

**立法會**  
**Legislative Council**

LC Paper No. CB(3) 284/16-17

Ref: CB(3)/IC/16/1

**Paper for the House Committee meeting on 20 January 2017**

**Election of Members for appointment to the Investigation Committee  
established under Rule 49B(2A) of the Rules of Procedure  
in respect of the motion to censure Dr Hon CHENG Chung-tai**

On 6 January 2017, the House Committee (“HC”) decided that the election of Members for appointment to the Investigation Committee established under Rule 49B(2A) of the Rules of Procedure (“RoP”) in respect of the motion to censure Dr Hon CHENG Chung-tai (“IC”) would be held in accordance with the election procedure in the **Appendix** at the HC meeting on 20 January 2017 (“the said HC meeting”).

2. Members were invited vide LC Paper No. CB(3) 257/16-17 dated 6 January 2017 to make nominations for the election. The following five nominations were received by the nomination deadline (i.e. 12:00 midnight on Monday 16 January 2017):

<u>Nominee</u>	<u>Proposer</u>	<u>Seconder</u>
Dr Hon Junius HO	Hon Holden CHOW	Hon CHEUNG Kwok-kwan
Hon SHIU Ka-fai	Hon Tommy CHEUNG	Hon CHUNG Kwok-pan
Hon CHAN Chun-ying	Hon CHAN Kin-por	Hon YIU Si-wing
Hon CHEUNG Kwok-kwan	Hon Wilson OR	Hon Holden CHOW
Hon LUK Chung-hung	Hon WONG Kwok-kin	Hon KWOK Wai-keung

3. As the number of nominations received is less than seven (i.e. the number of IC members as stipulated in RoP 73A(1)), under paragraph 5 of the election procedure, further nominations may be proposed, at the said HC meeting, by any Member and seconded by another, with the proposed nominee signifying his consent to the nomination.

4. Under paragraph 6 of the election procedure, in the case where the number of nominations received is equal to seven, the HC Chairman shall declare the nominees duly elected. Paragraph 7 of the election procedure provides that in cases where the number of nominations received is more than seven, a poll shall be taken at the said HC meeting and Members should cast their votes by using the electronic voting system whereby a Member may vote for not more than seven nominees.

Council Business Division 3  
Legislative Council Secretariat  
18 January 2017

**Procedure for the election of Members for appointment  
by the President to the Investigation Committee established under  
Rule 49B(2A) of the Rules of Procedure in respect of the motion  
to censure Dr Hon CHENG Chung-tai**

1. An election of Members shall be held at a meeting of the House Committee, the date of which (“election date”) shall be appointed by the House Committee.
2. The Legislative Council Secretariat shall issue a circular and a nomination form to the Members of the Legislative Council at least seven clear days before the election date, inviting nominations to be made.
3. Each nomination form shall be for the nomination of one Member and shall be signed by one Member as the proposer, one Member as the seconder, and by the nominee Member to signify his consent to the nomination.
4. Duly completed nomination forms shall be delivered to the Legislative Council Secretariat at least three clear days before the election date.
5. In cases where the number of nominations received by the Legislative Council Secretariat by the deadline for nomination is less than seven, further nominations may be proposed, at the House Committee meeting at which the election is conducted, by any Member and seconded by another, with the proposed nominee signifying his consent to the nomination.
6. In the case where the number of nominations received under paragraphs 4 and 5 is equal to seven, the Chairman of the House Committee shall declare the nominees duly elected.
7. In cases where the number of nominations received under paragraphs 4 and 5 is more than seven, a poll shall be taken at the House Committee meeting at which the election is conducted and Members should cast their votes by using the electronic voting system, whereby a Member may vote for not more than seven nominees. The nominees who get the highest numbers of votes will be declared elected.
8. In cases where a nominee would have been elected but for there being one or more other nominees having been given the same number of votes, a separate poll shall be taken in respect of that nominee and such other nominee(s) in accordance with the manner of election provided in paragraph 7.

9. If, after a separate poll is held under paragraph 8, there is still a nominee who would have been elected but for there being one or more other nominees having been given the same number of votes, lots shall be drawn by the Chairman of the House Committee among such nominees to determine which of them will take up the remaining place/places.

10. Immediately after the election of Members for appointment to the investigation committee, the meeting of the House Committee shall be suspended for 10 minutes to enable the elected Members to elect amongst them the two Members to be nominated for appointment respectively as Chairman and Deputy Chairman of the investigation committee by the President.

11. The meeting of the House Committee will then resume and House Committee will be asked to endorse the results of the election of the Chairman and Deputy Chairman of the investigation committee.