

立法會
Legislative Council

LC Paper No. CB(2)1638/18-19

Ref : CB2/H/5/18

House Committee of the Legislative Council

**Minutes of the 25th meeting
held in Conference Room 1 of the Legislative Council Complex
at 2:30 pm on Friday, 31 May 2019**

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
Hon Jeffrey LAM Kin-fung, GBS, JP
Hon WONG Ting-kwong, GBS, JP
Hon CHAN Hak-kan, BBS, JP
Hon CHAN Kin-por, GBS, JP
Dr Hon Priscilla LEUNG Mei-fun, SBS, JP
Hon WONG Kwok-kin, SBS, JP
Hon Mrs Regina IP LAU Suk-yee, GBS, JP
Hon Claudia MO
Hon Steven HO Chun-yin, BBS
Hon Frankie YICK Chi-ming, SBS, 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, BBS, JP
Hon LEUNG Che-cheung, SBS, MH, JP
Hon Kenneth LEUNG
Hon Alice MAK Mei-kuen, BBS, JP
Dr Hon KWOK Ka-ki
Hon KWOK Wai-keung, JP
Hon Christopher CHEUNG Wah-fung, SBS, JP
Dr Hon Fernando CHEUNG Chiu-hung

Dr Hon Helena WONG Pik-wan
Hon IP Kin-yuen
Dr Hon Elizabeth QUAT, BBS, JP
Hon Martin LIAO Cheung-kong, SBS, JP
Hon POON Siu-ping, BBS, MH
Dr Hon CHIANG Lai-wan, SBS, JP
Ir Dr Hon LO Wai-kwok, SBS, MH, JP
Hon CHUNG Kwok-pan
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 Wilson OR Chong-shing, MH
Hon YUNG Hoi-yan
Dr Hon Pierre CHAN
Hon CHAN Chun-ying, JP
Hon CHEUNG Kwok-kwan, JP
Hon HUI Chi-fung
Hon LUK Chung-hung, JP
Hon LAU Kwok-fan, MH
Hon Kenneth LAU Ip-keung, BBS, MH, JP
Dr Hon CHENG Chung-tai
Hon KWONG Chun-yu
Hon Jeremy TAM Man-ho
Hon Gary FAN Kwok-wai
Hon AU Nok-hin
Hon Vincent CHENG Wing-shun, MH
Hon Tony TSE Wai-chuen, BBS
Hon CHAN Hoi-yan

Members absent :

Prof Hon Joseph LEE Kok-long, SBS, JP
Hon Paul TSE Wai-chun, JP
Hon Michael TIEN Puk-sun, BBS, JP
Hon SHIU Ka-chun
Hon Tanya CHAN

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 YICK Wing-kin	Senior Assistant Legal Adviser 2
Mr Kelvin LEE	Senior Assistant Legal Adviser 3
Ms Hallie CHAN	Head (Public Information)
Ms Alice LEUNG	Chief Council Secretary (2)6
Mr Anthony CHU	Chief Council Secretary (4)1
Mr Bonny LOO	Assistant Legal Adviser 4
Miss Connie AU	Senior Council Secretary (2)6
Mr Richard WONG	Senior Council Secretary (2)8
Miss Michelle TANG	Council Secretary (2)6
Ms Anna CHEUNG	Senior Legislative Assistant (2)3
Mr Arthur KAN	Legislative Assistant (2)7

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I. Confirmation of verbatim transcript of meeting

Verbatim transcript of the 23rd meeting held on 17 May 2019

(LC Paper No. CB(2)1494/18-19)

(LC Paper No. CB(2)1566/18-19(01))

The Chairman said that the Translation and Interpretation Division ("TID") of the Secretariat had provided a paper setting out its responses to the proposed amendments and questions put forth by 15 Members regarding the verbatim transcript of the House Committee ("HC") meeting on 17 May 2019, and the paper was circulated to Members vide LC Paper No. CB(2)1566/18-19(01) on the day before the meeting. The Chairman further said that the guiding principles and practical guidelines adopted by officers of TID in preparing the verbatim transcripts of committee meetings were set out in the paper.

