

Legislative Council

Agenda

Wednesday 20 May 2020 at 11:00 am

I. Laying of Papers on the Table of the Council

12 items of subsidiary legislation and 3 other papers to be laid on the Table of the Council set out in Appendix 1

II. Questions

Members to ask 21 questions (6 for oral replies and 15 for written replies)

Questions for oral replies to be asked by

Public officers to reply

1. Hon Paul TSE <u>(Relief measures of the Government)</u>	Secretary for Financial Services and the Treasury Under Secretary for Transport and Housing
2. Hon Andrew WAN <u>(Misconduct of police officers)</u>	Secretary for Security
3. Dr Hon KWOK Ka-ki <u>(Tackling the epidemic and related matters by the Hospital Authority)</u>	Secretary for Food and Health
4. Dr Hon Fernando CHEUNG <u>(Obstruction caused by objects placed on footpaths)</u>	Secretary for Security
5. Hon CHUNG Kwok-pan <u>(Impacts of discarded face masks on the environment and ecology)</u>	Secretary for the Environment
6. Dr Hon Priscilla LEUNG <u>(Quarantine facilities)</u>	Secretary for Food and Health

Contents of 21 questions, Members to ask such questions and public officers to reply set out in Appendix 2

III. Members' Motions on Subsidiary Legislation

1st debate (covering the following motion)

1. Proposed resolution to extend the period for amending subsidiary legislation (L.N. 29 of 2020)

Mover : Hon LUK Chung-hung

Wording of the motion : Appendix 3

2nd debate (covering the following motion)

2. Proposed resolution to extend the period for amending subsidiary legislation (L.N. 31 to L.N. 33 of 2020)

Mover : Hon CHAN Hoi-yan

Wording of the motion : Appendix 4

3rd debate (covering the following motion)

3. Proposed resolution to extend the period for amending subsidiary legislation (L.N. 34 to L.N. 38 of 2020)

Mover : Hon CHAN Han-pan

Wording of the motion : Appendix 5

4th debate (covering the following motion)

4. Proposed resolution to extend the period for amending subsidiary legislation (L.N. 39 and L.N. 40 of 2020)

Mover : Hon Frankie YICK

Wording of the motion : Appendix 6

5th debate (covering the following motion)

5. Proposed resolution to extend the period for amending subsidiary legislation (L.N. 46 to L.N. 52 of 2020)

Mover : Hon CHAN Hoi-yan

Wording of the motion : Appendix 7

6th debate (covering the following motion)

6. Proposed resolution to extend the period for amending subsidiary legislation (L.N. 59 of 2020)

Mover : Hon CHAN Hoi-yan

Wording of the motion : **Appendix 8**

7th debate (covering the following motion)

Proposed resolution to repeal subsidiary legislation

Prevention and Control of Disease (Prohibition on Group Gathering) Regulation (L.N. 32 of 2020)

7. Mover : Hon HUI Chi-fung

Wording of the motion : **Appendix 9**

Public officers to attend : Secretary for Food and Health
Under Secretary for Food and Health

IV. Member's Bill

Second Reading (debate to resume), consideration by committee of the whole Council and Third Reading

Professional Accountants (Amendment) Bill 2018 : Hon Kenneth LEUNG

Amendment mover : Hon Kenneth LEUNG
(Amendments set out in LC Paper No. CB(3) 387/19-20
issued on 4 May 2020)

(No public officer will attend this item)

(Debate and voting arrangements set out in LC Paper No. CB(3) 433/19-20 issued on 19 May 2020)

V. Members' Motions (not including those on Subsidiary Legislation)

1st debate (covering the following motion)

1. Motion under Rule 49B(1A) of the Rules of Procedure to censure Hon Claudia MO

Mover : Hon YUNG Hoi-yan

Wording of the motion : Appendix 10

(This motion jointly signed by Hon Mrs Regina IP, Hon Alice MAK and Hon Vincent CHENG)

2nd debate (covering the following motion)

2. Motion under Rule 49B(1A) of the Rules of Procedure to censure Hon Dennis KWOK

Mover : Hon Alice MAK

Wording of the motion : Appendix 11

(This motion jointly signed by Hon Mrs Regina IP, Dr Hon Priscilla LEUNG and Hon Holden CHOW)

3rd debate (covering the following 2 motions on the incident of assaults which occurred in Yuen Long Station of West Rail Line of the MTR Corporation Limited on 21 July 2019 ("the 721 incident"))

(Standing over from the meeting of 23 October 2019)

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

Mover : Hon LAM Cheuk-ting

Wording of the motion : Appendix 12

4. **Motion under the Legislative Council (Powers and Privileges) Ordinance to appoint a select committee to conduct an inquiry**
(This motion concerns both the 721 incident and the 831 incident)

Mover : Hon Claudia MO

Wording of the motion : [Appendix 13](#)

Public officers to attend this debate : Secretary for Security
Under Secretary for Security

(Debate and voting arrangements set out in LC Paper Nos. CB(3) 195/19-20 and CB(3) 218/19-20 issued on 9 and 17 December 2019)

4th debate (covering the following 3 motions on the incident of assaults which occurred in Prince Edward Station of the MTR Corporation Limited on 31 August 2019 (“the 831 incident”) as well as the part concerning the 831 incident in Hon Claudia MO’s motion in item 4)

(Standing over from the meeting of 23 October 2019)

5. **Motion under Article 73(5) and (10) of the Basic Law to summon the Commissioner of Police, Director of Fire Services, Chairman of the MTR Corporation Limited (“MTRCL”) and Operations Director of MTRCL to produce papers and testify**

Mover : Hon Alvin YEUNG

Wording of the motion : [Appendix 14](#)

6. **Motion under Article 73(5) and (10) of the Basic Law to summon 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 produce papers and testify**

Mover : Dr Hon KWOK Ka-ki

Wording of the motion : [Appendix 15](#)

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

Mover	: Hon KWONG Chun-yu
Wording of the motion	: <u>Appendix 16</u>
Public officers to attend this debate	: Secretary for Security Secretary for Transport and Housing Secretary for Food and Health Under Secretary for Security Under Secretary for Food and Health Under Secretary for Transport and Housing

(Debate and voting arrangements set out in LC Paper Nos. CB(3) 195/19-20 and CB(3) 218/19-20 issued on 9 and 17 December 2019)

5th debate (covering the following 7 motions on the Police's handling of protesters and persons performing duties in the protests during the “anti-extradition to China” movement)

(Items 8 to 12 standing over from the meeting of 23 October 2019)

8 and 9. Motions under the Legislative Council (Powers and Privileges) Ordinance to appoint select committees to conduct inquiries

Mover	: Hon Tanya CHAN
Wording of the motions	: <u>Appendices 17 and 18</u>

10 and 11. Motions under the Legislative Council (Powers and Privileges) Ordinance to appoint select committees to conduct inquiries

Mover	: Dr Hon KWOK Ka-ki
Wording of the motions	: <u>Appendices 19 and 20</u>

12. Motion under Article 73(5) and (10) of the Basic Law to summon the Secretary for Security and Secretary for Labour and Welfare to produce papers and testify

Mover : Dr Hon Fernando CHEUNG

Wording of the motion : **Appendix 21**

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

13. Motion under Article 73(5) and (10) of the Basic Law to summon the Secretary for Security and Commissioner of Police to produce papers and testify

Mover : Dr Hon KWOK Ka-ki

Wording of the motion : **Appendix 22**

(Item 14 standing over from the meeting of 11 December 2019)

14. Motion under Article 73(5) and (10) of the Basic Law to summon the Commissioner of Police to produce papers and testify

Mover : Hon Kenneth LEUNG

Wording of the motion : **Appendix 23**

Public officers to attend this debate : Secretary for Labour and Welfare
Secretary for Security
Under Secretary for Security

(Debate and voting arrangements set out in LC Paper Nos. CB(3) 195/19-20 and CB(3) 218/19-20 issued on 9 and 17 December 2019)

6th debate (covering the following 2 motions on the causes and consequences of the social conflicts or disturbances arising from the amendments to the Fugitive Offenders Ordinance (Cap. 503) and related matters)

(Item 15 standing over from the meeting of 13 November 2019)

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

Mover : Hon CHUNG Kwok-pan

Wording of the motion : **Appendix 24**

(Item 16 standing over from the meeting of 27 November 2019)

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

Mover : Dr Hon Priscilla LEUNG

Wording of the motion : **Appendix 25**

Amendment mover : Hon James TO
(Amendment set out in LC Paper No. CB(3) 155/19-20 issued on 22 November 2019)

