

立法會
Legislative Council

LC Paper No. CB(1)1390/17-18

(These minutes have been seen
by the Administration)

Ref : CB1/HS/2/16/1

Subcommittee on Issues Relating to Bazaars

**Minutes of the fourteenth meeting on
Tuesday, 7 November 2017, at 8:30 am
in Conference Room 1 of the Legislative Council Complex**

Members present : Dr Hon KWOK Ka-ki (Chairman)
Hon LEUNG Yiu-chung
Hon WONG Ting-kwong, GBS, JP
Hon Claudia MO
Hon YIU Si-wing, BBS
Hon CHAN Chi-chuen
Hon LEUNG Che-cheung, SBS, MH, JP
Hon Kenneth LEUNG
Hon Alice MAK Mei-kuen, BBS, JP
Dr Hon Fernando CHEUNG Chiu-hung
Hon Martin LIAO Cheung-kong, SBS, JP
Hon Andrew WAN Siu-kin
Hon CHU Hoi-dick
Hon SHIU Ka-fai
Hon SHIU Ka-chun
Hon HUI Chi-fung
Hon LUK Chung-hung
Hon KWONG Chun-yu
Hon Jeremy TAM Man-ho

Members absent : Hon Steven HO Chun-yin, BBS
Dr Hon CHIANG Lai-wan, JP
Hon HO Kai-ming
Hon Tanya CHAN
Hon LAU Kwok-fan, MH

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**Public officers
attending**

- : Dr CHUI Tak-yi, JP
Under Secretary for Food and Health
- Dr Bernard CHAN Pak-Li, JP
Under Secretary for Commerce and Economic
Development
- Miss Diane WONG
Principal Assistant Secretary for Food and Health
(Food)2
- Mr LEUNG Ka Lok, Sammy
Principal Assistant Secretary (Civic Affairs)1
Home Affairs Bureau
- Mr CHONG Wing Wun, JP
District Officer (North)
Home Affairs Department
- Mr WONG Tak-choi, Frank
Deputy Head of Energizing Kowloon East Office
Development Bureau
- Ms Rebecca KU
Senior Superintendent (Operations)2
Food and Environmental Hygiene Department
- Ms SHU So Wah, Josephine
Chief Estate Surveyor/Commercial Properties
Housing Department
- Mr LIU Wai-shing, Simon
Chief Leisure Manager (Grade Management)
Leisure and Cultural Services Department
- Mr CHAN Derek Armstrong
Senior Divisional Officer (Policy)
Fire Services Department
- Mr HUI Wing Koon
Senior Engineer/Gas Standards A2
Electrical & Mechanical Services Department

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Attendance by invitation : Deputations

Session 1

Supporting grassroots bazaar alliance

Miss NG Ching-yan
Community Organizer

天水圍社區發展陣線

鄭曉汶小姐
組織幹事

東涌社區發展陣線

陳淑淇小姐
組織幹事

關注東涌墟市居民組

林凱翹小姐
組織幹事

Democracy Groundwork

Dr LAU Siu-lai
Representative

關注綜援低收入聯盟

Mr LEE Tai-shing
組織幹事

深水埗見光墟關注組

Mr LEE Kwok-kuen
組織幹事

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爭取墟市整體政策關注組

Miss FAN Pui-ying Janis
組織幹事

由生變熟至醒目街頭風味要延續關注組

Miss CHAN Hoi-pui
組織幹事

爭取落實墟市政策大聯盟

Miss YU Cheuk-lam
成員

Individual

Mr LEUNG Ming-yu

Liberal Party

Ms TSANG Cheuk-yi
Member

街頭食蒲團

劉家善小姐
成員

基層小販關注組

何應開先生
成員

有牌邊個想做小販聯會

黃嘯虎先生
成員

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我要墟市種子基金關注組

黃秉滔先生
成員

Session 2

平民墟市商會

呂嘉敏小姐
成員

民間青年倡議墟市政策平台

陳志賢先生
成員

煮無赦關注組

陳偲伶小姐
成員

超瘋狂填表關注組

潘麗珊小姐
成員

我要真腸粉關注組

吳致貞小姐
成員

我要統一又簡易墟市申請程序關注組

黃山先生
成員

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基層墟市都係特色墟我要區區有墟市關注組

黃俊豪先生
成員

Democratic Alliance for the Betterment and Progress of
Hong Kong

Mr WU Cheuk-him
Deputy Spokesperson on Food Safety and
Environmental Hygiene of DAB

The Hong Kong Council of Social Service

Mr WONG Wo-ping
Chief Officer (Social Security & Employment)

Community Development Alliance

Mr LEUNG Ting-fung
Organization Officer

港九勞工社團聯會

陳萬聯應先生
地區主任

The Civic Party

Mr YU Tak-po Andy
Executive Committee

Hong Kong Women Workers' Association

Mr LI Chun-wai
Organizer

Clerk in attendance: Ms Connie SZETO
Chief Council Secretary (1)4

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Staff in attendance : Miss Sharon LO
Senior Council Secretary (1)9

Ms Sharon CHAN
Legislative Assistant (1)4

Ms Vivian CHAN
Clerical Assistant (1)4

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I New-term Government's policy on bazaars

