

**立法會**  
**Legislative Council**

Ref : CB2/PL/CA

LC Paper No. CB(2)133/18-19  
(These minutes have been  
cleared with the Chairman)

**Panel on Constitutional Affairs**

**Minutes of meeting**  
**held on Thursday, 11 October 2018, at 12:45 pm**  
**in Conference Room 1 of the Legislative Council Complex**

**Members present** : Hon CHEUNG Kwok-kwan, JP (Chairman)  
Hon LUK Chung-hung, JP (Deputy Chairman)  
Hon Abraham SHEK Lai-him, GBS, JP  
Hon Jeffrey LAM Kin-fung, GBS, JP  
Hon WONG Ting-kwong, GBS, JP  
Hon Starry LEE Wai-king, SBS, 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-yeet, GBS, JP  
Hon Claudia MO  
Hon Steven HO Chun-yin, 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 Alice MAK Mei-kuen, BBS, JP  
Hon Dennis KWOK Wing-hang  
Hon Christopher CHEUNG Wah-fung, SBS, JP  
Dr Hon Helena WONG Pik-wan  
Hon IP Kin-yuen  
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 CHU Hoi-dick  
Hon Jimmy NG Wing-ka, JP

Hon LAM Cheuk-ting  
Hon Holden CHOW Ho-ding  
Hon CHAN Chun-ying, JP  
Hon Tanya CHAN  
Hon HUI Chi-fung  
Hon LAU Kwok-fan, MH  
Hon Kenneth LAU Ip-keung, BBS, MH, JP  
Dr Hon CHENG Chung-tai  
Hon AU Nok-hin

**Members absent** : Hon Paul TSE Wai-chun, JP  
Dr Hon Junius HO Kwan-yiu, JP

**Clerk in attendance** : Ms Joanne MAK  
Chief Council Secretary (2) 3

**Staff in attendance** : Miss Flora TAI  
Assistant Secretary General 2

Miss Cindy HO  
Senior Council Secretary (2) 3

Mr Dennis HO  
Council Secretary (2) 3

Mrs Fonny TSANG  
Legislative Assistant (2) 3

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**I. Election of Chairman and Deputy Chairman**

Election of Chairman

As Mr Martin LIAO, the incumbent Chairman, was absent at this juncture, Mr Holden CHOW, the incumbent Deputy Chairman, presided over the election and called for nominations for the chairmanship of the Panel for the 2018-2019 session. Mr CHEUNG Kwok-kwan was nominated by Mr WONG Kwok-kin and the nomination was seconded by Ms Starry LEE. Mr CHEUNG Kwok-kwan accepted the nomination.

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2. As there was no other nomination, Mr Holden CHOW declared Mr CHEUNG Kwok-kwan elected as the Chairman of the Panel for the 2018-2019 session. Mr CHEUNG Kwok-kwan then took the chair.

Election of Deputy Chairman

3. The Chairman called for nominations for the deputy chairmanship of the Panel for the 2018-2019 session. Mr LUK Chung-hung was nominated by Ms Alice MAK and the nomination was seconded by Mr Steven HO. Mr LUK Chung-hung accepted the nomination.

4. As there was no other nomination, the Chairman declared Mr LUK Chung-hung elected as the Deputy Chairman of the Panel for the 2018-2019 session.

**II. Schedule of meetings for the 2018-2019 session**

5. Members agreed that the Panel would continue to hold its regular meetings on the third Monday of each month from 2:30 pm to 4:30 pm. Members agreed to adopt the proposed meeting schedule which was tabled at the meeting.

**III. Items for discussion at the next meeting**

[Appendices II and III to LC Paper No. CB(2)5/18-19]

Regular meeting to be held on 15 October 2018

6. Members agreed to discuss the following items proposed by the Administration at the next regular meeting on 15 October 2018 at 2:30 pm:

- (a) briefing on the Chief Executive's 2018 Policy Address; and
- (b) practical arrangements for the 2018 Legislative Council ("LegCo") Kowloon West Geographical Constituency By-election.

Referring to the item in paragraph (b) above, Mr AU Nok-hin opined that the Administration was late in proposing the item for discussion on

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15 October 2018, given that the nomination period of the by-election was coming to an end. The Chairman said that it was the earliest possible date for discussion of the item.

Other issues raised by members

*Amending the Prevention of Bribery Ordinance (Cap. 201)*

7. Mr LAM Cheuk-ting proposed to discuss as early as possible the progress of work in amending the Prevention of Bribery Ordinance to extend the scope of sections 3 and 8 to cover the office of the Chief Executive ("CE"). He said that the subject had been included on the Panel's list of outstanding items for discussion for a long time.

*Press freedom*

8. Mr IP Kin-yuen expressed concern about the Foreign Correspondents' Club incident and the fall of Hong Kong's press freedom ranking to the 70th in 2018. He proposed to discuss the measures taken by the Administration to safeguard the press freedom in Hong Kong.

*Human rights education and human rights reports*

9. Mr IP Kin-yuen proposed to discuss the promotion of human rights education. Mr AU Nok-hin requested the Administration to provide the human rights reports submitted by the Hong Kong Special Administrative Region and the concluding observations of the relevant United Nations committees for discussion by the Panel at an opportune time.

*Political reform*

10. Dr Helena WONG said that the Panel should revisit the issue of political reform in the current legislative session and discuss how to take forward the selection of CE and the formation of LegCo by universal suffrage in accordance with Articles 45 and 68 of the Basic Law respectively.

*Nomination matters in Legislative Council elections*

11. Dr Helena WONG said that the above issue had also been included on the Panel's list of outstanding items for discussion for some time. She

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considered it necessary to discuss as early as possible the relevant issues, such as the criteria adopted by the Returning Officers in determining the validity of a candidate's nomination. She also expressed concern whether a person who was disqualified from being nominated as a candidate would be barred from running in all future public elections. Mr AU Nok-hin proposed to discuss the appointment system of the Nominations Advisory Committees.

*Strengthening the functions of District Councils*

12. Ms Starry Lee proposed to discuss enhancing the functions of the new term District Councils ("DCs") commencing from 2020. She considered that there was room to enhance their functions. For example, in district environmental hygiene matters, a mechanism could be put in place for DCs to participate in the evaluation of the performance of relevant outsourced contractors. The Chairman said that he would consider whether this Panel or the Panel on Home Affairs would be the appropriate forum to follow up on the subject.

**IV. Any other business**

13. There being no other business, the meeting ended at 12:58 pm.

Council Business Division 2  
Legislative Council Secretariat  
23 October 2018