

## Hon SHIU Ka-fai, JP 邵家輝議員

Functional Constituency - Wholesale & Retail

Liberal Party

### Membership in Environmental-related Committees:

- Panel on Environmental Affairs
- Bills Committee on Conservation of Antarctic Marine Living Resources Bill
- Bills Committee on Protection of Endangered Species of Animals and Plants (Amendment) Bill 2017
- Bills Committee on Waste Disposal (Charging for Municipal Solid Waste) (Amendment) Bill 2018
- Subcommittee on Air Pollution Control (Vehicle Design Standards) (Emission) (Amendment) Regulation 2017
- Subcommittee on Energy Efficiency (Labelling of Products) Ordinance (Amendment of Schedule 1) Order 2017
- Subcommittee on Marine Parks (Designation) (Amendment) Order 2016
- Subcommittee on Promotion of Recycling and Proper Disposal (Electrical Equipment and Electronic Equipment) (Amendment) Ordinance 2016 (Commencement) Notice 2017 and Product Eco-Responsibility (Regulated Electrical Equipment) Regulation
- Subcommittee to Study Issues Relating to the Development of Electric Vehicles

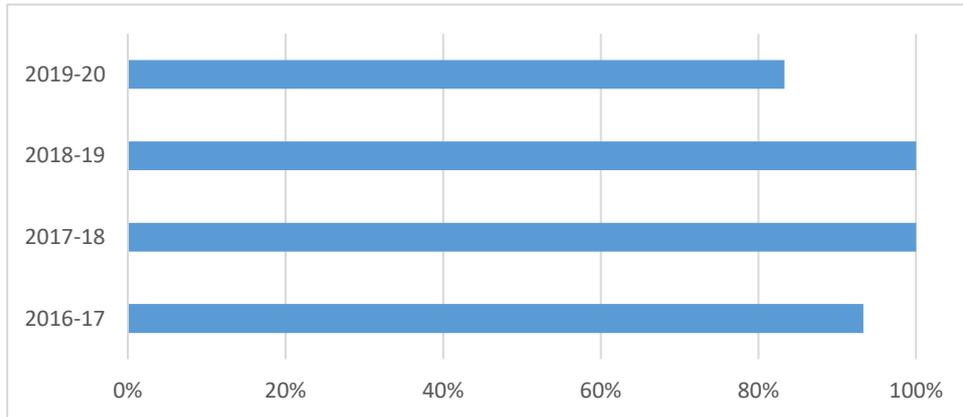
### Voting Record:

8 December 2016: Motion Moved by Hon Chan Han-Pan on “Updating the Hong Kong Planning Standards and Guidelines and Increasing Community Facilities to Enhance Living Environment” as Amended by Hon Alice Mak, Ir Dr Hon Lo Wai-Kwok, Hon Frankie Yick and Hon Andrew Wan	Yes
1 June 2017: Motion on “Promoting ‘Hong Kong People Using Hong Kong Water’ and Protecting Local Resources”	No
5 July 2017: Proposed Resolution Moved by Secretary for the Environment under the Product Eco-Responsibility Ordinance and the Interpretation and General Clauses Ordinance	Yes
16 November 2017: Proposed Resolution under the Energy Efficiency (Labelling of Products) Ordinance	Yes
31 January 2018: Protection of Endangered Species of Animals and Plants (Amendment) Bill 2017 - Third Reading	No

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	
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**Panel on Environmental Affairs Attendance:**

As Member



**Comments Made in Environmental-related Committees:**

Panel on Environmental Affairs

20161219	16. <b>Mr SHIU Ka-fai</b> remarked that compared to the greater costs in terms of transportation and disposal charges that would otherwise be incurred for depositing C&D waste properly at waste disposal facilities, the fixed penalty at \$1,500 could hardly have any punitive effect to deter fly-tipping of such waste at roadside or convenient locations.	Waste
20161219	19. Mr KWOK Wai-keung and <b>Mr SHIU Ka-fai</b> pointed out that smallscale fly-tipping of C&D waste in the urban areas, including C&D waste generated from renovation/repair works in domestic flats, often involved dumping from light vehicles. As such, they both considered it necessary to extend the suggested use of GPS to light vehicles and private cars carrying C&D waste.	Waste
20170123	26. <b>Mr SHIU Ka-fai</b> expressed disappointment about the Administration's inability to eradicate fly-tipping of construction and demolition ("C&D") waste. For instance, Braemar Hill Road remained one of the black spots of fly-tipping of C&D waste. He urged the Administration to step up enforcement and consider imposing heavier penalties to increase deterrent effects.	Waste