LC Paper No. CB(1)187/17-18(01) — Administration's paper on draft
Resource Handbook for Bazaar
Applications

Meeting with deputations/individuals and the Administration

Follow-up to previous meetings

(LC Paper No. CB(1)182/17-18(01) — List of follow-up actions arising
from the discussion at the
meeting on 13 October 2017

LC Paper No. CB(1)182/17-18(02) — List of follow-up actions arising
from the discussion at the
meeting on 24 October 2017

LC Paper No. CB(1)187/17-18(02) — Administration's response to
issues raised at the meeting on
13 October 2017

LC Paper No. CB(1)187/17-18(03) Administration's response to
issues raised at the meeting on
24 October 2017)

Submissions from deputations/individuals attending the meeting

(LC Paper No. CB(1)192/17-18(01) — Submission from The Civic
Party (Chinese version only)

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- LC Paper No. CB(1)192/17-18(03) — Submission from an individual, Mr LEUNG Ming-yu (Chinese version only)
- LC Paper No. CB(1)192/17-18(04) — Submission from The Hong Kong Council of Social Service (Chinese version only)
- LC Paper No. CB(1)192/17-18(05) — Submission from Hong Kong Women Workers' Association (Chinese version only)

Submission from deputation/individual not attending the meeting

- (LC Paper No. CB(1)192/17-18(02) — Submission from an individual, Dr LEUNG Chi-yuen (Chinese version only))

The Chairman welcomed representatives of the Administration and deputations/individuals to the meeting, and reminded the deputations/individuals that their written submissions and views presented at the meeting would not be covered by the protection and immunity provided under the Legislative Council (Powers and Privileges) Ordinance (Cap. 382).

Discussion

2. The Subcommittee received views from 29 deputations/individuals attending the meeting, and noted the five written submissions provided by organizations/individuals (Index of proceedings attached at **Appendix**).

(Post meeting note: Five written submissions tabled at the meeting (Chinese version only) were issued to members vide Lotus Notes e-mail on 7 November 2017.)

(Post meeting note: One written submission received from an individual, Mr CHEUNG Yin (Chinese version only) after the meeting was issued to members vide LC Paper No. CB(1)204/17-18(01) on 9 November 2017.)

3. The Subcommittee noted the following views expressed by deputations and individuals:

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Policies on bazaars and the relevant application procedures

- (a) the Government should consider establishing regular bazaars in various districts, in particular during the weekends, to help boost local economy and tourism, and assist the grass-root people to support their living and shop for basic necessities at affordable prices;
- (b) there were only shopping centres owned and managed by the Link Real Estate Investment Trust ("Link") and large consortiums in new towns such as Tung Chung and Tin Shui Wai. The Government should identify suitable sites for setting up bazaars and temporary markets with a view to providing daily necessities for nearby residents at reasonable prices;
- (c) deputations faced a lot of difficulties in applying leisure venues under the management of the Leisure and Cultural Services Department ("LCSD") for setting up bazaars. LCSD should provide details regarding the utilization rate of its venues;
- (d) the Government should inform bazaar organizers the reasons for not approving their bazaar proposals which could facilitate organizers in revising the proposals to address the concerns raised or other interested parties in making new proposals in future;
- (e) the Government should compile a list of suitable sites for setting up bazaars including cooked food bazaars, after reviewing the situation of and facilities available at the sites (e.g. water supply and waste water discharge, availability of emergency vehicular access, etc.);
- (f) the Government should allow bazaar operators (i) to use naked flame to cook food (instead of reheating pre-cooked food) for sale at bazaars, and (ii) to use two or more stoves in each cooked food stall;
- (g) the Government should (i) formulate and implement a policy on bazaars, and set up a committee on bazaars to gauge public views and various stakeholders in formulating the policy; (ii) establish an inter-bureaux/departmental task force/one-stop platform or a designated office to facilitate the public in making applications for setting up bazaars; (iii) streamline the application procedures to facilitate interested parties in setting up bazaars; (iv) provide resources including land and related facilities like water and electricity supply to facilitate the development of bazaars; (v) set up

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a seed fund for application by bazaar organizers; and (vi) step up efforts in promoting bazaars with special characteristics to tourists;

- (h) the Chief Executive had stated in her manifesto that "the development of district economy would be promoted, for example through studies on the establishment of bazaars with special features in various districts" but it was disappointed that there was no mention of any bazaar related policy in her 2017 Policy Address;

Resource Handbook for Bazaar Applications

- (i) the Resource Handbook for Bazaar Applications to be published by the Food and Health Bureau should include a designated department/official responsible for coordinating the application process for setting up bazaars;

Lunar New Year bazaars and cooked food bazaars

- (j) the Government should select suitable venues (e.g. venue for Lunar New Year ("LNY") Fair) for establishing 10 LNY bazaars at the five major constituencies of Hong Kong "五區十市";

Organization of bazaars in public rental housing estates

- (k) for organizers setting up bazaars at areas in public rental housing ("PRH") estates involving other owners (e.g. Link), the consent of such owners would be required in addition to the Housing Authority. The Housing Department ("HD") should provide details regarding other owners in the PRH estates;

Hawker-related issues

- (l) the Government should review the policy on hawkers, and consider issuing new fixed-pitch hawker licences (including issuing licences to hawkers' assistants) and "Dai Pai Tong" licences; and
- (m) the Government should consider allowing licensees to transfer hawker licences in order to resolve the "succession problem".

