

Guangzhou-Shenzhen-Hong Kong Express Rail Link (Co-location) Bill
Voting arrangement

Voting sequence	Mover	Amendments	Gist of amendments	Amendment(s) may not be moved under the following situation
1	Hon Gary FAN	1st amendment (Heading of clause 1)	To amend the heading of clause 1 by including “ expiry date ”.	<u>Irrespective of whether</u> Mr FAN’s 1st amendment is <u>passed or not</u> , Hon CHU Hoi-dick <u>may forthwith move</u> his 1st amendment.
2	Hon CHU Hoi-dick	1st amendment (Clause 1)	To amend clause 1(2) to provide that the enacted Ordinance: (a) comes into operation on a day to be appointed by the Secretary for Transport and Housing (“STH”); and (b) will expire at midnight on 31 December 2021.	If Mr CHU’s 1st amendment is <u>passed</u> , - his 2nd amendment, - Hon Gary FAN’s 2nd amendment, - Hon CHAN Chi-chuen’s 1st and 3rd amendments, - Hon Claudia MO’s amendment, and - Dr Hon Fernando CHEUNG’s 3rd amendment <u>may not be moved</u> . If Mr CHU’s 1st amendment is <u>negated</u> , he <u>may forthwith move</u> his 2nd amendment.
3	Hon CHU Hoi-dick	2nd amendment (Clause 1)	To amend clause 1(2) to stipulate that the enacted Ordinance: (a) comes into operation on a day to be appointed by STH; and (b) will expire 5 years after its commencement date.	If Mr CHU’s 2nd amendment is <u>passed</u> , - Hon Gary FAN’s 2nd amendment, - Hon CHAN Chi-chuen’s 1st and 3rd amendments, - Hon Claudia MO’s amendment, and - Dr Hon Fernando CHEUNG’s 3rd amendment <u>may not be moved</u> . If Mr CHU’s 2nd amendment is <u>negated</u> , Hon Gary FAN <u>may forthwith move</u> his 2nd amendment.

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4	Hon Gary FAN	2nd amendment (Clause 1)	To amend clause 1(2) to provide that the enacted Ordinance: (a) comes into operation on a day to be appointed by STH; and (b) will expire on the day of the termination of operation of the Hong Kong Section of the Guangzhou-Shenzhen-Hong Kong Express Rail Link (“XRL”).	If Mr FAN’s 2nd amendment is <u>passed</u> , - Hon CHAN Chi-chuen’s 1st and 3rd amendments, - Hon Claudia MO’s amendment, and - Dr Fernando CHEUNG’s 3rd amendment <u>may not be moved</u> . If Mr FAN’s 2nd amendment is <u>negatived</u> , Hon CHAN Chi-chuen <u>may forthwith move</u> his 1st amendment.
5	Hon CHAN Chi-chuen	1st amendment (Clause 1)	To amend clause 1(2) to change the commencement date of the enacted Ordinance to the 300th day after the day on which the enacted Ordinance is published in the Gazette.	If Mr CHAN’s 1st amendment is <u>passed</u> , Hon Claudia MO <u>may not move</u> her amendment. If Mr CHAN’s 1st amendment is <u>negatived</u> , Ms MO <u>may forthwith move</u> her amendment.
6	Hon Claudia MO	Ms MO’s amendment (Clause 1)	To amend clause 1(2) to change the commencement date of the enacted Ordinance to the 365th day after the day on which the enacted Ordinance is passed by the Legislative Council.	<u>Irrespective of whether</u> Ms MO’s amendment is <u>passed or not</u> , Hon CHU Hoi-dick <u>may forthwith move</u> his 3rd amendment.
7	Hon CHU Hoi-dick	3rd amendment (Clause 1)	To add new subclause (3) to clause 1 to provide that if any part of the enacted Ordinance is adjudicated to be in contravention of the Basic Law (“BL”): (a) the enacted Ordinance ceases to be valid forthwith ; and (b) the Mainland Port Area (“MPA”) is to be regarded as an area lying within Hong Kong but lying outside the Mainland, and over which Hong Kong exercises jurisdiction in accordance with the laws of the Hong Kong Special Administrative Region (“HKSAR”) (including jurisdiction of the courts).	If Mr CHU’s 3rd amendment is <u>passed</u> , he <u>may not move</u> his 4th, 5th and 6th amendments. If Mr CHU’s 3rd amendment is <u>negatived</u> , he <u>may forthwith move</u> his 4th amendment.

