

# 立法會

## *Legislative Council*

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### **Select Committee to Inquire into the Background of and Reasons for the Delay of the Construction of the Hong Kong section of the Guangzhou-Shenzhen-Hong Kong Express Rail Link**

#### **Proposed major areas of study**

The following major areas of study have been drawn up based on the Terms of reference of the Select Committee to Inquire into the Background of and Reasons for the Delay of the Construction of the Hong Kong section of the Guangzhou-Shenzhen-Hong Kong Express Rail Link ("the Select Committee"), which is presented in the **Appendix**.

- I. Background of and reasons for the delay of the construction of the Hong Kong section ("HKS") of the Guangzhou-Shenzhen-Hong Kong Express Rail Link ("XRL") ("the project delay"), as announced by the Government and MTR Corporation Limited ("the Corporation") in April 2014**
  - (a) Scope and implementation schedule of the construction of the HKS of XRL ("the project");
  - (b) Implementation progress of the project as announced in April 2014;
  - (c) Reasons for the project delay;
  - (d) Monitoring mechanism on the project, in particular the roles of the Government, the Corporation and the monitoring and verification consultant in the project; and
  - (e) Delay recovery measures adopted by the Corporation to catch up with the implementation schedule.

## **II. Performance and accountability of the Government and the Corporation relating to the project delay**

- (a) Entrustment Agreement between the Government and the Corporation;
- (b) Major details of the concession approach which is adopted for implementation of the project, including the responsibilities and liabilities of the Government and the Corporation under the Entrustment Agreement;
- (c) Performance of the senior management of the Government and the Corporation, and parties concerned, in respect of the supervision of the implementation of the project; and the interface of these parties; and
- (d) Accountability of the Government and the Corporation in respect of the project delay.

## **III. Whether the Government and the Corporation have deliberately covered up the project delay**

- (a) Communication/reporting mechanism within the Corporation with regard to the progress of project;
- (b) Communication/reporting mechanism between the Corporation and the Government in respect of the progress of project;
- (c) Communication/reporting mechanism between the Corporation and the Government in respect of the announcement of the project delay; and
- (d) The timeliness and comprehensiveness of the information provided by the Government and the Corporation to the Subcommittee on Matters Relating to Railways under the Panel on Transport of the Legislative Council on the project delay.

**IV. Recommendations on how the Government can enhance the supervision of the construction of new railway projects and strengthen the governance of the Corporation in delivering railway projects in the future**

- (a) Base on the findings of the areas of study set out in parts I to III above, to make recommendations on how the Government can enhance the supervision of the construction of new railway projects;
- (b) Base on the findings of the areas of study set out in parts I to III above, to make recommendations on how the Government can strengthen the governance of the Corporation in delivering railway projects in the future; and
- (c) Recommendations on any related matters.

**Advice sought**

2. Members are invited to give views on the proposed major areas of study presented in paragraph 1. The proposed areas may be refined further where necessary in the light of the progress of the work of the Select Committee. Also, the sequence of the study may not follow the order of the areas of study as listed above.

Council Business Division 4  
Legislative Council Secretariat  
3 December 2014

**Terms of reference  
of the Select Committee to Inquire into the Background of and Reasons for  
the Delay of the Construction of the Hong Kong section of the Guangzhou-  
Shenzhen-Hong Kong Express Rail Link**

The terms of reference of the Select Committee, which reflect the substance of the petition jointly presented by Hon WU Chi-wai and Hon Charles Peter MOK at the Council meeting of 25 June 2014 and referred to the Select Committee under Rule 20(6) of the Rules of Procedure, are as follows -

To inquire into the background of and reasons for the incident of the delay of the construction of the Hong Kong section of the Guangzhou-Shenzhen-Hong Kong Express Rail Link ("the project delay"), as announced by the Government and MTR Corporation Limited ("the Corporation") in April 2014, and related issues, including the performance and accountability of the Government and the Corporation relating to the project delay and whether they have deliberately covered up the project delay; and to make recommendations for the future on how the Government can enhance the supervision of the construction of new railway projects and strengthen the governance of the Corporation in delivering railway projects and on related issues.