

Legislative Council

Agenda

Wednesday 4 December 2019 at 11:00 am

I. Papers to be laid on the Table of the Council

5 items of subsidiary legislation/instruments and 4 other papers to be laid on the Table of the Council set out in **Appendix 1**

Member to address the Council

Paper

1. Hon Abraham SHEK
Supplemental Report of the Public Accounts Committee on Report No. 72 of the Director of Audit on the Results of Value for Money Audits (December 2019 — P.A.C. Report No. 72A)
(Item 9 in Appendix 1)

II. Questions

Members to ask 22 questions (6 for oral replies and 16 for written replies)

Questions for oral replies to be asked by

Public officers to reply

1. Dr Hon Fernando CHEUNG
(Tear gas affecting welfare service units) Secretary for Labour and Welfare
2. Ir Dr Hon LO Wai-kiwok
(Provision of transitional housing) Secretary for Transport and Housing
3. Dr Hon CHIANG Lai-wan
(Manpower of doctors) Secretary for Food and Health
4. Hon Martin LIAO
(Organ donation and transplants) Secretary for Food and Health
5. Hon WONG Kwok-kin
(Use of elderly health care vouchers on the Mainland) Secretary for Food and Health
6. Hon Claudia MO
(Press freedom) Secretary for Security
Secretary for Constitutional and Mainland Affairs

Contents of 22 questions, Members to ask such questions and public officers to reply set out in **Appendix 2**

III. Government Motions

1st debate (to deal with the following 2 motions)

(Standing over from the meeting of 10 July 2019)

- 1. Proposed resolution under Article 73(7) of the Basic Law and section 7A of the Hong Kong Court of Final Appeal Ordinance (Cap. 484) on appointment of a judge**

Mover : Chief Secretary for Administration

Wording of the motion : **Appendix 3**

- 2. Proposed resolution under Article 73(7) of the Basic Law on appointment of a judge**

Mover : Chief Secretary for Administration

Wording of the motion : **Appendix 4**

(Debate and voting arrangements set out in LC Paper Nos. CB(3) 760/18-19 and CB(3) 55/19-20 issued on 27 June and 21 October 2019)

IV. Members' Motions on Subsidiary Legislation/Instruments

1st debate (to deal with the following motion)

- 1. Proposed resolution to extend the period for amending subsidiary legislation**

Mover : Hon Vincent CHENG

Wording of the motion : **Appendix 5**

2nd debate (to deal with the following motion)

- 2. Proposed resolution to extend the period for amending subsidiary legislation**

Mover : Hon WONG Ting-kwong

Wording of the motion : **Appendix 6**

V. Member's Bill

First Reading and Second Reading (debate to be adjourned)

- 1. St. John's College (Amendment) Bill 2019 : Hon Jimmy NG**

(Standing over from the meeting of 10 July 2019)

VI. Members' Motions (not including those on Subsidiary Legislation/Instruments)

1st debate (to deal with the following motion)

(Standing over from the meeting of 10 July 2019)

1. Motion under Article 73(9) of the Basic Law to form an independent investigation committee to investigate the charges against the Chief Executive for serious breach of law and/or dereliction of duty

Mover : Hon Alvin YEUNG

Wording of the motion : Appendix 7

(This motion jointly initiated by 25 Members: Hon Alvin YEUNG, Hon James TO, Hon LEUNG Yiu-chung, Prof Hon Joseph LEE, Hon Claudia MO, Hon WU Chi-wai, Hon Charles Peter MOK, Hon CHAN Chi-chuen, Hon Kenneth LEUNG, Dr Hon KWOK Ka-ki, Hon Dennis KWOK, Dr Hon Fernando CHEUNG, Dr Hon Helena WONG, Hon IP Kin-yuen, Hon Andrew WAN, Hon CHU Hoi-dick, Hon LAM Cheuk-ting, Hon SHIU Ka-chun, Hon Tanya CHAN, Hon HUI Chi-fung, Dr Hon CHENG Chung-tai, Hon KWONG Chun-yu, Hon Jeremy TAM, Hon Gary FAN and Hon AU Nok-hin)

Public officer to attend : Chief Secretary for Administration

2nd debate (to deal with the following motion)

(Standing over from the meeting of 20 November 2019)

2. Motion under Rule 49B(1) of the Rules of Procedure to relieve Hon Tanya CHAN of her duties as a Member of the Legislative Council

Mover : Hon WONG Ting-kwong

Wording of the motion : Appendix 8

3rd debate (to deal with the following motion)

(Standing over from the meeting of 20 November 2019)

3. Motion under Rule 49B(1) of the Rules of Procedure to relieve Hon SHIU Ka-chun of his duties as a Member of the Legislative Council

Mover : Hon WONG Kwok-kin

Wording of the motion : Appendix 9

4th debate (to deal with the following motion)

(Standing over from the meeting of 23 October 2019)

4. Motion under Rule 49B(1A) of the Rules of Procedure to censure Hon Junius HO

Mover : Dr Hon KWOK Ka-ki

Wording of the motion : **Appendix 10**

(This motion jointly signed by Hon Alvin YEUNG, Hon Tanya CHAN and Hon Jeremy TAM)

5th debate (to deal with the following motion)

(Standing over from the meeting of 30 October 2019)

5. Motion under Rule 49B(1A) of the Rules of Procedure to censure Hon Junius HO

Mover : Hon Claudia MO

Wording of the motion : **Appendix 11**

(This motion jointly signed by Hon CHU Hoi-dick, Hon CHAN Chi-chuen and Hon Gary FAN)

6th debate (to deal with the following motion)

(Standing over from the meeting of 6 November 2019)

6. Motion under Rule 49B(1A) of the Rules of Procedure to censure Dr Hon CHENG Chung-tai

Mover : Hon YUNG Hoi-yan

Wording of the motion : **Appendix 12**

(This motion jointly signed by Hon Mrs Regina IP, Hon WONG Ting-kwong and Hon POON Siu-ping)

7th debate (to deal with the following motion)

(Standing over from the meeting of 20 November 2019)

7. Motion under Rule 49B(1A) of the Rules of Procedure to censure Hon LAM Cheuk-ting

Mover : Hon Junius HO

Wording of the motion : **Appendix 13**

(This motion jointly signed by Hon YUNG Hoi-yan, Hon YIU Si-wing and Hon POON Siu-ping)

8th debate (to deal with the following motion)

(Standing over from the meeting of 12 June 2019)

8. Motion under Article 73(5) and (10) of the Basic Law to summon persons concerned to produce papers and testify

Mover : Hon Dennis KWOK

Wording of the motion : **Appendix 14**

Public officer to attend : Chief Secretary for Administration

9th debate (to deal with the following 2 motions)

(Standing over from the meeting of 10 July 2019)

9. Motion under Article 73(5) and (10) of the Basic Law to summon a person to produce papers and testify

Mover : Dr Hon KWOK Ka-ki

Wording of the motion : **Appendix 15**

10. Motion under the Legislative Council (Powers and Privileges) Ordinance to appoint a select committee to conduct an inquiry

Mover : Hon AU Nok-hin

Wording of the motion : **Appendix 16**

Public officers to attend items 9 and 10 : Secretary for Security
Under Secretary for Security

(Debate and voting arrangements set out in LC Paper No. CB(3) 771/18-19 issued on 27 June 2019)

Debate arrangements for the following 4 motions to be notified
(Order of debates may be adjusted having regard to the debate arrangements to be made)

Motions under Article 73(5) and (10) of the Basic Law to summon persons concerned to produce papers and testify

(Items 11 to 13 standing over from the meeting of 23 October 2019)

- 11.** Mover : Hon Alvin YEUNG
- Wording of the motion : **Appendix 17**
- Public officers to attend : Secretary for Security
Secretary for Transport and Housing
Under Secretary for Security
Under Secretary for Transport and Housing
- 12.** Mover : Dr Hon KWOK Ka-ki
- Wording of the motion : **Appendix 18**
- Public officers to attend : Secretary for Security
Secretary for Food and Health
Under Secretary for Security
Under Secretary for Food and Health
- 13.** Mover : Dr Hon Fernando CHEUNG
- Wording of the motion : **Appendix 19**
- Public officers to attend : Secretary for Labour and Welfare
Secretary for Security
Under Secretary for Security
Under Secretary for Labour and Welfare

(Item 14 standing over from the meeting of 13 November 2019)

14. Mover : Dr Hon KWOK Ka-ki
- Wording of the motion : **Appendix 20**
- Public officers to attend : Secretary for Security
Under Secretary for Security

10th debate (to deal with the following 2 motions)

(Standing over from the meeting of 3 July 2019)

Motions under the Legislative Council (Powers and Privileges) Ordinance to appoint select committees to conduct inquiries

15. Mover : Hon Andrew WAN
- Wording of the motion : **Appendix 21**
16. Mover : Hon Jeremy TAM
- Wording of the motion : **Appendix 22**
- Public officers to attend items 15 and 16 : Secretary for Security
Under Secretary for Security

(Debate and voting arrangements set out in LC Paper No. CB(3) 723/18-19 issued on 19 June 2019)

Debate arrangements for the following 10 motions to be notified
(Order of debates may be adjusted having regard to the debate arrangements to be made)

Motions under the Legislative Council (Powers and Privileges) Ordinance to appoint select committees to conduct inquiries

(Items 17 to 23 standing over from the meeting of 23 October 2019)

- 17.** Mover : Hon Claudia MO
Wording of the motion : **Appendix 23**
- 18 and 19.** Mover : Hon Tanya CHAN
Wording of the motions : **Appendices 24 and 25**
- 20 and 21.** Mover : Dr Hon KWOK Ka-ki
Wording of the motions : **Appendices 26 and 27**
- 22.** Mover : Hon LAM Cheuk-ting
Wording of the motion : **Appendix 28**
- 23.** Mover : Hon KWONG Chun-yu
Wording of the motion : **Appendix 29**

(Item 24 standing over from the meeting of 30 October 2019)

- 24.** Mover : Hon Gary FAN
Wording of the motion : **Appendix 30**
- Public officers to attend items 17 to 24 : Secretary for Security
Under Secretary for Security

(Item 25 standing over from the meeting of 13 November 2019)

25. Mover : Hon CHUNG Kwok-pan
- Wording of the motion : **Appendix 31**
- Public officer to attend : Chief Secretary for Administration

(Item 26 standing over from the meeting of 27 November 2019)

26. Mover : Dr Hon Priscilla LEUNG
- Wording of the motion : **Appendix 32**
- Amendment mover : Hon James TO
(Amendment set out in LC Paper No. CB(3) 155/19-20 issued on 22 November 2019)
- Public officer to attend : To be advised by the Administration

11th debate (to deal with the following motion)

(Standing over from the meeting of 12 June 2019)

27. **Motion on “No confidence in the Fifth Term Government of the Hong Kong Special Administrative Region”**
- Mover : Hon Dennis KWOK
- Wording of the motion : **Appendix 33**
- Amendment mover : Hon Claudia MO
(Amendment set out in LC Paper No. CB(3) 667/18-19 issued on 5 June 2019)
- Public officer to attend : Chief Secretary for Administration

12th debate (to deal with the following motion)

(Standing over from the meeting of 12 June 2019)

28. Motion on “Ensuring children’s right to play for them to grow up happily”

Mover : Hon HO Kai-ming

Wording of the motion : **Appendix 34**

5 amendment movers : Hon IP Kin-yuen, Dr Hon KWOK Ka-ki,
Dr Hon Fernando CHEUNG,
Dr Hon CHIANG Lai-wan and
Hon HUI Chi-fung
(Amendments set out in LC Paper
No. CB(3) 669/18-19 issued on
6 June 2019)

Public officers to attend : Secretary for Labour and Welfare
Under Secretary for Labour and Welfare

Clerk to the Legislative Council

Council meeting of 4 December 2019

Papers to be laid on the Table of the Council

Subsidiary legislation/instruments	Legal Notice No.
1. <u>Legal Aid (Amendment) Regulation 2019</u>	170 of 2019
2. <u>Legal Aid (Assessment of Resources and Contributions) (Amendment) Regulation 2019</u>	171 of 2019
3. <u>Legal Aid Ordinance — Resolution of the Legislative Council (Commencement) Notice</u>	172 of 2019
4. <u>Merchant Shipping (Seafarers) (Working and Living Conditions) (Amendment) Regulation 2019</u>	173 of 2019
5. <u>Merchant Shipping (Seafarers) (Allotments) (Amendment) Regulation 2019</u>	174 of 2019
 Other papers	
6. <u>Occupational Safety and Health Council Annual Report 2018-2019 (including Financial Statements and Independent Auditor's Report)</u> (to be presented by Secretary for Labour and Welfare)	
7. <u>Hong Kong Housing Authority Annual Report 2018/19</u> (to be presented by Secretary for Transport and Housing)	
8. <u>Hong Kong Housing Authority Financial Statements for the year ended 31 March 2019 (including Report of the Director of Audit)</u> (to be presented by Secretary for Transport and Housing)	
9. <u>Supplemental Report of the Public Accounts Committee on Report No. 72 of the Director of Audit on the Results of Value for Money Audits (December 2019 — P.A.C. Report No. 72A)</u> (to be presented by Hon Abraham SHEK , Chairman of the Public Accounts Committee, who will address the Council on this paper)	

