

立法會
Legislative Council

LC Paper No. PAC 2/20-21

Ref: CB4/PAC/APP

**Paper for the House Committee meeting
on 23 October 2020**

Vacancy in the Public Accounts Committee

Purpose

This paper invites the House Committee ("HC") to endorse the recommendation that a Member be elected to fill a vacancy in the Public Accounts Committee ("PAC").

Background

2. Under Rule 72(3) of the Rules of Procedure, PAC shall consist of a chairman, deputy chairman and five members who shall be appointed by the President in accordance with an election procedure determined by HC.

3. At its meeting on 14 October 2016, HC endorsed the procedure for the nomination and election of Members for appointment to PAC (**Appendix**). The following seven Members were subsequently elected for appointment to PAC of the Sixth Legislative Council ("LegCo") at the HC meeting on 28 October 2016:

Hon Abraham SHEK Lai-him, GBS, JP (Chairman)
Hon Kenneth LEUNG (Deputy Chairman)
Hon Paul TSE Wai-chun, JP
Hon Steven HO Chun-yin, BBS
Hon LAM Cheuk-ting
Hon SHIU Ka-fai, JP
Hon Tanya CHAN

4. As Ms Tanya CHAN decided not to continue to serve as a member of LegCo after 30 September 2020, she has ceased to hold office as a member of LegCo since 1 October 2020. As a result, there is a need to elect a Member to fill the vacancy in PAC.

Recommendation

5. It is recommended that the election be conducted at the HC meeting to be held on 30 October 2020. In accordance with the procedure for the nomination and election agreed by HC on 14 October 2016, the election to fill the vacancy is by way of nominations made orally at the meeting of HC. In making the nominations, Members should have regard to the need to ensure that PAC's membership is balanced and broadly representative of the membership of the Council. If there is more than one nomination, an election by a poll will be conducted.

6. HC's recommendation in regard to the member elected will then be submitted to the President for appointment.

Decision sought

7. Members are invited to endorse the recommendation in paragraph 5 above.

Council Business Division 4
Legislative Council Secretariat
21 October 2020

Appendix

Procedure for the nomination and election of Members for appointment to the Public Accounts Committee, Committee on Members' Interests and Committee on Rules of Procedure endorsed by the House Committee on 14 October 2016

- (a) the nomination and election of Members for appointment to the Public Accounts Committee, Committee on Members' Interests and Committee on Rules of Procedure shall be conducted at a meeting of the House Committee ("HC"), the date of which shall be appointed by HC;
- (b) in making the nominations, Members should have regard to the need to ensure that the committees' membership is balanced and broadly representative of the membership of the Council;
- (c) a valid nomination shall be made orally by a Member, seconded by at least one other Member who should not be the Member being nominated, and accepted by the Member being nominated. A Member who nominates a Member who is absent from the meeting when the nomination is made may only do so if the former states that the absent Member's acceptance of the nomination has been secured;
- (d) if the number of nominations exceeds that required for appointment, a poll shall be taken at the HC meeting at which the election is conducted; and Members shall cast their votes by using the Electronic Voting System. A Member may vote for as many nominees as, but not more than, the number required for appointment. If a Member has voted for the number of nominees which exceeds the number required for appointment, all the vote(s) which the Member has cast will not be counted. The nominees who get the highest numbers of votes will be declared elected;
- (e) in cases where a nominee would have been elected but for there being one or more other nominees having been given the same number of votes, a separate poll shall be taken in respect of that nominee and such other nominee(s) in accordance with the manner of election provided in paragraph (d) above;

- (f) if, after a separate poll is held under paragraph (e) above, there is still a nominee who would have been elected but for there being one or more other nominees having been given the same number of votes, lots shall be drawn by the HC Chairman among such nominees to determine which of them will take up the remaining place/places;
- (g) upon completion of the elections of members to these committees, the HC meeting will be suspended for 10 to 15 minutes to allow the elected members time to elect their respective chairmen and deputy chairmen from amongst themselves; and
- (h) upon resumption of the HC meeting, the HC Chairman will invite HC to endorse the results of the elections for the chairmen and deputy chairmen of the committees.