

立法會
Legislative Council

LC Paper No. CB(3) 437/14-15

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From : Clerk to the Legislative Council

To : All Members of the Legislative Council

Council meeting on 11, 12 and 13 February 2015

Amendments to the Motion of Thanks

Further to LC Paper No. CB(3) 418/14-15 issued on 2 February 2015, eight Members (Hon Frederick FUNG, Hon LEE Cheuk-yan, Hon LEUNG Yiu-chung, Dr Hon KWOK Ka-ki, Dr Hon Helena WONG, Hon Cyd HO, Dr Hon Fernando CHEUNG and Hon CHEUNG Kwok-che) have respectively given notice of their intention to move separate amendments to the Motion of Thanks scheduled for the Council meeting on 11, 12 and 13 February 2015. As directed by the President, the respective amendments will be printed in the terms in which they were handed in on the Agenda of the Council.

2. To assist Members in debating the above motion and the amendments, I set out below the procedure to be followed during the debate:

- (a) Hon Andrew LEUNG moves the motion;
- (b) the President proposes the question on Hon Andrew LEUNG's motion, and orders a joint debate;
- (c) the President has accepted the recommendations of the House Committee on the time limits for speeches in the debate. A Member may speak once in each of the five debate sessions, but subject to the total speaking time limit of 30 minutes. Hon Andrew LEUNG, as the mover of the motion, will have an additional 15-minute speaking time for moving the motion and making his reply. In addition, Hon Andrew LEUNG will have an extra five minutes to speak on the amendments;

- (d) Members' speeches in a session should be confined to the policy areas specified for that session. The grouping of policy areas for this debate was forwarded to Members under the preliminary Agenda issued vide LC Paper No. CB(3) 424/14-15 on 3 February 2015, and a copy of which is set out in **Appendix I** for Members' easy reference;
- (e) like all other Members, Hon Andrew LEUNG and the eight Members who wish to move amendments may speak in each of the five debate sessions, but no amendment is to be moved at this stage;
- (f) after Members have spoken in each session, there will be a 10-minute suspension of the meeting for the public officers for that session to co-ordinate their response to the Council. The President may exercise discretion not to suspend the meeting if the public officers consider the break not necessary;
- (g) the total speaking time limit for public officers in each debate session is as follows:
 - (i) for one or two public officers, each public officer may speak for not less than 15 minutes, subject to the total time limit of 45 minutes. Under this arrangement, where two public officers are to speak, the public officer speaking first should not speak for more than 30 minutes, leaving at least 15 minutes for the other public officer. Subject to such a restriction, it is up to the public officers to determine their actual speaking time; and
 - (ii) for three or more public officers, it will be calculated on the basis of 15-minute speaking time limit for each public officer;
- (h) at the end of a debate session and before the start of the next session, Members will be informed of the balance of their speaking time;
- (i) after all public officers for a particular debate session have spoken, the next session will begin immediately unless the time is approaching 10:30 pm;
- (j) after the public officers have spoken in the last debate session, the President gives leave to Hon Andrew LEUNG to speak on the proposed amendments for up to five minutes;

- (k) in accordance with Rule 34(5) of the Rules of Procedure, the President has decided that he will call upon the eight Members to move their respective amendments in the order set out below:
- (i) Hon Frederick FUNG;
 - (ii) Hon LEE Cheuk-yan;
 - (iii) Hon LEUNG Yiu-chung;
 - (iv) Dr Hon KWOK Ka-ki;
 - (v) Dr Hon Helena WONG;
 - (vi) Hon Cyd HO;
 - (vii) Dr Hon Fernando CHEUNG; and
 - (viii) Hon CHEUNG Kwok-che;
- (l) the President invites Hon Frederick FUNG to move his amendment to the motion, and forthwith proposes and puts to vote the question on Hon Frederick FUNG's amendment;
- (m) after Hon Frederick FUNG's amendment has been voted upon, the President deals with the other seven amendments; and
- (n) after all amendments have been dealt with, the President calls upon Hon Andrew LEUNG to reply. Thereafter, the President puts to vote the question on Hon Andrew LEUNG's motion, or his motion as amended, as the case may be.

