

立法會
Legislative Council

LC Paper No. CB(4)419/18-19
(These minutes have been
seen by the Administration)

Ref : CB4/SS/12/17

**Subcommittee on Tai Lam Tunnel and Yuen Long Approach Road
Ordinance (Amendment of Schedule 1) Notice 2018 and Western Harbour
Crossing Ordinance (Amendment of Schedule 1) Notice 2018**

**Minutes of the second meeting
held on Monday, 3 December 2018 at 10:45 am
in Conference Room 2B of the Legislative Council Complex**

Members present : Hon YIU Si-wing, BBS (Chairman)
Hon Frankie YICK Chi-ming, SBS, JP
Hon WU Chi-wai, MH
Dr Hon KWOK Ka-ki

Members absent : Hon CHAN Han-pan, BBS, JP
Hon HO Kai-ming
Hon LAU Kwok-fan, MH
Hon Kenneth LAU Ip-keung, BBS, MH, JP

Public Officers attending : Item I

Transport and Housing Bureau

Ms Ivy LAW, JP
Deputy Secretary for Transport and Housing (Transport)3

Mr Adrian Lam
Assistant Secretary for Transport and Housing
(Transport)2A

Transport Department

Ms Candy KWOK
Principal Transport Officer/Management

Mr SO Chun-chuen
Chief Transport Officer/Tunnels and Tsing Ma 1

Clerk in attendance : Ms Angel WONG
Chief Council Secretary (4)4

Staff in attendance : Ms Vanessa CHENG
Assistant Legal Adviser 5

Miss Mandy NG
Council Secretary (4)4

Action

I. Meeting with the Administration

- (File Ref: THB(T)CR 19/3/5591/91 -- Legislative Council Brief
THB(T)CR 1/4651/99
- L.N. 145 and 146 of 2018 -- Tai Lam Tunnel and Yuen Long Approach Road Ordinance (Amendment of Schedule 1) Notice 2018 and Western Harbour Crossing Ordinance (Amendment of Schedule 1) Notice 2018
- LC Paper No. LS85/17-18 -- Legal Service Division Report
- LC Paper Nos. CB(4)/18-19(01) and (02) -- Marked-up copies of Tai Lam Tunnel and Yuen Long Approach Road Ordinance (Amendment of Schedule 1) Notice 2018 and Western Harbour Crossing Ordinance (Amendment of Schedule 1) Notice 2018

Action

LC Paper No. CB(4)/18-19(03) -- Background brief prepared by the Legislative Council Secretariat)

Discussion

The Subcommittee deliberated (index of proceedings attached at **Annex**).

2. Members noted that section 34 of the Interpretation and General Clauses Ordinance (Cap. 1) does not apply to the Tai Lam Tunnel and Yuen Long Approach Road Ordinance (Amendment of Schedule 1) Notice 2018 (L.N. 145) and Western Harbour Crossing Ordinance (Amendment of Schedule 1) Notice 2018 (L.N. 146). Accordingly, L.N. 145 and L.N. 146 are not required to be tabled at, and are not subject to amendment by, the Legislative Council.

Follow-up actions by the Administration

3. The Administration was requested to provide the following information:
- (a) comparisons of the vehicular flows through the Western Harbour Crossing ("WHC") before and after its actual toll increases in the past five years; and
 - (b) the analysis basis for the toll rationalization study of WHC, Eastern Harbour Crossing and Cross Harbour Tunnel, including traffic flows, toll structure, input assumptions, modelling methodology, etc.

(Post-meeting note: The Administration's written response was issued to members vide LC Paper CB(4)346/18-19 (01) on 19 December 2018.)

Invitation of views

4. Members considered it not necessary for the Subcommittee to meet with deputations to receive views on L.N. 145 and L.N. 146.

Completion of work

5. The Chairman said that the Subcommittee had completed its work and would report to the House Committee.

Action

II. Any other business

6. There being no other business, the meeting ended at 11:18 am.

Council Business Division 4
Legislative Council Secretariat
17 January 2019

**Proceedings of the second meeting of the
Subcommittee on Tai Lam Tunnel and Yuen Long Approach Road Ordinance
(Amendment of Schedule 1) Notice 2018 and
Western Harbour Crossing Ordinance (Amendment of Schedule 1) Notice 2018
on Monday, 3 December 2018 at 10:45 am
in Conference Room 2B of the Legislative Council Complex**

Time marker	Speaker(s)	Subject(s)	Action required
<i>Agenda Item I – Meeting with the Administration</i>			
000413-000716	Chairman Administration	Opening remarks The Administration's briefing on the Tai Lam Tunnel and Yuen Long Approach Road Ordinance (Amendment of Schedule 1) Notice 2018 (L.N. 145) and Western Harbour Crossing Ordinance (Amendment of Schedule 1) Notice 2018 (L.N. 146) ("the two Legal Notices")	
000717-001651	Chairman Dr KWOK Ka-ki Administration	Concerns about the high statutory toll level and future statutory toll increases of Western Harbour Crossing ("WHC")	
001652-003148	Chairman Mr WU Chi-wai Administration	Findings and analysis used by the Administration to formulate the toll adjustment proposal for the three road harbour crossings i.e. WHC, Eastern Harbour Crossing and Cross Harbour Tunnel The Administration was requested to provide the relevant findings and analysis	
003149-003247	Chairman Administration	Future statutory toll increases of WHC and the compensation payable by the Administration under the proposed WHC Toll Compensation Scheme	
003248-003456	Chairman Administration	Examination of the two Legal Notices	
<i>Agenda Item II – Any other business</i>			
003457-003538	Chairman	Closing remarks	