

立法會
Legislative Council

Ref : CB2/PL/CA

LC Paper No. CB(2)83/14-15
(These minutes have been
cleared with the Chairman)

Panel on Constitutional Affairs

Minutes of meeting
held on Thursday, 9 October 2014, at 12:20 pm
in Conference Room 1 of the Legislative Council Complex

Members present : Hon TAM Yiu-chung, GBS, JP (Chairman)
Hon Paul TSE Wai-chun, JP (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
Dr Hon LAU Wong-fat, GBM, GBS, JP
Hon Emily LAU Wai-hing, JP
Hon Abraham SHEK Lai-him, GBS, 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, JP
Hon Starry LEE Wai-king, JP
Dr Hon LAM Tai-fai, SBS, JP
Hon CHAN Kin-por, BBS, JP
Dr Hon Priscilla LEUNG Mei-fun, SBS, JP
Hon CHEUNG Kwok-che
Hon WONG Kwok-kin, SBS
Hon IP Kwok-him, GBS, JP
Hon Mrs Regina IP LAU Suk-yee, GBS, JP
Hon Alan LEONG Kah-kit, SC
Hon Claudia MO
Hon Michael TIEN Puk-sun, BBS, JP
Hon NG Leung-sing, SBS, JP
Hon Steven HO Chun-yin
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
Dr Hon Kenneth CHAN Ka-lok
Hon CHAN Yuen-han, SBS, JP
Hon Kenneth LEUNG
Hon Alice MAK Mei-kuen, JP
Dr Hon KWOK Ka-ki
Hon Dennis KWOK
Hon Christopher CHEUNG Wah-fung, SBS, JP
Dr Hon Fernando CHEUNG Chiu-hung
Hon SIN Chung-kai, SBS, JP
Dr Hon Helena WONG Pik-wan
Hon IP Kin-yuen
Hon Martin LIAO Cheung-kong, SBS, JP
Dr Hon CHIANG Lai-wan, JP
Hon CHUNG Kwok-pan
Hon Tony TSE Wai-chuen, BBS

Member attending : Hon LEUNG Che-cheung, BBS, MH, JP

Members absent : Prof Hon Joseph LEE Kok-long, SBS, JP, PhD, RN
Hon Ronny TONG Ka-wah, SC
Hon LEUNG Kwok-hung
Hon WONG Yuk-man
Hon James TIEN Pei-chun, GBS, JP

Clerk in attendance : Ms Joanne MAK
Chief Council Secretary (2) 3

Staff in attendance : Miss Flora TAI
Assistant Secretary General 2

Miss Cindy HO
Senior Council Secretary (2) 3

Ms Wendy LO
Council Secretary (2) 3

I. Election of Chairman and Deputy Chairman

[Appendices V and VI to LC Paper No. CB(2)9/14-15]

Election of Chairman

Mr TAM Yiu-chung, the incumbent Chairman, called for nominations for the chairmanship of the Panel on Constitutional Affairs ("the Panel"). Ms Emily LAU was nominated by Dr KWOK Ka-ki and the nomination was seconded by Dr Kenneth CHAN and Mr IP Kin-yuen. Ms Emily LAU accepted the nomination. Mr TAM called for other nominations.

2. Mr TAM Yiu-chung was nominated by Mr WONG Kwok-kin and the nomination was seconded by Mr IP Kwok-him and Mr Christopher CHEUNG. Mr TAM Yiu-chung accepted the nomination.

3. Mr Paul TSE, the incumbent Deputy Chairman, took over from Mr TAM Yiu-chung to preside over the election. Mr CHAN Chi-chuen proposed that each candidate should be given one minute for presentation of platform. As there were divided views among members, Mr TSE put to vote the proposal of Mr CHAN. Mr CHAN Chi-chuen requested a division.

