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**Public Works Subcommittee of the Finance Committee
of the Legislative Council**

**Minutes of the 5th meeting
held in Conference Room 1 of the Legislative Council Complex
on Wednesday, 17 December 2014, at 8:30 am**

Members present:

Hon Alan LEONG Kah-kit, SC (Chairman)
Hon WU Chi-wai, MH (Deputy Chairman)
Hon LEE Cheuk-yan
Hon James TO Kun-sun
Hon CHAN Kam-lam, SBS, JP
Hon LEUNG Yiu-chung
Hon Emily LAU Wai-hing, JP
Hon TAM Yiu-chung, GBS, JP
Hon WONG Kwok-hing, BBS, MH
Hon CHAN Hak-kan, JP
Hon CHAN Kin-por, BBS, JP
Dr Hon LEUNG Ka-lau
Hon IP Kwok-him, GBS, JP
Hon Albert CHAN Wai-yip
Hon Claudia MO
Hon Michael TIEN Puk-sun, BBS, JP
Hon Frankie YICK Chi-ming
Hon Gary FAN Kwok-wai
Hon Charles Peter MOK, JP
Hon CHAN Chi-chuen
Hon CHAN Han-pan, JP
Dr Hon Kenneth CHAN Ka-lok
Hon CHAN Yuen-han, SBS, JP

Hon LEUNG Che-cheung, BBS, MH, JP
Hon Alice MAK Mei-kuen, JP
Dr Hon KWOK Ka-ki
Dr Hon Fernando CHEUNG Chiu-hung
Hon SIN Chung-kai, SBS, JP
Dr Hon Elizabeth QUAT, JP
Dr Hon CHIANG Lai-wan, JP
Ir Dr Hon LO Wai-kwok, BBS, MH, JP
Hon Christopher CHUNG Shu-kun, BBS, MH, JP
Hon Tony TSE Wai-chuen, BBS

Members absent:

Hon Albert HO Chun-yan
Hon Abraham SHEK Lai-him, GBS, JP
Hon Frederick FUNG Kin-kee, SBS, JP
Prof Hon Joseph LEE Kok-long, SBS, JP, PhD, RN
Hon Ronny TONG Ka-wah, SC
Hon Cyd HO Sau-lan, JP
Hon CHEUNG Kwok-che
Hon LEUNG Kwok-hung
Hon Kenneth LEUNG
Hon Dennis KWOK
Dr Hon Helena WONG Pik-wan
Hon IP Kin-yuen

Public officers attending:

Mr YEUNG Tak-keung, JP	Deputy Secretary for Financial Services and the Treasury (Treasury) ³
Mr CHAN Chi-ming, JP	Deputy Secretary for Development (Works) ²
Mr Thomas CHAN Chung-ching, JP	Deputy Secretary for Development (Planning and Lands) ¹
Mr TSE Chin-wan, JP	Deputy Director (1) Environmental Protection Department
Ms Jasmine CHOI Suet-yung	Principal Assistant Secretary for Financial Services and the Treasury (Treasury) (Works)

Ms Mimi LEE Mei-mei, JP	Deputy Secretary for Security (1)
Mrs Millie NG KIANG Mei-nei	Principal Assistant Secretary for Security (E)
Mr LEUNG Koon-kee, JP	Director of Architectural Services
Ms CHAN Hoi-ming	Project Director (2) Architectural Services Department
Mr Richard Henry MORGAN	Regional Commander (Kowloon East) Hong Kong Police Force
Mr Percy FUNG	Chief Superintendent (Planning and Development) Hong Kong Police Force

Clerk in attendance:

Ms Sharon CHUNG	Chief Council Secretary (1)2
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Staff in attendance:

Ms Anita SIT	Assistant Secretary General 1
Mr Fred PANG	Senior Council Secretary (1)2
Mr Hugo CHIU	Senior Council Secretary (1)6
Mr Frankie WOO	Senior Legislative Assistant (1)3
Ms Christy YAU	Legislative Assistant (1)7
Ms Haley CHEUNG	Legislative Assistant (4)8

Action

The Chairman advised that there were five funding proposals on the agenda for the meeting. He reminded members that in accordance with Rule 83A of the Rules of Procedure ("RoP") of the Legislative Council ("LegCo"), they should disclose the nature of any direct or indirect pecuniary interests relating to the funding proposals under discussion at the meeting before they spoke on the item. He also drew members' attention to Rule 84 of RoP on voting in case of direct pecuniary interest.

