

# Legislative Council

## Agenda

Wednesday 21 October 2020 at 11:00 am

### **I. Laying of Papers on the Table of the Council**

4 items of subsidiary legislation and 10 other papers to be laid on the Table of the Council set out in **Appendix 1**

### **II. Questions**

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

#### **Questions for oral replies to be asked by**

#### **Public officers to reply**

- |   |   |
|---|---|
| 1. Hon HUI Chi-fung<br>( <u>2020 Legislative Council General Election</u> )               | Secretary for Constitutional and Mainland Affairs |
| 2. Hon KWONG Chun-yu<br>( <u>Twelve Hong Kong people being detained on the Mainland</u> ) | Secretary for Security                            |
| 3. Hon Paul TSE<br>( <u>Mandatory Provident Fund system</u> )                             | Secretary for Financial Services and the Treasury |
| 4. Hon Michael TIEN<br>( <u>Signalling systems of railways</u> )                          | Secretary for Transport and Housing               |
| 5. Hon KWOK Wai-keung<br>( <u>Problem of bullying in schools</u> )                        | Secretary for Education                           |
| 6. Hon Elizabeth QUAT<br>( <u>Professional conduct of teachers</u> )                      | Secretary for Education                           |

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

### III. Government Bills

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

(Standing over from previous meetings since 8 July 2020)

1. Statute Law (Miscellaneous Provisions) Bill 2019 : Secretary for Justice

Amendment mover : Secretary for Justice  
(Amendment set out in LC Paper No. CB(3) 584/19-20 issued on 24 June 2020)

(Debate and voting arrangements set out in LC Paper No. CB(3) 610/19-20 issued on 3 July 2020)

2. Fisheries Protection (Amendment) Bill 2019 : Secretary for Food and Health
3. Broadcasting and Telecommunications Legislation (Amendment) Bill 2019 : Secretary for Commerce and Economic Development
4. Freight Containers (Safety) (Amendment) Bill 2019 : Secretary for Transport and Housing

### IV. Members' Motions on Subsidiary Legislation

#### **1<sup>st</sup> debate (covering the following motion)**

1. **Proposed resolution to extend the period for amending subsidiary legislation (L.N. 140 of 2020)**

Mover : Hon Starry LEE

Wording of the motion : **Appendix 3**

#### **2<sup>nd</sup> debate (covering the following motion)**

2. **Proposed resolution to extend the period for amending subsidiary legislation (L.N. 141 to L.N. 143 of 2020)**

Mover : Hon Starry LEE

Wording of the motion : **Appendix 4**

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

### **1<sup>st</sup> debate (covering the following motion)**

- 1. Motion under Rule 49B(1A) of the Rules of Procedure to censure Hon Holden CHOW**  
(debate to resume under Rule 40(6A) of the Rules of Procedure)

Mover : Hon Claudia MO

Wording of the motion : **Appendix 5**

(Report of the Legislative Council Investigation Committee established under Rule 49B(2A) of the Rules of Procedure in respect of the motion to censure Hon Holden CHOW Ho-ding was laid on the table of the Council on 8 July 2020)

### **2<sup>nd</sup> debate (covering the following motion)**

- 2. Motion under Rule 49B(1A) of the Rules of Procedure to censure Hon HUI Chi-fung**  
(debate to resume under Rule 40(6A) of the Rules of Procedure)

Mover : Hon Mrs Regina IP

Wording of the motion : **Appendix 6**

(Report of the Legislative Council Investigation Committee established under Rule 49B(2A) of the Rules of Procedure in respect of the motion to censure Hon HUI Chi-fung was laid on the table of the Council on 8 July 2020)

### **3<sup>rd</sup> debate (covering the following motion)**

(Standing over from previous meetings since 20 May 2020)

- 3. 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 7**

**4<sup>th</sup> debate (covering the following motion)**

(Standing over from previous meetings since 20 May 2020)

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

Mover : Hon Alice MAK

Wording of the motion : **Appendix 8**

**5<sup>th</sup> 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 previous meetings since 23 October 2019)

**5. 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 9**

**6. 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 10**

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, CB(3) 218/19-20 and CB(3) 29/20-21 issued on 9 and 17 December 2019 and 15 October 2020)

**6<sup>th</sup> 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 6)**

(Standing over from previous meetings since 23 October 2019)

- 7. 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 11**

- 8. 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 12**

- 9. 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 : **Appendix 13**

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, CB(3) 218/19-20 and CB(3) 29/20-21 issued on 9 and 17 December 2019 and 15 October 2020)

<b>7<sup>th</sup> debate (covering the following 5 motions on the Police’s handling of protesters and persons performing duties in the protests during the “anti-extradition to China” movement)</b>
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(Items 10 to 12 standing over from previous meetings since 23 October 2019)

**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 : **Appendices 14 and 15**

**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 16**

(Item 13 standing over from previous meetings since 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 17**

(Item 14 standing over from previous meetings since 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 18**

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

(Debate and voting arrangements set out in LC Paper Nos. CB(3) 195/19-20, CB(3) 218/19-20 and CB(3) 29/20-21 issued on 9 and 17 December 2019 and 15 October 2020)

<b>8<sup>th</sup> debate (covering the following motion on the causes and consequences of the disturbances arising from the amendments to the Fugitive Offenders Ordinance (Cap. 503) and related matters)</b>
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(Standing over from previous meetings since 27 November 2019)

**15. 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 19**

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, CB(3) 218/19-20 and CB(3) 29/20-21 issued on 9 and 17 December 2019 and 15 October 2020)

<b>Debate and voting arrangements for the following 4 motions to be notified</b>
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(Items 16 and 17 standing over from previous meetings since 15 January 2020)

**16. 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 20**

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

**17. 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 21**

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

(Items 18 and 19 standing over from previous meetings since 20 May 2020)

**18. 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 22**

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

**19. 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 23**

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



**9<sup>th</sup> debate (covering the following motion)**

(Standing over from previous meetings since 12 June 2019)

**20. 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 24**

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

**10<sup>th</sup> debate (covering the following motion)**

(Standing over from previous meetings since 3 June 2020)

**21. Motion on “Strengthening the combat against parallel trading activities, and tightening the arrangements for Mainland residents visiting Hong Kong”**

Mover : Hon LAM Cheuk-ting

Wording of the motion : **Appendix 25**

Public officers to attend : Secretary for Commerce and Economic Development  
Under Secretary for Commerce and Economic Development

Clerk to the Legislative Council

## Council meeting of 21 October 2020

## Laying of Papers on the Table of the Council

Subsidiary legislation	Legal Notice No.
1. <u>Census and Statistics (2021 Population Census) Order</u>	206 of 2020
2. <u>Registration of Determinations and Orders of Public Interest Entities Auditors Review Tribunal Rules</u>	207 of 2020
3. <u>Registration of Orders of Insurance Appeals Tribunal Rules</u>	208 of 2020
4. <u>Prevention and Control of Disease (Prohibition on Group Gathering) (Amendment) (No. 12) Regulation 2020</u>	209 of 2020

## Other papers

5. Fish Marketing Organization Financial Statements and Independent Auditor's Report for the year ended 31 March 2020  
(to be presented by Secretary for Food and Health)
6. Vegetable Marketing Organization Financial Statements and Independent Auditor's Report for the year ended 31 March 2020  
(to be presented by Secretary for Food and Health)
7. Marine Fish Scholarship Fund Report, Financial Statements and Independent Auditor's Report for the period from 1 April 2019 to 31 March 2020  
(to be presented by Secretary for Food and Health)
8. Agricultural Products Scholarship Fund Report, Financial Statements and Independent Auditor's Report for the period from 1 April 2019 to 31 March 2020  
(to be presented by Secretary for Food and Health)

