

LEGISLATIVE COUNCIL

MINUTES

No. 36

**Minutes of the meeting held on Wednesday 14 July 2021 at 11:00 am
and Thursday 15 July 2021 at 9:00 am**

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

Two items of subsidiary legislation 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**.

Addresses

Hon Abraham SHEK, Chairman of the Public Accounts Committee, addressed the Council on the Committee’s Report No. 76.

Hon CHAN Kin-por, Chairman of the Finance Committee, addressed the Council on the Committee’s Report on the examination of the Estimates of Expenditure 2021-2022.

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 Bills

First Reading and Second Reading (debate to be adjourned)

- Legal Practitioners (Amendment) : Secretary for Justice
Bill 2021
- Sale of Goods (United Nations : Secretary for Justice
Convention) Bill
- Landlord and Tenant (Consolidation) : Secretary for Transport and
(Amendment) Bill 2021 Housing
- Telecommunications (Amendment) : Secretary for Commerce and
Bill 2021 Economic Development
- Mandatory Provident Fund Schemes : Secretary for Financial Services
(Amendment) Bill 2021 and the Treasury
- Dangerous Goods (Miscellaneous : Secretary for Security
Amendments) Bill 2021

After the Bills were read the first time and ordered to be set down for Second Reading under RoP 53(3), the public officers moved the Second Reading of the above six Bills respectively. The questions on the Second Reading of the Bills were proposed respectively. In accordance with RoP 54(4), the debates were adjourned and the Bills were referred to the House Committee.

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

- The Open University of Hong Kong : Secretary for Education
(Amendment) Bill 2021

The Second Reading debate on the Bill resumed. The question on the Second Reading of the Bill was put and agreed to. 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 question that clauses 1 to 8 and the Schedule stand part of the Bill was proposed, put and agreed to.

The Council then resumed. The public officer reported the Bill to the Council without amendment. 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. The Bill was read the third time and passed.

Members' Motions on Subsidiary Legislation

Proposed resolutions to extend the period for amending subsidiary legislation (L.N. 93 to L.N. 103 of 2021)

Hon Holden CHOW, Hon CHAN Chun-ying and Dr Hon CHIANG Lai-wan moved their motions respectively. The questions on the three motions were proposed, put and agreed to.

Members' Other Motions

Proposed resolution under Article 75 of the Basic Law to amend RoP

Hon Paul TSE moved the motion. The question on the motion was proposed. After Members had spoken, the question on the motion was put and agreed to (details of division in **Appendix 2**).

Motion on "Commencing a new phase in Hong Kong's development of re-industrialization"

Hon Holden CHOW 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 Jimmy NG's amendment	Passed
— Hon Holden CHOW's motion as amended	Passed

Motion on “Reforming the housing policy to resolve the housing problem”

Hon Tony TSE moved the motion. The question on the motion was proposed. A joint debate on the motion and the amendments was held. After movers of the amendments, Members and the public officers had spoken, the following questions were put:

<u>Order of questions put</u>	<u>Decisions taken</u> <u>(details of division,</u> <u>if any)</u>
— Hon Wilson OR’s amendment	Passed
— Revised amendment as set out in the Official Record of Proceedings moved by Hon KWOK Wai-keung	Negated (Appendix 3)
— Hon Tony TSE’s motion as amended	Passed (Appendix 4)

Next meeting

The President declared that the next Council meeting would be held on 21 July 2021 at 11:00 am.

The Council was adjourned at 12:46 pm on 15 July 2021.



(Andrew LEUNG Kwan-yuen)

President

Legislative Council

Chamber
Legislative Council Complex, Hong Kong

26 August 2021

Council meeting of 14 July 2021

Laying of Papers on the Table of the Council

Subsidiary legislation	Legal Notice No.
1. Minor Employment Claims Adjudication Board Ordinance (Amendment of Schedule) Notice 2021 (gazetted on 9 July 2021)	109 of 2021
2. Peak Tramway (Safety) (Amendment) Regulation 2018 (Commencement) Notice (gazetted on 9 July 2021)	110 of 2021

Other papers

3. Prisoners' Welfare Fund
Report by the Commissioner of Correctional Services on the administration of the Fund for the year ended 31 March 2021 (including Financial Statements and Report of the Director of Audit)
(published on 8 July 2021)
4. Report of changes made to the approved Estimates of Expenditure during the third quarter of 2020-21
Public Finance Ordinance : Section 8(8)(b)
(published on 8 July 2021)
5. Report of the Public Accounts Committee on Report No. 76 of the Director of Audit on the Results of Value for Money Audits
(July 2021 — P.A.C. Report No. 76)
(published on 9 July 2021)
6. Finance Committee
Report on the examination of the Estimates of Expenditure 2021-2022
(published on 9 July 2021)
7. Report No. 22/20-21 of the House Committee on Consideration of Subsidiary Legislation and Other Instruments
(published on 7 July 2021)

