

**LEGISLATIVE COUNCIL**

**MINUTES**

**No. 28**

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**Minutes of the meeting held on Wednesday 12 May 2021 at 11:00 am  
and Thursday 13 May 2021 at 9:00 am**

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**Attendance**

The attendance of Members, public officers and Clerks is in the Official Record of Proceedings.

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

Nine items of subsidiary legislation/other instrument laid on the Table of the Council and five other papers tabled under Rule 21(2) of the Rules of Procedure (“RoP”) were in **Appendix 1**.

**Address**

Hon Abraham SHEK, Chairman of the Public Accounts Committee, addressed the Council on the Committee’s Report No. 75A.

**Questions**

Six oral questions (i.e. Questions 1 to 6) were put by the Members, and oral replies given by the public officers to the main and supplementary questions put by Members.

Written replies to Questions 7 to 22 were supplied to Members.

## Government Bill

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

- Public Offices (Candidacy and Taking Up Offices) (Miscellaneous Amendments) Bill 2021 : Secretary for Constitutional and Mainland Affairs

The Second Reading debate on the Bill resumed. After Members and the public officer had spoken, the question on the Second Reading of the Bill was put and agreed to (details of division in **Appendix 2**). The Bill was read the second time and committed to a committee of the whole Council.

The Council became committee of the whole Council and considered the Bill. The provisions of the Bill and amendments thereto were debated and voted in accordance with the relevant debate and voting arrangements and the relevant provisions of RoP. During the consideration of the Bill, the following questions were put:

<u>Order of questions put</u>	<u>Decisions taken (details of division, if any)</u>
— Clauses 1 to 20, 22 to 25 and 27 to 31 standing part of the Bill	Passed
— Public officer's amendments to clauses 21 and 26	Passed
— Clauses 21 and 26 as amended standing part of the Bill	Passed

The Council then resumed. The public officer reported the Bill to the Council with amendments. The question on the public officer's motion that the report made under RoP 58(12) be adopted by this Council was proposed, put and agreed to. The Bill was ordered to be set down for Third Reading under RoP 59. The question on the Third Reading of the Bill was proposed, put and agreed to (details of division in **Appendix 3**). The Bill was read the third time and passed.

## **Government Motion**

### Proposed resolution under the Buildings Ordinance

The Secretary for Development moved the motion. The question on the motion was proposed. After Members and the public officer had spoken, the question on the motion was put and agreed to.

## **Member's Motion on Subsidiary Legislation**

### Proposed resolution to extend the period for amending subsidiary legislation (L.N. 52 and L.N. 53 of 2021)

Dr Hon CHIANG Lai-wan moved the motion. The question on the motion was proposed, put and agreed to.

## **Members' Other Motions**

### Motion on "Driving the development of New Territories North with port economy"

Hon LAU Kwok-fan moved the motion. The question on the motion was proposed. A joint debate on the motion and the amendment was held. After the mover of the amendment, Members and the public officers had spoken, the following questions were put:

<u>Order of questions put</u>	<u>Decisions taken (details of division, if any)</u>
— Hon YIU Si-wing's amendment	Passed
— Hon LAU Kwok-fan's motion as amended	Passed

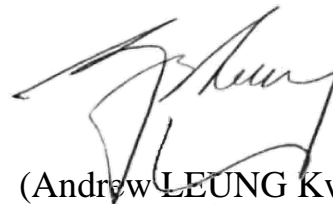
Motion on “Setting up a New Generation Fund to help the new generation in Hong Kong plan for the future”

Dr Hon CHIANG Lai-wan moved the motion. The question on the motion was proposed. After Members and the public officers had spoken, the question on the motion was put and negatived (details of division in **Appendix 4**).

**Next meeting**

The President declared that the next Council meeting would be held on 26 May 2021 at 11:00 am.

The Council was adjourned at 1:05 pm on 13 May 2021.



