

**香港特別行政區
立法會
議事規則委員會**

**Committee on Rules of Procedure
of the Legislative Council
of the Hong Kong Special Administrative Region**

**2022 年 1 月至 12 月的工作進度報告
Progress Report for the period
January to December 2022**

**2022 年 12 月 14 日
14 December 2022**

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Chapter 1 Introduction

1.1 The Committee on Rules of Procedure (“CRoP”) is a committee of the Legislative Council (“LegCo”) established under Rule 74 of the Rules of Procedure (“RoP”) of the Council. The functions of CRoP are to review RoP and the committee system, and to propose to the Council any amendments or changes as are considered necessary. CRoP may examine matters of practice and procedure relating to the Council referred by the Council or its committees or the President, or raised by its own members.

1.2 CRoP consists of 12 members, including Chairman Hon Paul TSE, Deputy Chairman Dr Hon Priscilla LEUNG and 10 other members, appointed by the President in accordance with the recommendations of the House Committee (“HC”). The membership list is in **Appendix 1**.

1.3 This Progress Report covers the work of CRoP for the period from January to December 2022 during which one meeting was held. With the changes in the policy responsibilities of the relevant policy bureaux arising from the reorganization of Government structure with effect from 1 July 2022, CRoP examined if there were any major impacts on the terms of reference (“TOR”) of the relevant Panels, and deliberated on the proposed adjustments to rationalize the TOR of the relevant Panels.

Chapter 2 Rationalization of terms of reference of Panels following reorganization of Government structure

2.1 Panels provide a forum for Members to exchange views with the Administration and the public on policy matters. In accordance with RoP 77(2), the TOR of a Panel shall be recommended by HC and approved by the Council. Following the reorganization of the Government structure with effect from 1 July 2022, CRoP reviewed the transfers of policy responsibilities among bureaux pursuant to the reorganization of the Government structure and the scope of work of the 18 Panels, with a view to enabling LegCo to continue to effectively discharge its function of monitoring the work of the Government. CRoP noted that it had been the practice of LegCo to define the scope of work of Panels with reference to the policy responsibilities of their corresponding bureaux. However, the reshuffling of policy areas among policy bureaux did not necessarily mean that the scope of work of Panels has to be changed accordingly. There were occasions where CRoP considered that no change to the TOR or scope of work of Panels was needed after the Government structure was reorganized.

2.2 Following the review and after consultation with the chairmen of the four relevant Panels (namely, the Panel on Home Affairs, Panel on Welfare Services, Panel on Economic Development and Panel on Environmental Affairs) and the Administration, CRoP recommended that the following adjustments be made to facilitate the Panels to monitor relevant policies in a holistic and focused manner:

- (a) following the transfer of the policy portfolio on women from the Labour and Welfare Bureau to the Home and Youth Affairs Bureau, policy areas on “women welfare” and “Family Council” be taken out from the TOR of the Panel on Welfare Services, and instead, “women matters” and “Family Council” be added to the TOR of the Panel on Home Affairs. With the proposed transfer, issues related to women and family-related matters would be put under one single Panel (i.e. the Panel on Home Affairs), thereby facilitating the Panel to take a more holistic view in studying the issues;

- (b) following the transfer of the Hong Kong Observatory under the Commerce and Economic Development Bureau to the Environment and Ecology Bureau (“EEB”), the policy area on “weather information services” be transferred from the Panel on Economic Development to the Panel on Environmental Affairs;
- (c) the policy area on “energy supply and safety” be transferred from the Panel on Economic Development to the Panel on Environmental Affairs; and
- (d) taking the opportunity to rename the Panel on Home Affairs as the Panel on Home Affairs, Culture and Sports to better reflect its updated TOR.

2.3 Regarding the recommendation in paragraph 2.2(c) above, CRoP noted that while the policy area on energy supply and safety was under the purview of the Panel on Economic Development, issues relating to the environmental aspect of energy were followed up by the Panel on Environmental Affairs. Given that the policy portfolio on energy was under the purview of EEB, the proposed transfer would place all energy related matters, including closely related policies on energy supply and safety, energy efficiency and conservation, promotion and development of renewable energy, etc., under the purview of one single Panel (i.e. the Panel on Environmental Affairs). This would provide a focused and dedicated platform for Members to monitor the Administration’s work in the policy area on energy. Under this proposed arrangement, the number of corresponding bureaux for the Panel on Economic Development would be reduced from four to three.

