

**立法會**  
***Legislative Council***

Ref : CB2/PL/HA

LC Paper No. CB(2)1134/15-16

(These minutes have been seen  
by the Administration)

**Panel on Home Affairs**

**Minutes of meeting  
held on Monday, 18 January 2016, at 8:30 am  
in Conference Room 2 of the Legislative Council Complex**

- Members present** : Hon Starry LEE Wai-king, JP (Chairman)  
Hon YIU Si-wing, BBS (Deputy Chairman)  
Hon WONG Ting-kwong, SBS, JP  
Hon Cyd HO Sau-lan, JP  
Hon IP Kwok-him, GBS, JP  
Hon Claudia MO  
Hon NG Leung-sing, SBS, JP  
Hon Frankie YICK Chi-ming, JP  
Hon MA Fung-kwok, SBS, JP  
Hon CHAN Chi-chuen  
Hon CHAN Han-pan, JP  
Hon CHAN Yuen-han, SBS, JP  
Hon Christopher CHEUNG Wah-fung, SBS, JP  
Dr Hon Fernando CHEUNG Chiu-hung  
Hon TANG Ka-piu, JP  
Hon Tony TSE Wai-chuen, BBS
- Members absent** : Dr Hon LAM Tai-fai, SBS, JP  
Hon Steven HO Chun-yin, BBS  
Hon WU Chi-wai, MH  
Dr Hon Kenneth CHAN Ka-lok  
Hon LEUNG Che-cheung, BBS, MH, JP  
Hon IP Kin-yuen  
Hon Christopher CHUNG Shu-kun, BBS, MH, JP
- Public Officers attending** : Item III  
Mr LAU Kong-wah, JP  
Secretary for Home Affairs

Ms Angela LEE Chung-yan  
Deputy Secretary for Home Affairs (3)

Ms Elaine MAK Tse-ling  
Principal Assistant Secretary for Home Affairs  
(Culture) 1

Item IV

Mr LAU Kong-wah, JP  
Secretary for Home Affairs

Mr Patrick LI Pak-chuen, JP  
Deputy Director of Home Affairs (1)

Ms Anne TENG Yu-yan, JP  
District Officer (Eastern)  
Home Affairs Department

Mrs Alice YU NG Ka-chun  
Project Director 3  
Architectural Services Department

Mr LI Ho-kin  
Senior Project Co-ordination Manager 1  
Architectural Services Department

Mr Simon LIU Wai-shing  
Chief Leisure Manager (Hong Kong East)  
Leisure and Cultural Services Department

Mr WONG Kin-pan, MH, JP  
Chairman, Eastern District Council

Mr KUNG Pak-cheung, MH  
Chairman, Steering Group on the Signature Project of  
Eastern District of Eastern District Council

Mr William TSUI Yiu-leung, JP  
District Officer (Kowloon City)  
Home Affairs Department

Miss Sylvia TANG Man-wah  
Chief Leisure Manager (Kowloon)  
Leisure and Cultural Services Department

Mr PUN Kwok-wah  
Chairman, Kowloon City District Council

Ir CHEUNG Yan-hong, MH  
Chairman, Leisure and District Facilities Management  
Committee of Kowloon City District Council

Mr Bassanio SO Chek-leung, JP  
District Officer (Tai Po)  
Home Affairs Department

Ms Elaine MAK Tse-ling  
Principal Assistant Secretary (Culture) 1  
Home Affairs Bureau

Ms WONG Pik-kiu, MH, JP  
Vice Chairman, Tai Po District Council

**Clerk in attendance** : Ms Joanne MAK  
Chief Council Secretary (2) 3

**Staff in attendance** : Miss Karen LAI  
Senior Council Secretary (2) 6

Mrs Fonny TSANG  
Legislative Assistant (2) 3

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**I. Information papers issued since the last meeting**  
[LC Paper No. CB(2)643/15-16(01)]

Members noted that an information paper entitled "Race routes for the Hong Kong Marathon 2016" provided by the Administration had been issued since the last meeting.

**II. Items for discussion at the next meeting**  
[LC Paper Nos. CB(2)637/15-16(01) and (02)]

2. The Panel agreed to discuss the following items proposed by the Administration at the next regular meeting on 5 February 2016 at 10:45 am -

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- (a) briefing by the Secretary for Home Affairs ("SHA") on the Chief Executive's 2016 Policy Address; and
- (b) development of a sports centre, a community hall and football pitches at Area 1, Tai Po.

