

**立法會**  
**Legislative Council**

LC Paper No. CB(2)1555/14-15

Ref : CB2/H/5/14

**House Committee of the Legislative Council**

**Minutes of the 25th meeting  
held in Conference Room 1 of the Legislative Council Complex  
at 2:30 pm on Friday, 22 May 2015**

**Members present:**

Hon Andrew LEUNG Kwan-yuen, GBS, JP (Chairman)  
Hon Ronny TONG Ka-wah, SC (Deputy Chairman)  
Hon Emily LAU Wai-hing, JP  
Hon TAM Yiu-chung, GBS, JP  
Hon Abraham SHEK Lai-him, GBS, JP  
Hon Tommy CHEUNG Yu-yan, SBS, JP  
Hon Frederick FUNG Kin-kee, SBS, JP  
Hon Vincent FANG Kang, SBS, JP  
Hon WONG Kwok-hing, BBS, MH  
Prof Hon Joseph LEE Kok-long, SBS, JP, PhD, RN  
Hon WONG Ting-kwong, SBS, JP  
Hon Cyd HO Sau-lan, JP  
Hon Starry LEE Wai-king, JP  
Hon CHAN Hak-kan, JP  
Hon CHAN Kin-por, BBS, JP  
Dr Hon Priscilla LEUNG Mei-fun, SBS, JP  
Dr Hon LEUNG Ka-lau  
Hon CHEUNG Kwok-che  
Hon WONG Kwok-kin, SBS  
Hon IP Kwok-him, GBS, JP  
Hon Paul TSE Wai-chun, JP  
Hon Alan LEONG Kah-kit, SC  
Hon LEUNG Kwok-hung  
Hon Albert CHAN Wai-yip  
Hon WONG Yuk-man  
Hon Claudia MO  
Hon James TIEN Pei-chun, GBS, 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, JP  
Hon CHAN Chi-chuen  
Hon CHAN Han-pan, JP  
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 Christopher CHEUNG Wah-fung, SBS, JP  
Dr Hon Helena WONG Pik-wan  
Hon IP Kin-yuen  
Dr Hon Elizabeth QUAT, JP  
Hon POON Siu-ping, BBS, MH  
Hon TANG Ka-piu, JP  
Dr Hon CHIANG Lai-wan, JP  
Ir Dr Hon LO Wai-kwok, BBS, MH, JP  
Hon CHUNG Kwok-pan  
Hon Christopher CHUNG Shu-kun, BBS, MH, JP  
Hon Tony TSE Wai-chuen, BBS

**Members absent:**

Hon Albert HO Chun-yan  
Hon LEE Cheuk-yan  
Hon James TO Kun-sun  
Hon CHAN Kam-lam, SBS, JP  
Hon LEUNG Yiu-chung  
Dr Hon LAU Wong-fat, GBM, GBS, JP  
Hon Jeffrey LAM Kin-fung, GBS, JP  
Dr Hon LAM Tai-fai, SBS, JP  
Hon Mrs Regina IP LAU Suk-ye, GBS, JP  
Hon Michael TIEN Puk-sun, BBS, JP  
Hon NG Leung-sing, SBS, JP  
Hon Dennis KWOK  
Dr Hon Fernando CHEUNG Chiu-hung  
Hon SIN Chung-kai, SBS, JP  
Hon Martin LIAO Cheung-kong, SBS, JP

**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
Ms Anita SIT	Assistant Secretary General 1
Miss Odelia LEUNG	Assistant Secretary General 3
Mr Matthew LOO	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
Ms Hallie CHAN	Head (Public Information)
Ms Amy YU	Chief Council Secretary (2)6
Mr Timothy TSO	Assistant Legal Adviser 2
Miss Carrie WONG	Assistant Legal Adviser 4
Ms Vanessa CHENG	Assistant Legal Adviser 5
Miss Josephine SO	Senior Council Secretary (2)6
Ms Jasmine TAM	Senior Council Secretary (2)8
Miss Karen LAI	Council Secretary (2)6
Ms Anna CHEUNG	Senior Legislative Assistant (2)3
Mr Arthur KAN	Legislative Assistant (2)7

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Action

**I. Confirmation of the minutes of the 24th meeting held on 15 May 2015  
(LC Paper No. CB(2)1523/14-15)**

The minutes were confirmed.