Voting sequence	Mover	Amendments	Gist of amendments	Amendment(s) may not be moved under the following situation
8	Hon CHU Hoi-dick	4th amendment (Clause 6)	To add new subclause (3) to clause 6 to provide that when any part of the enacted Ordinance is adjudicated as conflicting with BL by the Court: (a) the MPA is to be regarded as an area lying within Hong Kong but lying outside the Mainland, and (b) the enacted Ordinance ceases to be valid forthwith .	If Mr CHU's 4th amendment is passed , he may not move his 5th and 6th amendments. If Mr CHU's 4th amendment is negatived , Dr Hon Fernando CHEUNG may forthwith move his 3rd amendment.
9	Dr Hon Fernando CHEUNG	If Hon CHU Hoi-dick's 1st and 2nd amendments are negatived , vote on Dr Hon Fernando CHEUNG's 3rd amendment (Heading of new Part and new clause)	To add new clause 9 to provide that the enacted Ordinance will expire at midnight on 30 June 2023.	If Dr CHEUNG's 3rd amendment is passed , Hon CHAN Chi-chuen may not move his 3rd amendment. If Dr CHEUNG's 3rd amendment is negatived , Mr CHAN may forthwith move his 3rd amendment.
10	Hon CHAN Chi-chuen	3rd amendment (Heading of new Part and new clause)	To add new Part 4 (new clauses 9 to 12) to: (a) introduce offence provisions relating to the personnel of the Mainland Authorities Stationed at the MPA; and (b) provide that (i) the enacted Ordinance expires at midnight on 30 June 2047; and (ii) if the MPA and the Hong Kong Section of XRL have not been in operation for 365 days consecutively at any time before midnight on 30 June 2047, the enacted Ordinance expires at midnight on the 365th consecutive day on which the MPA and the Hong Kong Section of XRL have not been in operation.	Irrespective of whether Mr CHAN's 3rd amendment is passed or not , Hon CHU Hoi-dick may forthwith move his 5th amendment.

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11	Hon CHU Hoi-dick	If Hon CHU Hoi-dick's 3rd and 4th amendments are <u>negatived</u> , vote on his 5th amendment (New clause)	To add new clause 9 to provide that where any part of the enacted Ordinance is determined by the courts to be in contravention of BL: (a) the enacted Ordinance ceases to have force forthwith ; (b) the MPA ceases to be regarded as an area lying outside Hong Kong but lying within the Mainland for any purpose, but shall be regarded as an area lying within Hong Kong; and (c) to avoid doubt, the law of Hong Kong applies in the designated area for all matters and any court, tribunal or magistrate in Hong Kong has jurisdiction to hear and determine any cause or matter, civil or criminal, in relation to any such matter as if this Ordinance had not been passed.	If Mr CHU's 5th amendment is <u>passed</u> , he <u>may not move</u> his 6th amendment. If Mr CHU's 5th amendment is <u>negatived</u> , he <u>may forthwith move</u> his 6th amendment.
12	Hon CHU Hoi-dick	6th amendment (New clause)	To add new clause 9 to provide that if any part of the enacted Ordinance is adjudicated to be in contravention of BL: (a) the enacted Ordinance ceases to be valid forthwith ; and (b) the MPA is to be regarded as an area lying within Hong Kong but lying outside the Mainland, and over which Hong Kong exercises jurisdiction in accordance with the laws of HKSAR (including jurisdiction of the courts).	<u>Irrespective of whether</u> Mr CHU's 6th amendment is <u>passed or not</u> , Hon CHAN Chi-chuen <u>may forthwith move</u> his 2nd amendment.
13	Hon CHAN Chi-chuen	2nd amendment (Clause 2)	To add the definition of "Mainland Authorities Stationed at the Mainland Port Area" to clause 2.	<u>Irrespective of whether</u> Mr CHAN's 2nd amendment is <u>passed or not</u> , Dr Hon KWOK Ka-ki <u>may forthwith move</u> his amendment.
14	Dr Hon KWOK Ka-ki	Dr KWOK's amendment (Clause 6)	To add new subclause (3) to clause 6 to provide that to avoid doubt, the Hong Kong Bill of Rights Ordinance (Cap. 383) remains in force in the MPA.	<u>Irrespective of whether</u> Dr KWOK's amendment is <u>passed or not</u> , Hon Tanya CHAN <u>may forthwith move</u> her 1st, 4th and 5th amendments.