(Andrew LEUNG Kwan-yuen)

President

Legislative Council

Chamber  
Legislative Council Complex, Hong Kong

23 July 2021

**Council meeting of 12 May 2021**

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

<b>Subsidiary legislation/other instrument</b>	<b>No.</b>
1. Dangerous Goods (Consignment by Air) (Safety) (Amendment) Regulation 2021 (gazetted on 7 May 2021)	Legal Notice 55 of 2021
2. Air Navigation (Hong Kong) Order 1995 (Amendment of Schedule 16) Order 2021 (gazetted on 7 May 2021)	Legal Notice 56 of 2021
3. Telecommunications (Designation of Frequency Bands subject to Payment of Spectrum Utilization Fee) (Amendment) Order 2021 (gazetted on 7 May 2021)	Legal Notice 57 of 2021
4. Telecommunications (Method for Determining Spectrum Utilization Fee) (Code Division Multiple Access Mobile Telecommunications Service) (Amendment) Regulation 2021 (gazetted on 7 May 2021)	Legal Notice 58 of 2021
5. Telecommunications (Determining Spectrum Utilization Fees by Auction) (Amendment) Regulation 2021 (gazetted on 7 May 2021)	Legal Notice 59 of 2021
6. Telecommunications (Method for Determining Spectrum Utilization Fee) (Spectrum for Auction) (Amendment) Regulation 2021 (gazetted on 7 May 2021)	Legal Notice 60 of 2021
7. Telecommunications (Level of Spectrum Utilization Fee) (Administratively Assigned Spectrum) Regulation (gazetted on 7 May 2021)	Legal Notice 61 of 2021
8. Employees' Compensation (Amendment) Ordinance 2021 (Commencement) Notice (gazetted on 7 May 2021)	Legal Notice 62 of 2021
9. Ninth Technical Memorandum for Allocation of Emission Allowances in Respect of Specified Licences (gazetted on 7 May 2021)	Special Supplement No. 5 to Gazette No. 18/2021

## **Other papers**

10. Language Fund  
Financial Statements for the year ended 31 August 2020 (including Report of the Director of Audit)  
(published on 5 May 2021)
11. Student Activities Support Fund  
Financial Statements for the year ended 31 August 2020 (including Report of the Director of Audit)  
(published on 5 May 2021)
12. Supplemental Report of the Public Accounts Committee on Report No. 75 of the Director of Audit on the Results of Value for Money Audits  
(May 2021 — P.A.C. Report No. 75A)  
(published on 10 May 2021)
13. Report No. 16/20-21 of the House Committee on Consideration of Subsidiary Legislation and Other Instruments  
(published on 5 May 2021)
14. Report of the Bills Committee on Public Offices (Candidacy and Taking Up Offices) (Miscellaneous Amendments) Bill 2021  
(published on 7 May 2021)

點名表決 DIVISION: 1  
日期 DATE: 12/05/2021  
時間 TIME: 05:31:06 下午 PM

動議 MOTION: 《2021 年公職(參選及任職)(雜項修訂)條例草案》 - 二讀  
PUBLIC OFFICES (CANDIDACY AND TAKING UP OFFICES) (MISCELLANEOUS AMENDMENTS)  
BILL 2021 - SECOND READING

動議人 MOVED BY: 政制及內地事務局局長 Secretary for Constitutional and Mainland Affairs

出席 Present : 42  
投票 Vote : 41  
贊成 Yes : 40  
反對 No : 1  
棄權 Abstain : 0  
結果 Result : 通過 Passed

個別表決如下 THE INDIVIDUAL VOTES WERE AS FOLLOWS:

