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From : Clerk to the Legislative Council

To : All Members of the Legislative Council

Council meeting of 22 February 2012

**Amendments to motion on
“Reiterating Hong Kong’s core values”**

Further to LC Paper No. CB(3) 421/11-12 issued on 9 February 2012, seven Members (Hon James TO, Hon WONG Kwok-kin, Hon Cyd HO, Hon WONG Sing-chi, Hon CHAN Hak-kan, Dr Hon LEUNG Ka-lau and Hon Albert CHAN) have respectively given notices of their intention to move separate amendments to Hon Ronny TONG’s motion on “Reiterating Hong Kong’s core values” scheduled for the Council meeting of 22 February 2012. As directed by the President, the respective amendments will be printed in the terms in which they were handed in on the Agenda of the Council.

2. The President will order a joint debate on the above motion and amendments. To assist Members in debating the motion and amendments, I set out below the procedure to be followed during the debate:

- (a) the President calls upon Hon Ronny TONG to speak and move his motion;
- (b) the President proposes the question on Hon Ronny TONG’s motion;
- (c) the President calls upon the seven Members, who intend to move amendments, to speak in the following order, but no amendment is to be moved at this stage:
 - (i) Hon James TO;
 - (ii) Hon WONG Kwok-kin;

- (iii) Hon Cyd HO;
 - (iv) Hon WONG Sing-chi;
 - (v) Hon CHAN Hak-kan;
 - (vi) Dr Hon LEUNG Ka-lau; and
 - (vii) Hon Albert CHAN;
- (d) the President calls upon the designated public officer(s) to speak;
 - (e) the President invites other Members to speak;
 - (f) the President gives leave to Hon Ronny TONG to speak for the second time on the amendments;
 - (g) the President calls upon the designated public officer(s) again to speak;
 - (h) in accordance with Rule 34(5) of the Rules of Procedure, the President has decided that he will call upon the seven Members to move their respective amendments in the order set out in paragraph (c) above. The President invites Hon James TO to move his amendment to the motion, and forthwith proposes and puts to vote the question on Hon James TO's amendment;
 - (i) after Hon James TO's amendment has been voted upon, the President deals with the other six amendments; and
 - (j) after all amendments have been dealt with, the President calls upon Hon Ronny TONG to reply. Thereafter, the President puts to vote the question on Hon Ronny TONG's motion, or his motion as amended, as the case may be.

3. For Members' ease of reference, the terms of the original motion and of the motion, if amended, are set out in the **Appendix**.

(Mrs Justina LAM)
for Clerk to the Legislative Council

Encl.

(Translation)

**Motion debate on
“Reiterating Hong Kong’s core values”
to be held at the Council meeting of 22 February 2012**

1. Hon Ronny TONG’s original motion

That Hong Kong has always taken pride in its core values such as diversity, harmony, love for peace and kind-heartedness, etc., but a series of recent incidents involving ‘doubly non-permanent resident pregnant women’, self-drive tour, D&G and talks about ‘locusts’ and ‘dogs’, etc. have progressively intensified conflicts between mainlanders and Hong Kong people, and there are signs of gradual growth of China-Hong Kong confrontation and mutual animosity; in this connection, this Council urges the Government to expeditiously adopt the following contingency measures, so as to eliminate the confrontational sentiments between the masses on the Mainland and in Hong Kong, and address the problems arising from the cultural differences between the two places:

- (a) to allocate additional resources for improving obstetric services, suspend the quota for ‘doubly non-permanent resident pregnant women’, and accord priority to addressing the needs of local pregnant women;
- (b) to step up law enforcement and enhance entry restrictions to comprehensively block the entry of ‘doubly non-permanent resident pregnant women’; and
- (c) to shelve the self-drive tour plan for mainlanders’ vehicles.