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2. The Chairman further advised that in respect of the amendments proposed by 15 Members to the said verbatim transcript ("the amendments proposed by 15 Members"), officers of TID had re-listened to the live audio recording and also watched the webcast video again; and had carefully reviewed the relevant parts of the said verbatim transcript. TID had provided its responses to and suggestions on dealing with the amendments proposed by 15 Members after the review, details of which were set out in Annex 1 to 15 to the paper. The Chairman invited Members to note that as pointed out by TID in the paper, it was a usual practice that individual Members should only propose amendment(s) to their own remarks or contents relating to the individual Members concerned. As such, if the amendment(s) proposed by an individual Member involved the remarks made by other Member(s), in principle, the other Member(s) concerned ought to have no objection to the proposed amendment(s) as well.

3. The Chairman further said that the Secretariat had prepared a summary table, which was tabled at the meeting, providing information on the number of amendments proposed by each of the 15 Members and whether such amendments would be adopted according to TID's suggestions for Members' reference. On the whole, 25 proposed amendments (two of which were duplicated) would be incorporated into the said verbatim transcript while 17 proposed amendments (one of which was duplicated) would not be adopted.

4. Members raised no questions and agreed to adopt TID's suggestions on dealing with the amendments proposed by 15 Members and the verbatim transcript of the HC meeting on 17 May 2019 as amended was confirmed.

II. Matters arising

Report by the Chairman on her meeting with the Chief Secretary for Administration

The Fugitive Offenders and Mutual Legal Assistance in Criminal Matters Legislation (Amendment) Bill 2019 ("the Amendment Bill")

5. The Chairman said that she had informed the Chief Secretary for Administration ("CS") of the decision made by HC at its last meeting on 24 May 2019 ("the last HC meeting") in respect of the way forward for

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the scrutiny of the Amendment Bill. She had also told CS that it was undesirable that the scrutiny of the Amendment Bill could not be conducted by a Bills Committee. She noted that the Panel on Security had arranged special meetings to discuss the Amendment Bill. She hoped that the Secretary for Security ("S for S") and related government officials could attend such meetings, and interact and exchange views with Members in order to respond to their concerns about the Amendment Bill.

6. The Deputy Chairman said that apart from the views expressed by Members at the last HC meeting, he had pointed out to CS that various parties, including Hong Kong people, consuls in Hong Kong as well as foreign governments, had voiced out clearly to the Hong Kong Special Administrative Region ("HKSAR") Government their reservations as well as queries on and oppositions to the Amendment Bill. He hoped that the HKSAR Government would no longer adopt an "ostrich" policy to ignore the voices of the international community and would withdraw the Amendment Bill.

7. The Chairman said that CS had indicated that a written response to the queries and views raised by Members at the last HC meeting would be provided. The relevant written response (LC Paper No. CB(2)1580/18-19(01)) was issued to Members for reference by fax in the morning of the day of the meeting. As far as the Amendment Bill was concerned, CS had advised that the Administration would do its best to facilitate the arrangements of the Legislative Council ("LegCo") and would grab the opportunities to explain to Members the details of the Amendment Bill, so as to allay the worries of various parties. The Administration hoped that LegCo could conduct a rational and practical discussion on the Amendment Bill.

Issues relating to occupational safety and health

8. Mr Jeremy TAM, Dr Fernando CHEUNG and Mr LEUNG Yiu-chung expressed disappointment with CS's response to the suggestion raised at the last HC meeting that a monument should be erected to commemorate victims of industrial accidents. They reiterated their view that the late Mr CHAN Kam-hong, chief executive of the Association for the Rights of Industrial Accident Victims, had made a tremendous effort to promote workers' rights. Therefore, they hoped that the Administration would give serious consideration to fulfilling the wish of Mr CHAN to erect such a monument in a more prominent place.

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Mr TAM and Mr LEUNG also took the view that Hong Kong should designate a "Work Injury Memorial Day" to commemorate the contributions made by workers to the prosperity of Hong Kong. Mr LEUNG considered that such a memorial day would also remind employers that they should prevent recurrence of industrial accidents. Mr TAM further considered that a posthumous honour/award should be given to Mr CHAN to recognize his contributions to Hong Kong. These Members hoped that CS could respond directly to the above issues.

Territory-wide cleaning campaign

9. Mr Vincent CHENG said that CS had indicated two weeks ago that the Administration would allocate resources to the territory-wide cleaning campaign, but there had not yet been any additional funding resources. He requested CS to release the details about the territory-wide cleaning campaign as soon as possible, and to increase the funding for dealing with hygienic problems and rodent infestation in various districts.

10. In conclusion, the Chairman said that she would relay Members' views on various issues above to CS at their next meeting.