Public officers to attend this debate : Chief Secretary for Administration
Secretary for Security
Under Secretary for Security

(Debate and voting arrangements set out in LC Paper Nos. CB(3) 195/19-20 and CB(3) 218/19-20 issued on 9 and 17 December 2019)

Debate and voting arrangements for the following 4 motions to be notified

(Items 17 and 18 standing over from the meeting of 15 January 2020)

17. Motion under Article 73(5) and (10) of the Basic Law to summon the Secretary for Security and Commissioner of Police to produce papers and testify

Mover : Hon Charles Peter MOK

Wording of the motion : **Appendix 26**

Public officers to attend : Secretary for Security
Under Secretary for Security

18. Motion under Article 73(5) and (10) of the Basic Law to summon the Secretary for Security and Secretary for Transport and Housing to produce papers and testify

Mover : Hon Jeremy TAM

Wording of the motion : **Appendix 27**

Public officers to attend : Secretary for Security
Secretary for Transport and Housing
Under Secretary for Security
Under Secretary for Transport and Housing

19. Motion under Article 73(5) and (10) of the Basic Law to summon the Chief Secretary for Administration and Secretary for Food and Health to produce papers and testify

Mover : Dr Hon KWOK Ka-ki

Wording of the motion : **Appendix 28**

Public officers to attend : Secretary for Food and Health
Under Secretary for Food and Health

20. Motion under Article 73(5) and (10) of the Basic Law to summon the Chief Secretary for Administration to produce papers and testify

Mover : Dr Hon KWOK Ka-ki

Wording of the motion : **Appendix 29**

Public officers to attend : Secretary for Food and Health
Under Secretary for Food and Health

7th debate (covering the following motion)

(Standing over from the meeting of 12 June 2019)

21. 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 30**

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

8th debate (covering the following motion)

(Standing over from the meeting of 12 June 2019)

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

Mover : Hon HO Kai-ming

Wording of the motion : **Appendix 31**

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 officer to attend : Secretary for Labour and Welfare

Clerk to the Legislative Council

Council meeting of 20 May 2020**Laying of Papers on the Table of the Council**

Subsidiary legislation	Legal Notice No.
1. <u>Merchant Shipping (Local Vessels) (Certification and Licensing) (Amendment) Regulation 2020</u>	68 of 2020
2. <u>Merchant Shipping (Local Vessels) (General) (Amendment) Regulation 2020</u>	69 of 2020
3. <u>Merchant Shipping (Local Vessels) (Safety and Survey) (Amendment) Regulation 2020</u>	70 of 2020
4. <u>Merchant Shipping (Local Vessels) (Fees) (Amendment) (No. 2) Regulation 2020</u>	71 of 2020
5. <u>Merchant Shipping (Prevention of Oil Pollution) (Amendment) Regulation 2020</u>	72 of 2020
6. <u>Merchant Shipping (Prevention of Air Pollution) (Amendment) Regulation 2020</u>	73 of 2020
7. <u>Stamp Duty Ordinance (Amendment of Schedule 8) Regulation 2020</u>	74 of 2020
8. <u>Public Health and Municipal Services Ordinance (Public Pleasure Grounds) (Amendment of Fourth Schedule) (No. 2) Order 2020</u>	75 of 2020
9. <u>Road Traffic (Breath Analysing Instruments, Screening Devices and Pre-screening Devices) (Amendment) Notice 2020</u>	76 of 2020
10. <u>Road Traffic (Rapid Oral Fluid Test Instruments) Notice</u>	77 of 2020
11. <u>Road Traffic (Amendment) Ordinance 2011 (Commencement) Notice 2020</u>	78 of 2020
12. <u>Prevention and Control of Disease (Prohibition on Group Gathering) (Amendment) (No. 3) Regulation 2020</u>	82 of 2020

Other papers

13. Securities and Futures Commission
Approved budget of income and expenditure for the financial year 2020/2021
(to be presented by Secretary for Financial Services and the Treasury)
14. Kowloon-Canton Railway Corporation
Annual Report 2019 (including Financial Statements and Independent Auditor's Report)
(to be presented by Financial Secretary)
15. Report of the Bills Committee on Professional Accountants (Amendment) Bill 2018
(to be presented by Hon Charles Peter MOK, Chairman of the Bills Committee)

21 questions to be asked at the Council meeting of 20 May 2020

		Subject matters	Public officers to reply
Questions for oral replies			
1	Hon Paul TSE	<u>Relief measures of the Government</u>	Secretary for Financial Services and the Treasury Under Secretary for Transport and Housing
2	Hon Andrew WAN	<u>Misconduct of police officers</u>	Secretary for Security
3	Dr Hon KWOK Ka-ki	<u>Tackling the epidemic and related matters by the Hospital Authority</u>	Secretary for Food and Health
4	Dr Hon Fernando CHEUNG	<u>Obstruction caused by objects placed on footpaths</u>	Secretary for Security
5	Hon CHUNG Kwok-pan	<u>Impacts of discarded face masks on the environment and ecology</u>	Secretary for the Environment
6	Dr Hon Priscilla LEUNG	<u>Quarantine facilities</u>	Secretary for Food and Health
Questions for written replies			
7	Hon Andrew WAN	<u>Land costs for subsidized sale flat projects</u>	Secretary for Transport and Housing
8	Hon CHAN Hoi-yan	<u>Promoting competition in the fuel market</u>	Secretary for the Environment
9	Hon Dennis KWOK	<u>Non-refoulement claims</u>	Secretary for Security
10	Hon Jimmy NG	<u>Redevelopment of factory estates</u>	Secretary for Transport and Housing
11	Hon CHAN Hak-kan	<u>Sites already rezoned for the purpose of public housing development</u>	Secretary for Development
12	Hon Charles Peter MOK	<u>Justifications for offering special subsidies to exchange participants and SFC licensees</u>	Secretary for Financial Services and the Treasury
13	Hon Kenneth LEUNG	<u>Concentration of ozone in air</u>	Secretary for the Environment
14	Hon Elizabeth QUAT	<u>Guarding students from being corrupted by incorrect or biased teaching contents</u>	Secretary for Education
15	Hon Charles Peter MOK	<u>The reusable CuMask</u>	Secretary for Innovation and Technology
16	Hon Elizabeth QUAT	<u>Arrangements for class resumption</u>	Secretary for Education
17	Prof Hon Joseph LEE	<u>Provision of services by part-time and agency nurses</u>	Secretary for Food and Health
18	Hon Jeffrey LAM	<u>Two-tiered profits tax rates regime</u>	Secretary for Financial Services and the Treasury
19	Hon Starry LEE	<u>Relief measures amid the Coronavirus Disease 2019 epidemic</u>	Secretary for Labour and Welfare
20	Hon WU Chi-wai	<u>Allocation of PRH units to non-elderly one-person applicants</u>	Secretary for Transport and Housing
21	Dr Hon KWOK Ka-ki	<u>Child Assessment Service</u>	Secretary for Food and Health

Note: Only 15 written questions are scheduled for this meeting as a Member has given up a written question slot allocated to him.

Question 1
(For oral reply)

(Translation)

Relief measures of the Government

Hon Paul TSE to ask:

The social incidents, which have persisted for more than half a year, have dealt a heavy blow to Hong Kong's economy. Then, the Coronavirus Disease 2019 epidemic (formerly referred to as "novel coronavirus-infected pneumonia") has been sweeping across the globe, plummeting the global economy and stock markets. Some members of the accounting sector have predicted that if the Government does not implement additional relief measures, the economy of Hong Kong may fall further, with bankruptcy and winding up cases reaching a peak in August this year and registering a huge year-on-year increase of 20% to 30%. In this connection, will the Government inform this Council:

- (1) whether it will raise the amount of the cash handout to each adult Hong Kong Permanent Resident to \$20,000, and collaborate with the banking sector so that banks may, upon receiving signed authorizations from individual clients and having verified the latter's eligibility for receiving the sum, disburse the sum in advance, so as to address the urgent needs of members of the public; if so, of the details; if not, the reasons for that;
- (2) as members of the public filing bankruptcy petitions are currently required to deposit with the Official Receiver a sum of \$8,000 and pay a court fee of \$1,045, whether the Government will, in view of the expected emergence of a surge of bankruptcy, offer concessions on the relevant fees or make such payments on behalf of the persons concerned, so as to prevent an increasing number of members of the public from suffering the hardship of "failing even to afford the payments for bankruptcy applications"; and
- (3) in view of the suggestion made by some senior scholars well versed in real estate and economics that the titles (with resale restrictions) of the public housing units held by the Housing Authority, the total estimated value of which amounts to \$100 billion, be transferred for free to those sitting tenants who have resided in the units for 10 or more years, so that the management and maintenance expenses, which are close to \$20 billion a year, can thus be saved and reallocated to meeting expenses on public housing development and provision of support for the sandwich and middle class (e.g. providing tax concessions, rent subsidies or home purchase support), whether the Government will consider this suggestion; if so, of the details; if not, the reasons for that?