20170123	42. <b>Mr SHIU Ka-fai</b> said that the wholesale and retail sectors in general did not object to the implementation of WPRS. He opined that the Administration should consider how to help small retailers cope with the administrative burden/costs arising from compliance with WPRS.	Waste
20170123	49. <b>Mr SHIU Ka-fai</b> referred to the submission from the Hong Kong Recycling Chamber of Commerce (LC Paper No. CB(1)451/16-17(02)) which expressed concern about the potential difficulty for existing WEEE recyclers to meet the relevant land requirements in order to obtain a waste disposal licence for the storage, treatment, reprocessing or recycling of regulated e-waste. <b>Mr SHIU</b> suggested that after commencement of the licensing control, a grace period be given for existing WEEE recyclers to upgrade their operations and meet the licensing requirements.	Waste
20170224	10. <b>Mr SHIU Ka-fai</b> stressed that the Administration should take into account the viability of the transport trades when considering the timing to tighten vehicle emission standards.	Air
20170303	13. Referring to Annex I of the Administration's paper (LC Paper No. CB(1)573/16-17(02)), the Chairman, Mr HUI Chi-fung and <b>Mr SHIU Ka-fai</b> commented that the number of convictions and the fines imposed for illegal land filling or fly-tipping were too low. In particular, there had been no convicted case of illegal dumping of C&D waste on unallocated Government land under L(MP)O for four years from 2013 to 2016. <b>Mr SHIU</b> urged the Administration to consider measures to assist the courts in considering and imposing heavier fines.	Waste
20170303	18. <b>Mr SHIU Ka-fai</b> suggested the Administration consider ways to facilitate dumper trucks to dispose of C&D waste at convenient locations legally with a view to deterring illegal dumping.	Waste
20170327	7. Mr CHAN, Mr Kenneth LAU and <b>Mr SHIU Ka-fai</b> enquired about the measures to be taken by the Administration to complement and enforce the implementation of MSW charging, including the means to identify non-compliant waste producers, and combat fly-tipping on agricultural lands and at rural villages.	Waste

20170327	11. Dr Elizabeth QUAT opined that the Administration should adopt a carrot and stick approach by offering incentives to individual households in the form of MSW charge rebates based on the amount of waste reduced while collecting the MSW charges. This would enhance public acceptability of the charging scheme. Mr Tommy CHEUNG and <b>Mr SHIU Ka-fai</b> shared similar views.	Waste
20170424	9. <b>Mr SHIU Ka-fai</b> expressed support for the proposed manpower arrangements. He suggested the Administration consider providing financial incentives to the public for their participation in recycling. The Administration should also explore ways to enhance the production and use of recycled products, and promote and expand the outlets for such products.	Waste
20171030	30. <b>Mr SHIU Ka-fai</b> enquired about the number of applications for e-waste disposal licences received by the Administration since June 2017 pursuant to the regulatory control on abandoned waste electrical and electronic equipment under the Promotion of Recycling and Proper Disposal (Electrical Equipment and Electronic Equipment) (Amendment) Ordinance 2016. He said that some recycling operators were gravely concerned whether they were able to fulfill the licensing requirements within the application timeframe. <b>Mr SHIU</b> requested the Administration to step up publicity and provide information on relevant application procedures to the recycling trade.	Waste
20171030	47. <b>Mr SHIU Ka-fai</b> asked whether raising revenue for the Government was one of the purposes of MSW charging.	Waste
20171030	51. <b>Mr SHIU Ka-fai</b> pointed out that some wastes generated by commercial and industrial ("C&I") establishments, such as packaging waste and diners' leftovers, were unavoidable and beyond the control of retail or food business operators. As such, he queried the logic for applying the same charging mechanism to both the domestic and C&I sectors, and was sceptical of the effectiveness of MSW charging in reducing waste from C&I sources.	Waste
20171030	62. Mr CHAN Hak-kan, Mr Steven HO, <b>Mr SHIU Ka-fai</b> and Mr KWOK Wai-keung expressed concerns that the	Waste

