

**立法會**  
***Legislative Council***

LC Paper No. PWSC149/19-20  
(These minutes have been seen  
by the Administration)

Ref : CB1/F/2/1(15)B

**Public Works Subcommittee of the Finance Committee  
of the Legislative Council**

**Minutes of the 14<sup>th</sup> meeting  
held in Conference Room 1 of the Legislative Council Complex  
on Wednesday, 29 April 2020, at 8:30 am**

**Members present:**

Ir Dr Hon LO Wai-kwok, SBS, MH, JP (Chairman)  
Hon Charles Peter MOK, JP (Deputy Chairman)  
Hon Abraham SHEK Lai-him, GBS, JP  
Hon Tommy CHEUNG Yu-yan, GBS, JP  
Hon CHAN Hak-kan, BBS, JP  
Dr Hon Priscilla LEUNG Mei-fun, SBS, JP  
Hon Claudia MO  
Hon Michael TIEN Puk-sun, BBS, JP  
Hon Frankie YICK Chi-ming, SBS, JP  
Hon WU Chi-wai, MH  
Hon MA Fung-kwok, SBS, JP  
Hon CHAN Chi-chuen  
Hon CHAN Han-pan, BBS, JP  
Hon LEUNG Che-cheung, SBS, MH, JP  
Hon Alice MAK Mei-kuen, BBS, JP  
Dr Hon Fernando CHEUNG Chiu-hung  
Hon Alvin YEUNG  
Hon Andrew WAN Siu-kin  
Hon CHU Hoi-dick

Dr Hon Junius HO Kwan-yiu, JP  
Hon HO Kai-ming  
Hon Holden CHOW Ho-ding  
Hon Wilson OR Chong-shing, MH  
Hon Tanya CHAN  
Hon CHEUNG Kwok-kwan, JP  
Hon HUI Chi-fung  
Hon LUK Chung-hung, JP  
Hon LAU Kwok-fan, MH  
Dr Hon CHENG Chung-tai  
Hon KWONG Chun-yu  
Hon Jeremy TAM Man-ho  
Hon Vincent CHENG Wing-shun, MH, JP  
Hon Tony TSE Wai-chuen, BBS  
Hon CHAN Hoi-yan

**Member attending:**

Dr Hon KWOK Ka-ki

**Members absent:**

Hon Christopher CHEUNG Wah-fung, SBS, JP  
Dr Hon Helena WONG Pik-wan

**Public officers attending:**

Mr Howard LEE Man-sing	Deputy Secretary for Financial Services and the Treasury (Treasury) <sup>3</sup>
Mr LAM Sai-hung, JP	Permanent Secretary for Development (Works)
Ms Bernadette LINN, JP	Permanent Secretary for Development (Planning and Lands)
Mr Elvis AU Wai-kwong, JP	Deputy Director of Environmental Protection (1)

Ms Margaret HSIA Mai-chi	Principal Assistant Secretary for Financial Services and the Treasury (Treasury) (Works)
Mr Frank CHAN Fan, JP	Secretary for Transport and Housing
Mrs Sharon YIP LEE Hang-yee, JP	Deputy Secretary for Transport and Housing (Transport)1
Mr Peter MAK Chi-kwong	Principal Assistant Secretary for Transport and Housing (Transport)7
Mr Jimmy CHAN Pai-ming, JP	Director of Highways
Mr Robert CHAN Cheuk-ming, JP	Principal Government Engineer (Railway Development) Highways Department
Mr LEUNG Sai-ho	Chief Engineer (Railway Development) 1-2 Highways Department

**Attendance by invitation:**

Dr Jacob KAM	Chief Executive Officer MTR Corporation Limited
Mr Roger BAYLISS	Projects Director MTR Corporation Limited
Mr James CHOW	Divisional General Manager (Project Construction) MTR Corporation Limited
Mr Scott MACKENZIE	General Manager (Procurement & Contracts) MTR Corporation Limited
Mr Lam CHAN	Deputy General Manager (Projects & Property Communications) MTR Corporation Limited

**Clerk in attendance:**

Ms Doris LO

Chief Council Secretary (1)2

**Staff in attendance:**

Mr Keith WONG

Council Secretary (1)2

Ms Christina SHIU

Legislative Assistant (1)2

Ms Christy YAU

Legislative Assistant (1)8

Ms Clara LO

Legislative Assistant (1)9

---

Action

The Chairman advised that there were nine papers for discussion on the agenda for the meeting. The first to fourth items were funding proposals carried over from the previous meeting. The fifth to ninth items were new funding proposals submitted by the Administration. The nine funding proposals involved a total funding allocation of \$48,633.3 million. He reminded members that in accordance with Rule 83A of the Rules of Procedure ("RoP") of the Legislative Council ("LegCo"), they should disclose the nature of any direct or indirect pecuniary interests relating to the funding proposals under discussion at the meeting before they spoke on the proposals. He also drew members' attention to Rule 84 of RoP on voting in case of direct pecuniary interest.