Motions

4. At 10:34 am, the Chairman informed the Subcommittee that he had received three motions respectively from Mr SHIU Ka-chun, Mr LEUNG

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Yiu-chung and Mr Andrew WAN. Members had no objection to the Subcommittee proceeding with the motions. The Chairman invited the three members to speak on their motions.

5. Mr SHIU Ka-chun spoke on his motion. The terms of the motion were as follows –

"建議增設墟市諮詢委員會，討論長遠墟市政策，讓不同持份者定期相討墟市未來發展，推動扶助基層的墟市文化。"

(Translation)

"It is proposed that an Advisory Committee on Bazaars be set up for the discussion of a long-term policy on bazaars, to allow regular discussion by different stakeholders on the future development of bazaars and promote a culture of bazaar in support of the grass-roots."

6. The Chairman put Mr SHIU's motion to vote. All members present at the meeting voted for the motion. The Chairman declared the motion passed.

7. Mr LEUNG Yiu-chung spoke on his motion. The terms of the motion were as follows –

"本委員會要求食物及衛生局即將出版的「墟市資料指南」內列明部門統籌官員的名稱及聯絡，並加上負責整個墟市申辦流程的協調及統籌角色，當中協調部分包括：與民共議，將申辦者的計劃書遞交給當區區議會討論，並促進各政府部門之間的溝通，促成各區墟市申請。"

(Translation)

"This Subcommittee requests that the "Bazaar Information Guide" to be published by the Food and Health Bureau should set out the names and contacts of the officials responsible for handling bazaar applications, and include a department/official to facilitate and coordinate the entire application process for setting up bazaars, including discussing with the public, submitting the proposals of applicants for discussion of the District Councils concerned, as well as promoting the communication among various government departments to facilitate bazaar applications in various districts."

8. The Chairman put Mr LEUNG's motion to vote. All members present at the meeting voted for the motion. The Chairman declared the motion passed.

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9. Mr Andrew WAN spoke on his motion. The terms of the motion were as follows –

"建議政府增加撥款在各區找出墟市指數較高的地點作墟市試點，讓民間團體或機構恆常化地舉辦墟市，實現「一區多市」的遠景，讓熟食文化重現街頭。"

(Translation)

"It is proposed that the Government to provide funding for identification of sites with higher bazaar potential index across the districts as trial sites for community groups or organizations to organize bazaars regularly in order to realize the vision of "multiple bazaars in a district" and the reemergence of a cooked-food culture on the streets."

10. The Chairman put Mr WAN's motion to vote. All members present at the meeting voted for the motion. The Chairman declared the motion passed.

(Post-meeting note: The terms of the motions were circulated to members vide LC Paper No. CB(1)190/17-18 on 8 November 2017.)

Admin Follow-up actions to be taken by the Administration

11. The Administration was requested to provide information on:

- (a) the benchmark set by the Commerce and Economic Development Bureau ("CEDB") for considering an event/activity (including bazaars) with tourism appeal and could showcase Hong Kong's local characteristics, such that the Hong Kong Tourism Board would provide facilitation to these events/activities including promoting them as tourist attractions to overseas visitors;
- (b) the reason of requiring the organizer of the Hong Kong Bazaars Festival to submit a certificate by a registered engineer certifying that the venue had complied with the building safety requirement ("建築安全證明書") before displaying the publicity boards/banners at the venue;
- (c) the case of the Kam Sheung Road Flea Market (a privately-run bazaar operated by the MTR Corporation Limited ("MTRCL")) and the Administration's follow-up actions with the imminent closure of

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the Market including whether CEDB would discuss with MTRCL to explore ways (e.g. relocation) for the Market to continue operation;

- (d) arrangement of the consultation to be conducted by the Energizing Kowloon East Office with bazaar organizers and relevant community organizations (besides non-profit making organizations) to gauge their views in taking forward the initiative of "setting up a weekend flea market on the Tourism Node site at the former airport runway tip" as announced in the Policy Agenda 2017;
- (e) the issue raised at the meeting on 13 October 2017 on which the Administration's response was outstanding:
 - (i) a table comparing the procedures in 2017 and 2018 for organizations/operators to apply for setting up LNY bazaars, so as to demonstrate measures taken by the Administration in streamlining the application procedures and enhancing the processing of applications;
- (f) the two issues raised at the meeting on 24 October 2017 on which the Administration's responses were outstanding:
 - (i) a list of open spaces at the rooftop of public markets that were managed by the Food and Environmental Hygiene Department and used for installing facilities (e.g. electrical and mechanical facilities); and
 - (ii) the Administration's response on whether the new-term Government would develop a concrete policy on bazaars.