	implementation of MSW charging would aggravate fly-tipping and give rise to charge evasion as well as abuse of litter containers in public places.	
20171127	36. <b>Mr SHIU Ka-fai</b> was concerned whether the funding earmarked [for the Recycling Fund] was sufficient for all recycling businesses to upgrade their facilities.	Waste
20180226	8. <b>Mr SHIU Ka-fai</b> suggested the Administration adopt a progressive scale of FRT concessions that inversely correlated to e-PC prices. He also observed that vehicle buyers had taken advantage of the "window period" (i.e. the period after the Government's announcement of capping the FRT concessions for e-PCs and before commencement of the measure) to place last-minute orders of e-PCs so as to avoid payment of a higher FRT. He considered that the Administration should narrow the "window period" to minimize abusive market responses.	Air
20180226	25. For the purpose of reducing vehicular emissions, <b>Mr SHIU Ka-fai</b> suggested that apart from promoting the adoption of EVs, the Administration should also promote the use of other green vehicles with high energy efficiency, such as hybrid vehicles. He also suggested introducing measures including FRT refunds to encourage owners to scrap their old vehicles.	Air
20180326	29. <b>Mr SHIU Ka-fai</b> sought details on the penalties against fly-tipping of construction waste in public places, including the number of prosecutions in recent years and the highest fine handed down by the court. Given that the existing fixed penalty under the Fixed Penalty (Public Cleanliness and Obstruction) Ordinance (Cap. 570) was just \$1,500, <b>Mr SHIU</b> considered that free-riders could well afford to take the risk of illegal dumping of construction waste since the penalty cost could be more than compensated by the saving in expenses otherwise incurred for transporting the construction waste to designated reception facilities. He opined that the Administration should raise the fixed penalty to, say, \$20,000 to enhance its deterrent effect against free-riding.	Waste
20180528	21. <b>Mr SHIU Ka-fai</b> opined that the Administration should	Misc

	increase the penalty for illegal felling of incense trees.	
20180719	5. <b>Mr SHIU Ka-fai</b> was concerned about the compliance burden on suppliers arising from [the producer responsibility scheme on glass beverage containers]. He asked whether the Administration would consider charging the levy on the basis of the number of regulated articles distributed or consumed regardless of the beverage container sizes; and whether the levy level would increase in future.	Waste
20180719	21. <b>Mr SHIU Ka-fai</b> relayed the concerns of some trade associations (including the Hong Kong Food Drink & Grocery Association and the Beverage Manufacturers Association of Hong Kong) that for many suppliers, it would be very challenging to achieve a waste reduction rate of 80% for the glass beverage containers of the regulated articles it distributed or consumed in Hong Kong ("the threshold") to enjoy the exemption from paying the levy in full. He suggested the Administration lower the threshold to, say, 40% or 60%, with a view to encouraging smaller suppliers to participate in the recovery and reuse arrangements.	Waste
20190527	15. <b>Mr SHIU Ka-fai</b> and Mr Tony TSE expressed support for the promotion of EE&C and RE through I&T. <b>Mr SHIU</b> observed that measures implemented by the Administration in recent years had raised public awareness of energy conservation. He asked about the tax incentives for members of the public to adopt environmental practices.	Climate
20191028	19. <b>Mr SHIU Ka-fai</b> enquired about the timetable for launching the incentive-cum-regulatory programme to phase out Euro IV DCVs ("the Euro IV programme") and sought clarification on the expiry date of the pre-Euro IV programme... As it would take some time for the Administration to complete the public consultation process, <b>Mr SHIU</b> expressed grave concern that some vehicle repair workshops would lose a major income source after the expiry of the pre-Euro IV programme, which might lead to business closure. He questioned why the Administration did not plan to launch the Euro IV programme earlier to ensure a seamless transition.	Air
20191216	8. <b>Mr SHIU Ka-fai</b> said that the trades generally welcomed	Air