**Head 706 — Highways**

- PWSC(2019-20)27      61TR      Shatin to Central Link — construction of railway works — remaining works**
- 62TR      Shatin to Central Link — construction of non-railway works — remaining works**

2. The Chairman advised that the proposal, i.e. [PWSC\(2019-20\)27](#), sought to increase the approved project estimates ("APEs") of 61TR and 62TR (hereinafter collectively referred to as "main works of the Shatin to Central Link ('SCL')") by \$8,696.8 million and \$1,367 million respectively (totalling about \$10,063.8 million), bringing the APE of 61TR from \$65,433.3 million to \$74,130.1 million and the APE of 62TR from \$5,983.1 million to \$7,350.1 million in money-of-the-day prices. The Subcommittee had commenced deliberation on the funding submission at the last two meetings and would now continue with the deliberation.

Reprovisioning of and improvement to facilities of the Police Force

3. Dr KWOK Ka-ki, Dr Fernando CHEUNG, Mr CHAN Chi-chuen, Mr CHU Hoi-dick, Dr CHENG Chung-tai and Mr WU Chi-wai expressed utmost discontent with the Administration's statement in its supplementary information papers ([LC Paper No. PWSC129/19-20\(01\)](#) and [LC Paper No. PWSC129/19-20\(02\)](#)) (Chinese versions only) that the building plans of the Police Officers' Club after its reprovisioning and the annex block to the Police Sports and Recreation Club after its enhancement could not be provided at members' request because disclosure of such information would cause the risk or reasonable expectation of harm or prejudice to the preservation of the peace, public safety or order, or the preservation of property. They opined that the Administration's refusal to disclose the building plans of the Police Officers' Club and the Police Sports and Recreation Club, which were government properties built with public money and not policing or security facilities of the Hong Kong Police Force ("HKPF"), lacked justification and hindered members from monitoring the works concerned.

4. Director of Highways ("DHy") said that according to the information provided by HKPF, the Police Officers' Club would be used for holding official meetings or for training purpose. Disclosure of the building plans was therefore deemed inappropriate due to security concerns. Secretary for Transport and Housing ("STH") added that the Police Officers' Club and the Police Sports and Recreation Club were managed and used by HKPF, which had custody of the relevant building plans. The Transport and Housing Bureau ("THB") must obtain HKPF's consent for releasing the building plans to members. Furthermore, THB was not a professional department in policing or security work. Therefore, in considering members' request for access to the building plans, THB must accord due respect to the stance of HKPF and make a decision based on the professional advice given by HKPF.

5. Dr Fernando CHEUNG, Dr CHENG Chung-tai, Mr WU Chi-wai and Mr CHAN Chi-chuen requested the Administration to provide the Subcommittee with the building plans of the Police Officers' Club after its reprovisioning and the building plans of the annex block to the Police Sports and Recreation Club after its enhancement. The Chairman suggested that the Administration might consider redacting any information it deemed inappropriate for disclosure due to security reasons when providing the Subcommittee with the building plans. STH and DHy undertook that the Administration would consult HKPF again after the meeting about whether to provide the Subcommittee with the building plans.

*(Post-meeting note: The supplementary information provided by the Administration was circulated to members vide [LC Paper No. PWSC136/19-20\(01\)](#) (Chinese version only) on 8 May 2020.)*

6. Mr WU Chi-wai enquired whether HKPF was required to submit the building plans of the Police Officers' Club and the annex block to the Police Sports and Recreation Club after its enhancement to the Buildings Department ("BD") under the Buildings Ordinance (Cap. 123) ("BO") for such plans to be kept by BD and made open for public access. He criticized STH for his lack of independent thinking shown by basing his refusal to provide the building plans for the Subcommittee solely on the advice of HKPF.

7. DHy said that BO did not require that the building plans of government buildings be submitted to BD for keeping. STH objected to the view that the Administration lacked independent thinking in handling the matter concerning the provision of building plans.

