

# Legislative Council

## Agenda

Wednesday 11 November 2020 at 11:00 am

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

3 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. Dr Hon CHENG Chung-tai<br><u>(Coping with the problems of unemployment and people's livelihood)</u> | Secretary for Labour and Welfare   |
| 2. Hon IP Kin-yuen<br><u>(Mechanism for handling complaints against teachers)</u>                      | Secretary for Education            |
| 3. Ir Dr Hon LO Wai-kwok<br><u>(Coping with the Coronavirus Disease 2019)</u>                          | Secretary for Food and Health      |
| 4. Hon SHIU Ka-chun<br><u>(Sign language interpretation service of the Judiciary)</u>                  | Chief Secretary for Administration |
| 5. Hon Wilson OR<br><u>(Supply and safety of seasonal influenza vaccines)</u>                          | Secretary for Food and Health      |
| 6. Prof Hon Joseph LEE<br><u>(An industrial action of staff members of the Hospital Authority)</u>     | Secretary for Food and Health      |

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

### III. Government Bills

#### **Resumption of Second Reading debate under Rule 64(2) of the Rules of Procedure for the purpose of making announcement of the withdrawal of Bills**

1. Franchised Taxi Services Bill : Secretary for Transport and Housing
2. Rating (Amendment) Bill 2019 : Secretary for Transport and Housing

*(Note: In accordance with Rule 64(3) of the Rules of Procedure, the Secretary for Transport and Housing may address the Council on matters relevant to the withdrawal of the above two Bills but no debate may arise on such addresses.)*

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

3. Road Traffic Legislation (Parking Spaces) (Amendment) Bill 2019 : Secretary for Transport and Housing

Amendment mover : Secretary for Transport and Housing  
(Amendments set out in LC Paper No. CB(3) 101/20-21 issued on 6 November 2020)

(Debate and voting arrangements set out in LC Paper No. CB(3) 105/20-21 issued on 9 November 2020)

### 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. 144 to L.N. 151, L.N. 158 to L.N. 160, L.N. 162 and L.N. 198 to L.N. 203 of 2020)**

Mover : Prof Hon Joseph 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. 153 of 2020)**

Mover : Prof Hon Joseph LEE

Wording of the motion : **Appendix 4**

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

**3. Proposed resolution to extend the period for amending subsidiary legislation (L.N. 163 of 2020)**

Mover : Hon LAM Cheuk-ting

Wording of the motion : **Appendix 5**

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

**4. Proposed resolution to extend the period for amending subsidiary legislation (L.N. 167 to L.N. 169, L.N. 190 and L.N. 191 of 2020)**

Mover : Hon Jeremy TAM

Wording of the motion : **Appendix 6**

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

**5. Proposed resolution to extend the period for amending subsidiary legislation (L.N. 170 to L.N. 172, L.N. 192 and L.N. 193 of 2020)**

Mover : Hon Claudia MO

Wording of the motion : **Appendix 7**

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

**6. Proposed resolution to extend the period for amending subsidiary legislation (L.N. 173 of 2020)**

Mover : Hon Jeremy TAM

Wording of the motion : **Appendix 8**

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

- 7. Proposed resolution to extend the period for amending subsidiary legislation (L.N. 177 to L.N. 179, L.N. 194 and L.N. 195 of 2020)**

Mover : Hon Alvin YEUNG

Wording of the motion : **Appendix 9**

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

- 8. Proposed resolution to extend the period for amending subsidiary legislation (L.N. 180 to L.N. 185 and L.N. 197 of 2020)**

Mover : Dr Hon Fernando CHEUNG

Wording of the motion : **Appendix 10**

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

- 9. Proposed resolution to extend the period for amending subsidiary legislation (L.N. 186 to L.N. 189 and L.N. 196 of 2020)**

Mover : Hon WU Chi-wai

Wording of the motion : **Appendix 11**

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

- 10. Proposed resolution to extend the period for amending subsidiary legislation (L.N. 204 of 2020)**

Mover : Dr Hon Pierre CHAN

Wording of the motion : **Appendix 12**

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

**11. Proposed resolution to extend the period for amending subsidiary legislation (L.N. 205 of 2020)**

Mover : Dr Hon Helena WONG

Wording of the motion : **Appendix 13**

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

**12. Proposed resolution to extend the period for amending subsidiary legislation (L.N. 206 of 2020)**

Mover : Dr Hon Fernando CHEUNG

Wording of the motion : **Appendix 14**

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

**13. Proposed resolution to extend the period for amending subsidiary legislation (L.N. 209 of 2020)**

Mover : Prof Hon Joseph LEE

Wording of the motion : **Appendix 15**

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

**14. Motion to take note of a report of the House Committee in relation to subsidiary legislation**

Mover : Hon Starry LEE

Wording of the motion : **Appendix 16**

Public officers to attend : Secretary for Financial Services and the Treasury  
Under Secretary for Financial Services and the Treasury

(Debate arrangement set out in LC Paper No. CB(3) 103/20-21 issued on 9 November 2020)

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

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

(Standing over from previous meetings since 21 October 2020)

- 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 17**

(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)**

(Standing over from previous meetings since 21 October 2020)

- 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 18**

(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 19**

**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 20**

**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 21**

**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 22**

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 23

- 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 24

- 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 25

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)



**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)**

(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 26 and 27

**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 28

(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 29

(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 30

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)

**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)**

(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 31**

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)

**Debate and voting arrangements for the following 5 motions to be notified**

(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 32**

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 33**
- 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 34**
- 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 35**
- Public officers to attend : Secretary for Food and Health  
Under Secretary for Food and Health

(Item 20 standing over from the meeting of 4 November 2020)

**20. Motion under Article 73(5) and (10) of the Basic Law to summon the Chief Secretary for Administration, Secretary for Food and Health, Under Secretary for Food and Health, Secretary for Commerce and Economic Development, Secretary for Transport and Housing and Secretary for Financial Services and the Treasury to produce papers and testify**

- Mover : Dr Hon KWOK Ka-ki
- Wording of the motion : **Appendix 36**
- 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)

**21. Motion on “No confidence in the Fifth Term Government of the Hong Kong Special Administrative Region”**

- Mover : Hon Dennis KWOK
- Wording of the motion : **Appendix 37**
- 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)

**22. 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 38**
- 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 11 November 2020**

**Laying of Papers on the Table of the Council**

**Papers**

1. Immigration Service Welfare Fund  
Report on the administration of the Fund, Financial Statements and Report of the Director of Audit for the year ended 31 March 2020  
(to be presented by Secretary for Security)
2. Report No. 2/20-21 of the House Committee on Consideration of Subsidiary Legislation and Other Instruments  
(to be presented by Hon Starry LEE, Chairman of the House Committee)
3. Second Report of the Bills Committee on Road Traffic Legislation (Parking Spaces) (Amendment) Bill 2019  
(to be presented by Hon Frankie YICK, Chairman of the Bills Committee)

