

**立法會**  
**Legislative Council**

LC Paper No. CB(2) 539/12-13

Ref : CB2/H/5/12

**House Committee of the Legislative Council**

**Minutes of the 14th meeting  
held in Conference Room 1 of the Legislative Council Complex  
at 2:30 pm on Friday, 18 January 2013**

**Members present:**

Hon Andrew LEUNG Kwan-yuen, GBS, JP (Chairman)

Hon Ronny TONG Ka-wah, SC (Deputy Chairman)

Hon James TO Kun-sun

Hon CHAN Kam-lam, SBS, JP

Hon LEUNG Yiu-chung

Hon Emily LAU Wai-hing, JP

Hon TAM Yiu-chung, GBS, JP

Hon Abraham SHEK Lai-him, SBS, JP

Hon Tommy CHEUNG Yu-yan, SBS, JP

Hon Frederick FUNG Kin-kee, SBS, JP

Hon Vincent FANG Kang, SBS, JP

Hon WONG Kwok-hing, MH

Dr Hon Joseph LEE Kok-long, SBS, JP

Hon WONG Ting-kwong, SBS, JP

Hon Cyd HO Sau-lan

Hon Starry LEE Wai-king, JP

Hon CHAN Hak-kan, JP

Hon CHAN Kin-por, BBS, JP

Dr Hon Priscilla LEUNG Mei-fun, JP

Hon CHEUNG Kwok-che

Hon WONG Kwok-kin, BBS

Hon IP Kwok-him, GBS, JP

Hon Mrs Regina IP LAU Suk-yee, GBS, JP

Hon Paul TSE Wai-chun, JP

Hon Alan LEONG Kah-kit, SC

Hon Albert CHAN Wai-yip

Hon WONG Yuk-man

Hon Claudia MO

Hon James TIEN Pei-chun, GBS, JP

Hon NG Leung-sing, SBS, JP  
Hon Steven HO Chun-yin  
Hon Frankie YICK Chi-ming  
Hon WU Chi-wai, MH  
Hon YIU Si-wing  
Hon Gary FAN Kwok-wai  
Hon MA Fung-kwok, SBS, JP  
Hon Charles Peter MOK  
Hon CHAN Chi-chuen  
Hon CHAN Han-pan  
Dr Hon Kenneth CHAN Ka-lok  
Hon CHAN Yuen-han, SBS, JP  
Hon LEUNG Che-cheung, BBS, MH, JP  
Hon Kenneth LEUNG  
Hon Alice MAK Mei-kuen, JP  
Dr Hon KWOK Ka-ki  
Hon KWOK Wai-keung  
Hon Dennis KWOK  
Dr Hon Fernando CHEUNG Chiu-hung  
Hon SIN Chung-kai, SBS, JP  
Dr Hon Helena WONG Pik-wan  
Hon IP Kin-yuen  
Dr Hon Elizabeth QUAT, JP  
Hon Martin LIAO Cheung-kong, JP  
Hon POON Siu-ping, BBS, MH  
Hon TANG Ka-piu  
Dr Hon CHIANG Lai-wan, JP  
Ir Dr Hon LO Wai-kwok, BBS, MH, JP  
Hon CHUNG Kwok-pan  
Hon Christopher CHUNG Shu-kun, BBS, MH, JP  
Hon Tony TSE Wai-chuen

**Members absent:**

Hon Albert HO Chun-yan  
Hon LEE Cheuk-yan  
Dr Hon LAU Wong-fat, GBM, GBS, JP  
Hon Jeffrey LAM Kin-fung, GBS, JP  
Dr Hon LAM Tai-fai, SBS, JP  
Dr Hon LEUNG Ka-lau  
Hon LEUNG Kwok-hung  
Hon Michael TIEN Puk-sun, BBS, JP  
Hon Christopher CHEUNG Wah-fung, JP

