

立法會
Legislative Council

LC Paper No. CB(4)410/17-18

(These minutes have been
seen by the Administration)

Ref : CB4/BC/8/16

**Bills Committee on Road Tunnels (Government)
(Amendment) Bill 2017**

**Minutes of the first meeting
held on Friday, 3 November 2017, at 9:00 am
in Conference Room 2B of the Legislative Council Complex**

- Members present** : Ir Dr Hon LO Wai-kwok, SBS, MH, JP (Chairman)
Hon Frankie YICK Chi-ming, SBS, JP
Hon MA Fung-kwok, SBS, JP
Hon Charles Peter MOK, JP
Dr Hon Elizabeth QUAT, BBS, JP
Hon Andrew WAN Siu-kin
Dr Hon Junius HO Kwan-yiu, JP
Hon LAM Cheuk-ting
Hon CHAN Chun-ying
Hon LUK Chung-hung
Hon LAU Kwok-fan, MH
- Members absent** : Hon CHAN Han-pan, JP
Hon CHU Hoi-dick
Hon Jeremy TAM Man-ho
- Public Officers attending** : Item II
Transport and Housing Bureau

Ms Ivy LAW, JP
Deputy Secretary (Transport)3

Mr Tony LI
Principal Assistant Secretary (Transport)2

Transport Department

Ms Stella LEE
Assistant Commissioner / Management and Paratransit

Mr Alfred LAM
Chief Engineer / Transport Planning

Ms Vivian KWAN
Chief Transport Officer / Tunnels and Tsing Ma 2

Department of Justice

Mr Manuel NG
Senior Government Counsel

Clerk in attendance : Ms Wendy JAN
Senior Council Secretary (4)7

Staff in attendance : Mr Alvin CHUI
Assistant Legal Adviser 3

Ms Maggie CHUNG
Council Secretary (4)1

Ms Prima LAI
Legislative Assistant (4)1

Action

I. Election of Chairman

Mr Frankie YICK, the member who had the highest precedence among members present at the meeting, presided over the election of the Chairman. He invited nominations for the chairmanship of the Bills Committee.

2. Mr CHAN Chun-ying nominated Ir Dr LO Wai-kwok, and the nomination was seconded by Mr Charles Peter MOK. Ir Dr LO Wai-kwok accepted the nomination. There being no other nomination, Ir Dr LO Wai-kwok was declared Chairman of the Bills Committee.

3. Members agreed that there was no need to elect a Deputy Chairman.

II. Meeting with the Administration

[LC Paper Nos. CB(3)812/16-17, LS98/16-17, CB(4)154/17-18(02) to (05) and THB(T) CR 1/1/4651/94]

4. The Bills Committee deliberated (index of proceedings attached at **Annex**).

Follow-up actions to be taken by the Administration

Admin 5. Regarding the Government's takeover arrangements for the Tate's Cairn Tunnel, the Bills Committee requested the Administration to provide the following information:

- (a) whether the vacant site behind the Hang Seng Management College campus, which was currently managed by Tate's Cairn Tunnel Company Limited, would be returned to the Government upon the takeover; and
- (b) how would the Administration ensure that the pay and benefit of the existing tunnel staff, in particular their leave entitlements, commensurate with their seniority could be retained after the takeover.

Invitation of public views

6. Members agreed that it was unnecessary for the Bills Committee to invite the public to give views on the Road Tunnels (Government) (Amendment) Bill 2017 ("the Bill").

Completion of scrutiny of the Bill

7. The Bills Committee completed the scrutiny of the Bill and would not propose any amendments to the Bill.

Legislative timetable

8. Members noted that the Administration aimed to resume Second Reading debate on the Bill as soon as possible before the expiry of the franchise of the Tate's Cairn Tunnel on 11 July 2018, and the Chairman would report on the Bills Committee's deliberations to the House Committee accordingly.

III. Any other business

9. There being no other business, the meeting ended at 9:42 am.

Council Business Division 4
Legislative Council Secretariat
27 December 2017

**Bills Committee on Road Tunnels (Government)
(Amendment) Bill 2017**

**Proceedings of the first meeting
held on Friday, 3 November 2017, at 9:00 am
in Conference Room 2B of the Legislative Council Complex**

Time Marker	Speaker(s)	Subject(s)	Action required
Agenda Item I - Election of Chairman			
000410-000532	Mr Frankie YICK Mr CHAN Chun-ying Mr Charles Peter MOK Ir Dr LO Wai-kwok	Election of Chairman	
Agenda Item II - Meeting with the Administration			
000533-000945	Chairman Administration	Briefing by the Administration on the Road Tunnels (Government) (Amendment) Bill 2017 ("the Bill")	
000946-001149	Chairman Mr CHAN Chun-ying Administration	Mr CHAN's enquiry on the management of the vacant site behind the Hang Seng Management College campus, which was currently managed by Tate's Cairn Tunnel Company Limited, upon the Government's takeover of the Tate's Cairn Tunnel ("TCT"). The Administration undertook to provide the information after the meeting.	Admin
001150-001559	Chairman Mr MA Fung-kwok Administration	Mr MA's enquiry on the progress of the Administration's study on the toll adjustment options to achieve better traffic distribution among tunnels. The Administration advised that it had commenced the study on the rationalization of traffic distribution among the three road harbour crossings and the three land tunnels between Kowloon and Sha Tin (including TCT) ("toll rationalization study"), and would formulate toll adjustment proposals in a holistic manner. It would brief the Panel on Transport on the preliminary findings of the toll rationalization study in November 2017 and the proposed toll adjustment options in July 2018.	
001600-002100	Chairman Mr LUK Chung-hung	Mr LUK's enquiry and the Administration's response regarding the protection of the interests of the existing frontline staff of TCT's franchisee after the	

Time Marker	Speaker(s)	Subject(s)	Action required
	Administration	Government's takeover. The Administration undertook to provide a written response after the meeting.	Admin
002101-002226	Chairman	Invitation of public views	
<i>Clause-by-clause examination of the Bill</i>			
002227-002346	Chairman Administration	<u>Clauses 1 to 5</u> Members raised no queries.	
002347-003207	Chairman Administration Assistant Legal Adviser 3 ("ALA3") Mr Frankie YICK	<u>Clause 6</u> ALA3's enquiry about vehicles conveying dangerous goods in Government tunnels as set out in LC Paper No. CB(4)154/17-18(03). Briefing by the Administration on its reply to ALA3's enquiry as set out in LC Paper No. CB(4)154/17-18(04). Mr YICK's enquiry and the Administration's response regarding the exemption from the prohibition against vehicles conveying dangerous goods in Government tunnels under emergency situations.	
003208-004030	Chairman Administration ALA3	<u>Clauses 7 to 20</u> Members raised no queries.	
Agenda Item III - Any other business			
004031-004130	Chairman Administration	Legislative timetable	
004131-004200	Chairman Dr Junius HO Administration	Dr HO's enquiry and the Administration's response regarding the expiry of the franchises of the other two Build-Operate-Transfer tunnels, i.e. the Western Harbour Crossing and Tai Lam Tunnel.	
004201-004235	Chairman	Closing remarks	