

立法會

Legislative Council

LC Paper No. CB(4)1753/20-21
(These minutes have been seen by
the Administration)

Ref: CB4/BC/2/20

Bills Committee on Revenue (First Registration Tax and Licence Fees for Motor Vehicles) Bill 2021

**Minutes of the second meeting held on
Tuesday, 13 April 2021, at 9:00 am
in Conference Room 1 of the Legislative Council Complex**

Members present : Hon CHAN Kin-por, GBS, JP (Chairman)
Hon WONG Ting-kwong, GBS, JP
Hon Paul TSE Wai-chun, JP
Hon Frankie YICK Chi-ming, SBS, JP
Hon YIU Si-wing, BBS
Hon CHUNG Kwok-pan
Hon SHIU Ka-fai, JP
Hon CHAN Chun-ying, JP
Hon LUK Chung-hung, JP
Hon Kenneth LAU Ip-keung, BBS, MH, JP
Hon Tony TSE Wai-chuen, BBS, JP

Member attending : Hon Michael TIEN Puk-sun, BBS, JP

Members absent : Hon Steven HO Chun-yin, BBS
Hon CHAN Han-pan, BBS, JP
Dr Hon CHENG Chung-tai

**Public Officers
attending** : **Agenda item I**

Dr Raymond SO Wai-man, BBS, JP
Under Secretary for Transport and Housing
Transport and Housing Bureau

Ms Vivien LI Chim-wing
Principal Assistant Secretary for Transport and
Housing (Transport)²
Transport and Housing Bureau

Mr Tony YAU Kwok-ting
Deputy Commissioner / Planning & Technical
Services
Transport Department

Ms Candy KWOK Wai-ying
Assistant Commissioner / Administration &
Licensing
Transport Department

Mr Stephen LEE Hoo-tin
Chief Engineer/Transport Planning
Transport Department

Mr Sunny YEUNG Pa-wut
Principal Executive Officer / VALID & Licensing
Transport Department

Mr Henry CHAN Ngai-him
Senior Assistant Law Draftsman
Department of Justice

Clerk in attendance : Ms Sophie LAU
Chief Council Secretary (4)²

Staff in attendance: Ms Wendy KAN
Assistant Legal Adviser 6

Ms Jacqueline LAW
Council Secretary (4)2

Miss Mandy LAM
Legislative Assistant (4)2

I. Meeting with the Administration

(File Ref: THB(T)CR 3/1/2321/92, LC Paper Nos. CB(3)375/20-21, LS49/20-21, CB(4)691/20-21(01), CB(4)641/20-21(01)-(02) and CB(4)750/20-21(01)-(08))

The Bills Committee deliberated (index of proceedings is at **Annex**).

2. The Bills Committee noted that a notice was posted on the Legislative Council website to invite written submissions from members of the public on the Revenue (First Registration Tax and Licence Fees for Motor Vehicles) Bill 2021 ("the Bill"). By the deadline of 9 April 2021, a total of six submissions were received by the Bills Committee and were forwarded to the Administration for written response.

(Post-meeting note: The Chinese and English versions of the Administration's response were issued to members vide LC Paper No. CB(4)843/20-21(01) on 21 April and 26 April 2021 respectively.)

Follow-up actions by the Administration

3. The Bills Committee requested the Administration to provide written response to views and suggestions raised by Mr Frankie YICK at this and the last meetings on measures to relieve traffic congestion, including improving bus route rationalization, increasing supply of car parking spaces, combating the activities of illegal carriage of passengers for hire or reward, introducing congestion charging, converting bus-only lanes into "public transport-only lanes", further promoting park-and-ride scheme, rationalizing the distribution of cross-harbour traffic, introducing off-peak car (red plate) scheme with reference to the experience in Singapore, and Mr YICK's enquiry about the usage of light goods vehicles for official duties by government departments.

(Post-meeting note: The Chinese and English versions of the Administration's response were issued to members vide LC Paper No. CB(4)843/20-21(01) on 21 April and 26 April 2021 respectively.)

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Proposed amendments to the Bill

4. The Bills Committee considered the proposals raised by Mr Frankie YICK and Mr SHIU Ka-fai to amend the Bill to the effect that the commencement of the Bill, if passed, be deferred by one year ("the first proposal"), and the rates of first registration tax in force immediately before 11:00 a.m. on 24 February 2021 would continue to apply to private cars ("PCs") which had been imported into Hong Kong but had not yet been sold before 24 February 2021, and PCs which had already been shipped on board for export to Hong Kong in March 2021 ("the second proposal").

5. Mr Frankie YICK and Mr SHIU Ka-fai requested that their proposals be adopted as the proposed amendments of the Bills Committee and be moved by the Chairman on behalf of the Bills Committee. As there were divided views among members, the Chairman put to vote the question that the Chairman would move the proposed amendments in relation to the first proposal on behalf of the Bills Committee. Three members voted for and five members voted against the question, and no member abstained from voting. The Chairman declared that the question was not supported by majority of members present at the meeting.

6. The Chairman then put to vote the question that the Chairman would move the proposed amendments in relation to the second proposal on behalf of the Bills Committee. Three members voted for and five members voted against the question, and no member abstained from voting. The Chairman declared that the question was not supported by majority of members present at the meeting.

Legislative timetable

7. The Bills Committee completed the discussion of the policy aspect and clause-by-clause examination of the Bill. The Bills Committee noted that the Administration would advise on the proposed date for resumption of the Second Reading debate on the Bill in due course.