**II. Matters arising**

**Report by the Chairman on his meeting with the Chief Secretary for Administration**

2. The Chairman said that there was nothing special to report.

### III. Business arising from previous Council meetings

#### **Legal Service Division report on subsidiary legislation gazetted on 15 May 2015 and tabled in Council on 20 May 2015**

*(LC Paper No. LS66/14-15)*

3. At the invitation of the Chairman, Legal Adviser briefed Members on the Legal Service Division ("LSD") report on the 16 items of subsidiary legislation (i.e. L.N. 84 to L.N. 99) which were gazetted on 15 May 2015 and tabled in Council on 20 May 2015.
4. Mr CHAN Hak-kan considered it necessary to form a subcommittee to study the Road Traffic Ordinance (Amendment of Schedule 10) Order 2015 (L.N. 90) in detail. Members agreed. Ms Cyd HO and Mr CHAN Hak-kan agreed to join the proposed subcommittee.
5. Mr IP Kwok-him considered it necessary to form a subcommittee to study the Building (Administration) (Amendment) Regulation 2015 (L.N. 93) and the Building (Minor Works) (Fees) (Amendment) Regulation 2015 (L.N. 94) in detail. Members agreed. Mr IP Kwok-him and Mr CHAN Han-pan agreed to join the proposed subcommittee.
6. Ms Cyd HO considered it necessary to form a subcommittee to study the Mandatory Provident Fund Schemes (Amendment) Ordinance 2015 (Commencement) Notice 2015 (L.N. 98) in detail. Members agreed. Mr WONG Ting-kwong and Ms Cyd HO agreed to join the proposed subcommittee.
7. Mr IP Kin-yuen considered it necessary to form a subcommittee to study the Statutes of the University of Hong Kong (Amendment) Statute 2015 (L.N. 99) in detail. Members agreed. Mr Abraham SHEK and Mr IP Kin-yuen agreed to join the proposed subcommittee.
8. Members did not raise any question on the remaining 11 items of subsidiary legislation (i.e. L.N. 84 to L.N. 89, L.N. 91 to L.N. 92 and L.N. 95 to L.N. 97). Members noted that LSD was scrutinizing L.N. 86 to L.N. 88 and L.N. 95 to L.N. 97, and would make a further report if necessary.
9. The Chairman reminded Members that the deadline for amending the 16 items of subsidiary legislation would be the Council meeting of 17 June 2015, or that of 8 July 2015 if extended by a resolution of the Council.

**IV. Further business for the Council meeting of 27 May 2015**

**Tabling of papers**

**Report No. 21/14-15 of the House Committee on Consideration of  
Subsidiary Legislation and Other Instruments**

*(LC Paper No. CB(2)1525/14-15)*

10. The Chairman said that the Report covered one item of subsidiary legislation, the period for amendment of which would expire at the Council meeting of 27 May 2015. No Member had indicated intention to speak on the subsidiary legislation.

**V. Business for the Council meeting of 3 June 2015**

**(a) Questions**

*(LC Paper No. CB(3)688/14-15)*

11. 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**

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

**(c) Government motion**

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

**(d) Members' motions**

14. The Chairman said that Members had been informed at the previous meetings of the House Committee ("HC") that no ballot would be conducted for determining the allocation of debate slot(s) until the proceedings on the Appropriation Bill 2015 were about to be completed.

**Report of the House Committee on Consideration of Subsidiary  
Legislation**

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15. The Chairman invited Members to note the list tabled at the meeting (LC Paper No. CB(3)693/14-15), which contained one item of subsidiary legislation the period for amendment of which would expire at the Council meeting of 3 June 2015. He reminded Members to indicate their intention by 5:00 pm on Tuesday, 26 May 2015, should they wish to speak on that item of subsidiary legislation.

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

### **Report of the Subcommittee to Study the Proposed Subsidiary Legislation on the Procedures to be Adopted by the Competition Tribunal**

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*(LC Paper No. CB(4)1016/14-15)*

16. On behalf of Mr Dennis KWOK, Chairman of the Subcommittee, Mr CHUNG Kwok-pan briefed Members on the deliberations of the Subcommittee as detailed in its report. Members noted that as the Judiciary and the Department of Justice had incorporated all the suggestions put forward by the Subcommittee, a great majority of the members of the Subcommittee considered that there would be no need for HC to form a subcommittee to scrutinize the four sets of subsidiary legislation on the procedures to be adopted by the Competition Tribunal again after they were laid on the table of LegCo for negative vetting. Members also noted that the Judiciary intended to table the subsidiary legislation before the end of the current legislative session.

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

*(LC Paper No. CB(2)1524/14-15)*

17. The Chairman said that as at 21 May 2015, there were 14 Bills Committees, six subcommittees under HC and nine subcommittees on policy issues under Panels in action. Four subcommittees on policy issues were on the waiting list.

## **VIII. Any other business**

18. There being no other business, the meeting ended at 2:43 pm.