12. Members noted that stall operators were allowed to cook food (instead of reheating pre-cooked food) for sale at the 6th Hong Kong Food Carnival recently organized in Kwai Chung Sports Ground. The Administration was requested to provide information on:

- (a) the conditions under which stall operators would be allowed to cook food for sale in the Food Carnival;
- (b) the licence(s) the operators required to apply for (e.g. Temporary Food Factory Licence, Fresh Provision Shop Licence, etc.) in the Food Carnival; and

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- (c) whether the same conditions and licensing requirements could be applicable to other cooked food bazaars.

13. The Administration was requested to provide responses to:

- (a) the request of some Subcommittee members for the Under Secretary for Food and Health to relay the following views to the Chief Executive:
 - (i) the Administration should appoint a Commissioner for Bazaars ("墟市專員") to coordinate efforts of and enhance communication among various government departments and parties during the application process for setting up bazaars; and
 - (ii) the Administration should provide a clear directive/concrete bazaar policy in the 2018 Policy Address;
- (b) the views raised by deputations/individuals at the meeting and in their submissions, including the suggestions of (i) requiring only one 4.5kg CO2 type fire extinguisher for every two cooked food stalls if electricity or Liquefied Petroleum Gas was used; and (ii) allowing two or more stoves to be used in each cooked food stall; and
- (c) the three motions passed at the meeting.

(Post-meeting note: The Chinese version of the Administration's written response was issued vide LC Paper No. CB(1)280/17-18(01) on 27 November 2017.)

(At 10:35 am, the Chairman ordered that the meeting be suspended for 10 minutes. The meeting resumed at 10:45 am.)

(At 11:22 am, the Chairman ordered that the meeting be extended for 45 minutes to 12:15 pm. At 12:10 pm, the Chairman suggested that the meeting be further extended for 15 minutes to 12:30 pm. Members agreed.)

Action

II Any other business

Date of next meeting

14. The Chairman reminded members that the next meeting would be held on 27 November 2017, at 10:45 am, to (a) discuss issues relating to organizing bazaars in PRH estates; and (b) conclude the work of the Subcommittee.

15. There being no other business, the meeting ended at 12:31 pm.

Council Business Division 1
Legislative Council Secretariat
12 September 2018

**Proceedings of the fourteenth meeting of the
Subcommittee on Issues Relating to Bazaars
on Tuesday, 7 November 2017, at 8:30 am
in Conference Room 1 of the Legislative Council Complex**

Time Marker	Speaker	Subject(s)	Action Required
Agenda item I — New-term Government's policy on bazaars			
Session 1 — Presentation of views by deputations/individuals and the Administration's responses			
001107 – 001538	Chairman Administration	Introductory remarks Discussion on the draft Resource Handbook for Bazaar Applications ("Resource Handbook") [LC Paper No. CB(1)187/17-18(01)]	
001539 – 001844	Chairman Supporting grassroots bazaar alliance	Presentation of views	
001845 – 002141	Chairman 天水圍社區發展陣線	Presentation of views	
002142 – 002505	Chairman 東涌社區發展陣線	Presentation of views	
002506 – 002800	Chairman 關注東涌墟市居民組	Presentation of views	
002801 – 003105	Chairman Democracy Groundwork	Presentation of views	
003106 – 003526	Chairman 關注綜援低收入聯盟	Presentation of views	
003527 – 003956	Chairman 深水埗見光墟關注組	Presentation of views	
003957 – 004328	Chairman 爭取墟市整體政策關注 組	Presentation of views	
004329 – 004627	Chairman 由生變熟至醒目街頭風 味要延續關注組	Presentation of views	

Time Marker	Speaker	Subject(s)	Action Required
004628 – 004925	Chairman 爭取落實墟市政策大聯盟	Presentation of views	
004926 – 005250	Chairman Mr LEUNG Ming-yu	Presentation of views [LC Paper No. CB(1)192/17-18(03)]	
005251 – 005627	Chairman Liberal Party	Presentation of views	
005628 – 010131	Chairman 街頭食蒲團	Presentation of views	
010132 – 010435	Chairman 基層小販關注組	Presentation of views	
010436 – 010732	Chairman 有牌邊個想做小販聯會	Presentation of views	
010733 – 011054	Chairman 我要墟市種子基金關注組	Presentation of views	
011055 – 011927	Chairman Administration	<p><u>The Administration's initial responses to deputations' views</u></p> <p><i>The draft Resource Handbook for Bazaar Applications</i></p> <p>(a) the draft Resource Handbook was a preliminary draft and aimed to consolidate relevant information on the application procedures for setting up bazaars in order to facilitate interested parties in making applications;</p> <p>(b) the draft would be subject to further refinement in the light of feedback from bazaar organizers and operators;</p> <p><i>The role of the Commerce and Economic Development Bureau</i></p> <p>(c) the Commerce and Economic Development Bureau ("CEDB") would nurture and develop tourism attractions with local and international characteristics including cultural</p>	