22 questions to be asked at the Council meeting of 4 December 2019

		Subject matters	Public officers to reply
Questions for oral replies			
1	Dr Hon Fernando CHEUNG	<u>Tear gas affecting welfare service units</u>	Secretary for Labour and Welfare
2	Ir Dr Hon LO Wai-kwok	<u>Provision of transitional housing</u>	Secretary for Transport and Housing
3	Dr Hon CHIANG Lai-wan	<u>Manpower of doctors</u>	Secretary for Food and Health
4	Hon Martin LIAO	<u>Organ donation and transplants</u>	Secretary for Food and Health
5	Hon WONG Kwok-kin	<u>Use of elderly health care vouchers on the Mainland</u>	Secretary for Food and Health
6	Hon Claudia MO	<u>Press freedom</u>	Secretary for Security Secretary for Constitutional and Mainland Affairs
Questions for written replies			
7	Hon Charles Peter MOK	<u>Law enforcement actions against Hong Kong people by Mainland authorities</u>	Secretary for Security
8	Hon LEUNG Yiu-chung	<u>Services for the elderly</u>	Secretary for Labour and Welfare
9	Dr Hon Priscilla LEUNG	<u>Ensuring the impartiality of prosecutors</u>	Secretary for Justice
10	Hon WONG Ting-kwong	<u>Proof of identity as journalists</u>	Secretary for Home Affairs
11	Hon CHAN Hak-kan	<u>Hong Kong's transport infrastructure</u>	Secretary for Transport and Housing
12	Hon CHEUNG Kwok-kwan	<u>Mainlanders studying in Hong Kong</u>	Secretary for Education
13	Hon SHIU Ka-fai	<u>Statutory cooling-off period for consumer contracts</u>	Secretary for Commerce and Economic Development
14	Hon CHAN Chun-ying	<u>Mortgage Insurance Programme</u>	Secretary for Financial Services and the Treasury
15	Hon Elizabeth QUAT	<u>Administration of justice</u>	Chief Secretary for Administration
16	Hon Kenneth LEUNG	<u>Charging facilities for electric vehicles</u>	Secretary for the Environment
17	Hon Paul TSE	<u>Assisting first-time home buyers</u>	Secretary for Financial Services and the Treasury
18	Hon WU Chi-wai	<u>Health impacts of tear gas residue</u>	Secretary for Food and Health
19	Prof Hon Joseph LEE	<u>Persons arrested in the past six months</u>	Secretary for Security
20	Hon Tony TSE	<u>Facilitating construction professionals to practise in the Greater Bay Area</u>	Secretary for Development
21	Hon Dennis KWOK	<u>Operation of the Chinese People's Liberation Army Hong Kong Garrison</u>	Secretary for Security
22	Hon Holden CHOW	<u>Handling the aftermath of social disturbances</u>	Secretary for Security

Question 1
(For oral reply)

(Translation)

Tear gas affecting welfare service units

Dr Hon Fernando CHEUNG to ask:

It has been reported that during the Police's operations to disperse demonstrators since June this year, there have been a number of cases in which persons in elderly and rehabilitation service units felt unwell due to inhalation of tear gas, including the following two cases: on 5 August, at least 13 rounds of tear gas were fired into the precincts of Caritas Jockey Club Tsuen Wan Social Service Building, which housed a care and attention home for the elderly and a day care centre for the elderly; and on 28 October, tear gas billowed into a hostel for severely mentally handicapped persons and a long stay care home located in the vicinity of the Police's Tai Hing Operational Base. In this connection, will the Government inform this Council:

- (1) whether, upon completion of each dispersal operation involving the firing of tear gas rounds, it conducted any assessment and survey on the number of persons in the nearby elderly and rehabilitation service units who had been affected by tear gas and the extent of the impacts, took follow-up actions and offered support to such service units; if so, of the details; if not, the reasons for that;
- (2) whether it has, since June this year, issued guidelines to the various elderly and rehabilitation service units to advise them on the measures that they should take to prevent the persons in their units from being affected by tear gas, as well as the ways for handling the situation when their units have been affected by tear gas (including the removal of tear gas residue); if so, of the details; if not, the reasons for that; and
- (3) of the composition of the tear gas rounds fired by the Police since June this year, and whether such composition has fatal or harmful long-term health impacts on the persons in the aforesaid units; whether the Government has assessed the health impacts of tear gas on different types of infirm persons (e.g. users of respiratory assistive devices) and persons with disabilities; if so, of the details; if not, the reasons for that?

Question 2
(For oral reply)

(Translation)

Provision of transitional housing

Ir Dr Hon LO Wai-kwok to ask:

The Chief Executive (“CE”) pointed out in last year’s Policy Address that a task force under the Transport and Housing Bureau would actively render assistance to, and facilitate the implementation of, the various short-term community initiatives to increase the supply of transitional housing. The Government would also allow, under the relaunched measures to revitalize industrial buildings, wholesale conversion of industrial buildings into transitional housing. Moreover, CE has indicated in this year’s Policy Address that in order not to lengthen the waiting time for families applying for public rental housing (“PRH”), redeveloping aged PRH estates will not be considered for the time being. In this connection, will the Government inform this Council:

- (1) of the functions and scope of work of the task force; whether they include consulting the trades and owners concerned and providing owners of industrial buildings with support and advisory services on conversion of industrial buildings into transitional housing; if so, of the details; if not, the reasons for that;
- (2) whether it will review the policies on and support measures for conversion of industrial buildings into transitional housing, including stipulating the renewal arrangement and the financial assistance for maintenance to which the owners are entitled annually, so that the owners will be more eager to pursue conversion of industrial buildings; if so, of the details; if not, the reasons for that; and
- (3) whether it will consider converting some of the factory estates under the Hong Kong Housing Authority into transitional housing to temporarily accommodate residents affected by PRH redevelopment projects, so as to enable the commencement of the projects concerned; if so, of the details; if not, the reasons for that?

Question 3
(For oral reply)

(Translation)

Manpower of doctors

Dr Hon CHIANG Lai-wan to ask:

It is learnt that manpower shortage of doctors in public hospitals has caused delay in the treatment of quite a number of patients. For instance, the longest waiting time for new case booking at the specialist outpatient clinics under the Hospital Authority (“HA”) is as long as three years and ten months. Regarding the manpower of doctors, will the Government inform this Council:

- (1) whether it will, by making reference to the average ratio of 3.2 doctors per 1 000 persons in the European region, set a target doctor-to-population ratio for Hong Kong and carry out manpower planning properly, so as to ensure that there are sufficient doctors in public healthcare institutions for maintaining service quality, and to avoid creating a vicious cycle of excessive work pressure causing wastage of doctors; if so, of the details; if not, the reasons for that;
- (2) given that doctors hired under the Special Retired and Rehire Scheme are only offered contracts of a term of one year, whether it knows if HA will extend the contract term to three years, so as to attract more retired doctors to apply for rehiring; if HA will, of the details; if not, the reasons for that; and
- (3) of the latest situation regarding HA’s recruitment of non-locally trained doctors under limited registration; given that the Government has proposed to provide specialist training for this type of doctors to attract them to work in Hong Kong, whether the Government will allocate additional resources to HA and the Hong Kong Academy of Medicine, with a view to increasing the training places; if so, of the details (including the specialties which will be accorded priority for increasing the training places); if not, the reasons for that?

Question 4
(For oral reply)

(Translation)

Organ donation and transplants

Hon Martin LIAO to ask:

The number of cases of organ donation recorded in Hong Kong for the first half of this year was on the low side and it has been reported that the number of transplants performed this year so far has plunged when compared with that of the same period of last year. Such situation has aroused concerns. In this connection, will the Government inform this Council:

- (1) of the monthly statistics of Hong Kong on organ donation, patients on the waiting list, organ transplants performed and average waiting time of patients for each type of organs in the past two years and since January this year;
- (2) as the latest Thematic Household Survey Report has projected that more than 1.5 million of adults are willing to donate their organs after death, yet the number of persons who have registered with the Centralised Organ Donation Register is only about 310 000, whether the Government knows the reasons why a lot of people who are willing to donate their organs still have not yet registered, and the targeted measures in place to encourage such people to turn their goodwill into action, so as to practically boost the registration rate for organ donation; and
- (3) as it has been reported that as at the end of last year, more than 300 Hong Kong people were waiting to undergo transplant of donated organs on the Mainland, and in future, Hong Kong residents may have the opportunity to undergo organ transplants at the University of Hong Kong-Shenzhen Hospital, whether the Government knows the relevant details and has taken follow-up actions; if so, of the details?

Question 5
(For oral reply)

(Translation)

Use of elderly health care vouchers on the Mainland

Hon WONG Kwok-kin to ask:

Regarding the use of elderly health care vouchers (“HCVs”) on the Mainland by the elderly of Hong Kong, will the Government inform this Council:

- (1) given that with effect from October 2015, eligible elderly people of Hong Kong may use HCVs to pay for the fees of outpatient medical care services provided by designated clinics/departments of the University of Hong Kong - Shenzhen Hospital, of the number of person-times for which the elderly of Hong Kong used HCVs in that hospital and the total amount of fees involved each year;
- (2) whether, in the past three years, it discussed the extension of the scope of application of HCVs on the Mainland with the relevant Mainland departments, healthcare services organizations of the two places as well as local medical professional groups; if so, of the latest progress, and whether an implementation timetable is in place; and
- (3) whether it will consider allowing the elderly of Hong Kong to use HCVs on the Mainland to pay for the medical fees relating to disease prevention and rehabilitation treatment; if so, of the details; if not, the reasons for that?

Question 6
(For oral reply)

(Translation)

Press freedom

Hon Claudia MO to ask:

Hong Kong's ranking in the World Press Freedom Index has dropped from the 48th in 2009 to the 73rd this year, reflecting that the degree of press freedom in Hong Kong has declined significantly. In this connection, will the Government inform this Council:

- (1) given that since June this year, quite a number of journalists have complained that police officers blocked their cameras, shined strong light at them, insulted and intimidated them, jostled them, tore off their gas masks, inflicted injuries on them with weapons such as batons, pepper spray and rubber bullets (even resulting in a journalist's loss of vision in her right eye), and that the situation has not improved despite repeated complaints by various journalism organizations, of the measures put in place by the Government to ensure that journalists, when covering news at the scenes of public events, will not be subject to police officers' unreasonable treatment directed against them, interference, arrests, attacks and obstruction to their work;
- (2) given that in recent months, the Government has, on the grounds of protecting the privacy of police officers, suspended the public inspection of the Final Registers of Electors/Voters, stopped showing the names of some police officers on the Government Telephone Directory, and required persons who wish to search another person's marriage and birth records to produce the written consent of the data subject, whether the Government will abolish such measures and undertake that it will not implement again any measure that will undermine the right of public access to information; and
- (3) given the inadequacies of the Code on Access to Information (including government departments determining on their own whether or not information should be kept confidential, untenable justifications given for refusal to disclose information, and public organizations not being covered by the Code), of the improvement measures put in place; given that the public consultation conducted by the authorities on the introduction of an archives law and an access to information regime was completed in March this year, of the consultation outcome, follow-up recommendations and legislative timetable?

Question 7
(For written reply)

(Translation)

Law enforcement actions against
Hong Kong people by Mainland authorities

Hon Charles Peter MOK to ask:

It has been reported that on 8 August this year, a Hong Kong resident then employed by the British Consulate General in Hong Kong took a business trip to the Mainland. In the evening on that day, he boarded a Guangzhou-Shenzhen-Hong Kong Express Rail Link (“XRL”) train in Shenzhen to return to Hong Kong. However, upon arrival at the Mainland Port Area of the XRL West Kowloon Station, he was taken back to a police station in the Luohu District of Shenzhen on the Mainland by Mainland law enforcement officers. He was released after 15 days of administrative detention. He alleged that during his detention, he was subjected to inhuman treatment (including coercive interrogation, sleep deprivation, blindfolding and hooding, hours of continuous torture and assault, as well as forced unlocking of his mobile phone and social media account), resulting in a violation of his basic human rights. In this connection, will the Government inform this Council:

- (1) as that person claimed that some Mainland law enforcement officers had revealed to him that some Hong Kong young people who had participated in the movement of opposition to the proposed legislative amendments (“the opposition movement”) in Hong Kong were being detained in that police station, whether the Government is aware of such situation; if so, of the details;
- (2) whether the Government received any complaint in the past three years about Hong Kong people being beaten or forced to confess by Mainland law enforcement officers during their detention on the Mainland; if so, whether it followed up such cases with the relevant Mainland departments for investigating if (i) the complaints were substantiated and (ii) any law enforcement officer had violated the laws;
- (3) whether it knows the number of cases, since the Guangzhou-Shenzhen-Hong Kong Express Rail Link (Co-location) Ordinance (Cap. 632) came into operation in September 2018, which involved Mainland law enforcement officers taking law enforcement actions against any person at the Mainland Port Area of the West Kowloon Station; whether the Government has been notified by the Mainland authorities of any case of criminal detention of Hong Kong residents in the Area; if so, of the details; and

- (4) whether it knows the number of Hong Kong residents, since June this year, who were subjected to criminal compulsory measures (including summons for questioning, putting on bail, residential surveillance, detention and arrest) on the Mainland by the Mainland authorities because they had participated in the opposition movement; of the details of such cases, as well as the follow-up actions taken by the Government to ensure that the fundamental rights of those residents are protected?