The following members voted in favour of the proposal :

Mr Albert HO, Mr James TO, Mr LEUNG Yiu-chung, Ms Emily LAU, Mr Frederick FUNG, Ms Cyd HO, Mr Alan LEONG, Ms Claudia MO, Mr WU Chi-wai, Mr Gary FAN, Mr Charles MOK, Mr CHAN Chi-chuen, Dr Kenneth CHAN, Mr Kenneth LEUNG, Dr KWOK Ka-ki, Mr Dennis KWOK, Dr Fernando CHEUNG, Mr SIN Chung-kai, Dr Helena WONG and Mr IP Kin-yuen.

(20 members)

The following members voted against the proposal :

Mr TAM Yiu-chung, Mr Paul TSE, Mr CHAN Kam-lam, Mr LAU Wong-fat, Mr Abraham SHEK, Mr WONG Kwok-hing, Mr Jeffrey LAM, Mr WONG Ting-kwong, Ms Starry LEE, Dr LAM Tai-fai, Mr CHAN Kin-por, Dr Priscilla LEUNG, Mr WONG Kwok-kin, Mr IP Kwok-him, Mrs Regina IP, Mr Michael TIEN, Mr NG Leung-sing, Mr Steven HO, Mr YIU Si-wing, Mr MA Fung-kwok, Miss CHAN Yuen-han, Miss Alice MAK, Mr Christopher CHEUNG, Mr Martin LIAO, Dr CHIANG Lai-wan, Mr CHUNG Kwok-pan and Mr Tony TSE.

(27 members)

Action

4. The Chairman declared that 20 members voted for and 27 members voted against the proposal. The proposal was negated.

5. As there was no other nomination, Mr Paul TSE announced a vote by secret ballot. 21 and 27 members voted for Ms Emily LAU and Mr TAM Yiu-chung respectively. Mr TSE declared Mr TAM Yiu-chung elected as the Chairman of the Panel for the 2014-2015 session. Mr TAM then took the chair.

(At this juncture, the Chairman said that he would extend the meeting for 15 minutes.)

Election of Deputy Chairman

6. The Chairman called for nominations for the deputy chairmanship of the Panel. Mr Paul TSE was nominated by Mrs Regina IP and the nomination was seconded by Dr Priscilla LEUNG. Mr Paul TSE accepted the nomination. The Chairman called for other nominations.

7. Ms Emily LAU was nominated by Dr Kenneth CHAN and the nomination was seconded by Ms Cyd HO. Ms Emily LAU accepted the nomination. The Chairman called for other nominations.

8. As there was no other nomination, the Chairman announced a vote by secret ballot. 27 and 22 members voted for Mr Paul TSE and Ms Emily LAU respectively. The Chairman declared Mr Paul TSE elected as the Deputy Chairman of the Panel for the 2014-2015 session.

II. Schedule of meetings for the 2014-2015 session

9. Members agreed that the Panel would continue to hold its regular meetings on the third Monday of each month from 2:30 pm to 4:30 pm, and be extended by one hour as appropriate in case of a heavy agenda. Members agreed to adopt the proposed meeting schedule which was tabled at the meeting.

Action

III. Items for discussion at the next meeting

[Appendices II and III to LC Paper No. CB(2)9/14-15]

10. The Panel agreed to discuss the following items proposed by the Administration at the next regular meeting on 20 October 2014 at 2:30 pm -

- (a) disqualification of District Council Members and Rural Representatives with unserved prison sentences from holding office; and
- (b) 2014 voter registration figures.

11. Mr LEE Cheuk-yan proposed that the Panel should hold a special meeting as soon as possible to discuss the Decision of the Standing Committee of the National People's Congress ("NPCSC") adopted on 31 August 2014 and related issues. He said that many Hong Kong people demanded for withdrawal of the NPCSC's Decision and commencing afresh the "Five-step Process" of constitutional reform. Ms Emily LAU echoed Mr LEE's views and considered that the pressing concern in this regard should be dealt with without further delay. The Chairman noted Mr LEE's proposal.

IV. Any other business

12. There being no other business, the meeting ended at 12:52 pm.

Council Business Division 2
Legislative Council Secretariat
16 October 2014