*(Post-meeting note:* On the instruction of the Chairman, the next regular meeting was re-scheduled to Wednesday, 17 February 2016, at 8:45 am to avoid clashing with the anticipated continuation of the Council meeting commencing on 3 February 2016.)

**III. Nomination of representatives of arts interests for the Hong Kong Arts Development Council ("HKADC")**

[LC Paper Nos. CB(2)637/15-16(03) and (04)]

3. At the invitation of the Chairman, SHA and Deputy Secretary for Home Affairs (3) ("DSHA(3)") briefed members on the salient points of the Administration's paper.

Eligibility criteria for "individual arts workers"

4. Mr MA Fung-kwok asked why the eligibility criteria for "individual arts workers" did not include renowned Mainland arts institutes' graduates who had moved to reside in Hong Kong and continued to engage in arts activities as well as winners of national arts competitions. SHA explained that according to the eligibility criteria, graduates of arts programmes on one of the 10 specified arts interests at bachelor's degree or above levels run by local universities/tertiary institutions were eligible to register. It was proposed that only graduates of local arts institutes would be eligible as they were considered to be more familiar with the local art scene. That said, SHA advised that graduates of arts institutes in the Mainland or in other places outside Hong Kong who engaged in arts activities in Hong Kong and fell into other recognized categories of "individual arts workers" would still be eligible to apply for participation in the nomination exercise.

5. Ms Cyd HO asked why current local full-time students of arts programmes were not eligible to register as "individual arts workers" as she had previously suggested. DSHA(3) said the Administration noted that HKADC had consulted the 10 art-form groups and conducted a one-month public consultation exercise in August 2015 in coming up with the proposed

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arrangements for nominating representatives of arts interests in 2016. Having considered the views collected, HKADC considered that it was more appropriate to allow graduates, not the undergraduates/full-time students who had yet to complete their arts programmes, to participate in the nomination exercise.

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6. With reference to paragraph 11(a) of the Administration's paper, Mr Tony TSE asked what would be done to verify whether a person fulfilled the requirements of this category. DSHA(3) said that a person would be eligible to register as "individual arts workers" provided that he/she could provide supporting documents from the arts organization/institution on his/her employment and the job nature during the period when the arts organization/institution was receiving an annual grant from the Home Affairs Bureau ("HAB"), the Leisure and Cultural Services Department and/or HKADC. At the request of Mr TSE, DSHA(3) agreed to provide information on the number of "individual arts workers" who had applied for participation in the 2013 nomination exercise and the number of successful applications.

7. With reference to paragraph 10(h) of the Administration's paper, Mr NG Leung-sing asked how to verify whether an applicant was a "part-time teacher/instructor/tutor". He expressed concern that the relevant criteria and standards might vary considerably from tertiary institutions to primary schools. DSHA(3) replied that for a person to fulfil the relevant criteria, the applicant would have to provide supporting documents from the educational institutions concerned showing that the applicant was being employed as a teacher/instructor/tutor of subjects relating to the 10 specified arts interest.

8. Referring to paragraph 10(j) of the same paper, Mr NG Leung-sing further asked how to vet the eligibility of an individual artist tenant of the Jockey Club Creative Arts Centre, the Cattle Depot Artist Village and the Hong Kong Arts Centre to ensure consistency in the eligibility criteria applied across different institutions. DSHA(3) said that these arts spaces have established mechanisms to select their tenants, and only individual artist tenants who occupied the arts space on a long-term basis would be eligible under this category. The same criteria would also be adopted to select artist tenants of the newly established arts spaces including the ADC Artspace, the PMQ and the InnoCentre.

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Eligibility criteria for "arts organizations"

9. With reference to paragraph 7(b) of the Administration's paper, Mr MA Fung-kwok asked how an arts organization would be regarded to "have conducted works or activities" related to the 10 specified arts interests "during the three years preceding the commencement of the nomination exercise". DSHA(3) said that an arts organization would only need to submit the relevant supporting documents (e.g. programme brochures or annual reports) to prove that the relevant works/activities had been conducted. She explained that the new criterion had already been announced in 2013 to allow sufficient time for an arts organization to comply with this requirement in 2016.

