

**LEGISLATIVE COUNCIL**

**MINUTES**

**No. 19**

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**Minutes of the meeting held on Wednesday 29 March 2017 at 11:00 am  
and Thursday 30 March 2017 at 9:00 am**

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**Attendance**

The attendance of Members, public officers and Clerks is in the Official Record of Proceedings.

**Tabling of Papers**

The following papers were laid on the table under Rule 21(2) of the Rules of Procedure:

<u>Subsidiary Legislation / Instruments</u>	<u>L.N. No.</u>
1. International Organizations (Privileges and Immunities) (European Bank for Reconstruction and Development) Order (gazetted on 24.3.2017)	41/2017
2. Import and Export (Strategic Commodities) Regulations (Amendment of Schedule 1) Order 2017 (gazetted on 24.3.2017)	42/2017

<u>Subsidiary Legislation / Instruments</u>	<u>L.N. No.</u>
3. Occupational Retirement Schemes (Fees) (Amendment) Rules 2017 (gazetted on 24.3.2017)	43/2017
4. Securities and Futures (Contracts Limits and Reportable Positions) (Amendment) Rules 2017 (gazetted on 24.3.2017)	44/2017
5. Securities and Futures (Amendment) Ordinance 2014 (Commencement) Notice 2017 (gazetted on 24.3.2017)	45/2017

#### Other Papers

1. No. 80 - Self-financing Post-secondary Education Fund  
Financial statements and Report of the Director of Audit for the year ended 31 August 2016  
(published on 22.3.2017)
2. No. 81 - HKSAR Government Scholarship Fund  
Financial statements and Report of the Director of Audit for the year ended 31 August 2016  
(published on 22.3.2017)
3. Report No. 14/16-17 of the House Committee on Consideration of Subsidiary Legislation and Other Instruments  
(published on 23.3.2017)

#### **Questions**

Six oral questions as set out on the Agenda (i.e. Questions 1 to 6) were put by the Members and oral replies were given by the public officers.

Written replies to Questions 7 to 22 as set out on the Agenda were supplied to Members.

## **Government Bill**

### First Reading and Second Reading

- Inland Revenue (Amendment) (No. 3) : Secretary for Financial Services  
Bill 2017 and the Treasury

After the above Bill was read the first time and ordered to be set down for Second Reading under Rule 53(3) of the Rules of Procedure, the public officer moved the Second Reading of the Bill. The question on the Second Reading of the Bill was proposed and the debate was adjourned. The Bill was referred to the House Committee in accordance with Rule 54(4) of the Rules of Procedure.

## **Government Motions**

### Proposed resolution under Article 73(7) of the Basic Law of the Hong Kong Special Administrative Region of the People's Republic of China and section 7A of the Hong Kong Court of Final Appeal Ordinance (Cap. 484)

The Chief Secretary for Administration moved the motion as set out on the Agenda. The question on the motion was proposed. After Members and the public officer had spoken, the question on the motion was put and agreed to (details of division in the **Appendix**).

### Proposed resolution under the Criminal Procedure Ordinance

The Chief Secretary for Administration moved the motion as set out on the Agenda. The question on the motion was proposed, put and agreed to.

### Proposed resolution under the Coroners Ordinance

The Chief Secretary for Administration moved the motion as set out on the Agenda. The question on the motion was proposed, put and agreed to.

### Proposed resolution under section 34(2) of the Interpretation and General Clauses Ordinance

The Secretary for the Environment moved the motion as set out on the Agenda. The question on the motion was proposed. After a Member and the public officer had spoken, the question on the motion was put and agreed to.

## Members' Motions

### Motion under Rule 49E(2) of the Rules of Procedure

Hon Starry LEE moved the motion as set out on the Agenda. The question on the motion was proposed. Members and the public officer spoke on the motion. In accordance with Rule 49E(9) of the Rules of Procedure, no question on the motion was put.

### Motion on “Urgently improving public healthcare services in Kowloon East”

Hon Wilson OR moved the motion as set out on the Agenda. The question on the motion was proposed. A joint debate on the motion and the amendments was held. After movers of the amendments, Members and the public officer had spoken, the following questions were put:

<u>Order of questions put</u>	<u>Decisions taken (details of division, if any)</u>
— Amendment moved by Hon HO Kai-ming as set out on the Agenda	Passed
— Revised amendment moved by Dr Hon KWOK Ka-ki as set out in the Official Record of Proceedings	Passed
— Revised amendment moved by Hon WU Chi-wai as set out in the Official Record of Proceedings	Passed
— Revised amendment moved by Hon LEUNG Yiu-chung as set out in the Official Record of Proceedings	Passed
— Hon Wilson OR's motion as amended	Passed

(After completion of this motion debate, the meeting was suspended at 7:04 pm on 29 March and resumed at 9:00 am on 30 March 2017.)

Before proceeding to the motion debate on “Urging the next Chief Executive to reactivate constitutional reform”, Hon LAM Cheuk-ting drew the attention of the President to the absence of a quorum. The President then directed Members to be summoned.

