

**立法會**  
***Legislative Council***

LC Paper No. CB(2)1828/13-14

Ref : CB2/H/5/13

**House Committee of the Legislative Council**

**Minutes of the 28th meeting  
held in Conference Room 1 of the Legislative Council Complex  
at 2:30 pm on Friday, 13 June 2014**

**Members present:**

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

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

Hon Albert HO Chun-yan

Hon LEE Cheuk-yan

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 Tommy CHEUNG Yu-yan, SBS, JP

Hon Frederick FUNG Kin-kee, SBS, JP

Hon WONG Kwok-hing, BBS, MH

Hon Jeffrey LAM Kin-fung, GBS, JP

Hon WONG Ting-kwong, SBS, JP

Hon Cyd HO Sau-lan

Hon Starry LEE Wai-king, JP

Dr Hon LAM Tai-fai, SBS, JP

Hon CHAN Hak-kan, JP

Hon CHAN Kin-por, BBS, JP

Dr Hon LEUNG Ka-lau

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 Michael TIEN Puk-sun, BBS, JP  
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  
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  
Hon Christopher CHEUNG Wah-fung, JP  
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 Christopher CHUNG Shu-kun, BBS, MH, JP  
Hon Tony TSE Wai-chuen

**Members absent:**

Dr Hon LAU Wong-fat, GBM, GBS, JP  
Hon Abraham SHEK Lai-him, GBS, JP  
Hon Vincent FANG Kang, SBS, JP  
Prof Hon Joseph LEE Kok-long, SBS, JP, PhD, RN  
Dr Hon Priscilla LEUNG Mei-fun, SBS, JP  
Hon LEUNG Kwok-hung  
Hon CHAN Han-pan  
Hon CHUNG Kwok-pan

**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 Stephen LAM	Senior Assistant Legal Adviser 2
Mr KAU Kin-wah	Senior Assistant Legal Adviser 3
Ms Dora WAI	Principal Council Secretary 1
Mr Kelvin LI	Acting Chief Public Information Officer
Ms Amy YU	Chief Council Secretary (2)6
Mr Kelvin LEE	Assistant Legal Adviser 1
Mr Bonny LOO	Assistant Legal Adviser 3
Miss Carrie WONG	Assistant Legal Adviser 4
Miss Evelyn LEE	Assistant Legal Adviser 10
Miss Josephine SO	Senior Council Secretary (2)6
Miss Jasmine TAM	Senior Council Secretary (2)8
Miss Karen LAI	Council Secretary (2)6
Mr Ringo LEE	Senior Legislative Assistant (2)1
Ms Anna CHEUNG	Senior Legislative Assistant (2)3
Mr Arthur KAN	Legislative Assistant (2)7

---

Action

**I. Confirmation of the minutes of the 27th meeting held on 6 June 2014  
(LC Paper No. CB(2)1762/13-14)**

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 expressed concern about the backlog of business of the Council and the Finance Committee, and order within the Legislative Council Complex.

### III. Business arising from previous Council meetings

(a) **Legal Service Division report on bill referred to the House Committee in accordance with Rule 54(4)**

**Supplementary Appropriation (2013-2014) Bill**  
(LC Paper No. LS61/13-14)

3. At the invitation of the Chairman, Legal Adviser ("LA") briefed Members on the report prepared by the Legal Service Division ("LSD") on the Bill. Members considered it not necessary to form a Bills Committee to study the Bill and did not raise objection to the resumption of the Second Reading debate on the Bill.

(b) **Legal Service Division report on subsidiary legislation gazetted on 6 June 2014 and tabled in Council on 11 June 2014**  
(LC Paper No. LS60/13-14)

4. At the invitation of the Chairman, LA briefed Members on the LSD report on the 16 items of subsidiary legislation (L.N. 74 to L.N. 89) gazetted on 6 June 2014 and tabled in the Council on 11 June 2014.

5. Mr Tommy CHEUNG considered it necessary to form a subcommittee to study the Dutiable Commodities (Amendment) (No. 2) Regulation 2014 (L.N. 77) in detail. Members agreed. Mr Tommy CHEUNG and Mr SIN Chung-kai agreed to join the proposed subcommittee.

6. Regarding the District Court Equal Opportunities (Amendment) Rules 2014 (L.N. 86) ("the Rules"), LA informed Members that LSD was seeking clarification from the Judiciary Administration ("JA") on certain technical and drafting issues and would, if necessary, issue a further report after considering JA's response. The Deputy Chairman suggested and Members agreed that the decision on whether to form a subcommittee to study the Rules be deferred to the next House Committee ("HC") meeting.

7. Members did not raise any questions on the other 14 items of subsidiary legislation.

8. The Chairman reminded Members that the deadline for amending the 16 items of subsidiary legislation was the Council meeting of 9 July 2014, or the first meeting of the next session if extended by a resolution of the Council.

