

Bills Committee on Peak Tramway (Amendment) Bill 2015

**List of follow-up actions arising from the discussion
at the meeting on 18 May 2015**

The Administration is requested to provide the following information –

- (a) whether the Administration has considered implementing the proposed mandatory lease arrangement by having Peak Tramways Company, Limited ("PTC") agreeing to surrender its present grant in respect of the relevant plots of land owned by it and by the Government making a re-grant under which the terms of the mandatory lease requirement for the operation of the peak tramway are added. If yes, please provide the considerations of deciding not to employ the said means. If no, whether the Administration will consider employing the means and the reason(s) for not taking it forward;
- (b) in respect of essential premises and essential equipment under proposed section 11B and 11C of the Bill, the definition of "essential" and whether this definition is agreeable to PTC;
- (c) relevant local and overseas case law(s) in respect of the proposed mandatory lease/sale arrangements being regarded as "de facto deprivation" of property under Article 105 of the Basic Law; and
- (d) further supplementary information, if any, to address members' concerns raised at the meeting.

Council Business Division 4
Legislative Council Secretariat
1 June 2015