點名表決 DIVISION: 1
日期 DATE: 14/07/2021
時間 TIME: 03:31:25 下午 PM

動議 MOTION: 根據《基本法》第七十五條動議修訂《議事規則》的擬議決議案
PROPOSED RESOLUTION UNDER ARTICLE 75 OF THE BASIC LAW TO AMEND THE RULES OF PROCEDURE

動議人 MOVED BY: 謝偉俊 Paul TSE

	功能團體 Functional Constituencies	地方選區 Geographical Constituencies	最後結果 Final Result
出席 Present	24	17	
投票 Vote	23	17	
贊成 Yes	23	16	
反對 No	0	1	
棄權 Abstain	0	0	
結果 Result	通過 Passed	通過 Passed	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
功能團體 Functional Constituencies		地方選區 Geographical Constituencies	
梁君彥 Andrew LEUNG	出席 PRESENT	陳克勤 CHAN Hak-kan	贊成 YES
石禮謙 Abraham SHEK	贊成 YES	梁美芬 Dr Priscilla LEUNG	贊成 YES
張宇人 Tommy CHEUNG	贊成 YES	黃國健 WONG Kwok-kin	贊成 YES
林健鋒 Jeffrey LAM	贊成 YES	葉劉淑儀 Mrs Regina IP	贊成 YES
黃定光 WONG Ting-kwong	贊成 YES	謝偉俊 Paul TSE	贊成 YES
李慧琼 Starry LEE	贊成 YES	田北辰 Michael TIEN	
陳健波 CHAN Kin-por	贊成 YES	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	贊成 YES	麥美娟 Alice MAK	贊成 YES
姚思榮 YIU Si-wing	贊成 YES	郭偉强 KWOK Wai-keung	贊成 YES
馬逢國 MA Fung-kwok	贊成 YES	葛珮帆 Elizabeth QUAT	贊成 YES
張華峰 Christopher CHEUNG	贊成 YES	蔣麗芸 Dr CHIANG Lai-wan	贊成 YES
廖長江 Martin LIAO	贊成 YES	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	贊成 YES	容海恩 YUNG Hoi-yan	贊成 YES
鍾國斌 CHUNG Kwok-pan	贊成 YES	張國鈞 CHEUNG Kwok-kwan	贊成 YES
吳永嘉 Jimmy NG	贊成 YES	鄭松泰 Dr CHENG Chung-tai	反對 NO
周浩鼎 Holden CHOW	贊成 YES	鄭泳舜 Vincent CHENG	贊成 YES
邵家輝 SHIU Ka-fai	贊成 YES		
陳沛然 Dr Pierre CHAN			
陳振英 CHAN Chun-ying	贊成 YES		
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	贊成 YES		

點名表決 DIVISION: 2
日期 DATE: 15/07/2021
時間 TIME: 12:39:45 下午 PM

動議 MOTION: 郭偉強議員對謝偉銓議員就「改革房屋政策，解決住屋問題」所提，經柯創盛議員修正的議案，作出的修正案
AMENDMENT BY HON KWOK WAI-KEUNG TO HON TONY TSE'S MOTION ON "REFORMING THE HOUSING POLICY TO RESOLVE THE HOUSING PROBLEM" AS AMENDED BY HON WILSON OR