2. Motion as amended by Hon James TO

That, *as an international city*, Hong Kong has always taken pride in its core values such as diversity, harmony, love for peace and kind-heartedness, etc., but a series of recent incidents involving ‘doubly non-permanent resident pregnant women’, self-drive tour, D&G and talks about ‘locusts’ and ‘dogs’, etc. have progressively intensified conflicts between mainlanders and Hong Kong people, and there are signs of gradual growth of China-Hong Kong confrontation and mutual animosity; in this connection, this Council urges the Government to expeditiously adopt the following contingency measures, so as to eliminate the confrontational sentiments between the masses on the Mainland and in Hong

Kong, and address the problems arising from the cultural differences between the two places:

- (a) to allocate additional resources for improving obstetric services, ~~suspend the quota for ‘doubly non-permanent resident pregnant women’, and accord priority to addressing the needs of local pregnant women;~~ ***in public hospitals, and require public hospitals to only accept advance bookings of delivery care services by local pregnant women and Hong Kong people’s mainland spouses;***
- (b) ***to reduce private hospitals’ admission quota for mainland pregnant women, and request private hospitals to accord priority to local pregnant women and Hong Kong people’s mainland spouses in providing delivery care services;***
- (~~b~~)(c) to step up law enforcement ~~and~~, enhance entry restrictions to ~~comprehensively block the entry of ‘doubly non-permanent resident pregnant women’; and,~~ ***and strengthen liaison and co-operation with various relevant mainland departments, so as to stop mainland pregnant women without advance booking of obstetric services from coming to Hong Kong to give birth;***
- (d) ***focusing on the situation where the right of abode in Hong Kong enjoyed by children born in Hong Kong to ‘doubly non-permanent resident pregnant women’ has led to large numbers of ‘doubly non-permanent resident pregnant women’ giving birth in Hong Kong, to study amending Article 24 of the Basis Law; and***
- (~~e~~)(e) to shelve the self-drive tour plan for mainlanders’ vehicles.

Note: Hon James TO’s amendment is marked in ***bold and italic type*** or with deletion line.

3. Motion as amended by Hon WONG Kwok-kin

That, ***while*** Hong Kong has always taken pride in its core values such as diversity, harmony, love for peace and kind-heartedness, etc., ~~but~~ a series of recent incidents involving ‘doubly non-permanent resident pregnant women’, self-drive tour, D&G and talks about ‘locusts’ and ‘dogs’, etc. have progressively intensified conflicts between mainlanders and Hong Kong people, and there are signs of gradual growth of ~~China-Hong Kong confrontation and~~ ***confrontation***, mutual animosity ***and stigmatization***; in this connection, this Council urges the Government to expeditiously ~~adopt the following contingency measures, so as to~~ eliminate the confrontational sentiments between the masses

~~on the Mainland and in Hong Kong, and~~ *in the two places*, address the problems arising from the cultural differences between the two places, *foster a moderate social atmosphere of mutual respect, mutual understanding and mutual accommodation between the masses of the two sides, and adopt proactive measures in response to the recent incidents of concern to Hong Kong people, so as to ensure that while the two places integrate and interflow, local residents can still enjoy adequate and priority use of public resources and maintain their original ways of life; the relevant measures should include:*

- (a) to allocate additional resources for improving obstetric services, suspend the quota for ‘doubly non-permanent resident pregnant women’, ~~and accord priority to give birth in public hospitals, and limit the number of ‘doubly non-permanent resident pregnant women’ admitted by private hospitals to a reasonable level, so as to ensure that priority is accorded~~ to addressing the needs of local pregnant women; *and to impose deterrent penalties on ‘doubly non-permanent resident pregnant women’ who rush to accident and emergency departments with no advance booking, such as imposing a surcharge and forbidding their re-entry within a certain period of time, so as to ensure that no additional burden is imposed on the services of accident and emergency departments;*
- (b) to step up law enforcement and enhance entry restrictions to comprehensively block the entry *and overstaying* of ‘doubly non-permanent resident pregnant women’; and
- (c) to ~~shelve~~ *ensure that* the self-drive tour ~~plan~~ *scheme* for mainlanders’ vehicles *to travel to Hong Kong (i.e. phase two of the trial scheme on one-off ad hoc quotas for cross-boundary private cars) is implemented only with adequate preparation and public support; at the same time, in implementing the self-drive tour scheme for the two places, to formulate a series of measures to perfect the relevant arrangements, including requiring drivers participating in the scheme to complete driving courses, perfecting the insurance and liability arrangements for incidents under the scheme, and conducting emission tests on vehicles participating in the scheme, etc., so that members of the public on the Mainland and in Hong Kong can eventually drive between the two places without any worry.*

Note: Hon WONG Kwok-kin’s amendment is marked in *bold and italic type* or with deletion line.