9. Companies Registry Trading Fund  
Annual Report 2019-2020 (including Report of the Director of Audit and Annual Accounts)  
(to be presented by Secretary for Financial Services and the Treasury)
10. Report of changes made to the approved Estimates of Expenditure during the first quarter of 2020-21  
Public Finance Ordinance : Section 8(8)(b)  
(to be presented by Secretary for Financial Services and the Treasury)
11. Office of the Communications Authority  
Trading Fund Report 2019/20 (including Financial Statements and Report of the Director of Audit)  
(to be presented by Secretary for Commerce and Economic Development)
12. Property Management Services Authority  
Annual Report 2019-20 (including Independent Auditor's Report and Financial Statements)  
(to be presented by Secretary for Home Affairs)
13. Hongkong Post  
Annual Report 2019/20 (including Financial Statements and Report of the Director of Audit)  
(to be presented by Secretary for Commerce and Economic Development)
14. Report No. 1/20-21 of the House Committee on Consideration of Subsidiary Legislation and Other Instruments  
(to be presented by Hon Starry LEE, Chairman of the House Committee)

## 22 questions to be asked at the Council meeting of 21 October 2020

		Subject matters	Public officers to reply
<b>Questions for oral replies</b>			
1	Hon HUI Chi-fung	<u>2020 Legislative Council General Election</u>	Secretary for Constitutional and Mainland Affairs
2	Hon KWONG Chun-yu	<u>Twelve Hong Kong people being detained on the Mainland</u>	Secretary for Security
3	Hon Paul TSE	<u>Mandatory Provident Fund system</u>	Secretary for Financial Services and the Treasury
4	Hon Michael TIEN	<u>Signalling systems of railways</u>	Secretary for Transport and Housing
5	Hon KWOK Wai-keung	<u>Problem of bullying in schools</u>	Secretary for Education
6	Hon Elizabeth QUAT	<u>Professional conduct of teachers</u>	Secretary for Education
<b>Questions for written replies</b>			
7	Hon CHAN Hak-kan	<u>Prevention of cruelty to animals</u>	Secretary for Food and Health
8	Dr Hon Pierre CHAN	<u>Immigration figures</u>	Secretary for Security
9	Hon Elizabeth QUAT	<u>Support for psoriasis patients</u>	Secretary for Food and Health
10	Hon KWOK Wai-keung	<u>Online teaching and learning</u>	Secretary for Education
11	Hon CHAN Chun-ying	<u>Development of central bank digital currency</u>	Secretary for Financial Services and the Treasury
12	Dr Hon CHIANG Lai-wan	<u>Development of primary healthcare</u>	Secretary for Food and Health
13	Hon Charles Peter MOK	<u>Data protection for the Electronic Health Record Sharing System</u>	Secretary for Food and Health
14	Hon Paul TSE	<u>Assisting a Hong Kong person imprisoned in the Philippines</u>	Secretary for Security
15	Hon Tony TSE	<u>Using the social media to mislead investors</u>	Secretary for Financial Services and the Treasury
16	Hon Vincent CHENG	<u>Assistance for the unemployed</u>	Secretary for Labour and Welfare
17	Hon Jimmy NG	<u>Promotion of STEM education</u>	Secretary for Education
18	Hon James TO	<u>Twelve Hong Kong people alleged of crossing the boundary illegally</u>	Secretary for Security
19	Dr Hon KWOK Ka-ki	<u>Coping with seasonal influenza and COVID-19 epidemic</u>	Secretary for Food and Health
20	Hon Charles Peter MOK	<u>Work of the dedicated team to review the governance and management of RTHK</u>	Secretary for Commerce and Economic Development
21	Hon Jeremy TAM	<u>A flight operation said to be related to 12 Hong Kong people leaving the territory</u>	Secretary for Security
22	Hon Dennis KWOK	<u>Extending the jury system to the District Court</u>	Secretary for Justice

Question 1  
(For oral reply)

(Translation)

2020 Legislative Council General Election

Hon HUI Chi-fung to ask:

On 31 July this year, the Government made, on grounds of the severe situation of the epidemic, the Emergency (Date of General Election) (Seventh Term of the Legislative Council) Regulation to stipulate that the 2020 Legislative Council (“LegCo”) General Election is to be held on 5 September next year instead of the original date. Besides, in response to a report submitted by the Chief Executive, the Standing Committee of the National People’s Congress made a decision at a session on 11 August this year that, after 30 September this year, the sixth term LegCo is to continue to discharge duties for not less than one year until the seventh term of office of LegCo begins. In this connection, will the Government inform this Council:

- (1) whether it has assessed if the casting of votes by members of the public on the LegCo election day is more conducive to the spread of the epidemic than their taking part in large-scale public events such as those held in celebration of Hong Kong’s return to China and the National Day; if it has assessed and the outcome is in the affirmative, of the scientific justifications for that;
- (2) given that the findings of a public opinion survey have shown that 68% of the respondents consider that the Government should hold the LegCo General Election expeditiously, but the newly scheduled election date is more than 10 months away from now, whether the Government will go along with the wishes of the public by conducting the relevant election within four months; if so, of the details; if not, the reasons for that; and
- (3) as some members of the public are worried that the Government will seek to reschedule, on different grounds, the election time and again in the future, thereby transforming the current-term LegCo into a “perpetual legislature”, whether the Government has assessed the possibility of the election being rescheduled again, and whether such a situation will undermine the recognition for LegCo?

Question 2  
(For oral reply)

(Translation)

Twelve Hong Kong people being detained on the Mainland

Hon KWONG Chun-yu to ask:

On 23 August this year, 12 Hong Kong people boarded a speedboat at the Po Toi O Pier in Sai Kung to leave the territory, who were subsequently intercepted in Mainland waters by Mainland coast guard officers. They are currently detained at the detention centre of the Yantian Branch of the Shenzhen Public Security Bureau for the alleged offence of crossing the boundary illegally. In this connection, will the Government inform this Council:

- (1) whether it knows if that group of Hong Kong people, prior to choosing their legal representatives from the list of lawyers provided by the Mainland authorities, were aware (i) that their families had engaged Mainland lawyers on their behalf, and (ii) if they had the right to engage those Mainland lawyers not on the official list; whether it will relay to the lawyers engaged the requests of the families concerned that applications be made to the Mainland authorities for the minors and the chronically ill persons among that group of Hong Kong people to be granted release on bail pending trial;
- (2) as some press reports alleged that on the day when that group of Hong Kong people left the territory on a speedboat, the Government Flying Service deployed a fixed-wing aircraft to conduct surveillance on that speedboat in the air above Po Toi O, whether the Security Bureau and the Police had learnt of the departure plan of that group of Hong Kong people before the speedboat was intercepted by Mainland coast guard officers; and
- (3) whether it has studied if the situation that such group of Hong Kong people are barred from contacting their family members and the Mainland lawyers engaged by their families on their behalf will create a perception among Hong Kong people that the human rights of that group of Hong Kong people are not protected and that the law enforcement and administration of justice on the Mainland is a black box operation and running against the statement made by a State leader that “the more open the law enforcement and administration of justice regime is, the greater the authoritativeness and credibility it carries”; if it has studied and the outcome is in the affirmative, whether it will discuss with the Mainland authorities so

as to ensure that the human rights of that group of Hong Kong people are protected and that they have access to fair trial?