Cancellation of the meeting on 12 December 2014

2. Ir Dr LO Wai-kwok raised a point of order. He said that under Paragraph 12 of the Public Works Subcommittee ("PWSC") Procedure ("PWSCP 12"), if neither the Chairman nor the Deputy Chairman was present within 15 minutes of the time appointed for a meeting of the Subcommittee or if both of them had notified the Clerk that they would not be present at the meeting, the members present should elect one from among themselves to chair the meeting. Referring to the Chairman's decision made on the evening of 11 December to cancel the meeting scheduled for 8:30 am on 12 December 2014, he queried whether the Chairman's decision was procedurally in order.

3. The Chairman said that on 11 December, 15 LegCo Members had been arrested by the Police and of these Members, 13 were members of the Subcommittee including himself and the Deputy Chairman. Before he was arrested, a number of members of the Subcommittee had asked him to consider cancelling the meeting of the Subcommittee to be held at 8:30 am on the next day. He had been advised by the Clerk that being the Chairman of the Subcommittee, he had the power to re-schedule or cancel a meeting. However, he did not exercise such power lightly. When he was detained in a police station after the arrest, he had instructed the Clerk via his legal representative to consult the 44 members of the Subcommittee on their availability for the meeting on the next day and their views on the question of, with reference to the fact that more than 10 members of the Subcommittee were being detained, whether the meeting on the next day should be held or cancelled. Afterwards, the Clerk reported to him, via his legal representative, that of the members who could be contacted, 26 members had taken the view that the meeting should be cancelled and 13 members had replied that the meeting should be held as scheduled. Having regard to the majority's views, he had directed that the meeting be cancelled.

4. At the invitation of the Chairman, the Clerk gave an account of the collection of views of Subcommittee members on 11 December 2014 regarding the meeting scheduled for the next day. She said that, on the instruction of the Chairman, the Secretariat called the 44 members of the Subcommittee by phone on the evening of 11 December. While five members could not be reached, of the members who had replied to the Secretariat by themselves or through their assistants, 26 held the view that the meeting on 12 December should be cancelled and 13 opined that the meeting should be held as scheduled. Mr Christopher CHUNG asked about the quorum requirement for the Subcommittee's meetings. The Chairman advised that according to PWSCP 13, the Subcommittee's Chairman and

three members or the Chairman and one-seventh of the members of the Subcommittee, whichever was the greater, formed a quorum.

5. Ir Dr LO Wai-kwok said that according to the information provided by the Clerk at the meeting, the number of members who supported that the meeting scheduled for 12 December should proceed met the quorum requirement. Moreover, according to media reports, some of the LegCo Members who had been arrested, including the Chairman, had been released from police stations around midnight on 11 December. It should be practicable for them to attend the meeting on 12 December. Taking in view that the approach adopted by the Chairman to decide whether a meeting should be cancelled had departed from the usual practice, Ir Dr LO requested that the Chairman should make clear how he would handle similar situations in future in light of PWSCP 12.

6. The Chairman said that in discharging his duties, he hoped to have members' full assistance. Before he responded to the request of Ir Dr LO, he would like to invite members to give views on the matter.

7. Mr CHAN Kam-lam opined that the Subcommittee's meetings should be held as scheduled even in the absence of the Chairman and the Deputy Chairman. Given that at least 13 members had confirmed with the Secretariat on the evening of 11 December that they would attend the meeting on 12 December, the fact that some members had been arrested and detained at police stations due to their involvement in illegal activities was not a valid reason for cancelling the meeting. Moreover, other members should strive to attend the meeting to discharge their duties of examining the funding proposals submitted to the Subcommittee. Mr Christopher CHUNG expressed similar views and stressed that the Chairman should explain why he had made the cancellation decision given that a quorum would have been present at the meeting. He opined that the decision had adversely affected the Subcommittee's progress in dealing with its business. Mr CHUNG said that the Chairman had abused his power by cancelling the meeting on 12 December and there would be conflict of interest for him to chair the Subcommittee's discussion on the matter. As such, the meeting should be chaired by the Deputy Chairman. The Chairman said that he did not see any such conflict.

