

立法會

Legislative Council

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seen by the Administration)

Ref: CB4/PS/1/16

Panel on Transport

Subcommittee on Matters Relating to Railways

Minutes of special meeting on Friday, 31 August 2018, at 10:00 am in Conference Room 1 of the Legislative Council Complex

Members present : Hon Michael TIEN Puk-sun, BBS, JP (Chairman)
Hon CHAN Han-pan, BBS, JP (Deputy Chairman)
Hon Mrs Regina IP LAU Suk-ye, GBS, JP
Hon Claudia MO
Hon Frankie YICK Chi-ming, SBS, JP
Hon YIU Si-wing, BBS
Dr Hon KWOK Ka-ki
Dr Hon Helena WONG Pik-wan
Ir Dr Hon LO Wai-kwok, SBS, MH, JP
Hon Alvin YEUNG
Hon CHU Hoi-dick
Dr Hon Junius HO Kwan-yiu, JP
Hon Wilson OR Chong-shing, MH
Hon CHAN Chun-ying, JP
Hon Tanya CHAN
Hon LUK Chung-hung, JP
Hon LAU Kwok-fan, MH
Dr Hon CHENG Chung-tai
Hon Jeremy TAM Man-ho
Hon Gary FAN Kwok-wai
Hon AU Nok-hin
Hon Tony TSE Wai-chuen, BBS

Members attending : Hon Jame TO Kun-sun
Hon Starry LEE Wai-king, SBS, JP
Hon CHAN Hak-kan, BBS, JP
Hon WU Chi-wai, MH
Hon Martin LIAO CHEUNG-kong, SBS, JP
Hon YUNG Hoi-yan
Dr Hon Pierre CHAN
Hon KWONG Chun-yu
Hon Vincent CHENG Wing-shun, MH

Member absent : Hon LAM Cheuk-ting

Public Officers attending : **Agenda item I**

Mr Frank CHAN Fan, JP
Secretary for Transport and Housing
Transport and Housing Bureau

Mr Kevin CHOI, JP
Deputy Secretary for Transport and Housing
(Transport) 2
Transport and Housing Bureau

Mr Philip HAR Mung-fei
Principal Assistant Secretary for Transport and
Housing (Transport) 4
Transport and Housing Bureau

Mr Humphrey HO Hon-kit
Assistant Director/ New Buildings 2
Buildings Department

Mr Ek Chin VY
Chief Engineer/ Railways 1
Electrical & Mechanical Services Department

Agenda item II

Mr Frank CHAN Fan, JP
Secretary for Transport and Housing

Transport and Housing Bureau

Ms Rebecca PUN Ting-ting, JP
Deputy Secretary for Transport and Housing
(Transport)1
Transport and Housing Bureau

Mr Jimmy CHAN Pai-ming, JP
(Acting) Director of Highways
Highways Department

Mr Jonathan LEUNG Man-ho
Government Engineer / Railway Development 1
Highways Department

Mr Humphrey HO Hon-kit
Assistant Director / New Buildings 2
Buildings Department

Mr Ringo MOK Wing-cheong
Deputy Project Manager(South)
Civil Engineering and Development Department

Ms Milan LI Miu-lan
Chief Estate Surveyor /Railway Development
Railway Development Section
Lands Department

Mr Andrew TANG Ka-chu
Senior Estate Surveyor/RD/U4
Railway Development Section / Urban Office
Lands Department

**Attendance by
invitation** :

Agenda item I

MTR Corporation Limited

Mr Adi LAU Tin-shing
Operations Director

Mr Terry WONG Wing-kin
General Manager–Infrastructure Maintenance

Mr Eric LEE
General Manager–Public Affairs

Agenda item II

Dr Jacob KAM
Managing Director – Operations and Mainland
Business

Mr Neil NG
Project Manager – SCL Civil – NSL

Mr Patrick CHENG
Construction Manager – SCL Civil

Ms Prudence CHAN
Senior Manager – Projects and Property
Communications

Clerk in attendance : Ms Sophie LAU
Chief Council Secretary (4)2

Staff in attendance : Miss Joyce CHING
Senior Council Secretary (4)2

Ms Jacqueline LAW
Council Secretary (4)2

Miss Mandy LAM
Legislative Assistant (4)2

I. Issues relating to the settlement of existing railway facilities of MTR Corporation Limited
(LC Paper Nos. CB(4)1504/17-18(01) and (02))

At the invitation of the Chairman, Operations Director of MTR Corporation Limited ("MTRCL") and General Manager–Infrastructure Maintenance of MTRCL briefed members on issues relating to the settlement

Action

of existing railway facilities of MTRCL with the aid of a powerpoint presentation (LC Paper No. CB(4)1525/17-18(01)).