4. Motion as amended by Hon Cyd HO

That, *as* Hong Kong has always taken pride in its core values such as diversity, harmony, love for peace and kind-heartedness, etc., but a series of recent incidents involving ‘doubly non-permanent resident pregnant women’, self-drive tour, D&G and talks about ‘locusts’ and ‘dogs’, etc. have progressively intensified conflicts between mainlanders and Hong Kong people, and there are signs of gradual growth of China-Hong Kong confrontation and mutual animosity; in this connection, this Council urges the Government to expeditiously adopt the following contingency measures, so as to eliminate the confrontational sentiments between the masses on the Mainland and in Hong Kong, and address the problems arising from the cultural differences between the two places:

- (a) to allocate additional resources for improving obstetric services, suspend the quota for ‘doubly non-permanent resident pregnant women’, ~~and accord priority to addressing the needs of local pregnant women~~ ***before fully consulting Hong Kong people on the formulation of a population policy, so as to ensure the provision of adequate obstetric services for local pregnant women and mainland pregnant women whose spouses are Hong Kong permanent residents;***
- (b) to step up law enforcement and enhance entry restrictions to comprehensively block the entry of ‘doubly non-permanent resident pregnant women’; ~~and~~
- (c) to shelve the self-drive tour plan for mainlanders’ vehicles; ***and***
- (d) ***while promoting tourism visits to Hong Kong on the Mainland, to introduce Hong Kong’s social order and spirit of the rule of law to mainland residents, and promote to them Hong Kong’s experience in areas such as political participation, administrative management, economic development, social diversity as well as cultural innovation, etc.***

Note: Hon Cyd HO’s amendment is marked in ***bold and italic type*** or with deletion line.

5. Motion as amended by Hon WONG Sing-chi

That, *as* Hong Kong has always taken pride in its core values such as diversity, harmony, love for peace and kind-heartedness, etc., but a series of recent incidents involving ‘doubly non-permanent resident pregnant women’,

self-drive tour, D&G and talks about ‘locusts’ and ‘dogs’, etc. have progressively intensified conflicts between mainlanders and Hong Kong people, and there are signs of gradual growth of China-Hong Kong confrontation and mutual animosity; in this connection, this Council urges the Government to expeditiously adopt the following contingency measures, so as to eliminate the confrontational sentiments between the masses on the Mainland and in Hong Kong, and address the problems arising from the cultural differences between the two places:

- (a) to allocate additional resources for improving obstetric services, suspend the quota for ‘doubly non-permanent resident pregnant women’, and accord priority to addressing the needs of local pregnant women;
- (b) to step up law enforcement and enhance entry restrictions to comprehensively block the entry of ‘doubly non-permanent resident pregnant women’; and
- (c) to shelve the ~~self-drive tour plan for mainlanders’ vehicles~~ ***trial scheme on one-off ad hoc quotas for Guangdong/Hong Kong cross-boundary private cars (the self-drive tour scheme), and fully consult the public on the scheme.***

Note: Hon WONG Sing-chi’s amendment is marked in ***bold and italic type*** or with deletion line.

6. Motion as amended by Hon CHAN Hak-kan

That, *as* Hong Kong has always taken pride in its core values such as diversity, harmony, love for peace and kind-heartedness, etc., but a series of recent incidents involving ‘doubly non-permanent resident pregnant women’, self-drive tour, D&G and talks about ‘locusts’ and ‘dogs’, etc. have progressively intensified conflicts between mainlanders and Hong Kong people, and there are signs of gradual growth of ~~China-Hong Kong~~ confrontation and mutual animosity ***among some people***; in this connection, this Council urges the Government to expeditiously adopt the following contingency measures, so as to eliminate the confrontational sentiments between the masses ~~on the Mainland and in Hong Kong~~ ***in the two places***, and address the problems arising from the cultural differences between the two places:

- (a) to allocate additional resources for improving obstetric services, suspend the quota for ‘doubly non-permanent resident pregnant women’, and accord priority to addressing the needs of local pregnant women;