## 22 questions to be asked at the Council meeting of 11 November 2020

		Subject matters	Public officers to reply
<b>Questions for oral replies</b>			
1	Dr Hon CHENG Chung-tai	<u>Coping with the problems of unemployment and people's livelihood</u>	Secretary for Labour and Welfare
2	Hon IP Kin-yuen	<u>Mechanism for handling complaints against teachers</u>	Secretary for Education
3	Ir Dr Hon LO Wai-kwok	<u>Coping with the Coronavirus Disease 2019</u>	Secretary for Food and Health
4	Hon SHIU Ka-chun	<u>Sign language interpretation service of the Judiciary</u>	Chief Secretary for Administration
5	Hon Wilson OR	<u>Supply and safety of seasonal influenza vaccines</u>	Secretary for Food and Health
6	Prof Hon Joseph LEE	<u>An industrial action of staff members of the Hospital Authority</u>	Secretary for Food and Health
<b>Questions for written replies</b>			
7	Hon MA Fung-kwok	<u>Ticketing system under the Leisure and Cultural Services Department</u>	Secretary for Home Affairs
8	Hon LEUNG Che-cheung	<u>Influenza vaccination coverage rates</u>	Secretary for Food and Health
9	Hon Starry LEE	<u>Safety issues relating to leanness-enhancing agents</u>	Secretary for Food and Health
10	Hon Jeffrey LAM	<u>Government public transport fare concession scheme</u>	Secretary for Labour and Welfare
11	Hon CHAN Han-pan	<u>Prevention of flooding in the rural areas</u>	Secretary for Development
12	Hon CHEUNG Kwok-kwan	<u>Education on the Constitution and national security</u>	Secretary for Education
13	Hon CHAN Kin-por	<u>Cash values of insurance policies</u>	Secretary for Labour and Welfare
14	Hon YUNG Hoi-yan	<u>COVID-19 Online Dispute Resolution Scheme</u>	Secretary for Justice
15	Hon LUK Chung-hung	<u>Cycle track networks and cycling economy</u>	Secretary for Development
16	Hon HUI Chi-fung	<u>Supply of and demand for commercial sites and office space</u>	Secretary for Development
17	Dr Hon Priscilla LEUNG	<u>Shortage of school places in the Kai Tak Development Area</u>	Secretary for Education
18	Hon Claudia MO	<u>Immigration-related transport infrastructure facilities</u>	Secretary for Transport and Housing
19	Hon Kenneth LEUNG	<u>Printed copies of government publications</u>	Secretary for the Environment
20	Hon Holden CHOW	<u>The initiatives of giving out cash coupons</u>	Secretary for Labour and Welfare
21	Hon Jimmy NG	<u>Supply of car parking spaces</u>	Secretary for Transport and Housing
22	Hon Tony TSE	<u>Assisting certain professional sectors and their practitioners</u>	Secretary for Development

Question 1  
(For oral reply)

(Translation)

Coping with the problems of  
unemployment and people's livelihood

Dr Hon CHENG Chung-tai to ask:

With Hong Kong's economy and people's livelihood being hard hit by the epidemic, the non-seasonally adjusted numbers of unemployed and underemployed persons in June to August this year have risen to around 250 000 and around 150 000 respectively. In this connection, will the Government inform this Council:

- (1) of the respective numbers of persons whose employment status changed from employed to unemployed and underemployed during the period from January to October this year, together with a breakdown by the trade, the income group and the age group to which they belonged, and by their education level;
- (2) whether it has studied if Hong Kong will face the serious social problem of persistently high unemployment rate, and whether it has formulated preventive and response measures in this regard; and
- (3) as it has been reported that some advanced countries in Europe and the United States have been actively studying the implementation of a "universal basic income" policy, under which the government distributes monthly a fixed amount of money to all citizens without putting in place an asset or income test, whether the Government will study the implementation of such policy?

Question 2  
(For oral reply)

(Translation)

Mechanism for handling complaints against teachers

Hon IP Kin-yuen to ask:

Earlier on, the Education Bureau (“EDB”) cancelled the registration of a primary school teacher, and issued reprimand letters or warning letters to the principal, vice-principal and relevant teachers of the school in which that teacher worked. Quite a number of members of the public have queried that such a move by EDB carried a political purpose. Also, some members of the public and bodies of the education sector have criticized that the complaint handling mechanism is tantamount to a black box operation. In this connection, will the Government inform this Council:

- (1) regarding the following two time periods, i.e. from January 2015 to May 2019, and from June 2019 when the movement of opposition to the proposed legislative amendments started to the present, the respective numbers of cases in which the schools concerned, after investigating into the complaints against their teachers, had concluded that it was unnecessary to take disciplinary actions but EDB subsequently took disciplinary actions against the teachers concerned;
- (2) who first devised the mechanism currently in use for handling complaints against teachers (please enclose the relevant documents); of the reasons why, under this mechanism, not until the Appeal Board stage is the complainee given an opportunity to attend a hearing and make an oral representation; how EDB ensures that, under such circumstances, the complainee is treated fairly and impartially before his/her teacher registration is cancelled; and
- (3) given that the principal, vice-principal and relevant teachers of the primary school concerned have also been disciplined, whether such practice of collective punishment is applicable to all types of cases; if not, of the circumstances under which the school management and other teachers will be implicated?



Question 3  
(For oral reply)

(Translation)

Coping with the Coronavirus Disease 2019

Ir Dr Hon LO Wai-kwok to ask:

Last month, the Secretary for Commerce and Economic Development indicated that, in order to facilitate the movement of people between Hong Kong and other parts of the world, the Government was studying the introduction of a rapid nucleic acid test for Coronavirus Disease 2019 (“COVID-19”) at the airport. In this connection, will the Government inform this Council:

- (1) of the details of the relevant study, including the progress made so far and the implementation timetable; whether it will study the provision of rapid test services at all boundary control points; if so, of the details; if not, the reasons for that;
- (2) as the World Health Organization (“WHO”) announced in September this year that affordable antigen rapid test kits, which were to be priced at a maximum of about HK\$40 per unit and could provide results in 15 to 30 minutes, would be made available for low and middle-income countries, whether the Government has gained an understanding from WHO of the suitability of using such test kits in Hong Kong and discussed with it the procurement arrangements; if so, of the details; if not, the reasons for that; and
- (3) whether it will allocate additional resources to promote the collaboration between local universities and research institutions in the research and development of rapid test kits, vaccines and drugs for COVID-19; if so, of the details; if not, the reasons for that?

Question 4  
(For oral reply)

(Translation)

Sign language interpretation service of the Judiciary

Hon SHIU Ka-chun to ask:

Currently, the Judiciary maintains a register of sign language interpreters, and engages on a freelance basis the interpreters on the register to provide interpretation service in court proceedings for people with hearing or speech impairment. Such service has been subjected to criticism from time to time in recent years. For instance, a sign language interpreter was alleged to have breached the codes of professional conduct by requesting on one's own volition the defendant to plead guilty, a defendant was in need of sign language interpretation service but such service was not arranged, and the court did not permit a sign language interpreter who was not on the register to provide interpretation service for a defendant. In this connection, will the Government inform this Council if it knows:

- (1) whether the Judiciary has regularly updated the register of sign language interpreters; if the Judiciary has, of the details; if not, the reasons for that;
- (2) whether sign language interpretation service provided on a freelance basis is sufficient to cope with the service demand, and whether the Judiciary has plans to engage full-time sign language interpreters; if the Judiciary does, of the details; if not, the reasons for that; and
- (3) whether the Judiciary has put in place a mechanism for handling complaints about the quality of sign language interpretation service; if the Judiciary has, of the details; if not, whether the Judiciary will establish such mechanism?