Question 2
(For oral reply)

(Translation)

Misconduct of police officers

Hon Andrew WAN to ask:

Some members of the public have relayed that recently, some police officers, who had lost control of their temper when handling public events, misbehaved themselves, for instance, hurling abuses at members of the public and reporters as well as subjecting them to violence. Although the Police have indicated that the police officers involved in 21 incidents have been rebuked, those members of the public doubted the effectiveness of this course of action. In this connection, will the Government inform this Council:

- (1) of the number of police officers who were rebuked in each of the past five years and, among them, the number of those who were subsequently imposed other punishments and the details of such punishments; whether the records of having been rebuked will affect the promotion prospect and remuneration packages of police officers;
- (2) as the Police have indicated that they have rebuked a traffic police officer who drove a motor cycle into a crowd back and forth in November last year, and will rebuke seven police officers who swore at a member of the public on 8 March this year, whether the Police will take actions apart from rebuking these police officers (e.g. launching criminal investigations and ordering them to apologize to the victims); and
- (3) although the Police have stated time and again that they respect freedom of the press and have reminded police officers to facilitate reporters' news covering work, a number of reporters have expressed that during their news covering activities in the past eight months, police officers repeatedly hindered their news covering work and subjected them to violence, whether the Police have assessed if the Police are unable to restrain police officers from committing such acts; if they have assessed and the outcome is in the negative, whether the Police can undertake that police officers will not hinder reporters' news covering work and treat them violently?

Question 3
(For oral reply)

(Translation)

Tackling the epidemic and related matters by the Hospital Authority

Dr Hon KWOK Ka-ki to ask:

Since January this year, there have been successive confirmed cases of Coronavirus Disease 2019 (commonly known as “Wuhan pneumonia”) imported into Hong Kong from the Mainland. In February, several thousand members of the healthcare personnel of the Hospital Authority (“HA”) went on strike for five consecutive days, demanding that the authorities impose a ban on the entry of all visitors into Hong Kong via the Mainland and adopt measures to reduce their risk of infection, including ensuring an adequate supply of face masks. Moreover, it has been reported that due to the tight supply of personal protective equipment (“PPE”), some healthcare personnel are requested to reuse their isolation gowns or temporarily keep their used face masks in paper bags for reuse. HA has also repeatedly lowered the requirements stipulated in the infection control guidelines on the protection specifications of PPE that should be used by healthcare personnel when conducting various medical procedures. Regarding HA’s tackling of the epidemic and related matters, will the Government inform this Council:

- (1) whether it has assessed if HA has contravened Article 27 of the Basic Law (which stipulates that Hong Kong residents shall have the right and freedom to strike, etc.) by issuing letters to the staff members who participated in the strike asking them to explain the reasons for their absence from duty; if it has assessed and the outcome is in the affirmative, how the Government will follow up the matter so as to protect such employees’ rights under the Basic Law;
- (2) whether it knows the ranks of the officers who made the decisions to repeatedly lower the requirements on the protection specifications of PPE and their justifications therefor; and
- (3) whether it knows the quantities of the various types of PPE currently kept by HA and the numbers of days for which the stock can last; the details about HA’s procurement of each type of PPE since the epidemic outbreak, including the method, quantity, place of origin and amount of expenditure; whether the Government has supplied to HA or assisted HA in the procurement of the relevant PPE; if so, of the details?

Question 4
(For oral reply)

(Translation)

Obstruction caused by objects placed on footpaths

Dr Hon Fernando CHEUNG to ask:

In recent months, the Police have placed a large number of mills barriers on certain footpaths, and fenced off government buildings with huge water barriers. Some wheelchair users and visually impaired persons have complained to me, alleging that such objects have caused inconvenience to them, including passageways leading to lifts being obstructed, tactile guide paths being broken up, and iron gates of the water-barrier enclosures being too narrow for wheelchairs to pass. In this connection, will the Government inform this Council:

- (1) whether the Police have formulated guidelines stipulating that impacts on the use of barrier-free access facilities by persons with disabilities (“PWDs”) should be avoided when the aforesaid objects are placed on footpaths; if so, of the details; if not, the reasons for that;
- (2) whether, while PWDs are participating in public events or travelling, channels are available for them to seek immediate assistance when their access is obstructed by the objects placed by the Police; if so, of the details; if not, whether such channels will be established; and
- (3) whether the Police will immediately examine the impacts of their placing the aforesaid objects on the travelling of PWDs, and remove such objects as early as possible; if so, of the details; if not, the reasons for that?

Question 5
(For oral reply)

(Translation)

Impacts of discarded face masks on the environment and ecology

Hon CHUNG Kwok-pan to ask:

To prevent infection of the Coronavirus Disease 2019, healthcare personnel and members of the public need to always wear face masks. Some environmentalists have pointed out that a large number of face masks are disposed of improperly every day, giving rise to not only risks of virus spreading but also pollution to the environment. In this connection, will the Government inform this Council:

- (1) whether the Environment Bureau (“ENB”) has compiled statistics on or estimated the accumulated and average quantities of face masks disposed of each day across the territory since the outbreak of the epidemic;
- (2) as some environmentalists have pointed out that anti-virus N95 masks and surgical masks generally contain degradation-resistant materials, and currently a large number of face masks are discarded along with domestic waste in landfills every day, whether ENB has assessed the impacts of such a situation on the environment and ecology; and
- (3) of the measures adopted by ENB for handling the pollution to the environment and ecology caused by discarded face masks?

Question 6
(For oral reply)

(Translation)

Quarantine facilities

Dr Hon Priscilla LEUNG to ask:

While the Government has been searching for suitable premises for use as temporary quarantine facilities since the outbreak of the Coronavirus Disease 2019 epidemic in Hong Kong, it has encountered much difficulty. On the other hand, among the camps operated by non-governmental organizations (“NGOs”), only Po Leung Kuk Jockey Club Pak Tam Chung Holiday Camp was earlier on used as a temporary quarantine facility. Regarding the provision of quarantine facilities, will the Government inform this Council:

- (1) of the respective numbers of quarantine residential places provided by the previous and current quarantine facilities;
- (2) whether, since the current outbreak of the epidemic, the Government has discussed with the various NGOs the borrowing of the camps operated by them for use as temporary quarantine facilities; if so, of the details (including the party initiating the discussions); if not, the reasons for that; and
- (3) whether, before the onset of the current outbreak of the epidemic, it had drawn up a standing list of the properties of the Government and NGOs which were suitable for use as temporary quarantine facilities, so that sufficient quarantine facilities might be provided expeditiously when there was an outbreak of an epidemic; if so, of the details; if not, the reasons for that?

Question 7 (For written reply)

(Translation)

Land costs for subsidized sale flat projects

Hon Andrew WAN to ask:

At present, the Hong Kong Housing Authority (“HA”) has to pay the Government, for each subsidized sale flat (“SSF”) project, 35% of the development cost of the flats sold as the land cost for the Government’s provision of site formation and supporting infrastructure, with the development cost being the aggregate of the construction cost and overhead cost. Regarding the land costs for SSF projects, will the Government inform this Council:

(1) since when the Government has charged HA land costs for SSF projects, and of the justifications for setting the land cost at the level of 35% of the development cost;

(2) of the following details of each of the Home Ownership Scheme (“HOS”) housing courts sold under each sale exercise since the resumption of the sale of HOS flats in 2014 (set out in Table 1):

- (i) sale exercise,
- (ii) district in which the housing court is located,
- (iii) name of the housing court,
- (iv) total number of flats in the housing court,
- (v) average per-square-foot price of the flats (in saleable floor area),
- (vi) (a) total amount and (b) average amount per flat, of the land cost,
- (vii) (a) total amount and (b) average amount per square foot of saleable floor area, of the expenditure incurred by the Government on site formation and supporting infrastructure for the domestic element of the housing court, and
- (viii) (a) total amount and (b) average amount per square foot of saleable floor area, of the land value at full market value for the domestic element of the housing court;

Table 1

(3) of the following details of each of the Green Form Subsidized Home Ownership Scheme (“GSH”) housing courts since the sale of GSH flats in 2016 (set out in Table 2):

- (i) district in which the housing court is located,
- (ii) name of the housing court,
- (iii) total number of flats in the housing court,
- (iv) average per-square-foot price of the flats,
- (v) (a) total amount and (b) average amount per flat, of the land cost,
- (vi) (a) total amount and (b) average amount per square foot of saleable floor area, of the expenditure incurred by the Government on site formation and supporting infrastructure for the domestic element of the housing court, and
- (vii) (a) total amount and (b) average amount per square foot of saleable floor area, of the land value at full market value for the domestic element of the housing court; and

Table 2

(i)	(ii)	(iii)	(iv)	(v)		(vi)		(vii)	
				(a)	(b)	(a)	(b)	(a)	(b)

(4) whether it reviewed, in the past three years, the approach for setting the land cost; if so, of the details (including the date and outcome of the review, and whether a report was published); if not, the reasons for that; whether it has plans in the coming three years to adjust downward the level of the land cost (e.g. setting it at 25% of the development cost) so as to lower the prices of HOS and GSH flats?