2. The Subcommittee deliberated (index of proceedings at **Annex I**).

(At 11:26 am, the Chairman proposed and members agreed to extend the meeting for 30 minutes to 1:15 pm.)

II. Issues relating to the settlement of buildings and other facilities in the vicinity of construction sites of Shatin to Central Link Project (LC Paper Nos. CB(4)1504/17-18(02) to (05), CB(4)1517/17-18(01) and (02))

3. At the invitation of the Chairman, Managing Director – Operations and Mainland Business of MTRCL briefed members on issues relating to the settlement of buildings and other facilities in the vicinity of construction sites of Shatin to Central Link ("SCL") Project with the aid of a powerpoint presentation (LC Paper No. CB(4)1525/17-18(02)).

4. The Subcommittee deliberated (index of proceedings at **Annex I**).

5. On a member's request, MTRCL agreed to provide supplementary information on the tilting of buildings recorded at monitoring points along the alignment of SCL.

(Post-meeting note: the supplementary information was circulated to members vide LC Paper No. CB(4)291/18-19(01) on 5 December 2018.)

Motions

6. The Chairman informed members that six motions proposed respectively by Ms Claudia MO, Dr Helena WONG, Mr Gary FAN, Mr CHAN Han-pan and Mrs Regina IP, and an amendment to Mr FAN's motion proposed by Mr Tony TSE were received.

7. The Chairman then referred members to the motion moved by Ms Claudia MO (wording of motion in **Annex II**). He invited members present to consider whether this motion should be proceeded with and put this matter to vote. The Chairman reminded members that non-Subcommittee members did not have voting right in respect of the business of the Subcommittee.

Action

Upon request of Ms Claudia MO, the Chairman ordered that the voting bell be rung for five minutes.

8. At 1:11 pm, the Chairman announced that due to insufficient time for ringing the five-minute voting bell, the motion moved by Ms Claudia MO and other members could not be dealt with at the meeting.

III. Any other business

9. There being no other business, the meeting ended at 1:11 pm.

Council Business Division 4
Legislative Council Secretariat
3 June 2019

Panel on Transport

Subcommittee on Matters Relating to Railways

**Proceedings of the special meeting
on Friday, 31 August 2018, at 10:00 am
in Conference Room 1 of the Legislative Council Complex**

Time marker	Speaker	Subject(s)	Action required
<i>Agenda Item I – Issues relating to the settlement of existing railway facilities of MTR Corporation Limited</i>			
000433 – 000748	Chairman Ms Claudia MO Mr Gary FAN	Opening remarks Discussion on meeting arrangements.	
000748 – 001257	Chairman Administration	Briefing by the Administration [LC Paper No. CB(4)1504/17-18(01)].	
001257 – 001957	Chairman MTRCL	Briefing by the MTR Corporation Limited ("MTRCL") [LC Paper No. CB(4)1525/17-18(01)].	
001957 – 002350	Chairman Mr CHAN Chun-ying Administration MTRCL	Mr CHAN's enquiry and the Administration's response regarding the settlement limit for works suspension at Tin Wing Stop of the light rail. MTRCL further advised that it would closely monitor the impact of construction works on facilities within railway premises according to the pre-set settlement thresholds devised by the Buildings Department ("BD") and the relevant registered building professionals of the concerned development project. To ensure safe railway operations, a set of stringent railway protection measures and procedures was in place to ensure that the track was always maintained in safe and good condition.	
002350 – 002700	Chairman Dr KWOK Ka-ki Administration	Dr KWOK was deeply concerned about the ever-changing pre-set threshold for works suspension devised by BD and MTRCL. He was also dissatisfied with the lack of a mechanism to disseminate settlement data before a new monitoring and announcement mechanism for impact of private construction works on railway operation was announced in August 2018. Responding to Dr KWOK's question, the Administration advised that an Expert Adviser Team had been established to conduct an overall review of MTRCL's project management system in taking forward the Shatin to Central Link ("SCL") project, including the mechanism for monitoring	