Question 5  
(For oral reply)

(Translation)

Supply and safety of seasonal influenza vaccines

Hon Wilson OR to ask:

It has been reported that amid the haze of the Coronavirus Disease 2019 epidemic, this year's global demand for seasonal influenza vaccines has increased drastically, resulting in a tight supply of the vaccines. On the other hand, there have been successive cases in Korea and Taiwan in which some residents felt unwell or died soon after receiving influenza vaccination, which are suspected to be related to the vaccines. One of the pharmaceutical companies involved is a major vaccine supplier of Hong Kong. Hong Kong people are at sixes and sevens as they are worried that no vaccine is available for injection while they are concerned about the safety of the vaccines. In this connection, will the Government inform this Council:

- (1) whether it has assessed the impacts on the supply of vaccines to Hong Kong brought about by the successive cases in overseas places in which some people who had received influenza vaccination developed health problems; of the plans in place to resolve the shortage of influenza vaccines, so as to ensure that both the public and private healthcare systems have sufficient influenza vaccines to meet the demand;
- (2) of the measures in place to ensure the safety and efficacy of the influenza vaccines supplied to Hong Kong, and to prevent defective vaccines from being imported into Hong Kong; and
- (3) of the details of the existing mechanism for conducting tests and random checks on the quality of imported influenza vaccines; whether it will test the vaccines from different suppliers and conduct tests on antigen content or animal testing, so as to ensure that the vaccines meet the quality and safety requirements?

Question 6  
(For oral reply)

(Translation)

An industrial action of staff members of the Hospital Authority

Prof Hon Joseph LEE to ask:

It has been reported that early this year, the Hospital Authority Employees Alliance (“HAEA”) called on its members to go on strike from 3 to 7 February in an attempt to press the Hospital Authority (“HA”) to put forward to the Government the demand for implementing “border-closing” measures, so as to prevent persons infected with Coronavirus Disease 2019 from entering Hong Kong via the Mainland, spreading the epidemic in the community and causing an outbreak. Early last month, the Human Resources Division of HA sent emails to those healthcare staff it believed to have been absent from duty, seeking their explanations or clarifications on their “absence from duty”. In this connection, will the Government inform this Council:

- (1) whether it knows the number of staff members to whom HA sent emails to seek their explanations or clarifications on their “absence from duty”, with a breakdown by the grade to which they belonged; the number of staff members from whom HA received replies when the reply deadline expired on the 24th of last month, with a breakdown by the contents of their replies and the grade to which they belonged; the expenditure incurred so far by HA for seeking legal advice on related matters;
- (2) as some HA staff members have indicated that they had not participated in the strike but they still received the emails, whether it knows the number of them (with a breakdown by the grade to which they belonged), and why HA sent them the emails; and
- (3) as HA has stated that the staff members’ action was an “absence from duty”, while HAEA has stated that such an action was a lawful industrial action initiated by a trade union formally registered under section 5 of the Trade Unions Ordinance and protected by law, whether the Government will intervene, in the hope that the dispute will be resolved expeditiously; if so, of the details; if not, the reasons for that?

Question 7  
(For written reply)

(Translation)

Ticketing system under the Leisure and Cultural Services Department

Hon MA Fung-kwok to ask:

The system of the Urban Ticketing System (“URBTIX”) was developed by a contractor at its own cost, and is owned by it, under a contract awarded through open tender by the Leisure and Cultural Services Department (“LCSD”). During the contract period, the contractor is responsible for system operation and maintenance as well as provision of related ticketing services. As the contract for the ticketing system and related services will expire next year, LCSD has commenced a tender exercise earlier on to select a new contractor. In this connection, will the Government inform this Council:

- (1) whether it knows the maximum number of users purchasing tickets concurrently that URBTIX can handle at present; whether there were instances of the system being overloaded in the past five years; if so, of the number of such instances;
- (2) whether it knows the measures adopted by the URBTIX system for preventing ticket scalping syndicates from purchasing a large number of tickets through the system for scalping;
- (3) whether LCSD will request the new contractor to provide a ticketing system that, as compared with the current system, has a larger capacity for handling transactions, better data collection and consolidation capabilities and more powerful functions for preventing ticket scalping; if so, of the details;
- (4) given that the Government indicated in 2018 that it would consider if the Places of Public Entertainment Ordinance (Cap. 172) could be amended to curb ticket scalping activities, when the Government will submit the relevant proposed legislative amendments to this Council and how the new ticketing system will complement the effort;
- (5) as some event organizers have relayed that the current procedure for ticket refund is complicated, whether LCSD will require the new ticketing system to offer simple and convenient procedure for ticket refund; if not, of the reasons for that;
- (6) of the total number of companies that have submitted a tender for bidding the contract for the new ticketing system and related services; the criteria adopted for selecting the contractor, the

progress of the selection exercise and the expected timing for announcing the selection result;

- (7) whether LCSD will, in the course of selecting the contractor, consult stakeholders such as members of the performing arts and culture sectors as well as those of the information technology sector, so as to ensure that the new system will cater for the needs of the sectors concerned and the public; and
- (8) whether LCSD will require the new contractor to provide event organizers with profile information of ticket buyers' characteristics such as age group and gender, with a view to helping event organizers understand the composition of their audience and formulate audience-building strategies in future; if so, of the details; if not, the reasons for that?

Question 8  
(For written reply)

(Translation)

Influenza vaccination coverage rates

Hon LEUNG Che-cheung to ask:

It has been reported that due to worries about the serious conditions arising from dual infections with Coronavirus Disease 2019 and influenza, members of the public are more enthusiastic, as compared with the situations in previous years, about receiving seasonal influenza vaccines (“SIV”) at private healthcare institutions in recent days. In this connection, will the Government inform this Council:

- (1) among the 878 000 doses of SIV that the Government has planned to purchase in this financial year, of the respective numbers of doses reserved for various groups;
- (2) of the influenza vaccination coverage rates so far, as well as the original and the latest estimated final coverage rates; and
- (3) of the plans in place to further boost the influenza vaccination coverage rates across Hong Kong?

Question 9  
(For written reply)

(Translation)

Safety issues relating to leanness-enhancing agents

Hon Starry LEE to ask:

Beta-adrenergic agonists (commonly known as “leanness-enhancing agents”) may promote growth and muscle leanness in certain food animal species. Some experts have pointed out that leanness-enhancing agents cannot be reduced through rinsing or cooking, and human consumption of meat containing an excessive quantity of leanness-enhancing agents will cause rapid heart beats, hand tremors, etc. Patients suffering from heart problems or thyrotoxicosis may develop serious complications, including dizziness and heart failure. Due to food safety considerations, the Mainland and the European Union (“EU”) have all along banned the use of leanness-enhancing agents as feed additives for pigs. It has been reported that the Taiwan authorities have decided to allow the import of pork and beef containing ractopamine (a kind of leanness-enhancing agent) from the United States starting from 1 January next year, which has aroused concerns among the local community. In this connection, will the Government inform this Council:

- (1) of (i) the respective numbers of samples of imported pork and beef, offal and processed meat products (collectively referred to as “meat and meat products”) taken for testing the concentration of leanness-enhancing agents therein, and (ii) the number of samples found to have a concentration exceeding the limits, the types of food involved and the situation of exceedance, in each of the past three years;
- (2) whether it will, in the light of the aforesaid decision of the Taiwan authorities, step up the sampling tests on the meat and meat products from Taiwan starting from 1 January next year; if so, of the details; if not, the reasons for that; and
- (3) whether it will, by following the practice of the Mainland and EU, amend the food safety legislation to impose a total ban on the import of meat and meat products containing leanness-enhancing agents; if so, of the details; if not, the reasons for that?



