

**LEGISLATIVE COUNCIL**

**MINUTES**

**No. 45**

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**Minutes of the meeting held on Wednesday 29 September 2021 at 11:00 am  
and Thursday 30 September 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**

Ten papers laid on the Table of the Council under Rule 21(2) of the Rules of Procedure (“RoP”) were in the **Appendix**.

**Address**

The Chief Secretary for Administration addressed the Council on The Government Minute in response to the Report of the Public Accounts Committee No. 76.

**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**

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

- Sale of Goods (United Nations : Secretary for Justice  
Convention) Bill

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. 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 5 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.

- National Flag and National Emblem : Secretary for Constitutional  
(Amendment) Bill 2021 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. 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 18 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.

- Personal Data (Privacy) (Amendment) : Secretary for Constitutional  
Bill 2021 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. 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 9 and 11 to 14 standing part of the Bill	Passed
— Public officer's amendments to clause 10	Passed
— Clause 10 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. The Bill was read the third time and passed.

- Securities and Futures (Amendment) : Secretary for Financial  
Bill 2021 Services and the Treasury

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 38 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.

— Limited Partnership Fund and Business Registration Legislation (Amendment) Bill 2021 : Secretary for Financial Services and the Treasury

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. 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 29 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.

— Crimes (Amendment) Bill 2021 : Secretary for Security

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. 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 and 2 standing part of the Bill	Passed
— Public officer's amendments to clause 3	Passed
— Clause 3 as amended standing part of the Bill	Passed
— Public officer's amendment to the long title	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. The Bill was read the third time and passed.

### **Government Motions**

#### Proposed resolution under the Criminal Procedure Ordinance

The Chief Secretary for Administration moved the motion. The question on the motion was proposed, put and agreed to.

#### Proposed resolution under the Disability Discrimination Ordinance

The Secretary for Labour and Welfare 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.

## Members' Motions

### Motion on "Developing Hong Kong into a hub for arts and cultural exchanges between China and the rest of the world"

Hon MA Fung-kwok 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 (details of division, if any)</u>
— Hon LAU Kwok-fan's amendment	Passed
— Revised amendment as set out in the Official Record of Proceedings moved by Hon YIU Si-wing	Passed
— Hon MA Fung-kwok's motion as amended	Passed

### Motion on "Fostering the achievement of carbon neutrality"


Hon CHAN Chun-ying 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 Elizabeth QUAT's amendment	Passed
— Hon CHAN Chun-ying's motion as amended	Passed

**Next meeting**

The President declared that the next Council meeting would be held on 6 October 2021 at 11:00 am.

The Council was adjourned at 2:08 pm on 30 September 2021.



(Andrew LEUNG Kwan-yuen)

President

Legislative Council

Chamber

Legislative Council Complex, Hong Kong

17 December 2021

**Council meeting of 29 September 2021**

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

**Papers**

1. Report of changes made to the approved Estimates of Expenditure during the first quarter of 2021-22  
Public Finance Ordinance : Section 8(8)(b)  
(published on 23 September 2021)
2. Urban Renewal Authority  
Annual Report 2020-21 (including Independent Auditor's Report and Financial Statements)  
(published on 23 September 2021)
3. Sir Murray MacLehose Trust Fund  
Trustee's Report on the administration of the Fund, Financial Statements and Report of the Director of Audit for the year ended 31 March 2021  
(published on 23 September 2021)
4. The Government Minute in response to the Report of the Public Accounts Committee No. 76 of July 2021  
(published on 27 September 2021)
5. Report No. 29/20-21 of the House Committee on Consideration of Subsidiary Legislation and Other Instruments  
(published on 21 September 2021)
6. Report of the Bills Committee on Sale of Goods (United Nations Convention) Bill  
(published on 24 September 2021)
7. Report of the Bills Committee on National Flag and National Emblem (Amendment) Bill 2021  
(published on 24 September 2021)
8. Report of the Bills Committee on Personal Data (Privacy) (Amendment) Bill 2021  
(published on 24 September 2021)



9. Report of the Bills Committee on Limited Partnership Fund and Business Registration Legislation (Amendment) Bill 2021  
(published on 24 September 2021)
  
10. Report of the Bills Committee on Crimes (Amendment) Bill 2021  
(published on 24 September 2021)