Question 8
(For written reply)

(Translation)

Services for the elderly

Hon LEUNG Yiu-chung to ask:

For those elderly persons who have been confirmed after assessment to have the needs for long term care services, their applications may be put on a Central Waiting List for Subsidized Long Term Care Services (“CWL”) to wait for provision of subsidized long term care services, i.e. residential care services (“RCS”) or community care services (“CCS”). In this connection, will the Government inform this Council:

- (1) of (i) the number of elderly persons who requested their names be removed from CWL and the reasons for that, and (ii) the number of elderly persons who had been allocated a place in a residential care home (“RCH”) but eventually declined the offer and the reasons for that, in each of the past five years; among such elderly persons, the number of those who were assessed to be suitable for receiving RCS only;
- (2) as it is learnt that those elderly persons on CWL who are soon to be placed to a RCH will be included in the small pools list, of the following details in each of the past five years:
 - (i) the average time span from the elderly persons being included in the small pools list to being allocated a RCH place;
 - (ii) among the elderly persons on the small pools list, the number and percentage of those who had been allocated a RCH place but eventually declined the offer, and the reasons for that; and
 - (iii) among the elderly persons who had waited for RCS, the number and percentage of those who declined to be included in the small pools list;
- (3) of the average (i) monthly and (ii) full-year numbers of vacant places and the vacancy rates in the total number of subsidized RCH places in Hong Kong in each of the past five years; the average (iii) monthly and (iv) full-year numbers of vacant places and the vacancy rates of those RCHs preferred by the elderly persons on the small pools list, in each of the past five years;
- (4) of the number, in each month of the past two years, of the elderly persons on CWL who had been assessed to be suitable for both RCS and CCS; among these elderly persons, (i) the number of those

“inactive” cases in which the elderly persons chose to receive CCS, and (ii) the number of cases in which the elderly persons had initially chosen to wait for RCS but subsequently received CCS;

- (5) among the elderly persons on CWL, of the respective numbers and percentages, in each month of the past two years, of those elderly persons who, after assessment, were arranged to wait for (i) RCS only and (ii) CCS only;
- (6) given that the Government reinstated in October last year the population-based planning ratios for elderly services facilities in the Hong Kong Planning Standards and Guidelines, of (i) the number of places for the two aforesaid types of services that should be provided according to the calculation based on such ratios, and (ii) the actual number of places available for these two types of services, in each District Council district at present, as well as the details of the calculation methods; when the Government will review such ratios; and
- (7) whether the Government, when planning the elderly service places on a territory-wide basis, has included the service quotas under the Pilot Scheme on Community Care Service Voucher for the Elderly and under the Pilot Scheme on Residential Care Service Voucher for the Elderly?

Question 9
(For written reply)

(Translation)

Ensuring the impartiality of prosecutors

Dr Hon Priscilla LEUNG to ask:

Since the eruption of the movement of opposition to the proposed legislative amendments (“the movement”) in June this year, there have been persons, one after another, being charged with various offences. It has been reported that some persons, claiming to be “a group of prosecutors” within the Department of Justice (“DoJ”), issued an anonymous open letter on 31 July this year using DoJ’s letterhead, criticizing the ways in which senior personnel of DoJ dealt with the cases involving large-scale public events. Besides, in a case mentioned at the Eastern Magistrates’ Courts on 4 November this year, as the name of one of the five defendants stated in DoJ’s consent to prosecution was wrong and discrepancies were found between the Chinese and English versions of an offence, all of the five defendants had the charges against them withdrawn by the prosecution and were released at the Court. In this connection, will the Government inform this Council:

- (1) whether DoJ has conducted an internal investigation into the aforesaid open letter, including the identity of the senders of the letter; if so, of the details; if not, the reasons for that;
- (2) whether DoJ has compiled statistics on the number of prosecutions relating to the movement so far where errors have been found in the relevant internal procedure or prosecution documents; if so, of the details; and
- (3) of DoJ’s measures to ensure that prosecutors uphold the principles of impartiality, probity and care in dealing with prosecutions relating to the movement?

Question 10
(For written reply)

(Translation)

Proof of identity as journalists

Hon WONG Ting-kwong to ask:

At present, there is no official organization in Hong Kong responsible for issuing press cards. According to the constitution of the Hong Kong Journalists Association (“HKJA”), its membership is classified into six categories, among which only full members may be issued with press cards. It has been reported that during a number of public meetings and processions held since June this year, some demonstrators at the scene disguised themselves as journalists by wearing self-made press cards in order to conceal their identity. In this connection, will the Government inform this Council:

- (1) of the respective numbers of persons arrested, prosecuted and convicted since June this year for using forged press cards; the punishments imposed on those convicted;
- (2) as some police officers have indicated that they find it difficult to distinguish between the different types of membership cards and press cards issued by HKJA and to judge the authenticity of such cards, of the measures put in place by the Government to assist police officers in verifying whether the cardholders are journalists during law enforcement; and
- (3) given that HKJA is only a trade union registered under the Trade Unions Ordinance (Cap. 332) rather than a professional body vested with statutory powers to regulate its members, and that HKJA and the various news organizations issue press cards on their own, making it difficult for people to ascertain if the cardholders are journalists, whether the Government will set up a statutory body responsible for issuing official press cards; if so, of the details; if not, the reasons for that?

Question 11
(For written reply)

(Translation)

Hong Kong's transport infrastructure

Hon CHAN Hak-kan to ask:

For several consecutive days of last month, the train services of various railway lines (especially the East Rail Line) were reduced or even suspended due to vandalization of facilities and blockage of trunk roads such as the Tolo Highway. As a result, the external transport for residents in the New Territories (especially those living in Tai Po and North District) almost came to a halt, thus seriously affecting their work and daily lives. There are comments that such a situation has revealed the vulnerability of Hong Kong's transport network. Besides, some members of the public have relayed that as roads and railway stations have been frequently closed in haste due to demonstrations and they have difficulty in getting to know the latest traffic news and arrangements, they have experienced great inconvenience in travelling. In respect of improving Hong Kong's transport infrastructure, will the Government inform this Council:

- (1) of the respective numbers of cases of (i) the facilities of the East Rail Line being vandalized and (ii) the Tolo Highway being blocked, in each of the past three years, and the details of such cases;
- (2) whether it will, by drawing the experience from the aforesaid incidents, improve the planning for the transport network with a view to enhancing its capability to withstand any attack; if so, of the details; of the relief transport arrangements to cope with various contingencies;
- (3) whether it will improve the existing mechanism and channels for disseminating traffic news to ensure that members of the public can conveniently get to know the latest traffic news and arrangements; and
- (4) as it has been reported that the reinstatement works for MTR University Station are almost of a scale of reconstructing the station, whether the Government will discuss with the MTR Corporation Limited to upgrade the facilities of that station along with the reinstatement works, including (i) extending the cover to the entire platform, (ii) narrowing the gap between the platform and the train, and (iii) building a new exit and connecting it to the Hong Kong Science Park by a pedestrian link installed with travellers?

Question 12
(For written reply)

(Translation)

Mainlanders studying in Hong Kong

Hon CHEUNG Kwok-kwan to ask:

Recently, a wave of demonstrations and violence has swept through a number of universities in Hong Kong, with the more serious cases being that the campuses of The Chinese University of Hong Kong and the Hong Kong Polytechnic University were once occupied by rioters for several days, and turned into arsenals and battlefields. It is learnt that owing to worries about personal safety, quite a number of university students from the Mainland have been evacuated from the campuses with the assistance of the universities concerned and the Police and have returned to the Mainland. In this connection, will the Government inform this Council:

- (1) whether it knows the respective numbers of Mainlanders studying in the various (i) universities, (ii) other tertiary institutions, (iii) secondary schools and (iv) primary schools in Hong Kong in the current academic/school year (set out in a table);
- (2) whether it knows the number of cases, since June this year, in which the Mainlanders studying in Hong Kong dropped out and returned to the Mainland; whether it has estimated the final number of such cases in the current academic/school year;
- (3) of the number of requests for assistance received since June this year by the Government from the Mainlanders studying in Hong Kong;
- (4) of the immediate measures put in place by the Police and the Education Bureau to safeguard the personal safety of the Mainlanders studying in Hong Kong, as well as the support provided by the authorities concerned to them when they are unable to return to the campuses to attend classes or to stay at the dormitories; and
- (5) of the impacts of this wave of dropouts among the Mainlanders on the education system of Hong Kong; the measures in place to alleviate such impacts, including persuading them to stay and study in Hong Kong, as well as restoring the confidence of those who have returned to the Mainland in the law and order of Hong Kong with a view to attracting them to return to Hong Kong to continue their studies?

Question 13
(For written reply)

(Translation)

Statutory cooling-off period for consumer contracts

Hon SHIU Ka-fai to ask:

Early this year, the Government launched a three-month public consultation exercise on a proposal for a statutory cooling-off period for consumer contracts, including those relating to beauty services. As revealed by the findings of a questionnaire survey released in May this year, nearly half of the beauty companies intended to close their business once the statutory cooling-off period is implemented. Notwithstanding that many industries have languished due to the movement of opposition to the proposed legislative amendments which erupted in June this year, the Government plans to introduce into this Council a bill to put in place a statutory cooling-off period for beauty services consumer contracts, with a view to passing it in the current legislative session. In this connection, will the Government inform this Council:

- (1) whether it has assessed if, at the present stage, the enactment of legislation to put in place a statutory cooling-off period for beauty services consumer contracts will put the beauty service industry in the doldrums; if it has assessed, of the outcome; if not, the reasons for that;
- (2) of the number of complaints about unfair trade practices received by the Customs and Excise Department (“C&ED”) since the amended Trade Descriptions Ordinance (Cap. 362) came into operation in July 2013; among such cases, the respective numbers of those the investigation of which was completed, and those in which the persons concerned were prosecuted and convicted (with a tabulated breakdown by trade);
- (3) of the number of complaints involving suspected aggressive commercial practices (“ACP”) received by C&ED in each of the past five years (with a tabulated breakdown by trade);
- (4) as the relevant public consultation paper has pointed out that investigation of ACP cases has been difficult for C&ED, of the staffing establishment of C&ED officers responsible for the relevant work and the procedure they are required to follow at present;
- (5) as the Government has pointed out in the consultation paper that it appreciates that most traders in the beauty service industry are honest businessmen, whether the Government has assessed in detail

if the implementation of a statutory cooling-off period applicable to the entire beauty service industry is a proportionate means to crack down on a handful of black sheep; if it has assessed, of the details; if not, the reasons for that;

- (6) as the beauty service industry has suggested that it is not necessary to implement a cooling-off period by way of legislation, and instead provisions on cooling-off periods may be added, on a voluntary basis, to beauty services consumer contracts (e.g. providing for a partial refund of money to consumers under specified circumstances and the mediation arrangements in the event of contractual disputes), whether the Government has studied the suggestion; if so, of the details; if not, the reasons for that; and
- (7) since the Government knows that providing consumers with a statutory right, by way of legislation, to cancel contracts unilaterally may make them less cautious in making transaction decisions, thereby giving rise to moral hazards, coupled with the fact that the administrative fees charged by the traders may not be sufficient to offset the costs incurred by them due to cancellation of contracts by consumers, of the reasons why the Government still proposes to introduce a statutory cooling-off period by way of legislation, forcing numerous honest businessmen to bear the heavy burden brought about by the additional costs?

Question 14
(For written reply)

(Translation)

Mortgage Insurance Programme

Hon CHAN Chun-ying to ask:

In the Policy Address delivered on 16 October this year, the Chief Executive indicated that in order to assist first-time home buyers, the Government would immediately raise the caps on the value of the properties under the Mortgage Insurance Programme of the HKMC Insurance Limited. The maximum value of properties, eligible for insurance coverage for mortgage loans with 90% loan-to-value (“LTV”) ratio borrowed by first-time home buyers, was raised from \$4 million to \$8 million, and the maximum value of properties, eligible for insurance coverage for mortgage loans with 80% LTV ratio, was raised from \$6 million to \$10 million. In this connection, will the Government inform this Council:

- (1) whether it has estimated the number of first-time home buyers who may benefit from the aforesaid measure; if so, of the details; if not, the reasons for that;
- (2) given that following the implementation of the aforesaid measure, quite a number of owners of residential properties with original price tags between \$5 million and \$10 million have immediately “withdrawn putting up their flats for sale” or raised the price tags, whether the Government, prior to announcing the measure, foresaw such situations; if so, of the details; if not, the reasons for that; and
- (3) as some academics have pointed out that while the aforesaid measure enable the acquisition of flats by certain people who originally did not have adequate financial ability to do so, such people will become property owners in negative equity in the event that the property market takes a downturn that causes a drop in the values of their properties by 10% or more, whether the Government has assessed the moral hazards of implementing the measure; if so, of the details; if not, the reasons for that?

Question 15
(For written reply)

(Translation)

Administration of justice

Hon Elizabeth QUAT to ask:

Regarding the administration of justice in respect of cases relating to the disturbances arising from the opposition to the proposed legislative amendments, will the Government inform this Council:

- (1) given that a serving judge had earlier on signed a joint public petition in opposition to the proposed legislative amendments and some judges had anonymously expressed to the media their views on the proposed legislative amendments, but the Chief Justice of the Court of Final Appeal merely issued an advice to the judge who had signed the joint petition, whether it knows the measures currently put in place by the Judiciary to (i) ensure that judges comply with the Guide to Judicial Conduct issued by the Judiciary (especially paragraph 76 which provides that judges should refrain from association with political activities), and (ii) deal with breaches of the Guide by judges;
- (2) as Articles 82 and 92 of the Basic Law provide that judges from other common law jurisdictions may be invited/recruited to hear cases (including cases of the Court of Final Appeal), whether it knows the mechanism put in place by the Judiciary to ensure that such judges uphold neutrality when hearing cases involving national security and interests;
- (3) given that the number of arrestees in relation to the disturbances arising from the opposition to the proposed legislative amendments has exceeded 4 000 so far, whether the Government will discuss with the Judiciary, by reference to relevant overseas practices, the setting up of a special riot court dedicated to hearing such cases, in order to avoid the building up of a backlog of prosecutions listed for hearings by the court; if so, of the details; if not, the reasons for that;
- (4) given that the arrestees in relation to the disturbances arising from the opposition to the proposed legislative amendments, when admitted to bail by the court, were required to pay an amount of bail ranging from several hundred dollars to several tens of thousand dollars, whether the Government knows the criteria generally adopted by judges for determining the level of the amount of bail;

- (5) of the respective numbers of legal aid applications (i) received and (ii) approved by the Legal Aid Department in the past six months in respect of cases relating to the disturbances arising from the opposition to the proposed legislative amendments, and the total amount of money involved; the criteria adopted by the Department for vetting and approval of such applications; and
- (6) as it is learnt that some demonstrators, who had been arrested in relation to the disturbances arising from the opposition to the proposed legislative amendments, had breached the bail conditions while admitted to bail by the court, but they continued to be released on bail, whether it knows the reasons for that?