Question 8
(For written reply)

(Translation)

Promoting competition in the fuel market

Hon CHAN Hoi-yan to ask:

The Chairperson of the Competition Commission (“the Commission”) attended on the 27th of last month, before her departure from office at the end of last month, a meeting of the Panel on Economic Development of this Council. At that meeting, she used the term “market failure” to describe Hong Kong’s fuel market, and suggested that the Government should formulate policies to make the fuel market operate in a fairer manner, and confer on the Commission greater powers to gather evidence to facilitate its investigation into whether oil companies had engaged in collusive price-fixing. On promoting competition in the fuel market, will the Government inform this Council:

- (1) whether the Government requested, in the past two years, all domestic piped liquefied petroleum gas (“LPG”) suppliers to publish price information; if so, whether the various suppliers published such information; if so, of the means through which such information was published and the details of such information;
- (2) given that in the light of the Commission’s recommendations, the authorities revised in August 2017 the arrangements for renewing contracts for the supply of centralized LPG to public housing estates, by dropping the past practice that contracts with existing LPG suppliers would be renewed if their performance was satisfactory and adopting a new practice that new contracts must be awarded through tendering, of the details of the tendering exercises which were/will be conducted in the past two years and within this year, including the names of the public housing estates involved, the numbers of suppliers submitting bids, whether the successful bidders were existing suppliers, and the validity periods of such contracts; and
- (3) given that the Commission has no power to demand oil companies to provide information and documents during the stage of conducting market studies, whether the Government will consider amending the Competition Ordinance (Cap. 619) to confer such powers on the Commission; if so, of the details; if not, the reasons for that?

Question 9
(For written reply)

Non-refoulement claims

Hon Dennis KWOK to ask:

The Immigration (Amendment) Ordinance 2012, which came into operation in December 2012, provides for a statutory process for making and determining non-refoulement claims. It also provides that a claimant who is aggrieved by the decision may lodge an appeal, which will be handled by a statutory Torture Claims Appeal Board (“TCAB”). The Government later introduced a unified screening mechanism (“USM”), which commenced operation in March 2014, to screen claims made by illegal immigrants refusing to be removed to another country on all applicable grounds (such as the risk of subjecting to torture or persecution). Besides, under the Immigration Ordinance (Cap. 115), the Director of Immigration (“the Director”) may, on an application of a claimant who has a substantiated claim, permit the claimant to take employment. In this connection, will the Government inform this Council:

- (1) of the respective numbers of claimants whose claims were substantiated under USM and by TCAB in each year since 2014;
- (2) of the average time taken for handling each of the claims mentioned in (1);
- (3) of the respective numbers of applications for taking employment received, granted and rejected by the Director in each year since 2014; if there were rejected applications, of the reasons for that;
- (4) of the average handling time, and the conditions imposed on the claimants, in respect of each of the granted applications mentioned in (3);
- (5) whether the Director has plans to shorten the time needed for processing applications for taking employment; if so, of the details (including the specific changes to be made and the timetable); if not, the reasons for that;
- (6) of the number of claimants mentioned in (1) referred to the United Nations High Commissioner for Refugees (“UNHCR”) for resettlement in another country; among such claimants, the number of those subsequently resettled, and set out, in respect of each of the resettled persons, (i) the year in which the person left Hong Kong, and (ii) the time lapse from substantiation of claim to resettlement;
- (7) of the policy on assisting the claimants referred to UNHCR in preparing for their living after resettlement; and

(8) of the date on which the Government last reviewed the humanitarian assistance programme for non-refoulement claimants, and whether it has plans to conduct a review shortly; if so, of the details and timetable?

Question 10
(For written reply)

(Translation)

Redevelopment of factory estates

Hon Jimmy NG to ask:

The Hong Kong Housing Authority is currently studying the feasibility of redeveloping its six factory estates for public housing (particularly public rental housing (“PRH”)) use. At present, there are about 3 300 tenants in these factory estates and the occupancy rates of the units therein are as high as 98%. In this connection, will the Government inform this Council:

- (1) of the latest progress and anticipated completion date of the aforesaid study; whether it has drawn up a redevelopment timetable for the various factory estates; of the respective estimated numbers of PRH units that may be provided upon redevelopment of the various factory estates; the current number of vacant units in the factory estates which are no longer put up for leasing because such factory estates may be redeveloped;
- (2) as the Government has indicated that the current study only focuses on the feasibility of redeveloping the factory estates for PRH use, whether this implies that the study does not include a review of (i) the demand of the light industries for units in the factory estates, and (ii) the impacts of the redevelopment of the factory estates on the development of the light industries and the rent levels of private industrial building units in Hong Kong; if so, of the reasons for that; whether it will consider including these topics in the scope of the study;
- (3) whether it has received, since October last year, concerns expressed and enquiries made by the tenants of the units in the factory estates about the redevelopment of such factory estates; if so, of the relevant numbers and details; and
- (4) of the amount of ex-gratia allowance that may be granted to the tenants of the units in the factory estates who have been affected by the redevelopment plan and the calculation method for the allowance; whether it will arrange for the relocation of those tenants who wish to continue with their operation to other units in the factory estates?

Question 11
(For written reply)

(Translation)

Sites already rezoned for the purpose of
public housing development

Hon CHAN Hak-kan to ask:

A site located at the junction of Sung Wong Toi Road and To Kwa Wan Road, where the Kowloon Animal Management Centre (“AMC(K)”) of the Agriculture, Fisheries and Conservation Department as well as the ex-quarters and vehicle workshop of the Electrical and Mechanical Services Department are housed, was rezoned in April 2016 for the purpose of public housing development. In a paper recently submitted to the Finance Committee of this Council, the Government indicates its plan to relocate AMC(K) to another place and then complete the demolition work for the vacated AMC(K) in the second quarter of 2024. In this connection, will the Government inform this Council:

- (1) given that the site was rezoned for the aforesaid purpose in as early as 2016, of the reasons why the demolition work concerned will not be completed until 2024 (i.e. after a lapse of eight years); whether the Steering Committee on Land Supply (“the Steering Committee”) has held discussions and taken follow-up actions in this regard; the anticipated works commencement date of the public housing development project concerned;
- (2) of the number of housing projects on sites rezoned for the purpose of public housing development, since 2013, which could not commence as scheduled, and set out in a table the following details of such projects: (i) project names, (ii) site locations, (iii) number of public housing units, (iv) original commencement dates for the works, (v) causes for the works being unable to commence as scheduled, and (vi) latest works progress; and
- (3) of the policy bureau or government department responsible for coordinating and supervising the relocation and demolition of government facilities on sites already rezoned for other purposes; the role played by the Steering Committee on the work concerned?