III. Further business for the Council meeting of 5 June 2019

(a) Papers to be laid on the table of the Council

Report No. 18/18-19 of the House Committee on Consideration of Subsidiary Legislation and Other Instruments
(*LC Paper No. CB(2)1550/18-19*)

11. The Chairman said that the Report covered two items of subsidiary legislation and the period for amending them would expire at the Council meeting of 5 June 2019. No Member had indicated intention to speak on any of those items of subsidiary legislation.

(b) Questions

(*LC Paper No. CB(3)645/18-19*)

12. The Chairman informed Members that Dr CHIANG Lai-wan had given up her oral question slot which had been allocated to Mr CHAN Han-pan.

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IV. The Chief Executive's Question Time on 12 June 2019

13. The Chairman said that the Chief Executive ("CE")'s Question Time would be held from 11:00 am to 11:30 am, and the regular Council meeting of 12 June 2019 would be held immediately after the CE's Question Time ended.

V. Business for the Council meeting of 12 June 2019

(a) Questions

(LC Paper No. CB(3)646/18-19)

14. The Chairman said that 22 questions (six oral and 16 written) had been scheduled for the meeting.

(b) Bill - First Reading and moving of Second Reading

15. The Chairman said that no notice had been received yet.

(c) Bill - resumption of debate on Second Reading, consideration by committee of the whole Council and Third Reading

16. The Chairman said that the Second Reading debate on the Amendment Bill would be resumed at the meeting.

17. Dr KWOK Ka-ki enquired about the debate arrangements for the Amendment Bill at the Council meetings of 12 June 2019 or later. Dr KWOK said that he had heard from a Member in the morning of the day of the meeting that the voting on the Amendment Bill would possibly take place at the Council meeting of 27 June 2019. He asked whether the Chairman or the President had any knowledge about such a timeframe and whether such a timeframe was prescribed by the Administration. Dr KWOK added that as the Amendment Bill was controversial, he considered it unacceptable for the Administration to prescribe a timeframe for the Council to vote on the Amendment Bill.

18. Mr CHAN Chi-chuen said that he was not convinced that there was urgency in passing the Amendment Bill and the President should not, therefore, set a limit on the duration of debate when the Amendment Bill was considered by the committee of the whole Council. He added that

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according to his understanding from the recent remarks made by CE and S for S, the Administration was not certain as to whether the suspect of the Taiwan murder case could be surrendered to Taiwan upon passage of the Amendment Bill.

19. The Chairman said that she trusted that the President had dealt with the Administration's request to resume the Second Reading debate on the Amendment Bill and would also consider the amendments to the Amendment Bill proposed by Members strictly in accordance with the Rules of Procedure ("RoP"). The Chairman further said that as the deadline for giving notice of amendments to the Amendment Bill had not yet expired, she had not, up to the present moment, received any information from the President concerning his rulings on the amendments to the Amendment Bill proposed by Members as well as the debate arrangements for the Amendment Bill. She reckoned that the President would take note of what Members had said and suggested that Members could approach the President if they had any views on the subject.

(d) **Government motion**

20. The Chairman said that no notice had been received yet.

(e) **Members' motions**

(i) **Motion under Article 73(5) and (10) of the Basic Law of the Hong Kong Special Administrative Region of the People's Republic of China to be moved by Hon Dennis KWOK**

(LC Paper No. CB(3)648/18-19)

(ii) **Motion on "No confidence in the Fifth Term Government of the Hong Kong Special Administrative Region" to be moved by Hon Dennis KWOK**

(LC Paper No. CB(3)649/18-19)

(iii) **Motion on "Ensuring children's right to play for them to grow up happily" to be moved by Hon HO Kai-ming**

(LC Paper No. CB(3)652/18-19)

21. The Chairman reminded Members that the deadline for giving notice of amendments, if any, to the above motions would be Tuesday, 4 June 2019.

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Report of HC on Consideration of Subsidiary Legislation

22. The Chairman invited Members to note the list tabled at the meeting (LC Paper No. CB(3)650/18-19), which contained three items of subsidiary legislation the period for amendment of which would expire at the Council meeting of 12 June 2019. She reminded Members to indicate their intention by 12:00 midnight on Monday, 3 June 2019, should they wish to speak on any of those items of subsidiary legislation.