Question 16
(For written reply)

(Translation)

Charging facilities for electric vehicles

Hon Kenneth LEUNG to ask:

It is learnt that an acute shortage of charging facilities for electric vehicles (“EVs”) has caused quite a number of people to give up the idea of purchasing EVs. Regarding charging facilities for EVs, will the Government inform this Council:

- (1) as the authorities indicated early this year that the relevant government departments were looking for suitable on-street car parking spaces to install charging facilities as a pilot, of the progress and implementation timetable of the measure;
- (2) as the authorities indicated early this year that the relevant government departments were looking for suitable locations (which were not car parking spaces) to set up public quick charging stations for trial, of the locations that the authorities have considered so far, the progress of the studies carried out on the feasibility of the various locations, and the implementation timetable of the measure;
- (3) whether the authorities will encourage, through the provision of rates concession, commercial car park operators to install charging facilities in their car parks; if so, of the details; if not, the reasons for that; and
- (4) given that under section 20 of the Electricity (Wiring) Regulations (Cap. 406E), if a low voltage fixed electrical installation located in a general premises has an approved loading exceeding 100A, single or three phase, the owner of the installation shall arrange to have the installation inspected, tested and certified at least once every five years, and that the Government will allocate \$2 billion for launching a pilot scheme to subsidize the installation of EV charging-enabling infrastructure in car parks of private residential buildings, whether the Government will accord priority to contacting the owners’ corporations or managers of buildings the communal electrical installation therein for which the said inspections will soon be conducted, so as to encourage them to install EV charging-enabling infrastructure in their car parks in tandem with the conduct of the aforesaid inspection; if so, of the details; if not, the reasons for that?

Question 17
(For written reply)

(Translation)

Assisting first-time home buyers

Hon Paul TSE to ask:

The Chief Executive has indicated in this year's Policy Address that, in order to assist first-time home buyers, the Government would immediately raise the caps on the value of the properties under the Mortgage Insurance Programme of the HKMC Insurance Limited. The maximum value of properties, eligible for insurance coverage for mortgage loans with 90% loan-to-value ratio borrowed by first-time home buyers, was raised from \$4 million to \$8 million. On the other hand, it is learnt that a professional investor, who is also a member of a committee under the Securities and Futures Commission ("SFC"), has called for the abolition of the MPF system given his projection that one-third of the returns from the Mandatory Provident Fund ("MPF") accounts of members of the public will go into the pockets of fund managers. On assisting first-time home buyers, will the Government inform this Council:

- (1) as some members of the property agency trade have pointed out that following the implementation of the aforesaid measure, property prices have rebounded, ending a four-month downward trend, with the transaction prices of some properties even rising by almost 20%, whether the Government has assessed if the aforesaid measure has created the effect that first-time home buyers have to pay more for down payments and mortgage payments; if it has assessed and the outcome is in the affirmative, whether it will consider, through other policies, assisting first-time home buyers in making good use of their personal assets to meet the relevant expenses;
- (2) as quite a number of members of the public have indicated that they are unable to purchase their own homes as they cannot afford the substantial down payments to the tune of several hundred thousand dollars, whether the Government will, from the perspectives of protecting the MPF accumulated contributions of members of the public from being nibbled away by fund managers, allowing members of the public to make good use of their personal assets, and alleviating the pressure to be borne by members of the public in purchasing their first homes, consider afresh my suggestion of allowing first-time home buyers to use their MPF accumulated contributions to pay for down payments and the relevant expenses; if not, of the reasons for that;

- (3) whether it has studied if the pressing housing problem can be effectively alleviated by allowing first-time home buyers to use their MPF accumulated contributions for home purchases; if it has studied and the outcome is in the affirmative, of the details; if it has not, whether it will conduct such a study and seek the views of the public; and
- (4) having regard to the comments that the practice of the Government in compelling members of the public to make MPF contributions for decades, in the clear knowledge that they are being exploited by fund managers, is tantamount to forcing members of the public to “accept discounted salary payments each month” and to “keep making contributions which have no prospect of recovery of losses”, which has not only undermined the ability of members of the public in purchasing their first homes, but also resulted in the continuous accumulation of public grievances and public anger, thereby eroding the public’s confidence in the Government’s implementation of policies, and the former Central Policy Unit even anticipated that a governance crisis similar to “Occupy Central by the elderly” may emerge as a result, whether the Government will seriously review the views and suggestions put forward by members of the public and the aforesaid SFC member by exploring every possible means to compensate members of the public for the MPF accumulated contributions that have been nibbled away by fund managers, or examining the abolition of the MPF system directly?

Question 18
(For written reply)

(Translation)

Health impacts of tear gas residue

Hon WU Chi-wai to ask:

The Government has repeatedly stated that given the short duration of combustion of tear gas rounds, cyanide produced during combustion will be in a very small quantity and will quickly disperse in the air, and that no literature on dioxin poisoning cases caused by the use of tear gas has been found. However, some members of the public are still concerned about the adverse health impacts of tear gas. Several secondary schools in the vicinity of the locations where a massive quantity of tear gas rounds had been fired suspended classes earlier and hired experts to carry out thorough checking and cleaning at the campus. In this connection, will the Government inform this Council:

- (1) whether the Government provides services for checking and removing residues of tear gas at public facilities such as schools, hospitals, elderly centres and MTR stations; if so, of the respective numbers of times for which such checking and removal services were provided since June this year, and set out by name of facility the dates on which such services were provided and whether tear gas residue was found; if it does not provide such services, whether it will do so;
- (2) whether the Government has issued guidelines to the managers of such public facilities to advise on the precautionary measures to be taken during the firing of tear gas rounds by the Police, as well as the arrangements on checking and cleaning to be made afterwards so as to reduce the impacts of tear gas residue on users of such facilities; if so, of the details;
- (3) given that the Police have recently fired a massive quantity of tear gas rounds at the Hong Kong Polytechnic University and in the vicinity of Nathan Road, of the measures the Government has put in place to ensure that the indoor air quality of the Hong Kong Science Museum and the Hong Kong Museum of History conforms with the safety standards;
- (4) of the measures in place to assist owners of the private properties (e.g. shopping malls and housing estates) in the vicinity of the locations where tear gas rounds were fired in ensuring that the indoor air quality of their properties conforms with the safety standards;

- (5) whether the Environmental Protection Department will send staff to collect environmental samples from the locations where the Police have fired a massive quantity of tear gas rounds repeatedly (e.g. the campus of The Chinese University of Hong Kong and Nathan Road) so as to test if there are toxic substances from tear gas rounds remaining in the community; if so, of the details; if not, the reasons for that; and
- (6) whether it has been stated in the guidelines issued by the authorities to the cleansing service contractors for cleaning streets or public housing estates that at the locations where tear gas rounds have been fired, practices which will stir up residual materials (e.g. the use of high pressure water jets) should not be adopted; if so, of the details?

Question 19
(For written reply)

(Translation)

Persons arrested in the past six months

Prof Hon Joseph LEE to ask:

Regarding the persons arrested during the public events held between 9 June and 30 November this year, will the Government inform this Council:

- (1) of their number, with a tabulated breakdown by the offence(s) they had allegedly committed as well as by the gender and the age group to which they belonged (i.e. under 12 years old, 12 to 14 years old, 15 to 17 years old, 18 to 20 years old, 21 to 25 years old, 26 to 30 years old, 31 to 40 years old, 41 to 50 years old, and above 50 years old);
- (2) among them, of the respective numbers of those who were arrested for the first time and were (i) admitted to bail, (ii) released unconditionally and (iii) brought before a magistrate, subsequent to the arrest; among those who were admitted to bail, the respective numbers of those who were subsequently (iv) released unconditionally after refusing to enter into further bail and (v) prosecuted;
- (3) whether it can set out a breakdown of the numbers of arrestees mentioned in (2) by whether or not they had been detained by the Police for more than 48 hours, which is the limit prescribed by the law; if so, of the details; if not, the reasons for that; and
- (4) in respect of those cases in which charges have been laid, of the average and the longest time spans between the making of an arrest and the laying of the charge(s); whether such time spans are longer than the relevant time spans for the same type of cases in the past three years; if so, of the reasons for that?

Question 20
(For written reply)

(Translation)

Facilitating construction professionals to practise in the Greater Bay Area

Hon Tony TSE to ask:

On the 6th of last month, the Central Government announced, after a meeting of the Leading Group for the Development of the Guangdong-Hong Kong-Macao Greater Bay Area, 16 policy measures benefiting members of the public and facilitating the development of Hong Kong's professional sectors in the Guangdong-Hong Kong-Macao Greater Bay Area. These include Measure 1: further extending the scope of mutual recognition of qualifications for construction professionals, and Measure 2: expanding the scope of application of the liberalization policy for the construction professionals from Hong Kong and Macao to practise on the Mainland. In this connection, will the Government inform this Council:

- (1) of the details of Measure 1, including (i) the construction and related engineering professions to be covered, (ii) whether such professions include any profession that has never been allowed to have mutual recognition of qualifications with the Mainland, and (iii) whether the work on mutual recognition of qualifications will be carried out in a constant and regular manner;
- (2) given that the scope of application of the current liberalization policy, formulated for the practice of Hong Kong professionals who have acquired, through mutual recognition or examinations, the Mainland's professional qualifications in areas such as construction and related engineering in Guangdong, Guangxi and Fujian, will be extended to the entire Mainland according to Measure 2, of the details of such liberalization policy;
- (3) when the two Measures are expected to come into effect, and whether the Government will consult the trade and professional bodies on the relevant implementation details; and
- (4) whether the Government will, when discussing with the Mainland authorities other policies and measures relating to the practice of Hong Kong's construction professionals on the Mainland, enhance its communication with the trade and professional bodies and invite them to participate in the relevant discussion?

Question 21
(For written reply)

(Translation)

Operation of the Chinese People's Liberation Army Hong Kong Garrison

Hon Dennis KWOK to ask:

It has been reported that on the 16th of last month, some members of the Chinese People's Liberation Army Hong Kong Garrison ("Hong Kong Garrison") who stationed in the Kowloon Tong barracks walked out of the barracks to Renfrew Road in Kowloon Tong to clear the road barricades there. On the other hand, Article 14 of the Basic Law stipulates that: "[t]he Government of the Hong Kong Special Administrative Region shall be responsible for the maintenance of public order in the Region. Military forces stationed by the Central People's Government in the Hong Kong Special Administrative Region for defence shall not interfere in the local affairs of the Region. The Government of the Hong Kong Special Administrative Region may, when necessary, ask the Central People's Government for assistance from the garrison in the maintenance of public order and in disaster relief". In this connection, will the Government inform this Council whether the said operation of the members of the Hong Kong Garrison was conducted in response to a request for assistance made by the Government of the Hong Kong Special Administrative Region ("HKSAR") to the Central People's Government under the aforesaid article; if so, of the justifications for the HKSAR Government to make such a request; if not, whether the HKSAR Government: (i) knows the Mainland department(s) and/or official(s) on whose instruction the operation was conducted, and the justifications for issuing the instruction, and (ii) has assessed if the operation has breached the aforesaid article; if it has assessed and the outcome is in the affirmative, of the follow-up actions; if the assessment outcome is in the negative, the justifications for that?

Question 22
(For written reply)

(Translation)

Handling the aftermath of social disturbances

Hon Holden CHOW to ask:

In the demonstrations since June this year which were triggered by the disturbances arising from the opposition to the proposed legislative amendments, the demonstrators' violent acts have been escalating continuously, turning from, at the initial stage, storming the Legislative Council Complex and government buildings, blocking roads, hurling bricks and paralyzing the airport's operation, to assaulting police officers, hurling a large quantity of petrol bombs and committing arson, vandalizing MTR stations and shops, "settling privately" (the code words for making vigilante attacks) those persons with different political views, etc. Quite a number of police officers were injured while on duty, and several thousands of demonstrators were arrested. In this connection, will the Government inform this Council:

- (1) of the number, since June this year, of police officers injured while on duty in demonstrations, with a tabulated breakdown by (i) the injured body parts of the police officers and (ii) the seriousness of the injuries when they were sent to hospital;
- (2) of the total number, since June this year, of demonstrators who were arrested for the first time and then admitted to bail, as well as the general bail conditions; and
- (3) of the current number of cases listed for trials which are related to the disturbances arising from the opposition to the proposed legislative amendments, and the relevant average time needed for listing since June this year?

