

立法會
Legislative Council

LC Paper No. CB(3) 51/11-12

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Tel : 3919 3300

Date : 18 October 2011

From : Clerk to the Legislative Council

To : All Members of the Legislative Council

Council meeting of 19 October 2011

**Amendments to Hon WONG Ting-kwong's motion on
"Opposing foreign domestic helpers' enjoyment of
the right of abode in Hong Kong"**

Further to LC Paper No. CB(3) 40/10-11 issued on 14 October 2011, Members are invited to note that the President has given permission for Hon Paul TSE Wai-chun to move his **revised amendment**.

2. For Members' ease of reference, the terms of the original motion and of the motion, if amended in various scenarios, are set out in the **Appendix** (Chinese version only). Details of the revised amendment proposed by Hon Paul TSE and the various scenarios under which movers of amendments will withdraw their amendments are provided in the table below:

	Mover of Amendment	Wording of revised amendment set out in	Scenario under which amendment will be <u>withdrawn</u>
(a)	2 nd amendment moved by Hon Alan LEONG	--	If Hon WONG Kwok-hing's amendment has been passed

	Mover of Amendment	Wording of revised amendment set out in	Scenario under which amendment will be <u>withdrawn</u>
(b)	3 rd amendment moved by Hon James TO	--	If Hon WONG Kwok-hing's or Hon Alan LEONG's amendment has been passed
(c)	4 th amendment moved by Hon Paul TSE	Item 6 of the Appendix	If Hon Alan LEONG's or Hon James TO's amendment has been passed

3. If any Member wishes to refer to the English translation of any of the wording in the Appendix, please contact Ms Jessica CHAN, Senior Council Secretary (3)4, at 3919 3307. The Secretariat will prepare the English translation of the required wording for reference by the Member concerned.

4. To economize on the use of paper, the Appendix which contains 6 scenarios will be **issued by e-mail** only. However, separate copies of the Appendix together with the relevant circular will be placed on the wooden cabinet opposite to the coffee machine in the Ante Chamber, as well as the desks behind Hon Cyd HO Sau-lan's and Hon WONG Kwok-hing's seats in the Chamber throughout the relevant Council meeting. If any Member wishes to obtain a personal copy, please contact Council Business Division 3 at 3919 3311.

5. In addition, the circulars issued on this motion (including this circular and its Appendix) are uploaded onto the Legislative Council website to facilitate Members' reference.



(Mrs Justina LAM)
for Clerk to the Legislative Council

Encl. (Appendix issued by e-mail only)

2011年10月19日
立法會會議
“反對外籍家庭傭工享有香港居留權”議案辯論

1. 黃定光議員的原議案

鑒於外籍家庭傭工(“外傭”)享有香港居留權會對本港的經濟、就業市場、教育、醫療、住屋及福利等帶來沉重負擔，影響深遠，引起廣大市民的憂慮，本會反對外傭享有香港居留權。

2. 經王國興議員修正的議案

鑒於**雖然現時有數以十萬計**外籍家庭傭工(“外傭”)在港工作，但外傭享有香港居留權會**是違反《基本法》的立法原意**，並對本港的經濟、就業市場、教育、醫療、住屋及福利等帶來沉重負擔，影響深遠；**為保障本地僱員優先就業的權利及減少**引起廣大市民的憂慮，本會反對外傭享有香港居留權。

註：王國興議員的修正案以**粗斜字體**或刪除線標示。

3. 經梁家傑議員修正的議案

鑒於**基於法治精神**，就外籍家庭傭工(“外傭”)在現行制度下**應否**享有香港居留權會對本港的經濟、就業市場、教育、醫療、住屋及福利等帶來沉重負擔，影響深遠，引起廣大市民的憂慮，本會反對外傭，**社會必須尊重及遵守法庭的裁決**；本會認為外傭並非自動享有香港居留權，並促請政府盡快澄清入境事務處審批非中國籍人士申請香港居留權的準則及機制，以釋除廣大市民的疑慮。

註：梁家傑議員的修正案以**粗斜字體**或刪除線標示。

4. 經涂謹申議員修正的議案

本會促請各界**尊重法治精神和維護市民提出訴訟的權利**，而鑒於外籍家庭傭工(“外傭”)是否享有香港居留權會對本港**牽涉本港的人口和移民政策**，本會認為特區政府有權因應社會情況自行制訂相關政策和作出規劃，以配合未來香港的經濟、就業市場、教育、醫療、住屋及福利等帶來沉重負擔，影響深遠，引起廣大市民的憂慮，**需要**；本會反

對外僱享有香港居留權，如有需要，特區政府應向中央政府提出修改《基本法》，解決爭議。

註： 涂謹申議員的修正案以**粗斜字體**或刪除線標示。

5. 經謝偉俊議員修正的議案

鑒於外籍家庭傭工(‘外傭’)享有香港居留權會**將**對本港的人口結構、經濟、就業市場、教育、醫療、住屋及福利等帶來**重大改變及沉重負擔**，影響深遠，引起廣大市民的憂慮，本會反對**促請政府除了從經濟及社會負擔的角度外，更應從外傭享有香港居留權對國家人口政策、結構，以至對國家主權影響的角度，探討及制訂最徹底有效的方案，以免外傭因現行法例的不足之處而有違政策及立法原意地獲取香港居留權。**

註： 謝偉俊議員的修正案以**粗斜字體**或刪除線標示。

6. 經王國興議員及謝偉俊議員修正的議案

鑒於**雖然現時有數以十萬計**外籍家庭傭工(‘外傭’)在港工作，但外傭享有香港居留權會**是違反《基本法》的立法原意，並對本港的經濟、就業市場、教育、醫療、住屋及福利等帶來沉重負擔，影響深遠；為保障本地僱員優先就業的權利及減少引起廣大市民的憂慮，本會反對促請政府除了從經濟及社會負擔的角度外，更應從外傭享有香港居留權對國家人口政策、結構，以至對國家主權影響的角度，探討及制訂最徹底有效的方案，以免外傭因現行法例的不足之處而有違政策及立法原意地獲取香港居留權。**

註： 王國興議員的修正案以**粗斜字體**或刪除線標示。

謝偉俊議員的修正案以下加單橫線標示。