8. Dr KWOK Ka-ki and Mr CHU Hoi-dick noted from the Administration's supplementary information papers ([LC Paper No. PWSC129/19-20\(01\)](#) and [LC Paper No. PWSC129/19-20\(02\)](#)) (Chinese versions only) that the gross floor area of the Police Officers' Club would increase from the original 6 570 to 10 160 square metres after the reprovisioning. They requested the Administration to explain the reasons for the substantial increase in the gross floor area of the Police Officers' Club after its reprovisioning.

9. DHy explained that although the gross floor area of the Police Officers' Club would increase after the reprovisioning, its site area would decrease from the original 10 070 square metres to 9 000 square metres, making it necessary to move some outdoor facilities indoors. Moreover, owing to the need to increase the provision of basic ancillary facilities under the current building requirements, the actual indoor and outdoor areas usable for activities had been slightly decreased from 8 460 square metres before the reprovisioning to 8 400 after. He added that information about the reprovisioning of the Police Officers' Club had been set out in the Administration's funding submission to the Subcommittee and the Finance Committee ("FC") for the main works of SCL ([PWSC\(2012-13\)2](#)) in 2012, and the funding proposal had been approved by FC. The project programme for reprovisioning the Police Officers' Club had not undergone any changes after the funding approval was obtained, and no additional cost had been incurred. It was not a factor contributing to the current proposal for increasing the APEs of the main works of SCL.

10. Mr CHU Hoi-dick, Dr CHENG Chung-tai and Mr Alvin YEUNG pointed out that according to [PWSC\(2012-13\)2](#) (Enclosure 5), the cost of reprovisioning the Police Officers' Club was to be increased by about \$300 million. On the other hand, it was stated in the Administration's supplementary information papers for the Subcommittee ([LC Paper No. PWSC129/19-20\(01\)](#) and [LC Paper No. PWSC129/19-20\(02\)](#)) (Chinese versions only) that demolition of the former Police Officers' Club and its in-situ reprovisioning cost about \$600 million. In this connection, they requested the Administration to provide supplementary information on the reasons for the increase in the cost from the original estimate to \$600 million and a cost breakdown for the project.

11. DHy said that the works related to the demolition and in-situ reprovisioning of the Police Officers' Club were part of Contract No. 1128 for the main works of SCL which carried a contract value totalling around \$5,200 million and covered the construction works of railway tunnels and the ventilation building. When putting forward the funding submission [PWSC\(2012-13\)2](#) in 2012, the Administration had stated in Enclosure 5 that the cost of reprovisioning the Police Officers' Club and enhancing the Police Sports and Recreation Club would increase by about \$300 million from the initial estimate in 2008 to around \$600 million. When MTR Corporation Limited ("MTRCL") invited tenders for the main works of SCL after obtaining the funding approval, it was inevitable that the actual returned tender prices were different from the estimated cost worked out in 2012. Such differences were mainly reflection of the disparity between the market prices and the original estimate and did not involve any additional works or changes to the original project programme. The Administration undertook to provide further information for elucidation after the meeting.

*(Post-meeting note: The supplementary information provided by the Administration was circulated to members vide [LC Paper No. PWSC136/19-20\(01\)](#) (Chinese version only) on 8 May 2020.)*

12. Ms Tanya CHAN, Mr KWONG Chun-yu and Dr CHENG Chung-tai noted from the Administration's supplementary information paper ([LC Paper No. PWSC129/19-20\(02\)](#)) (Chinese version only) that in implementing the Police Sports and Recreation Club Enhancement Works (i.e. Contract No. 1125 of the SCL project), the Administration spent nearly \$1.7 million on acquiring various facilities, such as 65-inch big-screen television sets, coffee machines, treadmills and swimsuit water extractors, for the Police Sports and Recreation Club. They questioned the appropriateness of acquiring such equipment and whether public money was wasted on acquiring facilities of unduly high standards. They also requested the Administration to explain which government department had determined the list of equipment to be

acquired for enhancement of the Police Sports and Recreation Club. Mr Alvin YEUNG and Mr CHU Hoi-dick requested the Administration to provide supplementary information on the cost breakdown of the Police Sports and Recreation Club Enhancement Works.