**Basic Law of the Hong Kong Special Administrative
Region of the People's Republic of China
and
Hong Kong Court of Final Appeal Ordinance**

Resolution

(Under Article 73(7) of the Basic Law of the Hong Kong Special Administrative Region of the People's Republic of China and section 7A of the Hong Kong Court of Final Appeal Ordinance (Cap. 484))

Resolved that the appointment of the Right Honourable Lord Jonathan Sumption as a judge of the Hong Kong Court of Final Appeal from another common law jurisdiction pursuant to section 9 of the Hong Kong Court of Final Appeal Ordinance (Cap. 484) be endorsed.

Resolution of the Legislative Council

1

**Basic Law of the Hong Kong Special Administrative
Region of the People's Republic of China**

Resolution

(Under Article 73(7) of the Basic Law of the Hong Kong Special
Administrative Region of the People's Republic of China)

Resolved that the appointment of the Honourable Mr. Justice Jeremy Poon
Shiu-chor as the Chief Judge of the High Court of Hong Kong be endorsed.

Interpretation and General Clauses Ordinance

Resolution

(Under section 34(4) of the Interpretation and
General Clauses Ordinance (Cap. 1))

Resolved that in relation to the Employees Retraining Ordinance (Amendment of Schedule 2) Notice 2019, published in the Gazette as Legal Notice No. 159 of 2019, and laid on the table of the Legislative Council on 6 November 2019, the period for amending subsidiary legislation referred to in section 34(2) of the Interpretation and General Clauses Ordinance (Cap. 1) be extended under section 34(4) of that Ordinance to the meeting of 8 January 2020.

Interpretation and General Clauses Ordinance

Resolution

(Under section 34(4) of the Interpretation and
General Clauses Ordinance (Cap. 1))

Resolved that in relation to the Tax Reserve Certificates (Rate of Interest) (Consolidation) (Amendment) Notice 2019, published in the Gazette as Legal Notice No. 160 of 2019, and laid on the table of the Legislative Council on 6 November 2019, the period for amending subsidiary legislation referred to in section 34(2) of the Interpretation and General Clauses Ordinance (Cap. 1) be extended under section 34(4) of that Ordinance to the meeting of 8 January 2020.

The 25 Members below jointly initiate the following motion:

Hon Alvin YEUNG (mover), Hon James TO Kun-sun, Hon LEUNG Yiu-chung,
Prof Hon Joseph LEE Kok-long, Hon Claudia MO, Hon WU Chi-wai,
Hon Charles Peter MOK, Hon CHAN Chi-chuen, Hon Kenneth LEUNG,
Hon KWOK ka-ki, Hon Dennis KWOK Wing-hang,
Dr Hon Fernando CHEUNG Chiu-hung, Dr Hon Helena WONG Pik-wan,
Hon IP Kin-yuen, Hon Andrew WAN Siu-kin, Hon CHU Hoi-dick,
Hon LAM Cheuk-ting, Hon SHIU Ka-chun, Hon Tanya CHAN,
Hon HUI Chi-fung, Dr Hon CHENG Chung-tai, Hon KWONG Chun-yu,
Hon Jeremy TAM Man-ho, Hon Gary FAN Kwok-wai, Hon AU Nok-hin

Motion under Article 73(9) of the Basic Law

Wording of the Motion

Whereas not less than one-fourth of all Members of this Council have jointly initiated this motion charging the Chief Executive Mrs Carrie LAM CHENG Yuet-ngor with serious breach of law and/or dereliction of duty (as particularized in the Schedule to this motion), and whereas the said Mrs Carrie LAM CHENG Yuet-ngor has refused to resign within a reasonable time, this Council, in accordance with Article 73(9) of the Basic Law, hereby gives a mandate to the Chief Justice of the Court to form and chair an independent investigation committee to investigate the alleged serious breaches of law and/or dereliction of duty and report its findings to this Council.

Schedule

Particulars of serious breaches of law and/or dereliction of duty of the Chief Executive Mrs Carrie LAM CHENG Yuet-ngor:

Disregard of mainstream opposing views and unrelentingly pushing through a highly controversial bill

As the Chief Executive of the Hong Kong Special Administrative Region, Mrs Carrie LAM CHENG Yuet-ngor introduced the Fugitive Offenders and Mutual Legal Assistance in Criminal Matters Legislation (Amendment) Bill 2019 (“the Bill”), which has ignited widespread controversy across Hong Kong society. After the Bill had been submitted to

the Legislative Council for first reading, the business sector and many professional sectors expressed their concerns. On 9 June 2019, up to 1.03 million people took to the streets in a march to express their strong opposition to the Bill. A majority of the participants in the march also demanded that the Chief Executive should step down. After the march on 9 June 2019, Mrs Carrie LAM CHENG Yuet-ngor not only ignored the overwhelming mainstream opinion in Hong Kong, but also insisted the resumption of the second reading debate on the Bill at the Legislative Council as scheduled.

The second reading debate on the Bill was originally scheduled to resume at the Legislative Council on 12 June 2019. Thousands of citizens gathered in the vicinity of the Legislative Council Complex demanding the withdrawal of the Bill. The Hong Kong Police Force, under the leadership of the Chief Executive Mrs Carrie LAM CHENG Yuet-ngor, used excessive force to crack down on the protest, resulting in violent conflicts in which many were injured. It was truly fortunate that there was no fatality that day. (More details about this incident will be provided in the next part.)

As of 15 June 2019, Chief Executive Mrs Carrie LAM CHENG Yuet-ngor withdrew the notice of resumption of the second reading debate on the Bill, but refused to withdraw the Bill. The next day, almost 2 million people took to the streets in a march, their demands included withdrawal of the Bill, stopping the arrests of protestors against the Bill, dropping all charges against people who were arrested for participating in the protests against the Bill, retracting the Government's classification of the protests on 12 June 2019 as a riot and the stepping down of the Chief Executive. Up to 24 June 2019, Chief Executive Mrs Carrie LAM CHENG Yuet-ngor only agreed to withdraw the notice of resumption of the second reading debate on the Bill.

Use of excessive force to crack down on peaceful assembly

In the early morning of 10 June 2019, many protestors who participated in the march against the Bill on 9 June 2019 were subjected to the use of pepper sprays, beating with batons and pursuit by the Police.

In the afternoon of 12 June 2019, during the crackdown on the protests in the vicinity of the Legislative Council Complex, the Police used excessive force on protestors, including use of pepper sprays, beating with batons, and firing of many tear gas canisters, bean bag rounds and rubber bullets. (According to the Police statistics, 150 tear gas canisters, 20 rounds of bean bag shots and several rounds of rubber bullets were fired that day.) And before the Police fired at the protestors, they did not follow the guidelines under which flags should be raised as a warning. Moreover, many witnesses saw that the Police officers aimed at protestors' vital body parts when they fired. The press also took many

photos and recorded many video clips proving that Police officers had thrown tear gas canisters at the areas where crowds gathered, regardless of the fact that letters of no objections had been obtained in respect of the peaceful assembly in those areas, which might have caused tragedies. Such level of force was really unnecessary, which endangered the lives of those participating in the assembly.

In the aforementioned crackdown, the Police used excessive force resulting in injuries of many people. Some of the injured people being hospitalized were arrested by police officers in public hospitals, causing fear among the citizens, and the injured people were too fearful to seek medical help. It was sheer luck that no fatality resulted from the two incidents.

Intimidating protestors with disproportionate criminal charges

Targeting those who were arrested for participating in the protests in the vicinity of the Legislative Council Complex on 12 June 2019, the Police indicated that they were considering laying riot charges against the arrested. That day, most people protesting in the vicinity of the Legislative Council Complex were assembling peacefully without causing severe damage to public or private properties or endangering other people's lives. The gravity of the Police charges was disproportionate.

In fact, the citizens gathering that day were just exercising their freedom of assembly and speech protected by the Basic Law. By laying grave charges with an intent to silence opposing voices, the Government has demonstrated a lack of basic respect for different views.

Causing a rift in society

In both marches on 9 and 16 of June 2019, many citizens demanded that Mrs Carrie LAM CHENG Yuet-ngor should resign. In the evening of 15 June 2019, a Hong Kong citizen named Leung Ling-kit staged a protest on the scaffoldings of the Pacific Place in Admiralty, and demanded withdrawal of the bill, the release of protestors arrested for participating in protests against the Bill, the retraction of the Government's classification of the protests on 12 June 2019 as a riot and the stepping down of the Chief Executive. He fell to his death that night. The next day, close to 2 million people took to the streets to protest, repeating the five demands including withdrawal of the Bill, stopping the arrests of protestors opposing the Bill, dropping all charges against people arrested for participating in the protests against the Bill, retraction of the Government's classification of the protests on 12 June 2019 as a riot, and the stepping down of the Chief Executive. As of 24 June 2019, in response to the above demands, Mrs Carrie LAM CHENG Yuet-

ngor only apologized, but did not specify her past acts for which she was apologizing and did not acknowledge any specific responsibility, nor did she propose any remedies.

Conclusion

Mrs Carrie LAM CHENG Yuet-ngor sworn the following oath to uphold the Basic Law before assuming office: “I, Carrie LAM CHENG Yuet-ngor, swear that, in the office of Chief Executive of the Hong Kong Special Administrative Region of the People’s Republic of China, I will uphold the Basic Law of the Hong Kong Special Administrative Region of the People’s Republic of China, bear allegiance to the Hong Kong Special Administrative Region of the Peoples’ Republic of China and serve the Hong Kong Special Administrative Region conscientiously, dutifully, in full accordance with the law, honestly and with integrity, and be held accountable to the Central People’s Government of the People’s Republic of China and the Hong Kong Special Administrative Region.” However, in her handling of the aforementioned protests, she has manifestly violated her oath and made many unconstitutional decisions.

Article 27 of the Basic Law stipulates that “Hong Kong residents shall have freedom of speech, of the press and of publication; freedom of association, of assembly, of procession and of demonstration; and the right and freedom to form and join trade unions, and to strike.” In the aforementioned protests, the violent crackdown by the Government on the protestors was not only an attempt to prevent them from expressing their views in specific forms, but also intended to curtail their views expressed. Such acts gravely infringed on citizens’ freedom of assembly and speech protected by the Basic Law.

According to the Hong Kong Bill of Rights as set out in Part II of the Hong Kong Bill of Rights Ordinance (Cap. 383), the laws of Hong Kong protect the right to life of every person in Hong Kong. Article 2(1) of the Hong Kong Bill of Rights stipulates that “Every human being has the inherent right to life. This right shall be protected by law. No one shall be arbitrarily deprived of his life.” During the protests on 12 June 2019, it was the first time that protestors were wounded by gunfire during police crackdown on protests since the Handover. Whereas at that time the protestors had not committed acts that endangered other people’s lives, the Police’s reaction was really unnecessary and disproportionate. Under the leadership of the Chief Executive Mrs Carrie LAM CHENG Yuet-ngor, the Police has set an extremely bad precedent that would move Hong Kong towards an authoritarian regime that will not hesitate to sacrifice its citizens’ lives to consolidate its power.

In view of what have been illustrated above, we are deeply disappointed with the unconstitutional acts by the Chief Executive Mrs Carrie LAM CHENG Yuet-ngor and demand her resignation.

**Motion to be moved by Hon WONG Ting-kwong
under Rule 49B(1) of the Rules of Procedure**

Wording of the Motion

That whereas the Honourable Tanya CHAN was convicted on 9 April 2019 in the District Court in the Hong Kong Special Administrative Region of two criminal offences and was sentenced on 10 June 2019 by the District Court to imprisonment for one month or more (as particularized in the Schedule to this motion), this Council relieves the Honourable Tanya CHAN of her duties as a Member of the Legislative Council.

Schedule

<u>Case No.</u>	<u>Count</u>	<u>Offence Convicted</u>	<u>Date of Conviction</u>	<u>Sentence</u>	<u>Date of Sentence</u>
District Court Criminal Case No. 480 of 2017	1 st Charge	Incitement to commit public nuisance, contrary to Common Law	9 April 2019	Imprisonment for 8 months	10 June 2019
	2 nd Charge	Incitement to incite public nuisance, contrary to Common Law	9 April 2019	Imprisonment for 8 months	10 June 2019

(Both terms
are to run
concurrently
and suspended
for 2 years)

**Motion to be moved by Hon WONG Kwok-kin
under Rule 49B(1) of the Rules of Procedure**

Wording of the Motion

That whereas the Honourable SHIU Ka-chun was convicted on 9 April 2019 in the District Court in the Hong Kong Special Administrative Region of two criminal offences and was sentenced on 24 April 2019 by the District Court to imprisonment for one month or more (as particularized in the Schedule to this motion), this Council relieves the Honourable SHIU Ka-chun of his duties as a Member of the Legislative Council.

Schedule

<u>Case No.</u>	<u>Count</u>	<u>Offence Convicted</u>	<u>Date of Conviction</u>	<u>Sentence</u>	<u>Date of Sentence</u>
District Court Criminal Case No. 480 of 2017	1 st Charge	Incitement to commit public nuisance, contrary to Common Law	9 April 2019	Imprisonment for 8 months	24 April 2019
	2 nd Charge	Incitement to incite public nuisance, contrary to Common Law	9 April 2019	Imprisonment for 8 months	24 April 2019

(Both terms
are to run
concurrently)

**Motion to be moved by Dr Hon KWOK Ka-ki
under Rule 49B(1A) of the Rules of Procedure
to censure Hon Junius HO**

Wording of the Motion

That this Council, in accordance with Article 79(7) of the Basic Law, censures Hon Junius HO for misbehaviour and breach of oath under Article 104 of the Basic Law (details as particularized in the Schedule to this motion).