Question 3  
(For oral reply)

(Translation)

Mandatory Provident Fund system

Hon Paul TSE to ask:

Quite a number of members of the public who are in financial distress due to the epidemic have requested the Government to allow them to withdraw the accrued benefits in their Mandatory Provident Fund (“MPF”) accounts in order to address their imminent needs. Regarding MPF schemes, will the Government inform this Council:

- (1) whether it has studied acceding to the aforesaid request, which is supported by the general public and the vast majority of Members of this Council, and whether this initiative will help alleviate the financial pressure on the Government in implementing the relief measures; if it has studied, of the outcome; if not, whether it can assess if the Government’s continued disregard for the public request will exacerbate public grievances and undermine public confidence in the Government’s governance;
- (2) as it is learnt that 30% of the investment portfolios of MPF funds comprise shares of HSBC Holdings, whether it has assessed the impact of the slump in the share price of HSBC Holdings in recent years on the total assets of MPF accounts; if it has assessed, of the details; if not, whether it can expeditiously make an assessment, and review whether requiring members of the public (especially those who are urgently waiting to buy a home and form a family, and who wish to bear a smaller burden of the down payment for their first home or mortgage payment) to make long-term mandatory contributions to the MPF schemes, which have been criticized for their low cost-effectiveness and even ridiculed by scholars as something that “may eventually become condolence money”, is tantamount to depriving them of the option to find an early solution to the retirement housing problem by making home purchase, thereby adding to their anxieties about retirement; and
- (3) as the federal government of Canada has, in order to encourage its nationals to save for retirement, offered tax concessions to participants in a “Registered Retirement Savings Plan” (such as the relevant tax-free savings may be used for first-time home purchase, taking out insurance and buying blue-chip shares), whether the Government has studied replacing the MPF system, which has been a subject of criticism, with a similar plan; if so, of the details; if not, whether it will expeditiously commence such a study?



Question 4  
(For oral reply)

(Translation)

Signalling systems of railways

Hon Michael TIEN to ask:

In May this year, three abnormal incidents happened during the testing of the new signalling system of the East Rail Line (“EAL”). The investigation report released by the MTR Corporation Limited (“MTRCL”) in mid-August indicated that such incidents were unrelated to the operation and safety of the signalling system. It was uncovered by a media report on 11 September that an incident of a train “taking the wrong route” happened during the testing of the signalling system, but MTRCL had not made public the incident all along. MTRCL subsequently announced the suspension of its plan, originally scheduled for 12 September, of the commissioning of the new signalling system for EAL and the gradual introduction of new trains to EAL. In this connection, will the Government inform this Council:

- (1) whether it knows if the successive emergence of problems in the signalling system during the testing was a result of the supplier of system software failing to cope with the excessive requirements on data collection set by MTRCL for the system, which are higher than those set in general by the railway operators in various places; whether MTRCL has reviewed if its practice of setting the aforesaid special requirements has brought additional risks to the system;
- (2) given that while the incident of a train “taking the wrong route” reportedly happened as early as in May, the signalling system could still obtain approval from the Electrical and Mechanical Services Department (“EMSD”) in August, whether the Government has examined if there are loopholes in the vetting and approval mechanism, as well as whether it involved deliberate concealment of the problem from EMSD; how the Government will improve the vetting and approval mechanism and hold the persons concerned responsible; and
- (3) how the Government will urge MTRCL to make concrete improvements to its mechanism of vetting and approval for and overseeing the implementation of works contracts; whether it knows if MTRCL will change the practice of procuring tailor-made software for the signalling system?

Question 5  
(For oral reply)

(Translation)

Problem of bullying in schools

Hon KWOK Wai-keung to ask:

It has been reported that since the eruption in June last year of the disturbances arising from the opposition to the proposed legislative amendments, quite a number of children of police officers have been bullied by their classmates or teachers in schools. In this connection, will the Government inform this Council:

- (1) of the numbers of requests for assistance, complaints and reports received by the Police and the Education Bureau (“EDB”) respectively since June last year in respect of police officers’ children being bullied in schools;
- (2) of the measures currently in place to curb the acts of bullying in schools (including teachers bullying students) and ensure that the bullied students are provided appropriate support and counselling services; and
- (3) whether it has plans to make new regulations or set up new mechanisms to combat acts of bullying in schools, e.g. requiring schools to (i) notify, within a specified timeframe, EDB of all the reports received, (ii) set up a dedicated telephone hotline for parents and students to report bullying cases, and (iii) formulate school-based anti-bullying policies (stipulating the discipline and guidance arrangements for the persons concerned, the measures for preventing bullying in schools, the procedure and timeframe for investigating bullying cases, etc.); if so, of the details; if not, the reasons for that?

Question 6  
(For oral reply)

(Translation)

Professional conduct of teachers

Hon Elizabeth QUAT to ask:

From June last year to August this year, the Education Bureau (“EDB”) received 247 complaints against teachers, some of whom were alleged to have disseminated hate remarks and advocated violence on social media, used biased and inappropriate teaching materials for teaching, as well as committed unlawful acts. EDB has so far issued reprimand letters, written warnings, written advice and verbal reminders to 21, 12, 19 and 18 teachers respectively, as well as cancelled one teacher’s registration. Some parents of students consider that such punishments lack deterrent effect, and are worried that under the influence of certain teachers, their children may become biased and radical in thinking, and then participate in unlawful activities. In this connection, will the Government inform this Council:

- (1) whether EDB will review the complaint-handling and punishment mechanisms concerning teachers, so as to make such mechanisms more transparent and ensure that the punishments are proportionate to the gravity of the misconduct; if so, of the details; if not, the reasons for that;
- (2) given that the relevant authorities in the United Kingdom, the United States of America and Australia will, upon commencement of investigations or hearings on the complaints against teachers, make public details of the cases, such as the names of the teachers concerned and the schools for which they work, whether EDB will follow such a practice; if so, when this will be implemented; if not, of the reasons for that; and
- (3) of the punishment imposed on that primary school teacher who distorted historical facts when teaching the history of Opium War earlier on; whether EDB will expeditiously improve the mechanisms for monitoring teaching materials and teaching quality, including requiring schools to submit all school-based teaching materials to EDB for filing and setting up a mechanism for stakeholders to report inappropriate teaching materials; if so, of the details; if not, the reasons for that?

Question 7  
(For written reply)

(Translation)

Prevention of cruelty to animals

Hon CHAN Hak-kan to ask:

It has been reported that in February this year, 30 animals were suspected to have been thrown from height in Sham Tseng which left 18 of those animals dead and 12 injured, and in another case of suspected cruelty to animals, one animal was found dead and one injured. Last month, the Department of Justice (“DoJ”) decided not to institute prosecutions against the suspects of these two cases on grounds of insufficient evidence. In this connection, will the Government inform this Council:

- (1) of the number of reported cases of suspected cruelty to animals received in each of the past three years and, among such cases, the respective numbers of those in respect of which DoJ (i) instituted prosecutions and (ii) decided not to institute prosecutions, as well as the reasons for that;
- (2) of the punishments imposed on the person(s) convicted of cruelty to animals in each case since January 2019 (set out in a table by case number); the number of cases in respect of which DoJ lodged an appeal against the punishments imposed, and the details of those cases;
- (3) whether it knows if the court has drawn up any sentencing guidelines for offences on cruelty to animals; if so, of the details; if not, the reasons for that;
- (4) as some concern groups on animal rights have pointed out that the fact that prosecutions were not instituted against the suspects in a number of cases of suspected cruelty to animals has undermined the deterrent effect of the relevant legislation, of the new measures put in place by the Government to combat such crimes; and
- (5) whether the Police will strengthen its training for police officers on collection of evidence in respect of cases of suspected cruelty to animals; if so, of the details; if not, the reasons for that?