10. Mr CHAN Chi-chuen asked about the rationale of the new criterion in paragraph 9 of the Administration's paper, which in his view seemed to contradict the principle that more members of the arts community should be allowed to join the nomination exercise. DSHA(3) said that the new criterion was proposed by HKADC after considering the views collected from the arts sector and the public consultation exercise to further ensure that members of an arts organization had achieved a certain level of participation in their organizations. In order to allow all organization applicants and their members sufficient time to comply with the new criterion, it would be implemented in 2019.

11. In reply to Mr MA Fung-kwok's enquiry, SHA said that in accordance with the Legislative Council Ordinance (Cap. 542), the Sports, Performing Arts, Culture and Publication Functional Constituency was composed of, among others, bodies listed in a Gazette notice currently in force made under section 3(5) of the Hong Kong Arts Development Council Ordinance (Cap. 472) as organizations for the purpose of section 3(4) of that Ordinance.

Cross-arts interests voting system and arrangements for nomination exercise

12. In view of the low voting rate for cross-arts interests in the last nomination exercise, Mr Frankie YICK asked why the cross-arts interests voting system was proposed to be retained for the 2016 nomination exercise. He considered that registered voters might not be interested in casting votes in other arts interests which they were not familiar with. He also considered that under the cross-arts interests voting system, a candidate who was more well-known by conducting more joint electioneering activities to promote himself/herself to voters of other arts interests would have an advantage over others. However, in his view, the candidate did not necessarily have more contributions to the development of his/her arts field.

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13. SHA explained that given that arts activities often involved crossover of different art forms with interaction among arts interests, the cross-arts interests voting system was proposed to be retained to encourage nominated representatives to adopt a broader perspective covering different arts interests. In response to Mr YICK's concern, SHA said that although a registered voter was allowed to cast one vote in each of the 10 arts interests, he/she was at liberty to cast vote(s) in any arts interests he/she wanted to, and there was no indication that candidates conducting joint electioneering activities could gain an advantage over others. The Government would continue to engage HKADC in considering the suitability of the cross-arts interests voting system in its future review.

14. To avoid recurrence of the confusion in the previous nomination exercise, Mr CHAN Chi-chuen proposed that the polling station for the nomination exercise in 2016 on the polling day should be operated by the Government. DSHA(3) said that HAB would explore the feasibility of the Government handling the operation of the polling station subject to availability of manpower. The Deputy Chairman, however, questioned whether there was a genuine need for the Government to be responsible for the handling the polling arrangements given the cost implications. He said that the Government should, rather, play a supervisory role on the polling day to ensure that the relevant tasks were to be carried out by the agent in a smooth and proper way. SHA said that the new administrative arrangements for the 2016 nomination exercise were proposed having regard to the experience gained in the previous nomination exercise as well as the comments made by members.

**IV. Signature projects of Eastern District Council ("EDC"), Kowloon City District Council ("KCDC") and Tai Po District Council ("TPDC")**

[LC Paper Nos. CB(2)637/15-16(05) and (06)]

15. As the item involved funding proposals, the Chairman drew members' attention to Rule 83A of the Rules of Procedure. The Chairman declared that she was a member of KCDC.

16. At the invitation of the Chairman, the Chairman of EDC, the Chairman of KCDC and the Vice Chairman of TPDC briefed members on the following four proposed projects under the Signature Project Scheme ("SPS") respectively -

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- (a) "Eastern District Cultural Square" in the Eastern District;
- (b) "Revitalization of the Rear Portion of the Cattle Depot" ("the Cattle Depot Project") in the Kowloon City District; and
- (c) "Establishment of an Arts Centre by Retrofitting Tai Po Government Secondary School" ("the Arts Centre Project") and "Improving the Tourist Facilities at Lam Tsuen Wishing Square" ("the Wishing Square Project") in the Tai Po District.

The Cattle Depot Project

17. Mr MA Fung-kwok and Miss CHAN Yuen-han expressed support for the above four proposed projects which, in their view, would enhance the provision of performing venues in local districts. Noting that the entire Cattle Depot site had been accorded Grade 2 historic building status, Miss CHAN Yuen-han enquired whether the project would affect the existing structure of the Cattle Depot. The Deputy Chairman suggested that value-added elements (e.g. flea markets, artists' performance zones, arts and crafts shops and tea houses) could be provided to enhance the attractiveness of the Depot as a tourist spot and create employment opportunities.