Time marker	Speaker	Subject(s)	Action required
		settlement of buildings and other facilities in the vicinity of construction sites of SCL project, and to make recommendations in this regard.	
002700 – 003035	Chairman Mr Gary FAN Administration	<p>Mr FAN expressed strong dissatisfaction with the increase in settlement limit for works suspension of Tin Wing Stop from 20 mm to 80 mm.</p> <p>In reply to Mr FAN's query, the Administration advised that:</p> <p>(a) safeguarding the safety of public had always been the top priority of the Administration;</p> <p>(b) to respond to public concern on the impact on railway safety brought by the recent settlement incidents, relevant government departments and MTRCL had reviewed the existing arrangement in monitoring and announcing the impact of private construction works on the structural safety of railway facilities and safe operation of the railway, and had stipulated measures to enhance communication and information dissemination arrangement; and</p> <p>(c) relevant parties might propose to adjust the pre-set threshold for works suspension as a result of detailed structural analysis. BD would vigorously consider such proposal along the principle of ensuring structural safety of the railway facilities, taking into account of various factors including locations and conditions of the construction sites and railway facilities, construction methods, as well as the geological conditions.</p>	
003035 – 003339	Chairman Ms Claudia MO MTRCL	Ms MO's enquiry and MTRCL's response regarding claims against the developer of the concerned private development project in the event that railway operation was adversely affected by the settlement of railway facilities brought by construction works within the railway protection area.	
003339 – 003646	Chairman Mr YIU Si-wing Administration	<p>Mr YIU's enquiries and the Administration's responses regarding:</p> <p>(a) the seriousness of the settlement levels of the 64 projects under settlement monitoring within railway protection area;</p>	

Time marker	Speaker	Subject(s)	Action required
		<p>(b) with respect to 3 cases of suspension of works due to settlement mentioned in the Administration's paper (LC Paper No. CB(4)1504/17-18(01)), any violation was found in the construction sites concerned; and</p> <p>(c) claims submitted by MTRCL to recover the costs incurred in carrying out mitigation measures to alleviate the settlement situation from the developer of the private development project concerned.</p>	
003646 – 004004	Chairman Ms Tanya CHAN Administration	<p>Ms CHAN was of the strong view that MTRCL was unfair and had adopted a lax approach in handling the settlement issues of the construction of SCL. She pointed out that while MTRCL should immediately require the developers to suspend construction works at the concerned railway protection area once the settlement level reached the pre-set threshold for works suspension, it did not suspend the SCL construction works even though the settlement readings of nearby buildings and facilities reached the highest trigger level which required the corresponding site works be suspended as stipulated in the Practice Note for Authorized Persons, Registered Structural Engineers and Registered Geotechnical Engineers ("PNAP").</p> <p>The Administration's response regarding factors considered by BD in assessing the proposal to adjust the prescribed pre-set threshold for works suspension.</p>	
004004 – 004327	Chairman Mr CHAN Han-pan MTRCL Administration	<p>Mr CHAN's enquiry and the Administration's response regarding:</p> <p>(a) the review of the boundary of railway protection area which was in general referred to the boundary of 30 m or less from railway structures as prescribed in PNAP ; and</p> <p>(b) the meaning of the positive and negative values of settlement levels as set out in Annex 2 to the Administration's paper.</p>	
004327 – 004631	Chairman Mr Alvin YEUNG Administration	Mr YEUNG's question and the Administration's response regarding MTRCL's system on reporting to the Administration in connection with the settlement of railway facilities arising from	

Time marker	Speaker	Subject(s)	Action required
		<p>construction works within the railway protection area.</p> <p>Mr YEUNG expressed his doubt on whether the new announcement mechanism for the impact of construction works on railway operation could restore public confidence in MTRCL.</p>	
004631 – 004952	Chairman Mr KWONG Chun-yu Administration	<p>Mr KWONG expressed his strong dissatisfaction that the Administration had delayed the disclosure of information on the 64 projects under settlement monitoring within railway protection area and requested the Administration to apologize for such delay.</p> <p>The Chairman said that MTRCL should be given an opportunity to explain the adjustment of the settlement limit for works suspension from 20 mm to 80 mm at Tin Wing Stop.</p>	
004952 – 005312	Chairman Dr CHENG Chung-tai Administration	<p>Dr CHENG's enquiry and the Administration's response regarding the settlement of platform of Tin Wing Stop, in particular:</p> <ul style="list-style-type: none"> (a) MTRCL's notification of the incident; (b) the actions taken by BD once being informed of the settlement monitoring results; and (c) the reasons for adjusting the settlement limit for works suspension from 20 mm to 80 mm. 	
005312 – 005624	Chairman Mr Frankie YICK MTRCL	<p>Mr YICK's enquiry and MTRCL's response regarding measures taken to ensure that the tracks were smooth and the relative height and distance between the tracks and platform complied with safety standards when the settlement readings at Tin Wing Stop had reached the pre-set threshold for works suspension.</p>	
005624 – 005933	Chairman Mr LUK Chung-hung Administration	<p>Mr LUK's enquiry and the Administration's response regarding the criteria in determining the location of settlement monitoring checkpoints. The Administration advised that the registered building professionals of the private development project concerned would submit the monitoring proposal to BD for approval.</p>	
005933 – 010320	Chairman Administration	<p>The Chairman called on the Administration to review the mechanism to adjust the pre-set threshold for works suspension, particularly</p>	