Question 10  
(For written reply)

(Translation)

Government public transport fare concession scheme

Hon Jeffrey LAM to ask:

Under the “Government Public Transport Fare Concession Scheme for the Elderly and Eligible Persons with Disabilities” (“the Concession Scheme”), eligible persons may travel on public transport modes, such as general MTR lines and franchised buses, at any time at a concessionary fare of \$2 per trip. It has been reported that more than 4 million Elder Octopus Cards are currently in circulation, and such number is far higher than the elderly population, arousing suspicion that quite a number of ineligible persons are abusing the Concession Scheme. In this connection, will the Government inform this Council:

- (1) among the average daily number of public transport passenger journeys broken down by public transport operators in each month of the past two years, of the numbers and percentages of those in which Elder Octopus Cards were used (set out in a table);
- (2) whether it has studied if the social incidents and the epidemic, which have occurred successively since last year, have impacted on the numbers of journeys made by various types of passengers of public transport modes (e.g. elders, students and persons with disabilities) as well as on their percentages in the total number of passenger journeys in 2019 and 2020;
- (3) of the number of suspected cases of the Concession Scheme being abused, and the respective numbers of persons prosecuted of and convicted for the relevant offences, in each of the past three years; and
- (4) of the new measures put in place to curb the abuse of the Concession Scheme, for instance, whether it will require persons purchasing Elder Octopus Cards to produce proof of age, require elderly persons to use Personalized Octopus Cards for enjoying the Concession Scheme, and raise the relevant penalties?

Question 11  
(For written reply)

(Translation)

Prevention of flooding in the rural areas

Hon CHAN Han-pan to ask:

It is learnt that whenever there are rainstorms, some rural areas (e.g. Pui O and Shui Hau of Lantau Island, and Chuen Lung of Tsuen Wan) experience varying degrees of flooding, mainly because the natural river courses or drainage channels (collectively referred to as “river channels”) in these areas have been blocked by debris and silt. Moreover, approval by the relevant government departments is required for any works to be carried out at river channels identified as “ecologically important streams or rivers”. In this connection, will the Government inform this Council:

- (1) of the number of reports on flooding incidents caused by blockage of river channels received by the authorities in the past five years, and whether flooding black spots are involved; if so, of the locations of the flooding black spots and details of the blockage of river channels;
- (2) of the number of applications for river channel improvement works rejected by the authorities in the past five years and, among such applications, the number of those rejected on conservation grounds; whether a mechanism is currently in place to ensure that the authorities will strike a balance between protecting the lives and properties of the residents and conserving the ecological environment when considering river channel improvement proposals; if so, of the details; if not, the reasons for that; and
- (3) whether any policy is currently in place to protect the lives and properties of residents in the rural areas from being endangered by flooding incidents caused by the lack of maintenance of river channels; if so, of the details; if not, whether the authorities will formulate such a policy?

Question 12  
(For written reply)

(Translation)

Education on the Constitution and national security

Hon CHEUNG Kwok-kwan to ask:

The Law of the People's Republic of China on Safeguarding National Security in the Hong Kong Special Administrative Region ("NSL") and the National Anthem Ordinance have come into effect on 30 and 12 June this year respectively. The Secretary for Education has indicated that, the Education Bureau ("EDB") will carry out national security education and step up education on the country's Constitution and the Basic Law ("BL"), with a view to enhancing the students' awareness of national security and abiding by law. To this end, EDB will strengthen its support for schools, including adopting a wide array of measures in aspects such as the curriculums, teaching resources and professional training of teachers. In this connection, will the Government inform this Council:

- (1) of the details of and timetable for the work to carry out national security education and step up education on the Constitution and BL for students of various grades in primary schools as well as in junior and senior secondary levels;
- (2) whether EDB will stipulate in the Secondary Education Curriculum Guide the number of hours for learning the Constitution and NSL at junior secondary level;
- (3) given that civil servants joining the Government on or after 1 July this year are required to take an oath or make a declaration that they will uphold BL, whether EDB will extend such requirement to the teachers in aided schools;
- (4) whether EDB will enrich the contents about the Constitution, BL and national security of the pre-service and in-service training courses for teachers, and set the passage of the relevant examinations as one of the conditions for teacher registration; and
- (5) as it has been reported that a school sponsoring body has issued letters to the management staff of its schools to remind them to guard against the campuses being politicized, and another school has implemented in the new school year school rules which have been revised to prohibit students from bringing unapproved newspapers to the campus and participating in unlawful assemblies, whether EDB will encourage other school sponsoring bodies and schools to take such actions?

Question 13  
(For written reply)

(Translation)

Cash values of insurance policies

Hon CHAN Kin-por to ask:

I have learnt that some unemployed persons had applied for Comprehensive Social Security Assistance (“CSSA”) but their applications were rejected on grounds that the cash values of the life insurance policies under their names had exceeded the relevant limit, resulting in their failure to pass the asset test. Some staff members of the Social Welfare Department (“SWD”) suggested such persons to apply to the insurance companies for surrender of the policies, and indicated that when they used up the money obtained by surrendering the policies, they would be eligible for applying for CSSA. In this connection, will the Government inform this Council:

- (1) of the number of CSSA applications rejected last year on grounds that the cash values of the insurance policies under the applicants’ names had exceeded the relevant limits;
- (2) of the other government subsidy schemes requiring the applicants to pass asset tests which include the cash values of insurance policies under the applicants’ names in the calculation of the total value of assets;
- (3) whether it has assessed if SWD staff’s practice of suggesting CSSA applicants to surrender their policies has violated the relevant guidelines or the original intent of implementing the CSSA Scheme; and
- (4) whether it will consider not including the cash values of insurance policies in the calculation of the total value of assets under the CSSA Scheme?

Question 14  
(For written reply)

(Translation)

COVID-19 Online Dispute Resolution Scheme

Hon YUNG Hoi-yan to ask:

The COVID-19 Online Dispute Resolution (“ODR”) Scheme, established under the Anti-epidemic Fund by the Government, was launched on 29 June this year. Under the Scheme, an arbitration and mediation institution has been appointed to provide speedy ODR services to micro, small and medium-sized enterprises as well as members of the public. The following conditions are to be met for disputes to be admitted under the Scheme: (i) the dispute is related to the Coronavirus Disease 2019 (“COVID-19”), (ii) the claim amount does not exceed \$500,000, and (iii) either one of the parties involved in the dispute is a Hong Kong resident or company. The parties involved are required to pay \$200 each as registration fee, while the fees for the mediators and arbitrators will be paid by the Government. In this connection, will the Government inform this Council:

- (1) whether it knows the number of cases received so far under the Scheme, with a tabulated breakdown by (i) the group to which the claim amount belongs (each group spanning \$100,000), (ii) the type of dispute, and (iii) whether or not either one of the parties involved is a resident or company from (a) the Mainland or (b) an overseas country/region; of the public expenditure incurred so far on the Scheme;
- (2) whether it knows, among those cases mentioned in (1), the respective total numbers of cases (a) admitted and (b) rejected; among the cases admitted, the respective numbers of those in which the parties involved (i) are negotiating, (ii) are receiving mediation, (iii) have reached a settlement, (iv) are undergoing arbitration, and (v) have obtained an arbitral award, in respect of their disputes; regarding those cases in which a settlement has been reached, the major types of disputes involved, the average overall processing time for such cases, and the range of the claim amounts agreed to by the parties involved;
- (3) whether it knows the respective numbers of arbitrators and mediators participating in the Scheme, with a breakdown by the professional qualifications they possess; whether they are required to undergo any special training and examination before participating in the Scheme; if so, of the details of such training and the passing rate of such examination;

- (4) whether it knows the respective to-date numbers and percentages of arbitrators and mediators who have provided services under the Scheme; and
- (5) whether it has reviewed, in respect of the Scheme, the response received since its launch, its cost effectiveness and whether its objectives have been achieved; if it has reviewed, of the outcome, and the Government's follow-up measures; if it has not reviewed, the reasons for that?