8. Mr SIN Chung-kai, Ms Emily LAU, Mr WU Chi-wai, Dr KWOK Ka-ki, Mr Gary FAN, Mr Charles Peter MOK, Mr Albert CHAN, Mr LEUNG Yiu-chung, Mr LEE Cheuk-yan and Mr CHAN Chi-chuen considered that it was reasonable for the Chairman to cancel the meeting on 12 December. Mr WU said that although a quorum might be present at the meeting, the cancellation decision was appropriate as a majority of members

had informed the Secretariat that they could not attend the meeting. Mr LEE said that the purpose of holding a meeting was not to gather sufficient votes to pass the funding proposals submitted by the Administration, but to allow members holding different views on the proposals to discuss and then decide whether to endorse the proposals. As many members would not be able to attend the meeting on 12 December, there might have been only views of one side at the meeting if it had been held as scheduled.

9. Mr Gary FAN said that, to give sufficient time for the Secretariat to make necessary preparatory work for the meeting on 12 December, it was unreasonable to ask the Chairman to wait until the early morning of 12 December to decide whether or not to hold the meeting as scheduled. At the time when the decision was made, those 13 members who had been arrested had not yet been released from the police stations. Mr SIN Chung-kai added that he had been advised by his legal representative on the evening of 11 December that he might be detained until the afternoon of 12 December. Mr LEUNG Yiu-chung remarked that by informing the Secretariat that they might not be able to attend the meeting on the next day, the members who had been detained in police stations on 11 December had acted in a responsible manner.

10. Mr Charles Peter MOK, Mr LEUNG Yiu-chung, Dr KWOK Ka-ki and Mr SIN Chung-kai said that members had the right and obligation to attend the Subcommittee's meetings and they were expected to give views of the constituencies they represented on the funding proposals submitted by the Administration. They suggested that additional meetings be held to make up the meeting time lost. Ms Emily LAU said that the Chairman of the Finance Committee ("FC") had told the media that the FC meeting scheduled for the afternoon of 12 December would not be held if a considerable number of members could not attend the meeting. She had taken into account this view when requesting the Chairman of the Subcommittee to consider cancelling the Subcommittee's meeting on 12 December.

11. Citing the cases that all meetings of LegCo and its committees scheduled for 19 November and 1 December 2014 had been cancelled following the occurrence of unforeseen incidents outside the LegCo Complex, Mr LEE Cheuk-yan, Mr Gary FAN and Mr CHAN Chi-chuen said there were precedents that the LegCo President and chairmen of some LegCo committees had made decisions on their own to cancel meetings. Mr Albert CHAN opined that members should have raised queries about these decisions if they questioned the basis for the Chairman to cancel the Subcommittee's meeting on 12 December. Mr SIN Chung-kai said that although it was within the Chairman's authority to decide whether the meeting should be held

as scheduled, the Chairman had given due respect to members' opinions and had made the decision based on their views.

12. Ir Dr LO Wai-kwok said that different from the decision to cancel the Subcommittee's meeting on 12 December, there were sound reasons for not holding LegCo/committee meetings on 19 November, as the LegCo Complex had been subject to possible security threats on that day. Mr CHAN Kam-lam opined that it was inappropriate for members to quote a comment made by the FC Chairman as an excuse for requesting the cancellation of the Subcommittee's meeting on 12 December.

13. Dr CHIANG Lai-wan said that members should have been notified of the Chairman's decision to cancel the meeting on 12 December at an earlier time on 11 December. Moreover, some members including herself had not received the notification. She considered that the Chairman should apologize for the late notification of the cancellation decision.

