

立法會
Legislative Council

LC Paper No. CB(2) 191/07-08

Ref : CB2/H/5/07

House Committee of the Legislative Council

**Minutes of the 1st meeting
held in the Legislative Council Chamber
at 4:02 pm on Friday, 12 October 2007**

Members present :

Hon Miriam LAU Kin-yee, GBS, JP (Chairman)
Hon Fred LI Wah-ming, JP (Deputy Chairman)
Hon James TIEN Pei-chun, GBS, JP
Hon Albert HO Chun-yan
Ir Dr Hon Raymond HO Chung-tai, SBS, S.B.St.J., JP
Hon LEE Cheuk-yan
Dr Hon David LI Kwok-po, GBM, GBS, JP
Dr Hon LUI Ming-wah, SBS, JP
Hon Margaret NG
Hon Mrs Selina CHOW LIANG Shuk-yee, GBS, JP
Hon James TO Kun-sun
Hon CHEUNG Man-kwong
Hon CHAN Yuen-han, SBS, JP
Hon Bernard CHAN, GBS, JP
Hon CHAN Kam-lam, SBS, JP
Hon Mrs Sophie LEUNG LAU Yau-fun, GBS, JP
Dr Hon Philip WONG Yu-hong, GBS
Hon WONG Yung-kan, SBS, JP
Hon Howard YOUNG, SBS, JP
Dr Hon YEUNG Sum, JP
Hon LAU Kong-wah, JP
Hon LAU Wong-fat, GBM, GBS, JP
Hon Emily LAU Wai-hing, JP
Hon CHOY So-yuk, JP
Hon TAM Yiu-chung, GBS, JP
Hon Abraham SHEK Lai-him, SBS, JP
Hon LI Fung-ying, BBS, JP
Hon Tommy CHEUNG Yu-yan, SBS, JP
Hon Vincent FANG Kang, JP
Hon WONG Kwok-hing, MH
Hon LEE Wing-tat

Hon LI Kwok-ying, MH, JP
Dr Hon Joseph LEE Kok-long, JP
Hon Daniel LAM Wai-keung, SBS, JP
Hon Jeffrey LAM Kin-fung, SBS, JP
Hon Andrew LEUNG Kwan-yuen, SBS, JP
Hon Alan LEONG Kah-kit, SC
Hon LEUNG Kwok-hung
Dr Hon KWOK Ka-ki
Hon WONG Ting-kwong, BBS
Prof Hon Patrick LAU Sau-shing, SBS, JP
Hon Albert Jinghan CHENG, JP

Members absent :

Hon Martin LEE Chu-ming, SC, JP
Hon LEUNG Yiu-chung
Hon SIN Chung-kai, SBS, JP
Hon Jasper TSANG Yok-sing, GBS, JP
Hon LAU Chin-shek, JP
Hon Andrew CHENG Kar-foo
Hon Timothy FOK Tsun-ting, GBS, JP
Hon Albert CHAN Wai-yip
Hon Frederick FUNG Kin-kee, SBS, JP
Hon Audrey EU Yuet-mee, SC, JP
Dr Hon Fernando CHEUNG Chiu-hung
Hon CHEUNG Hok-ming, SBS, JP
Hon Ronny TONG Ka-wah, SC
Hon CHIM Pui-chung
Hon KWONG Chi-kin
Hon TAM Heung-man

Clerk in attendance :

Mrs Vivian KAM Clerk to the House Committee

Staff in attendance :

Mr Ricky C C FUNG, JP	Secretary General
Mr Jimmy MA, JP	Legal Adviser
Ms Pauline NG	Assistant Secretary General 1
Mrs Justina LAM	Assistant Secretary General 3
Mr LEE Yu-sung	Senior Assistant Legal Adviser 1

Mr Arthur CHEUNG	Senior Assistant Legal Adviser 2
Mrs Constance LI	Principal Council Secretary (Complaints)
Mr Simon WONG	Chief Public Information Officer
Miss Odelia LEUNG	Chief Council Secretary (2)6
Miss Monna LAI	Assistant Legal Adviser 7
Ms Amy YU	Senior Council Secretary (2)3
Mr Arthur KAN	Legislative Assistant (2)7

Action

I. Confirmation of the minutes of the 33rd meeting held on 5 October 2007
(LC Paper No. CB(2) 22/07-08)

The minutes were confirmed.

II. Matters arising

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

2. The Chairman said that there was nothing special to report.

III. Business arising from previous Council meetings

Legal Service Division report on subsidiary legislation gazetted on 5 October 2007 and tabled in Council on 10 October 2007

(LC Paper No. LS 1/07-08)

3. The Chairman said that a total of five items of subsidiary legislation, including two Commencement Notices, were gazetted on 5 October 2007 and tabled in Council on 10 October 2007.

4. Members did not raise any queries on these five items of subsidiary legislation.

5. The Chairman reminded Members that the deadline for amending these items of subsidiary legislation was 7 November 2007.