2.4 Other than the above proposed adjustments, the scope of work of Panels would remain more or less the same.¹ CRoP was of the view that the proposals would enable LegCo to continue to effectively discharge its function of monitoring the work of the Government with minimum disruption to the existing distribution of work of Panels. CRoP also agreed that the proposed adjustments should take effect as early as possible within the 2022 session after obtaining HC’s endorsement and the

¹ CRoP noted that following the policy transfers between bureaux and offices with effect from 1 July 2022, the relevant Panels might also monitor the work of their corresponding bureaux in relation to the newly transferred policy responsibilities as appropriate.

Council's approval as this would be conducive to the communication between the Panels and their corresponding bureaux.

2.5 CROp's proposals were endorsed by HC on 14 October 2022. In light of the views expressed by members at the HC meeting about how the updated policy responsibilities of the Innovation, Technology and Industry Bureau could be better reflected in the name(s) of the relevant Panel(s) and after consultation with the Chairman of the Panel on Information Technology and Broadcasting and the Chairman of the Panel on Commerce and Industry, HC, taking into account that the policy areas on innovation and technology were under the purview of the Panel on Commerce and Industry, had also agreed to rename the Panel on Commerce and Industry as the Panel on Commerce, Industry, Innovation and Technology to better reflect its TOR and incorporate this into CROp's proposals. The updated CROp's proposals are in **Appendix 2**.

2.6 HC also supported seeking the President's permission to dispense with the requisite notice for the HC Chairman to move the proposed resolution on CROp's updated proposals at the Council meeting of 26 October 2022. CROp's proposals took immediate effect upon LegCo's passage of the proposed resolution on 26 October 2022.

Chapter 3 Acknowledgement

3.1 The Committee on Rules of Procedure wishes to express its appreciation to Members of the Council for their views and support for the work of the Committee.

Appendix 1**Committee on Rules of Procedure****Membership list for the 2022 session***

Chairman	Hon Paul TSE Wai-chun, JP
Deputy Chairman	Dr Hon Priscilla LEUNG Mei-fun, SBS, JP
Members	Hon Tommy CHEUNG Yu-yan, GBM, GBS, JP Hon CHAN Han-pan, BBS, JP Hon KWOK Wai-keung, JP Ir Dr Hon LO Wai-kwok, GBS, MH, JP Dr Hon TIK Chi-yuen, SBS, JP Hon LAM San-keung, JP Hon YIU Pak-leung, MH Hon LAI Tung-kwok, GBS, IDSM, JP Hon Carmen KAN Wai-mun Hon SO Cheung-wing, SBS, JP
	(Total : 12 Members)
Clerk	Miss Lilian MOK (up to 17 May 2022) Ms Alice LEUNG (since 18 May 2022)
Legal Advisers	Miss Rachel DAI Ms Clara WONG

*Changes in membership are shown in Annex.

Annex to Appendix 1**Committee on Rules of Procedure****Changes in membership**

Member	Relevant date
Hon CHEUNG Kwok-kwan, JP	Up to 18 June 2022
Hon CHAN Han-pan, BBS, JP	Since 21 October 2022

Note: Deputy Chairman of the Committee: Hon CHEUNG Kwok-kwan (up to 18 June 2022); and Dr Hon Priscilla LEUNG Mei-fun (since 21 October 2022).

For **changes in LegCo Membership**, please refer to the link below:
(<https://www.legco.gov.hk/en/members/legco-members/changes-in-legco-membership.html>)

Appendix 2

Proposed adjustments to rationalize the terms of reference of Panels

<u>Panel</u>	<u>Policy area</u>	<u>Corresponding bureau/body</u>
1. Manpower	<ul style="list-style-type: none"> Labour, manpower planning and vocational training 	<ul style="list-style-type: none"> Labour and Welfare Bureau
	<ul style="list-style-type: none"> Vocational education and qualifications framework 	<ul style="list-style-type: none"> Education Bureau
2. Commerce and Industry <i>(to be renamed as Panel on Commerce, Industry, Innovation and Technology)</i>	<ul style="list-style-type: none"> Commerce, industry, business and services promotion, and intellectual property protection 	<ul style="list-style-type: none"> Commerce and Economic Development Bureau
	<ul style="list-style-type: none"> Inward investment promotion 	<ul style="list-style-type: none"> Commerce and Economic Development Bureau Constitutional and Mainland Affairs Bureau¹
	<ul style="list-style-type: none"> Innovation and technology 	<ul style="list-style-type: none"> Innovation and, Technology <i>and</i> Industry Bureau²
3. Public Service	<ul style="list-style-type: none"> Matters relating to the civil service and Government-funded public bodies, and other public service organizations 	<ul style="list-style-type: none"> Civil Service Bureau Financial Services and the Treasury Bureau

¹ During the term of the Sixth Legislative Council, the Panel on Commerce and Industry has discussed issues relating to the development plan for the Guangdong-Hong Kong-Macao Greater Bay Area, investment and trade promotion, etc. The relevant discussion papers were prepared by the Commerce and Economic Development Bureau (“CEDB”) and the Constitutional and Mainland Affairs Bureau (“CMAB”).

