in Hong Kong and reduce reliance on the power supply from the Mainland, so as to ensure that Hong Kong has a safe and stable power supply;*
- (12) *to stop auctioning telecommunications spectrum in the name of free market as it is in essence paving the way for state-owned enterprises with abundant funds to monopolize Hong Kong's telecommunications industry with 'red capital', thereby making the local telecommunications market 'mainlandized' and affecting the development of Hong Kong-invested telecommunications enterprises in the local market;*

Welfare —

- ~~(10)~~(13) to revise afresh the residential requirement under the Comprehensive Social Security Assistance Scheme and present a relevant bill to the Legislative Council for scrutiny in accordance with the legislative procedures to ensure that Hong Kong permanent residents may receive social welfare protection with priority; *and*

- (14) *to provide adequate social services support to assist Hong Kong people who are ethnic minorities to integrate into the mainstream community without limiting such support to those who are born of Chinese blood, so as to promote diversities in the local culture.*

Note: Hon Claudia MO's amendment is marked in *bold and italic type* or with deletion line.

3. Motion as amended by Dr Hon Helena WONG

That, *given limited local resources*, this Council urges the SAR Government to proactively handle China-Hong Kong conflicts, and to adhere to the need to 'put Hong Kong people first' in formulating policies; the relevant policies should include:

Immigration —

- (1) in accordance with Article 22 of the Basic Law, to exercise the power of the SAR Government to vet and approve the entry under the dual vetting and approval system of the One-Way Permit for immigration for serving properly the gatekeeping role on the long-term population policy of Hong Kong;
- (2) to amend Article 24 of the Basic Law to abolish the right of abode in Hong Kong enjoyed by babies born locally to parents who both are not Hong Kong permanent residents (commonly known as 'doubly non-permanent resident babies');

Education —

- (3) to expeditiously review the teaching effectiveness of the implementation of the scheme of 'Using Putonghua to Teach Chinese Language Subject' in primary and secondary schools, and to formulate an independent language policy for Cantonese for protecting its official status at policy level, so that students will not depart from the local culture in their learning, thereby affecting the cultural inheritance in Hong Kong;
- (4) to ~~reduce~~ *face up to* the existing admission rate of ~~over 80%~~ *nearly 70%* for Mainland students to funded tertiary programmes, and to give *research postgraduate programmes of graduate schools in universities, to review the mode of subsidization for non-local postgraduate students, and to formulate policies to encourage local*

university undergraduates to study research postgraduate programmes, thereby giving priority to local students in allocation and use of local education resources;

- (5) ~~to require kindergartens to admit~~ *encourage kindergarten operators to give priority to the admission of* ‘schooling within the home district’ students, and the Education Bureau should ~~allocate the projected surplus Primary One places in various school nets to a ‘37th school net’ for selection by ‘doubly non-permanent resident students’, in order to avoid the need for local students to attend school in other districts~~ *formulate policies to ensure that primary one students can be admitted to schools within their home districts, and to allow cross-boundary students to receive schooling in the school net near the border areas without affecting the students in their home districts;*

Economic development —

- (6) *to study the introduction of an arrival tax on visitors entering the territory on land to regulate the number of inbound visitors; and based on the visitor receiving capacity of Hong Kong, to cap the number of visitors under the Individual Visit Scheme and immediately abolish the, and to adopt the principle of ‘one trip per day’ as a restrictive* measure of allowing Shenzhen residents to visit Hong Kong on the one-year multiple-entry Individual Visit Endorsements (‘multiple-entry endorsements’), ~~so as to reduce the impacts caused by a large number of Mainland visitors~~ *to avoid creating impacts* on local residents;
- (7) ~~to revise the Dongjiang water purchase agreement to an agreement for charges based on supply quantity to reduce the expenses incurred by Hong Kong for purchasing Dongjiang water, and to focus resources on studying desalination technology to facilitate desalination to become a~~ *whereby using the average water consumption of Hong Kong in the past five years as the benchmark for calculating the quantity of water supply; charges will be levied according to the actual amount of water consumption in excess of the benchmark, and to increase resources on studying desalination technology and application of reclaimed water, thereby providing* major sources of water *other than Dongjiang water* for Hong Kong in the long run;
- (8) ~~to stop conceiving ‘white elephant projects’ for blindly pursuing the objective of integration between Hong Kong and the Mainland, and so as~~ to ensure that large-scale infrastructure development can meet the long-term needs of Hong Kong people to avoid further cases of