- (b) to step up law enforcement and enhance entry restrictions to comprehensively block the entry of ‘doubly non-permanent resident pregnant women’; ~~and~~, ***and to impose penalties on ‘doubly non-permanent resident pregnant women’ who rush to accident and emergency departments for delivery;***
- (c) ***to strengthen co-operation with the Mainland for combating agencies which assist in providing falsified documents, provide falsified information, or engage in abetting and assisting mainland pregnant women in concealing their pregnancy for evading inspections at border crossings;***
- (d) ***in the event that all administrative measures fail to effectively resolve the problem of ‘doubly non-permanent resident pregnant women’ giving birth in Hong Kong, to seek interpretation of the Basic Law by the Standing Committee of the National People’s Congress, so as to resolve the problem at root; and***
- (e)(e) ~~to shelve the self-drive tour plan for mainlanders’ vehicles to~~ ***expeditiously conduct a review after the implementation of the first phase of the Guangdong/Hong Kong cross-boundary self-drive scheme, and to decide whether to launch the second phase of the scheme after seeking Hong Kong people’s views and obtaining a consensus in society.***

Note: Hon CHAN Hak-kan’s amendment is marked in ***bold and italic type*** or with deletion line.

7. Motion as amended by Dr Hon LEUNG Ka-lau

That ***all along***, Hong Kong has always taken pride in its core values such as diversity, harmony, love for peace and kind-heartedness, etc., but a series of recent incidents involving ‘doubly non-permanent resident pregnant women’, self-drive tour, D&G and talks about ‘locusts’ and ‘dogs’, etc. have progressively intensified conflicts between mainlanders and Hong Kong people, and there are signs of gradual growth of China-Hong Kong confrontation and mutual animosity; in this connection, this Council urges the Government to expeditiously adopt the following ~~contingency~~ measures, so as to eliminate the confrontational sentiments between the masses on the Mainland and in Hong Kong, and address the problems arising from the cultural differences between the two places:

- ~~(a) to allocate additional resources for improving obstetric services, suspend the quota for ‘doubly non-permanent resident pregnant women’, and accord priority to addressing the needs of local pregnant women;~~
- ~~(b) to step up law enforcement and enhance entry restrictions to comprehensively block the entry of ‘doubly non-permanent resident pregnant women’; and~~
- ~~(e)(a)~~ to shelve the self-drive tour plan for mainlanders’ vehicles;
- (b) to study amending Article 24 of the Basic Law to avoid the automatic entitlement to the right of abode in Hong Kong by Hong Kong-born children whose parents are both non-permanent Hong Kong resident Chinese citizens, so that the Government can formulate its own policy on mainlanders coming to Hong Kong for settlement;*
- (c) to assess the demands arising from population growth in the next 30 years, project the numbers of mainland immigrants that Hong Kong can accommodate in the long run, thereby making plans for social resources;*
- (d) to amend the Race Discrimination Ordinance to broaden the definition of ‘race’, so as to ensure that mainland Chinese coming to Hong Kong are subject to no discrimination, thus enabling the Ordinance to have a wider ambit while closely following the requirements of the relevant international convention; and*
- (e) to enhance civic education so that the community can resolve China-Hong Kong conflicts in a rational manner.*

Note: Dr Hon LEUNG Ka-lau’s amendment is marked in *bold and italic type* or with deletion line.

8. Motion as amended by Hon Albert CHAN

That Hong Kong has always taken pride in its core values such as diversity, harmony, love for peace and kind-heartedness, etc., but a series of recent incidents involving ‘doubly non-permanent resident pregnant women’, self-drive tour, D&G and talks about ‘locusts’ and ‘dogs’, etc. have progressively intensified conflicts between mainlanders and Hong Kong people, and there are signs of gradual growth of China-Hong Kong confrontation and mutual animosity; in this connection, this Council urges the Government to expeditiously adopt the following contingency measures, so as to eliminate the confrontational sentiments between the masses on the Mainland and in Hong

Kong, and address the problems arising from the cultural differences between the two places:

- (a) to allocate additional resources for improving obstetric services, ~~suspend the quota for ‘doubly non-permanent resident pregnant women’~~ ***resolve the problem of ‘doubly non-permanent resident pregnant women’ by enacting local legislation***, and accord priority to addressing the needs of local pregnant women;
- (b) ~~to step up law enforcement and enhance entry restrictions~~ ***by amending the Immigration Ordinance (Cap. 115)***, to comprehensively block the entry of ‘doubly non-permanent resident pregnant women’; and
- (c) to shelve the self-drive tour plan for mainlanders’ vehicles.

Note: Hon Albert CHAN’s amendment is marked in ***bold and italic type*** or with deletion line.