Question 12
(For written reply)

(Translation)

Justifications for offering special subsidies to
exchange participants and SFC licensees

Hon Charles Peter MOK to ask:

The Government presented a paper to the Finance Committee (“FC”) of this Council in the middle of last month to seek funding approval for the implementation of the second round of relief measures. The relief measures include the offering of special subsidies to exchange participants of the Stock Exchange of Hong Kong (“SEHK”) and Hong Kong Futures Exchange and to Securities and Futures Commission (“SFC”) licensees: exchange participants belonging to Categories B and C (“Categories B and C brokerages”) will each be disbursed \$50,000, and each SFC licensee will be disbursed \$2,000. The justification for the proposal set out in the paper is as follows: “[d]ue to the COVID-19 outbreak, the business opportunities and hence income of small and medium-sized intermediaries and licensed individuals of SFC (i.e. brokerage firms and their responsible officers/representatives) have been adversely affected. Small and medium-sized intermediaries serving primarily retail clients are particularly hard-hit by the [current] adverse business environment. The reduced face-to-face contact and the recent market volatility have impeded the businesses of these small and medium-sized intermediaries, notwithstanding the recent surge in market turnover.” Recently, some members of the industry have queried that the aforesaid justification is factually incorrect, and hence the aforesaid paper has allegedly misled FC. In this connection, will the Government inform this Council:

- (1) as SEHK’s information has indicated that the average daily turnover of the Hong Kong stock market increased to almost \$112.7 billion in the first quarter of this year, representing a quarter-on-quarter increase of 54.5%, and the turnovers involving Categories B and C brokerages increased by 58.4% and 48.1% respectively, whether the Government knows if the incomes and profits of such brokerages increased correspondingly in the said period, and of the basis on which it stated that their businesses had been “seriously affected by the pandemic”;
- (2) as the Government claimed that “the reduced face-to-face contact” had impeded the businesses of Categories B and C brokerages, but the outcome of a survey conducted in June last year by the Investor and Financial Education Council showed that among the retail investors being surveyed, 65%, 16% and 1% of them most often

traded stocks through online platforms, calling brokers and being physically present at the brokerage firms respectively, whether the Government can illustrate, with statistical data, the actual extent to which the businesses of Categories B and C brokerages were affected by “the reduced face-to-face contact” with their clients; and

(3) of the ranks of the government officers involved in the write-up of the aforesaid FC paper, and the highest rank of the officers who endorsed the paper; whether there were other officers who verified if the aforesaid justification was factually correct and supported by statistical data; if so, of the post titles and number of the verifying officers?

Question 13
(For written reply)

(Translation)

Concentration of ozone in air

Hon Kenneth LEUNG to ask:

For several consecutive days in April this year, the Air Quality Health Indexes recorded by the general and roadside air quality monitoring stations in various districts reached 8 or above (i.e. “Very High” or “Serious” health risk), with the 1-hour concentrations of ozone (“O₃”) in some districts even exceeding 200 $\mu\text{g}/\text{m}^3$. Under the prevailing Air Quality Objectives (“AQOs”), the 8-hour average concentration limit of O₃ in air is 160 $\mu\text{g}/\text{m}^3$, which is less stringent than that of 100 $\mu\text{g}/\text{m}^3$ as recommended by the World Health Organization. However, in the latest review of AQOs, the Government did not propose to tighten the A_{QO} for O₃ on the grounds that the regional background O₃ level was relatively high and the various emission reduction measures would further reduce the emission of nitric oxide in the urban areas, thereby reducing the consumption of O₃ in the urban areas. In this connection, will the Government inform this Council:

- (1) of the measures in place at the present stage to lower the background O₃ level in Hong Kong, and reduce the O₃ produced locally and O₃ which originated from the Mainland; the effectiveness of such measures; and
- (2) as the authorities indicated at the end of 2019 that the Guangdong and Hong Kong sides had jointly launched in 2018 the Study on Post-2020 Regional Air Pollutant Emission Reduction Targets and Concentration Levels, of the latest progress of the Study; whether it will formulate emission reduction targets for O₃ precursors; if so, of the details; if not, the reasons for that?

Question 14
(For written reply)

(Translation)

Guarding students from being corrupted
by incorrect or biased teaching contents

Hon Elizabeth QUAT to ask:

Recently, complaints have been lodged against a university lecturer about his making misrepresented and hatred-inciting comments in public, and a teacher for the subject of General Studies (“GS subject”) for primary education distorted historical facts when teaching the history of Opium War to students. Furthermore, some textbooks for GS subject for primary education and teaching materials for the subject of Liberal Studies (“LS subject”) for senior secondary education are alleged to have biased contents, e.g. overemphasizing negative examples when mentioning the situation on the Mainland and deliberately exaggerating the conflicts between the Mainland and Hong Kong. With regard to guarding students from being corrupted by incorrect or biased teaching contents, will the Government inform this Council:

- (1) of the number of complaints about teachers’ professional conduct received by the authorities since June last year, with a breakdown by nature of complaints and type of schools in which the teachers were teaching; the criteria adopted by the authorities for handling such complaints; the number of cases under investigation; the number of cases the investigation of which has been completed and, among such cases, the respective numbers of those in which the complaints were found:
 - (i) substantiated; the number of complainants against whom follow-up actions have been taken, with a breakdown by type of such actions (e.g. issue of reprimand letters, warning letters and advisory letters, and interdiction); and
 - (ii) unsubstantiated, and the justifications for that;
- (2) whether it has assessed if university lecturers’ making misrepresented and hatred-inciting comments in public is within the scope of application of Article 137 of the Basic Law (which provides that educational institutions may retain their autonomy and academic freedom); if it has assessed and the outcome is in the affirmative, of the justifications for that; if the assessment outcome is in the negative, how the Education Bureau (“EDB”) will follow up on the relevant complaints;

(3) given that EDB has indicated that in March this year, EDB's professional team offered professional feedback and suggestions on the contents of textbooks of LS subject to the relevant publishers, of the details of such feedback and suggestions, the progress of revising the textbooks, and whether the revised textbooks can be published in time before the commencement of the next school year;

(4) given that whether or not the contents taught in GS subject for primary education and LS subject for senior secondary education are accurate and fair is primarily monitored by schools at present, whether EDB will strengthen its monitoring role (e.g. vetting the contents of teaching materials) so as to guard students from being corrupted by incorrect or biased teaching contents; if so, of the details; if not, the reasons for that;

(5) given the absence of selection standards and outlines for teaching materials for LS subject, some parents of students have suggested that in order to guard students from being corrupted by the biased teaching materials selected by teachers with radical thinking, EDB should (i) change LS subject from a compulsory subject to an elective one, (ii) compile standard teaching materials for LS subject, and (iii) request universities to remove LS subject from the list of subjects for which minimum entrance requirements have been set, whether EDB will adopt such suggestions; if so, of the details; if not, the reasons for that;

(6) whether, in order to address the problem of some teachers of LS subject instilling radical political ideas and negative values into students, EDB will review the mechanism for sanctioning such teachers, and step up teachers' training in respect of moral education and awareness of abiding by law; if so, of the details; if not, the reasons for that; and

(7) whether EDB will require all schools in Hong Kong to use a set of standardized textbooks for Chinese History subject so as to ensure that the contents of teaching materials are accurate in terms of historical facts, and make this subject compulsory for all levels of primary and secondary schools; if so, of the details; if not, the reasons for that?

Question 15
(For written reply)

(Translation)

The reusable CuMask

Hon Charles Peter MOK to ask:

In February this year, the Innovation and Technology Bureau was allocated \$800 million under the Anti-epidemic Fund to subsidize the research and development (“R&D”) as well as the production of reusable masks (“masks”) for use by members of the public. In early May, the Government announced that it had earlier commissioned the Hong Kong Research Institute of Textiles and Apparel (“HKRITA”) to coordinate the production of the masks. In this connection, will the Government inform this Council:

- (1) of the details of the R&D and intellectual property rights (“IPR”) of the masks, including (i) the expenditure initially incurred by HKRITA on developing the relevant technology, and how much of that amount was funded by public money, (ii) the names of the holders of the relevant IPR as well as the dates and places of application for the various patents, their inventors and details of the relevant technology, (iii) whether the IPR holders have sold the relevant IPR, and (iv) apart from the aforesaid development costs, whether the Government paid any fees to HKRITA or the IPR owners or their agencies for using the relevant technology to produce the masks; if so, of the amount of the fees;
- (2) of the following information on the manufacturers undertaking the various production processes of the masks: (i) their names, (ii) the locations of their production lines, (iii) the processes undertaken, and (iv) the expenditures (if any) on acquiring production machinery and equipment for undertaking the relevant processes, as well as the manpower employed and the expenditures incurred for such purpose; given that the Government did not conduct any open tender exercise for the production of the masks, of the criteria adopted by the Government for selecting those manufacturers;
- (3) as it has been reported that the manufacturing and transportation costs involved in producing 9 million masks have reached \$360 million, of the details of a breakdown of such costs;
- (4) of the schedule for the production processes of the masks (including the dates of finalizing the technology to be used in the production of the masks, completing the various R&D projects and commissioning manufacturers to undertake the production work); as the Secretary for Innovation and Technology (“the Secretary”) has

advised that the Government decided in February this year to directly award the contract for production of the masks to Crystal International Group Limited, of the reasons why the Government did not disclose the relevant details when responding to the questions raised by some Members at the relevant meetings of the Finance Committee of this Council;