	<p>the extension of the application deadline for ex-gratia payment for Euro III diesel commercial vehicles ("DCVs") under the incentive-cum-regulatory programme to phase out pre-Euro IV DCVs ("the pre-Euro IV programme"). He considered that the Administration should announce the implementation timetable for the programme to phase out Euro IV DCVs ("the Euro IV programme") as early as possible, so that the automotive trade could make timely preparations.</p>	
20191216	<p>26. <b>Mr SHIU Ka-fai</b> and the Chairman suggested that the Administration should disseminate information on ambient concentrations and major emission sources of dioxins, research findings on thermal decomposition of CS, etc., to allay public concern about the environmental impact of tear gas residues.</p>	Air
20200122	<p>34. <b>Mr SHIU Ka-fai</b> said that he was supportive of the general direction of the proposed Euro IV programme, and relevant trade associations were agreeable to the proposed implementation details of the programme. He called on the Administration to ensure a seamless transition from the existing incentive-cum-regulatory programme to phase out pre-Euro IV DCVs ("the preEuro IV programme") to the proposed Euro IV programme, so as to minimize the impact of the expiry of the pre-Euro IV programme on the automotive trade.</p>	Air
20200122	<p>37. Mr Frankie YICK, Ir Dr LO Wai-kwok and <b>Mr SHIU Ka-fai</b> pointed out that some diesel four-wheel drives ("4WDs") purchased for personal uses were registered as diesel light goods vehicles ("LGVs"), which were one of the categories of DCVs, as they were not in compliance with the then emission standards for diesel private cars ("PCs"). Some owners of these diesel 4WDs had expressed concern that if the proposed Euro IV programme was implemented, they could not renew the licences of their diesel vehicles beyond the retirement deadline under the programme as they anticipated that their diesel vehicles could not meet the prevailing emission standard for diesel LGVs. <b>Mr SHIU</b> suggested that the Administration should allow the</p>	Air

	registration of affected diesel 4WDs as special purpose vehicles, so that they could be exempted from complying with the relevant emission requirements and the proposed Euro IV programme.	
20200122	65. <b>Mr SHIU Ka-fai</b> relayed the views of automotive trade associations that one of the most important factors affecting the adoption of EVs was the supply of charging facilities. He enquired about the target in respect of the installation of EV charging facilities in private buildings, and whether the Administration had requested Link Real Estate Investment Trust ("Link REIT") to enhance the provision of EV charging facilities in its car parks.	Air
20200122	67. At the request of <b>Mr SHIU Ka-fai</b> , USEN undertook to provide supplementary information on the total numbers of parking spaces in the car parks owned/managed by HA and HKHS, and the percentages of parking spaces installed with EV charging facilities.	Air

#### Bills Committee on Conservation of Antarctic Marine Living Resources Bill

20180716	1. <b>Mr SHIU Ka-fai</b> expressed support for the Bill. He advised that the wholesale and retail trade generally considered that the implementation in Hong Kong of the Convention on the Conservation of Antarctic Marine Living Resources ("CCAMLR") and the introduction of regulatory control over the trading of toothfish would not cause significant burden on their operation.
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#### Bills Committee on Protection of Endangered Species of Animals and Plants (Amendment) Bill 2017

20170707	1. <b>Mr SHIU</b> expressed strong objection to the Administration's stance to impose the trade ban on ivory which was the traders'/craftsmen's asset without providing any compensation to them in return. The Administration advised that there was no international precedent in providing compensation to affected parties for ivory trade ban.
20170906	2. Mrs IP and <b>Mr SHIU</b> urged the Administration to provide compensation and assistance to the affected traders in order to protect their minority interest.
20171017	3. <b>Mr SHIU</b> expressed the following views/suggestions:

	<p>(a) as the Administration had continued to allow the import and re-export of pre-Convention ivory after 1990, legitimate ivory traders in Hong Kong had not been able to sell their entire ivory stock all these years. It was unfair for the Administration to impose now a total ban on ivory trade by 31 December 2021; and</p> <p>(b) whether the Administration had plans to take on board members' suggestions of buying back the unsold stock of ivory from legitimate ivory traders, including the suggestions of establishing an iconic museum for ivory arts in Hong Kong and/or providing compensation to the affected traders. Otherwise, the ivory traders might seek a judicial review against the Administration's decision to impose the ivory trade ban.</p> <p>4. <b>Mr SHIU</b> opined that the proposed trade ban would run counter to Hong Kong's principle of a free market economy.</p>
20171108	<p>5. <b>Mr SHIU</b> considered that the Administration should put in extra efforts in verifying the export certificates of pre-Convention ivory imported to Hong Kong, as these documents were vulnerable to forgery. The Administration was also urged to take vigorous enforcement action against the laundering of illegally sourced ivory into Hong Kong's regulated ivory market.</p> <p>6. <b>Mr SHIU</b> considered that the import of preConvention ivory to Hong Kong under a permit system had affected the local sale of postConvention ivory and such arrangement should be banned.</p> <p>7. <b>Mr SHIU</b> enquired how AFCD would ascertain whether an ivory item was acquired pre-Convention or was derived from recent poaching activities.</p>
20171129	<p>8. <b>Mr SHIU</b> was of the view that the existence of a permit system for import of pre-Convention ivory to Hong Kong had affected the local sale of postConvention ivory and such a permit system should have been abolished for years.</p> <p>9. <b>Mr SHIU's</b> enquiry and the Administration's response on the definition of "specimen" under Cap. 586.</p> <p>10. <b>Mr SHIU</b> considered that to facilitate scrutiny of the Bill, the Administration should make available information on the measures and exemption arrangements adopted by the European countries.</p>
20171211	<p>11. <b>Mr SHIU</b> enquired about the following issues in relation to the Administration's response to the issues raised at the meeting on</p>