18. District Officer (Kowloon City) said that the Cattle Depot Project aimed to construct a public open space themed on arts and culture with a view to revitalizing the rear portion of the Cattle Depot. The proposed works included the preservation and demolition of existing structures at the project site according to the findings of the Heritage Impact assessment, and the construction of amenity lawn area, landscape and sitting-out areas themed on arts and culture. He explained that given the small area of the project site and the need to preserve historic structures, there was difficulty to include provision of commercial facilities in the design. He said that the open space design displaying artistic park features had received support from the Antiquities Advisory Board and KCDC. He added that the Administration would consider providing vending machines in the park for the convenience of visitors as suggested by KCDC.

19. Ms Claudia MO urged the Administration to allocate funding to enhance the preservation of the Cattle Depot Artists Village located in the front portion and step up publicity of the Artists Village to the public. She



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said that complaints had been received from tenants of the Artists Village about the poor conditions of some of its facilities. She also requested the Administration not to impose too many restrictions on the kinds of activities that would be allowed to be carried out in the open space in the rear portion.

20. District Officer (Kowloon City) explained that the front portion of the Cattle Depot was under the purview of the Development Bureau. He said that the rear portion was developed to meet the demand for recreational open space from residents of To Kwa Wan and Kai Tak Development Area. The construction of landscape and sitting-out areas themed on arts and culture could preserve the historical heritage of the site. There was an access from the rear portion to the Artists Village to enhance the connectivity between the two portions. Tenants of the Artists Village might also be invited to take part in guided tours and arts workshops in the open space so as to create an artistic ambience for the entire site.

21. The Chairman also expressed the view that the design of the Cattle Depot should aim to preserve the historic legacy of the site and integrate it with the environment in the vicinity. She suggested that the Architectural Services Department ("ArchSD") should use three-dimensional diagrams to present the design of SPS projects in future public consultation exercises and for uploading onto the relevant websites. Project Director 3 of ArchSD explained how the design of the Cattle Depot Project would preserve the historic value of the site and the Chairman's suggestion was noted. The Chairman said that the Democratic Alliance for the Betterment and Progress of Hong Kong supported the four proposed projects.

The Arts Centre Project

22. Mr Christopher CHEUNG and Mr NG Leung-sing expressed support for the proposed project to enhance provision of arts venues for young people to develop their talents and to promote arts and cultural development. They enquired about the management of the future arts centre and whether it would collaborate with the Tai Po Civic Centre in organizing arts activities. They also asked what facilities would be provided in the arts centre.

23. District Officer (Tai Po) responded that a management committee comprising representatives from the Tai Po District Office, TPDC, HAB, and HKADC would be set up to formulate policies and monitor the day-to-day operation of the arts centre, including facilities management, leasing of arts studios, and selection of tenants, etc. HKADC would oversee the operation of the arts centre upon its commissioning.

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24. District Officer (Tai Po) further said that the arts centre, with an area of 8 800 square metres, focused on performing arts. Apart from offering a range of arts facilities for use by locals, professional arts groups would be brought in through the provision of offices and studio spaces at affordable rental rates. It was estimated that the utilization rate would exceed 80%. He advised that the arts centre would partner with the Tai Po Civic Centre to organize arts events for the local community.

The Wishing Square Project

25. Mr Christopher CHEUNG expressed support for the proposed project. He enquired whether any committee would be set up to monitor the operation of the Wishing Square and the traffic arrangements during the Well-wishing Festival. The Deputy Chairman asked whether the Administration had studied the demands for coach parking spaces at the Wishing Square and whether additional parking spaces would be provided during public holidays.

26. District Officer (Tai Po) said that a management committee comprising representatives from the partner organization of the Wishing Square project, rural committees, TPDC, government officials and other independent individuals would be set up to monitor the operation of the Wishing Square. To address the traffic needs of visitors and alleviate the traffic congestion in the area during the Hong Kong Well-wishing Festival, special transportation arrangements would be adopted such as the provision of additional public transport services etc. He informed members that parking spaces would be provided at the Wishing Square for 100-plus private vehicles and four coaches according to the detailed design of the project.

27. Mr CHAN Chi-chuen said that he did not support the proposal and pointed out that there was opposition from local residents against the design of the Wishing Square as well as demand for further public consultation. He queried why TPDC still put forward the proposal and enquired why only one round of consultation exercise had been conducted. Dr Fernando CHEUNG also opposed the Wishing Square project and pointed out that some 5 000 signatures had been collected on the Internet indicating opposition to the proposed design of the Wishing Square for its resemblance to the Tiananmen Square.