Question 15  
(For written reply)

(Translation)

Cycle track networks and cycling economy

Hon LUK Chung-hung to ask:

The Tuen Mun-Ma On Shan cycle track (“Tuen-Ma Track”), which is part of the New Territories cycle track network, has been linked up since 29 September this year. Some members of the public have pointed out that due to incomprehensive planning of Hong Kong’s cycle track networks, the cycle tracks are disjointed and do not have enough ancillary facilities, which is not conducive to the development of a “cycling economy”. In this connection, will the Government inform this Council:

- (1) of the number of user-times to date for the Tuen-Ma Track since it was linked up, and the estimated monthly numbers of user-times in the coming year;
- (2) of the publicity and promotional activities conducted for the Tuen-Ma Track in the past three months;
- (3) as some members of the public have relayed that bicycle accidents are prone to occur since the plastic bollards at the junctions of the pedestrian crossings and the cycle tracks are too close to each other and no ramps are provided despite the vertical differences of the road surfaces at such junctions, whether the Government will carry out related improvement works;
- (4) whether it will enhance the cycle track-related information (e.g. maps for the tracks, locations of toilets, scenic spots in the vicinity and feeder transport means) provided in the Government’s mobile application “HKeMobility”; and
- (5) whether it has plans to (i) develop a cycling economy for job creation, including developing trades such as maintenance, storage, conveyance, rental, trading, sale of apparel and accessories of bicycles, and (ii) provide additional leisure and recreational facilities (e.g. barbeque sites, open air cafes and food kiosks), alongside various cycle tracks in the coming three years; if so, of the details; if not, the reasons for that?

Question 16  
(For written reply)

(Translation)

Supply of and demand for commercial sites and office space

Hon HUI Chi-fung to ask:

In the 2014 Policy Address, the Government proposed to convert suitable government sites in the existing central business districts into commercial uses so as to increase the supply of commercial sites. However, there are comments that following the outbreak of the Coronavirus Disease 2019 (“COVID-19”) epidemic, the demand for commercial sites and office space has dwindled, some commercial sites have not been successfully sold by tender (“unsuccessful tendering”) recently, and the vacancy rates of offices have surged. In this connection, will the Government inform this Council:

- (1) of the respective (i) vacancy rates and (ii) vacant floor area of Grades A, B and C offices in each District Council district in each of the past five years;
- (2) of the respective numbers and relevant details of unsuccessful tendering cases of (i) residential sites and (ii) commercial sites, in each of the past five years and, among such sites, which commercial sites the sale of which by tendering had been unsuccessful for more than one occasion;
- (3) of the respective rezoning/development details and latest progress of those government sites on the Hong Kong Island (including Murray Road Multi-storey Car Park in Central, Rumsey Street Car Park in Sheung Wan, Site 3 of the New Central Harbourfront (comprising the sites of the General Post Office and the Star Ferry Car Park), Queensway Plaza and the adjoining government sites, Caroline Hill Road site in Causeway Bay and the site of the Bus Terminus at Chung Kong Road) planned for rezoning for commercial uses since 2014; whether it will, in the light of the latest market situation, rezone such sites for other uses; if so, of the details; if not, the reasons for that; and
- (4) given that the COVID-19 epidemic is still rampant across the globe, and there is no definite time for recovery of the local economy and the global economy which have been hard hit by the epidemic, whether the Government will review the demand for commercial sites in the past five years and in the coming five years, as well as make planning afresh for the uses of the various sites not yet sold, so as to avoid an oversupply of commercial sites and office space; if not, of the reasons for that?



Question 17  
(For written reply)

(Translation)

Shortage of school places in the Kai Tak Development Area

Dr Hon Priscilla LEUNG to ask:

Some residents of the Kai Tak Development Area (“KTDA”) have relayed that the population of the district is growing continuously, but there are only two primary schools and one secondary school in the district. Due to a shortage of school places, many school-age children have to travel to other districts to attend schools. As a number of residential developments in the district will be completed for intake in the coming few years, such residents are worried that the shortage of school places will be aggravated. Although the Government has reserved three school sites in the district, it has not announced any concrete plan for the construction of the schools. In this connection, will the Government inform this Council:

- (1) of the respective current numbers of school places of (a) secondary schools and (b) primary schools within the areas covered by the Primary One Admission School Net 34, which are located in (i) KTDA and (ii) the area outside KTDA within the Kowloon City District; whether it has assessed if all school-age children in KTDA can be admitted to the schools in these two areas;
- (2) whether the Education Bureau (“EDB”) has drawn up concrete plans and implementation timetables for the construction of the schools on the aforesaid sites; if not, of the reasons for that; whether EDB has put in place any measures to expedite the construction plans; and
- (3) given that the Assessment Committee for the Funding Scheme to Support Transitional Housing Projects by Non-government Organizations under the Transport and Housing Bureau is scrutinizing an application submitted by a charitable organization for constructing and operating transitional housing on one of the aforesaid school sites, whether the Committee will consult the Legislative Council, the Kowloon City District Council, EDB and local residents on that application?

Question 18  
(For written reply)

(Translation)

Immigration-related transport infrastructure facilities

Hon Claudia MO to ask:

Regarding the immigration-related transport infrastructure facilities, will the Government inform this Council:

- (1) at the time when it sought funding approval for the construction of various immigration control points and shipping control points (collectively referred to as “control points”), of the estimated average daily passenger throughputs and the relevant totals of the control points concerned in the first year, and every fifth year thereafter (until the 31st year), of their commissioning (set out in tables of the same format as Table 1);

Table 1

Name of control point and the year of commissioning: \_\_\_\_\_

Year after commissioning	Estimated average daily passenger throughput		
	Inbound	Outbound	Total
First year			
Sixth year			
...			
31st year			

- (2) in the first year, and every fifth year thereafter (until the 31st year but not later than last year), of the commissioning of the various control points, of the average passenger throughputs of the relevant control points in the morning and afternoon of each day as well as the whole day and the relevant totals (set out in tables of the same format as Table 2);

Table 2

Name of control point: \_\_\_\_\_

Year after commissioning	Average daily passenger throughput								
	Morning			Afternoon			Whole day		
	Inbound	Outbound	Total	Inbound	Outbound	Total	Inbound	Outbound	Total
First year									
Sixth year									
...									
31st year									

- (3) at the time when it sought funding approval for the construction of some control points (i.e. Man Kam To, Sha Tau Kok, Lok Ma Chau, Shenzhen Bay, and Liantang/Heung Yuen Wai) and the roads connecting the control points (i.e. Shenzhen Bay Bridge, Hong Kong-Zhuhai-Macao Bridge (“HZMB”) Hong Kong Link Road, Lung Shan Tunnel, and Heung Yuen Wai Highway), of the estimated average daily south-bound and north-bound traffic volumes and the relevant totals of the facilities concerned in the first year, and every fifth year thereafter (until the 31st year), of their commissioning (set out in tables of the same format as Table 3);