14. The Chairman advised that although he had received in the morning of 11 December some members' requests for cancelling the meeting on 12 December, he had not acceded to their requests lightly, taking into account that quite a lot of funding proposals on capital works projects would be submitted to the Subcommittee for consideration in the current session. As such, he had kept in view the situation until very late in the evening when he had to make a final decision. The Chairman explained that as a detainee, he was not allowed to use the phone at the police station, he could only communicate with the Clerk through his legal representative when the latter visited him at the police station. He hoped that members would understand why the meeting had been cancelled at short notice.

15. Mr Gary FAN criticized that while members from the pro-establishment camp queried about the Chairman's decision to cancel the meeting on 12 December, they had requested suspending the Council meeting on 17 December at 8:00 pm to facilitate their attendance at a dinner reception. Ms Emily LAU, Mr Charles Peter MOK and Dr KWOK Ka-ki expressed disagreement with the suspension of the Council meeting at 8:00 pm on 17 December. Ir Dr LO Wai-kwok and Dr CHIANG Lai-wan said that as the Council meetings were usually suspended at around 8 pm in the past few weeks, some Members had made prior arrangements to attend an event after 8 pm on 17 December. Dr CHIANG remarked that the event was a meeting-cum-dinner.

16. Mr Michael TIEN said that the purpose of the Subcommittee's meetings was to examine the funding proposals on the agenda. The Subcommittee had already spent a long time to discuss a subject, i.e. the

cancellation of the meeting on 12 December, which was not relevant to the items on the agenda. The Chairman should consider whether he should draw a line to end the discussion on the matter and proceed to deal with the business on the agenda.

17. Mr TAM Yiu-chung said the point of order had been raised by Ir Dr LO Wai-kwok for the purpose of drawing the Chairman's attention to the view that his decision to cancel the meeting on 12 December was not in compliance with the relevant rules and procedures. He commented that members from the pan-democratic camp had made irrelevant comments during the discussion on the point of order, hence wasting the Subcommittee's time. He suggested that the Subcommittee should proceed to deal with the business on the agenda as soon as possible.

18. Mr Charles Peter MOK said that members should focus its discussion on the funding proposals on the agenda instead of a past incident. Mr LEUNG Yiu-chung said that as the Chairman had explained the reasons for his decision to cancel the meeting on 12 December, he should not allow further discussion on the decision. Ir Dr LO Wai-kwok reiterated that he had raised the point of order for the purpose of seeking the Chairman's clarification on how he would deal with similar situations in future in light of PWSCP 12.

19. The Chairman said that while he would not disallow members to speak on the point of order raised by Ir Dr LO Wai-kwok, he shared the view of Mr Michael TIEN that the Subcommittee should focus on the business on the agenda. He said that similar to the LegCo President, the Chairman of a committee/subcommittee should have the power to reasonably exercise his discretion on matters before him. While he understood the concern raised by Ir Dr LO Wai-kwok on his decision to cancel the meeting on 12 December, he had no intention to put in writing how he would handle different situations that might be relevant to PWSCP 12 in future, as it was not practicable for him to exhaust all possibilities. The Chairman advised that if in future, 13 members, irrespective of their political background, had been arrested due to their involvement in civil disobedience actions and could not attend a meeting of the Subcommittee, he would adopt the same approach as he had taken on 11 December by consulting all members' views on whether the meeting should be held as scheduled and make a decision based on the views received.

20. The Chairman continued that he had actively looked for opportunities in light of the Administration's requests to schedule additional meetings to deal with the outstanding business of the Subcommittee. After the meeting on 26 November 2014, the Clerk had issued circulars twice to consult

members on their availability for various time-slots for attending additional meetings.

21. Referring to a remark of Mr Gary FAN about his "incorrect" use of Chinese 4-character expressions in his speeches, Mr Christopher CHUNG said that his use of such expressions at the meeting was correct and considered Mr FAN's comments insulting. He requested that Mr FAN should withdraw the comments. Mr Gary FAN responded that his comments only referred to Mr CHUNG's use of such expressions in the past. The Chairman concluded that Mr FAN did not make any offensive comments on Mr CHUNG regarding the latter's speeches made at the current meeting.

22. Mr CHAN Chi-chuen queried why the Subcommittee and the Panel on Home Affairs had both scheduled a meeting for 12 December 2014 at 8:30 am, given that more than 10 Members were members of both committees. The Chairman advised that he would inform the Secretary General via the Clerk about Mr CHAN's concern.

