

西九管理局之意見陳述

人民民主基金

蘇樂怡



西九管理局條例草案

- ◆ 現時的漏洞
 - ◆ 問責與監管
 - ◆ 財務問題
 - ◆ 與整體文化發展的關係



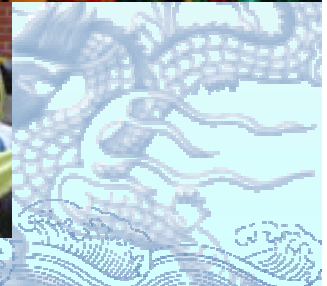
西九管理局條例草案： 問責與監管

◆ 向誰問責??

- ◆ 成員由特首委任, 如何確保西九管理局是向市民問責?
- ◆ 過往這類法定機構的失敗例子
E.g. 臨時機場管理局、市建局

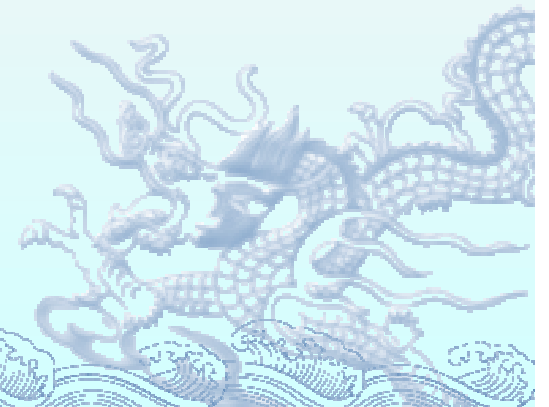
◆ 如何問責??

- ◆ 以上例子 + 迪士尼樂園、數碼港、領匯.....



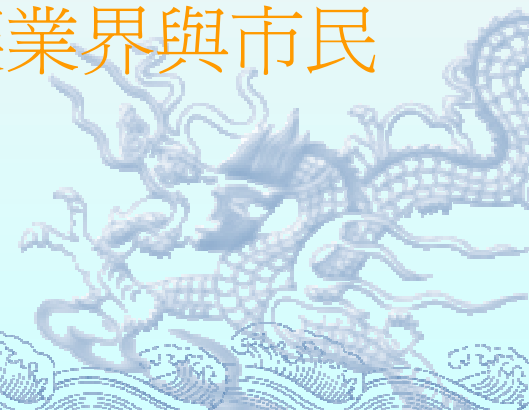
西九管理局條例草案： 問責與監管

- ◆ 不需監管??
 - ◆ 市建局: 單以法例約束是監管不足
 - ◆ 迪士尼: 政府更要保障私人公司的利益
 - ◆ 我們還想要「文化市建局」、
「領匯文化」嗎?



西九管理局條例草案： 財務問題

- ◆ 未能監管以上法定機構的原因
 - ◆ 只向行政長官問責
 - ◆ 一筆過撥款之後無監管(預計用50年)
- ◆ 建議
 - ◆ 分階段撥款(可以時間或工程項目分類)
 - ◆ 必須定期向立法會匯報、問責，向市民交待
 - ◆ 管理局之成員需由民主產生，容讓業界與市民推舉合適人仕



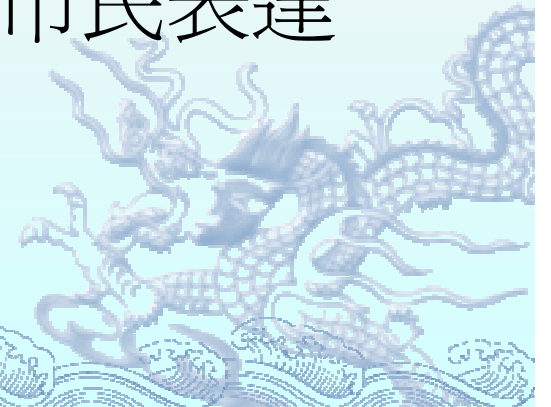
西九管理局條例草案： 與整體文化發展之關係

- ◆ 現時建議的西九管理局只管文化設施，脫離了整體的文化發展
- ◆ 長遠而言，政府應成立統籌全港文化政策與發展方向的文化議會



文化議會是甚麼？

- ◆ **目標**：可確保公眾認受性、公眾可參與規劃與設計，及容許公眾監管藝術發展局、西九管理局及文化保育基金
- ◆ **重點**：它的決策過程須容讓大量及持續性的公眾與社區參與。一個長期就文化政策可舉行工作坊及展覽的場地是必須，而該場地亦需長期對公眾開放及容許市民表達意見



Culture and Heritage Council

Purpose: to ensure **public representation, participation & supervisory power** over the ADB, WKCDA & HT.

- At least half of the members should be from cognate culture and heritage professional backgrounds.
- The other members should be from
 - a. District Councils: each DC elects its own Culture & Heritage representative to the council.
 - b. Professionals from other necessary backgrounds, like planning, architecture, law, accounting, management etc. - can be elected like functional constituencies (or appointed?).
 - c. Like the Legco, should have relevant government officials at the meeting, e.g. from LCSD, HAB, DB.
- It is the ultimate Cultural and Heritage Policy-Making Body of Hong Kong. Oversees the policy and overall vision plans of the ADC, WKCDA, and HT. 4 year terms, corresponding with the DC members changes.
- **Its decision-making process should involve substantial and continuous public and community participatory workshops very often.** Its secretariat should house permanent workshop+exhibition rooms for all major on-going projects for public drop-in. For small district level projects, the workload and venue should go back to the district councils.
- Both the government and councilors (one proposer, one seconder) can put forward motions.
- Like Legco, **all its meeting and voting processes should be open to the public and broadcasted.**
- The LCSD money for relevant items should be under the jurisdiction of the council.

Role of Home Affairs Bureau

Secretariat of the CHC

purely to serve the CHC and answerable only to the CHC.

- provides research and secretarial back-up for the council; should have Ph.D. level researchers.
- HAB provides District AOs working with all the district councils to work within this secretariat to coordinate and execute the resolutions of the council in all districts.
- Development Bureau provides AOs to work within this secretariat to coordinate and execute the resolutions of the council in all districts.

The Arts Development Board

- needs to be reformed.
- the present voter eligibility criteria is problematic.
- its performance has to be accountable to the CHC.
- its funding policy and operational priorities need to work within the policy guidelines of the CHC.

The West Kowloon Cultural District Authority

- its performance has to be accountable to the CHC (the supervisory body)
- its funding policy & operational priorities has to work within the policy guidelines of the CHC
- it has long term planning and budget flexibility, but major policy level decisions has to be approved by the CHC.
- At least half of the members should be from cognate culture and heritage professional backgrounds.
- The other (slightly less than half) members should be from
 - a. Community Culture & Heritage representatives (publicly elected)
 - b. Professionals from other necessary backgrounds, like planning, architecture, law, accounting, management etc: can be elected like functional constituencies (or appointed?).
- **Its decision-making process should involve substantial and continuous public and community participatory workshops very often.** Its secretariat should house permanent workshop+exhibition rooms for all major on-going projects for public drop-in.
- Like Legco, all its meeting and voting processes should be open to the public and broadcasted.

Heritage Trust (future)

- umbrella policy and expertise provider for individual projects, which can be community or private or PPP run.
- public private monies
- public heritage adoption drives
- public private and university cooperation in research and policy-making

謝謝！