Schedule

Details of Hon Junius HO's misbehaviour and breach of oath under Article 104 of the Basic Law are particularized as follows:

- (1) On the night of 21 July 2019, a number of white-clad men used rods and bamboo poles to assault passengers at Yuen Long Station of West Rail Line of the MTR Corporation Limited and on board a train, causing bloodshed and injuries to many people including elderly persons, children and a pregnant woman. Before the assault, Hon Junius HO had appeared outside the station and shaken hands with a number of rod-wielding people who were in white clad and suspected of launching the assault that caused injuries to others. He had also given a thumbs up to those people suspected of launching the assault to show his support and encouragement for their violent acts, and made such supportive and encouraging remarks as "I support you" and "You are my heroes".
- (2) The aforesaid conduct of Hon Junius HO: (i) constitutes misbehaviour as he, as a Member of the Legislative Council, openly supported and encouraged acts that may be prosecuted for assault occasioning actual bodily harm and common assault under the Offences Against the Person Ordinance (Cap. 212), and this not only abetted a crime but also put Hong Kong citizens in danger; and (ii) is in breach of the oath he made at the meeting of the Legislative Council on 12 October 2016 under Article 104 of the Basic Law and the Oaths and Declarations Ordinance (Cap. 11) to "serve the Hong Kong Special Administrative Region...in full accordance with the law".

**Motion to be moved by Hon Claudia MO
under Rule 49B(1A) of the Rules of Procedure
to censure Hon Junius HO**

Wording of the Motion

That this Council, in accordance with Article 79(7) of the Basic Law, censures Hon Junius HO for misbehaviour (details as particularized in the Schedule to this motion).

Schedule

Details of Hon Junius HO's misbehaviour are particularized as follows:

Making a remark amounting to sexual and racial harassment of female Members

At the meeting of the House Committee of the Legislative Council ("LegCo") on 15 October 2019, in response to Hon Claudia MO's speech, Hon Junius HO said, "...those who habitually eat foreign sausage...". Hon Dennis KWOK, who presided over the meeting, ruled that the remark was related to sex organs, and requested him to withdraw his remark, but he refused to do so. Hon Junius HO has sexually and racially harassed female Members of LegCo.

2. According to section 2(5)(a)(ii) of the Sex Discrimination Ordinance (Cap. 480), "a person...sexually harasses a woman if the person engages in...unwelcome conduct of a sexual nature in relation to her, in circumstances in which a reasonable person, having regard to all the circumstances, would have anticipated that she would be offended, humiliated or intimidated."

3. According to section 7(1) of the Race Discrimination Ordinance (Cap. 602), "a person harasses another person if, on the ground of the race of that other person or a near relative of that other person, the first-mentioned person engages in unwelcome conduct (which may include an oral or a written statement), in circumstances in which a reasonable person, having regard to all the circumstances, would have anticipated that the other person would be offended, humiliated or intimidated by that conduct."

4. Hon Junius HO, as a Member of LegCo, made a sexual and racial harassment remark towards female Members of LegCo, which made them feel offended and insulted. Had he not been protected by the Legislative Council (Powers and Privileges) Ordinance (Cap. 382), he could have been sued for making a remark violating the Sex Discrimination Ordinance and the Race Discrimination Ordinance. Subsequently, Hon Junius HO still argued that his remark carried no implication of sex discrimination or offending women. This reflected his defiance of the rule of law, wanton abetment of sexual and racial harassment and lack of remorse for his conduct.

5. The intent of the Sex Discrimination Ordinance and the Race Discrimination Ordinance enacted by LegCo is to ensure equal opportunities for people of different genders and races and protect them against harassment. Hon Junius HO's remark has sent a wrong message to the public, misleading the public into thinking that LegCo encourages sexual and racial harassment. His remark has completely violated the integrity and conduct expected of a Member, bringing shame on LegCo, seriously jeopardizing the public's confidence in LegCo and failing the public's expectations for LegCo Members.

6. Hon Junius HO's sexual and racial harassment remark made towards female Members at the aforesaid meeting constitutes misbehaviour.

**Motion to be moved by Hon YUNG Hoi-yan
under Rule 49B(1A) of the Rules of Procedure
to censure Dr Hon CHENG Chung-tai**

Wording of the Motion

That this Council, in accordance with Article 79(7) of the Basic Law, censures Dr Hon CHENG Chung-tai for misbehaviour (details as particularized in the Schedule to this motion).

Schedule

Details of Dr Hon CHENG Chung-tai's misbehaviour are particularized as follows:

- (1) On 1 July 2019, the Legislative Council ("LegCo") Complex was stormed by protesters. The LegCo Secretariat issued a Red alert in the evening of the same day and all people in the LegCo Complex were required to leave immediately. When the Red alert was in force, Dr Hon CHENG Chung-tai remained in the LegCo Complex and entered the Chamber, and at the same time repeatedly conducted live streams on the Facebook page of the Passion Times to introduce the internal layout and facilities of the LegCo Complex and inform the public and protesters of the presence of police officers, thereby assisting the protesters to avoid Police detection and vandalize the LegCo Complex.
- (2) Dr Hon CHENG Chung-tai, as a LegCo Member, assisted unauthorized persons to illegally enter and vandalize the LegCo Complex and conducted live streams in the LegCo Complex, thus showing no respect for the Council, failing the public's expectation of a LegCo Member and tarnishing LegCo's reputation. Such behaviours indeed constitute misbehaviour under Article 79(7) of the Basic Law.

**Motion to be moved by Hon Junius HO
under Rule 49B(1A) of the Rules of Procedure
to censure Hon LAM Cheuk-ting**

Wording of the Motion

That this Council, in accordance with Article 79(7) of the Basic Law, censures Hon LAM Cheuk-ting for misbehaviour and breach of oath under Article 104 of the Basic Law (details as particularized in the Schedule to this Motion).

Schedule

Details of Hon LAM Cheuk-ting's misbehaviour and breach of oath under Article 104 of the Basic Law are particularized as follows:

1. In the evening of 21 July 2019, Hon LAM Cheuk-ting directly or indirectly involved or participated in an unlawful assembly, known as "Liberate Sai Wan", organized by mob. Mr LAM and the people gathered outside the building of the Liaison Office of the Central People's Government in the Hong Kong Special Administrative Region ("the Liaison Office") in Sai Wan. The unlawful assembly subsequently turned into a riot in which the mob surrounded the building of the Liaison Office and attempted to storm into the building. After unsuccessful attempts, they instead defaced the national emblem of the People's Republic of China and the name plate of the Liaison Office hanging on the façade of the building and sprayed on the walls words that insulted China and Chinese people. Their behaviour not only infuriated the public, but also constituted several criminal offences. Moreover, their advocacy for "Hong Kong Independence" challenged the bottom line of the "One Country Two Systems" and violated the Basic Law.
2. On the same night, Hon LAM Cheuk-ting led a number of black-clad people who dressed like ordinary citizens to ride on a West Rail Line train to Yuen Long Station of the MTR Corporation Limited. Within half an hour after their arrival at the station, they repeatedly provoked a group of white-clad residents gathering in the station. The two groups initially quarrelled and eventually turned into brawls. When Mr LAM was at Yuen Long Station, he incited the people to participate in unlawful assembly, fighting or riot (A chronology of events is in the Appendix to the Schedule to this motion).
3. The conduct of Hon LAM Cheuk-ting: (i) constitutes misbehaviour as he, as a Member of the Legislative Council, participated in an unlawful assembly and led black-clad mob to assault white-clad residents at Yuen Long Station; and (ii) is in breach of the oath made by him at the Legislative Council meeting of 12 October 2016 under Article 104 of the Basic Law and the Oaths and Declarations Ordinance (Cap. 11) that he "...will uphold the Basic Law of the Hong Kong Special Administrative Region of the People's Republic of China, bear allegiance to the Hong Kong Special Administrative Region of the People's Republic of China and serve the Hong Kong Special Administrative Region conscientiously, dutifully, in full accordance with the law, honestly and with integrity".

何君堯議員編制的關於 2019 年 7 月 21 日西鐵線元朗站
發生的集體毆鬥事件時序表
Chronology of events relating to the brawls took place at
Yuen Long Station of West Rail Line on 21 July 2019 prepared by
Hon Junius HO

(事件資料節錄自林卓廷議員2019年7月21日晚上10時45分
發布於其面書的視頻)

(information of the incident extracted from the video clip
posted on Hon LAM Cheuk-ting's facebook at 10:45 pm on 21 July 2019)

序號 Seq	視頻時間標記 Time marker of the video clip	內容 Contents
1.	5'19"	黑衣人與白衣人在西鐵線元朗站內口角，林卓廷議員(“林議員”)也出現在站內。 The black-clad people and white-clad people quarrel at Yuen Long Station of West Rail Line (“the station”). Hon LAM Cheuk-ting (“Mr LAM”) also appears at the station.
2.	5'49"	林議員說：“影佢(一名白衣人)個樣!”。 Mr LAM says, “Take a photo of him (a white-clad person)!”.
3.	6'19"- 6'26"	此時有水樽和竹支被掙出閘外。 Water bottles and bamboo sticks are being thrown out of the station.
4.	8'07"	白衣人正在離開，林議員煽動黑衣人緊守崗位並說：“唔好退！千祈!”。 White-clad people are about to leave but Mr LAM asks the black-clad people to stay and say, “Don't retreat! Never!”.
5.	8'50"	林議員繼續叫：“千祈唔好退!”。 Mr LAM continues to shout, “Never retreat!”.
6.	9'20"	有女聲高叫：“DLLM，入嚟呀!”。 A female screams loudly, “Fuck you! Come in, I dare you!”.
7.	10'03"	黑衣人叫：“香港人加油!”。 林議員說：“你落嚟幫手睇住!”。 林議員召喚更多黨羽從車站二樓落去大堂。 Black-clad people shout, “Come on, Hong Kongers!”. Mr LAM says, “You come down to keep a watch!”. Mr LAM summons more of his accomplices to come down to the concourse from the second floor of the station.

序號 Seq	視頻時間標記 Time marker of the video clip	內容 Contents
8.	11'07"	黑衣人叫：“未食飯呀！DL！”。 Black-clad people shouts, “Did you eat! Fuck you!”.
9.	11'17"	站內有黑衣人打傘(此乃是黑衣暴徒的慣常動作)。 Some black-clad people open umbrellas at the station (that is an habitual act of the black-clad rioters).

林卓廷議員的第一次挑釁行動 The first round of provocation made by Hon LAM Cheuk-ting

序號 Seq	視頻時間標記 Time marker of the video clip	內容 Contents
10.	11'31"	林議員說：“警察嚟緊喇！你班仆街！”。 Mr LAM says, “The police are coming for you now! You idiots!”.
11.	11'45"	林議員再挑釁並說：“你夠膽就唔好走！”。 Mr LAM provokes again and says, “I dare you to stay!”.
12.	11'57"	林議員說：“你哋班仆街，夠膽就唔好走！警察依家嚟緊。你哋夠膽就唔好走！”。 Mr LAM says, “You idiots. I dare you to stay! The police are coming for you. I dare you to stay!”.
13.	12'10"	眾人重覆大叫約 20 次：“黑社會唔好走！”。 The crowd shout repeatedly for about 20 times, “Triad! Don't Go!”.
14.	12'45"	鏡頭外有一名女士尖聲高叫：“DLLM 仆街！”。 A female who is off camera screams and shouts loudly, “Fuck you, idiots!”.
15.	13'25"	眾人重複說：“黑社會唔好走！”。 The crowd repeatedly shout, “Triad! Don't Go!”.
16.	14'00"	音樂響起以鼓勵黑衣人士氣，也像是電話鈴聲！ Some music is playing as if it aims at drumming up the morale of the black-clad people, or it could be the ringing tone of a mobile phone!

林卓廷議員的第二次挑釁行動 The second round of provocation made by Hon LAM Cheuk-ting

序號 Seq	視頻時間標記 Time marker of the video clip	內容 Contents
17.	14'43"	林議員開閘行出站外挑釁白衣人。白衣人則猶豫不入。 Mr LAM opens an entry/exit gate and walks out of the station to provoke the white-clad people. The white-clad people are hesitant about coming in.
18.	15'08"	林議員說：“你班黑社會唔好再打人啦！”。 Mr LAM says, “You triad! Stop beating up people now!”.
19.	15'10"	有深藍衣人開始用滅火喉向白衣人噴水(這成為日後黑衣暴徒在不同場合慣常使用的技倆)。 A person in a dark blue T-shirt starts using fire hose to spray water on the white-clad people (That is a frequent tactic used by the black-clad people on different occasions subsequently).
20.	15'15"	有白衣人跌低在地上。 A white-clad person slipped and fell on the floor.
21.	15'24"	元朗站繳費閘內的黑衣人狂叫。 The black-clad people inside the paid area of the station shout.
22.	15'40"	此時白衣人正在走開。 The white-clad people are leaving.
23.	15'52"	在林議員的強烈的煽動下，有一穿藍色衣服的男子持水喉向白衣人噴水，同時右手持傘毆打白衣人。 Influenced by the strong incitement of Mr LAM, a man in a blue T-shirt hit the white-clad people with an umbrella whilst spraying water on them with a fire hose.
24.	16'10"	有黑衣男子叫道：“拉住兄弟(此乃黑衣暴徒互相稱呼的慣用語)！”。 A black-clad man shouts, “Hold the mate (This is a frequent and common way to address each other among the black-clad rioters)!”.
25.	16'12"	此時在持水喉男右則，有另外一男子使用滅火筒向白衣人噴射滅火劑！ Another male standing next to the man holding the water hose is spraying the white-clad people with a fire extinguisher.