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28. District Officer (Tai Po) said that TPDC reached consensus in May 2013 to adopt the Wishing Square project as one of the SPS projects for the Tai Po district. TPDC then set up a working group to oversee the implementation of the two projects. TPDC further launched a public forum in 2013 to collect views from local residents and received positive feedbacks. TPDC had also invited the public to give views on the Wishing Square Project through various activities, such as the arts festival held in Tai Po Government Secondary School in March 2015. As regards the design of the Wishing Square Project, District Officer (Tai Po) said that no negative feedback had been received from TPDC members until when the working group concerned discussed the design at a meeting in August 2015 in which a District Council ("DC") member raised opposition. After discussion, the design was endorsed by the working group, and was refined by the consultancy firm in light of the comments of the working group. District Officer (Tai Po) said that the design was then submitted to TPDC for consideration in September 2015. At the relevant DC meeting, over 100 representatives from local organizations/rural area expressed their support for the Wishing Square Project whereas individual DC members submitted jointly signed letters from residents expressing opposition to the project to TPDC. District Officer (Tai Po) further said that after detailed discussion at that meeting, the design of the Wishing Square Project was endorsed by TPDC with the support of a majority of TPDC members.

29. Vice Chairman/TPDC appealed to members to support the Wishing Square Project so that it could commence works as early as possible. She reiterated that the project had been thoroughly discussed by the relevant committees of TPDC and the views of the local community had been gauged and fully considered.

Admin 30. Mr CHAN Chi-chuen requested the Administration to provide in writing how many rounds of consultations conducted by the 18 DCs for their SPS projects and what would be done when there was opposition to individual projects. SHA undertook to provide the information.

31. Mr CHAN Han-pan said that in his view, the proposed design fit well with the rural area in the vicinity. He expressed support for the Wishing Square Project and its design, and noted that TPDC had also carried out detailed consultation on the project.

*(The Chairman directed that the meeting be extended for 15 minutes.)*

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Progress of SPS projects and funding approval mechanism

32. Mr MA Fung-kwok enquired about the progress of SPS projects. Deputy Director of Home Affairs (1) said that a total of 27 projects were selected by the 18 DCs, of which 11 had obtained funding approval from the Finance Committee ("FC") and were under implementation. The progress of the remaining 16 projects was as follows -

- (a) two were supported by the Public Works Subcommittee ("PWSC") and were awaiting FC's vetting and approval;
- (b) seven were pending PWSC's consideration;
- (c) for the proposed four projects under discussion, they would also be submitted to PWSC for consideration upon obtaining the support of Panel members; and
- (d) the remaining three projects would be submitted to the Panel upon successful completion of the preparatory work including completing the relevant statutory procedures, as appropriate, by the relevant DCs.

33. Ms Cyd HO said that the Government should delegate the power of approving the funding proposals for SPS projects to DCs, so as to fulfil the Government's promise made upon the abolition of the two former Municipal Councils that more power would be delegated to DCs. Whilst expressing support to the four proposed projects, Mr Frankie YICK asked if it was possible to amend the existing vetting and approving procedures so that DCs would be authorized to approve the funding proposals for similar projects, so as to expedite the implementation of projects which served to meet district needs. The Chairman also expressed concern that the funding applications for more than half of the projects under SPS had not been submitted to FC for vetting and approval. She requested the Administration to consider seeking one-off funding approval from FC to meet the costs for implementing all the SPS projects, so as to expedite implementation of SPS.

34. SHA said that DCs were required to follow the established funding application procedures for implementation of SPS projects. He stressed the importance of observing the financial discipline and explained that the Administration was obliged to adhere to the relevant procedures in processing all funding applications in order to ensure prudent use of public funds.

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35. Ms Cyd HO said that a thematic webpage should be launched by each DC to provide progress updates on its SPS project(s) to facilitate media coverage and monitoring by the public. The Chairman also considered that the Administration should enhance support for DCs to improve their websites on SPS so as to enhance public understanding of the projects. SHA said that information on SPS projects was available on individual DCs' website and noted members' views and comments.

36. Summing up, the Chairman said that members raised no objection to submission of the four proposals to PWSC for consideration.

**V. Any other business**

37. There being no other business, the meeting ended at 10:44 am.

Council Business Division 2  
Legislative Council Secretariat  
22 March 2016