Question 8  
(For written reply)

(Translation)

Immigration figures

Dr Hon Pierre CHAN to ask:

Will the Government inform this Council of the following immigration figures since May this year:

- (1) the respective monthly numbers of inbound and outbound passenger trips made by (i) Hong Kong residents, (ii) Mainland visitors and (iii) visitors from other countries/places at each boundary control point;
- (2) the monthly numbers of Mainland residents coming to Hong Kong on Permits for Proceeding to Hong Kong and Macao (commonly known as “One-way Permits”) for settlement, with a breakdown by the original places of their household registration;
- (3) the monthly numbers of persons arriving at each boundary control point who were exempted from compulsory quarantine under the relevant regulations (including the Compulsory Quarantine of Certain Persons Arriving at Hong Kong Regulation (Cap. 599C) and Compulsory Quarantine of Persons Arriving at Hong Kong from Foreign Places Regulation (Cap. 599E)) but were issued with a Notification of Medical Surveillance; and
- (4) the respective monthly numbers of person-times of Mainland, Macao and Taiwan residents who were exempted from compulsory quarantine upon arrival, with a breakdown by reason?

Question 9  
(For written reply)

(Translation)

Support for psoriasis patients

Hon Elizabeth QUAT to ask:

It has been reported that in 2019, there were over 20 000 psoriasis patients in Hong Kong, with around 5 000 of them in moderate or severe conditions. Since June 2018, Chai Wan Social Hygiene Clinic of the Department of Health (“DH”) has been providing biologic therapy service for severe psoriasis patients. As at February 2020, DH identified only 74 severe psoriasis patients who might be suitable for receiving the biologic therapy and, among such patients, only 32 had started receiving the therapy and another nine were waiting for the treatment. Regarding the support for psoriasis patients, will the Government inform this Council:

- (1) whether it will relax the criteria adopted for screening patients for receiving the biologic therapy so that more patients in moderate or severe conditions will be eligible for the treatment, and allocate additional resources to enable eligible patients to receive such treatment as early as possible; if so, of the details and timetable; if not, the reasons for that;
- (2) given that dermatologists adopt a scoring method known in abbreviated form as PASI for assessing the conditions of psoriasis patients, with PASIA75 (i.e. representing an improvement of 75% in the skin conditions of patients as compared with the baseline) as the treatment target, whether the authorities will consider, at the request of patients, prescribing other medicines which are more effective when patients are unable to achieve PASIA75 within a short period of time after receiving treatment by taking oral medication, so as to shorten the duration of treatment for such patients; if so, of the details; if not, the reasons for that;
- (3) given the huge medical expenses for treating psoriasis, whether the Government will consider providing patients or taxpayers who support such patients with a tax allowance for medical expenses; if so, of the details and timetable; if not, the reasons for that; and
- (4) as some medical professionals have pointed out that at present, a number of drugs have specific curative effects on psoriasis, but they have not been listed as Self-financed Items with Safety Net in the Drug Formulary of the Hospital Authority (“HA”), whether the Government will request HA to (i) do so expeditiously, and (ii) provide such drugs for patients who have tried different drugs

but failed to get satisfactory medical results; if so, of the details and timetable; if not, the reasons for that?

Question 10  
(For written reply)

(Translation)

Online teaching and learning

Hon KWOK Wai-keung to ask:

Earlier on, the findings of a study conducted by a university have indicated that there are huge divides in digital competence performance and family support among secondary and primary school students. Of the students participating in the study, about 10% have no access to desktop or laptop computers or tablets; and among those who have access to such computer devices, over 40% have to share the use of such equipment with other family members. There are comments that during the outbreak of the Coronavirus Disease 2019 epidemic in the last school year, online learning became the only channel of teaching and learning for schools, which has highlighted the existence of digital divides among various classes, and the right to learning of students from grass-roots families has been undermined by their lack of digital devices and relevant learning resources. In this connection, will the Government inform this Council:

- (1) whether it knows the difficulties and pressure faced by students from grass-roots families and their families when such students undertake online learning; whether it has received relevant requests for assistance, and whether it has assessed the impact of schools switching to online teaching on the learning progress of such students, including whether they lagged behind others in terms of learning progress; if it has assessed and the outcome is in the affirmative, of the extent to which they lagged behind others, and the ways to help them catch up with the progress;
- (2) of the (i) details, (ii) state of implementation and (iii) number of beneficiary households since January this year of the existing measures to support students from grass-roots families in undertaking online learning; whether it has plans to devise new measures to provide more students from grass-roots families with adequate mobile computer devices and software as well as stable Internet access services to meet the growing needs for online learning; if so, of the details; if not, the reasons for that;
- (3) whether it will consider proactively liaising with non-profit-making organizations and providing them with relevant resources and related support to develop for students more online learning resources and activities that are free of charge; if so, of the details; if not, the reasons for that; and



- (4) given the new normal of increasing popularity of online teaching and learning and the impact of the epidemic on the academia, whether it has plans to devise a long-term information technology education policy and provide schools with online teaching and learning strategies, curriculum guides as well as relevant teaching and learning resources; if so, of the details; if not, the reasons for that?

Question 11  
(For written reply)

(Translation)

Development of central bank digital currency

Hon CHAN Chun-ying to ask:

As shown in a survey report released by the Bank for International Settlements in January this year, more than 80% of the 66 central banks across the globe indicated that they had engaged in work related to central bank digital currency (“CBDC”) in 2018. It has been reported that the Central Bank of Lithuania issued in July this year a CBDC known as the LB Coin, which is the first of its kind worldwide. Furthermore, the People’s Bank of China is now taking the lead in the research and development of digital Renminbi (“RMB”), and announced in April this year the roll-out of related trials in four Mainland cities. The aforesaid situations have shown that developing CBDC has become an irreversible trend. In this connection, will the Government inform this Council:

- (1) of the progress and other details of the various research projects related to CBDC undertaken by the Hong Kong Monetary Authority;
- (2) whether the authorities have carried out any assessment on the opportunities that the development of digital RMB may bring about for Hong Kong; if so, of the details; if not, the reasons for that; and
- (3) given that Hong Kong is a global offshore RMB business hub, whether the authorities have any plan to strive for the designation of Hong Kong as the first trial city outside the Mainland for digital RMB; if so, of the details; if not, the reasons for that?

Question 12  
(For written reply)

(Translation)

Development of primary healthcare

Dr Hon CHIANG Lai-wan to ask:

The Government established in November 2017 the Steering Committee on Primary Healthcare Development to formulate a blueprint for the sustainable development of primary healthcare services for Hong Kong. Moreover, the Government set up in September 2019 in the Kwai Tsing (“K&T”) District the first District Health Centre (“DHC”) in Hong Kong. Regarding the development of primary healthcare, will the Government inform this Council:

- (1) of the expected time for announcing the aforesaid blueprint, and whether it will draw up a timetable for providing comprehensive primary healthcare services; if so, of the details; if not, the reasons for that;
- (2) whether it has set the main service targets for various DHCs; if so, of the details (including the age groups and social strata to which they belong);
- (3) of the updated number of members of K&T DHC, with a breakdown of the number by age group, and the respective to-date numbers of members who have been (i) provided with basic health risk assessment, (ii) referred to DHC Network Medical Practitioners upon having been identified with risk factors for diabetes mellitus or hypertension, and (iii) referred to the Chronic Disease Management Programmes upon having been confirmed to have suffered from diabetes mellitus or hypertension, by K&T DHC (set out in a table);
- (4) given that the Government has commissioned The Chinese University of Hong Kong to conduct the “Monitoring and Evaluation Study of Kwai Tsing District Health Centre”, of the time as expected by the Government for making public the outcome of the study and the follow-up actions it has planned to take, including whether it will, in the light of the outcome of the study, adjust the operation mode of all DHCs and the requirements on DHC operators; and
- (5) whether, in order to develop primary healthcare, the Government (i) further developed the Electronic Health Record Sharing System, (ii) reviewed the manpower planning for primary healthcare, and (iii) expedited the implementation of public-private partnership and

medical-social collaboration, in this year; if so, of the details of the relevant work and the progress made?