(Post-meeting note: A letter from the Secretary General explaining the Secretariat's practice for arranging committee meetings was provided to Hon CHAN Chi-chuen on 19 December 2014.)

23. The Chairman advised that the Subcommittee would proceed to the items on the agenda.

Head 703 – Buildings

PWSC(2014-15)35 237LP Kowloon East Regional Headquarters and Operational Base-cum-Ngau Tau Kok Divisional Police Station

24. The Chairman advised that the proposal was to upgrade 237LP to Category A at an estimated cost of \$2,964.9 million in money-of-the-day prices for the construction of Kowloon East Regional Headquarters ("KERHQ") and Operational Base-cum-Ngau Tau Kok Divisional Police Station ("NTKDPS") ("the integrated complex"). The Panel on Security had been consulted on the proposal on 2 July 2013. Panel members in general supported the submission of the funding proposal to PWSC for consideration. The gist of the Panel's discussion had been tabled at the meeting on 26 November 2014.

Motion on adjournment of discussion on PWSC(2014-15)35

25. The Chairman advised that at the meeting on 26 November 2014, Mr Albert HO had moved a motion to adjourn the discussion on the item

under Paragraph 33 of the PWSC Procedure ("PWSCP 33"). Some members had spoken on the motion. He said that the Subcommittee would continue to deal with Mr HO's motion.

26. Mr Gary FAN declared that he was a member of the Sai Kung District Council ("DC"). He said that for years, there had been a strong call from residents of the Tseung Kwan O ("TKO") district for upgrading the TKO Police Division ("TKODIV") to a Police District. He enquired about the progress of the upgrading exercise and whether the Administration would review the demarcation of the current boundary of TKODIV to tie in with the upgrading. He said that the Administration's response to his questions would be important to his consideration of whether to support Mr Albert HO's motion, given that the scale and facilities of the integrated complex should cater for the upgrading of TKODIV.

27. At the invitation of the Chairman, Deputy Secretary for Security (1) ("DS(S)1") responded to Mr FAN's questions. She advised that the Administration had been working on the upgrading of TKODIV to a Police District, while the Sai Kung Police Division would remain in the Wong Tai Sin Police District. She explained that the upgrading exercise would take some time to complete, since, to dovetail with the upgrading, the Administration needed to strengthen the establishment of the existing TKODIV. Moreover, the headquarters and operational units of the Kowloon East police land region ("KE Region") accommodated in the TKO Police Station ("TKODPS") had to move out by phases to make space for the accommodation of the additional manpower and redeployed resources for the upgrading of TKODIV. She advised that the establishment of TKODIV had grown steadily since 2011 and would increase to 314 in 2015, representing a growth of 23% from that of 2011. DS(S)1 continued that the boundary realignment exercise for KE Region was an important and complicated task. The Administration would study the boundary realignment of TKODIV in connection with other police districts in KE Region. Moreover, the study would take into account various factors including crime trend, infrastructure development, population growth, geographical characteristics, etc.

28. The Chairman advised that members should speak on the motion to adjourn the discussion on the item. If they wished to discuss the item with the Administration, they might do so after the motion had been negated.

29. Mr CHAN Chi-chuen, Mr LEE Cheuk-yan, Dr KWOK Ka-ki, Mr James TO, Mr WU Chi-wai, Ms Emily LAU, Ms Claudia MO and Mr Albert CHAN spoke in support of Mr Albert HO's motion. Mr CHAN Chi-chuen and Mr Albert CHAN said that there were public concerns on whether Government departments had used public monies

prudently for carrying out capital works projects in accordance with relevant policies. Mr CHAN Chi-chuen said past experience had shown that it was difficult for LegCo Members to obtain detailed information from the Police about its use of public funds. He opined that the Administration should provide sufficient information in its paper to facilitate members to examine the works programme and financial arrangements under the proposal and whether the proposed funding amount was more than adequate. Ms Emily LAU commented that the Administration's paper had not included details about the facilities to be provided on each storey of the integrated complex and the justifications for providing about 300 parking spaces inside the building.