- (5) of the amount of expenditure incurred so far in respect of the R&D and production of the masks and the estimated total expenditure;
- (6) as the website set up by the Government for the masks indicates that the design of the mask was awarded a Gold Medal at the International Exhibition of Inventions of Geneva 2018, and the website of HKRITA indicates that the award-winning technology “embed[s] a magnetic field in a facemask in order to provide effective filtration ... by changing the direction of movement of nature-charged PMs and micro-organisms”, whether this technology has been used in the masks distributed by the Government;
- (7) given that a testing report (No. TXB2386/2016/SP) issued by SGS Taiwan Ltd. in 2016 was originally provided on the website of the masks, of the reasons why subsequently another testing report (No. TXB1688/2018/SP) issued by the said company in 2018 is instead provided on the website, and how these two reports explain the functions of the masks respectively;
- (8) whether the testing data published by the Government represent the results of tests conducted separately on the six layers of functional materials and on the copper filter of the masks; whether it has conducted tests on how the fact that the masks comprising six layers of materials has affected the functions of the masks in terms of pressure resistance and physical/magnetic filtration capability; if so, of the details; given the Secretary’s remarks that “the CuMask is an improved version of the award-winning design”, of the details of the technical improvements made to the masks;
- (9) as the Government has claimed that the masks, after 60 washes and uses, can still meet ASTM F2100 Level 1 protective standard, but some parts of the testing reports published on the aforesaid website have been redacted, whether the Government will release more information on the tests concerned or citing the data of other tests (e.g. the AATCC TM 100 tests conducted in the United States), so as to address the doubts of members of the public;
- (10) of the name(s) of the supplier(s) of the mask filters and the unit cost of the filters; whether members of the public will be provided with replacement filters by the Government free of charge in future, or need to purchase the filters on their own; and
- (11) as paragraph 4 under “Purpose of information collection” on the registration webpage for the masks indicates that “[f]or the purposes

stated in paragraph 1 above, or with your consent, or where disclosure is authorised or required by the law, personal data in this registration may be disclosed to the relevant government bureaux/departments/organisations”, of a list of the government bureaux/departments/organisations involved?

Question 16
(For written reply)

(Translation)

Arrangements for class resumption

Hon Elizabeth QUAT to ask:

In view of the Coronavirus Disease 2019 epidemic, classes of all schools in Hong Kong have been suspended since the end of January this year. As the epidemic has subsided, the Education Bureau (“EDB”) has announced that classes of primary and secondary schools will resume in three phases starting from 27 May. Regarding the arrangements for class resumption, will the Government inform this Council:

- (1) given that while EDB has stipulated that there should be no less than 190 school days in a school year for primary and secondary schools, classes of various schools have now been suspended for nearly four months, whether EDB will issue clear guidelines to schools in respect of the number of school days for this school year; if so, of the details; if not, the reasons for that;
- (2) given that due to the limited sizes of classrooms, it is generally difficult for schools to space out students’ seats at intervals of 1.8 metres to reduce the risk of infection, of the measures put in place by EDB to help schools resolve this problem, including whether EDB will suggest schools to implement the arrangement under which students of each of the two halves of a class taking turn to go to school on alternate days; if so, of the details; if not, the reasons for that;
- (3) given that upon class resumption for Primary Four to Primary Six students on 8 June, there will be only about one month’s time left for various schools to teach their Primary Five students face to face to prepare them for internal school examinations (and schools are required to submit the relevant results to EDB by the end of July at the latest), and they also have to help their Primary Six students to get ready for the Pre-Secondary One Hong Kong Attainment Test scheduled for 14 July, whether EDB will consider cancelling the Test of this year to alleviate teachers’ work pressure; and
- (4) whether EDB will (i) follow the practice of the Macao Government as follows: recommending kindergartens, primary schools and secondary schools to let all their students promote to the next grade upon the end of this school year, and then adjust the teaching schedule and progress in the next school year, and (ii) request schools to advance the commencement of the next school year, shorten the school holidays and reduce outside school exchange

activities, so as to increase the number of school days, thereby catching up with the teaching progress delayed by the epidemic; if so, of the details; if not, the reasons for that?

Question 17
(For written reply)

(Translation)

Provision of services by part-time and agency nurses

Prof Hon Joseph LEE to ask:

At present, the Hospital Authority (“HA”) recruits part-time nurses through its Locum Recruitment Website and other channels, and it also hires the services provided by nurses employed by agencies (“agency nurses”). In this connection, will the Government inform this Council if it knows:

- (1) the respective numbers of (i) part-time nurses recruited through the Locum Recruitment Website (“locum nurses”), (ii) part-time nurses recruited through other channels (“other part-time nurses”) and (iii) agency nurses, whose services were hired by HA during the two periods of (a) the whole of last year and (b) January to May this year, as well as the respective monthly expenses involved; set out a tabulated breakdown of such figures by hospital cluster;
- (2) the respective numbers of (i) locum nurses, (ii) other part-time nurses and (iii) agency nurses, whose services will be hired by each hospital cluster in the latter half of this year as envisaged by HA, and the respective expenses involved (set out in a table); and
- (3) whether, during the Coronavirus Disease 2019 epidemic, HA has provided the two aforesaid types of part-time nurses with sufficient protective equipment and support; if so, of the details, if not, the reasons for that?

Question 18
(For written reply)

(Translation)

Two-tiered profits tax rates regime

Hon Jeffrey LAM to ask:

The Government proposed amendments to the Inland Revenue Ordinance (Cap. 112) at the end of 2017 to implement a two-tiered profits tax rates regime (“the two-tiered regime”), so that the profits tax rates applicable to the first \$2 million of assessable profits for corporations and unincorporated businesses could be reduced by 50%. The Government’s proposed legislative amendments aimed to reduce the tax burden on enterprises (especially small and medium enterprises and startups), foster a favourable business environment, drive economic growth, create job opportunities and enhance Hong Kong’s competitiveness. The Government projected at that time that the tax revenue would be reduced by about \$5.8 billion per year as a result of the implementation of the two-tiered regime. The two-tiered regime has come into operation and is applicable to any year of assessment commencing on or after 1 April 2018. In this connection, will the Government inform this Council:

- (1) of the amount of profits tax revenue forgone resulting from the implementation of the two-tiered regime and the percentage of such amount in the total tax revenue, in each of the past two financial years;
- (2) whether it has assessed the effectiveness and the relevant data of the two-tiered regime, including a comparison of (i) the amounts of profits tax payable by companies of different sizes, (ii) the numbers of local and non-local enterprises and (iii) the scales of enterprises’ investments in Hong Kong, before and after the implementation of the two-tiered regime; and
- (3) whether, since the implementation of the two-tiered regime, the Government has gained an understanding of the views and suggestions of various stakeholders in respect of the regime; whether it will conduct a review of the two-tiered regime in the light of the social changes, the successive implementation of a number of tax measures, as well as the recommendations and requirements put forth by the Organisation for Economic Co-operation and Development in respect of global taxation matters, in recent years?

Question 19
(For written reply)

(Translation)

Relief measures amid the Coronavirus Disease 2019 epidemic

Hon Starry LEE to ask:

Hong Kong's economy and people's livelihood are badly hit by the Coronavirus Disease 2019. As revealed by the findings of a survey conducted in April this year by the Democratic Alliance for the Betterment and Progress of Hong Kong, 64.9% of the respondents indicated that their income had dropped due to the epidemic, and 67.5% of the respondents were worried that they or their family members would lose their jobs. Although the Government has earlier launched two rounds of relief measures under the Anti-epidemic Fund ("AEF"), some operators and practitioners in a number of trades still indicate that they have not benefited from the measures. In this connection, will the Government inform this Council:

- (1) given that the unemployment support scheme implemented under the Comprehensive Social Security Assistance framework has been criticized for its stringent eligibility requirements and complicated application procedure, whether the Government will relax the eligibility requirements so that applicants are required only to produce proof of unemployment but not to pass the assets tests; if so, of the details; if not, the reasons for that;
- (2) whether it will launch a new round of relief measures expeditiously to disburse subsidies to employees aged above 65, long-term casual workers as well as self-employed persons who have not made any Mandatory Provident Fund contributions; if so, of the details; if not, the reasons for that;
- (3) whether it will provide tax concessions to landlords of retail shops who have granted rent cuts to their tenants, so as to encourage landlords to cut rents; if so, of the details; if not, the reasons for that; and
- (4) whether it will set up a dedicated website for AEF to enhance the arrangements for disseminating information, and step up the relevant publicity work; if so, of the details; if not, the reasons for that?

