

## Mr Gary FAN Kwok-wai 范國威<sup>†</sup>

### Membership in Environmental-related Committees:

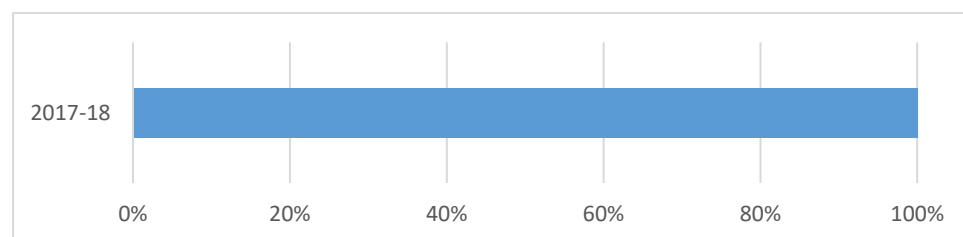
- Panel on Environmental Affairs
- Bills Committee on Waste Disposal (Charging for Municipal Solid Waste) (Amendment) Bill 2018

### Voting Record:

12 April 2018: Motion Moved by Hon Frankie Yick on “Promoting the Popularization of Electric Vehicles” as Amended by Hon Kenneth Leung, Hon Charles Peter Mok, Ir Dr Hon Lo Wai-Kwok, Hon Yung Hoi-Yan, Hon Chan Hak-Kan and Hon Tanya Chan	Yes
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### Panel on Environmental Affairs Attendance:

As Member



As Non-Member

2016-17	2017-18	2018-19	2019-20
-	Panel	0	0

### Comments Made in Environmental-related Committees:

Bills Committee on Waste Disposal (Charging for Municipal Solid Waste) (Amendment) Bill 2018

20181205	<p>1. <b>Mr FAN</b> expressed concern whether there would be sufficient measures for waste reduction and recycling to complement MSW charging. He also asked whether the Administration would consider:</p> <p>(a) expanding the scope of financial assistance to all public rental housing ("PRH") households, or providing a basic amount of free DBs to those households each month, to help mitigate the financial impact of MSW charging on low-income families; and</p> <p>(b) reducing government rates concurrently with the implementation of the proposed charging scheme to avoid</p>
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	<p>"double charging", given that government rates had been a charge for municipal services including waste collection and disposal.</p> <p>2. As the Government was the provider of municipal services, <b>Mr FAN</b> remarked that he did not subscribe to the Administration's explanation in "government rates now formed part of the Government's general revenue without specific relevance to the provision of any municipal service".</p>
20190430	<p>3. Dr CHENG and <b>Mr FAN</b> expressed the following concerns:</p> <p>(a) if, after the implementation of the proposed charging scheme, non-compliant waste ("NCW") deposited by individual households in a residential building/housing estate would be eventually wrapped into DBs by the PMC concerned during its routine waste collection/removal service, then the property management fee might be increased in future to cover the additional costs borne by the PMC. This would be unfair to compliant households, which would have to indirectly subsidize the proposed MSW charge arising from non-compliant households;</p> <p>(b) the free-riding problem described above might become prevalent in buildings with refuse chutes, as it would be difficult for a PMC to identify the source of NCW if it was directly passed down a refuse chute to a large refuse bin by a waste producer; and</p> <p>(c) it would be generally difficult for PMCs to monitor compliance situation and rectify the problems of NCW disposal within residential premises. Moreover, PMCs might not be willing to report offences to the authorities due to their aversion to potential conflicts with residents.</p>

† **Gary FAN Kwok-wai** was declared to be returned as a member of LegCo at the LegCo by-election held on 11 March 2018, and took the oath to assume office at the Council meeting of 21 March 2018.

According to the Judgment of the Court of First Instance of the High Court handed down on 13 September 2019, Gary FAN Kwok-wai was not duly elected as a member of LegCo at the LegCo by-election held on 11 March 2018 and no other person was duly elected instead. According to the decision of the Appeal Committee of the Court of Final Appeal of 17 December 2019 refusing Mr FAN's application for leave to appeal, Gary FAN Kwok-wai, by virtue of section 72(5)(b) of the Legislative Council Ordinance (Cap. 542), has ceased to be a member of LegCo since 17 December 2019.