persistent delay of works and cost overrun in infrastructure projects, resulting in wastage of public resources;

- (9) to protect the rights and interests of local workers and oppose importation of labour blindly; and

Welfare —

- (10) *in accordance with the judgment of the Court of Final Appeal*, to revise afresh the residential requirement under the Comprehensive Social Security Assistance Scheme ~~and present a relevant bill to the Legislative Council for scrutiny in accordance with the legislative procedures,~~ *and in accordance with the existing policy*, to ensure that Hong Kong permanent residents may receive social welfare protection with priority *under reasonable circumstances*.

Note: Dr Hon Helena WONG's amendment is marked in *bold and italic type* or with deletion line.

4. Motion as amended by Hon Christopher CHUNG

That, Hong Kong is a pluralistic, open and inclusive society, and benefiting from its close ties with the Mainland, momentous development has been achieved in the economy and people's livelihood, but in recent years, misunderstanding and conflicts occur between Mainland residents and Hong Kong residents from time to time in the process of their exchanges; in this connection, this Council urges the SAR Government to continue to proactively handle China-Hong Kong conflicts, and to adhere to the problems arising from the exchanges between residents in the two places with the objective of promoting reciprocal co-operation; in compliance with the Basic Law and the principle of 'One Country, Two Systems', to consider the need to 'put Hong Kong people first' in formulating policies; the relevant policies should include:

~~Immigration —~~

- (1) ~~in accordance with Article 22 of the Basic Law, to exercise the power of the SAR Government to vet and approve the entry under the dual vetting and approval system of the One-Way Permit for immigration for serving properly the gatekeeping role on the long-term population policy of Hong Kong;~~
- (2) ~~to amend Article 24 of the Basic Law to abolish the right of abode in Hong Kong enjoyed by babies born locally to parents who both are not~~

~~Hong Kong permanent residents (commonly known as ‘doubly non permanent resident babies’);~~

~~Education —~~

- ~~(3) — to expeditiously review the teaching effectiveness of the implementation of the scheme of ‘Using Putonghua to Teach Chinese Language Subject’ in primary and secondary schools, and to formulate an independent language policy for Cantonese for protecting its official status at policy level, so that students will not depart from the local culture in their learning, thereby affecting the cultural inheritance in Hong Kong;~~
- ~~(4) — to reduce the existing admission rate of over 80% for Mainland students to funded tertiary programmes, and to give priority to local students in allocation and use of local education resources;~~
- ~~(5) — to require kindergartens to admit ‘schooling within the home district’ students, and the Education Bureau should allocate the projected surplus Primary One places in various school nets to a ‘37th school net’ for selection by ‘doubly non permanent resident students’, in order to avoid the need for local students to attend school in other districts;~~

~~Economic development —~~

- ~~(6) — to cap the number of visitors under the Individual Visit Scheme and immediately abolish the measure of allowing Shenzhen residents to visit Hong Kong on the one year multiple entry Individual Visit Endorsements (‘multiple entry endorsements’), so as to reduce the impacts caused by a large number of Mainland visitors on local residents;~~
- ~~(7) — to revise the Dongjiang water purchase agreement to an agreement for charges based on supply quantity to reduce the expenses incurred by Hong Kong for purchasing Dongjiang water, and to focus resources on studying desalination technology to facilitate desalination to become a major source of water for Hong Kong in the long run;~~
- ~~(8) — to stop conceiving ‘white elephant projects’ for blindly pursuing the objective of integration between Hong Kong and the Mainland, and to ensure that large scale infrastructure development can meet the long term needs of Hong Kong people to avoid further cases of persistent delay of works and cost overrun in infrastructure projects, resulting in wastage of public resources;~~