#### **IV. Further business for the Council meeting of 18 June 2014**

##### **(a) Tabling of papers**

###### **Report No. 20/13-14 of the House Committee on Consideration of Subsidiary Legislation and Other Instruments**

*(LC Paper No. CB(2)1764/13-14 issued vide LC Paper No. CB(3)715/13-14 dated 11 June 2014)*

9. The Chairman said that the Report covered one item of subsidiary legislation (i.e. Public Health and Municipal Services Ordinance (Civic Centres) (Amendment of Thirteenth Schedule) Order 2014 (L.N. 61)), the period for amendment of which would expire at the Council meeting of 18 June 2014. No Member had indicated intention to speak on the subsidiary legislation.

##### **(b) Questions**

*(LC Paper No. CB(3)714/13-14)*

10. The Chairman said that Dr LAM Tai-fai and Mr Paul TSE had replaced their oral questions.

##### **(c) Bills - First Reading and moving of Second Reading**

###### **Copyright (Amendment) Bill 2014**

11. The Chairman said that HC would consider the above Bill at its next meeting on 20 June 2014.

#### **V. Business for the Council meeting of 25 June 2014**

##### **(a) Questions**

*(LC Paper No. CB(3)713/13-14)*

12. The Chairman said that 22 questions (six oral and 16 written) had been scheduled for the meeting.

##### **(b) Bills - First Reading and moving of Second Reading**

###### **Securities and Futures and Companies Legislation (Uncertificated Securities Market Amendment) Bill 2014**

13. The Chairman informed Members that HC would consider the above Bill at its meeting on 27 June 2014.

(c) **Government motion**

14. The Chairman said that no notice had been received yet.

(d) **Member's Bill - resumption of debate on Second Reading, Committee Stage and Third Reading**

**Kowloon Tong Church of the Chinese Christian and Missionary Alliance Incorporation (Amendment) Bill 2014**

15. The Chairman said that at the last HC meeting, Members did not raise objection to the resumption of the Second Reading debate on the above Bill.

(e) **Members' motions**

(i) **Motion on "The 4 June incident" to be moved by Hon LEE Cheuk-yan**

*(Wording of the motion issued vide LC Paper No. CB(3)598/13-14 dated 29 April 2014)*

(ii) **Motion on "Setting up a 'Future Fund' for establishing an integrated retirement protection system" to be moved by Hon WONG Kwok-kin**

*(Wording of the motion issued vide LC Paper No. CB(3)603/13-14 dated 30 April 2014)*

16. Members noted that debates on the above two Members' motions would be held at the Council meeting of 25 June 2014.

**VI. Reports of Bills Committees and subcommittees**

(a) **Report of the Bills Committee on Electoral Legislation (Miscellaneous Amendments) Bill 2014**

17. Mr IP Kwok-him, Chairman of the Bills Committee, made a verbal report on the deliberations of the Bills Committee. Mr IP said that the Bill sought to amend various pieces of electoral legislation to improve the elector and voter registration arrangements and the electoral procedures for the Chief Executive, Legislative Council ("LegCo"), District Councils ("DCs") and the Rural Representative ("RR") elections. Mr IP further said that in the course of scrutiny, members had expressed concern that the proposed removal of the existing arrangement to give prior notice of

Action

appointing a polling or counting agent by a candidate of a LegCo, DCs or RR election might create undue risks to the smooth operation and integrity of elections. In view of members' concern, the Administration had agreed to propose Committee stage amendments ("CSAs") to retain the existing arrangement.

18. Mr IP Kwok-him added that having regard to the views of members and the legal adviser to the Bills Committee, the Administration had also proposed CSAs to change the Chinese title of the omissions list, to reflect in the relevant provisions the general principle adopted by the Registration and Electoral Office for handling requests for voter de-registration and to make clear the exact specific provisions that the proposed general inclement weather provisions would be subject to. The Bills Committee raised no objection to the CSAs proposed by the Administration and supported the resumption of the Second Reading debate on the Bill at the Council meeting of 2 July 2014.

19. The Chairman reminded Members that the deadline for giving notice of CSAs, if any, proposed to be moved to the above Bill was Saturday, 21 June 2014.

**(b) Report of the Bills Committee on Inland Revenue (Amendment) Bill 2014**

---

*(LC Paper No. CB(4)804/13-14)*

20. Mr Kenneth LEUNG, Chairman of the Bills Committee, briefed Members on the deliberations of the Bills Committee as detailed in its report. Members noted that the Bills Committee supported the resumption of the Second Reading debate on the Bill at the Council meeting of 25 June 2014.

21. The Chairman reminded Members that the deadline for giving notice of CSAs, if any, proposed to be moved to the above Bill was Monday, 16 June 2014.

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

*(LC Paper No. CB(2)1763/13-14)*

22. The Chairman said that as at 12 June 2014, there were 16 Bills Committees, five subcommittees under HC and nine subcommittees on policy issues under Panels in action. Two subcommittees on policy issues were on the waiting list.

**VIII. Any other business**

23. There being no other business, the meeting ended at 2:46 pm.

Council Business Division 2  
Legislative Council Secretariat  
18 June 2014