3. For Members' ease of reference, the terms of the original motion and of the motion, if amended, are set out in **Appendix II**.

(Odelia LEUNG)
for Clerk to the Legislative Council

Encl.

**Grouping of Policy Areas for the Debate on the Motion of Thanks
in respect of the Chief Executive's Policy Address delivered on 14 January 2015**

Debate Session	Debate Themes	Policy Areas	Public Officers to Attend and Speaking Order^{Note}
1	Economic Development	<ul style="list-style-type: none"> - Commerce and Industry - Economic Development (other than energy) - Financial Affairs - Information Technology and Broadcasting - Maritime and Aviation 	<ul style="list-style-type: none"> - The Financial Secretary - Secretary for Commerce and Economic Development - Secretary for Financial Services and the Treasury
2	Land, Housing, Transportation, Environment and Conservation	<ul style="list-style-type: none"> - Housing - Development (planning, land and works) - Building Safety - Transport - Economic Development (energy) - Environmental Affairs - Conservation 	<ul style="list-style-type: none"> - Secretary for the Environment - Secretary for Transport and Housing - Secretary for Development
3	Poverty Alleviation, Welfare and Medical Services, Elderly Care and Public Health	<ul style="list-style-type: none"> - Poverty Alleviation - Welfare Services - Support for Ethnic Minorities and the Disadvantaged - Elderly Care - Health Services - Food Safety and Environmental Hygiene 	<ul style="list-style-type: none"> - The Chief Secretary for Administration - Secretary for Labour and Welfare - Secretary for Food and Health
4	Population, Education, Manpower, Youth, Arts and Culture and Sports	<ul style="list-style-type: none"> - Population Policy - Education - Manpower - Youth - Arts and Culture - Sports 	<ul style="list-style-type: none"> - The Chief Secretary for Administration - Secretary for the Civil Service - Secretary for Security - Secretary for Labour and Welfare - Secretary for Education - Secretary for Home Affairs
5	Governance, Constitutional Development and District Administration	<ul style="list-style-type: none"> - Constitutional Affairs - District Administration - Civic Education - Administration of Justice and Legal Services - Human Rights - Security - Public Service 	<ul style="list-style-type: none"> - The Secretary for Justice - Secretary for Constitutional and Mainland Affairs - Secretary for Home Affairs - Secretary for Security - Secretary for the Civil Service - The Chief Secretary for Administration

^{Note} Should there be any change in the final arrangements in response to Members' speeches, the Administration will advise the President before the Public Officers speak at the relevant debate session.

(Translation)

Motion of Thanks
to be held at the Council meeting on 11, 12 and 13 February 2015

1. Hon Andrew LEUNG's original motion

That this Council thanks the Chief Executive for his address.

2. Motion as amended by Hon Frederick FUNG

That this Council thanks the Chief Executive for his address, *but expresses deep regret that the address fails to respond to the demand for genuine universal suffrage raised by people through the Umbrella Movement, or even fails to learn a lesson therefrom so as to ease social tensions; on the contrary, the Chief Executive takes political struggle as the guiding principle, boasting of 'one country' while belittling 'two systems' by creating an imaginary enemy who advocates 'Hong Kong independence', labelling people arbitrarily as well as suppressing freedom of speech and academic freedom; that on specific livelihood issues, the address even prescribes wrong medicine indiscriminately and fails to make any undertakings, such as proposing to sell new public rental housing ('PRH') units to PRH tenants and Green Form applicants without conducting any consultation, disregarding that such an initiative will reduce the total number of lettable PRH units and prolong the waiting time for PRH; and that in dealing with the issue of universal retirement protection, the address uses opposition from some members of the community as an excuse to position the future development of retirement protection as a non-universal and financially unsustainable scheme, disregarding the report made by an earlier commissioned consultancy team led by Professor Nelson CHOW, and even uses consultation as a reason to continue to delay the introduction of the relevant scheme, etc.*

Note: Hon Frederick FUNG's amendment is marked in *bold and italic type*.

3. Motion as amended by Hon LEE Cheuk-yan

That this Council thanks the Chief Executive for his address, *but expresses deep regret that the Chief Executive fails to honour his undertaking to 'adopt measures to progressively reduce the proportion of accrued benefits attributed to employer's contribution in the MPF account that can be applied by the*

employer to offset long-service or severance payments' as set out in his election manifesto, and deliberately procrastinates the legislative work on standard working hours.

