

**立法會**  
**Legislative Council**

LC Paper No. CB(2)515/16-17

Ref : CB2/H/5/16

**House Committee of the Legislative Council**

**Minutes of the 10th meeting  
held in Conference Room 1 of the Legislative Council Complex  
at 2:30 pm on Friday, 16 December 2016**

**Members present:**

Hon Starry LEE Wai-king, SBS, JP (Chairman)  
Hon Dennis KWOK Wing-hang (Deputy Chairman)  
Hon James TO Kun-sun  
Hon LEUNG Yiu-chung  
Hon Abraham SHEK Lai-him, GBS, JP  
Hon Tommy CHEUNG Yu-yan, GBS, JP  
Prof Hon Joseph LEE Kok-long, SBS, JP  
Hon Jeffrey LAM Kin-fung, GBS, JP  
Hon WONG Ting-kwong, SBS, JP  
Hon CHAN Hak-kan, BBS, JP  
Hon CHAN Kin-por, BBS, JP  
Hon WONG Kwok-kin, SBS, JP  
Hon Mrs Regina IP LAU Suk-ye, GBS, JP  
Hon Paul TSE Wai-chun, JP  
Hon LEUNG Kwok-hung  
Hon Claudia MO  
Hon Michael TIEN Puk-sun, BBS, JP  
Hon Steven HO Chun-yin, BBS  
Hon Frankie YICK Chi-ming, JP  
Hon WU Chi-wai, MH  
Hon YIU Si-wing, BBS  
Hon MA Fung-kwok, SBS, JP  
Hon Charles Peter MOK, JP  
Hon CHAN Chi-chuen  
Hon CHAN Han-pan, JP  
Hon LEUNG Che-cheung, BBS, MH, JP  
Hon Kenneth LEUNG  
Hon Alice MAK Mei-kuen, BBS, JP

Dr Hon KWOK Ka-ki  
Hon KWOK Wai-keung  
Hon Christopher CHEUNG Wah-fung, SBS, JP  
Dr Hon Fernando CHEUNG Chiu-hung  
Dr Hon Helena WONG Pik-wan  
Hon IP Kin-yuen  
Hon POON Siu-ping, BBS, MH  
Dr Hon CHIANG Lai-wan, JP  
Ir Dr Hon LO Wai-kwok, SBS, MH, JP  
Hon Alvin YEUNG  
Hon Andrew WAN Siu-kin  
Hon CHU Hoi-dick  
Hon Jimmy NG Wing-ka, JP  
Dr Hon Junius HO Kwan-yiu, JP  
Hon HO Kai-ming  
Hon LAM Cheuk-ting  
Hon Holden CHOW Ho-ding  
Hon SHIU Ka-fai  
Hon SHIU Ka-chun  
Hon Wilson OR Chong-shing, MH  
Hon YUNG Hoi-yan  
Dr Hon Pierre CHAN  
Hon Tanya CHAN  
Hon CHEUNG Kwok-kwan, JP  
Hon HUI Chi-fung  
Hon LUK Chung-hung  
Hon LAU Kwok-fan, MH  
Hon Kenneth LAU Ip-keung, MH, JP  
Dr Hon CHENG Chung-tai  
Hon KWONG Chun-yu  
Hon Jeremy TAM Man-ho  
Hon Nathan LAW Kwun-chung  
Dr Hon YIU Chung-yim  
Dr Hon LAU Siu-lai

**Members absent:**

Dr Hon Priscilla LEUNG Mei-fun, SBS, JP  
Dr Hon Elizabeth QUAT, JP  
Hon Martin LIAO Cheung-kong, SBS, JP  
Hon CHUNG Kwok-pan  
Hon CHAN Chun-ying

**Clerk in attendance :**

Miss Flora TAI Clerk to the House Committee

**Staff in attendance :**

|                      |                                   |
|----------------------|-----------------------------------|
| Mr Kenneth CHEN, SBS | Secretary General                 |
| Ms Connie FUNG       | Legal Adviser                     |
| Miss Odelia LEUNG    | Deputy Secretary General          |
| Ms Anita SIT         | Assistant Secretary General 1     |
| Ms Dora WAI          | Assistant Secretary General 3     |
| Mr Matthew LOO       | Assistant Secretary General 4     |
| Mr Timothy TSO       | Senior Assistant Legal Adviser 1  |
| Mr Stephen LAM       | Senior Assistant Legal Adviser 2  |
| Mr Kelvin LEE        | Senior Assistant Legal Adviser 3  |
| Ms Amy YU            | Principal Council Secretary 1     |
| Ms Hallie CHAN       | Head (Public Information)         |
| Ms Alice LEUNG       | Chief Council Secretary (2)6      |
| Mr Daniel SIN        | Chief Council Secretary (4)3      |
| Miss Rachel DAI      | Assistant Legal Adviser 2         |
| Mr Alvin CHUI        | Assistant Legal Adviser 3         |
| Ms Wendy KAN         | Assistant Legal Adviser 6         |
| Ms Clara TAM         | Assistant Legal Adviser 9         |
| Mr Richard WONG      | Senior Council Secretary (2)6     |
| Ms Jasmine TAM       | Senior Council Secretary (2)8     |
| Miss Connie AU       | 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 minutes of meeting**

**Minutes of 9th meeting held on 9 December 2016**

*(LC Paper No. CB(2)388/16-17)*

The minutes were confirmed.

