

**立法會**  
**Legislative Council**

LC Paper No. CB(4)987/16-17  
(These minutes have been seen  
by the Administration)

Ref: CB4/SS/8/16

**Subcommittee on Proposed Resolution under Section 23(3)  
of the Road Traffic Ordinance (Cap. 374)**

**Minutes of the first meeting held on  
Tuesday, 28 March 2017, at 4:30 pm  
in Conference Room 2A of the Legislative Council Complex**

- Members present** : Hon Frankie YICK Chi-ming, JP (Chairman)  
Hon CHAN Han-pan, JP  
Hon LAM Cheuk-ting  
Hon LUK Chung-hung  
Hon LAU Kwok-fan, MH  
Hon Jeremy TAM Man-ho
- Members absent** : Hon LEUNG Kwok-hung  
Dr Hon Junius HO Kwan-yiu, JP
- Public Officers attending** : Mr YAU Shing-mu, JP  
Under Secretary for Transport and Housing
- Miss Crystal YIP  
Principal Assistant Secretary for Transport and  
Housing (Transport)<sup>1</sup>
- Miss Ann CHAN  
Principal Assistant Secretary for Transport and  
Housing (Transport) (Public Transport Strategy  
Study)

Ms Stella LEE  
Assistant Commissioner for Transport/  
Management and Paratransit  
Transport Department

Mr Edmond POON  
Principal Transport Officer/Urban  
Transport Department

Mr Alex LAI  
Government Counsel  
Department of Justice

**Clerk in attendance :** Ms Doris LO  
Chief Council Secretary (4)6

**Staff in attendance :** Miss Rachel DAI  
Assistant Legal Adviser 2

Ms Macy NG  
Senior Council Secretary (4)6

Miss Katherine CHAN  
Council Secretary (4)6

Ms Emily LIU  
Legislative Assistant (4)6

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Action

**I. Election of Chairman**

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

2. Mr Frankie YICK was nominated by Mr CHAN Han-pan, and the nomination was seconded by Mr LAU Kwok-fan. Mr Frankie YICK accepted the nomination. There being no other nominations, Mr Frankie YICK was declared the Chairman of the Subcommittee.

Action

3. Members agreed that there was no need to elect a deputy chairman of the Subcommittee.

**II. Meeting with the Administration**

- (File Ref: THB(T)CR 19/5591/72 - Legislative Council Brief
- LC Paper No. LS41/16-17 - Legal Service Division Report
- LC Paper No. CB(4)754/16-17(01) - Paper on the proposed resolution under section 23(3) of the Road Traffic Ordinance (Cap. 374) prepared by the Legislative Council Secretariat (Background brief)
- LC Paper No. CB(4)754/16-17(02) - Letter dated 27 March 2017 from Assistant Legal Adviser to the Administration)

Other relevant papers

- (L.N. 101 of 2016 - Road Traffic (Public Light Buses: Limit on Number) Notice 2016
- LC Paper No. CB(4)119/15-16(06) - Paper on the Public Transport Strategy Study – statutory cap on the number of public light buses submitted by the Transport and Housing Bureau to the Panel on Transport in November 2015)

4. The Administration briefed members on the proposed resolution under section 23(3) of the Road Traffic Ordinance (Cap. 374) ("the proposed resolution").

5. The Subcommittee deliberated (index of proceedings in **Annex**).

Action

6. The Administration was requested to provide a written response to the issue in relation to the drafting aspect of the proposed resolution raised in the letter of Assistant Legal Adviser 2 dated 27 March 2017 (LC Paper No. CB(4)754/16-17(02)).

*(Post-meeting note: The Administration's written response was circulated to members vide LC Paper No. CB(4)782/16-17(01) issued on 30 March 2017.)*

7. The Chairman concluded that the Subcommittee had completed the scrutiny of the proposed resolution. The Subcommittee supported the proposed resolution and would not propose any amendments. Members noted that the Administration would advise on the proposed date for moving the proposed resolution in the Council in due course.

*(Post-meeting note: The Administration had subsequently given fresh notice for moving the proposed resolution at the Council meeting of 26 April 2017. The Chairman reported the deliberations of the Subcommittee to the House Committee on 7 April 2017.)*

**III. Any other business**

8. There being no other business, the meeting ended at 5:03 pm.

Council Business Division 4  
Legislative Council Secretariat  
9 May 2017

**Proceedings of the first meeting of  
Subcommittee on Proposed Resolution under Section 23(3)  
of the Road Traffic Ordinance (Cap. 374)  
on Tuesday, 28 March 2017, at 4:30 pm  
in Conference Room 2A of the Legislative Council Complex**

Time marker	Speaker	Subject(s)	Action required
<b>Agenda item I – Election of Chairman</b>			
000109 – 000132	Mr Frankie YICK Mr CHAN Han-pan Mr LAU Kwok-fan	Mr Frankie YICK was elected as the Chairman of the Subcommittee	
<b>Agenda item II – Meeting with the Administration</b>			
000133 – 000805	Chairman Administration	Briefing by the Administration on the proposed resolution under section 23(3) of the Road Traffic Ordinance (Cap. 374) ("the proposed resolution")	
000806 – 001149	Chairman Administration	Concerns about the service and operation of green minibus routes serving Shui Chuen O Estate by a member who did not attend the meeting	
001150 – 001802	Chairman Mr Jeremy TAM Administration	Views on the current statutory limit on the number of public light buses ("PLBs") and its effective period	
001803 – 002300	Chairman Mr LAU Kwok-fan Administration	Expression of support to maintaining the current statutory limit, and concerns about the difficulties in recruiting PLB drivers	
002301 – 002739	Chairman Mr LUK chung-hung Administration	Expression of support to maintaining the current statutory limit, and concerns about the operating environment of the PLB trade	
002740 – 003220	Chairman Assistant Legal Adviser 2 Administration	Enquiry on the issue in relation to the drafting aspect of the proposed resolution raised in the letter dated 27 March 2017 [LC Paper No. CB(4)754/16-17(02)]	Adm (paragraph 6 of the minutes refers)
003221 – 003302	Chairman Administration	Examination of the provision of the proposed resolution	
<b>Agenda item III – Any other business</b>			
003303 – 003350	Chairman Administration	Legislative timetable and concluding remarks	