### **Adjournment of the Council**

After 15 minutes had expired, a quorum was not present. The President adjourned the Council at 9:15 am in accordance with Rule 17(2) of the Rules of Procedure.



(Andrew LEUNG Kwan-yuen)  
President  
Legislative Council

Chamber  
Legislative Council Complex, Hong Kong

18 May 2017

點名表決 DIVISION: 1  
 日期 DATE: 29/03/2017  
 時間 TIME: 02:02:58 下午 PM

動議 MOTION: 根據《中華人民共和國香港特別行政區基本法》第七十三條第(七)項及《香港終審法院條例》(第484章)第7A條動議的擬議決議案  
 PROPOSED RESOLUTION UNDER ARTICLE 73(7) OF THE BASIC LAW OF THE HONG KONG SPECIAL ADMINISTRATIVE REGION OF THE PEOPLE'S REPUBLIC OF CHINA AND SECTION 7A OF THE HONG KONG COURT OF FINAL APPEAL ORDINANCE (CAP. 484)

動議人 MOVED BY: 政務司司長 Chief Secretary for Administration

出席 Present : 43  
 投票 Vote : 42  
     贊成 Yes : 42  
     反對 No : 0  
     棄權 Abstain : 0  
 結果 Result : 通過 Passed

個別表決如下 THE INDIVIDUAL VOTES WERE AS FOLLOWS:

議員	MEMBER	投票	VOTE	議員	MEMBER	投票	VOTE
梁君彥	Andrew LEUNG	出席	PRESENT	黃碧雲	Dr Helena WONG	贊成	YES
涂謹申	James TO			葉建源	IP Kin-yuen	贊成	YES
梁耀忠	LEUNG Yiu-chung	贊成	YES	葛珮帆	Dr Elizabeth QUAT	贊成	YES
石禮謙	Abraham SHEK			廖長江	Martin LIAO		
張宇人	Tommy CHEUNG	贊成	YES	潘兆平	POON Siu-ping	贊成	YES
李國麟	Prof Joseph LEE			蔣麗芸	Dr CHIANG Lai-wan		
林健鋒	Jeffrey LAM			盧偉國	Ir Dr LO Wai-kiok	贊成	YES
黃定光	WONG Ting-kiwong	贊成	YES	鍾國斌	CHUNG Kwok-pan	贊成	YES
李慧琼	Starry LEE	贊成	YES	楊岳橋	Alvin YEUNG		
陳克勤	CHAN Hak-kan	贊成	YES	尹兆堅	Andrew WAN		
陳健波	CHAN Kin-por	贊成	YES	朱凱迪	CHU Hoi-dick		
梁美芬	Dr Priscilla LEUNG	贊成	YES	吳永嘉	Jimmy NG	贊成	YES
黃國健	WONG Kwok-kin			何君堯	Dr Junius HO	贊成	YES
葉劉淑儀	Mrs Regina IP			何啟明	HO Kai-ming	贊成	YES
謝偉俊	Paul TSE			林卓廷	LAM Cheuk-ting	贊成	YES
梁國雄	LEUNG Kwok-hung			周浩鼎	Holden CHOW	贊成	YES
毛孟靜	Claudia MO	贊成	YES	邵家輝	SHIU Ka-fai		
田北辰	Michael TIEN	贊成	YES	邵家臻	SHIU Ka-chun	贊成	YES
何俊賢	Steven HO	贊成	YES	柯創盛	Wilson OR	贊成	YES
易志明	Frankie YICK	贊成	YES	容海恩	YUNG Hoi-yan		
胡志偉	WU Chi-wai	贊成	YES	陳沛然	Dr Pierre CHAN	贊成	YES
姚思榮	YIU Si-wing			陳振英	CHAN Chun-ying	贊成	YES
馬逢國	MA Fung-kiwok			陳淑莊	Tanya CHAN	贊成	YES
莫乃光	Charles Peter MOK			張國鈞	CHEUNG Kwok-kwan		
陳志全	CHAN Chi-chuen			許智峯	HUI Chi-fung	贊成	YES
陳恒鎮	CHAN Han-pan	贊成	YES	陸頌雄	LUK Chung-hung	贊成	YES
梁志祥	LEUNG Che-cheung			劉國勳	LAU Kwok-fan	贊成	YES
梁繼昌	Kenneth LEUNG	贊成	YES	劉業強	Kenneth LAU	贊成	YES
麥美娟	Alice MAK	贊成	YES	鄭松泰	Dr CHENG Chung-tai		
郭家麒	Dr KWOK Ka-ki	贊成	YES	鄭俊宇	KWONG Chun-yu	贊成	YES
郭偉強	KWOK Wai-keung	贊成	YES	譚文豪	Jeremy TAM		
郭榮鏗	Dennis KWOK	贊成	YES	羅冠聰	Nathan LAW	贊成	YES
張華峰	Christopher CHEUNG			姚松炎	Dr YIU Chung-yim	贊成	YES
張超雄	Dr Fernando CHEUNG			劉小麗	Dr LAU Siu-lai	贊成	YES

秘書 CLERK