~~(9) to protect the rights and interests of local workers and oppose importation of labour blindly; and~~

~~Welfare —~~

~~(10) to revise afresh the residential requirement under the Comprehensive Social Security Assistance Scheme and present a relevant bill to the Legislative Council for scrutiny in accordance with the legislative procedures to ensure that Hong Kong permanent residents may receive social welfare protection with priority, *with regard to the possible impacts of such policies on the country, Mainland residents and inbound visitors.*~~

Note: Hon Christopher CHUNG's amendment is marked in *bold and italic type* or with deletion line.

5. Motion as amended by Hon TANG Ka-piu

That this Council urges the SAR Government to ~~proactively handle China-Hong Kong conflicts, and to adhere to~~ *take into account* the need to 'put Hong Kong people first' in formulating policies; the relevant policies should include:

~~Immigration —~~

~~(1) in accordance with Article 22 of the Basic Law, to exercise the power of the SAR Government to vet and approve the entry under the dual vetting and approval system of the One-Way Permit for immigration for serving properly the gatekeeping role on the long-term population policy of Hong Kong;~~

~~(2) to amend Article 24 of the Basic Law to abolish the right of abode in Hong Kong enjoyed by babies born locally to parents who both are not Hong Kong permanent residents (commonly known as 'doubly non-permanent resident babies');~~

~~Education —~~

~~(3) to expeditiously review the teaching effectiveness of the implementation of the scheme of 'Using Putonghua to Teach Chinese Language Subject' in primary and secondary schools, and to formulate an independent language policy for Cantonese for protecting its official status at policy level, so that students will not depart from the local~~

~~culture in their learning, thereby affecting the cultural inheritance in Hong Kong;~~

- ~~(4) — to reduce the existing admission rate of over 80% for Mainland students to funded tertiary programmes, and to give priority to local students in allocation and use of local education resources;~~
- ~~(5) — to require kindergartens to admit ‘schooling within the home district’ students, and the Education Bureau should allocate the projected surplus Primary One places in various school nets to a ‘37th school net’ for selection by ‘doubly non permanent resident students’, in order to avoid the need for local students to attend school in other districts;~~

~~Economic development —~~

- ~~(6) — to cap the number of visitors under the Individual Visit Scheme and immediately abolish the measure of allowing Shenzhen residents to visit Hong Kong on the one year multiple entry Individual Visit Endorsements (‘multiple entry endorsements’), so as to reduce the impacts caused by a large number of Mainland visitors on local residents;~~
- ~~(7) — to revise the Dongjiang water purchase agreement to an agreement for charges based on supply quantity to reduce the expenses incurred by Hong Kong for purchasing Dongjiang water, and to focus resources on studying desalination technology to facilitate desalination to become a major source of water for Hong Kong in the long run;~~
- ~~(8) — to stop conceiving ‘white elephant projects’ for blindly pursuing the objective of integration between Hong Kong and the Mainland, and to ensure that large scale infrastructure development can meet the long term needs of Hong Kong people to avoid further cases of persistent delay of works and cost overrun in infrastructure projects, resulting in wastage of public resources;~~
- ~~(9) — to protect *protecting* the rights and interests of local workers and oppose *opposing the expansion of* importation of labour blindly; and~~

~~Welfare —~~

- ~~(10) — to revise afresh the residential requirement under the Comprehensive Social Security Assistance Scheme and present a relevant bill to the Legislative Council for scrutiny in accordance with the legislative~~

~~procedures to ensure that Hong Kong permanent residents may receive social welfare protection with priority.~~

Note: Hon TANG Ka-piu's amendment is marked in ***bold and italic type*** or with deletion line.