30. Mr LEE Cheuk-yan, Mr WU Chi-wai, Dr KWOK Ka-ki and Ms Emily LAU said that the Administration had disregarded members' requests at previous meetings that the Administration should accord priorities to livelihood-related works projects, such as development of education, medical or welfare facilities, and submit the relevant proposals to the Subcommittee for consideration as early as possible. Recalling that certain livelihood-related projects had been included in the agendas of some previous meetings of the Subcommittee, Mr LEE said it was objectionable that, instead of moving forward these agenda items for members' early deliberation, the Administration had taken them away from the agendas of the recent meetings. He said that compared with large-scale capital intensive projects, small-scale building works such as school projects could effectively create lots of jobs for construction workers. Mr WU said that the Subcommittee had recently passed motions to adjourn the discussion on two items, namely PWSC(2014-15)33 and PWSC(2014-15)34. He considered that the Administration should explain why it had included these two items in the agenda for the meeting. He urged the Administration to pay heed to members' views regarding the sequence of agenda items.

31. Ms Claudia Mo said that it was the function of the legislature to monitor the Administration's work. Members of the Subcommittee should examine carefully the public works expenditure proposals instead of endorsing them lightly. She did not subscribe to the view that members' support for the adjournment motions raised at the Subcommittee was merely an expression of dissatisfaction with the Administration.

32. Mr WU Chi-wai cast doubt on the urgency to proceed with the construction of the integrated complex given that KERHQ and the affiliated units/facilities could continue to operate at their existing sites. Dr KWOK Ka-ki opined that the existing resources allocated to the Police were sufficient for them to perform law enforcement duties. He considered that the Administration should attach greater importance to addressing the

prevailing shortage of medical and social welfare services in KE. Mr LEE Cheuk-yan opined that if the Police wished to effectively enhance its efficiency, it should first upgrade its information technology systems. Mr James TO was concerned about the accessibility of the proposed NTKDPS, to be located at Concorde Road, Kai Tak, to the residents of Ngau Tau Kok.

33. Dr KWOK Ka-ki opined that under the directive of the incumbent Commissioner of Police, the Police Force had become a device to suppress members of the public who had voiced their views in a peaceful way. Mr Albert CHAN commented that the Police Force had used unnecessary and excessive force during the recent clashes with protesters. There was a strong distrust from the community on the senior management of the Police. Ms Emily LAU considered that an independent and impartial investigation should be conducted on the alleged use of excessive force by the Police against the participants of the assemblies during the Occupy Movement.

34. Mr Michael TIEN, Ir Dr LO Wai-ki, Mr TAM Yiu-chung, Mr WONG Kwok-hing and Mr CHAN Hak-kan spoke against the motion. Mr TAM and Ir Dr LO said that the proposal to upgrade 237LP to Category A should be taken forward timely as it was a livelihood-related works project to enhance the Police's operational efficiency to meet the increasing policing needs in KE. Ir Dr LO said that the proposed project was supported by local stakeholders; moreover, the estimated cost of the project was reasonable as it was comparable to the costs of other similar projects. Pointing out that members from the pan-democratic camp had proposed motions to adjourn the discussion on a number of items at the meetings of the Subcommittee in the current session, he was concerned about the Subcommittee's slow progress in examining funding proposals.

35. Mr WONG Kwok-hing and Mr TAM Yiu-chung opined that the popularity rating of the Police should not be a factor for determining whether the funding proposal should be endorsed. The Police Force had dealt with the illegal activities associated with the Occupy Movement with professionalism and that members of the public supported their law enforcement actions. Mr TAM commented that some Subcommittee members supported the adjournment motion with no valid reasons. He held the view that apart from the works projects related to construction of schools and elderly care centres, other capital works projects were not less important to the development of Hong Kong and they would generate employment opportunities.