序號 Seq	視頻時間標記 Time marker of the video clip	內容 Contents
26.	16'23"	鏡頭外有一男子叫道：“拉實兄弟呀(黑衣暴徒互相稱呼的慣用語)！”。 A man who is off camera shouts, “Hold that mate firmly (This is a frequent and common way to address each other among the black-clad rioters)!”.
27.	16'33"	有消防救護員出現在車站繳費閘內，亦有一白衣人開始進入車站內圍。 An ambulanceman appears at the paid area of the station, and a white-clad person is also seen to be about to enter the paid area of the station.
28.	16'38" - 16'45"	音樂響起，好像是電話鈴聲。此時林議員落荒而逃。 Some music is playing and it sounds like a ringing tone of a mobile phone. At the time, Mr LAM is fleeing.
29.	17'00"	林議員等人步往車站內二樓月台的樓梯位置！ Mr LAM is walking towards the stairway leading up to the platform on the second floor of the station!
30.	17'32"	鏡頭外有一男子叫：“走走走走！”。 A man who is off camera shouts, “Go! Go! Go! Go!”.
31.	17'36"	林議員走入車廂內。 Mr LAM enters a train compartment.
32.	17'40"-17'59"	鏡頭外有一男子叫道：“快上車啦過嚟呀！”。 A man who is off camera shouts, “Go inside the train quickly and come here!”.

林卓廷議員的第三次挑釁行動 The third round of provocation made by Hon LAM Cheuk-ting

序號 Seq	視頻時間標記 Time marker of the video clip	內容 Contents
33.	18'03"	林議員又走出車廂外，當時他右手持有長雨傘作出戰鬥姿態。 Mr LAM goes out of a train compartment and he is holding a long umbrella with his right hand in a fighting mode.

序號 Seq	視頻時間標記 Time marker of the video clip	內容 Contents
34.	18'08" – 18'18"	鏡頭外有一男子叫林議員：“阿廷(指林議員)！Z 打電話畀你幾次啦！” 。但林議員沒有理會，他一直走近至月台樓梯位。 A man who is off camera tells Mr LAM, “Ah Ting (Mr LAM refers)! Z has called you several times!”. But Mr LAM ignores him and continues to walk towards the stairway of platform.
35.	18'22"	有白衣人集合在地下大堂，但沒有步上二樓車站平台。 A group of white-clad people are congregating at the concourse of the station but they do not go to the station platform on the second floor.
36.	18'31"	在林議員身旁有男子叫道：“DLLM 夠膽上嚟呀！”。 A man standing next to Mr LAM shouts, “Fuck you! I dare you to come up!”.
37.	18'43"	有男子繼續叫道：“走啦！”。 A man continues to shout loudly, “Go away!”.
38.	18'56"-19'00"	林議員返回車廂後叫道：“頂住門口！頂住門口！唔好畀佢入嚟！”。 Mr LAM returns to a train compartment and says, “Hold the door! Hold the door! Don't let them in!”.
39.	19'06"	林議員問：“嗰邊有冇人走入來？”。 Mr LAM asks, “Is there anyone coming in from the other side?”.
40.	19'23"	此時白衣人已走上車站二樓。 White-clad people are going up to the second floor of the station.

林卓廷議員的第四次挑釁行動 The fourth round of provocation made by Hon LAM Cheuk-ting

序號 Seq	視頻時間標記 Time marker of the video clip	內容 Contents
41.	19'30"	林議員再次走出車廂外，向白衣人挑釁！ Mr LAM goes out of a train compartment again and provokes the white-clad people!

序號 Seq	視頻時間標記 Time marker of the video clip	內容 Contents
42.	19'33"-19'46"	林議員與白衣人打鬥。 Mr LAM is fighting with a white-clad person.
43.	20'02"	林議員再走回車廂。 Mr LAM retreats to a train compartment.
44.	20'19"	林議員帶領的團體及白衣人對峙。有白衣人叫林議員唔好挑釁。 A standoff between the people led by Mr LAM and the white-clad people ensues. The white-clad people ask Mr LAM to stop provocation.
45.	20'24"-20'32"	一名白衣人警告林議員之後轉身走開。 A white-clad person turns away after giving Mr LAM a warning.
46.	20'42"-21'00"	鏡頭外有一男子叫：“擺遮(用雨傘作武器是暴徒慣性手法)！” A man who is off camera shouts, “Get an umbrella (That is a weapon used frequently by the rioters)!”.
47.	21'08"	一名白衣人進入車廂內。 A white-clad person enters a train compartment.
48.	21'16"	一名白衣人退出車廂外。 A white-clad person leaves a train compartment.
49.	21'37"	有男子叫女子不要大叫並說：“大家冷靜！” A man is trying to pacify a girl and says, “Calm down!”.
50.	21'48"	有一名白衣人勸籲其他人不要進入車廂。 A white-clad person is persuading other people not to enter a train compartment.
51.	21'55"	西鐵廣播列車暫停服務(此時可能列車車廂內的緊急掣被按下，列車未能開出)。 West Rail broadcasts to all passengers that the train service is suspended (The train does not leave the platform probably as the emergency button has been pressed).
52.	22'13"	另有白衣人維持秩序，阻止其他白衣人進入車廂內。 Another white-clad person tries to maintain order and prevents other white-clad people from entering a train compartment.

序號 Seq	視頻時間標記 Time marker of the video clip	內容 Contents
53.	22'28"	車廂外，有男子相信是指著林議員喝罵：“係你條仆街……，DLLM! 阻住曬!”。 A man is believed to be shouting from outside a train compartment towards Mr LAM, “You idiot...fuck you! Keep causing trouble!”.
54.	22'33"	有一白衣人持棍衝入車廂。 A white-clad person enters a train compartment holding a stick.
55.	22'39"	此時鏡頭外有一男子持棍毆打林議員，聽到似是林議員的聲音叫著“唔好打呀!”。 At the time, a man who is off camera is hitting Mr LAM with a stick. A voice believed to be that of Mr LAM is heard, saying, “Stop beating me!”.
56.	23'05"	情況混亂……! Chaos...!
57.	23'29"	繼續打鬥，林議員躲在一男一女身後，避開白衣人的毆打和襲擊。 The fighting goes on. Mr LAM is hiding behind a man and a woman to avoid being hit by the white-clad people.
58.	23'39"	有一名白衣男子叫：“唔好打”，並以身體擋著。 A white-clad man says, “Stop hitting!”, and uses his body as a protecting shield for others.
59.	23'44"	白衣人撤退出車廂並叫：“走走走!”。 A white-clad person retreats from a train compartment and shouts, “Go Go Go!”.
60.	23'51"	有一四眼男子跪地求和。有藍衣肥男子一拳打向該男子。 A man wearing spectacles kneels down and begs for mercy. A fat man in a blue T-shirt hits that man with his fist!
61.	25'10"-25'20"	有一名白衣人大聲喝罵林議員說：“DLLM! 你搞我哋元朗……DLLM!”。 A white-clad person shouts loudly at Mr LAM, “Fuck you! You stir up trouble to Yuen Long! Fuck you!”.

序號 Seq	視頻時間標記 Time marker of the video clip	內容 Contents
62.	25'33"	林議員坐在車廂內查看自己的傷勢。他右嘴角輕微滲血。 Mr LAM is sitting in a train compartment and checks his injury. His right lip corner is seen bleeding.
63.	25'50"-26'40"	車廂關門。 Train doors are closing.
64.	27'00"	音樂再次響起來。應該是電話鈴聲。 Some music is playing again. It should be the ringing tone of a mobile phone.
65.	27'28"	列車開出。 The train is leaving.

**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**

Wording of the Motion

That, pursuant to Article 73(5) and (10) of the Basic Law of the Hong Kong Special Administrative Region of the People's Republic of China, this Council summons the Secretary for Justice, Ms Teresa CHENG, S.C. and Director of the Chief Executive's Office, Mr Eric CHAN Kwok-ki to attend before the Council at its earliest meeting after the passage of this motion to produce all relevant papers, books, records or documents and to testify or give evidence on handling of the matter of and in relation to the engagement of Ms Teresa CHENG, after taking the office of the Secretary for Justice, in or her being concerned with (either directly or indirectly as principal, agent, director or shadow director, employee, or otherwise) any other trade, business, occupation, firm, company (private or public), chamber of commerce or similar bodies, public body or private professional practice (in particular relating to arbitration), and relevant matters.

**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 Dr Hon KWOK Ka-ki**

Wording of the Motion

That, pursuant to Article 73(5) and (10) of the Basic Law of the Hong Kong Special Administrative Region of the People's Republic of China, this Council summons the Commissioner of Police to attend before the Council at its earliest meeting after the passage of this motion to produce all relevant papers, books, records or documents and to testify or give evidence on alleged use of undue violence by the Police against peaceful protesters in its handling of the large-scale protests in Admiralty on 12 June 2019, including the use of tear gas and bean bag guns, abuse of police power, violation of the Police General Orders, brutality against the media, and alleged unauthorized access to the computer system of the Hospital Authority to obtain information of the people injured in the aforementioned protests and arrests of those injured people in public hospitals, etc, and other relevant matters.

**Motion under
the Legislative Council (Powers and Privileges) Ordinance (Cap. 382)
to be moved by Hon AU Nok-hin**

Wording of the motion

That this Council appoints a select committee to inquire into the Police's handling of the public assembly on 12 June 2019, so as to examine the performance of and the responsibility held by the decision-making and management personnel of the Government (including the Police Force) in this regard, and based on the findings of the above inquiry, to make recommendations on the policies and arrangements of the Administration (including the Police Force) for handling large-scale public assemblies or protests, and other related matters; and that in the performance of its duties the committee be authorized under section 9(2) of the Legislative Council (Powers and Privileges) Ordinance (Cap. 382) to exercise the powers conferred by section 9(1) of that Ordinance.

**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 Alvin YEUNG**

Wording of the Motion

That, pursuant to Article 73(5) and (10) of the Basic Law of the Hong Kong Special Administrative Region of the People's Republic of China, this Council summons the Commissioner of Police, Director of Fire Services, Chairman of the MTR Corporation Limited ("MTRCL") and Operations Director of MTRCL to attend before the Council at its earliest meeting after the passage of this motion to produce all relevant papers, books, incident logs, voice communication records, textual communication logs, closed-circuit television footage, footage captured by the Police during the operation, duty logs of police officers, inventory records of police equipment, duty logs of fire personnel, inventory records of fire services equipment and other relevant documents and to testify or give evidence on the law enforcement operation conducted by the Police inside Prince Edward Station of MTRCL and the compartments of a train at the station on 31 August 2019, the casualties caused by the operation, the relevant rescue operation of the Fire Services Department, and other related matters.

**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 Dr Hon KWOK Ka-ki**

Wording of the Motion

That, pursuant to Article 73(5) and (10) of the Basic Law of the Hong Kong Special Administrative Region of the People's Republic of China, this Council summons the Commissioner of Police, Director of Fire Services, Assistant Director (Ambulance) of the Fire Services Department, Chief Executive of the Hospital Authority, Hospital Chief Executive of Kwong Wah Hospital and Hospital Chief Executive of Princess Margaret Hospital to attend before the Council at its earliest meeting after the passage of this motion to produce all relevant papers, books, records or documents and to testify or give evidence on the incident of assaults in Prince Edward Station of the MTR Corporation Limited on 31 August 2019 regarding the sequence of events on sending the injured persons from Prince Edward Station to the above two hospitals, personnel arrangements, conditions of the injured persons and the progress of their medical treatment and recovery.

**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 Dr Hon Fernando CHEUNG**

Wording of the Motion

That, pursuant to Article 73(5) and (10) of the Basic Law of the Hong Kong Special Administrative Region of the People's Republic of China, this Council summons the Secretary for Security, and the Secretary for Labour and Welfare to attend before the Council at its earliest meeting after the passage of this motion to produce all relevant papers, books, records or documents and to testify or give evidence on whether the children who have been arrested or detained during the "anti-extradition to China" movement are under the protection of the Convention on the Rights of the Child and the relevant provisions of the Police General Orders, including but not limited to the following: the best interests of the child shall be a primary consideration in all actions concerning children; a child shall not be separated from his/her parents against their will; and the human rights of every child accused of or recognized as having committed an offence shall be recognized.

**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 Dr Hon KWOK Ka-ki**

Wording of the Motion

That, pursuant to Article 73(5) and (10) of the Basic Law of the Hong Kong Special Administrative Region of the People's Republic of China, this Council summons the Secretary for Security and Commissioner of Police to attend before the Council at its earliest meeting after the passage of this motion to produce all relevant papers, books, records or documents and to testify or give evidence on the Police's use of live ammunition and subsequent review during the "anti-extradition to China" movement since 9 June 2019, including but not limited to the Police's guidelines and standards for the use of live ammunition, relevant training records of the police officers who used live ammunition during the aforesaid movement, contents of the subsequent reviews on incidents of use of live ammunition, and psychological and emotional conditions of the police officers concerned.

**Motion under
the Legislative Council (Powers and Privileges) Ordinance (Cap. 382)
to be moved by Hon Andrew WAN**

Wording of the motion

That this Council appoints a select committee to inquire into, during the clash between the Police and members of the public staging a protest outside the Legislative Council on 12 June 2019, the roles of the Chief Executive, relevant officials at the rank of Secretaries and Director of Bureaux and the Police; the process of classifying the aforesaid protest as a riot; whether the Police allegedly used excessive force when handling the protesters who were holding a peaceful assembly, including whether the use of arms, other weapons and crowd dispersal equipment has violated the Police General Orders; and whether there were a large number of people who proclaimed themselves as police officers enforcing the law, assaulting protesters and firing at the protesters without displaying their police identification numbers and warrant cards, and other related matters; and that in the performance of its duties the committee be authorized under section 9(2) of the Legislative Council (Powers and Privileges) Ordinance (Cap. 382) to exercise the powers conferred by section 9(1) of that Ordinance.