**Clerk in attendance :**

Miss Flora TAI

Clerk to the House Committee

**Staff in attendance :**

Mr Kenneth CHEN, SBS	Secretary General
Mr Jimmy MA, JP	Legal Adviser
Mrs Justina LAM	Deputy Secretary General
Mr Andy LAU	Assistant Secretary General 1
Miss Odelia LEUNG	Assistant Secretary General 3
Mrs Percy MA	Assistant Secretary General 4
Ms Connie FUNG	Senior Assistant Legal Adviser 1
Mr Arthur CHEUNG	Senior Assistant Legal Adviser 2
Mr KAU Kin-wah	Senior Assistant Legal Adviser 3
Miss Erin TSANG	Acting Principal Council Secretary (Complaints)
Ms Amy YU	Chief Council Secretary (2)6
Miss Josephine SO	Senior Council Secretary (2)2
Mr Jove CHAN	Senior Council Secretary (2)6
Mr Jimmy YUEN	Senior Public Information Officer 1
Ms Judy TING	Council Secretary (2)6
Ms Anna CHEUNG	Senior Legislative Assistant (2)3
Mr Arthur KAN	Legislative Assistant (2)7

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**I. Confirmation of the minutes of the 13th meeting held on 11 January 2013**

*(LC Paper No. CB(2) 487/12-13)*

The minutes were confirmed.

**II. Matters arising**

**Report by the Chairman on his meeting with the Chief Secretary for Administration ("CS")**

2. The Chairman said that CS had noted the setting up of various subcommittees on policy issues and had expressed concern that Members' scrutiny work of bills might be affected. CS had indicated that the Administration would introduce bills one after another in accordance with the timetable as set out in the Administration's Legislative Programme 2012-2013 and she hoped that Members would have sufficient time to scrutinize the bills.

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3. The Chairman further said that he had explained to CS that as of last Friday (i.e. 11 January 2013), the number of subcommittees on policy issues set up under the House Committee ("HC") and Panels had already reached the maximum number of eight. Other subcommittees on policy issues formed would be placed on a waiting list and would only be able to commence work when vacant slots arose upon the completion of work of the existing subcommittees.

**III. Further business for the Council meeting of 23 January 2013**

**Members' motions**

**Proposed resolution to be moved by Hon Charles Peter MOK under section 34(4) of the Interpretation and General Clauses Ordinance (Cap. 1) in relation to the Telecommunications (Telecommunications Apparatus) (Exemption from Licensing) (Amendment) Order 2012**  
*(Wording of the proposed resolution issued vide LC Paper No. CB(3) 302/12-13 dated 17 January 2013.)*

4. The Chairman said that Mr Charles MOK, Chairman of the relevant subcommittee, would move a motion at the Council meeting of 23 January 2013 to extend the scrutiny period of the above Order to 27 February 2013.

**IV. Business for the Council meeting of 30 and 31 January and 1 February 2013**

**(a) Questions**

*(LC Paper No. CB(3) 298/12-13)*

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

**(b) Members' motion**

**Motion of Thanks**

*(Director of Administration's letter dated 17 January 2013 on "The Debate on the Motion of Thanks on the 2013 Policy Address - Proposed Grouping of Policy Areas" (LC Paper No. CB(2) 512/12-13(01)))*

6. The Chairman said that at the last HC meeting, Members noted the arrangements for the debate on the 2013 Policy Address. The Chairman

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further informed Members that he, as Chairman of HC, would move the Motion of Thanks, and the deadline for giving notice of amendments was Wednesday, 23 January 2013.

7. The Chairman invited Members to note the proposed grouping of policy areas for the five debate sessions as set out in the Annex to the Director of Administration ("D of Adm")'s letter dated 17 January 2013. The Chairman added that each Member might speak once in each of the five debate sessions, but subject to the total speaking time limit of 30 minutes. Members agreed to the proposed grouping.

