



香港公民協會
HONGKONG CIVIC ASSOCIATION

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By fax 2537 9083 and by mail

10 April 2007

The Chairman
Committee on Governance and
Political Development of the Strategic
Development Commission.
c/o Central Policy Unit,
13/F., West Wing, Central Government Offices,
Central, Hong Kong.

Dear Sir:

On 12 January 2004, our association suggested to government to consider developing for the HKSAR a bicameral legislature consisting of a House of Representatives (Lower House) and a Senate (Upper House).

We now understand that the Committee on Governance and Political Development of the Strategic Development Commission has thought it fit to put aside for the time being any further discussions on a bicameral system, primarily because it would involve changes to the Basic Law.

Like many other organizations in Hong Kong, our association does not want to see amendments to the Basic Law if such can be avoided; therefore we accept the Committee's view as being in the overall interest of the HKSAR.

At this point, we have several suggestions on changing the HKSAR legislature, between now and 2016, for consideration by your Committee at its next meeting.

2008 Legislative Council Election

There is a ground swell of public opinion in favour of government negotiating with the corporate sector to redefine the functional constituency corporate vote from that of being a single corporate vote to be expanded to include members of Boards of Directors, of governing committees, and committee members at executive/management levels. Should government take this suggestion on board and achieve a successful result, it would be a clear signal to the community of government's resolve to reform and broaden the voting base of the functional constituency system.

2012 Legislative Council Election

1. Functional constituencies with small electorates could be combined into group constituencies which would bring about an enlarged and more representative voting base. The number of functional group constituencies should be reduced to under 15 if possible.



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2. A large functional group constituency could make use of a nominating committee system in preparing a slate of qualified election contestants who would be directly elected by voters on the voting register.
3. The District Councils in each of the five Legislative Council regions should have a Legislative Council seat to be elected by the District Councillors in each of the five regions respectively.
4. Five new Legislative Council seats should be allotted to each of the five Legislative Council regions respectively. A nominating committee with balanced representation would be set up in each region to prepare a slate of participating candidates. Voting will be by direct election.
5. Equal parity between the geographic directly elected seats and the functional constituency seats should be retained for the 2012 Legislative Council period so as to ensure a smooth transition.
6. The split voting system should also be retained during the 2012 Legislature Council period so as to continue reflecting a working balance of community interests within the Council.
7. Each Legislative Council voter would be given two votes, one for the direct election geographic constituency seat and one for the functional group constituency seat.

2016 Legislative Council Election

At the present time of writing, our association is as yet unable to suggest whether 2016 will have a legislature that will be fully elected by universal suffrage, as defined and applied in the HKSAR political context.

We will first have to see what can be agreed upon and what can be implemented for the 2012 legislature. All things being equal, 2016 is a preferred date for most Hong Kong residents for universal suffrage in the HKSAR Legislative Council.



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Conclusion

Our association supports the gathering momentum towards having the 2012 Chief Executive elected preferably by an 800 person nominating committee and by a universal suffrage process.

We also support government's efforts to prepare a roadmap and a timetable, with or without pre-conditions, aimed at forming a legislature by 2016 to be elected by universal franchise, and conforming with the terms and spirit of the Basic Law.

Sincerely,

(Signed)

Hilton Cheong-Leen
President

cc Chief Executive, HKSAR
By fax 2509 0580 & by mail

香港公民協會

敬啟者：

2004年1月12日，本會建議政府考慮在特區立法會，發展一個兩院制度：即包括眾議院(下議院)和參議院(上議院)。

現時，我們了解到策略發展委員會轄下的管治及政治發展委員會認為兩院制之議應暫時擱置，主要由於此舉會引動修改基本法。

與其他香港的社團一樣，本會認為如能避免的話，儘量不欲修改基本法，故此我們贊同委員會的觀點，認為這是對香港整體利益有好處。

現在，我們對特區立法會由今天至2016年的發展，提供若干建議。希望貴委員會能在下次會議時討論。

2008年立法會選舉

現時民眾的聲音大致認為政府應與公司界別磋商，重新界定功能界別公司票的定義，即從公司擁有的單一投票權，擴展至所有機構的董事局、執行或管理委員會的成員都有投票權。如果政府贊成此舉又能達至成功的話，社會將會得到一個明確信息：政府決心改革和致力擴大功能團體的選民基礎。

2012年立法會選舉

1. 選民數目少的功能界別應合併為若干界別羣體，用以擴大選民基礎。這些界別羣體數目宜減至 15 個或以下。
2. 這些界別羣體宜成立一個提名委員會，去制定一張合格競選人的名單，而由選舉名冊裡的選民選出其代表。
3. 在現行五個立法會選區中，區議員可互選出其立法會代表，得到其立法會議席。
4. 在五個立法會選區中，每選區可獲新配多一個議席。一個有均衡代表性的提名委員會將制定一張參選人名單，而投票將以直選原則進行。
5. 地區直選與功能界別議席數目相同，此情況會用於 2012 年立法會選舉，確保一個順利過渡。
6. 2012 年立法會選舉仍然保留分票制，用以反映立法會各種利益獲得均衡表達。
7. 每個立法會投票人均有兩票：一票投於地區直選議席，一票投於功能界別議席。

2016年立法會選舉

直至執筆之時，因為要顧及特區政治環境的需要，本會尚未決定 2016 年是否必要推行全民直選立法會。

我們以為需待 2012 年立法會選舉法確定和執行後，才能決定 2016 年的安排。假若其他條件不變，2016 年特區實行立法會直選是大部分香港市民的優先選擇日子。

結論

本會支持社會凝聚力量，推動 2012 年由 800 人提名委員會提名，并由一個全民投票過程選出的行政長官。

在有否包含任何先決條件下，我們亦贊同政府所作出的努力，去制定路線圖和時間表，用以符合基本法的條文和精神，並促成 2016 年直選立法會的設計。

2007 年 4 月 10 日

會長 張有興 謹啓

此致

香港政府合署西翼 13 樓

香港特別行政區

中央政策組

策略發展委員會

管治及政治發展委員會主席

副本：香港特別行政區首長