Table 3

Name of control point/road and the year of commissioning: \_\_\_\_\_

Year after commissioning	Estimated average daily traffic volume		
	South-bound	North-bound	Total
First year			
Sixth year			
...			
31st year			

- (4) in the first year, and every fifth year thereafter (until the 31st year but not later than last year), of the commissioning of the control points and the roads mentioned in (3), of the average south-bound and north-bound traffic volumes in the morning and afternoon of each day as well as the whole day and the relevant totals (set out in tables of the same format as Table 4);

Table 4

Name of control point/road: \_\_\_\_\_

Year after commissioning	Average daily traffic volume								
	Morning			Afternoon			Whole day		
	South-bound	North-bound	Total	South-bound	North-bound	Total	South-bound	North-bound	Total
First year									
Sixth year									
...									
31st year									

- (5) of the amount of money paid to the Mainland authorities by the Government in respect of the Shenzhen Bay Port in each year since its commissioning in 2007 (set out in Table 5); the head of expenditure from which the money have been drawn;

Table 5

Year	Land rental	Maintenance fee	Land development cost	Others
2007				
...				
January to October 2020				

- (6) given that the Kowloon-Canton Railway Corporation (“KCRC”), wholly-owned by the Government, and the MTR Corporation Limited (“MTRCL”) have set up a Patronage Cap-and-Collar Mechanism in respect of the operating arrangements for the Hong Kong Section of the Guangzhou-Shenzhen-Hong Kong Express Rail Link (“XRL”), under which the MTRCL will bear all the risk or retain all the return if the deviation of the actual patronage from the projected patronage is within 15%, and MTRCL and KCRC will share the risk or return according to the ratio of 30% to 70% if the deviation of the actual patronage from the projected patronage is beyond 15%, of the relevant profits and losses in each year since the commissioning of XRL in 2018, and the relevant estimated amount for the current year; whether the Government needs to inject funds to KCRC to enable it to bear the risks concerned; if so, of the head of expenditure from which the amount is drawn; and
- (7) of the Government’s income and expenditure in respect of HZMB in each year since its commissioning in 2018; the respective estimates on the payback period of the HZMB Hong Kong Link Road made by the Government during the planning stage and at present?

Question 19  
(For written reply)

(Translation)

Printed copies of government publications

Hon Kenneth LEUNG to ask:

Regarding the printed copies of government publications, will the Government inform this Council:

- (1) of the weight (in tonnes) of paper used annually for printing the Policy Address and related publications (including the Supplement, Policy Agenda and promotional leaflets) since the beginning of the term of the current Government in July 2017;
- (2) of the disposal methods for the undistributed and outdated copies of the Policy Address and related publications; the respective weights and percentages of such publications which have been (i) delivered to landfills and (ii) recovered for recycling, since July 2017; and
- (3) whether the Government will reduce the numbers of copies of the Policy Address and related publications as well as other government publications printed for internal distribution by government departments, so as to reduce paper consumption; if so, of the details; if not, the reasons for that?

Question 20  
(For written reply)

(Translation)

The initiatives of giving out cash coupons

Hon Holden CHOW to ask:

There were public comments expressing dissatisfaction that the two leading supermarket chains (“the two leading supermarkets”), which had sale increase instead of decrease amid the epidemic, had received, just like other enterprises which had experienced business difficulties, the first tranche of subsidies provided to employers by the Government under the Employment Support Scheme. In view of this, the Government has required that the two leading supermarkets must implement give-back schemes approved by it before they may be granted the second tranche of subsidies under the Scheme. Their give-back schemes as approved include initiatives such as giving out cash coupons to underprivileged groups and members of the public. In this connection, will the Government inform this Council:

- (1) of those proposed schemes other than the initiatives of giving out cash coupons considered by the Government when it vetted and approved the give-back schemes, and the relevant details; and
- (2) of the mechanisms in place for the two leading supermarkets to report to the Government and for the Government to monitor the implementation of the initiatives of giving out cash coupons; whether it knows the details of such initiatives, including the lists of charitable organizations which assist in distributing the cash coupons to underprivileged groups, as well as the numbers and the total value of the cash coupons given out so far?

Question 21  
(For written reply)

(Translation)

Supply of car parking spaces

Hon Jimmy NG to ask:

The information of the Transport Department (“TD”) has shown that the number of private cars in Hong Kong has increased from about 402 000 in 2006 to about 640 000 in August 2020, representing a 59% increase, whereas the relevant ratio of parking spaces to vehicles has dropped from 1.51 to 1.07 over the same period. Such figures have revealed that the shortage of parking spaces for private cars has continued to deteriorate. Regarding the supply of car parking spaces, will the Government inform this Council:

- (1) of the projected number of new car parking spaces to be provided by the Government and private developers in the coming three years and, among such parking spaces, the number of those for private cars (with a tabulated breakdown by District Council district);
- (2) in the coming three years, of the projected (i) number of public multi-storey car parks to be newly completed and commissioned and the total number of car parking spaces to be provided therein, and (ii) number of government sites to be let by way of short-term tenancies for use as temporary car parks, and set out the location of, and the number of car parking spaces to be provided on, each of such sites;
- (3) as the Government indicated in November last year that TD was reviewing the standards for provision of car parking spaces set out in the Hong Kong Planning Standards and Guidelines (“HKPSG”), and would promulgate the newly revised standards this year,
  - (i) whether TD will, when revising such standards, adjust the standard on the provision of parking spaces for private cars in residential developments from the current standard of providing one parking space per six to nine flats to one parking space per four to five flats,
  - (ii) whether the issues under review include the demand adjustment ratio, the accessibility adjustment ratio and the development intensity adjustment ratio, and
  - (iii) whether TD will take new measures to encourage developers to provide more car parking spaces;if so, of the details; if not, the reasons for that;

- (4) as HKPSG provides that the Government's targets are: by 2020, electric vehicles ("EVs") or hybrid vehicles will account for 30% of the private cars and 30% of the parking spaces for private cars in new developments such as residential, industrial and commercial ones will be equipped with EV charging facilities, but as at February this year, the number of EVs registered was 13 890, accounting for only 2.2% of the total number of private cars, and there were only around 2 900 car parking spaces equipped with charging facilities, of the Government's projected number of additional car parking spaces equipped with charging facilities to be provided in government car parks in the coming three years;
- (5) given that the continued increase in the sizes of the private cars manufactured in recent years has made it increasingly frequent that the body of a vehicle crosses the boundary lines of a parking space and the space between vehicles parked adjacently is insufficient for the vehicle doors to be opened, and that the Government indicated in November last year that it was reviewing the standard size for car parking spaces and would take into account the dimensions of licensed vehicles, of the latest progress of the review; and
- (6) given that the Government is taking forward pilot projects on automated parking systems in various districts, of the projected number of smart car parks to be built by the Government in developments such as government facilities and public open spaces under the principle of "single site, multiple uses", and the projected number of car parking spaces to be provided in such car parks, in the coming three years?



