

立法會
Legislative Council

Ref : CB2/BC/3/10

LC Paper No. CB(2)333/11-12
(These minutes have been seen
by the Administration)

**Bills Committee on Chief Executive Election (Amendment) Bill 2010
and Legislative Council (Amendment) Bill 2010**

**Minutes of the 11th meeting
held on Friday, 11 February 2011, at 4:23 pm
in the Chamber of the Legislative Council Building**

Members present : Hon TAM Yiu-chung, GBS, JP (Chairman)
Hon Albert HO Chun-yan
Ir Dr Hon Raymond HO Chung-tai, SBS, S.B.St.J., JP
Dr Hon Margaret NG
Hon CHEUNG Man-kwong
Hon Mrs Sophie LEUNG LAU Yau-fun, GBS, JP
Dr Hon Philip WONG Yu-hong, GBS
Hon LAU Kong-wah, JP
Hon Miriam LAU Kin-ye, GBS, JP
Hon Emily LAU Wai-hing, JP
Hon Andrew CHENG Kar-foo
Hon Timothy FOK Tsun-ting, GBS, JP
Hon Abraham SHEK Lai-him, SBS, JP
Hon Audrey EU Yuet-mee, SC, JP
Hon Vincent FANG Kang, SBS, JP
Hon WONG Kwok-hing, MH
Hon LEE Wing-tat
Hon CHEUNG Hok-ming, GBS, JP
Hon WONG Ting-kwong, BBS, JP
Prof Hon Patrick LAU Sau-shing, SBS, JP
Hon CHAN Kin-por, JP
Dr Hon Priscilla LEUNG Mei-fun
Hon WONG Kwok-kin, BBS
Dr Hon Samson TAM Wai-ho, JP
Hon Alan LEONG Kah-kit, SC
Hon LEUNG Kwok-hung

Members absent : Hon Jeffrey LAM Kin-fung, SBS, JP (Deputy Chairman)
Hon WONG Yung-kan, SBS, JP
Hon LAU Wong-fat, GBM, GBS, JP
Hon Frederick FUNG Kin-kee, SBS, JP
Hon Ronny TONG Ka-wah, SC
Hon Cyd HO Sau-lan
Dr Hon LAM Tai-fai, BBS, JP
Hon IP Kwok-him, GBS, JP
Hon CHIM Pui-chung
Hon Mrs Regina IP LAU Suk-ye, GBS, JP
Hon Paul TSE Wai-chun
Hon WONG Yuk-man

Public Officers attending : Constitutional and Mainland Affairs Bureau

Mr Stephen LAM Sui-lung
Secretary for Constitutional and Mainland Affairs

Mr Arthur HO Kin-wah
Acting Permanent Secretary for Constitutional and
Mainland Affairs

Ms Anne TENG Yu-yan
Principal Assistant Secretary for Constitutional and
Mainland Affairs

Mr Freely CHENG Kei
Principal Assistant Secretary for Constitutional and
Mainland Affairs

Department of Justice

Mr Gilbert MO Sik-keung
Deputy Law Draftsman
(Bilingual Drafting and Administration)

Clerk in attendance : Miss Flora TAI
Chief Council Secretary (2)3

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

Ms Amy YU
Senior Council Secretary (2)3

Mrs Fanny TSANG
Legislative Assistant (2)3

Action

I. Meeting with the Administration

[LC Paper Nos. CB(2)987/10-11(01) to (02) and CB(2)995/10-11(01) to (05)]

The Bills Committee deliberated (index of proceedings attached at **Annex**).

Draft Committee Stage amendments ("CSAs") to be proposed by the Administration

2. The Bills Committee considered the Administration's draft CSAs to the electorate of functional constituencies ("FCs") under the Legislative Council (Amendment) Bill 2010 [LC Paper No. CB(2)1024/10-11(01)]. Members raised no objection to these CSAs.

Draft CSAs to be proposed by individual members

3. The Bills Committee considered the respective draft CSAs to be proposed by Mr WONG Kwok-kin [LC Paper No. CB(2)995/10-11(02)], Ms Emily LAU [LC Paper No. CB(2)995/10-11(03)] and Dr Margaret NG [LC Paper Nos. CB(2)995/10-11(04) and (05), CB(2)1024/10-11(02) and (03)].

Follow-up action required of the Administration

Admin 4. The Administration was requested to provide information on the increase in electors resulting from its proposals to adjust the electorate of the Transport FC, Wholesale and Retail FC and the Information Technology FC as well as its proposed creation of the new District Council FC.

Date of resumption of Second Reading debates and date of reporting to the House Committee

5. The Bills Committee noted that the Administration intended to resume the Second Reading debates on the Bills at the Council meeting of 2 March 2011.

6. The Bills Committee agreed that the responses of the Administration to the issues raised by members at the meetings held on 11 February 2011 to be provided by the Administration would be circulated to members for

Action

consideration. The Bills Committee also agreed that if there was no request for the Bills Committee to hold a further meeting to discuss the Administration's responses, the Bills Committee would report to the House Committee on 18 February 2011.

7. The Bills Committee agreed that the following meetings be cancelled -
 - (a) 12 February 2011 (Saturday) from 9:00 am to 12:00 noon; and
 - (b) 14 February 2011 (Monday) from 9:00 am to 1:00 pm.