VI. Reports of Bills Committees and subcommittees

Report of the Subcommittee on Solicitors (Professional Indemnity) (Amendment) Rules 2019 and Solicitors (Professional Indemnity) (Amendment) (No. 2) Rules 2019

(LC Paper No. CB(4)942/18-19)

23. Dr Priscilla LEUNG, Chairman of the Subcommittee, briefed Members on the deliberations of the Subcommittee as detailed in its report. Dr LEUNG said that the Subcommittee raised no objection to the two items of subsidiary legislation. However, some members of the Subcommittee considered that The Law Society of Hong Kong ("the Law Society") should explore different ways in providing professional indemnity cover for the pro bono services provided by solicitors outside the course of their employment, so as to encourage them to participate in charity work. The Law Society undertook to raise the Subcommittee members' suggestion with the Council of the Law Society.

VII. Position on Bills Committees and subcommittees

(LC Paper No. CB(2)1549/18-19)

24. The Chairman said that as at 30 May 2019, there were 12 Bills Committees, 10 subcommittees under HC and seven subcommittees on policy issues under Panels in action. Five subcommittees on policy issues were on the waiting list.

25. Referring to List B "Bills pending resumption of Second Reading debate" of the Position Report on Bills Committees and subcommittees ("the Position Report"), Mr CHU Hoi-dick said that he noticed that a note was added to the Amendment Bill stating that at its meeting on 24 May

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2019, HC had agreed to rescind the decision made on 12 April 2019 under RoP 75(4) to form the Bills Committee on the Amendment Bill. If HC's decision to form such Bills Committee had been rescinded, he wondered why information concerning the Bills Committee was still shown on the LegCo website. He also asked about the practical effect of rescinding HC's decision to form the Bills Committee.

26. At the invitation of the Chairman, the Legal Adviser said that the legal effect of HC's agreement to rescind its earlier decision made on 12 April 2019 to form the Bills Committee on the Amendment Bill was that the Bills Committee should be treated as if it had not been formed.

27. The Chairman said that the note appeared in List B of the Position Report was to give a description of the decision made by HC at its meeting on 24 May 2019 in relation to the Amendment Bill. She requested the Secretariat to look into the matter raised by Mr CHU Hoi-dick.

VIII. Public Accounts Committee's plan to send a delegation of two members and a Secretariat staff member to Kuala Lumpur to attend the Commonwealth Association of Public Accounts Committees Asia Workshop

(LC Paper No. PAC166/18-19)

28. Mr Abraham SHEK, Chairman of the Public Accounts Committee ("PAC"), said that PAC had agreed to send a delegation of two members and one staff member of the Secretariat to attend the Commonwealth Association of Public Accounts Committees ("CAPAC") Asia Workshop to be organized by CAPAC in Kuala Lumpur from 1 to 3 August 2019. He said that the aim of the Workshop was to discuss and share experience, knowledge and Commonwealth-wide good practice relating to the operation of a public accounts committee and details of the Workshop were set out in the paper. Mr SHEK further said that he and the Deputy Chairman of PAC, Mr Kenneth LEUNG, had expressed interests to attend the Workshop.

29. Members noted PAC's plan to send a delegation to the Workshop and endorsed the recommendation of PAC to charge the expenditures arising from the participation in the Workshop to the Overseas Duty Visit accounts of the two nominated PAC members.

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IX. Request of Dr Hon Fernando CHEUNG to seek the House Committee's support for Hon SHIU Ka-chun's application to the Correctional Services Department for leave of absence to carry out his duties as a Member of the Legislative Council

(LC Paper No. CB(2)1559/18-19(01))

30. The Chairman said that she had received a letter from Dr Fernando CHEUNG on 28 May 2019 in which he stated that Mr SHIU Ka-chun had proposed amendments to Mr CHAN Han-pan's motion on "Promoting healthcare reform" ("the motion on healthcare reform") to be moved at the Council meeting of 5 June 2019. Dr CHEUNG had requested to seek HC's support for Mr SHIU's application to the Correctional Services Department ("CSD") for leave of absence to carry out his duties as a LegCo Member so that Mr SHIU could attend the Council meeting of 5 June 2019 to move his amendments to the said motion.

31. At the invitation of the Chairman, Dr Fernando CHEUNG said that the amendments proposed by Mr SHIU Ka-chun would have substantial implications on the social welfare sector as well as the general public, and Mr SHIU, as the Member who had given notice of the amendments, must be personally present to move his amendments at the Council meeting of 5 June 2019. As Mr SHIU was representing the functional constituency of social welfare, he hoped that Members, regardless of their political persuasions, would support Mr SHIU's application for leave of absence. Dr CHEUNG further said that CSD had responded positively in the past to an application from a former LegCo Member for leave of absence in similar circumstances. Dr CHEUNG appealed to Members' support for his request for HC to write to CSD to support Mr SHIU's application for leave of absence to attend the said Council meeting.