Time Marker	Speaker	Subject(s)	Action Required
		<p>tourism, heritage tourism, green tourism and creative tourism;</p> <p>(d) the Tourism Commission and the Hong Kong Tourism Board ("HKTB") would co-operate in promoting events/activities (including bazaars and markets with special characteristics) that had tourism appeal and could showcase Hong Kong's local characteristics to overseas visitors through various means, e.g. social media, HKTB's DiscoverHongKong.com website, etc.;</p> <p><i>The role of the Home Affairs Bureau</i></p> <p>(e) the Home Affairs Bureau noted that a number of bazaars serving different purposes and taking different forms that were supported by District Councils ("DCs") were successfully held in the past, such as the bazaar recently organized by St. James' Settlement in the North District. Such bazaars had attracted numerous visitors and helped promote the development of district economy;</p> <p>(f) the operation of bazaars might cause nuisance or inconvenience to the nearby residents, and hence it was necessary to strike a right balance between bazaar proposals and interests of all stakeholders (including views from local residents);</p> <p><i>Developing a weekend flea market on the Tourism Node site at the former airport runway tip</i></p> <p>(g) the Energizing Kowloon East Office ("EKEO") under the Development Bureau would invite non-profit-making organizations to submit proposals for developing a weekend flea market on the Tourism Node site at the former airport runway tip ("the Tourism Node site"). The initiative would provide opportunities for interested parties,</p>	

Time Marker	Speaker	Subject(s)	Action Required
		<p>young people in particular, to participate; and serve as a leisure event for public enjoyment during weekends and public holidays; and</p> <p>(h) EKEO would discuss with relevant departments and work out the details in due course.</p>	
011928 – 012557	Chairman Mr CHAN Chi-chuen Administration	<p>Mr CHAN asked if the Administration would consider appointing a Commissioner for Bazaars ("墟市專員") or setting up a designated office to coordinate efforts of and enhance communication among various government departments during the bazaar application process.</p> <p>The Administration replied that the Food and Health Bureau ("FHB") would continue to co-ordinate with relevant bureaux/departments with a view to facilitating the public in making applications for setting up bazaars.</p>	
012558 – 013441	Chairman Mr SHIU Ka-chun Administration 關注綜援低收入聯盟	<p>Mr SHIU's enquiries as follows –</p> <p>(a) whether the Administration would allow the use of naked flames for cooking food (instead of reheating pre-cooked food) for sale at bazaars;</p> <p>(b) the fire safety requirements in respect of a cooked food bazaar using electricity and using naked flame; and</p> <p>(c) how the Resources Handbook would be further refined.</p> <p>The Administration responded that –</p> <p>(a) liquefied petroleum gas ("LPG") cartridges (0.55 litre) were allowed to be used in the two cooked food bazaars recently organized in Sham Shui Po, and the Centre for Food Safety had collected samples from the bazaars for testing to ensure food safety;</p> <p>(b) the Fire Services Department ("FSD") would conduct fire risk assessment and</p>	

Time Marker	Speaker	Subject(s)	Action Required
		<p>consider corresponding fire safety requirements for compliance by the organizers/operators;</p> <p>(c) in general, one 4.5 kg CO₂ type fire extinguisher was required at each cooked food stall if electricity or LPG was used; and</p> <p>(d) the Administration would further refine the Resources Handbook in the light of feedback and comments from members and bazaar organizers and operators.</p> <p>In response to 關注綜援低收入聯盟, the Administration explained that in general one 9L water type fire extinguisher would be required for an area of 100 m², and one 4.5 kg CO₂ type fire extinguisher should be provided within hand reach of the stall operator if electricity or LPG was used.</p> <p>關注綜援低收入聯盟 suggested that FSD should consider requiring only one 4.5 kg CO₂ type fire extinguisher for every two cooked food stalls.</p>	<p>The Administration to take action as paragraph 13(b) of the minutes</p>
<p>013442 – 014027</p>	<p>Chairman Mr HUI Chi-fung Administration</p>	<p>Mr HUI enquired whether CEDB would consider launching a pilot scheme to promote the development of bazaars through a top-down approach by making reference to the food truck pilot scheme.</p> <p>The Administration responded that –</p> <p>(a) the food truck pilot scheme was a tourism initiative which aimed to enhance the appeal of Hong Kong to tourists;</p> <p>(b) the Government would review the pilot scheme from time to time;</p> <p>(c) the Government considered it more desirable to adopt a bottom-up approach for developing bazaars; and</p>	

Time Marker	Speaker	Subject(s)	Action Required
		(d) CEDB and HKTB would co-operate in promoting bazaars to overseas visitors.	
014028 – 014637	Chairman Mr LEUNG Yiu-chung Administration	<p>Mr LEUNG's views and requests as follows –</p> <p>(a) the Resource Handbook should include the names and contacts of the officials responsible for handling bazaar applications, and the department for coordinating the entire application process for setting up bazaars; and</p> <p>(b) the Under Secretary for Food and Health should relay members' requests to the Chief Executive ("CE") for (i) appointing a Commissioner for Bazaars ("墟市專員") to coordinate efforts of and enhance communication among various government departments and parties during the bazaar application process, and (ii) providing a clear directive/concrete bazaar policy in the 2018 Policy Address.</p> <p>The Administration said that CE had announced in the Policy Agenda 2017 the initiative to set up a weekend flea market on the Tourism Node site.</p> <p>The Administration would continue to co-ordinate with relevant bureaux/departments to promote the development of bazaars.</p>	The Administration to take action as paragraph 13(a) of the minutes
014638 – 015228	Chairman Mr KWONG Chun-yu Administration	<p>Mr KWONG questioned the effectiveness of the food truck pilot scheme and asked whether the Administration would proactively promote the development of bazaars and assist the organizers in making applications for setting up bazaars.</p> <p>The Administration reiterated that –</p> <p>(a) the Resource Handbook aimed to provide information to facilitate bazaar organizers in making applications for setting up bazaars;</p>	