Question 20
(For written reply)

(Translation)

Allocation of PRH units to non-elderly one-person applicants

Hon WU Chi-wai to ask:

The Hong Kong Housing Authority (“HA”) has implemented a Quota and Points System (“QPS”) applicable to non-elderly one-person applicants since 2005. Some members of the public have relayed that in recent years, while the number of such applicants has remained on the high side, the number of public rental housing (“PRH”) units available for allocation to them has been on the low side, resulting in their average waiting time for PRH rising continuously. In this connection, will the Government inform this Council:

- (1) of the respective numbers of Type A units (i.e. units for accommodating one to two persons) and one-person units which are currently rented to one-person tenants and, among such units, the respective numbers of those units the tenants of which are elderly and non-elderly persons; the respective numbers of these two types of units which are available for allocation in this financial year and, among such units, the respective numbers of those which have and have not been allocated at present;
- (2) of the number of non-elderly one-person applicants and the quota of PRH units for allocation to such applicants in each of the past ten years;
- (3) of the respective numbers, in each of the past five and the coming five financial years, (i) of the total number of units which were/may be available for allocation to one-person applicants, and (ii) of such units which were/will be allocated to non-elderly one-person applicants, and set out the details in the table below;

Financial year	(i)				(ii)
	Total number	Newly completed		Refurbished	
		Number	Quota for non-elderly one-person applicants	Number	Quota for non-elderly one-person applicants

- (4) of HA’s target number of Type A units to be built in each of the coming five financial years; given that the percentage of this type of units in the total number of units built in a year fluctuated significantly in the past five financial years, whether HA has adopted any objective criteria for setting the relevant targets and percentages; if so, of the details;

- (5) as the Government indicated at the end of last year that where technically feasible, a further increase of the domestic plot ratio for PRH sites would be allowed in order to increase public housing supply, whether it has studied increasing concurrently the proportion of the number of Type A units in the total number of newly built units; if so, of the details; if not, the reasons for that; and
- (6) whether HA will consider (i) abolishing QPS so that non-elderly one-person applicants can enjoy the same treatment as general applicants, and (ii) increasing the number of Type A units to be built, in order to shorten the waiting time of these applicants?

Question 21
(For written reply)

(Translation)

Child Assessment Service

Dr Hon KWOK Ka-ki to ask:

The Child Assessment Service under the Department of Health (“DH”) provides professional assessments for and follow-up services needed by children who are under 12 years of age with developmental disorders or behavioural problems. Seven Child Assessment Centres (“CACs”) under DH provide such services. In this connection, will the Government inform this Council:

- (1) of the (i) number of new cases, (ii) attendance, and (iii) average, longest and shortest waiting time of new cases in respect of each CAC in each of the past five years;
- (2) of the (i) services provided and (ii) average daily number of cases under each service handled last year by each CAC; and
- (3) whether the services provided by the various CACs have been affected by the recent Coronavirus Disease 2019 (commonly known as “the Wuhan pneumonia”) epidemic; if so, of the details (including the numbers of children and cases affected); whether DH has assessed the impacts of the delay in receiving assessments on the affected children in terms of their living and learning; whether DH will expedite handling the backlog of cases, upon the full resumption of services at various CACs, by allocating additional resources, extending the service hours at CACs and deploying additional manpower; if so, of the details; if not, the reasons for that?

Hon LUK Chung-hung's proposed resolution

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 4) Notice 2020, published in the Gazette as Legal Notice No. 29 of 2020, and laid on the table of the Legislative Council on 22 April 2020, 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 10 June 2020.

Hon CHAN Hoi-yan's proposed resolution

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—

- (a) Prevention and Control of Disease (Requirements and Directions) (Business and Premises) Regulation, published in the Gazette as Legal Notice No. 31 of 2020;
- (b) Prevention and Control of Disease (Prohibition on Group Gathering) Regulation, published in the Gazette as Legal Notice No. 32 of 2020; and
- (c) Prevention and Control of Disease (Requirements and Directions) (Business and Premises) (Amendment) Regulation 2020, published in the Gazette as Legal Notice No. 33 of 2020,

and laid on the table of the Legislative Council on 22 April 2020, 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 10 June 2020.

Hon CHAN Han-pan's proposed resolution

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—

- (a) Road Tunnels (Government) Ordinance (Amendment of Schedule 1) Notice 2020, published in the Gazette as Legal Notice No. 34 of 2020;
- (b) Road Tunnels (Government) (Amendment) Regulation 2020, published in the Gazette as Legal Notice No. 35 of 2020;
- (c) Road Traffic (Public Service Vehicles) (Amendment) Regulation 2020, published in the Gazette as Legal Notice No. 36 of 2020;
- (d) Tsing Ma Control Area (Tolls, Fees and Charges) (Amendment) Regulation 2020, published in the Gazette as Legal Notice No. 37 of 2020; and
- (e) Tsing Ma Control Area (General) (Amendment) Regulation 2020, published in the Gazette as Legal Notice No. 38 of 2020,

and laid on the table of the Legislative Council on 22 April 2020, 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 10 June 2020.

Hon Frankie YICK's proposed resolution

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—

- (a) Road Traffic (Construction and Maintenance of Vehicles) (Amendment) Regulation 2020, published in the Gazette as Legal Notice No. 39 of 2020; and
- (b) Road Traffic (Public Service Vehicles) (Amendment) (No. 2) Regulation 2020, published in the Gazette as Legal Notice No. 40 of 2020,

and laid on the table of the Legislative Council on 22 April 2020, 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 10 June 2020.

Hon CHAN Hoi-yan's proposed resolution

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 —

- (a) Prevention and Control of Disease Ordinance (Amendment of Schedules 1 and 2) Notice 2020, published in the Gazette as Legal Notice No. 46 of 2020;
- (b) Prevention and Control of Disease (Amendment) (No. 2) Regulation 2020, published in the Gazette as Legal Notice No. 47 of 2020;
- (c) Compulsory Quarantine of Certain Persons Arriving at Hong Kong (Amendment) (No. 2) Regulation 2020, published in the Gazette as Legal Notice No. 48 of 2020;
- (d) Prevention and Control of Disease (Disclosure of Information) (Amendment) Regulation 2020, published in the Gazette as Legal Notice No. 49 of 2020;
- (e) Compulsory Quarantine of Persons Arriving at Hong Kong from Foreign Places (Amendment) Regulation 2020, published in the Gazette as Legal Notice No. 50 of 2020;

- (f) Prevention and Control of Disease (Requirements and Directions) (Business and Premises) (Amendment) (No. 2) Regulation 2020, published in the Gazette as Legal Notice No. 51 of 2020; and
- (g) Prevention and Control of Disease (Prohibition on Group Gathering) (Amendment) Regulation 2020, published in the Gazette as Legal Notice No. 52 of 2020,

and laid on the table of the Legislative Council on 29 April 2020, 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 17 June 2020.

Hon CHAN Hoi-yan's proposed resolution

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 Prevention and Control of Disease (Prohibition on Group Gathering) (Amendment) (No. 2) Regulation 2020, published in the Gazette as Legal Notice No. 59 of 2020, and laid on the table of the Legislative Council on 6 May 2020, 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 24 June 2020.

Interpretation and General Clauses Ordinance

Resolution

(Under section 34(2) of the Interpretation and General Clauses Ordinance
(Cap. 1))

**Prevention and Control of Disease (Prohibition on Group Gathering)
Regulation**

Resolved that the Prevention and Control of Disease (Prohibition on Group Gathering) Regulation, published in the Gazette as Legal Notice No. 32 of 2020 and laid on the table of the Legislative Council on 22 April 2020, be repealed.

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

Wording of the Motion

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

Schedule

Details of Hon Claudia MO's misbehaviour are particularized as follows:

1. At the meeting of the Panel on Security of the Legislative Council (“LegCo”) on 3 December 2019, Hon Claudia MO said that Hon YUNG Hoi-yan should withdraw her candidacy for the post of Deputy Chairman of the Panel as she would soon take maternity leave. The pretext given by Ms MO was to allow Ms YUNG sufficient time to take rest after giving birth and she further insulted Ms YUNG by saying that her IQ was low.
2. According to section 5(1) of the Sex Discrimination Ordinance (Cap. 480) on sex discrimination against women, “[a] person discriminates against a woman in any circumstances relevant for the purposes of any provision of this Ordinance if—
 - (a) on the ground of her sex he treats her less favourably than he treats or would treat a man; or
 - (b) he applies to her a requirement or condition which he applies or would apply equally to a man but—
...
(iii) which is to her detriment because she cannot comply with it.”.
3. According to section 8 of the Sex Discrimination Ordinance (Cap. 480) on discrimination against pregnant women, “[a] person discriminates against a woman in any circumstances relevant for the purposes of any provision of Part 3 or 4 if—
 - (a) on the ground of her pregnancy he treats her less favourably than he treats or would treat a person who is not pregnant; or
 - (b) he applies to her a requirement or condition which he applies or would apply to a person who is not pregnant but—
...
(ii) which he cannot show to be justifiable irrespective of whether or not the person to whom it is applied is pregnant; and
(iii) which is to her detriment because she cannot comply with it.”