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

4. Motion as amended by Hon LEUNG Yiu-chung

That this Council thanks the Chief Executive for his address, *but expresses regret that the address fails to put forward concrete measures to uphold Hong Kong's core values such as human rights, democracy, freedom, the rule of law and integrity, etc., and expresses great dissatisfaction that the address lacks commitment in policy areas relating to labour, housing, education and women, etc.; this Council also requests the SAR Government to expeditiously implement the various long-delayed policies conducive to people's livelihood, including enacting legislation on setting standard working hours and the right to collective bargaining, as well as introducing a universal retirement protection scheme, etc., so as to protect the livelihood of the grassroots; this Council also requests the SAR Government to construct not less than 35 000 public rental housing ('PRH') units each year, and that saleable PRH units should be subject to a resale restriction to selling back to the Government only, as well as to establish tenancy control for private residential properties, etc., so as to alleviate the housing problem of grass-roots people; and to implement 15-year free education and comprehensively review child care services, so as to strengthen the support for the employment of women.*

Note: Hon LEUNG Yiu-chung's amendment is marked in *bold and italic type*.

5. Motion as amended by Dr Hon KWOK Ka-ki

That this Council thanks the Chief Executive for his address, *and the Chief Executive's concern about the official magazine of the Hong Kong University Students' Union expressed in paragraph 10 of the address arouses people's thinking of and deliberations on the political stance raised in the magazine, as well as the diminution of freedom of speech and academic freedom in Hong Kong; in addition, this Council expresses regret that the Chief Executive fails to respond to people's demands which include reactivating the process for constitutional reform, immediately implementing a universal retirement protection scheme, overhauling the public healthcare services and immediately increasing the housing supply, etc.*

Note: Dr Hon KWOK Ka-ki's amendment is marked in *bold and italic type*.

6. Motion as amended by Dr Hon Helena WONG

That this Council thanks the Chief Executive for his address, *but expresses regret that the address names and criticizes the articles of 'Undergrad', the official magazine of the Hong Kong University Students' Union, which undoubtedly is an act of the Chief Executive to set restrictions for freedom of speech and academic freedom in universities, causing university teachers and students to lose their valuable room for free exploration and academic discussions; in addition, this Council urges the Chief Executive to request the Central Government to reactivate the five-step mechanism for constitutional reform to implement the electoral system for the Chief Executive under the principles of universality and equality, allowing people with different political views to stand for the election, and to fully implement the election of all Legislative Council Members by universal suffrage, allowing all the five-million eligible voters in Hong Kong to have genuine choices.*

Note: Dr Hon Helena WONG's amendment is marked in *bold and italic type*.

7. Motion as amended by Hon Cyd HO

That this Council thanks the Chief Executive for his address, *so as to follow the convention of the Legislative Council; but expresses deep regret that the address fails to respond to young people's demand for implementing genuine universal suffrage, and even names and criticizes 'Undergrad' to wage a Cultural Revolution-style denunciation.*

Note: Hon Cyd HO's amendment is marked in *bold and italic type*.

8. Motion as amended by Dr Hon Fernando CHEUNG

That this Council thanks the Chief Executive for his address, *so as to follow the convention of the Legislative Council; but expresses deep regret that the address fails to deal with the increasingly serious disparity between the rich and the poor in the society, and the problem of housing expenses being out of tune with people's affordability, resulting in the underprivileged's rights without due protection, causing many people to live in hardship.*

Note: Dr Hon Fernando CHEUNG's amendment is marked in *bold and italic type*.

9. Motion as amended by Hon CHEUNG Kwok-che

That this Council thanks the Chief Executive for his address, *so as to follow the convention of the Legislative Council; but expresses deep regret that the address has not made any undertaking to implement a universal retirement protection scheme, and requests the Government to set a timetable for implementing a universal retirement protection scheme formulated under the principles of sustainability, robustness, replacement ratio and affordability.*

Note: Hon CHEUNG Kwok-che's amendment is marked in *bold and italic type*.