Time Marker	Speaker	Subject(s)	Action Required
		<p>(b) the food truck pilot scheme was operating smoothly and the Administration had introduced a number of refinement measures including adding more operating locations for food trucks and allowing more flexible operating mode; and</p> <p>(c) the Administration would update the Panel on Food Safety and Environmental Hygiene on issues relating to the development of a policy on bazaars.</p>	
015229 – 015915	Chairman Administration	<p>The Chairman's enquiries as follows –</p> <p>(a) the Administration's response to the suggestion of establishing 10 Lunar New Year ("LNY") bazaars at the five major constituencies of Hong Kong and converting the sites used for LNY Fairs for organization of LNY bazaars;</p> <p>(b) whether the Administration would consider allowing interested parties to set up bazaars on a regular basis;</p> <p>(c) the conditions under which stall operators would be allowed to cook food for sale in a carnival, the license(s) the operators were required to apply, and whether the same conditions and licensing requirements could be applicable to other cooked food bazaars; and</p> <p>(d) whether the Administration would allow the stall operator to use two stoves, instead of one, in a cooked food stall.</p> <p>The Administration advised that –</p> <p>(a) the venues for operating LNY Fairs were managed by the Leisure and Cultural Services Department ("LCSD") and interested parties had to bid the stalls in auctions arranged by the Food and Environmental Hygiene Department ("FEHD");</p>	The Administration to take action as paragraph 12 of the minutes

Time Marker	Speaker	Subject(s)	Action Required
		<p>(b) the stall operators of the LNY Fairs were responsible for the setting up and dismantling of their stalls. Bazaar operators had to liaise with the stall operators if they wished to convert the LNY Fair stalls into LNY bazaar stalls;</p> <p>(c) the Administration would provide necessary assistance to bazaar organizers if suitable sites used for LNY Fairs could be identified for setting up LNY bazaars and support from the local communities and respective DCs were obtained;</p> <p>(d) some organizers had successfully applied to set up regular bazaars at a fixed location and the Administration would consider each proposal on a case-by-case basis; and</p> <p>(e) the distance between each stove used in a food stall should not be less than one metre.</p>	
015916 – 020835	<p>Chairman 關注綜援低收入聯盟 Democracy Groundwork 深水埗見光墟關注組 Administration</p>	<p>關注綜援低收入聯盟, Democracy Ground and 深水埗見光墟關注組 expressed their views as follows –</p> <p>(a) as bazaars could promote the development of district economy and counter the monopoly of large consortiums, the Administration should proactively promote the development of bazaars;</p> <p>(b) the Administration had not (i) developed a concrete policy on bazaars, (ii) appointed a Commissioner for Bazaars and (iii) provided resources to facilitate the development of bazaars; and</p> <p>(c) in addition to setting up a weekend flea market on the Tourism Node site, the Administration should develop bazaars in various districts.</p>	

Time Marker	Speaker	Subject(s)	Action Required
		<p>The Administration reiterated that –</p> <p>(a) the draft Resource Handbook contained information in relation to the application procedures for setting up bazaars; and</p> <p>(b) CEDB and HKTB would co-operate in promoting bazaars as tourist attractions like the Ladies' Market, Temple Street Night Market, to overseas visitors.</p> <p>The Chairman requested the Administration to provide information on the benchmark set by CEDB for considering an event/activity (including bazaars) with tourism appeal and could showcase Hong Kong's local characteristics, such that HKTB would provide facilitation to these events/activities including promoting them as tourist attractions to overseas visitors.</p>	<p>The Administration to take action as paragraph 11(a) of the minutes</p>
020836 – 020922	Chairman Mr SHIU Ka-chun	Voting on the motion moved by Mr SHIU Ka-chun	
020923 – 021000	Chairman Mr LEUNG Yiu-chung	Voting on the motion moved by Mr LEUNG Yiu-chung	
021001 – 021030	Chairman Mr Andrew WAN	Voting on the motion moved by Mr Andrew WAN	
021030 – 022017	Break		
Session 2 — Presentation of views by deputations/individuals and the Administration's responses			
022018 – 022058	Chairman	Introductory remarks	
022059 – 022358	Chairman 平民墟市商會	Presentation of views	
022359 – 022649	Chairman 民間青年倡議墟市政策 平台	Presentation of views	
022650 – 022911	Chairman 煮無赦關注組	Presentation of views	