8. The Chairman further said that a tentative list of responding officers and their speaking order in each debate session was also set out in the Annex to D of Adm's letter. As with previous practice, should there be any change in the final arrangements, the Administration would advise the President before the public officers spoke at the relevant debate session.

9. In response to Ms Emily LAU's enquiry, the Chairman explained that each debate session would be attended by the relevant public officers. In case there was any change to their speaking order in response to Members' speeches, the Administration would inform the President before the government response at the relevant debate session.

10. Miss CHAN Yuen-han expressed concern about the timing of the debate on the 2013 Policy Address. She noted that under Rule 13(1) of the Rules of Procedures ("RoP"), a Motion of Thanks might be moved at a Council meeting held not less than 14 days after the Chief Executive ("CE") had presented the Policy Address to the Council. She was concerned that the holding of the debate just 14 days after the delivery of Policy Address would not allow sufficient time for Members, particularly those returned from the District Council (Second) Functional Constituency like herself, to conduct consultation at district level on the Policy Address. She recalled that in the past, the debates on the Motion of Thanks were normally held at least three weeks after CE had delivered the Policy Address. She hoped that her view would be taken into account in scheduling future debates on Policy Address.

11. The Chairman said that in the past, CE's Policy Address was normally delivered in October. However, CE had deferred his first Policy Address to January 2013, and the Chinese New Year holiday break would commence around three weeks after the delivery of the Policy Address, to be followed shortly by the presentation of the Budget by the Financial Secretary.

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12. Mr James TO shared Miss CHAN Yuen-han's view that it would be better to allow more time for Members to prepare for the debate on the Policy Address. He added that consideration could have been given to rescheduling the debate to after the Chinese New Year holiday break.

13. At the invitation of the Chairman, Secretary General ("SG") said that date of the Council meeting for holding the debate on the Motion of Thanks had been scheduled at the beginning of the current session having regard to the date of CE's presentation of the Policy Address. SG further informed Members that during the last Legislative Council term, CE's Policy Address was delivered in October and all the debates on the Motion of Thanks were held 14 days after the presentation of the Policy Address. SG undertook to reflect Members' views to the President in scheduling future debates on Policy Address.

14. The Deputy Chairman said that he appreciated the concern expressed by Miss CHAN Yuen-han. Having regard to the newly created District Council (Second) Functional Constituency seats, he considered it acceptable to schedule the debate on the Policy Address at a slightly later date as it was permitted under RoP 13(1), in order to allow more time for Members to conduct consultation at district level. He suggested enquiring with CS the timing of CE's future Policy Address to facilitate scheduling of the debates on the Motion of Thanks.

15. The Chairman undertook to convey Members' views to CS at their next meeting.

16. In reply to Ms Emily LAU's enquiry on the meeting arrangement for the third day of the debate, the Chairman said that if the President was of the opinion that it was likely that the business on the Agenda of the meeting could be finished by about midnight on 1 February 2013, he would continue with the meeting; otherwise, he would suspend the meeting at about 10:00 pm and ordered that it be resumed the following day at 9:00 am. The Chairman added that the debate would likely finish on 1 February 2013, unless unforeseen circumstances arose.

**V. Position on Bills Committees and subcommittees**

*(LC Paper No. CB(2) 488/12-13)*

17. The Chairman said that as at 17 January 2013, there were two Bills Committees, six subcommittees under HC (i.e. three subcommittees on subsidiary legislation, one subcommittee on policy issues and two subcommittees on other Council business) and seven subcommittees on policy issues under Panels in action. One subcommittee on policy issues under Panel was on the waiting list.

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18. In response to Miss CHAN Yuen-han, the Chairman said that the proposal of the Panel on Welfare Services to activate its Subcommittee on Retirement Protection would be discussed at the next HC meeting.

**VI. Any other business**

19. There being no other business, the meeting ended at 2:40 pm.

Council Business Division 2  
Legislative Council Secretariat  
23 January 2013