議員	MEMBER	投票	VOTE	議員	MEMBER	投票	VOTE
梁君彥	Andrew LEUNG	出席	PRESENT	葛珮帆	Elizabeth QUAT	贊成	YES
石禮謙	Abraham SHEK	贊成	YES	廖長江	Martin LIAO	贊成	YES
張宇人	Tommy CHEUNG	贊成	YES	潘兆平	POON Siu-ping	贊成	YES
林健鋒	Jeffrey LAM	贊成	YES	蔣麗芸	Dr CHIANG Lai-wan	贊成	YES
黃定光	WONG Ting-kwong	贊成	YES	盧偉國	Ir Dr LO Wai-kwok	贊成	YES
李慧琼	Starry LEE	贊成	YES	鍾國斌	CHUNG Kwok-pan	贊成	YES
陳克勤	CHAN Hak-kan	贊成	YES	吳永嘉	Jimmy NG	贊成	YES
陳健波	CHAN Kin-por	贊成	YES	何君堯	Dr Junius HO	贊成	YES
梁美芬	Dr Priscilla LEUNG	贊成	YES	周浩鼎	Holden CHOW	贊成	YES
黃國健	WONG Kwok-kin	贊成	YES	邵家輝	SHIU Ka-fai	贊成	YES
葉劉淑儀	Mrs Regina IP	贊成	YES	柯創盛	Wilson OR	贊成	YES
謝偉俊	Paul TSE	贊成	YES	容海恩	YUNG Hoi-yan	贊成	YES
田北辰	Michael TIEN	贊成	YES	陳沛然	Dr Pierre CHAN		
何俊賢	Steven HO	贊成	YES	陳振英	CHAN Chun-ying	贊成	YES
易志明	Frankie YICK	贊成	YES	張國鈞	CHEUNG Kwok-kwan	贊成	YES
姚思榮	YIU Si-wing	贊成	YES	陸頌雄	LUK Chung-hung	贊成	YES
馬逢國	MA Fung-kwok	贊成	YES	劉國勳	LAU Kwok-fan	贊成	YES
陳恒鎮	CHAN Han-pan	贊成	YES	劉業強	Kenneth LAU	贊成	YES
梁志祥	LEUNG Che-cheung	贊成	YES	鄭松泰	Dr CHENG Chung-tai	反對	NO
麥美娟	Alice MAK	贊成	YES	鄭泳舜	Vincent CHENG	贊成	YES
郭偉強	KWOK Wai-keung	贊成	YES	謝偉銓	Tony TSE	贊成	YES
張華峰	Christopher CHEUNG	贊成	YES				

點名表決 DIVISION: 2  
日期 DATE: 12/05/2021  
時間 TIME: 05:56:56 下午 PM

動議 MOTION: 《2021 年公職(參選及任職)(雜項修訂)條例草案》 - 三讀  
PUBLIC OFFICES (CANDIDACY AND TAKING UP OFFICES) (MISCELLANEOUS AMENDMENTS)  
BILL 2021 - THIRD READING

動議人 MOVED BY: 政制及內地事務局局長 Secretary for Constitutional and Mainland Affairs

出席 Present : 42  
投票 Vote : 41  
贊成 Yes : 40  
反對 No : 1  
棄權 Abstain : 0  
結果 Result : 通過 Passed

個別表決如下 THE INDIVIDUAL VOTES WERE AS FOLLOWS:

議員	MEMBER	投票	VOTE	議員	MEMBER	投票	VOTE
梁君彥	Andrew LEUNG	出席	PRESENT	葛珮帆	Elizabeth QUAT	贊成	YES
石禮謙	Abraham SHEK	贊成	YES	廖長江	Martin LIAO	贊成	YES
張宇人	Tommy CHEUNG	贊成	YES	潘兆平	POON Siu-ping	贊成	YES
林健鋒	Jeffrey LAM	贊成	YES	蔣麗芸	Dr CHIANG Lai-wan	贊成	YES
黃定光	WONG Ting-kwong	贊成	YES	盧偉國	Ir Dr LO Wai-kwok	贊成	YES
李慧琼	Starry LEE	贊成	YES	鍾國斌	CHUNG Kwok-pan	贊成	YES
陳克勤	CHAN Hak-kan	贊成	YES	吳永嘉	Jimmy NG	贊成	YES
陳健波	CHAN Kin-por	贊成	YES	何君堯	Dr Junius HO	贊成	YES
梁美芬	Dr Priscilla LEUNG	贊成	YES	周浩鼎	Holden CHOW	贊成	YES
黃國健	WONG Kwok-kin	贊成	YES	邵家輝	SHIU Ka-fai	贊成	YES
葉劉淑儀	Mrs Regina IP	贊成	YES	柯創盛	Wilson OR	贊成	YES
謝偉俊	Paul TSE	贊成	YES	容海恩	YUNG Hoi-yan	贊成	YES
田北辰	Michael TIEN	贊成	YES	陳沛然	Dr Pierre CHAN		
何俊賢	Steven HO	贊成	YES	陳振英	CHAN Chun-ying	贊成	YES
易志明	Frankie YICK	贊成	YES	張國鈞	CHEUNG Kwok-kwan	贊成	YES
姚思榮	YIU Si-wing	贊成	YES	陸頌雄	LUK Chung-hung	贊成	YES
馬逢國	MA Fung-kwok	贊成	YES	劉國勳	LAU Kwok-fan	贊成	YES
陳恒鎮	CHAN Han-pan	贊成	YES	劉業強	Kenneth LAU	贊成	YES
梁志祥	LEUNG Che-cheung	贊成	YES	鄭松泰	Dr CHENG Chung-tai	反對	NO
麥美娟	Alice MAK	贊成	YES	鄭泳舜	Vincent CHENG	贊成	YES
郭偉强	KWOK Wai-keung	贊成	YES	謝偉銓	Tony TSE	贊成	YES
張華峰	Christopher CHEUNG	贊成	YES				



