

立法會
Legislative Council

LC Paper No. CB(2)1130/03-04

Ref : CB2/SS/4/03

**Subcommittee on Particulars Relating to Candidates on
Ballot Papers (Legislative Council) Regulation**

**Minutes of first meeting
held on Tuesday, 6 January 2004 at 8:30 am
in Conference Room A of the Legislative Council Building**

- Members present** : Hon HUI Cheung-ching, JP (Chairman)
Hon CHEUNG Man-kwong
Hon SIN Chung-kai
Dr Hon Philip WONG Yu-hong, GBS
Hon Emily LAU Wai-hing, JP
Hon IP Kwok-him, JP
Hon Audrey EU Yuet-mee, SC , JP
- Members absent** : Hon Andrew WONG Wang-fat, JP
Hon Howard YOUNG, SBS, JP
Hon Abraham SHEK Lai-him, JP
- Public Officers attending** : Mr Joseph LAI Yee-tak
Deputy Secretary for Constitutional Affairs
- Mr LI Wing
Chief Electoral Officer
- Miss Susanna LAI Shuk-ching
Assistant Secretary for Constitutional Affairs
- Mr Michael LAM Siu-chung
Senior Government Counsel

Ms Grace LEUNG Pui-kay
Government Counsel

Clerk in attendance : Mrs Percy MA
Chief Council Secretary (2)3

Staff in Attendance : Mr Arthur CHEUNG
Senior Assistant Legal Adviser 2

Miss Millie WONG
Senior Council Secretary (2)4

Action

I. Election of Chairman

Mr HUI Cheung-ching was elected Chairman of the Subcommittee.

Membership

2. The Chairman agreed to accept the late membership of Mr CHEUNG Man-kwong in accordance with House Rule 23(a). The Subcommittee further agreed to accept the late membership of Ms Emily LAU in accordance with House Rule 23(b).

II. Meeting with the Administration

(Legislative Council Brief issued by the Registration and Electoral Office in December 2003; LC Paper Nos. CB(2)877/03-04(02) and LS27/03-04)

Particulars Relating to Candidates on Ballot Papers (Legislative Council) Regulation

3. The Subcommittee deliberated (index of proceedings attached at **Annex.**)

4. Members agreed that the Chairman should move a motion at the Council Meeting on 14 January 2004 to extend the scrutiny period of the Regulation to 4 February 2004.

5. Members made the following comments -

Action

On the Regulation

- (a) the cut-off dates for application for registration of name/emblem (1 March 2004 and 15 March in subsequent years) were considered to be too early and should be extended;
- (b) a sole candidate on a nomination list should be allowed to print on a ballot paper three names/emblems;
- (c) the permitted descriptions "Independent Candidate" and "Non-affiliated Candidate" on the ballot paper would cause confusion to electors. The Administration should adopt the more commonly acceptable term;

On the design of the ballot paper

- (d) candidates on the same list should be allowed the flexibility to decide on the size or format of the photograph(s), subject to the space permitted on the ballot paper;
- (e) a few options on the design of photographs to be printed on the ballot paper could be prepared for candidates to consider;
- (f) the ballot paper should not be confined to A3 size, so as to allow flexibility for improvements to be made to the design of the ballot paper;
- (g) if there was only one candidate on a nomination list, the print size of the name/emblem, etc could be made larger;
- (h) there should be clear indication on the ballot paper as to which prescribed bodies appearing on a nomination list were in support of which candidates; and
- (i) any prescribed body on a nomination list should support all the candidates on the list.

6. The Administration clarified that the Regulation under scrutiny aimed to provide a legal basis for the printing of specified particulars relating to candidates running for the Legislative Council (LegCo) elections on ballot papers. The sample design of the ballot paper was provided for Members' reference. Subject to the passing of the Regulation, the Electoral Affairs Commission (EAC) would finalize

Action

design of the ballot paper, which would be subject to LegCo's negative vetting under the EAC (Electoral Procedure) (LegCo) Regulation.

7. The Administration was requested to provide a written response to the comments made by members for consideration of the Subcommittee at the next meeting.

III. Date of next meeting

8. The next meeting was scheduled for 12 January 2004 at 5:00 pm.

9. The meeting ended at 10:00 am.

Council Business Division 2
Legislative Council Secretariat
29 January 2004

**Proceedings of the first meeting of the Subcommittee on
Particulars Relating to Candidates on
Ballot Papers (Legislative Council) Regulation
on Tuesday, 6 January 2004 at 8:30 am
in Conference Room A of the Legislative Council Building**

Time Marker	Speaker(s)	Subject(s)	Action Required
000058 - 000144	Chairman Mr SIN Chung-kai Mr CHEUNG Man-kwong	Election of Chairman of the Subcommittee.	
000145 - 000600	Chairman Mr CHEUNG Man-kwong Mr SIN Chung-kai Ms Emily LAU	Membership of the Subcommittee.	
000601 - 001033	Admin	Briefing on the Regulation.	
001034 - 001053	Chairman	Invitation of comments from members.	
001054 - 001854	Ms Emily LAU Admin	Association between emblems and candidates on ballot paper.	
001855 - 001913	Ms Emily LAU Admin	Decision among candidates on emblems to be printed on ballot papers.	
001914 - 002799	Mr IP Kwok-him Admin	Layout of the ballot paper.	
002800 - 003112	Mr SIN Chung-kai Admin	Declaration of political affiliations by candidates.	
003113 - 005329	Mr CHEUNG Man-kwong Admin Chairman Mr SIN Chung-kai Mr IP Kwok-him Mr WONG Yu-hong	Association between emblems and candidates on ballot papers.	
005330 - 005522	Admin Chairman	Design of the ballot paper to be subject to negative vetting of LegCo under the EAC (Electoral Procedure) (LegCo) Regulation.	

Time Marker	Speaker(s)	Subject(s)	Action Required
005523 - 005737	Ms Emily LAU Chairman	Layout of the ballot paper.	
005738 - 012105	Ms Audrey EU Chairman Admin	Cut-off dates for application for registration of names, abbreviations and emblems of prescribed persons/bodies. Distinction between "Independent Candidate" and "Non-affiliated Candidate". Relationship between number of emblems to be printed on ballot papers and number of candidates on a nomination list.	
012106 - 012432	Mr CHEUNG Man-kwong Chairman Admin	Support in principle of the Democratic Party to the design of the ballot paper. Provision for the prescribed bodies to support all candidates on a nomination list in the Regulation.	
012433 - 012822	Chairman Admin Mr CHEUNG Man-kwong Mr SIN Chung-kai	Legislative timetable. Second meeting to be held on 12 January 2004 at 5:00 pm.	Administration to consider and respond to the comments made by members.