II. Any other business

8. There being no other business, the meeting ended at 6:08 pm.

Council Business Division 2
Legislative Council Secretariat
17 November 2011

**Proceedings of the 11th meeting of the
Bills Committee on Chief Executive Election (Amendment) Bill 2010
and Legislative Council (Amendment) Bill 2010
on Friday, 11 February 2011, at 4:23 pm
in the Chamber of the Legislative Council Building**

Time Marker	Speaker(s)	Subject(s)	Action required
000351 - 000838	Chairman Administration	Briefing by the Administration on its paper entitled "Committee Stage amendments to the electorate of functional constituencies under the Legislative Council (Amendment) Bill 2010" [LC Paper No. CB(2)1024/10-11 (01)]	
000839 - 001139	Dr Margaret NG Administration	Request of the Hong Kong Society of Notaries for inclusion of their members as electorate of the Legal Functional Constituency ("FC")	
001140 - 001700	Dr Margaret NG Administration	Dr Margaret NG requested information on the representativeness and the number of persons represented by the organizations proposed by the Administration for inclusion into the Transport FC, Wholesale and Retail FC and the Information Technology FC.	
001624 - 002247	Ms Miriam LAU Administration	Criteria taken into consideration by the Administration in determining applications for joining the Transport FC	
002248 - 003340	Dr Priscilla LEUNG Administration	Dr Priscilla LEUNG was of the view that organizations representing real estate agents, ethnic minorities, small and medium size enterprises, women and youth should be added to the relevant FCs.	
003341 - 004345	Mr LEUNG Kwok-hung Administration Chairman	Mr LEUNG Kwok-hung was of the view that if universal suffrage for the Chief Executive ("CE") and the Legislative Council ("LegCo") was to be implemented in 2017 and 2020 respectively, more progressive changes should be made in the 2012 CE and LegCo elections so as to comply with the principle of gradual and orderly progress.	
004346 - 004410	Ms Audrey EU Administration	The Administration agreed to provide information on the increase in electors resulting from its proposals to adjust the electorate of the Transport FC, Wholesale and Retail FC and the Information Technology FC as	Admin (para 2 of minutes)

Time Marker	Speaker(s)	Subject(s)	Action required
		well as its proposed creation of the new District Council ("DC") FC.	
004411 - 005500	Chairman Mr WONG Kwok-kin SALA2 Administration Ms Emily LAU Ms Audrey EU	Draft Committee Stage amendments ("CSAs") to the LegCo (Amendment) Bill 2010 ("LCB") proposed by Mr WONG Kwok-kin to enlarge the candidature for the new DC FC seats to cover members of any DC/District Board who had been elected [LC Paper No. CB(2)995/10-11(02)]	
005501 - 010431	Chairman Ms Emily LAU Administration Mr Albert HO	Draft CSA to LCB proposed by Ms Emily LAU to lower the nomination threshold for the new DC FC to 10 instead of 15 [LC Paper No. CB(2)995/10-11(03)]	
010432 - 013625	Chairman Dr Margaret NG Administration Ms Audrey EU	<p>Papers on draft CSAs to the CE Election (Amendment) Bill 2010 ("CEEB") and LCB proposed by Dr Margaret NG [LC Paper Nos. CB(2)995/10-11(04) and (05)]</p> <p>Draft CSAs to CEEB proposed by Dr Margaret NG [LC Paper No. CB(2)1024/10-11(02)] to -</p> <ul style="list-style-type: none"> (a) set the upper limit of nomination for the CE election at 165 subscribers; (b) allocate the new seats to the existing subsectors of the first three sectors of the Election Committee ("EC") proportionately according to the size of their electorate; (c) allocate all the new seats in the fourth sector of EC to elected DC members; (d) allocate all the 10 special EC seats to elected DC members; (e) amend the election method for the DC subsector elections to the "multiple seats, single vote" system; and (f) remove the requirement that CE could not have any political affiliation. <p>Draft CSAs to LCB proposed by Dr Margaret NG [LC Paper No. CB(2)1024/10-11(03)] to -</p>	

Time Marker	Speaker(s)	Subject(s)	Action required
		<p>(a) enlarge the eligibility for candidature and extend the nomination right in respect of the new DC FC to all persons who were eligible to be nominated as candidates at DC elections including all DC electors;</p> <p>(b) return the five new DC FC seats from each of the existing five geographical constituencies by the single seat, single vote system;</p> <p>(c) abolish corporate votes and corporate nominations in the elections of a number of FCs and substitute them with directors of the company or all practitioners/members of the FCs concerned to the effect that all members of the industry were eligible to register as electors and all registered electors were eligible to nominate candidates; and</p> <p>(d) expand the electorate of the labour FC to include all members of the trade unions registered under the Trade Unions Ordinance (Cap. 332).</p>	
013626 - 014049	Chairman Ms Audrey EU Dr Margaret NG Administration Mr WONG Kwok-kin	Cancellation of the meetings scheduled for 12 and 14 February 2011 Consideration of the Administration's responses to issues raised at this meeting by circulation	
014050 - 014709	Administration Ms Emily LAU Chairman Clerk	Financial assistance for LegCo election candidates	
014710- 014838	Chairman Administration	Date of resumption of Second Reading debates on the Bills and date of reporting to the House Committee	