Question 13  
(For written reply)

(Translation)

Data protection for the Electronic Health Record Sharing System

Hon Charles Peter MOK to ask:

Last month, the Chief Executive proposed that The University of Hong Kong-Shenzhen Hospital (“HKUSZH”) be commissioned to provide follow-up consultation service for the following persons: Hong Kong residents who take up long-term residence in Guangdong Province and had scheduled, before the outbreak of the epidemic, follow-up appointments by the specialist outpatient clinics or general outpatient clinics of the Hospital Authority (“HA”). It has been reported that HKUSZH is discussing with HA the arrangements for Mainland healthcare personnel to access the patient information contained in the Electronic Health Record Sharing System (known in abbreviated form as “eHRSS”) (“the access arrangements”). Some members of the public are worried that, in the light of the differences in the regulatory regimes on privacy between the Mainland and Hong Kong, the privacy of patients and their sensitive personal data cannot be protected effectively under the access arrangements. In this connection, will the Government inform this Council:

- (1) whether it knows the latest progress of the aforesaid discussion and the modus operandi of the access arrangements; whether it will, in relation to the access arrangements, (i) engage independent third parties to conduct privacy and information security risk assessments and audits, (ii) conduct public consultation and submit to this Council the outcome of the consultation, and (iii) introduce new information security measures for eHRSS;
- (2) of the reasons why the current design of eHRSS does not provide options for patients to specify on their own that certain categories of their personal data are not to be uploaded to the system; whether the authorities will make available a “safe deposit box” feature under the access arrangements to allow patients to impose restrictions on the access to and disclosure of their data; if not, of the reasons for that; and
- (3) as the Government has made an undertaking to this Council that the protection afforded to the personal data contained in eHRSS would not be less than that stipulated in the Personal Data (Privacy) Ordinance (Cap. 486) for personal data, of the measures in place to maintain the undertaking under the access arrangements, so as to ensure that the patient information of Hong Kong residents is

protected against loss and unauthorized or accidental access, use, retention, erasure or disclosure to a third party?

Question 14  
(For written reply)

(Translation)

Assisting a Hong Kong person imprisoned in the Philippines

Hon Paul TSE to ask:

On the 18th of last month, the family members of Mr TANG Lung-wai, a Hong Kong permanent resident who has been imprisoned for more than two decades in the Philippines allegedly due to a wrongful conviction, were informed that the appeal of Mr TANG had been dismissed by the Supreme Court of the Philippines. It is learnt that the Government has obtained a copy of the judgment. In this connection, will the Government inform this Council:

- (1) whether the Government, upon receipt of the judgment, has assessed what follow-up actions need to be taken for helping Mr TANG seek justice; if it has assessed, of the details; if not, the reasons for that;
- (2) whether the Chief Executive will, following her letter to the President of the Philippines on 2 January 2019 urging the Philippine side to seriously take heed of the progress of Mr TANG's appeal case, contact the Philippine side personally or urge the Ministry of Foreign Affairs of China to contact it so as to provide further assistance to Mr TANG;
- (3) whether the Government will set saving and bringing people back to Hong Kong as its primary goal and urge the Philippine side to grant parole or pardon to Mr TANG as soon as possible, or make a transfer request to the Philippine side in accordance with the transfer of sentenced persons agreement signed between the two governments, so that Mr TANG can return to Hong Kong as soon as possible;
- (4) whether the Government or the Chinese Embassy in the Philippines ("the Embassy") has sent its staff to visit or contact Mr TANG since the beginning of this year; if so, of the number of visits paid or contacts made, the recent situation and health condition of Mr TANG, and the assistance rendered to him; if not, the reasons for that;
- (5) as it has been reported that the Philippines has been severely hit by the Coronavirus Disease 2019 epidemic, and the number of infection cases there is the highest among the countries in Southeast Asia, whether the Government or the Embassy has sent its staff to gain an understanding of the epidemic prevention work in the

prison in which Mr TANG is held, and whether any assistance in epidemic prevention needs to be provided to him; if so, of the details; if not, whether immediate actions will be taken to gain an understanding with the local authority; and

- (6) given that Mr TANG earlier registered, through his elder brother, for the Government's \$10,000 cash grants to Hong Kong permanent residents under the Cash Payout Scheme, but his registration was rejected by the Scheme's Secretariat on the grounds that the form submitted was inappropriate, and he was told that he would be informed separately when the appropriate form became available, and I have also written to the Financial Secretary twice requesting him to follow up on the matter and enquiring about the latest progress of the preparation of the relevant form, when the \$10,000 cash grant is expected to be disbursed to Mr TANG?



Question 15  
(For written reply)

(Translation)

Using the social media to mislead investors

Hon Tony TSE to ask:

Some members of the financial sector have pointed out that the acts of lawbreakers using the social media to disseminate misrepresented investment information with a view to misleading investors have been increasingly rampant in recent years. Such acts include the dissemination of false or misleading investment advice and inside information anonymously or by means of impersonation of well-known persons in the investment sector. Moreover, some key opinion leaders who constantly disseminate investment advice on the social media have been queried for their lack of relevant professional qualifications and knowledge, their bragging about their investment performance, as well as their failure to disclose interests in a timely manner. In this connection, will the Government inform this Council:

- (1) of the existing legislation that regulates the acts of using the social media to disseminate investment information; the legal liability to be borne by a person who uses the social media to disseminate false or misleading investment information or impersonates other people in disseminating such information;
- (2) of the number of complaints about the acts referred to in (1) which were received by the authorities in each of the past three years, as well as the follow-up actions taken; the respective numbers of persons prosecuted and convicted;
- (3) whether it will review the relevant legislation in order to step up efforts in combating the acts of using the social media to disseminate misrepresented investment information with a view to misleading investors; if not, of the reasons for that; and
- (4) whether it will step up public education efforts to remind investors that they must not easily trust the investment information on the social media in order to avoid falling prey to investment scams?

Question 16  
(For written reply)

(Translation)

Assistance for the unemployed

Hon Vincent CHENG to ask:

As Hong Kong's economy has been hard hit by the Coronavirus Disease 2019 epidemic, the unemployment rate has remained high and stood at 6% in recent months. The number of unemployed persons has reached 200 000-odd, representing an increase by more than 100 000 when compared with the figure six months ago. Some academics have pointed out that given the fluctuating epidemic situation and the fact that the Government has no intention to launch a new round of Employment Support Scheme, the unemployment rate may continue to rise. The Government has implemented a time-limited unemployment support scheme ("the support scheme") since 1 June this year, under which the asset limits of the Comprehensive Social Security Assistance ("CSSA") applicants who are able-bodied adults are temporarily relaxed. In this connection, will the Government inform this Council:

- (1) given that there is only a slight increase of 300-odd cases in the number of CSSA cases under the unemployment category recorded in August when compared with that recorded three months ago, which is far smaller than the increase in the number of unemployed persons in the same period, whether the Government has assessed the reasons for that; if so, of the details;
- (2) whether it conducted any survey and study in the past six months to look into the difficulties faced by the unemployed and the support they need; if so, of the details; if not, whether it will conduct relevant surveys and studies;
- (3) whether it will, in the long term, conduct studies on severance payment, long service payment and unemployment support measures, with a view to enhancing the support and protection for employees; if so, of the details; if not, the reasons for that;
- (4) as the Government has claimed that the establishment of a new unemployment assistance system would entail high costs and take a rather long time (nearly 18 months), and that such a system might create an effect that the unemployment rate lingers at 4% to 5%, of the basis for such claim; and

- (5) whether it will examine other options (e.g. enhancing the support scheme or the Mandatory Provident Fund system), so as to address the imminent needs of the unemployed; if so, of the details; if not, the reasons for that?