Question 22  
(For written reply)

(Translation)

Assisting certain professional sectors and their practitioners

Hon Tony TSE to ask:

It is learnt that due to the double blow of the riots and the epidemic, the businesses of quite a number of enterprises in the architectural, surveying, town planning and landscape (“ASPL”) sectors have been hard hit, and the unemployment or underemployment situation of the professionals and graduates of these sectors is also quite serious. With the efforts put in by me and members of the sectors, the Government has launched a subsidy scheme under the second-round relief measures of the Anti-epidemic Fund to subsidize private enterprises to employ fresh graduates and assistant professionals of the ASPL sectors to prevent them from “becoming unemployed upon graduation” or losing the opportunity to attain the relevant professional qualifications due to disruption of on-the-job training, so as to achieve the objective of “safeguarding jobs” and at the same time “safeguarding professions”. However, the some 1 400 subsidized places provided by the Government are unable to meet the needs of all eligible enterprises. Moreover, as the epidemic and the economic recession persist, some members of the sectors have anticipated that the employment situation of the graduates of the ASPL sectors next year will be worse than that of this year. In this connection, will the Government inform this Council:

- (1) of the latest implementation progress of the aforesaid subsidy scheme, and set out, by sector, (i) the respective numbers of positions and enterprises involved in the applications received, (ii) the number of subsidized places approved, and (iii) the number of employees to whom salary subsidies have been disbursed;
- (2) whether it will consider flexibly deploying the subsidized places which have been granted to individual enterprises but have not been used, or providing additional subsidized places, with a view to enabling all eligible enterprises to get salary subsidies for all their eligible employees; if not, of the reasons for that; and
- (3) whether it will consider launching a second round of the subsidy scheme or, by making reference to the practice adopted in the Engineering Graduate Training Scheme for the engineering sector, regularizing the subsidy scheme, so as to assist the new graduates of the ASPL sectors in the coming year and beyond in securing employment; 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 —

- (a) Compulsory Quarantine of Certain Persons Arriving at Hong Kong (Amendment) (No. 5) Regulation 2020, published in the Gazette as Legal Notice No. 144 of 2020;
- (b) Prevention and Control of Disease (Disclosure of Information) (Amendment) (No. 2) Regulation 2020, published in the Gazette as Legal Notice No. 145 of 2020;
- (c) Compulsory Quarantine of Persons Arriving at Hong Kong from Foreign Places (Amendment) (No. 3) Regulation 2020, published in the Gazette as Legal Notice No. 146 of 2020;
- (d) Prevention and Control of Disease (Requirements and Directions) (Business and Premises) (Amendment) (No. 4) Regulation 2020, published in the Gazette as Legal Notice No. 147 of 2020;
- (e) Prevention and Control of Disease (Prohibition on Group Gathering) (Amendment) (No. 8) Regulation 2020, published in the Gazette as Legal Notice No. 148 of 2020;
- (f) Prevention and Control of Disease (Wearing of Mask) (Public Transport) (Amendment) Regulation 2020, published in the Gazette as Legal Notice No. 149 of 2020;
- (g) Prevention and Control of Disease (Requirements and Directions) (Business and Premises) (Amendment) (No. 5) Regulation 2020, published in the Gazette as Legal Notice No. 150 of 2020;
- (h) Prevention and Control of Disease (Prohibition on Group Gathering) (Amendment) (No. 9) Regulation 2020, published in the Gazette as Legal Notice No. 151 of 2020;

- (i) Compulsory Quarantine of Certain Persons Arriving at Hong Kong (Amendment) (No. 6) Regulation 2020, published in the Gazette as Legal Notice No. 158 of 2020;
- (j) Prevention and Control of Disease (Disclosure of Information) (Amendment) (No. 3) Regulation 2020, published in the Gazette as Legal Notice No. 159 of 2020;
- (k) Prevention and Control of Disease (Wearing of Mask) (Amendment) Regulation 2020, published in the Gazette as Legal Notice No. 160 of 2020;
- (l) Prevention and Control of Disease (Prohibition on Group Gathering) (Amendment) (No. 10) Regulation 2020, published in the Gazette as Legal Notice No. 162 of 2020;
- (m) Compulsory Quarantine of Certain Persons Arriving at Hong Kong (Amendment) (No. 7) Regulation 2020, published in the Gazette as Legal Notice No. 198 of 2020;
- (n) Compulsory Quarantine of Persons Arriving at Hong Kong from Foreign Places (Amendment) (No. 4) Regulation 2020, published in the Gazette as Legal Notice No. 199 of 2020;
- (o) Prevention and Control of Disease (Requirements and Directions) (Business and Premises) (Amendment) (No. 6) Regulation 2020, published in the Gazette as Legal Notice No. 200 of 2020;
- (p) Prevention and Control of Disease (Prohibition on Group Gathering) (Amendment) (No. 11) Regulation 2020, published in the Gazette as Legal Notice No. 201 of 2020;
- (q) Prevention and Control of Disease (Regulation of Cross-boundary Conveyances and Travellers) (Amendment) Regulation 2020, published in the Gazette as Legal Notice No. 202 of 2020; and
- (r) Prevention and Control of Disease (Wearing of Mask) (Amendment) (No. 2) Regulation 2020, published in the Gazette as Legal Notice No. 203 of 2020,

and laid on the table of the Legislative Council on 14 October 2020, the period for amending subsidiary legislation referred to in section 34(2) of the Interpretation and General Clauses Ordinance (Cap. 1) be extended under section 34(4) of that Ordinance to the meeting of 2 December 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 Medical Laboratory Technologists (Special Exemptions) Regulation, published in the Gazette as Legal Notice No. 153 of 2020, and laid on the table of the Legislative Council on 14 October 2020, the period for amending subsidiary legislation referred to in section 34(2) of the Interpretation and General Clauses Ordinance (Cap. 1) be extended under section 34(4) of that Ordinance to the meeting of 2 December 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 Registration of Persons (Application for New Identity Cards) Order 2018 (Amendment) (No. 2) Order 2020, published in the Gazette as Legal Notice No. 163 of 2020, and laid on the table of the Legislative Council on 14 October 2020, the period for amending subsidiary legislation referred to in section 34(2) of the Interpretation and General Clauses Ordinance (Cap. 1) be extended under section 34(4) of that Ordinance to the meeting of 2 December 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) Shipping and Port Control (Amendment) Regulation 2020, published in the Gazette as Legal Notice No. 167 of 2020;
- (b) Port Control (Cargo Working Areas) (Amendment) Regulation 2020, published in the Gazette as Legal Notice No. 168 of 2020;
- (c) Port Control (Cargo Working Areas) (Amendment) (Fee Concessions) Regulation 2019 (Amendment) Regulation 2020, published in the Gazette as Legal Notice No. 169 of 2020;
- (d) Merchant Shipping (Local Vessels) (Fees) (Amendment) (No. 3) Regulation 2020, published in the Gazette as Legal Notice No. 190 of 2020; and
- (e) Merchant Shipping (Local Vessels) (Fees) (Amendment) (Fee Concessions) Regulation 2019 (Amendment) Regulation 2020, published in the Gazette as Legal Notice No. 191 of 2020,

and laid on the table of the Legislative Council on 14 October 2020, the period for amending subsidiary legislation referred to in section 34(2) of the Interpretation and General Clauses Ordinance (Cap. 1) be extended under section 34(4) of that Ordinance to the meeting of 2 December 2020.