Time Marker	Speaker	Subject(s)	Action Required
022912 – 023349	Chairman 超瘋狂填表關注組	Presentation of views	
023350 – 023516	Chairman 我要真腸粉關注組	Presentation of views	
023517 – 023812	Chairman 我要統一又簡易墟市申請程序關注組	Presentation of views	
023813 – 024133	Chairman 基層墟市都係特色墟我要區區有墟市關注組	Presentation of views	
024134 – 024425	Chairman Democratic Alliance for the Betterment and Progress of Hong Kong	Presentation of views	
024426 – 024754	Chairman The Hong Kong Council of Social Service	Presentation of views [LC Paper No. CB(1)192/17-18(04)]	
024755 – 025153	Chairman Community Development Alliance	Presentation of views	
025154 – 025727	Chairman 港九勞工社團聯會	Presentation of views	
025728 – 030041	Chairman The Civic Party	Presentation of views [LC Paper No. CB(1)192/17-18(01)]	
030042 – 030502	Chairman Hong Kong Women Workers' Association	Presentation of views [LC Paper No. CB(1)192/17-18(05)]	
030503 – 031024	Chairman Administration	<u>The Administration's initial responses to deputations' views</u> <i>The draft Resource Handbook for Bazaar Applications</i> (a) the Government would refine the draft Resource Handbook in the light of feedback from bazaar organizers and operators;	

Time Marker	Speaker	Subject(s)	Action Required
		<p><i>Organization of bazaars in public rental housing estates</i></p> <p>(b) the Housing Department ("HD") had been handling bazaar proposals in public rental housing ("PRH") estates in complement with the Government's policy;</p> <p>(c) PRH estates were densely populated and open spaces on the ground level were often public passageways, sitting-out areas or common spaces for residents' use;</p> <p>(d) upon receipt of proposals to set up bazaars in PRH estates, HD would examine the feasibility of the proposals and their impacts on the estates concerned, in light of the needs and actual circumstances of the estates;</p> <p>(e) for PRH estates involving other owners, and located on land lots subject to land leases with restrictions on land use and floor areas and deeds of mutual covenant, approval from the Lands Department and consent from other owners would be required for implementing a bazaar proposal;</p> <p>(f) HD would assist the organizers to consult residents and other estate stakeholders through the Estate Management Advisory Committee ("EMAC") of the estate concerned and to seek the consent from other owners and necessary approval from the Lands Department;</p> <p>(g) interested organizations might submit their applications for organizing bazaar activities in PRH estates to the respective estate management offices. If the organizer of the proposed bazaar and the bazaar activity were non-profit making in nature, HD would charge the fees for the venue on a concessionary basis; and</p>	

Time Marker	Speaker	Subject(s)	Action Required
		<p>(h) it would not be feasible to compile a list of suitable venues for setting up bazaars in the 78 PRH estates which did not involve other owners as HD had to consider bazaar proposals on a case-by-case basis taking into account the nature and impact of individual bazaar proposals, as well as the views of residents and other stakeholders of the estate concerned.</p>	
<p>031025 – 031642</p>	<p>Chairman Ms Claudia MO Administration</p>	<p>Ms MO commented on the top-down approach adopted by the Administration in setting up a weekend flea market on the Tourism Node site. Her views and enquiries were as follows –</p> <p>(a) whether the setting up the weekend flea market could honour the CE's manifesto of promoting the development of district economy through the establishment of bazaars with special features in various districts;</p> <p>(b) whether the Administration would consider conducting a public consultation to gauge views on the Government's policy on bazaars; and</p> <p>(c) the Administration should consider appointing a Commissioner for Bazaars to coordinate efforts of and enhance communication among various government departments and parties during the bazaar application process.</p> <p>The Administration replied that –</p> <p>(a) the setting up of a weekend flea market on the Tourism Node site was a new initiative which aimed at achieving better utilization of land when the site was pending land disposal and bringing more vibrancy to the area; and</p> <p>(b) EKEO was consulting non-profit-making organizations with experience in organizing weekend flea markets and</p>	

Time Marker	Speaker	Subject(s)	Action Required
		would openly invite non-profit-making organizations to submit proposals.	
031643 – 032758	Chairman Mr Jeremy TAM Administration	<p>Mr TAM commented on the top-down approach adopted for developing the Jade Market and the poor management of FEHD resulting in a very low patronage. He considered that bazaars should be developed in locations with high visitor flows, instead of at locations like the Jade Market and the Tourism Node site. He reiterated his request made at the meeting on 13 October 2017 for the Administration to provide a table comparing the procedures in 2017 and 2018 for organizations/operators to apply for setting up LNY bazaars, in order to demonstrate measures taken by the Administration in streamlining the application procedures.</p> <p>The Administration responded that the draft Resource Handbook provided relevant information on the application procedures for setting up bazaars in order to facilitate interested parties in making applications. Since June 2017, FEHD allowed some operators holding Temporary Food Factory Licence to use LPG cassette cookers for reheating pre-cooked food for sale in bazaars. The Administration was examining the feasibility to allow the operators to cook food at bazaars, instead of reheating pre-cooked food.</p>	The Administration to take action as paragraph 11(e)(i) of the minutes
032759 – 033312	Chairman Mr CHU Hoi-dick	Mr CHU concurred that bazaars should be set up at locations with high visitor flows, instead of at the Tourism Node site. He added that the Administration should provide more municipal markets, and bazaars should be developed to counteract monopoly of the Link Real Estate Investment Trust.	
033313 – 033858	Chairman Mr Andrew WAN Administration	<p>Mr WAN's views as follows –</p> <p>(a) the Administration had not formulated a bazaar policy to facilitate the long-term development of bazaars; and</p>	