Question 17  
(For written reply)

(Translation)

Promotion of STEM education

Hon Jimmy NG to ask:

A Research Brief published in June this year by the Legislative Council Secretariat points out that although the Government has heavily invested resources in the promotion of education on subjects related to Science, Technology, Engineering and Mathematics (“STEM education”), STEM development of Hong Kong is still falling behind other places and STEM education in Hong Kong has many problems (such as insufficient lesson time, insufficient support for teachers and a lack of clear teaching guidelines). In this connection, will the Government inform this Council:

- (1) whether the Education Bureau (“EDB”) reviewed, in the past two years, the effectiveness of the efforts to promote STEM education; if so, of the outcome; of the new measures to be put in place in the coming two years to resolve the aforesaid problems and enhance STEM education;
- (2) of the details and the effectiveness of EDB’s collaborative work with commercial organizations and employers in the past two years on strengthening STEM education; whether the Government will set up an intermediary organization to assist graduates from STEM related university programmes in getting appointments for technology as well as research and development positions; if so, of the details; if not, the reasons for that;
- (3) given that the Government has, under the “IT Innovation Lab in Secondary Schools” initiative, provided funding support for publicly funded secondary schools to upgrade their information technology equipment and facilities as well as to organize related extra-curricular activities (“ECAs”), of the implementation progress of this initiative (including the number and percentage of participating secondary schools, the types of equipment and facilities procured, as well as the details of such ECAs); and
- (4) given that some of the items (e.g. cassette tape players and computers with floppy disk drives) on the current Furniture and Equipment List for New Schools recommended to be procured are outdated, while some more advanced items (e.g. 3D printers and laser cutters) are not on the List, whether EDB will expeditiously update the List to dovetail with the promotion of STEM education by schools; if so, of the details; if not, the reasons for that?

Question 18  
(For written reply)

(Translation)

Twelve Hong Kong people alleged of crossing the boundary illegally

Hon James TO to ask:

On 23 August this year, 12 Hong Kong people boarded a speedboat at the Po Toi O Pier in Sai Kung to leave the territory, who were subsequently intercepted by Mainland coast guard officers. They are currently detained at the detention centre of the Yantian Branch of the Shenzhen Public Security Bureau for the alleged offence of crossing the boundary illegally. In this connection, will the Government inform this Council:

- (1) as the Government indicated on 26 September that, according to the records on 23 August of (i) the Marine Department's Vessel Traffic Services System and (ii) the Marine Police's Digital Radar Security System, the speedboat boarded by the aforesaid people departed from Po Toi O Pier at around 7:00 am on that day, left Hong Kong waters and entered Mainland waters at around 7:30 am, and it was last detected by the Marine Police's system at around 8:00 am to be at 10.9 nautical mile outside the boundary of Hong Kong waters moving in the southeast direction, and as the Mainland authorities stated that a speedboat suspected of crossing the boundary illegally had been intercepted at around 9:00 am on that day, of the following information in respect of the time period from 7:00 am to 9:15 am on 23 August -

- (a) the coordinates of the locations at sea of that speedboat recorded respectively by the two systems at every five minutes (set out in the table below), together with a navigational chart with grid lines to show the navigation route of the speedboat,

7:00 am to 9:15 am on 23 August 2020	Recorded coordinates of locations of the speedboat	
	(i)	(ii)
7:00 am		
7:05 am		
.....		
9:15 am		

- (b) the respective time at which the two systems last detected the location of the speedboat and, in respect of the speedboat at such junctures, its coordinates, speed and distance from the boundary of Hong Kong waters respectively as detected by the two systems,

- (c) the shortest distance between Po Toi O Pier and the boundary of Hong Kong waters,
  - (d) whether the coordinates of 21°54'00"N, 114°53'00"E is located on the high seas, and
  - (e) whether, during such time period, the vessels of the Marine Department and the Marine Police had patrolled near the waters concerned and detected the speedboat;
- (2) as it is learnt that on the morning of 23 August, the Government Flying Service ("GFS") deployed aircraft(s) to execute an operation in the air above the waters concerned, of the starting time and ending time of that operation, the number and type(s) of aircraft(s) involved, whether any police officer boarded the aircraft(s) at that time, and whether the information obtained by GFS from the operation on that day has been passed to the Hong Kong Police;
- (3) whether it knows (i) the number and types of lawyers on the list of lawyers provided by the Mainland authorities to the 12 Hong Kong people, (ii) the names of the Mainland authorities which provided the list, (iii) the date on which the list was provided to such people, (iv) when such people completed the procedure of each choosing two lawyers, and (v) whether the families of such people have been informed of the relevant lawyers' names and contact methods; if the families have not been provided with such information, how the Government will assist the families in obtaining such information;
- (4) whether it knows (i) if such people were informed that their families had, during their detention, engaged Mainland lawyers for them and attempted to make appointments for meeting them, and (ii) how the minors among such people had engaged Mainland lawyers according to Mainland laws, and how their basic rights will be protected by the Government and the Mainland authorities;
- (5) as it is learnt that some families sent letters, through the Assistance to Hong Kong Residents Unit of the Immigration Department, to the Mainland authorities requesting them to notify the arrestees that their families had engaged Mainland lawyers on their behalf, whether it knows if the Mainland authorities gave such notification; if they did, of the date on which such notification was given, and whether the Mainland authorities have replied to the letters sent by those families; if they have replied, of the date of their reply; if not, the reasons for that; and
- (6) whether it knows the number of Hong Kong people serving sentences on the Mainland who applied, in the past three years, for medical parole and return to Hong Kong; the number of those whose applications were approved and the number of minors among them?

Question 19  
(For written reply)

(Translation)

Coping with seasonal influenza and COVID-19 epidemic

Dr Hon KWOK Ka-ki to ask:

While the Coronavirus Disease 2019 (“COVID-19”) epidemic has not yet abated, the winter surge of influenza is approaching. This will undoubtedly aggravate the heavy burden on the healthcare system. In this connection, will the Government inform this Council:

- (1) of the separate quantities of injectable vaccines and nasal vaccines procured by the Department of Health (“DH”) respectively for (i) the Vaccination Subsidy Scheme, (ii) the Seasonal Influenza Vaccination School Outreach (Free of Charge) programme in respect of outreach to (a) kindergartens/kindergarten-cum-child care centres/child care centres (“kindergartens”) and (b) primary schools for schoolchildren’s vaccination under this programme, and (iii) the Government Vaccination Programme (including vaccination for residents of residential care homes (“RCHs”) for the elderly and persons with disabilities), as well as the respective average costs per dose of such vaccines; the rates of changes in the quantities of vaccines procured for this year as compared with those procured in the past three years;
- (2) of the new measures put in place by DH to increase the vaccination coverage rates; the respective numbers of kindergartens, primary schools and RCHs which have signed up for the outreach vaccination programmes and the respective numbers of participants involved, and whether it has assessed if the participation in such programmes has been affected by the COVID-19 epidemic; and
- (3) given that patients suffering from COVID-19 and those suffering from influenza develop very similar symptoms, whether it knows the measures put in place by the Hospital Authority to quickly differentiate between these two types of patients, so as to give them appropriate treatments and prevent cross-transmission?

