



立法會
LEGISLATIVE COUNCIL

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5 July 2017

The Hon Mr Matthew CHEUNG Kin-chung, GBM, GBS, JP
The Chief Secretary for Administration
25/F, Central Government Offices
2 Tim Mei Avenue, Tamar
Hong Kong

Dear Chief Secretary,

**Member's motions on Kai Tak Sports Park Project
moved under Paragraph 21 of the Finance Committee Procedure**

I write in response to your letter dated 29 June 2017 about my ruling of 22 June 2017 on seven motions proposed by Hon CHU Hoi-dick under paragraph 21 of the Finance Committee Procedure ("FC Procedure") in respect of the funding proposal on the Kai Tak Sports Park project.

In your letter, you state that the Government has in-principle objection to the Seventh Motion of Mr CHU, which I have admitted in my ruling. In my ruling, I have explained in detail why I came to the view that the Seventh Motion of Mr CHU, which proposes that the Financial Secretary may only expend the approved moneys for the construction of the Kai Tak Sports Park after 1 July 2018, is within the scope of paragraph (c) of the Resolution on Capital Works Reserve Fund (Cap. 2A). In coming to the view, I have taken into account all relevant considerations, including the Administration's written views on the seven motions of Mr CHU (Appendix II to LC Paper No. FC185/16-17(01)), which were given upon my request. The ruling was issued on 22 June 2017 to all Finance Committee ("FC") members. At the FC meeting on 23 June 2017, the Seventh Motion was moved and negatived after debate.

Pursuant to the Resolutions¹ made under section 29 of the Public Finance Ordinance (Cap. 2), FC may specify certain "terms and conditions" or "conditions, exceptions and limitations" in respect of the expenditure from the relevant Funds for the purpose specified in the relevant financial proposals from the Government. Under paragraph 21 of the FC Procedure, a member of FC may propose to move a motion to specify such "terms and conditions" or "conditions, exceptions and limitations" for decision of FC.

I note the Government's view on the aforesaid Seventh Motion and the further information provided in your letter in support of the view. I would like to point out that as Chairman of FC, I have the duty to consider the admissibility of the motions proposed by FC members under paragraph 21 of the FC Procedure in accordance with the Rules of Procedure of the Legislative Council and the FC Procedure, having regard to the relevant provisions under the Resolutions made under Cap. 2 and such relevant information as may be available to me.

Yours Sincerely,



(CHAN Kin-por)
Chairman of the Finance Committee

¹ These Resolutions are: Resolution on the Capital Works Reserve Fund (Cap. 2A), Resolution on the Capital Investment Fund (Cap. 2B), Resolution on the Loan Fund (Cap. 2C) and Resolution on the Innovation and Technology Fund (Cap. 2Q).