Time marker	Speaker	Subject(s)	Action required
		whether the consent of the affected parties would be sought, and the Administration's response.	
010320 – 010652	Chairman Mr CHU Hoi-dick Administration MTRCL	Mr CHU's enquiry and the Administration's response regarding the new announcement mechanism for the impact of construction works on railway operation announced in August 2018 and whether real-time announcement was feasible. Mr CHU's concern and MTRCL's response regarding the impact of the settlement of light rail platforms on wheelchair users.	
010652 – 011050	Chairman Mrs Regina IP Administration	Mrs IP's enquiry and the Administration's response regarding the progress of review conducted by the Expert Adviser Team for the SCL project. Mrs IP urged the Administration to make public the report on the Expert Adviser Team's findings as early as possible, and also called on the Expert Adviser Team to visit the districts concerned and explain the settlement issues to the affected residents with a view to alleviating their concern.	
011050 – 011253	Chairman Mr Jeremy TAM Administration	Mr TAM's enquiry and the Administration's response regarding the existence of a mechanism which would trigger the dissemination of information on the settlement situation of railway facilities to the public, say the settlement of a certain mm.	
011253 – 011549	Chairman Ir Dr LO Wai-kwok MTRCL	Ir Dr LO supported the Expert Adviser Team's plan to first focus on the settlement issues in the course of reviewing MTRCL's project management system in taking forward the SCL project. He considered that the existing settlement monitoring and announcement mechanism as well as the implementation of mitigation measures by relevant parties warranted a comprehensive review. In reply to Ir Dr LO's enquiry, MTRCL advised that the costs incurred in carrying out measures for mitigating the settlement situation of railway facilities within the railway protection area would be borne by the developer of the private development project concerned.	
011549 – 011621	Chairman Mr James TO	The Chairman's response to Mr TO's enquiry on time management of the meeting.	

Time marker	Speaker	Subject(s)	Action required
011621 – 011949	Chairman Mr WU Chi-wai Administration	<p>Mr WU's enquiry and the Administration's response regarding the prescription of pre-set threshold for works suspension and its subsequent adjustment upon commencement of construction.</p> <p>In response to Mr WU's further enquiry, the Administration advised that in accordance with the Buildings Ordinance (Cap. 123), the expense of repairing the structural damage of a building arising from settlement and nearby construction works should be borne by the owner concerned. This notwithstanding, the owner could recover compensation from the responsible parties causing such damage afterwards.</p>	
011949 – 012314	Chairman Mr AU Nok-hin MTRCL Administration	<p>Mr AU's question and MTRCL's response about the mechanism to delineate the responsibilities of various parties in handling claims arising from settlement of railway facilities.</p> <p>Mr AU's further enquiry and the Administration's response regarding the settlement of platform of Light Rail Tuen Mun Swimming Pool Stop.</p>	
012314 – 012610	Chairman Mr James TO Administration	<p>Mr TO's question and the Administration's response regarding:</p> <p>(a) the settlement reading at Tin Wing Stop when BD was informed by the registered building professionals of the concerned development project that the reading had reached the pre-set threshold for works suspension; and</p> <p>(b) whether the construction works of railway project would be suspended in case the settlement readings of structures or facilities in the vicinity had reached or exceeded the pre-set trigger level for works suspension.</p>	
<i>Agenda Item II – Issues relating to the settlement of buildings and other facilities in the vicinity of construction sites of Shatin to Central Link Project</i>			
012610 – 013108	Chairman Mrs Regina IP Clerk to Subcommittee	Discussion on the voting arrangement on motions and relevant amendment to be moved by members, as well as time arrangement of the meeting.	
013108 – 013803	Chairman Administration	Briefing by the Administration [LC Paper No. CB(4)1504/17-18(03)].	
013803 – 014642	Chairman MTRCL	Briefing by MTRCL [LC Paper Nos. CB(4)1504/17-18(04) and CB(4)1525/17-18(02)].	