	<p>29 November 2017 (LC Paper No. CB(1)327/17-18(02)):</p> <p>(a) under clause 27 of the Bill which provided for exemption permitting trade in "antique elephant ivory", the reasons for Hong Kong to adopt a stricter definition for "antique elephant ivory" (i.e. pre-1925 worked ivory) than that adopted in France (i.e. pre-1947 worked ivory); and</p> <p>(b) the reasons for Hong Kong to impose a total ban on ivory trade which was stricter than the European Union ("EU") regime where intra-EU ivory trade and re-export of ivory were allowed under specified conditions as set out in paragraph 8 of LC Paper No. CB(1)327/ 17-18(02).</p> <p>12. <b>Mr SHIU</b> expressed dissatisfaction with the Administration's adoption of "pre-1925 worked ivory" in defining "antique elephant ivory". He was concerned whether a person would be allowed to bring into Hong Kong an ivory carving in his/her possession which was recognized as antique elephant ivory in France but not in Hong Kong after the ban.</p> <p>13. <b>Mr SHIU</b> expressed concern about the different approaches of implementing ivory trade ban in Hong Kong and in the EU countries. He enquired about the reasons for Hong Kong's adoption of a stricter approach for imposing the ivory trade ban vis-à-vis the EU countries, in that while import and re-export of pre-Convention ivory was proposed to be banned in step 2 of the three-step plan to phase out local ivory trade in Hong Kong, intra-EU trade and reexport of pre-Convention ivory accompanied by a re-export licence under specified conditions was hitherto allowed to continue.</p> <p>14. Noting that EU countries had not been specifically included in the list of countries or territories of "primary concern" by CITES, <b>Mr SHIU</b> queried why Hong Kong was identified as a place of "primary concern" since the re-export volume of ivory from Hong Kong was not large compared to EU countries.</p>
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Bills Committee on Waste Disposal (Charging for Municipal Solid Waste)  
(Amendment) Bill 2018

20190415	<p>1. Mr CHAN and <b>Mr SHIU</b> expressed concern that the installation of surveillance camera systems at fly-tipping black spots might not be effective in the long run as flytipping activities could be shifted to</p>
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	<p>locations where surveillance camera systems were not installed. Mr CHAN asked whether the Administration would consider substantially expanding the coverage of the surveillance camera systems</p> <p>2. <b>Mr SHIU</b> suggested that the Administration should provide financial assistance/rewards to the public, which might mitigate the financial impact of the proposed charging scheme on the grassroots.</p>
20191111	<p>3. <b>Mr SHIU</b> expressed grave concern that the implementation of the proposed MSW charging scheme (if the Bill was passed) would be very controversial under the prevailing social conditions. He considered that the Administration should provide more information on the estimated cost of staff who would undertake enforcement duties relating to the proposed MSW charging scheme.</p>

Subcommittee on Promotion of Recycling and Proper Disposal (Electrical Equipment and Electronic Equipment) (Amendment) Ordinance 2016 (Commencement) Notice 2017 and Product Eco-Responsibility (Regulated Electrical Equipment) Regulation

20170523	<p>1. <b>Mr SHIU</b> and Mr CHAN's enquiries and suggestions as follows:</p> <p>(a) timeframe for WEEETRF to provide REE removal service and for a consumer of REE to make the relevant request;</p> <p>(b) potential impact of the removal service on REE sellers' operations;</p> <p>(c) requirements that a recycler should meet in order to obtain an e-waste disposal licence; and</p> <p>(d) whether the Administration would consider deferring commencement of the prohibition against disposal of e-waste without a licence under section 16 of WDO ("new licensing control") by three years.</p> <p>2. <b>Mr SHIU's</b> enquiries regarding section 40 of the proposed Product Eco-responsibility (Regulated Electrical Equipment) Regulation ("REE Regulation").</p>
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