<b>Hon Claudia MO's proposed resolution</b>
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**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) Road Traffic (Registration and Licensing of Vehicles) (Amendment) Regulation 2020, published in the Gazette as Legal Notice No. 170 of 2020;
- (b) Road Traffic (Registration and Licensing of Vehicles) (Amendment) (Fee Concessions) Regulation 2019 (Amendment) Regulation 2020, published in the Gazette as Legal Notice No. 171 of 2020;
- (c) Road Traffic Ordinance (Amendment of Schedule 3) Order 2020, published in the Gazette as Legal Notice No. 172 of 2020;
- (d) Road Traffic (Public Service Vehicles) (Amendment) (No. 3) Regulation 2020, published in the Gazette as Legal Notice No. 192 of 2020; and
- (e) Road Traffic (Public Service Vehicles) (Amendment) (Fee Concessions) Regulation 2019 (Amendment) Regulation 2020, published in the Gazette as Legal Notice No. 193 of 2020,

and laid on the table of the Legislative Council on 14 October 2020, the period for amending subsidiary legislation referred to in section 34(2) of the Interpretation and General Clauses Ordinance (Cap. 1) be extended under section 34(4) of that Ordinance to the meeting of 2 December 2020.

**Hon Jeremy TAM's proposed resolution**

**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 Hong Kong Air Navigation (Fees) (Amendment) Regulation 2020, published in the Gazette as Legal Notice No. 173 of 2020, and laid on the table of the Legislative Council on 14 October 2020, the period for amending subsidiary legislation referred to in section 34(2) of the Interpretation and General Clauses Ordinance (Cap. 1) be extended under section 34(4) of that Ordinance to the meeting of 2 December 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) Sewage Services (Trade Effluent Surcharge) (Amendment) Regulation 2020, published in the Gazette as Legal Notice No. 177 of 2020;
- (b) Waterworks (Amendment) Regulation 2020, published in the Gazette as Legal Notice No. 178 of 2020;
- (c) Sewage Services (Sewage Charge) (Amendment) Regulation 2020, published in the Gazette as Legal Notice No. 179 of 2020;
- (d) Dutiable Commodities (Liquor Licences) (Fees) (Amendment) Regulation 2020, published in the Gazette as Legal Notice No. 194 of 2020; and
- (e) Dutiable Commodities (Liquor Licences) (Fees) (Amendment) (Fee Concessions) Regulation 2019 (Amendment) Regulation 2020, published in the Gazette as Legal Notice No. 195 of 2020,

and laid on the table of the Legislative Council on 14 October 2020, the period for amending subsidiary legislation referred to in section 34(2) of the Interpretation and General Clauses Ordinance (Cap. 1) be extended under section 34(4) of that Ordinance to the meeting of 2 December 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) Mines (Safety) (Amendment) Regulation 2020, published in the Gazette as Legal Notice No. 180 of 2020;
- (b) Dangerous Goods (General) (Amendment) Regulation 2020, published in the Gazette as Legal Notice No. 181 of 2020;
- (c) Dangerous Goods (Government Explosives Depots) (Amendment) Regulation 2020, published in the Gazette as Legal Notice No. 182 of 2020;
- (d) Building (Minor Works) (Fees) (Amendment) Regulation 2020, published in the Gazette as Legal Notice No. 183 of 2020;
- (e) Building (Minor Works) (Fees) (Amendment) (Fee Concessions) Regulation 2019 (Amendment) Regulation 2020, published in the Gazette as Legal Notice No. 184 of 2020;
- (f) Electricity (Registration) (Amendment) Regulation 2020, published in the Gazette as Legal Notice No. 185 of 2020; and
- (g) Construction Workers Registration (Fees) (Amendment) Regulation 2020, published in the Gazette as Legal Notice No. 197 of 2020,

and laid on the table of the Legislative Council on 14 October 2020, the period for amending subsidiary legislation referred to in section 34(2) of the Interpretation and General Clauses Ordinance (Cap. 1) be extended under section 34(4) of that Ordinance to the meeting of 2 December 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) Karaoke Establishments (Fees) (Amendment) Regulation 2020, published in the Gazette as Legal Notice No. 186 of 2020;
- (b) Karaoke Establishments (Fees) (Amendment) (Fee Concessions) Regulation 2019 (Amendment) Regulation 2020, published in the Gazette as Legal Notice No. 187 of 2020;
- (c) Travel Agents (Amendment) Regulation 2020, published in the Gazette as Legal Notice No. 188 of 2020;
- (d) Travel Agents (Amendment) (Fee Concessions) Regulation 2019 (Amendment) Regulation 2020, published in the Gazette as Legal Notice No. 189 of 2020; and
- (e) Places of Public Entertainment (Fee Concessions) Regulation 2019 (Amendment) Regulation 2020, published in the Gazette as Legal Notice No. 196 of 2020,

and laid on the table of the Legislative Council on 14 October 2020, the period for amending subsidiary legislation referred to in section 34(2) of the Interpretation and General Clauses Ordinance (Cap. 1) be extended under section 34(4) of that Ordinance to the meeting of 2 December 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 Smoking (Public Health) (Designation of No Smoking Areas) (Amendment) Notice 2020, published in the Gazette as Legal Notice No. 204 of 2020, and laid on the table of the Legislative Council on 14 October 2020, the period for amending subsidiary legislation referred to in section 34(2) of the Interpretation and General Clauses Ordinance (Cap. 1) be extended under section 34(4) of that Ordinance to the meeting of 2 December 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 Employment (Amendment) Ordinance 2020 (Commencement) Notice, published in the Gazette as Legal Notice No. 205 of 2020, and laid on the table of the Legislative Council on 14 October 2020, the period for amending subsidiary legislation referred to in section 34(2) of the Interpretation and General Clauses Ordinance (Cap. 1) be extended under section 34(4) of that Ordinance to the meeting of 2 December 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 Census and Statistics (2021 Population Census) Order, published in the Gazette as Legal Notice No. 206 of 2020, and laid on the table of the Legislative Council on 21 October 2020, the period for amending subsidiary legislation referred to in section 34(2) of the Interpretation and General Clauses Ordinance (Cap. 1) be extended under section 34(4) of that Ordinance to the meeting of 9 December 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 Prevention and Control of Disease (Prohibition on Group Gathering) (Amendment) (No. 12) Regulation 2020, published in the Gazette as Legal Notice No. 209 of 2020, and laid on the table of the Legislative Council on 21 October 2020, the period for amending subsidiary legislation referred to in section 34(2) of the Interpretation and General Clauses Ordinance (Cap. 1) be extended under section 34(4) of that Ordinance to the meeting of 9 December 2020.

**Motion to be moved by Hon Starry LEE  
under Rule 49E(2) of the Rules of Procedure**

**Wording of the Motion**

That this Council takes note of Report No. 2/20-21 of the House Committee laid on the Table of the Council on 11 November 2020 in relation to the subsidiary legislation and instrument(s) as listed below:

<u>Item Number</u>	<u>Title of Subsidiary Legislation or Instrument</u>
(1)	Rating (Exemption) Order 2020 (Amendment) Order 2020 (L.N. 166/2020).



**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-ye  
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").

**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, Secretary for Food and Health, Under Secretary for Food and Health, Secretary for Commerce and Economic Development, Secretary for Transport and Housing and Secretary for Financial Services and the Treasury 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 disease prevention loopholes in the HKSAR Government’s arrangements for expanding the compulsory quarantine exemption, which brought about the third wave outbreak of COVID-19 causing the tragic deaths of over 100 people.



(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.