36. Mr Michael TIEN said that members who considered that the Administration should not take forward the proposal should vote against the

item instead of seeking to adjourn the discussion on it. He did not subscribe to the view that there was no urgency to proceed with the project, given that the local communities including the relevant DCs supported the early implementation of the project to meet the increasing demand for policing services in KE brought about by the new development and population growth in the area. Mr CHAN Hak-kan said that the item under discussion would facilitate the upgrading of TKODIV into a Police District. It was contradictory that the relevant DC members from the pan-democratic camp had all along urged for the upgrading, yet Subcommittee members from the pan-democratic camp supported the motion to adjourn the discussion on the item.

37. The Chairman suggested that the meeting be extended for 15 minutes up to 10:45 am. Members raised no objection.

38. At the invitation of the Chairman, DS(S)1 made a response to the adjournment motion. She highlighted the following points –

- (a) KERHQ's administration and operation wings were currently located within TKODPS. The remaining headquarters and operational units were scattered across different locations in KE. Co-locating these units under the proposed integrated complex would rationalize the existing fragmented command, enhance operational efficiency and facilitate the sharing of police resources. Moreover, the project would enable the release of various sites with a total area of about 12 000 square metres for housing and other uses.
- (b) Pursuant to the Administration's initiative to transform KE into a core business district, new developments such as the Cruise Terminal, sports and tourism facilities, and public housing would be steadily completed and commissioned. As the transient population of the new development area in Kai Tak ("KTD") was projected to surge over 217 000 and the KTD area would have an estimated residential population of 89 800 in total, the Administration considered it necessary to develop the new KERHQ at the proposed location to provide a strategic and visible police presence and services for deterrence of crime and quick response to emergencies.
- (c) Members of Sai Kung, Kwun Tong, Wong Tai Sin and Kowloon City DCs representing a population of more than 1.8 million generally supported the proposed construction project and some of them urged for its early implementation. The proposal would

enhance the operational efficiency of KERHQ and its affiliated units to cope with future policing services in KE. The Police's handling of the assemblies triggered by the Occupy Movement and its popularity rating should not be factors for considering whether the Subcommittee should support the proposal.

- (d) The validity period of the relevant tender for the item would expire in May 2015. If the funding proposal could not be approved on time and the relevant contract could not be awarded before the expiry of the tender validity period, the Administration would have to conduct a re-tendering exercise, which would result in cost increases.
- (e) The Administration had established mechanisms to ensure that the tendering practices and procurement procedures had been duly followed.

39. The Chairman put to vote the question that the discussion on PWSC(2014-15)35 be adjourned. At the request of Mr TAM Yiu-chung, the Chairman ordered a division and the division bell was rung for five minutes. Of the 31 members present, 30 members voted. 14 voted for, 16 voted against the motion and no one abstained. The voting result was as follows:

For:

Mr LEE Cheuk-yan
Mr LEUNG Yiu-chung
Mr Albert CHAN
Mr WU Chi-wai
Mr Charles Peter MOK
Dr Kenneth CHAN
Dr Fernando CHEUNG
(14 members)

Mr James TO
Ms Emily LAU
Ms Claudia MO
Mr Gary FAN
Mr CHAN Chi-chuen
Dr KWOK Ka-ki
Mr SIN Chung-kai

Against:

Mr CHAN Kam-lam
Mr WONG Kwok-hing
Mr CHAN Kin-por
Mr Michael TIEN
Mr CHAN Han-pan
Miss Alice MAK
Dr CHIANG Lai-wan
Mr Christopher CHUNG
(16 members)

Mr TAM Yiu-chung
Mr CHAN Hak-kan
Mr IP Kwok-him
Mr Frankie YICK
Mr LEUNG Che-cheung
Dr Elizabeth QUAT
Ir Dr LO Wai-kwok
Mr Tony TSE

Abstain:
(0 member)

40. The Chairman declared that the motion was negated.
41. The Chairman advised that in view of the limited time remained, the Subcommittee would proceed with the deliberation on the item at a future meeting.
42. In response to Mr IP Kwok-him's concern on whether it was in order for the Subcommittee to vote on the adjournment motion when the motion mover was not present at the meeting, the Chairman advised that according to the Clerk, the Chairman might put such a motion to vote irrespective of whether the mover was present.

Any other business

43. There being no other business, the meeting ended at 10:43 am.

Council Business Division 1
Legislative Council Secretariat
13 February 2015