² After the reorganization of the structure of the sixth-term Government, the Innovation and Technology Bureau has been retitled as the Innovation, Technology and Industry Bureau, with re-industrialization as a standing policy function and work focus.

<u>Panel</u>	<u>Policy area</u>	<u>Corresponding bureau/body</u>
4. Administration of Justice and Legal Services	<ul style="list-style-type: none"> Matters relating to the administration of justice and legal services 	<ul style="list-style-type: none"> Judiciary Department of Justice Administration Wing of the Chief Secretary for Administration's Office³
5. Home Affairs <i>(to be renamed as Panel on Home Affairs, Culture and Sports)</i>	<ul style="list-style-type: none"> District, community and rural matters, civic education, building management, youth matters, and public entertainment 	<ul style="list-style-type: none"> Home <i>and Youth</i> Affairs Bureau⁴
	<ul style="list-style-type: none"> <i>Women matters and Family Council</i>⁵ <i>(to be transferred from the Panel on Welfare Services)</i> 	<ul style="list-style-type: none"> Home <i>and Youth</i> Affairs Bureau
	<ul style="list-style-type: none"> Provision of leisure and cultural services, development of arts and culture, and sports and recreation 	<ul style="list-style-type: none"> <i>Culture, Sports and Tourism Bureau</i>⁶
6. Transport	<ul style="list-style-type: none"> Transport 	<ul style="list-style-type: none"> Transport and <i>Housing Logistics</i> Bureau⁷

³ According to the Government's information, the Administration Wing of the Chief Secretary for Administration's Office took over the responsibilities of overseeing legal aid and free legal advice matters from the Home Affairs Bureau ("HAB") starting from 1 July 2018.

⁴ After the reorganization of the structure of the sixth-term Government, HAB has been reorganized into the Home and Youth Affairs Bureau ("HYAB"), whose main responsibilities include reviewing and formulating an overall youth policy, reviewing district administration and the way forward of District Councils, and enhancing work at district level.

⁵ After the reorganization of the structure of the sixth-term Government, the policy portfolios on women and the Community Investment and Inclusion Fund under the Labour and Welfare Bureau have been transferred to HYAB, which is in charge of family-related matters and community building.

⁶ The Culture, Sports and Tourism Bureau has taken over the culture, arts and sports portfolios from HAB, as well as the film, creative industries and tourism portfolios from CEDB.

⁷ After the reorganization of the structure of the sixth-term Government, the Transport and Housing Bureau has been split into the Transport and Logistics Bureau and the Housing Bureau.

<u>Panel</u>	<u>Policy area</u>	<u>Corresponding bureau/body</u>
7. Housing	<ul style="list-style-type: none"> Private and public housing 	<ul style="list-style-type: none"> Transport and Housing Bureau⁸
8. Security	<ul style="list-style-type: none"> Security, public order, public safety, nationality and immigration 	<ul style="list-style-type: none"> Security Bureau
	<ul style="list-style-type: none"> Corruption-related matters 	<ul style="list-style-type: none"> Independent Commission Against Corruption
9. Constitutional Affairs	<ul style="list-style-type: none"> Matters relating to implementation of the Joint Declaration and the Basic Law, relations between the Hong Kong Special Administrative Region Government and the Central People's Government and other Mainland authorities, electoral matters, district organizations, human rights, personal data protection and press freedom 	<ul style="list-style-type: none"> Constitutional and Mainland Affairs Bureau⁹ Labour and Welfare Bureau
10. Food Safety and Environmental Hygiene	<ul style="list-style-type: none"> Food safety, environmental hygiene, agriculture and fisheries 	<ul style="list-style-type: none"> Food and Health Bureau <i>Environment and Ecology Bureau</i>¹⁰
11. Financial Affairs	<ul style="list-style-type: none"> Financial and finance matters 	<ul style="list-style-type: none"> Financial Services and the Treasury Bureau
12. Education	<ul style="list-style-type: none"> Education 	<ul style="list-style-type: none"> Education Bureau

⁸ See footnote 7.