**II. Matters arising**

**Report by the Chairman on her 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

(a) **Legal Service Division report on bill referred to the House Committee in accordance with Rule 54(4)**

**Arbitration (Amendment) Bill 2016**  
(LC Paper No. LS14/16-17)

3. At the invitation of the Chairman, Legal Adviser ("LA") briefed Members on the report prepared by the Legal Service Division ("LSD") on the Bill.

4. The Deputy Chairman considered it necessary to form a Bills Committee to study the Bill in detail. Members agreed. The following Members agreed to join the Bills Committee: Mr James TO, Mr Dennis KWOK, Mr Holden CHOW and Dr YIU Chung-yim.

(b) **Legal Service Division report on subsidiary legislation gazetted on 9 December 2016 and tabled in Council on 14 December 2016**

*(Letter dated 9 December 2016 from the Secretary for Financial Services and the Treasury regarding the Companies (Winding Up and Miscellaneous Provisions) (Amendment) Ordinance 2016 (Commencement) Notice 2016 (LC Paper No. CB(2)426/16-17(01)) (LC Paper No. LS18/16-17)*

5. At the invitation of the Chairman, LA briefed Members on the report prepared by LSD on six items of subsidiary legislation (i.e. L.N. 185 to L.N. 190) gazetted on 9 December 2016 and tabled in Council on 14 December 2016.

6. Mr Steven HO and Mr Frankie YICK considered it necessary to form a subcommittee to study the Merchant Shipping (Local Vessels) (General) (Amendment) Regulation 2016 (L.N. 186) and the Merchant Shipping (Local Vessels) (Safety and Survey) (Amendment) Regulation 2016 (L.N. 187) in detail. Members agreed. Mr Steven HO and Mr Frankie YICK agreed to join the proposed subcommittee.

7. Dr YIU Chung-yim considered it necessary to form a subcommittee to study the Construction Workers Registration (Exemption) Regulation (L.N. 188) and the Construction Workers Registration Ordinance (Amendment of Schedules 1 and 1A) Notice 2016 (L.N. 189) in detail. Members agreed. Mr Abraham SHEK, Ir Dr LO Wai-kwok and Dr YIU Chung-yim agreed to join the subcommittee.

Action

8. Members did not raise any question on the remaining two items of subsidiary legislation (i.e. L.N. 185 and L.N. 190).

9. Members noted that the deadline for amending the above six items of subsidiary legislation would be the Council meeting of 11 January 2017, or that of 8 February 2017 if extended by resolution.

**IV. Reports of Bills Committees and subcommittees**

**(a) Report of the Subcommittee on Inland Revenue Ordinance (Amendment of Schedule 17E) Notice 2016**  

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*(LC Paper No. CB(1)281/16-17)*

10. Mr Kenneth LEUNG, Chairman of the Subcommittee, briefed Members on the deliberations of the Subcommittee as detailed in its report. Members noted that the Subcommittee had no objection to the Notice and would not propose any amendment to it.

**(b) Report of the Subcommittee on Marine Parks (Designation) (Amendment) Order 2016**  

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*(LC Paper No. CB(1)283/16-17)*

11. Ms Tanya CHAN, Chairman of the Subcommittee, briefed Members on the deliberations of the Subcommittee as detailed in its report. Members noted that the Subcommittee had no objection to the Order and would not propose any amendment to it.

12. The Chairman reminded Members that as the period for amending the above two items of subsidiary legislation would expire at the Council meeting of 11 January 2017, the deadline for giving notice of amendments, if any, would be Wednesday, 4 January 2017.

**V. Position on Bills Committees and subcommittees**

*(LC Paper No. CB(2)389/16-17)*

13. The Chairman said that as at 15 December 2016, there were two Bills Committees, 12 subcommittees under House Committee ("HC") and five subcommittees on policy issues under Panels in action. Five subcommittees on policy issues were on the waiting list.

## **VI. Paper of the Committee on Rules of Procedure**

### **Minor amendments to the Rules of Procedure and House Rules**

*(LC Paper No. CROP16/16-17)*

14. At the invitation of the Chairman, Mr Paul TSE, Chairman of the Committee on Rules of Procedure ("CRoP"), briefed Members on the proposal of CRoP to make minor amendments to the Rules of Procedure ("RoP") and House Rules, as well as a consequential amendment to the Handbook for Chairmen of Panels as set out in Appendices I to IV to the paper. Members agreed to the proposal.

15. Members noted that the Chairman of CRoP would move a motion at a Council meeting to amend the relevant rules of RoP and that the wording of the motion was set out in Appendix V to the paper.

## **VII. Proposal to set up a subcommittee under the House Committee to study issues relating to Members' remuneration and operating expenses reimbursement**

*(LC Paper No. CRM190/16-17)*

16. The Chairman invited Members to consider the proposal for setting up a subcommittee under HC to continue to study issues relating to Members' remuneration and operating expenses reimbursement, including the outstanding proposals of the Subcommittee on Members' Remuneration and Operating Expenses Reimbursement of the Fifth Legislative Council as set out in paragraph 5 of the paper. Members agreed to the proposal. The following Members agreed to join the subcommittee: Mr WONG Ting-kwong, Mr CHAN Hak-kan, Mr HO Kai-ming and Mr Jeremy TAM.

## **VIII. Any other business**

17. There being no other business, the meeting ended at 2:48 pm.