32. Mr CHU Hoi-dick and Mr IP Kin-yuen expressed support for Mr SHIU Ka-chun's application for leave of absence. Mr CHU said that if a Member was not present to ask his/her oral question, the question might, with the Member's consent, be asked by another Member. However, amendments to a motion had to be moved by the Member who had given notice of the amendments in person. Mr CHU therefore considered it appropriate to write a letter to CSD to express the collective wish of Members and to inform CSD of the Council's arrangements on the moving of amendments to motions. Mr IP said that Mr SHIU was very devoted to the work of LegCo and he had indicated his wish to attend the Council meeting of 5 June 2019 to move the amendments to the motion on healthcare reform.

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33. Dr Elizabeth QUAT and Mr Steven HO objected to Dr Fernando CHEUNG's request. Dr QUAT considered that Members should respect the professional judgement of CSD on the granting of leave of absence to inmates. She opined that Mr SHIU Ka-chun should be well aware that a Member had to move amendments to motions in person at Council meetings. Therefore, Mr SHIU should not have proposed the amendments to the motion on healthcare reform in the first place as it would hamper the work of LegCo. Echoing Dr QUAT's view, Mr HO said that Mr SHIU was sentenced to imprisonment by the court and many Hong Kong citizens hoped that Mr SHIU would conduct a self-reflection while he was in prison. Dr QUAT added that a LegCo Member should not expect any privilege while being held in prison, and that Mr SHIU should not have violated the law if he wanted to perform his duties as a LegCo Member diligently.

34. Mr Tony TSE and Dr Junius HO also expressed objection to Dr Fernando CHEUNG's request. Mr TSE said that Mr SHIU Ka-chun was sentenced to imprisonment for eight months and according to Article 79 of the Basic Law, when a Member was convicted and sentenced to imprisonment for one month or more for a criminal offence committed within or outside HKSAR, his duties could be relieved by a motion passed by two-thirds of the Members present. Mr TSE further said that Mr SHIU should consider resigning from his office as a LegCo Member so that a by-election could be conducted at the soonest to fill the vacancy. Stressing that Mr SHIU should not be given any privileged treatment with regard to his application for leave of absence, Dr HO considered it not appropriate for HC to interfere with CSD's consideration of Mr SHIU's application.

35. Ms Claudia MO and Dr KWOK Ka-ki expressed support for Dr Fernando CHEUNG's request. Referring to the earlier remarks made by Dr Elizabeth QUAT, Ms MO said that she found it unconscionable for Dr QUAT to say that Mr SHIU Ka-chun had hampered the work of LegCo by proposing amendments to the motion on healthcare reform. Ms MO did not subscribe to the view that writing a letter to CSD in the name of HC to express support for Mr SHIU's application for leave of absence would be tantamount to exerting pressure on CSD. In her view, the letter would only serve to express the collective wish of Members and the decision on whether leave of absence should be granted to Mr SHIU was still to be made by CSD. Dr KWOK said that the healthcare reform was an important issue and that Mr SHIU, as the representative of the

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functional constituency of social welfare, had the responsibility to move his amendments to the motion on healthcare reform at the Council meeting.

36. Expressing support for Mr SHIU Ka-chun's application for leave of absence, Mr KWONG Chun-yu and Mr Andrew WAN said that Mr SHIU was very devoted to the work of LegCo and had carried out his duties wholeheartedly. Mr KWONG considered that it was a very humble request of Mr SHIU for attending the Council meeting of 5 June 2019 and he hoped that Members would support Mr SHIU's application for leave of absence. Mr WAN said that he did not subscribe to the view that it was a privilege for Mr SHIU to be granted leave of absence to attend the said Council meeting. Mr WAN further said that Mr SHIU had already indicated that he would be willing to abide by any conditions and restrictions as prescribed by CSD during the leave of absence, including putting on handcuffs, if required. He therefore saw no reason why Members would raise objection to Dr Fernando CHEUNG's request.

37. Dr Helena WONG and Mr AU Nok-hin also expressed support for Dr Fernando CHEUNG's request. Dr WONG said that she highly respected Mr SHIU Ka-chun and that Mr SHIU was put in jail only because of his participation in the "Occupy Central" movement in 2014 in protest of the decision of the Standing Committee of the National People's Congress adopted on 31 August 2014 on issues relating to the selection of the CE of HKSAR by universal suffrage and on the method for forming LegCo of HKSAR. Mr AU said that CSD had considered granting leave of absence to Mr CHIM Pui-chung, a former LegCo Member, in the past although such an approval was eventually not granted as Mr CHIM had refused to undertake the conditions and restrictions relating to custody and escort during the leave of absence.