Question 20  
(For written reply)

(Translation)

Work of the dedicated team to review  
the governance and management of RTHK

Hon Charles Peter MOK to ask:

In the middle of this year, the Secretary for Commerce and Economic Development announced the establishment of a dedicated team to review the governance and management of Radio Television Hong Kong (“RTHK”). Some members of the public are concerned about whether the authorities will, through the dedicated team, require RTHK to practise self-censorship in personnel management and programme production, thus undermining editorial independence and the public’s right to know, affecting the public interest, and tarnishing Hong Kong’s image as a free and open society. In this connection, will the Government inform this Council:

- (1) of the number of meetings convened by the dedicated team to date since the commencement of its work in mid-July this year, as well as the agendas of and attendees at each of the meetings;
- (2) whether it will make public the work and minutes of meetings of the dedicated team; if so, when these will be made public; and
- (3) whether it will enhance the transparency of the work of the dedicated team (e.g. by seeking public views or holding online public hearings) to enable various stakeholders to monitor the work of the dedicated team and directly give their views to the dedicated team, so that the viewpoints of RTHK staff and listeners/audiences can be effectively reflected in the reports and recommendations submitted by the team; if so, of the details; if not, the reasons for that?



Question 21  
(For written reply)

(Translation)

A flight operation said to be  
related to 12 Hong Kong people leaving the territory

Hon Jeremy TAM to ask:

At about 7:00 am on 23 August this year, 12 Hong Kong people boarded a vessel at Po Toi O Pier, Sai Kung to leave the territory by sea. The vessel was intercepted by officers of the Mainland coast guard after it had entered Mainland waters, and the 12 people were put under criminal detention. It has been reported that a fixed-wing aircraft (Registration: B-LVB; Model: Bombardier Challenger 605) of the Government Flying Service (“GFS”) set off from Chek Lap Kok at 4:19 am on that day and flew to the Sai Kung area. After hovering in the air above Po Toi O for about three hours from 4:30 am, the aircraft flew to the south-easterly waters at 7:30 am. Some members of the public have suspected that the flight operation was related to the covert monitoring conducted by the Hong Kong Police Force on the activities of the aforesaid people. In response to the relevant media enquiries, GFS indicated that it would not make public the details of the operation. However, in reply to a question raised by a Member of this Council on 6 November last year, the Government had provided, upon request, information about the flight operations conducted by GFS. In this connection, will the Government, according to the precedent, provide this Council with the following information about the aforesaid flight operation:

- (i) the government department(s) that requested for the deployment of the aircraft,
- (ii) the date and time when GFS received the request,
- (iii) whether the operation was of a routine or an emergency nature,
- (iv) the number of members on board, the government department(s) and rank(s) to which they belonged, as well as the duties assigned to them,
- (v) the nature of the duties (e.g. search, rescue and tracking) performed by the members on board in the air above Po Toi O, as well as the details, and
- (vi) the nature of the duties (e.g. search, rescue and tracking) performed by the members on board in the air above the south-easterly waters after they had left the air above Po Toi O, as well as the details;

if it cannot provide such information, of the reasons for that?

Question 22  
(For written reply)

Extending the jury system to the District Court

Hon Dennis KWOK to ask:

The issue of whether the jury system should be extended to the District Court has been discussed repeatedly over the years. In June 2015, the Department of Justice provided, at the request of the Panel on Administration of Justice and Legal Services of this Council, information on the estimated overall resource implications if jury trials were to be introduced in the District Court. Such resource implications included the construction of a new purpose-built court building with suitable and adequate facilities in support of jury trials at the District Court level. In this connection, will the Government inform this Council:

- (1) of the following figures, in each of the past two years and in this year (up to 30 September), in respect of trials of indictable offences heard in the (i) Magistrates' Courts, (ii) District Court and (iii) Court of First Instance, as well as the respective total numbers of criminal trials:

Court level	Number of trials of indictable offences						Total number of criminal trials		
	Conducted in English			Conducted in Chinese					
	2018	2019	2020	2018	2019	2020	2018	2019	2020
(i)									
(ii)									
(iii)									

- (2) whether it knows the respective current numbers of persons on the list of jurors who speak (i) Chinese only, (ii) English only, and (iii) both Chinese and English;
- (3) whether the authorities plan to extend the jury system to the District Court; if so, of the work plan; if not, the reasons for that;
- (4) of the estimated additional number of jurors needed for extending the jury system to the District Court; and
- (5) as the Judiciary has accepted using a portion of the Caroline Hill Road site for the development of a new District Court Complex, whether the authorities have planned for facilities required for enabling jury trials therein; if not, of the reasons for that?

## Interpretation and General Clauses Ordinance

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### Resolution

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

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**Resolved** that in relation to the Hotel and Guesthouse Accommodation (Amendment) Ordinance 2020 (Commencement) Notice, published in the Gazette as Legal Notice No. 140 of 2020, and laid on the table of the Legislative Council on 15 July 2020, the period for amending subsidiary legislation referred to in section 34(2) of the Interpretation and General Clauses Ordinance (Cap. 1) and deemed to be extended under section 34(3) of that Ordinance, be extended under section 34(4) of that Ordinance to the meeting of 11 November 2020.

## Interpretation and General Clauses Ordinance

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### Resolution

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

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**Resolved** that in relation to the —

- (a) Prevention and Control of Disease (Prohibition on Group Gathering) (Amendment) (No. 7) Regulation 2020, published in the Gazette as Legal Notice No. 141 of 2020;
- (b) Prevention and Control of Disease (Regulation of Cross-boundary Conveyances and Travellers) Regulation, published in the Gazette as Legal Notice No. 142 of 2020; and
- (c) Prevention and Control of Disease (Wearing of Mask) (Public Transport) Regulation, published in the Gazette as Legal Notice No. 143 of 2020,

and laid on the table of the Legislative Council on 15 July 2020, the period for amending subsidiary legislation referred to in section 34(2) of the Interpretation and General Clauses Ordinance (Cap. 1) and deemed to be extended under section 34(3) of that Ordinance, be extended under section 34(4) of that Ordinance to the meeting of 11 November 2020.

**Motion moved by Hon Claudia MO Man-ching  
under Rule 49B(1A) of the Rules of Procedure  
to censure Hon Holden CHOW Ho-ding**

**Wording of the Motion**

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

**Improperly interfering with and obstructing the Select Committee's inquiry**

- (1) As a Legislative Council ("LegCo") Member and the Deputy Chairman of the Select Committee to Inquire into Matters about the Agreement between Mr LEUNG Chun-ying and the Australian firm UGL Limited (the "**Select Committee**"), Hon Holden CHOW Ho-ding discussed the major areas of study of the Select Committee with the subject of inquiry, Chief Executive LEUNG Chun-ying, and further conspired with and assisted Mr LEUNG Chun-ying to improperly involve in and interfere with the investigation. At his own risk, Hon Holden CHOW Ho-ding accepted Mr LEUNG Chun-ying's request to amend the major areas of study of the Select Committee, and directly submitted the amendments made by Mr LEUNG Chun-ying to the proposed major areas of study to the Select Committee for discussion at its meeting on 25 April 2017 (the "**Amendments**"), in an attempt to obstruct and pervert the course of the open inquiry proceedings, and conspire with Mr LEUNG Chun-ying to create results advantageous to Mr LEUNG. Such behaviours seriously obstruct the Select Committee in the proper discharge of its duty, violate procedural justice and damage the independence, impartiality and legitimacy of the investigation of the Select Committee. Hon Holden CHOW Ho-ding fails to fulfil the obligation of a committee member. This incident clearly involves role conflicts and/or even conflicts of interests since the aforementioned behaviours are in favour of Mr LEUNG Chun-ying and lead to the suspicion that the cooperation

between Hon Holden CHOW Ho-ding and Mr LEUNG Chun-ying may involve transfers of benefits.