(Post-meeting note: Given that no comment was received from members regarding the Administration's written response which was circulated to members vide LC Paper No. CB(4)843/20-21(01), members were informed vide LC Paper No. CB(4)897/20-21 on 30 April 2021 that the Bills Committee had completed scrutiny of the Bill. Members also noted the Administration's intention to resume the Second Reading debate on the Bill at the Council meeting of 2 June 2021. The Chairman of the Bills Committee would report the

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deliberations of the Bills Committee to the House Committee on 21 May 2021 and the deadline for giving notice of amendments, if any, to the Bill would be 24 May 2021.)

II. Any other business

8. There being no other business, the meeting ended at 9:50 am.

Council Business Division 4
Legislative Council Secretariat
22 November 2021

**Bills Committee on Revenue (First Registration Tax and
Licence Fees for Motor Vehicles) Bill 2021**

**Proceedings of the second meeting held on
Tuesday, 13 April 2021, at 9:00 am
in Conference Room 1 of the Legislative Council Complex**

Time marker	Speaker	Subject(s)	Action required
<i>Agenda Item I – Meeting with the Administration</i>			
000258 – 000448	Chairman	Opening remarks	
000449 – 000729	Chairman Administration	Briefing by the Administration on its response to the issues raised at the meeting on 31 March 2021 (LC Paper No. CB(4)750/20-21(02)).	
000730 – 001228	Chairman Mr Frankie YICK Administration	Mr YICK indicated his intention to propose amendment(s) to the Revenue (First Registration Tax and Licence Fees for Motor Vehicles) Bill 2021 ("the Bill") to the effect that the commencement of the Bill, if passed, be deferred by one year. The Administration's response.	
001229 – 001607	Chairman Mr YIU Si-wing Administration	Enquiry regarding the growth rate of government cars.	
001608 – 002009	Chairman Mr Michael TIEN	Mr TIEN's concern about the drastic increase of vehicle licence fee ("VLF") levels for private cars ("PCs") by 30% and the suppression of PC ownership through increasing first registration tax ("FRT") rates. He indicated that he would not support the Administration's proposal to increase the FRT rates for PCs.	
002010 – 002316	Chairman Mr SHIU Ka-fai	Mr SHIU indicated his intention to propose amendments to the Bill, i.e. to defer the commencement of the Bill, if passed, by one year ("the first proposal"), and to apply the FRT rates in force immediately before 11:00 a.m. on 24 February 2021 ("the Commencement Time") to PCs which had been imported into Hong Kong but had not yet been sold before 24 February 2021, and PCs which had already been shipped on board for export to Hong Kong in March 2021 ("the second proposal").	
002317 – 002721	Chairman Mr Frankie YICK	Mr YICK's further explanations on Mr SHIU Ka-fai's proposed amendments to the Bill. Mr YICK's enquiry about the measures to alleviate road traffic congestion. The Chairman's request	

Time marker	Speaker	Subject(s)	Action required
		that the Administration should provide a written response in this regard.	
002722 – 003033	Chairman Administration	<p>Clause-by-clause examination of the Bill</p> <p>Part 1 – Preliminary</p> <p><u>Clauses 1 and 2</u></p> <p>Part 2 – Amendments to Motor Vehicles (First Registration Tax) Ordinance (Cap. 330)</p> <p><u>Clauses 3 and 4</u></p> <p>Members raised no question on the above clauses.</p>	
003034 – 003637	Chairman Mr Tony TSE Mr Frankie YICK Administration	<p>Part 3 – Amendments to Road Traffic (Registration and Licensing of Vehicles) Regulations (Cap. 374 sub. leg. E)</p> <p><u>Clause 5</u></p> <p>The Administration's response to Mr TSE's enquiry about the rationale that at any time up to and including 23 June 2021, vehicle licences eligible for renewal on or before 24 February 2021 would be allowed to be renewed at the VLF levels in force immediately before the Commencement Time.</p> <p>The Administration's explanation on the operation of subregulations (3) and (4) of the proposed new regulation 62A of Cap. 374E as added by clause 5 of the Bill.</p>	
003638 – 003803	Chairman Administration	<p><u>Clause 6</u></p> <p>Members raised no question on the clause.</p>	
003804 – 003906	Chairman Administration Assistant Legal Adviser 6 ("ALA6")	<p>Part 4 – Consequential Amendment to Road Traffic (Registration and Licensing of Vehicles) (Amendment)(Fee Concessions) Regulation 2019 (L.N. 101 of 2019)</p> <p><u>Clause 7</u></p> <p>Members raised no question on the clause.</p> <p>ALA6's advice that no difficulties had been identified in relation to the legal and drafting aspects of the English text of the Bill.</p>	

Time marker	Speaker	Subject(s)	Action required
003907 – 004343	Chairman Mr Frankie YICK Administration	Mr YICK's elaboration on the two proposals to amend the Bill.	
004344 – 004811	Chairman Mr Tony TSE	Mr TSE's reservation on the two proposals to amend the Bill.	
004812 – 005045	Chairman Mr YIU Si-wing Administration	Mr YIU indicated that he would not support the above two proposals to amend the Bill. Mr YIU's enquiry and the Administration's response about the practical difficulties in implementation by the Administration in case the effective date of the proposed increase in FRT rates and VLF levels for PCs was deferred by one year.	
005046 – 005135	Chairman	Voting on the questions that the Chairman would move the proposed amendments to the Bill in relation to the first proposal and the second proposal on behalf of the Bills Committee. The Chairman's advice that individual members might consider proposing amendments to the Bill under their own names.	
005136 – 005319	Chairman Mr LUK Chung-hung	Mr LUK indicated that he would not support the two proposals to amend the Bill.	
005320 – 005343	Chairman Administration	Legislative timetable	
<i>Agenda Item II – Any other business</i>			
005344 - 005348	Chairman	Closing remarks	