

立法會
Legislative Council

LC Paper No. CB(2)900/17-18

Ref : CB2/H/5/17

House Committee of the Legislative Council

**Minutes of the 14th meeting
held in Conference Room 1 of the Legislative Council Complex
at 2:30 pm on Friday, 9 February 2018**

Members present :

Hon Starry LEE Wai-king, SBS, JP (Chairman)

Hon James TO Kun-sun

Hon Abraham SHEK Lai-him, GBS, JP

Hon Tommy CHEUNG Yu-yan, GBS, JP

Prof Hon Joseph LEE Kok-long, SBS, JP

Hon Jeffrey LAM Kin-fung, GBS, JP

Hon WONG Ting-kwong, GBS, JP

Hon CHAN Hak-kan, BBS, JP

Hon CHAN Kin-por, GBS, JP

Hon WONG Kwok-kin, SBS, JP

Hon Mrs Regina IP LAU Suk-ye, GBS, JP

Hon Paul TSE Wai-chun, JP

Hon Claudia MO

Hon Michael TIEN Puk-sun, BBS, JP

Hon Steven HO Chun-yin, BBS

Hon WU Chi-wai, MH

Hon YIU Si-wing, BBS

Hon Charles Peter MOK, JP

Hon CHAN Chi-chuen

Hon CHAN Han-pan, JP

Hon Kenneth LEUNG

Hon Alice MAK Mei-kuen, BBS, JP

Dr Hon KWOK Ka-ki

Hon KWOK Wai-keung, JP

Hon Christopher CHEUNG Wah-fung, SBS, JP

Dr Hon Fernando CHEUNG Chiu-hung

Dr Hon Helena WONG Pik-wan

Hon IP Kin-yuen

Dr Hon Elizabeth QUAT, BBS, JP
Hon Martin LIAO Cheung-kong, SBS, JP
Hon POON Siu-ping, BBS, MH
Dr Hon CHIANG Lai-wan, JP
Ir Dr Hon LO Wai-kwok, SBS, MH, JP
Hon CHUNG Kwok-pan
Hon Alvin YEUNG
Hon Andrew WAN Siu-kin
Hon Jimmy NG Wing-ka, JP
Dr Hon Junius HO Kwan-yiu, JP
Hon HO Kai-ming
Hon LAM Cheuk-ting
Hon Holden CHOW Ho-ding
Hon SHIU Ka-fai
Hon SHIU Ka-chun
Hon Wilson OR Chong-shing, MH
Hon YUNG Hoi-yan
Dr Hon Pierre CHAN
Hon CHAN Chun-ying
Hon Tanya CHAN
Hon CHEUNG Kwok-kwan, JP
Hon HUI Chi-fung
Hon LUK Chung-hung
Hon LAU Kwok-fan, MH
Hon Kenneth LAU Ip-keung, BBS, MH, JP
Dr Hon CHENG Chung-tai
Hon Jeremy TAM Man-ho

Members absent :

Hon Dennis KWOK Wing-hang (Deputy Chairman)
Hon LEUNG Yiu-chung
Dr Hon Priscilla LEUNG Mei-fun, SBS, JP
Hon Frankie YICK Chi-ming, SBS, JP
Hon MA Fung-kwok, SBS, JP
Hon LEUNG Che-cheung, SBS, MH, JP
Hon CHU Hoi-dick
Hon KWONG Chun-yu

Clerk in attendance :

Miss Flora TAI

Clerk to the House Committee

Staff in attendance :

Mr Kenneth CHEN, SBS	Secretary General
Ms Connie FUNG	Legal Adviser
Miss Odelia LEUNG	Deputy Secretary General
Ms Anita SIT	Assistant Secretary General 1
Ms Dora WAI	Assistant Secretary General 3
Mr Matthew LOO	Assistant Secretary General 4
Mr Timothy TSO	Senior Assistant Legal Adviser 1
Mr YICK Wing-kin	Senior Assistant Legal Adviser 2
Mr Kelvin LEE	Senior Assistant Legal Adviser 3
Ms Amy YU	Principal Council Secretary 1
Ms Hallie CHAN	Head (Public Information)
Ms Alice LEUNG	Chief Council Secretary (2)6
Mr Bonny LOO	Assistant Legal Adviser 4
Mr Richard WONG	Senior Council Secretary (2)6
Miss Connie AU	Senior Council Secretary (2)8
Ms Anna CHEUNG	Senior Legislative Assistant (2)3
Mr Arthur KAN	Legislative Assistant (2)7

Action

I. Confirmation of minutes of meeting

Minutes of 13th meeting held on 2 February 2018

(LC Paper No. CB(2)828/17-18)

Mr SHIU Ka-fai proposed that the words "玻璃門" ("the glass door") be replaced by "入口範圍" ("the entrance area") when it appeared the second time in the fifth sentence of paragraph 25 of the draft minutes so as to reflect accurately what he said about where the Eastern District Council ("DC") member (who was behind the three Eastern DC Members that had walked into the entrance area of the Eastern DC) had stood after the glass door was opened. Mr SHIU explained that given the limited time each Member was allowed to speak on the relevant agenda item at the last House Committee ("HC") meeting on 2 February 2018, he might not be able to elucidate clearly what he had seen at the Eastern DC on 30 January 2018 and this might make it difficult for the Secretariat to grasp what he had meant.