**Motion under
the Legislative Council (Powers and Privileges) Ordinance (Cap. 382)
to be moved by Hon Jeremy TAM**

Wording of the motion

That this Council appoints a select committee to inquire into the Police's alleged violation of the relevant police regulations and abuse of power in its handling of the protest against the Fugitive Offenders and Mutual Legal Assistance in Criminal Matters Legislation (Amendment) Bill which took place on 12 June 2019, including shooting the heads of protesters without warning, group beating of protesters with batons, assaulting for no reason reporters who were performing their duties, indiscriminate arrests of injured protesters in public hospitals, refusing to produce warrant cards by police officers in plain-cloth, the Police Tactical Squad not displaying the police identification numbers on their uniforms, and other related matters, and that in the performance of its duties the committee be authorized under section 9(2) of the Legislative Council (Powers and Privileges) Ordinance (Cap. 382) to exercise the powers conferred by section 9(1) of that Ordinance.

**Motion under
the Legislative Council (Powers and Privileges) Ordinance (Cap. 382)
to be moved by Hon Claudia MO**

Wording of the Motion

That this Council appoints a select committee to inquire into:

- (1) the incident of white-clad men attacking civilians indiscriminately in Yuen Long Station of West Rail Line of the MTR Corporation Limited (“MTRCL”) on 21 July 2019, and the action and inaction of the Hong Kong Police Force in this incident, including but not limited to the following issues: the Police’s prior risk assessment of the triad activity in that area; the Police’s operation and its manpower deployment that night; police officers leaving the scene when white-clad assaulters attacked civilians and arriving at the scene after white-clad assaulters had left; people being unable to get through the hotline of 999 Control Centre for a long time; shutting down of nearby police stations; whether the Police’s lack of investigation into or arrest of the white-clad men carrying metal poles and cleavers who were gathering in large number near the crime scene after the attack that night, constituted the offences of serious dereliction of duty, violation of the Police General Orders and collusion with the triad society in planning and executing the above plan of attacking civilians, and other related matters;
- (2) the incident of police officers attacking civilians indiscriminately in Prince Edward Station of MTRCL on 31 August 2019, and the details on the handling of the injured by the Hong Kong Police Force, the Fire Services Department and the Hospital Authority, including but not limited to the discrepancy between the initial count and the number of injured people who eventually needed to be handled; the Police disallowing paramedics to go inside the station to render first aid to the injured; a delay of 2.5 hours before the injured were sent to the hospital for treatment; reasons for the closure of Prince Edward Station and Mong Kok Station of MTRCL for two days after the incident; and whether there was a delay in providing treatment to the injured and a concealment of casualties inside the Prince Edward Station of MTRCL, and other related matters;
- (3) the role of the Hong Kong Special Administrative Region Government in the above two incidents; and
- (4) other related matters;

and that in the performance of its duties the committee be authorized under section 9(2) of the Legislative Council (Powers and Privileges) Ordinance (Cap. 382) to exercise the powers conferred by section 9(1) of that Ordinance.

**Motion under
the Legislative Council (Powers and Privileges) Ordinance (Cap. 382)
to be moved by Hon Tanya CHAN**

Wording of the Motion

That this Council appoints a select committee to inquire into the Police's abuse of power against and mistreatment of protesters of the "anti-extradition to China" movement who were arrested and held in custody at San Uk Ling Holding Centre since 5 August 2019, including subjecting them to physical violence, denying their access to legal assistance, and other related matters; and that in the performance of its duties the committee be authorized under section 9(2) of the Legislative Council (Powers and Privileges) Ordinance (Cap. 382) to exercise the powers conferred by section 9(1) of that Ordinance.

**Motion under
the Legislative Council (Powers and Privileges) Ordinance (Cap. 382)
to be moved by Hon Tanya CHAN**

Wording of the Motion

That this Council appoints a select committee to inquire into the Police's alleged use of sexual violence against protesters of the "anti-extradition to China" movement since 9 June 2019 and other related matters; and that in the performance of its duties the committee be authorized under section 9(2) of the Legislative Council (Powers and Privileges) Ordinance (Cap. 382) to exercise the powers conferred by section 9(1) of that Ordinance.

**Motion under
the Legislative Council (Powers and Privileges) Ordinance (Cap. 382)
to be moved by Dr Hon KWOK Ka-ki**

Wording of the Motion

That this Council appoints a select committee to inquire into the incidents of the Police allegedly obstructing fire services and rescue work, and arresting, attacking and obstructing first-aiders performing rescue work at the scene of public activities during the “anti-extradition to China” movement since 9 June 2019, and other related matters; and that in the performance of its duties the committee be authorized under section 9(2) of the Legislative Council (Powers and Privileges) Ordinance (Cap. 382) to exercise the powers conferred by section 9(1) of that Ordinance.

**Motion under
the Legislative Council (Powers and Privileges) Ordinance (Cap. 382)
to be moved by Dr Hon KWOK Ka-ki**

Wording of the Motion

That this Council appoints a select committee to inquire into the Police's alleged physical and verbal abuse of and groundless accusations against media workers such as snatching arrested persons during the "anti-extradition to China" movement since 9 June 2019, and other related matters; and that in the performance of its duties the committee be authorized under section 9(2) of the Legislative Council (Powers and Privileges) Ordinance (Cap. 382) to exercise the powers conferred by section 9(1) of that Ordinance.

**Motion under
the Legislative Council (Powers and Privileges) Ordinance (Cap. 382)
to be moved by Hon LAM Cheuk-ting**

Wording of the Motion

That this Council appoints a select committee to inquire into the Police's responsibilities in the incident of armed attacks on members of the public that happened between late night of 21 July 2019 and the early hours of the following day in Yuen Long Station of West Rail Line of the MTR Corporation Limited and the vicinity, including: the reasons why the Police did not prevent the attacks from happening, stop the attacks from continuing and arrest the assailants on the spot; whether the Police deliberately condoned the indiscriminate armed attacks on members of the public by the people concerned who were among them alleged members of triad societies; whether and how the non-action and/or delayed action of law enforcement by the Police would put public safety at risk, and whether this would enable the offenders to escape justice, and all other related matters; and that in the performance of its duties the committee be authorized under section 9(2) of the Legislative Council (Powers and Privileges) Ordinance (Cap. 382) to exercise the powers conferred by section 9(1) of that Ordinance.

**Motion under
the Legislative Council (Powers and Privileges) Ordinance (Cap. 382)
to be moved by Hon KWONG Chun-yu**

Wording of the Motion

That this Council appoints a select committee to inquire into the incident of the Police assaulting and arresting members of the public in Prince Edward Station of the MTR Corporation Limited from the night of 31 August to the early hours of 1 September 2019 and the delay allegedly caused by the Police in rescuing the injured, and other related matters; and that in the performance of its duties the committee be authorized under section 9(2) of the Legislative Council (Powers and Privileges) Ordinance (Cap. 382) to exercise the powers conferred by section 9(1) of that Ordinance.

**Motion under
the Legislative Council (Powers and Privileges) Ordinance (Cap. 382)
to be moved by Hon Gary FAN**

Wording of the Motion

That this Council appoints a select committee to inquire into police officers' alleged use of masks to cover their faces and failure to display their identification numbers or produce their warrant cards to identify themselves in operations, and their abuse of force and weapons (including but not limited to batons, pepper balls, tear gases, bean bag rounds, rubber bullets, specialised crowd management vehicles and guns) against protestors, media workers, rescue workers and the public during the "anti-extradition to China" movement since 9 June 2019; the role and responsibility of the Hong Kong Special Administrative Region Government in the above police operation; and other related matters; and that in the performance of its duties the committee be authorized under section 9(2) of the Legislative Council (Powers and Privileges) Ordinance (Cap. 832) to exercise the powers conferred by section 9(1) of that Ordinance.

**Motion under
the Legislative Council (Powers and Privileges) Ordinance (Cap. 382)
to be moved by Hon CHUNG Kwok-pan**

Wording of the Motion

That this Council appoints a select committee to conduct a comprehensive investigation into the social conflicts arising from the Fugitive Offenders and Mutual Legal Assistance in Criminal Matters Legislation (Amendment) Bill 2019, including the impact of the conflicts on the livelihood and economy of Hong Kong and other relevant matters, with a view to responding to demands from society, and that in the performance of its duties the committee be authorized under section 9(2) of the Legislative Council (Powers and Privileges) Ordinance (Cap. 382) to exercise the powers conferred by section 9(1) of that Ordinance.

**Motion under
the Legislative Council (Powers and Privileges) Ordinance (Cap. 382)
to be moved by Dr Hon Priscilla LEUNG**

Wording of the Motion

That, since June 2019, the demonstrations and civil disturbances arising from the Fugitive Offenders and Mutual Legal Assistance in Criminal Matters Legislation (Amendment) Bill 2019 have been getting more rampant, resulting in the rule of law, public order, livelihood and economy of Hong Kong being severely affected, and as violent incidents continue to escalate, and most Hong Kong residents hope that the society can return to normal as soon as possible, this Council appoints a select committee to inquire into the causes and consequences of the above civil disturbances, whether there is any interference of the external force, the sources of funding and resources for various large-scale demonstrations and civil disturbances, as well as to identify the deep-rooted conflicts which led to the civil disturbances, and to make recommendations on ways for social reconciliation; and that in the performance of its duties the committee be authorized under section 9(2) of the Legislative Council (Powers and Privileges) Ordinance (Cap. 382) to exercise the powers conferred by section 9(1) of that Ordinance.

(Translation)

**Motion on
“No confidence in the Fifth Term Government
of the Hong Kong Special Administrative Region”
to be moved by Hon Dennis KWOK**

Wording of the Motion

That this Council has no confidence in the Fifth Term Government of the Hong Kong Special Administrative Region.

(Translation)

**Motion on
“Ensuring children’s right to play
for them to grow up happily”
to be moved by Hon HO Kai-ming**

Wording of the Motion

That, children in Hong Kong have long schooling time and heavy homework load, and lack time for leisure, play and even rest; coupled with the fact that the living environment (especially in sub-divided units) in Hong Kong is so cramped that children often do not have sufficient space for activities, not to mention space for playing; at present, public playgrounds for children are unevenly distributed among districts, channels for community participation in the design process are inadequate, play equipment is insufficient and designs are identical with no elements to stimulate the healthy growth of children; moreover, inclusive play equipment has failed to meet the needs of children with disabilities, and play equipment and services for in-patient children are also in acute shortage; in this connection, this Council urges the Government to formulate measures to ensure that local children can enjoy the rights stated in Article 31 of the United Nations Convention on the Rights of the Child, including the right to rest and leisure, and to engage in play and recreational activities appropriate to the age of the child, and at the same time improve the software and hardware of children’s play equipment, so that children can obtain more diversified recreational experience, enjoy leisure and grow up happily; specific measures include:

- (1) urging the Commission on Children to conduct studies on ensuring children’s entitlement to the right to play and draw up criteria for the construction of children’s play equipment, such as play equipment should embody the elements of variety, flexibility, inclusiveness and holistic and healthy development of children, and to make amendment proposals on the relevant laws and regulatory measures based on the findings of the studies;
- (2) revising the Hong Kong Planning Standards and Guidelines to raise the standard for provision of children’s playgrounds;
- (3) requiring private housing courts to provide suitable children’s play equipment through various means, including imposing land sale conditions, and providing financial assistance and technical support for

owners or owners' corporations of private housing courts and Tenants Purchase Scheme to provide additional and upgrade children's play equipment in housing courts or estates;

- (4) identifying suitable sites in public housing and private developments for constructing children's playgrounds, and providing at least one inclusive playground in each district for children with or without disabilities to play together;
- (5) setting up additional children playrooms under the Leisure and Cultural Services Department in various districts and improving the equipment of existing playrooms, including setting up specifically designed playrooms for infants and pre-school children to provide more public play area for parents and children;
- (6) setting up additional toys libraries in various districts to enable children of all ages and from different strata to have equal rights and opportunities to access to toys;
- (7) increasing the number of child care centres and subsidized child care service places, so that young children can receive care and enjoy free playtime in a safe and healthy environment;
- (8) urging the Hospital Authority to provide sufficient play equipment and services for sick children;
- (9) reviewing the frequency of internal tests and examinations and homework load of primary and secondary schools in Hong Kong, so that children will not have less time for rest and play due to excessive homework and tests and examinations, thereby promoting their balanced development;
- (10) stepping up the development of game-based education and collaboration with non-governmental organizations to provide games and organize outdoor activities within and outside schools, as well as organize more outdoor activities during holidays; at the same time, providing appropriate subsidies for grass-roots children to ensure that they enjoy equal rights to participate in games and activities;
- (11) providing training on game-based education for teachers and parents, and promoting to them the benefits and importance of play to children, with a view to reversing the social atmosphere of pursuing examination success and catching up with the curricula, so that teachers and parents can attach more importance to children's right to play; and

- (12) expeditiously reviewing the outdated holiday policy to align statutory holidays with general holidays to 17 days, so that all employees in Hong Kong can enjoy the same number of holidays, thereby increasing their family time and playtime with children.