Time marker	Speaker	Subject(s)	Action required
014642 – 014816	Chairman	Voting arrangement and time arrangement of the meeting.	
014816 – 015140	Chairman Ms Tanya CHAN Administration MTRCL	<p>Ms CHAN queried whether MTRCL had implemented follow-up measures in accordance with the action plan submitted to relevant government departments when the settlement readings of some of the buildings adjacent to the site of To Kwa Wan Station had reached the pre-set trigger levels.</p> <p>In response to Ms CHAN's question, the Administration clarified that in the future, MTRCL had to temporarily suspend the part of works which might contribute to the problems when the extent of settlement or other monitoring data reached the pre-set trigger levels for suspension of works.</p>	
015140 – 015448	Chairman Ms Starry LEE Administration	<p>Ms LEE expressed grave concern that the settlement readings of certain monitoring points near To Kwa Wan Station had exceeded the pre-set trigger levels during the construction period, and that MTRCL did not disclose the information to the public until it was reported by the media.</p> <p>Ms LEE's questions and the Administration's response regarding:</p> <p>(a) whether the Expert Adviser Team for the SCL project would ascertain the structural integrity of To Kwa Wan Station;</p> <p>(b) impact of the settlement issues of the construction of SCL on its target commissioning date; and</p> <p>(c) whether the Administration would keep monitoring the structural safety of the buildings affected by the settlement near the site of To Kwa Wan Station upon commissioning of SCL.</p>	
015448 – 015754	Chairman Mr Jeremy TAM Administration MTRCL	In reply to Mr TAM's enquiry, MTRCL advised that appropriate follow-up measures including strengthening of the lateral supporting walls at the works site of To Kwa Wan Station had been taken in accordance with the submitted action plan when the settlement readings of some of the nearby buildings had reached the pre-set trigger levels.	

Time marker	Speaker	Subject(s)	Action required
		MTRCL's and the Administration's response to Mr TAM's question about the impact of reducing the lateral supporting walls at the works site of To Kwa Wan Station.	
015754 – 020100	Chairman Ms Claudia MO MTRCL	<p>Ms MO was dissatisfied with MTRCL's explanation that the lateral supporting walls at the works site of To Kwa Wan Station were reduced from seven layers to six layers for the sake of enhancing work efficiency.</p> <p>Ms MO's question and MTRCL's response regarding the enhanced lateral supports system at To Kwa Wan Station works site beneath Lok Shan Road and Ma Tau Wai Road.</p>	
020100 – 020409	Chairman Mr CHAN Han-pan MTRCL Administration	MTRCL's and the Administration's response to Mr CHAN's suggestion of carrying out necessary repairs works for the buildings concerned and compensating residents living in the private buildings which were affected by the settlement near the construction site of To Kwa Wan Station.	
020409 – 020734	Chairman Mr Gary FAN MTRCL Administration	<p>Mr FAN's query and MTRCL's response regarding the disclosure of information on settlement at monitoring points along the alignment of the SCL.</p> <p>Mr FAN's question and the Administration's response regarding the adjustment of the trigger levels of the three-tier activation mechanism.</p>	
020734 – 021052	Chairman Mr Alvin YEUNG MTRCL Administration	<p>Mr YEUNG's question about the follow-up actions taken in accordance with the submitted action plan, and MTRCL's and the Administration's response.</p> <p>Mr YEUNG's further question as to whether the Administration was satisfied with the follow-up actions undertaken by MTRCL, and the Administration's response.</p>	
021052 – 021424	Chairman Dr KWOK Ka-ki Administration	<p>Dr KWOK's question and the Administration's response regarding:</p> <p>(a) the Administration's monitoring of the follow-up measures taken by MTRCL; and</p> <p>(b) the project management cost of SCL payable to MTRCL.</p>	

