

立法會
Legislative Council

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From : Clerk to the Legislative Council

To : All Members of the Legislative Council

Council meeting of 7 January 2015

**Amendments to motion on
“Combating insurance frauds”**

Further to LC Papers Nos. CB(3) 244/14-15 and CB(3) 253/14-15 issued on 4 and 5 December 2014 respectively, Members are invited to note that Hon TANG Ka-piu and Hon LEE Cheuk-yan have respectively given notice of their intention to move separate amendments to Hon CHAN Kin-por’s motion on “Combating insurance frauds” scheduled for the Council meeting of 7 January 2015. As directed by the President, Hon TANG Ka-piu’s and Hon LEE Cheuk-yan’s amendments will be printed in the terms in which they were handed in on the Agenda of the Council.

2. The President will order a joint debate on the above motion and the two amendments. To assist Members in debating the motion and the amendments, I set out below the procedure to be followed during the debate:

- (a) the President calls upon Hon CHAN Kin-por to speak and move his motion;
- (b) the President proposes the question on Hon CHAN Kin-por’s motion;
- (c) the President calls upon the two Members who wish to move amendments to speak in the following order, but no amendment is to be moved at this stage:

- (i) Hon TANG Ka-piu; and
- (ii) Hon LEE Cheuk-yan;
- (d) the President calls upon the public officer(s) to speak;
- (e) the President invites other Members to speak;
- (f) the President gives leave to Hon CHAN Kin-por to speak for the second time on the two amendments;
- (g) the President calls upon the public officer(s) to speak again;
- (h) in accordance with Rule 34(5) of the Rules of Procedure, the President has decided that he will call upon the two Members to move their respective amendments in the order set out in paragraph (c) above. The President invites Hon TANG Ka-piu to move his amendment to the motion, and forthwith proposes and puts to vote the question on Hon TANG Ka-piu's amendment;
- (i) after Hon TANG Ka-piu's amendment has been voted upon, the President deals with Hon LEE Cheuk-yan's amendment to the motion; and
- (j) after Hon LEE Cheuk-yan's amendment has been dealt with, the President calls upon Hon CHAN Kin-por to reply. Thereafter, the President puts to vote the question on Hon CHAN Kin-por's motion, or his motion as amended, as the case may be.

3. 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
“Combating insurance frauds”
to be held at the Council meeting of 7 January 2015**

1. Hon CHAN Kin-por’s original motion

That insurance frauds have become increasingly rampant and syndicated, and, in particular, frauds involving workmen’s compensation insurance and motor vehicle insurance are ever-growing, resulting in continuous increase in the compensation amounts of relevant insurance and corresponding rise in insurance premiums, thereby increasing the operating costs of the various industries and trades, especially the transport sector as well as small and medium enterprises; although the relevant industries have been compelled to shift part of the costs to consumers, they are still facing operating difficulties; various sectors of the society have all along been at wit’s end about what to do with the lawbreakers who are continuously engaged in insurance frauds, resulting in the rise of the absurd phenomenon of ‘fraudsters cheating money, people footing the bill’; in this connection, this Council urges the Government to set up an inter-departmental task force to pool the efforts of various departments to comprehensively combat insurance frauds and plug the loopholes in the existing system.

2. Motion as amended by Hon TANG Ka-piu

That *in recent years*, insurance frauds have become increasingly rampant and syndicated, and, in particular, ~~frauds involving workmen’s compensation insurance and motor vehicle insurance are ever-growing~~ *illegal businesses involving syndicated ‘champerty’ and ‘maintenance’ are increasingly serious*, resulting in continuous increase in the compensation amounts of relevant insurance and corresponding rise in insurance premiums, thereby increasing the operating costs of the various industries and trades, especially the transport sector as well as small and medium enterprises; although the relevant industries have been compelled to shift part of the costs to consumers, they are still facing operating difficulties; various sectors of the society have all along been at wit’s end about what to do with the lawbreakers who are continuously engaged in insurance frauds, resulting in the rise of the absurd phenomenon of ‘fraudsters cheating money, people footing the bill’; in this connection, this Council urges the Government to set up an inter-departmental task force to pool the efforts of various departments to comprehensively combat insurance frauds and, *on the*

premise of protecting the interests of members of the public (particularly employees’), plug the loopholes in the existing system.

Note: Hon TANG Ka-piu’s amendment is marked in *bold and italic type* or with deletion line.

3. Motion as amended by Hon LEE Cheuk-yan

That insurance frauds have become increasingly rampant and syndicated, and, in particular, frauds involving workmen’s compensation insurance and motor vehicle insurance are ever-growing, resulting in continuous increase in the compensation amounts of relevant insurance and corresponding rise in insurance premiums, thereby increasing the operating costs of the various industries and trades, especially the transport sector as well as small and medium enterprises; although the relevant industries have been compelled to shift part of the costs to consumers, they are still facing operating difficulties; various sectors of the society have all along been at wit’s end about what to do with the lawbreakers who are continuously engaged in insurance frauds, resulting in the rise of the absurd phenomenon of ‘fraudsters cheating money, people footing the bill’; in this connection, this Council urges the Government to set up an inter-departmental task force to pool the efforts of various departments to comprehensively combat insurance frauds and plug the loopholes in the existing system; *this Council also urges the Government to set up a ‘central employees’ compensation fund’ to be operated by a statutory body, so as to save the administration fees incurred for handling insurance claims in respect of industrial accidents, and to reduce frauds relating to workmen’s compensation insurance.*

Note: Hon LEE Cheuk-yan’s amendment is marked in *bold and italic type*.