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15	Hon Tanya CHAN	1st, 4th and 5th amendments (Clause 7 and Schedules 4 and 5) (<i>vote together</i>)	<ul style="list-style-type: none"> - To delete clause 7(3) which makes provision for determining the geographical scope for specified rights or obligations in the context of the MPA being regarded as an area lying outside Hong Kong but lying within the Mainland; - to consequentially delete Schedule 4 which specifies orders for clause 7(3)(a); and - to consequentially delete Schedule 5 which specifies pre-existing Court order for clause 7(3)(c). 	<u>Irrespective of whether</u> Miss CHAN's 1st, 4th and 5th amendments are <u>passed or not</u> , Dr Hon Fernando CHEUNG <u>may not move</u> his 1st amendment.
16	Dr Hon Fernando CHEUNG	1st amendment (Clause 7)	To delete clause 7(3) which makes provision for determining the geographical scope for specified rights or obligations in the context of the MPA being regarded as an area lying outside Hong Kong but lying within the Mainland.	As the 1st amendment of Dr Hon Fernando CHEUNG <u>is identical to</u> the 1st amendment of Hon Tanya CHAN, <u>irrespective of whether</u> Miss CHAN's amendment is <u>passed or not</u> , Dr CHEUNG <u>may not move</u> his 1st amendment.
17	Dr Hon Fernando CHEUNG	2nd amendment (Clause 8)	To delete clause 8 which contains provisions for the interpretation of certain future documents in relation to rights and obligations (other than a right acquired or accrued, or an obligation incurred, before the commencement date) if the document contains a reference to Hong Kong or part of Hong Kong to describe the geographical scope for the right or obligation.	If Dr CHEUNG's 2nd amendment is <u>passed</u> , <ul style="list-style-type: none"> - Hon Tanya CHAN's 2nd amendment, and - Hon Dennis KWOK's 1st amendment <u>may not be moved</u> . If Dr CHEUNG's 2nd amendment is <u>negatived</u> , Hon Tanya CHAN <u>may forthwith move</u> her 2nd amendment.
18	Hon Tanya CHAN	2nd amendment (Clause 8)	To delete clause 8(1)(b) which relates to interpretation of certain future documents in relation to rights and obligations.	If Miss CHAN's 2nd amendment is <u>passed</u> , Hon Dennis KWOK <u>may not move</u> his 1st amendment. If Miss CHAN's 2nd amendment is <u>negatived</u> , Hon Dennis KWOK <u>may forthwith move</u> his 1st amendment.

Voting sequence	Mover	Amendments	Gist of amendments	Amendment(s) may not be moved under the following situation
19	Hon Dennis KWOK	1st amendment (Clause 8)	To delete clause 8(1)(b)(ii) which relates to interpretation of certain future documents in relation to rights and obligations.	<u>Irrespective of whether</u> Mr KWOK's 1st amendment is <u>passed or not</u> , he <u>may forthwith move</u> his 2nd amendment.
20	Hon Dennis KWOK	2nd amendment (Heading of new Part and new clause)	To add new Part 4 (new clause 9) to provide that to avoid doubt, the Co-operation Arrangement and the Decision of the Standing Committee of the National People's Congress referred to in the Preamble of the enacted Ordinance do not form part and parcel of BL or any laws of Hong Kong.	<u>Irrespective of whether</u> Mr KWOK's 2nd amendment is <u>passed or not</u> , Hon Jeremy TAM <u>may forthwith move</u> his amendment.
21	Hon Jeremy TAM	Mr TAM's amendment (Heading of new Part and new clause)	To add new Part 4 (new clause 9) to provide that the enacted Ordinance is a one-off arrangement for the purposes of the Hong Kong Section of XRL and West Kowloon Station, and will not apply to the customs clearance, immigration control and quarantine of any other railway or any railway in the future.	<u>Irrespective of whether</u> Mr TAM's amendment is <u>passed or not</u> , Hon Tanya CHAN <u>may forthwith move</u> her 3rd amendment.
22	Hon Tanya CHAN	3rd amendment (Schedule 3)	To amend Schedule 3 to change the colour used to signify Shek Kong Stabling Sidings.	

Amendments of Dr Hon Fernando CHEUNG, Hon CHU Hoi-dick, Hon CHAN Chi-chuen, Hon Claudia MO, Hon Gary FAN, Hon Tanya CHAN, Hon Dennis KWOK, Hon Jeremy TAM and Dr Hon KWOK Ka-ki
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