38. Mr CHAN Hak-kan and Mr CHEUNG Kwok-kwan expressed disapproval of Dr Fernando CHEUNG's request. Mr CHAN considered that Members should respect CSD's professional judgement. He was concerned that if HC issued a letter to CSD to express support for Mr SHIU Ka-chun's application for leave of absence, it might give the public a wrong impression that it was an overall decision of LegCo to request that leave of absence be granted to Mr SHIU. However, he had no objection for individual Members to write to CSD to express their own views on the matter. Pointing out that every person in the society had different roles and responsibilities, Mr CHEUNG said that Members from the opposition camp had failed to convince him in what way Mr SHIU's

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responsibilities as a LegCo Member were different from those of other people in terms of their importance. Mr CHEUNG was also concerned that if HC rendered its support to Mr SHIU's application for leave of absence, it would be tantamount to exerting pressure on CSD.

39. At the invitation of the Chairman, Dr Fernando CHEUNG said that while Members had different political views, he considered it not necessary for Members to escalate the issue to a higher plane of principle and to degrade Mr SHIU Ka-chun. He further said that there were numerous cases in the past in which CSD had granted leave of absence to inmates on special or humanitarian grounds. Dr CHEUNG hoped that Members would support his request to seek HC's support for Mr SHIU's application for leave of absence to attend the Council meeting of 5 June 2019 to carry out his duties as a LegCo Member.

40. The Chairman said that given Members' diverse views, she would put to vote the question as to whether HC agreed to support Hon SHIU Ka-chun's application to CSD for leave of absence to carry out his duties as a LegCo Member. The Chairman further said that as already pointed out by some Members in their earlier remarks, the decision on whether leave of absence would be granted to Mr SHIU rested with CSD. She invited Members to note that if Members agreed that Mr SHIU's application for leave of absence to carry out his duties as a LegCo Member should be supported, she would, in her capacity as the Chairman of HC, write to CSD to express HC's stance in this regard for the reference of CSD. The Chairman then ordered a division.

The following Members voted in favour of the question:

Mr James TO, Mr LEUNG Yiu-chung, Ms Claudia MO, Mr WU Chi-wai, Mr Charles MOK, Mr CHAN Chi-chuen, Mr Kenneth LEUNG, Dr KWOK Ka-ki, Mr Dennis KWOK, Dr Fernando CHEUNG, Dr Helena WONG, Mr IP Kin-yuen, Mr Alvin YEUNG, Mr Andrew WAN, Mr CHU Hoi-dick, Mr HUI Chi-fung, Dr CHENG Chung-tai, Mr KWONG Chun-yu, Mr Gary FAN and Mr AU Nok-hin.

(20 Members)

The following Members voted against the question:

Mr Tommy CHEUNG, Mr WONG Ting-kwong, Mr CHAN Hak-kan, Dr Priscilla LEUNG, Mr WONG Kwok-kin, Mrs Regina IP, Mr Steven HO, Mr Frankie YICK, Mr YIU Si-wing, Mr MA Fung-kwok, Mr CHAN

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Han-pan, Mr LEUNG Che-cheung, Miss Alice MAK, Mr KWOK Wai-keung, Mr Christopher CHEUNG, Dr Elizabeth QUAT, Mr Martin LIAO, Mr POON Siu-ping, Dr CHIANG Lai-wan, Ir Dr LO Wai-kwok, Mr CHUNG Kwok-pan, Mr Jimmy NG, Dr Junius HO, Mr HO Kai-ming, Mr Holden CHOW, Mr Wilson OR, Ms YUNG Hoi-yan, Mr CHAN Chun-ying, Mr CHEUNG Kwok-kwan, Mr LUK Chung-hung, Mr LAU Kwok-fan, Mr Kenneth LAU, Mr Vincent CHENG, Mr Tony TSE and Ms CHAN Hoi-yan
(35 Members)

41. The Chairman declared that 20 Members voted for and 35 Members voted against the question and no Member abstained from voting. The Chairman declared that the question was not supported.

X. Any other business

42. There being no other business, the meeting ended at 3:20 pm.

Council Business Division 2
Legislative Council Secretariat
13 June 2019