Time Marker	Speaker	Subject(s)	Action Required
		<p>(b) HD should compile a list of suitable venues for setting up bazaars in PRH estates to facilitate organizers in making applications.</p> <p>The Administration advised that bazaar organizers should identify venues in PRH estates they considered appropriate for holding bazaars. Upon receipt of specific proposals to set up bazaars in PRH estates, HD would examine the feasibility of such proposals and their impact on the estates concerned, in the light of needs and actual circumstances of the estates, and assist the organizers to consult residents and other stakeholders.</p>	
033859 – 034437	Chairman Dr Fernando CHEUNG Administration	<p>Dr CHEUNG said that the Administration should take up a more proactive role in promoting the development of bazaars. He urged the Administration to provide a one-stop platform to assist the organizers and co-ordinate the responsible departments during the application process, and consider removing the requirement for organizers to obtain support from respective DCs on bazaar proposals.</p> <p>The Administration re-iterated that a number of bottom-up bazaar applications that were supported by DCs had been successfully held in the past (e.g. in Sham Shui Po and in North District).</p>	
034438 – 034939	Chairman Mr SHIU Ka-chun Administration	<p>Mr SHIU were disappointed that despite repeated urges from members and bazaar organizers for the Administration to support and facilitate the development of bazaars (e.g. allowing the use of naked flame for cooking food for sale in bazaars, providing a list of suitable sites for the development of bazaars, etc.), not much improvement had been seen. He reiterated the request of members and bazaar organizers for the Administration to organize bazaars on a regular basis and develop a policy of establishing a bazaar in each of the 18 DC districts.</p>	

Time Marker	Speaker	Subject(s)	Action Required
034940 – 035627	Chairman Administration	<p>The Chairman 's enquiries as follows –</p> <ul style="list-style-type: none"> (a) in addition to the Tourism Node site, whether the Administration would consider identifying more suitable sites as trial sites for setting up bazaars; (b) after Yau Tsim Mong ("YTM") DC had voted down the proposal to organize a LNY bazaar at MacPherson Playground in Mong Kok, whether the Administration would propose other sites for organizing a LNY bazaar for consideration by YTM DC; (c) measures the Administration would adopt to facilitate interested parties (other than non-government organizations) to apply for setting up bazaars; (d) whether the Administration would consider establishing a one-stop platform to facilitate the public in making applications; and (e) the reason of requiring the organizer of the Hong Kong Bazaars Festival to submit a certificate by a registered engineer certifying that the venue had complied with the building safety requirement ("建築安全證明書") before displaying the publicity boards/banners at the venue. <p>The Administration responded that –</p> <ul style="list-style-type: none"> (a) it was noted that YTM DC had divergent views about the venue for organizing LNY bazaar and a community organization had proposed to organize a LNY bazaar at the Boundary Street and YTM DC was considering the proposal; (b) it would refine the draft Resource Handbook in the light of feedback from bazaar organizers and operators so as to provide practical guidelines for interested parties in making applications; 	<p>The Administration to take action as paragraph 11(b) of the minutes</p>

Time Marker	Speaker	Subject(s)	Action Required
		<p>(c) FEHD would provide one-stop service to facilitate bazaar organizers in liaising with relevant departments in the case the bazaar required a licence issued by FEHD; and</p> <p>(d) it would review the case of the Hong Kong Bazaars Festival and provide relevant information to the Subcommittee after the meeting.</p>	
035628 – 040044	Chairman Mr CHU Hoi-dick Administration	<p>Mr CHU referred to the case of the Kam Sheung Road Flea Market (a privately-run bazaar operated by the MTR Corporation Limited ("MTRCL")) and enquired about the Administration's follow-up actions with the imminent closure of the Market, including whether CEDB would discuss with MTRCL to explore ways (e.g. relocation) for the Market to continue operation.</p> <p>The Administration reiterated that CEDB, together with HKTB, would co-operate in promoting events/activities with tourism appeal and could showcase Hong Kong's local characteristics as tourist attractions to overseas visitors through various means. The Administration would review the case of the Kam Sheung Road Flea Market and provide information after the meeting.</p>	The Administration to take action as paragraph 11(c) of the minutes
040045 – 040517	Chairman Mr KWONG Chun-yu Administration	<p>Mr KWONG enquired whether and how EKEO would consult bazaar organizers and local communities including the nearby residents in taking forward the initiative of setting up a weekend flea market on the Tourism Node site.</p> <p>The Administration reiterated that EKEO was consulting some non-profit-making organizations with experience in organizing weekend flea markets in working out further details of the initiative, and would openly invite non-profit-making organizations to submit proposals with a view to selecting a suitable organization as the operator for the market within 2018.</p>	

Time Marker	Speaker	Subject(s)	Action Required
		The Chairman requested the Administration to provide written responses before the next meeting on the consultation to be conducted by EKEO with bazaar organizers and relevant community organizations in taking forward the initiative of setting up a weekend flea market on the Tourism Node site.	The Administration to take action as paragraph 11(d) of the minutes
Agenda item II — Any other business			
040518 – 040616	Chairman	Date of next meeting	

Council Business Division 1
Legislative Council Secretariat
12 September 2018