點名表決 DIVISION: 3  
日期 DATE: 13/05/2021  
時間 TIME: 01:04:42 下午 PM

動議 MOTION: 蔣麗芸議員「設立新生代基金，協助香港新生代籌劃未來」議案  
DR HON CHIANG LAI-WAN' S MOTION ON "SETTING UP A NEW GENERATION FUND TO HELP THE NEW GENERATION IN HONG KONG PLAN FOR THE FUTURE"

動議人 MOVED BY: 蔣麗芸 Dr CHIANG Lai-wan

	功能團體 Functional Constituencies	地方選區 Geographical Constituencies	最後結果 Final Result
出席 Present	23	13	
投票 Vote	22	13	
贊成 Yes	8	11	
反對 No	0	0	
棄權 Abstain	14	2	
結果 Result	否決 Negatived	通過 Passed	否決 Negatived

個別表決如下 THE INDIVIDUAL VOTES WERE AS FOLLOWS:

議員 MEMBER	投票 VOTE	議員 MEMBER	投票 VOTE
<b>功能團體 Functional Constituencies</b>		<b>地方選區 Geographical Constituencies</b>	
梁君彥 Andrew LEUNG	出席 PRESENT	陳克勤 CHAN Hak-kan	贊成 YES
石禮謙 Abraham SHEK	棄權 ABSTAIN	梁美芬 Dr Priscilla LEUNG	
張宇人 Tommy CHEUNG	棄權 ABSTAIN	黃國健 WONG Kwok-kin	
林健鋒 Jeffrey LAM	棄權 ABSTAIN	葉劉淑儀 Mrs Regina IP	
黃定光 WONG Ting-kwong	贊成 YES	謝偉俊 Paul TSE	棄權 ABSTAIN
李慧琼 Starry LEE	贊成 YES	田北辰 Michael TIEN	
陳健波 CHAN Kin-por	棄權 ABSTAIN	陳恒鎮 CHAN Han-pan	贊成 YES
何俊賢 Steven HO	贊成 YES	梁志祥 LEUNG Che-cheung	贊成 YES
易志明 Frankie YICK	棄權 ABSTAIN	麥美娟 Alice MAK	贊成 YES
姚思榮 YIU Si-wing	棄權 ABSTAIN	郭偉强 KWOK Wai-keung	贊成 YES
馬逢國 MA Fung-kwok		葛珮帆 Elizabeth QUAT	贊成 YES
張華峰 Christopher CHEUNG		蔣麗芸 Dr CHIANG Lai-wan	贊成 YES
廖長江 Martin LIAO	棄權 ABSTAIN	何君堯 Dr Junius HO	贊成 YES
潘兆平 POON Siu-ping	贊成 YES	柯創盛 Wilson OR	贊成 YES
盧偉國 Ir Dr LO Wai-kwok	棄權 ABSTAIN	容海恩 YUNG Hoi-yan	
鍾國斌 CHUNG Kwok-pan	棄權 ABSTAIN	張國鈞 CHEUNG Kwok-kwan	贊成 YES
吳永嘉 Jimmy NG	棄權 ABSTAIN	鄭松泰 Dr CHENG Chung-tai	棄權 ABSTAIN
周浩鼎 Holden CHOW	贊成 YES	鄭泳舜 Vincent CHENG	贊成 YES
邵家輝 SHIU Ka-fai	棄權 ABSTAIN		
陳沛然 Dr Pierre CHAN	棄權 ABSTAIN		
陳振英 CHAN Chun-ying	棄權 ABSTAIN		
陸頌雄 LUK Chung-hung	贊成 YES		
劉國勳 LAU Kwok-fan	贊成 YES		
劉業強 Kenneth LAU	贊成 YES		
謝偉銓 Tony TSE	棄權 ABSTAIN		