### Contempt of the LegCo

- (2) As a LegCo Member, Hon Holden CHOW Ho-ding conspired with and assisted Mr LEUNG Chun-ying to involve in and interfere with the matters of the LegCo in his capacity as the Chief Executive. Such behaviours damage the dignity, autonomy and independence of the LegCo, amounting to contempt of the functions and powers of the LegCo, bringing shame on the LegCo and seriously undermining the public's confidence in the LegCo and LegCo Members.

### Making false representations in the LegCo

- (3) As a LegCo Member and the Deputy Chairman of the Select Committee, Hon Holden CHOW Ho-ding intentionally and repeatedly made false representations in relation to the origin of the Amendments at the meeting of the Select Committee on 25 April 2017, with the intention to mislead the Select Committee and the public into believing that the Amendments were genuinely raised by Hon Holden CHOW Ho-ding himself. He refused to admit until the fact that the Amendments were made by Mr LEUNG Chun-ying was revealed. Such behaviours completely fail to meet the level of the credibility, integrity and dutifulness expected of a LegCo Member.

### The aforementioned conduct amounting to misbehaviour and breach of oath

- (4) As a LegCo Member, Hon Holden CHOW Ho-ding committed the aforementioned misbehaviour for Mr LEUNG Chun-ying, clearly indicating that he has breached the oath he made on 12 October 2016 under Article 104 of the Basic Law and the Oaths and Declarations Ordinance (Cap. 11) that he will “serve the Hong Kong Special Administrative Region conscientiously, dutifully, in full accordance with the law, honestly and with integrity”, which is a basic duty of a LegCo Member.

**Motion moved by Hon Mrs Regina IP LAU Suk-yee  
under Rule 49B(1A) of the Rules of Procedure  
to censure Hon HUI Chi-fung**

**Wording of the Motion**

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

**Schedule**

Details of Hon HUI Chi-fung's misbehaviour are particularized as follows:

- (1) In the morning of 24 April 2018, when the Bills Committee on Guangzhou-Shenzhen-Hong Kong Express Rail Link (Co-location) Bill was holding its meeting, Hon HUI Chi-fung grabbed the mobile phone and documents of a female officer of the Security Bureau at the four-lift lobby on the second floor of the Legislative Council ("LegCo") Complex. The female officer followed Hon HUI Chi-fung and demanded him to return the mobile phone to her, but to no avail. The female officer burst into tears when reporting the incident. As a LegCo Member, Hon HUI Chi-fung showed no respect for public officers and grabbed a person's belongings. His behaviour was abhorrent.
- (2) After grabbing the mobile phone and documents of the female officer, Hon HUI Chi-fung quickly hid himself in a men's toilet on the second floor of the LegCo Complex and stayed there for 10-odd minutes. Subsequently, Hon HUI Chi-fung even admitted openly that he had browsed the information contained in her mobile phone and recorded the information therein "by his own means". Such acts constitute a serious infringement on the female officer's privacy. As the mobile phone was provided by the Government, it might also contain sensitive internal information of the Government.
- (3) Such acts of ramming a public officer may constitute various criminal offences, and are unacceptable even when the perpetrator is an ordinary citizen. As a LegCo Member, Hon HUI Chi-fung fell short of public expectation.

- (4) In the above incident, Hon HUI Chi-fung showed no respect for public officers, acted violently and seriously infringed upon the female officer's privacy, thus failing to fulfil what the public expect of a LegCo Member and tarnishing LegCo's reputation. Such acts clearly amount to misbehaviour under Article 79(7) of the Basic Law.



**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 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 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**  
**“Strengthening the combat against parallel trading activities, and**  
**tightening the arrangements for Mainland residents visiting Hong Kong”**  
**to be moved by Hon LAM Cheuk-ting**

**Wording of the Motion**

That the number of visitor arrivals in Hong Kong in 2018 broke the records for previous years and exceeded 65 million; among them, the number of Mainland visitor arrivals was as high as 51 million, but that of overnight Mainland visitor arrivals was nonetheless below 20 million; in recent years, the community has kept questioning whether the number of visitor arrivals in Hong Kong has exceeded Hong Kong's carrying capacity and come to affect people's life; among those Mainland residents visiting Hong Kong on different visit endorsements, some have engaged in parallel trading activities in the guise of visitors, thus seriously affecting the life of residents in districts such as North District, Tuen Mun and Yuen Long; besides, the presence of excessive Mainland residents in areas such as Tung Chung and To Kwa Wan has also caused disturbances to the local communities; the presence of excessive Mainland visitors and parallel traders has brought various problems to Hong Kong, including the surge of rents and commodity prices in various districts of Hong Kong, the deterioration of environmental hygiene, the overloading of transport systems and street obstruction, and has aggravated China-Hong Kong conflicts; at present, after Mainland residents have used their individual visit endorsements each time, they may make immediate applications again, and this is in effect a permission for them to visit Hong Kong for unlimited times; and, as the number of visit endorsement applications is not restricted, parallel traders may engage in parallel trading activities in Hong Kong through multiple applications for visit endorsements within a short period; this arrangement has also enabled Shenzhen permanent residents to circumvent the restrictions imposed by the 'one trip per week' endorsement and defied the original policy intent; in this connection, this Council urges the Government to implement the following measures to tackle the aforesaid problems:

- (1) irrespective of whether Mainland residents visit Hong Kong on 'one trip per week' endorsements, individual visit endorsements, group visit endorsements or other visit endorsements, requiring that they can visit Hong Kong for a maximum of only eight times a year as long as they visit Hong Kong for tourism purpose, so as to prevent Mainland residents from abusing the individual visit endorsement which is without

any restrictions on the application interval for visiting Hong Kong repeatedly and engaging in unlawful activities such as parallel trading, illegal employment and prostitution;

- (2) continuing to freeze the number of Individual Visit Scheme cities, so as to restrict the number of Mainland visitors;
- (3) completing a new Assessment Report on Hong Kong's Capacity to Receive Tourists within the next year, including a comprehensive and objective assessment on the carrying capacity of Hong Kong's various tourism facilities, immigration and customs clearance facilities, public transport systems, etc., and the impact of parallel trading activities on various communities; and, based on the assessment outcomes, putting forth specific alleviation measures and reviewing the effectiveness of the relevant measures at regular intervals, so as to give an account to the public;
- (4) levying a land arrival tax ranging from \$20 to \$50 on each person entering the territory (excluding local residents, cross-boundary students and their parents), so as to reduce the impact of parallel traders on genuine visitors;
- (5) targeting at the carrying of bulky luggage by some parallel traders on various modes of transport, urging the organizations concerned to strictly enforce luggage restrictions for public transport, including conducting studies on levying a cross-boundary luggage surcharge on parallel traders travelling on the East Rail Line;
- (6) conducting studies on identifying sites in Lo Wu and other boundary control points for constructing sizeable shopping centres that can truly attract visitors, so as to divert visitors and in turn reduce parallel traders' disturbances to communities; and
- (7) conducting objective assessments of parallel trading activities in various districts, formulating objective indicators for the corresponding increase of the law enforcement manpower in the Food and Environmental Hygiene Department, the Hong Kong Police, etc., and reviewing the law enforcement guidelines for frontline personnel and the joint operation mechanism, so as to enhance street management in districts seriously disturbed by parallel traders.