

L. N. 265 of 1998

BASIC LAW OF THE HONG KONG SPECIAL

ADMINISTRATIVE REGION OF THE

PEOPLE'S REPUBLIC OF CHINA

RESOLUTION OF THE LEGISLATIVE COUNCIL

RULES OF PROCEDURE OF THE LEGISLATIVE COUNCIL OF THE HONG KONG SPECIAL ADMINISTRATIVE REGION

Resolution made and passed by the Legislative Council under Article 75 of the Basic Law of the Hong Kong Special Administrative Region of the People's Republic of China on 2 July 1998.

Resolved that the Rules of Procedure of the Legislative Council of the Hong Kong Special Administrative Region set out in the Annex to this Resolution be made under Article 75 of the Basic Law of the Hong Kong Special Administrative Region of the People's Republic of China.

Ricky FUNG Choi-cheung

Clerk to the Legislative Council

2 July 1998

RULES OF PROCEDURE OF THE LEGISLATIVE COUNCIL OF THE HONG KONG SPECIAL ADMINISTRATIVE REGION

CONTENTS

Rule Page

PART A

Members and Officers of the Council

- |     |  |       |       |
|-----|--|-------|-------|
| 1.  | Oath or Affirmation  | B2673 |       |
| 2.  | Language   | B2673 |       |
| 3.  | Presiding in Council and in Committee of the Whole Council |       | B2673 |
| 4.  | Election of President                                      | B2675 |       |
| 5.  | President's Deputy   | B2675 |       |
| 6.  | Duties of the Clerk  | B2675 |       |
| 7.  | Counsel to the Legislature                                 | B2677 |       |
| 8.  | Attendance of the Chief Executive                          |       | B2677 |
| 9.  | Attendance of Public Officers                              |       | B2679 |
| 10. | Participation of Public Officers in Proceedings            |       | B2679 |

PART B

Sessions, Meetings and Adjournments of the Council

- |     |                       |       |  |
|-----|-----------------------|-------|--|
| 11. | Ordinary Sessions     | B2681 |  |
| 12. | First Meeting of Term | B2681 |  |

- 13. The Chief Executive's Policy Address B2681
- 14. Days and Hours of Meetings B2681
- 15. Meetings for Urgent Business B2683
- 16. Mbtions for the Adjournment of the Council B2683
- 17. Quorum B2685

PART C

Arrangement of Business

- 18. Order of Business at a Meeting B2687
- 19. The Agenda of the Council B2689

PART D

Petitions and Papers

- 20. Presentation of Petitions B2689
- 21. Presentation of Papers B2691

PART E

Questions to the Government

- 22. Nature of Questions B2691
- 23. Question Time B2693
- 24. Notice of Questions B2693
- 25. Contents of Questions B2695
- 26. Asking and Answering of Questions B2697
- 27. Meeting under Rule 8 B2699

PART F

Statements

- 28. Statements by Designated Public Officers B2699

PART G

Mbtions

- 29. Notice of Mbtions and Amendments B2699
- 30. Manner of Giving Notice of Mbtions and Amendments B2701
- 31. Restriction on Mbtions and Amendments B2703
- 32. Mbtions on Previous Decisions of Council B2703
- 33. Manner of Debating Mbtions B2703
- 34. Manner of Debating Amendments to Mbtions B2703
- 35. Withdrawal of Mbtions and Amendments B2705

PART H

Rules of Speaking

- 36. Time and Manner of Speaking B2705
- 37. Recommendations of House Committee as to Time of Speaking B2707
- 38. Occasions when a Member may Speak more than once B2707

- 39. Interruptions B2709
- 40. Adjournment of Debate or of Proceedings of a Committee of the Whole Council B2709
- 41. Contents of Speeches B2711
- 42. Behaviour of Members during Meeting B2713
- 43. Application of Rules to Committees B2713

PART I

Rules of Order

- 44. Decision of Chair Final B2713
- 45. Order in Council and Committee B2715

PART J

Voting

- 46. Decision on Motions B2715
- 47. Decision of Council and Committee of the Whole Council B2715
- 48. Use of Electronic Voting System B2717
- 49. Divisions B2719

PART K

Procedure on Bills

- 50. Form of Bills B2721
- 51. Notice of Presentation of Bills B2721
- 52. Presentation and Publication of Bills B2725
- 53. First Reading of Bills B2725
- 54. Second Reading B2725
- 55. Committal of Bills B2729
- 56. Functions of Committees on Bills B2729
- 57. Amendments to Bills B2729
- 58. Procedure in Committee of the Whole Council on a Bill B2731
- 59. Procedure on Reporting of Bill from Committee of the Whole Council B2733
- 60. Procedure in Select Committee on a Bill B2735
- 61. Procedure on Reporting of Bill from a Select Committee B2735
- 62. Procedure on Recommital of Bill Reported from Select Committee B2737
- 63. Third Reading B2737
- 64. Withdrawal or Postponement of Bills B2739
- 65. Presentation of Bill for Signature of Chief Executive B2739
- 66. Bills Returned for Reconsideration B2739

PART L

Financial Procedure

- 67. Presentation and Second Reading of Appropriation Bill B2741
- 68. Procedure in Committee of the Whole Council on Appropriation Bill  
B2743
- 69. Amendments to Heads of Estimates in Committee of the Whole Council  
on Appropriation Bill  
B2745
- 70. Third Reading of Appropriation Bill B2747

PART M

Committees

- 71. Finance Committee B2747
- 72. Public Accounts Committee B2751
- 73. Committee on Members' Interests B2753
- 74. Committee on Rules of Procedure B2755
- 75. House Committee B2755
- 76. Bills Committees B2759
- 77. Panels B2761
- 78. Select Committees B2765
- 79. Procedure of Select Committees B2765
- 80. Attendance of Witness B2767
- 81. Premature Publication of Evidence B2769

PART N

Miscellaneous Matters

- 82. Employment of Members in Professional Capacity B2769
- 83. Registration of Interests B2769
- 84. Personal Pecuniary Interest to be Disclosed B2771
- 85. Sanctions relating to Interests B2773
- 86. Admission of Press and Public B2773
- 87. Disorderly Conduct B2773
- 88. Withdrawal of Members of the Press and of the Public B2775
- 89. Procedure for Obtaining Leave for Member to Attend as Witness in Civil  
Proceedings B2775

Proceedings

- 90. Procedure for Obtaining Leave to Give Evidence of Council Proceedings  
B2777
- 91. Suspension of Rules B2777
- 92. Procedure if Rules of Procedure do not Provide B2777
- 93. Interpretation B2777

Schedule Procedure for the Election of the President of the Legislative Council

B2779