Time marker	Speaker	Subject(s)	Action required
021424 – 021733	Chairman Mr KWONG Chun-yu Administration	<p>Mr KWONG's question and the Administration's response regarding the target commissioning date of SCL.</p> <p>The Administration advised that the safety and quality of railway projects were always the prime consideration of the Government. The commissioning of SCL was not the primary concern of the Administration at the moment. The operation of SCL would only be commenced when its safety was assured.</p>	
021733 – 022040	Chairman Ir Dr LO Wai-kwok Administration MTRCL	<p>Ir Dr LO's view that the mechanism to monitor and make announcements on settlement of buildings in the vicinity of construction sites of SCL project had to be more transparent.</p> <p>Ir Dr LO's enquiry and the Administration's response regarding the existing monitoring mechanism of building works of SCL project.</p> <p>Ir Dr LO's enquiry and MTRCL's response regarding compensation to residents living in private buildings affected by the construction of railway projects.</p>	
022040 – 022407	Chairman Dr Helena WONG MTRCL Administration	<p>Dr WONG was concerned that MTRCL had adopted different standards for suspension of works when handling settlement of railway facilities arising from private development projects within the railway protection area and settlement of buildings and other facilities in the vicinity of construction sites of SCL project. She was also dissatisfied that MTRCL did not suspend the relevant construction works when the settlement readings at some monitoring points near To Kwa Wan Station had exceeded the pre-set trigger levels during the construction period.</p> <p>Dr WONG requested MTRCL to provide supplementary information on the tilting of buildings recorded at monitoring points along the alignment of SCL.</p> <p>Dr WONG's suggestion and the Administration's response regarding the appointment of an independent third-party expert to ascertain the structural safety of buildings affected by settlement near the site of To Kwa Wan Station.</p>	MTRCL (paragraph 5 of the minutes referred)

Time marker	Speaker	Subject(s)	Action required
022407– 022715	Chairman Mr WU Chi-wai MTRCL	Mr WU's enquiry and MTRCL's response regarding the suggestion of carrying out necessary repairs works for residents living in private buildings affected by settlement near the site of To Kwa Wan Station.	
022715 – 023047	Chairman Mr Tony TSE Administration MTRCL	Mr TSE's enquiry and the Administration's response regarding: (a) the prescription of pre-set trigger levels for suspension of works of the three-tier activation mechanism; and (b) the appointment of independent professionals by the Administration to examine the MTRCL's proposal of works resumption.	
023047 – 023352	Chairman Mr CHU Hoi-dick Administration MTRCL	The Administration's and MTRCL's response to Mr CHU's enquiry on whether the relevant part of works under the SCL project had been suspended when the settlement readings at certain monitoring points had exceeded the pre-set trigger levels during the construction period.	
023352 – 023708	Chairman Mr AU Nok-hin Administration	Mr AU's question and the Administration's response regarding the adjustment of the pre-set trigger levels for temporary suspension of works. The Administration advised that relevant government departments would vigorously scrutinize MTRCL's proposal of updating the pre-set trigger levels and would give consent to such update only when it was confirmed that MTRCL had sufficient justifications and that public safety would not be compromised.	
023708 – 024022	Chairman Administration	The Chairman's suggestions and the Administration's response regarding: (a) the establishment of a set of final pre-set trigger levels for works suspension that could not be raised any further; and (b) the amendment of Cap. 123 so that the parties responsible for causing settlement and related structural damage to the private buildings concerned, rather than the affected owners/owners' corporations/ owners' committees, should bear the costs of the repair works.	

Time marker	Speaker	Subject(s)	Action required
024022 – 024337	Chairman Mr CHAN Chun-ying Administration	Mr CHAN's enquiry and the Administration's response regarding continuous monitoring of settlement situation in the vicinity of To Kwa Wan Station upon commissioning of SCL.	
024337 – 024644	Chairman Mr YIU Si-wing Administration	<p>Mr YIU's enquiry and the Administration's response regarding:</p> <ul style="list-style-type: none"> (a) the review of trigger levels of the three-tier activation mechanism as prescribed in PNAP; (b) the communications between the Administration/MTRCL and the affected residents together with the relevant District Councils in respect of settlement issues of the construction of SCL; and (c) the handling of claims for compensation raised by the affected residents. 	
024644 – 024954	Chairman Mr LAU Kwok-fan Administration	<p>Mr LAU expressed his dissatisfaction that MTRCL did not make public the relevant settlement data until the settlement issues of the construction of SCL was revealed by the media.</p> <p>Mr LAU's enquiry and the Administration's response regarding whether the Administration would review:</p> <ul style="list-style-type: none"> (a) the settlement data dissemination mechanism; (b) the mechanism to update the pre-set trigger levels for temporary suspension of works; and (c) Cap. 123 under which construction works of the SCL project which was located at Government land and unleased land were exempted from the regulation of the said Ordinance. 	
024954 – 025320	Chairman Mr Vincent CHENG Administration	Mr CHENG's question and the Administration's response regarding the role of BD in assisting the owners/owners' corporations/owners' committees concerned to carry out repair works for the private buildings affected by settlement.	
025320 – 025628	Chairman Mrs Regina IP Administration	<p>Mrs IP's suggestion/enquiry and the Administration's response regarding:</p> <ul style="list-style-type: none"> (a) visits by the Expert Adviser Team for the SCL project to the districts concerned to explain 	