⁹ After the reorganization of the structure of the sixth-term Government, the secretariat work of the Steering Committee on Ethnic Minority Affairs has been transferred to CMAB.

¹⁰ The Environment and Ecology Bureau ("EEB") has taken over from the Food and Health Bureau ("FHB") the policies on environmental hygiene, food safety, agriculture and fisheries, veterinary public health, etc. EEB is also responsible for driving climate action, promoting biodiversity and related work in these areas.

<u>Panel</u>	<u>Policy area</u>	<u>Corresponding bureau/body</u>
13. Development	<ul style="list-style-type: none"> Lands, buildings, planning, water supply, development-related heritage conservation, Public Works Programme and other works matters 	<ul style="list-style-type: none"> Development Bureau¹¹
14. Welfare Services	<ul style="list-style-type: none"> Welfare, rehabilitation services and poverty Women welfare and Family Council¹² <i>(to be transferred to the Panel on Home Affairs, which is to be renamed as the Panel on Home Affairs, Culture and Sports)</i> 	<ul style="list-style-type: none"> Labour and Welfare Bureau
	<ul style="list-style-type: none"> Social enterprise 	<ul style="list-style-type: none"> Home <i>and Youth</i> Affairs Bureau
15. Information Technology and Broadcasting	<ul style="list-style-type: none"> Information technology 	<ul style="list-style-type: none"> Innovation and, Technology <i>and Industry</i> Bureau¹³
	<ul style="list-style-type: none"> Telecommunications and broadcasting 	<ul style="list-style-type: none"> Commerce and Economic Development Bureau
	<ul style="list-style-type: none"> Film services and creative industry 	<ul style="list-style-type: none"> <i>Culture, Sports and Tourism Bureau</i>¹⁴

¹¹ After the reorganization of the structure of the sixth-term Government, the public fill management policy has been transferred from the Environment Bureau to the Development Bureau, which oversees construction-related matters.

¹² See footnote 5.

¹³ See footnote 2.

¹⁴ See footnote 6.

<u>Panel</u>	<u>Policy area</u>	<u>Corresponding bureau/body</u>
16. Economic Development	<ul style="list-style-type: none"> Matters relating to economic infrastructure and services, postal services, consumer protection and competition policy 	<ul style="list-style-type: none"> Commerce and Economic Development Bureau
	<ul style="list-style-type: none"> Weather information services¹⁵ <i>(to be transferred to the Panel on Environmental Affairs)</i> 	<ul style="list-style-type: none"> Commerce and Economic Development Bureau
	<ul style="list-style-type: none"> Energy supply and safety¹⁶ <i>(to be transferred to the Panel on Environmental Affairs)</i> 	<ul style="list-style-type: none"> Environment Bureau
	<ul style="list-style-type: none"> Air and sea transport facilities and services 	<ul style="list-style-type: none"> Transport and HousingLogistics Bureau
	<ul style="list-style-type: none"> Tourism 	<ul style="list-style-type: none"> <i>Culture, Sports and Tourism Bureau</i>¹⁷
17. Health Services	<ul style="list-style-type: none"> Medical and health services 	<ul style="list-style-type: none"> Food andHealth Bureau¹⁸
18. Environmental Affairs	<ul style="list-style-type: none"> Environmental matters (including those on energy), <i>energy matters</i>, conservation, and sustainable development 	<ul style="list-style-type: none"> Environment <i>and Ecology</i> Bureau
	<ul style="list-style-type: none"> <i>Weather information services and energy supply and safety</i>¹⁹ <i>(to be transferred from the Panel on Economic Development, and energy supply and safety to be subsumed under energy matters)</i> 	<ul style="list-style-type: none"> Environment <i>and Ecology</i> Bureau

¹⁵ After the reorganization of the structure of the sixth-term Government, the Hong Kong Observatory has been transferred from CEDB to EEB.

¹⁶ The policy work under the purview of EEB also covers energy supply, as well as the monitoring of the electricity and Towngas companies, the retail prices of auto-fuels and the prices of domestic liquefied petroleum gas.

¹⁷ See footnote 6.

¹⁸ After the reorganization of the structure of the sixth-term Government, FHB has been revamped as the Health Bureau, which focuses on medical services and public health policies.

¹⁹ See footnotes 15 and 16.