

立法會
Legislative Council

LC Paper No. CB(3) 677/13-14

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Tel : 3919 3300

Date : 23 May 2014

From : Clerk to the Legislative Council

To : All Members of the Legislative Council

Council meeting of 28 May 2014

**Amendment to motion on
“Devising the constitution by all people, making a new covenant, and
realizing genuine ‘Hong Kong people ruling Hong Kong’”**

Further to LC Paper No. CB(3) 645/13-14 issued on 16 May 2014, Hon LEE Cheuk-yan has given notice to move an amendment to Hon WONG Yuk-man’s motion on “Devising the constitution by all people, making a new covenant, and realizing genuine ‘Hong Kong people ruling Hong Kong’” scheduled for the Council meeting of 28 May 2014. As directed by the President, Hon LEE Cheuk-yan’s amendment will be printed in the terms in which it was handed in on the Agenda of the Council.

2. For Members’ reference, the terms of the original motion and of the motion, if amended, are set out in the **Appendix**.

(Odelia LEUNG)
for Clerk to the Legislative Council

Encl.

(Translation)

**Motion debate on
“Devising the constitution by all people, making a new covenant, and
realizing genuine ‘Hong Kong people ruling Hong Kong’”
to be held at the Council meeting of 28 May 2014**

1. Hon WONG Yuk-man’s original motion

That this Council requests the Chief Executive and all accountability officials to resign *en masse* with civil servants maintaining the daily operation of the SAR Government, to be followed by immediately establishing a constitutional amendments convention on Hong Kong Affairs to amend the Basic Law; based on the Universal Declaration of Human Rights and the Hong Kong Bill of Rights Ordinance, the new constitution should precisely determine the scope of Hong Kong’s right of autonomy and the definition of defence and foreign affairs; a referendum law should be enacted to give Hong Kong people the right of initiative and referendum of laws; a political party law to regulate the operation of political parties and a political donations law to require political parties to disclose their received political donations should also be enacted; candidates for the office of the Chief Executive should be permitted to have political party background, and Legislative Council Members should be allowed to introduce bills relating to government policies without the written consent of the Chief Executive; and after the passage of a new constitution by referendum of Hong Kong people, dual universal suffrage for the Chief Executive and the Legislative Council elections should be conducted with nominations jointly endorsed by citizens, so as to manifest ‘direct democracy’ and realize genuine ‘Hong Kong people ruling Hong Kong’.

2. Motion as amended by Hon LEE Cheuk-yan

~~That this Council requests the Chief Executive and all accountability officials to resign *en masse* with civil servants maintaining the daily operation of the SAR Government, to be followed by immediately establishing a constitutional amendments convention on Hong Kong Affairs to amend the Basic Law; based~~
on, as there was no extensive consultation with Hong Kong people during the enactment of the Basic Law, and, since its implementation, the Basic Law neither effectively protects the basic rights of Hong Kong people nor affirms the monitoring by people of the operation and power of the Government through universal and equal suffrage and the system of representative government, this Council urges the SAR Government to establish a

constitutional amendments convention to extensively solicit public opinions, and to adopt the Universal Declaration of Human Rights ~~and the Hong Kong Bill of Rights Ordinance,~~ *the new constitution should, the International Covenant on Civil and Political Rights, the International Covenant on Economic, Social and Cultural Rights, international labour conventions and other international conventions on human rights protection as the basis for proposing bills to comprehensively amend the Basic Law, and calls on the Central Government to respect Hong Kong people's aspiration and give consent to the relevant amendments; the new constitution shall* precisely determine the scope of Hong Kong's right of autonomy and the definition of defence and foreign affairs; a referendum law should be enacted to give Hong Kong people the right of initiative and referendum of laws; a political party law to regulate the operation of political parties and a political donations law to require political parties to disclose their received political donations should also be enacted; candidates for the office of the Chief Executive should be permitted to have political party background, and Legislative Council Members should be allowed to introduce bills relating to government policies without the written consent of the Chief Executive; and after the passage of a new constitution by referendum of Hong Kong people, dual universal suffrage for the Chief Executive and the Legislative Council elections should be conducted with nominations jointly endorsed by citizens *or made by political parties*, so as to manifest 'direct democracy' and realize genuine 'Hong Kong people ruling Hong Kong'.

Note: Hon LEE Cheuk-yan's amendment is marked in *bold and italic type* or with deletion line.