IV. Further business for the Council meeting on 17 October 2007

Questions

(LC Paper No. CB(3) 29/07-08)

Action

6. The Chairman said that Mr Albert HO Chun-yan had replaced his oral question.

V. Business for the Council meeting of 24, 25 and 26 October 2007

(a) **Questions**

(LC Paper No. CB(3) 30/07-08)

7. The Chairman said that 20 written questions had been scheduled for the meeting.

(b) **Members' motion**

Motion of Thanks

(Director of Administration's (D of Adm's) letter dated 10 October 2007 on "Proposed Grouping of Policy Areas for the Debate on the Motion of Thanks" (LC Paper No. CB(2) 54/07-08(01)))

8. The Chairman referred Members to D of Adm's letter dated 10 October 2007 on the proposed grouping of policy areas for the five debate sessions. Members agreed with the proposed grouping.

9. The Chairman reminded Members that according to the agreed arrangements for the debates on Policy Addresses, the total speaking time limit for each Member was 30 minutes, and it was up to Members to allocate their speaking time among the five debate sessions.

10. The Chairman further said that should there be any change in the final arrangements in response to Members' speeches, the Administration would advise the President before the public officers speak at the relevant sessions.

11. In response to Ms Emily LAU, the Chairman said that the deadline for giving notice of amendments was 12:00 midnight, Tuesday, 16 October 2007.

VI. Position on Bills Committees and subcommittees

(LC Paper No. CB(2) 23/07-08)

12. The Chairman said that there were 13 Bills Committees and eight subcommittees under the House Committee in action.

Action

13. The Chairman invited Members to note that the Bills Committee on Mandatory Provident Fund Schemes (Amendment) Bill 2007 and the Bills Committee on Domestic Violence (Amendment) Bill 2007 would have to work beyond three months since commencement of their work.

VII. Election of a Member to fill a vacancy in the Committee on Rules of Procedure

(LC Paper No. CROP 2/07-08)

14. Mr TAM Yiu-chung was nominated for appointment by the President to the Committee on Rules of Procedure.

VIII. Nomination of Members of the Legislative Council to serve on the Council of The Chinese University of Hong Kong, the Court of the University of Hong Kong and The English Schools Foundation

(LC Paper No. CB(2) 10/07-08)

(a) Three Members to serve on the Council of The Chinese University of Hong Kong

15. Mr James TIEN, Mr CHEUNG Man-kwong and Mr LI Kwok-ying were nominated.

16. There being no other nominations, the Chairman declared that the three Members were elected.

17. Ms Emily LAU opined that Members elected to serve on the governing bodies of educational institutions should make their best effort to attend the meetings of these bodies.

(b) Five Members to serve on the Court of the University of Hong Kong (HKU)

18. The following six Members were nominated -

Mrs Selina CHOW
Mr James TO
Mr LAU Chin-shek
Miss CHOY So-yuk
Mr Abraham SHEK
Dr KWOK Ka-ki

Action

19. Mr LEE Cheuk-yan stated that he had secured Mr LAU Chin-shek's acceptance of the nomination.
20. The Chairman said that as the number of nominations exceeded that required for appointment, a vote would be taken by a show of hands. The Chairman reminded Members that they might vote as many as, but not more than, five times.
21. In response to Prof Patrick LAU, the Chairman referred Members to Appendix IV to LC Paper No. CB(2) 10/07-08 for the attendance records of the five Members currently serving on the Court of HKU.
22. Mrs Selina CHOW said that she was absent from one of the three meetings of the Court of HKU held during the Third Legislative Council because it clashed with another meeting.
23. Ms LI Fung-ying was concerned about possible confusion in voting for five times by a show of hands. She suggested conducting the voting by ballot paper instead.
24. Mr LEE Cheuk-yan and Mr LEUNG Kwok-hung shared Ms LI's views. Mr LEUNG said that should voting be conducted by a show of hands, it would be difficult to tell if any Members had voted for more than five times.
25. The Chairman said that voting by a show of hands for not more than the specified number of times was an honour system.
26. The Clerk said that Members had all along adopted voting by a show of hands for nominating Members to serve on the governing bodies of educational institutions, and there had not been any confusion in the voting process.
27. Mr LEE Cheuk-yan said that he had confidence in the honour system, but considered it more efficient to conduct the voting by ballot paper.
28. The Chairman said that voting by a show of hands was the most efficient way. She further pointed out that as Members had agreed on the nomination procedure in the past, changes should not be made without discussion. Members accepted the Chairman's view.

Action

29. The Chairman ordered a vote by show of hands. The outcome of the votes was as follows -

Mrs Selina CHOW	32 votes
Mr James TO	35 votes
Mr LAU Chin-shek	28 votes
Miss CHOY So-yuk	29 votes
Mr Abraham SHEK	35 votes
Dr KWOK Ka-ki	12 votes

30. The Chairman declared Mrs Selina CHOW, Mr James TO, Mr LAU Chin-shek, Miss CHOY So-yuk and Mr Abraham SHEK elected to serve on the Court of HKU.

(c) **Two Members to serve on The English Schools Foundation**

31. Mr Tommy CHEUNG and Mr Albert CHENG were nominated.

32. There being no other nominations, the Chairman declared that the two Members were elected.

IX. Any other business

33. There being no other business, the meeting ended at 4:21 pm.