*(Post-meeting note: The supplementary information provided by the Administration was circulated to members vide [LC Paper No. PWSC136/19-20\(01\)](#) (Chinese version only) on 8 May 2020.)*

13. DHy said that the Government had discussed with HKPF on the procurement of furniture and equipment under the Police Sports and Recreation Club Enhancement Works. It had also conducted the procurement in adherence to the principle of cost-effectiveness and had acquired the furniture and equipment according to the actual needs of the Police Sports and Recreation Club.

14. Ms Tanya CHAN requested the Administration to provide supplementary information on the details and costs of the additional club facilities to be acquired under the Police Sports and Recreation Club Enhancement Works and advise whether such additional facilities would be transferred to the Police Officers' Club for continuous use after its reprovisioning.

*(Post-meeting note: The supplementary information provided by the Administration was circulated to members vide [LC Paper No. PWSC136/19-20\(01\)](#) (Chinese version only) on 8 May 2020.)*

Other additional costs of the main works of Shatin to Central Link

15. Mr Tony TSE enquired whether the Highways Department and MTRCL had sought the advice of engineering consultants before stipulating the geological risks to be allocated to the contractor in the Geotechnical Baseline Report incorporated in the tender. He pointed out that the cost incurred for the additional measures necessitated by geological issues accounted for a high sum of more than \$4,000 million in the additional cost of the main works of SCL. He therefore considered that MTRCL should exercise greater care in conducting the pre-construction geological investigations.

16. DHy replied that MTRCL had consulted the engineering consultant it engaged on the matter before making the tendering arrangements. Divisional General Manager (Project Construction), MTRCL, supplemented that SCL ran through many busy districts. Constrained by the conditions of at-grade traffic, it was impossible to carry out geological investigations at



some sections. Before implementing the main works of SCL, MTRCL had engaged a consultant to ascertain the suitable locations for conducting geological investigations. Eventually, geological investigations were conducted at more than 1 000 spots along SCL. Information collected from such investigations, together with the existing information on more than 800 drill holes along the railway line that was drawn as reference, provided a basis for SCL's design. For its total length of about 17 kilometres, the average interval between ground investigation spots along SCL was less than 30 metres.

17. Mr Tony TSE noted from Administration's supplementary information paper ([LC Paper No. PWSC118/19-20\(01\)](#)) (Chinese version only) that 728 claims related to the main works of SCL were not yet resolved up to now. He enquired whether the additional funding currently sought would enable the Administration to process all the outstanding claims without the need to seek further funding from LegCo in the future.

18. DHy said that based on the claim information available now, it was estimated that the additional funding currently sought would be sufficient to meet the additional cost arising from processing such claims. Moreover, provisions of contingencies were made in the cost estimate, which could be used for meeting claims that were yet to emerge.

*[At 9:22 am, the Chairman said that he would allow members who were waiting for their turn to raise questions to each raise one question. After that, the "question and answer time" would end.]*

#### Motion to adjourn the discussion on PWSC(2019-20)27

19. At 10:03 am, Mr Jeremy TAM, when speaking on the agenda item, moved without notice pursuant to paragraph 33 of the Public Works Subcommittee Procedure that the discussion on PWSC(2019-20)27 be adjourned. The Chairman proposed the question on the motion, and directed that each member might speak once on the motion for not more than three minutes.

20. Mr Jeremy TAM said that so far the Administration had failed to provide sufficient information to address members' concerns about the works of reprovisioning and improving the facilities of HKPF. Moreover, he was discontent with the Administration for spending large sums of public money on improving HKPF's facilities. He had therefore moved the motion to adjourn the discussion on the agenda item to give the Administration more time to prepare the relevant information and provide it to members.

21. Mr Alvin YEUNG, Ms Claudia MO, Dr KWOK Ka-ki, Dr Fernando CHEUNG, Mr CHU Hoi-dick, Dr CHENG Chung-tai and Mr WU Chi-wai spoke in support of the motion proposed by Mr Jeremy TAM. These members expressed their discontent with the Administration's failure to provide the Subcommittee with the building plans related to improving HKPF's facilities, and its failure to provide details of the project costs incurred for improving such facilities.

22. Dr CHENG Chung-tai enquired whether Dr KWOK Ka-ki, who was a non-Subcommittee member, could speak on the motion. The Chairman said that he would normally allow Members who were non-Subcommittee members to speak at meetings.

23. The Chairman said that due to time constraints, the Subcommittee would continue to deal with the motion proposed by Mr Jeremy TAM at the next meeting. The meeting ended at 10:31 am.

Council Business Division 1  
Legislative Council Secretariat  
26 May 2020