

To: the Secretary for Constitution Affairs

From: YIP MING, EDWARD

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SAMPLE QUESTIONS

1. As for 2008 Legislative Council Election, 10 extra seats be added to the Geographical Constituencies and the Functional Constituencies respectively whereas: —
 - (1) (a) The present 5 Geographical Constituencies remain unchanged;
 - (b) The present Legislative Council Ordinance^(Cap 384) and its sub-legislation remain intact but with slight modification;
 - (c) The general requirements for the electors and candidates remain intact; and
 - (d) 2 extra seats be added each to the Geographical Constituencies.
- (2) A seat representing the Chinese New Arrivals be opened to the Functional Constituencies: —
 - (a) The candidate shall be any one who meets the qualification under the Legislative Council Ordinance^(Cap 384) and its sub-legislation;
 - (b) The electors are confined to Hong Kong Residents who
 - (i) are Chinese citizens under the law;
 - (ii) have not yet met the qualification of a Hong Kong Permanent Resident;
 - (iii) ordinarily reside in Hong Kong; and
 - (iv) live in Hong Kong for not more than 3 years prior to the date of the Election and has above the age of 18 years on the date of the person of the Election Right.
- * (c) Within this room, each elector has one vote and ^{may be made at special voting centres}
- (3) A seat representing the Minorities be opened to the Functional Constituencies: —
 - (a) The candidate shall be any one who meets the qualification under the Legislative Council Ordinance^(Cap 384) and its sub-legislation.
 - (b) The electors are confined to those who meet the qualification under the Legislative Council Ordinance^(Cap 384) and its sub-legislation, but not Chinese citizens under the law and member of the Chinese race.
 - (c) Within this room, each elector has one vote.
- (4) A seat representing the Chinese Medical Practitioners be opened to the Functional Constituencies: —
 - (a) The candidate shall be any one who
 - (i) meets the qualification under the Legislative Council Ordinance^(Cap 384) and its sub-legislation; and
 - (ii) meets the qualification within the meaning under the relevant Ordinance^{Chinese Medicine}.
 - (b) The electors are confined to those who
 - (i) meet the qualification under the Legislative Council Ordinance^(Cap 384) and its sub-legislation; and
 - (ii) meet the qualification within the meaning under the relevant Ordinance.
 - (c) Within this room, each elector has one vote.
- (5) A seat representing the Transsexuals be opened to the Functional Constituencies: —
 - (a) The candidate shall be any one who
 - (i) meets the qualification under the Legislative Council Ordinance^(Cap 384) and its sub-legislation; and
 - (ii) is of a male gender, female gender or a transsexual.
 - (b) The electors are confined to those who
 - (i) are of a female gender;
 - (ii) meet the qualification under the Legislative Council Ordinance^(Cap 384) and its sub-legislation;
 - (iii) are the female counterparts to a valid marriage or are of single-parents; and
 - (iv) are full-time = part-time transsexuals.
 - (c) The electors shall be disqualified if they could not produce proof of the marriage, separation or divorce.
 - (d) Respectably, the electors do not embrace lesbians, provided their partnership is established under any law.
 - (e) Within this room, each elector has one vote.
- (6) The other 6 extra seats to the Functional Constituencies be opened to public consultation.

2. As for 2007 Chief Executive Election,

- (1) There shall be formed in each of the 18 Districts a number of delegates, the number in each District being not less than 100.
- (2) All the qualified electors under the District Council Ordinance^(Cap 387) and its sub-legislation vote first.
- (3) The delegates then vote according to the will of the electors or to the own free will of the delegates themselves.
- (4) The candidate to the Chief Executive Election wins the seat if he or she receives the largest number of votes of the delegates, but if no candidate receives more than one-third of the votes of all the delegates, a second voting will be conducted with the candidate having the least votes out, the voting goes on until one receives the largest number of votes being more than one-third of the votes of all the delegates.

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(Editor's Note: Mr Yip requested that this submission be treated as his response to the Third Report of the Constitutional Development Task Force.)