4. According to Section 5 of the Family Status Discrimination Ordinance (Cap. 527) on discrimination against a person who has family status, “[a] person discriminates against a person who has family status in any circumstances relevant for the purposes of any provision of this Ordinance if—
 - (a) on the ground of the second-mentioned person’s family status or that person’s particular family status (*the relevant family status*) he treats that person less favourably than he treats or would treat another person who does not have family status or the relevant family status, as the case may be;...”.
5. The Sex Discrimination Ordinance (Cap. 480) seeks to prohibit discrimination on the ground of sex, marital status or pregnancy while the Family Status Discrimination Ordinance (Cap. 527) prohibits discrimination on the ground of family status.
6. Hon Claudia MO’s remarks have misled other LegCo Members and the public to think that Hon YUNG Hoi-yan is incapable of performing her duties and/or her capability at work will be undermined by her pregnancy and childbirth. She even intended to deprive Ms YUNG of her equal opportunity to stand for election as the Deputy Chairman of the Panel and of her right to participate in politics and LegCo business. Ms MO’s remarks clearly reflect that working women are still subject to a certain degree of discrimination due to pregnancy or the likelihood of getting pregnant in future. Had she not been covered by immunity from legal proceedings under the Legislative Council (Powers and Privileges) Ordinance (Cap. 382), she could have been prosecuted for making remarks violating the Sex Discrimination Ordinance and the Family Status Discrimination Ordinance.
7. Hon Claudia MO, being a LegCo Member and a mother, is not only biased against a pregnant LegCo Member, but has even made insulting remarks at her, expressing explicit discrimination against pregnant women and showing no basic respect for women. Moreover, Ms MO’s further personal attack and insulting remarks against Hon YUNG Hoi-yan have set a very bad example to the public, and are contrary to the assumed standard of conduct expected of a LegCo Member and constitute misbehaviour under Article 79(7) of the Basic Law.

**Motion to be moved by Hon Alice MAK
under Rule 49B(1A) of the Rules of Procedure
to censure Hon Dennis KWOK**

Wording of the Motion

That this Council, in accordance with Article 79(7) of the Basic Law, censures Hon Dennis KWOK 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 Dennis KWOK's misbehaviour and breach of oath under Article 104 of the Basic Law are particularized as follows:

Procrastinating the election of the Chairman of the House Committee (“HC”) of the Legislative Council (“LegCo”)

1. Hon Dennis KWOK, as the presiding member of the election of the HC Chairman for the 2019-2020 session, has not properly executed the provisions related to the election under the Rules of Procedure (“RoP”) (including Rule 41(1)) and the House Rules when presiding over the meetings by allowing members to speak on issues irrelevant to the election or raise numerous points of order to express their views, thus wasting a great deal of meeting time. Such conduct has caused HC to stall at the stage of the election of the HC Chairman after spending more than half a year with 16 special meetings held between October 2019 and April 2020, rendering HC unable to function properly and discharge its duties, including failure to form Bills Committees, appoint subcommittees to study subsidiary legislation and monitor the progress of work of these committees.
2. To procrastinate the election of the HC Chairman, Hon Dennis KWOK has allowed: (a) many members to propose various motions on issues irrelevant to the election; and (b) unnecessary and lengthy discussions and voting procedures on whether those motions should be dealt with, which have constituted abuse of power and have been ultra vires.

Obstructing LegCo to discharge its constitutional duties

3. Article 73(1) of the Basic Law stipulates that LegCo shall enact, amend or repeal laws in accordance with the provisions of the Basic Law and legal

procedures. Between October 2019 and April 2020, as the election of the HC Chairman presided over by Hon Dennis KWOK was unable to elect the HC Chairman, 14 bills and more than 90 items of subsidiary legislation presented by the Government and a senior judicial appointment could not be dealt with by HC. Hon Dennis KWOK stated in public that his procrastination of the election aimed at preventing the passage of the National Anthem Bill and other bills. The aforesaid conduct of Hon KWOK has obviously obstructed LegCo to perform its functions conferred by the Basic Law and has indirectly paralyzed the operation of the legislature for a prolonged period of time.

Misbehaviour and breach of oath

4. Hon Dennis KWOK, as a LegCo Member, has procrastinated the election of the HC Chairman and obstructed LegCo to perform its functions conferred by the Basic Law, thus failing to meet the assumed standard of conduct expected of a LegCo Member by the public and to live up to the constitutional role of a LegCo Member, which obviously constitutes misbehaviour and breach of the oath taken by him at the Council meeting of 12 October 2016 under Article 104 of the Basic Law and the Oaths and Declarations Ordinance (Cap.11), i.e. “to 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”.

**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 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 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
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 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 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 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 Kenneth LEUNG**

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: (i) the composition of tear gas rounds and tear gas grenades used in Hong Kong; (ii) the byproducts generated from those tear gas rounds and tear gas grenades used from June to November 2019, including but not limited to heat, particles, toxic and harmful compounds; (iii) the quantities of the byproducts generated from those tear gas rounds and tear gas grenades; and (iv) the toxicity of those byproducts and its potential impact on human body.

**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.

**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 Charles Peter MOK**

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: (i) whether the operation of the Hong Kong Police Force has been interfered with; (ii) the execution of the "Arrangements on the Reciprocal Notification Mechanism between the Mainland and the Hong Kong Special Administrative Region Relating to Situations Including the Imposition of Criminal Compulsory Measures or the Institution of Criminal Prosecution"; (iii) outside the mechanism, the details of the cases involving arrests, detentions or imprisonment of Hong Kong residents on the Mainland, of which the Hong Kong Special Administrative Region Government is aware, and its follow-up actions taken; and (iv) other relevant matters since June 2019.

**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 Jeremy TAM**

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 Secretary for Transport and Housing to attend before the Council at its earliest meeting after the passage of this motion to, in respect of the “separate locations” mode of clearance arrangement as stipulated in the Inter-Governmental Agreement in respect of the Construction, Operation, Maintenance and Management of the Hong Kong-Zhuhai-Macao Bridge (“HZMB”), produce all papers, books, records or documents (including but not limited to the relevant minutes of meetings of the Hong Kong-Zhuhai-Macao Bridge Authority) and to testify or give evidence in relation to the following matters:

- (i) security checks agreed among the governments of Hong Kong, Zhuhai and Macao that Hong Kong residents travelling to Zhuhai/Macao via HZMB are required to undergo at the relevant immigration control points and any checkpoint set up temporarily, including but not limited to photo-taking, inspecting their belongings and checking their Mainland Travel Permits for Hong Kong and Macao Residents (generally referred to as “Home Visit Permits”), etc;
- (ii) cases known to the Hong Kong Special Administrative Region (“HKSAR”) Government of Hong Kong residents being arrested or repatriated at the relevant immigration control points and any checkpoint set up temporarily while travelling to Zhuhai/Macao via HZMB;
- (iii) internal studies and reviews conducted by the HKSAR Government on the “separate locations” mode of clearance arrangement and the views on their results conveyed to the relevant authorities in Zhuhai/Macao;
- (iv) the notification mechanism among the relevant authorities in Hong Kong, Zhuhai and Macao for any new immigration clearance arrangement under the “separate locations” mode; and
- (v) 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 (“HKSAR”) of the People’s Republic of China, this Council summons the Chief Secretary for Administration and Secretary for Food and Health 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 information possessed by the HKSAR Government on the outbreak of COVID-19 (colloquially known as “Wuhan pneumonia”), its strategies and measures adopted for the prevention and control of the outbreak, the implementation process of the measures concerned, the inventory of medical supplies and the actual working conditions of frontline medical staff in Hong Kong.

**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 Chief Secretary for Administration 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 relating to the Chief Executive reporting to the Central People's Government on the work of the Hong Kong Special Administrative Region Government on handling the outbreak of COVID-19 (colloquially known as "Wuhan pneumonia").

(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.