動議人 MOVED BY: 郭偉強 KWOK Wai-keung

	功能團體 Functional Constituencies	地方選區 Geographical Constituencies	最後結果 Final Result
出席 Present	25	16	
投票 Vote	24	16	
贊成 Yes	9	5	
反對 No	4	0	
棄權 Abstain	11	11	
結果 Result	否決 Negatived	否決 Negatived	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
功能團體 Functional Constituencies		地方選區 Geographical Constituencies	
梁君彥 Andrew LEUNG	出席 PRESENT	陳克勤 CHAN Hak-kan	棄權 ABSTAIN
石禮謙 Abraham SHEK	棄權 ABSTAIN	梁美芬 Dr Priscilla LEUNG	棄權 ABSTAIN
張宇人 Tommy CHEUNG	反對 NO	黃國健 WONG Kwok-kin	贊成 YES
林健鋒 Jeffrey LAM	棄權 ABSTAIN	葉劉淑儀 Mrs Regina IP	棄權 ABSTAIN
黃定光 WONG Ting-kwong	棄權 ABSTAIN	謝偉俊 Paul TSE	
李慧琼 Starry LEE	棄權 ABSTAIN	田北辰 Michael TIEN	
陳健波 CHAN Kin-por	贊成 YES	陳恒鎮 CHAN Han-pan	棄權 ABSTAIN
何俊賢 Steven HO	棄權 ABSTAIN	梁志祥 LEUNG Che-cheung	棄權 ABSTAIN
易志明 Frankie YICK	反對 NO	麥美娟 Alice MAK	贊成 YES
姚思榮 YIU Si-wing	贊成 YES	郭偉強 KWOK Wai-keung	贊成 YES
馬逢國 MA Fung-kwok	贊成 YES	葛珮帆 Elizabeth QUAT	棄權 ABSTAIN
張華峰 Christopher CHEUNG	棄權 ABSTAIN	蔣麗芸 Dr CHIANG Lai-wan	棄權 ABSTAIN
廖長江 Martin LIAO	贊成 YES	何君堯 Dr Junius HO	贊成 YES
潘兆平 POON Siu-ping	贊成 YES	柯創盛 Wilson OR	棄權 ABSTAIN
盧偉國 Ir Dr LO Wai-kwok	棄權 ABSTAIN	容海恩 YUNG Hoi-yan	棄權 ABSTAIN
鍾國斌 CHUNG Kwok-pan	反對 NO	張國鈞 CHEUNG Kwok-kwan	棄權 ABSTAIN
吳永嘉 Jimmy NG	棄權 ABSTAIN	鄭松泰 Dr CHENG Chung-tai	贊成 YES
周浩鼎 Holden CHOW	棄權 ABSTAIN	鄭泳舜 Vincent CHENG	棄權 ABSTAIN
邵家輝 SHIU Ka-fai	反對 NO		
陳沛然 Dr Pierre CHAN	贊成 YES		
陳振英 CHAN Chun-ying	贊成 YES		
陸頌雄 LUK Chung-hung	贊成 YES		
劉國勳 LAU Kwok-fan	棄權 ABSTAIN		
劉業強 Kenneth LAU	棄權 ABSTAIN		
謝偉銓 Tony TSE	贊成 YES		

點名表決 DIVISION: 3
日期 DATE: 15/07/2021
時間 TIME: 12:45:47 下午 PM

動議 MOTION: 謝偉銓議員動議，經柯創盛議員修正的「改革房屋政策，解決住屋問題」議案
MOTION MOVED BY HON TONY TSE ON “REFORMING THE HOUSING POLICY TO RESOLVE THE HOUSING PROBLEM” AS AMENDED BY HON WILSON OR

動議人 MOVED BY: 謝偉銓 Tony TSE

	功能團體 Functional Constituencies	地方選區 Geographical Constituencies	最後結果 Final Result
出席 Present	25	17	
投票 Vote	24	17	
贊成 Yes	20	15	
反對 No	4	0	
棄權 Abstain	0	2	
結果 Result	通過 Passed	通過 Passed	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
功能團體 Functional Constituencies		地方選區 Geographical Constituencies	
梁君彥 Andrew LEUNG	出席 PRESENT	陳克勤 CHAN Hak-kan	贊成 YES
石禮謙 Abraham SHEK	贊成 YES	梁美芬 Dr Priscilla LEUNG	贊成 YES
張宇人 Tommy CHEUNG	反對 NO	黃國健 WONG Kwok-kin	贊成 YES
林健鋒 Jeffrey LAM	贊成 YES	葉劉淑儀 Mrs Regina IP	棄權 ABSTAIN
黃定光 WONG Ting-kwong	贊成 YES	謝偉俊 Paul TSE	贊成 YES
李慧琼 Starry LEE	贊成 YES	田北辰 Michael TIEN	
陳健波 CHAN Kin-por	贊成 YES	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	反對 NO	麥美娟 Alice MAK	贊成 YES
姚思榮 YIU Si-wing	贊成 YES	郭偉强 KWOK Wai-keung	贊成 YES
馬逢國 MA Fung-kwok	贊成 YES	葛珮帆 Elizabeth QUAT	贊成 YES
張華峰 Christopher CHEUNG	贊成 YES	蔣麗芸 Dr CHIANG Lai-wan	贊成 YES
廖長江 Martin LIAO	贊成 YES	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	贊成 YES	容海恩 YUNG Hoi-yan	棄權 ABSTAIN
鍾國斌 CHUNG Kwok-pan	反對 NO	張國鈞 CHEUNG Kwok-kwan	贊成 YES
吳永嘉 Jimmy NG	贊成 YES	鄭松泰 Dr CHENG Chung-tai	贊成 YES
周浩鼎 Holden CHOW	贊成 YES	鄭泳舜 Vincent CHENG	贊成 YES
邵家輝 SHIU Ka-fai	反對 NO		
陳沛然 Dr Pierre CHAN	贊成 YES		
陳振英 CHAN Chun-ying	贊成 YES		
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	贊成 YES		