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2. Ms Tanya CHAN said that as the minutes was the record of proceedings of the HC meeting, it might be more appropriate for and fairer to the Secretariat if time was allowed for the Secretariat to listen to the tape recording of Mr SHIU Ka-fai's remarks to see if the proposed amendment did reflect what Mr SHIU had said at the last HC meeting. She added that the draft minutes of the meeting with the proposed amendment could be confirmed at the next HC meeting on 23 February 2018.

3. At the invitation of the Chairman, the Clerk said that the Secretariat had prepared the draft minutes of the meeting based on the tape recording of the meeting. Paragraph 25 of the draft minutes recorded Mr SHIU Ka-fai's account of what he had seen on 30 January 2018, and so if Mr SHIU considered that his proposed amendment could help describe more accurately what he had seen that day, the Secretariat would be prepared to incorporate the proposed amendment in the draft minutes for Members' confirmation.

4. Mr LAM Cheuk-ting said that in his view, the proposed amendment by Mr SHIU Ka-fai could more aptly describe what Mr SHIU had seen that day. He therefore supported that the proposed amendment be made.

5. As no Member had raised objection to the proposed amendment by Mr SHIU Ka-fai, the Chairman said that the draft minutes, with the proposed amendment incorporated, were taken as confirmed.

II. Matters arising

Report by the Chairman on her meeting with the Chief Secretary for Administration

6. The Chairman said that she had conveyed to the Chief Secretary for Administration ("CS") the view of some Members that in addition to the first meeting of the Bills Committee on Guangzhou-Shenzhen-Hong Kong Express Rail Link (Co-location) Bill, the Secretary for Justice ("SJ"), the Secretary for Transport and Housing and the Secretary for Security ("the three Principal Officials") should attend another meeting(s) of the Bills Committee when there was a need. CS had responded that he would relay the relevant view to the three Principal Officials.

III. Business arising from previous Council meetings

Legal Service Division report on subsidiary legislation gazetted on 2 February 2018 and tabled in Council on 7 February 2018

(LC Paper No. LS32/17-18)

7. At the invitation of the Chairman, Legal Adviser briefed Members on the report prepared by the Legal Service Division on the 10 items of subsidiary legislation (i.e. L.N. 13 to L.N. 22) which were gazetted on 2 February 2018 and tabled in Council on 7 February 2018.

8. Dr KWOK Ka-ki considered it necessary to form a Subcommittee to study the Hospital Authority Ordinance (Amendment of Schedule 1) Order 2018 (L.N. 20) in detail. Members agreed. Dr KWOK Ka-ki and Dr CHIANG Lai-wan agreed to join the proposed subcommittee.

9. Members did not raise any questions on the other nine items of subsidiary legislation (i.e. L.N. 13 to L.N. 19, L.N. 21 and L.N. 22).

10. The Chairman reminded Members that the deadline for amending the above 10 items of subsidiary legislation would be the Council meeting of 28 February 2018, or that of 28 March 2018 if extended by a resolution of the Council.

IV. Position on Bills Committees and subcommittees

(LC Paper No. CB(2)829/17-18)

11. The Chairman said that as at 8 February 2018, there were 11 Bills Committees, seven subcommittees under HC and two subcommittees on policy issues under Panels in action. Eleven subcommittees on policy issues were on the waiting list.

V. Any other business

12. Mr CHAN Chi-chuen said that he hoped that the Chairman could clarify with the President the principles he had adopted in deciding when to adjourn a Council meeting. He noticed that while the Council meeting of 7 February 2018 was scheduled to be adjourned at around 8:00 pm on 8 February 2018, the President declared at around 7:30 pm that day that the said Council meeting be adjourned and at that moment

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there were more than 10 Members waiting to speak on the Member's motion under Article 73(5) and (10) of the Basic Law to summon SJ moved by Mr Charles MOK. Mr CHAN further said that although the President had explained that the debate on the motion concerned could not possibly be finished by 8:00 pm that day, he considered that the President should adjourn the Council meeting at the scheduled time so as to allow more Members to express their views on the Member's motion concerned.

13. The Chairman said that she observed that the President would usually, depending on the circumstances of each meeting, adjourn the Council meetings at around 7:30 pm. She reckoned that the President would take note of what Mr CHAN Chi-chuen had said and suggested that Mr CHAN could approach the President for clarification. The Chairman added that Mr CHAN's remarks about the meeting arrangement would be recorded in the minutes of the meeting.

14. There being no other business, the meeting ended at 2:47 pm.

Council Business Division 2
Legislative Council Secretariat
21 February 2018