Time marker	Speaker	Subject(s)	Action required
		<p>the settlement issues to the affected residents; and</p> <p>(b) the mechanism of the Administration for monitoring the implementation of the SCL project under the Entrustment Agreement.</p>	
025628 – 025944	Chairman Dr CHENG Chung-tai MTRCL	Dr CHENG's enquiry and MTRCL's response regarding the disclosure of settlement data of buildings in the vicinity of construction site of To Kwa Wan Station.	
025944 – 030317	Chairman Dr Pierre CHAN Administration	<p>Dr CHAN's enquiry and the Administration's response regarding:</p> <p>(a) the target commissioning date of SCL;</p> <p>(b) whether the Administration would put the blame on the Legislative Council ("LegCo") with respect to the settlement issues and project delay of the SCL project;</p> <p>(c) whether the Administration would apply additional funds from LegCo to continue with the SCL works in view of the settlement issues and project delay of the SCL project; and</p> <p>(d) whether the Administration would consider imposing a cap on the construction cost of SCL.</p>	
030317 – 030637	Chairman Mr LUK Chung-hung Administration MTRCL	The Administration's and MTRCL's response to Mr LUK's suggestion of setting up an independent organization to deal with the claims for compensation and other complaints lodged by the affected residents.	
030637 – 030940	Chairman Mr Wilson OR Administration	Mr OR's enquiry and the Administration's response regarding the announcement mechanism for the impact of the SCL project on nearby structures and facilities.	
030940 – 031050	Chairman Mr CHAN Han-pan	Voting arrangement on motions and relevant amendment to be moved by members.	
031050 – 031329	Chairman Administration	The Administration's response to the motions and relevant amendment to be moved by members.	
031329 – 031540	Chairman Mr Tony TSE	Upon Mr TSE's enquiry, the Chairman advised that motions that could not be dealt with at the meeting	

Time marker	Speaker	Subject(s)	Action required
	Ms Claudia MO	would not be carried forward to be dealt with at the next meeting. The motion moved by Ms MO and those by other members were not voted on due to insufficient time.	
<i>Agenda Item III –Any other business</i>			
031540 – 031601	Chairman	Closing remarks	

Council Business Division 4
Legislative Council Secretariat
3 June 2019

交通事務委員會

鐵路事宜小組委員會

在 2018 年 8 月 31 日特別會議上

就議程項目 II

"有關沙田至中環線工程地盤周邊樓宇及其他設施出現沉降的事宜"
動議的議案

本小組委員會要求立法會按《立法會(權力及特權)條例》(第 382 章)第 9(2)條行使該條例第 9(1)條所賦予的權力，委任一個專責委員會徹查沙中線土瓜灣站建築工地鄰近建築物出現的大範圍沉降事故，以確保公眾安全及捍衛公眾利益。

動議人： 毛孟靜議員

(Translation)

Panel on Transport

Subcommittee on Matters Relating to Railways

Motion moved under agenda item II

**"Issues relating to the settlement of buildings and other facilities in the vicinity of construction sites of Shatin to Central Link Project"
at the special meeting on 31 August 2018**

This Subcommittee requests the Legislative Council to exercise under section 9(2) of the Legislative Council (Powers and Privileges) Ordinance (Cap. 382) the powers conferred by section 9(1) of that Ordinance to appoint a select committee to thoroughly investigate the large-scale settlement of buildings adjacent to the Shatin to Central Link's To Kwa Wan Station works site, with a view to ensuring public safety and safeguarding public interests.

Proposed by: Hon Claudia MO