

LEGISLATIVE COUNCIL.

No. 866.

LEGISLATIVE COUNCIL, No. 10.

Thursday, 13th October, 1938, at 11 a.m.

PRESENT:

HIS EXCELLENCY THE GOVERNOR

(Sir GEOFFREY ALEXANDER STAFFORD NORTHCOTE, K.C.M.G.).

His Excellency the General Officer Commanding the Troops, (Major-General ARTHUR WOLLASTON BARTHOLOMEW, C.B., C.M.G., C.B.E., D.S.O.).

The Honourable the Colonial Secretary, (Mr. NORMAN LOCKHART SMITH, C.M.G.).

„ the Attorney General, (Mr. JOHN ALEXANDER FRASER, M.C., *Acting*).

„ the Secretary for Chinese Affairs, (Mr. ROLAND ARTHUR CHARLES NORTH).

„ the Financial Secretary, (Mr. SYDNEY CAINE).

„ Commander GEORGE FRANCIS HOLE, R.N. (Retired), (Harbour Master).

„ Mr. RICHARD McNEIL HENDERSON, (Director of Public Works).

„ Mr. THOMAS HENRY KING, (Commissioner of Police).

„ Dr. PERCY SELWYN SELWYN-CLARKE, M.C., (Director of Medical Services).

„ Sir HENRY EDWARD POLLOCK, Kt., K.C., LL.D.

„ Mr. JOHN JOHNSTONE PATERSON.

„ Mr. CHAU TSUN-NIN, C.B.E.

„ Mr. LO MAN-KAM.

„ Mr. STANLEY HUDSON DODWELL.

„ Mr. LEO D'ALMADA E CASTRO, Junior.

„ Dr. LI SHU-FAN.

„ Mr. ANDREW LUSK SHIELDS.

Mr. BRIAN CHARLES KEITH HAWKINS, (Deputy Clerk of Councils).

1. The Council met pursuant to adjournment. His Excellency the Governor occupied the Chair.

MINUTES.

2. The Minutes of the Meeting held on the 15th September, 1938, were confirmed.

ADDRESS BY THE PRESIDENT.

3. His Excellency the Governor addressed the Council.

## PAPERS.

## 4. The following papers were laid on the table :—

Regulations made by the Governor in Council under the Pleasure Grounds and Bathing Places Regulation Ordinance, 1936, Ordinance No. 29 of 1936, dated 16th September, 1938.

Form prescribed by the Governor in Council under section 42 of the Merchant Shipping Ordinance, 1899, Ordinance No. 10 of 1899, dated 31st August, 1938.

Amendment made by the Governor in Council under section 2 of the Emergency Regulations Ordinance, 1922, Ordinance No. 5 of 1922, to the emergency regulations dated 16th September, 1938.

Rules made by the Governor in Council under section 6A (1) of the New Territories Regulation Ordinance, 1910, Ordinance No. 34 of 1910, dated 21st September, 1938.

Order made by the Governor in Council under section 99 of the Public Health (Sanitation) Ordinance, 1935, Ordinance No. 15 of 1935, dated 21st September, 1938.

Amendments made by the Governor in Council under section 3 of the Adulterated Food and Drugs Ordinance, 1935, Ordinance No. 8 of 1935, to the regulations, dated 23rd September, 1938.

Amendment made by the Governor in Council under section 39 of the Merchant Shipping Ordinance, 1899, Ordinance No. 10 of 1899, to Table T of the regulations, dated 23rd September, 1938.

Rescission of the Order made by the Governor in Council on the 19th February, 1938, under section 18 of the Quarantine and Prevention of Disease Ordinance, 1936, Ordinance No. 7 of 1936, dated 29th September, 1938.

Declaration under section 18 of the Quarantine and Prevention of Disease Ordinance, 1936, Ordinance No. 7 of 1936, dated 29th September, 1938.

Proclamation No. 10.—Court situate on the 2nd floor of the building known as the Magistracy appointed as Third Court.

Proclamation No. 11.—Juvenile Court, Kowloon, appointed an additional Court-house.

## Administration Reports, 1937 :—

## Part I.—General Administration :—

Report on the Assessment for the year 1938-1939.

## Part II.—Law and Order :—

Report of the Registrar of the Supreme Court, Official Trustee, Official Administrator and Registrar of Companies.

Report on the New Territories, District Office, North.

Report on the New Territories, District Office, South.

## Part VI.—Public Works :—

Report of the Director of Public Works.

## Sessional Papers, 1938 :—

No. 12.—Report of the Housing Commission, 1935.

No. 13.—Draft Programme of Public Works.

Interim Report of the Nutritional Research Committee.

## REPORT OF THE FINANCE COMMITTEE.

## 5. The Colonial Secretary laid on the table the Report of the Finance Committee (No. 8), dated 15th September, 1938, and moved its adoption.

The Financial Secretary seconded.

Question—put and agreed to.

## BILLS.

6. *Rating Amendment Bill.*—The Attorney General addressed the Council and moved the First reading of a Bill intituled “An Ordinance to amend the Rating Ordinance, 1901.”

The Colonial Secretary seconded.

Question—put and agreed to.

Bill read a first time.

7. *Stamp Amendment Bill.*—The Attorney General moved the Second reading of a Bill intituled “An Ordinance to amend the Stamp Ordinance, 1921.”

The Colonial Secretary seconded.

Question—put and agreed to.

Bill read a second time.

Council in Committee on the Bill.

On Council resuming, the Attorney General reported that the Bill had passed through Committee without amendment, and moved that it be read a third time.

The Colonial Secretary seconded.

Question—put and agreed to.

Bill read a third time and passed.

8. *Waterworks Bill.*—The Attorney General moved that the Bill intituled “An Ordinance to provide for and regulate the supply of water” be recommitted to Committee of the whole Council for further amendments, which had already been published in the Gazette.

The Colonial Secretary seconded.

Question—put and agreed to.

Council in Committee on the Bill.

The Attorney General moved the following amendments:—

- (a) Substitute “seven days” for “ten days” in the third paragraph of regulation 2 in the Schedule.
- (b) Delete the proviso to the first part of Appendix I under the heading “Price of water” and substitute:

Provided that the above rates shall be increased by twenty-five cents in the case of any sum under five dollars, and by five per cent. in that of any other sum, payment of which is not made on or before the date notified by the water authority in his account as the date by which payment of such sum is to be made: And provided also that a fraction of any such increase which is less than ten cents shall be reckoned as ten cents.

The Colonial Secretary seconded.

Question—put and agreed to.

On Council resuming, the Attorney General moved that the amended Bill, the amendments of which had already appeared in the Gazette, be read a third time in substitution for the Bill as read a second time.

The Colonial Secretary seconded.

Question—put and agreed to.

Bill read a third time and passed.

## MOTION.

9. The Financial Secretary addressed the Council and moved the following resolution :—

That the draft estimates of expenditure for 1939 be approved.

The Colonial Secretary seconded.

Council adjourned till 2.30 p.m.

Council re-assembled at 2.30 p.m.

The Honourable Sir HENRY EDWARD POLLOCK, Kt., K.C., LL.D., addressed the Council and moved an amendment to the Resolution, that the draft estimates be referred, for consideration in detail, to a Select Committee consisting of the Colonial Secretary, Financial Secretary and all Unofficial Members.

The Honourable Mr. JOHN JOHNSTONE PATERSON seconded.

The Honourable Mr. CHAU TSUN-NIN, C.B.E., addressed the Council.

The Honourable Mr. LO MAN-KAM addressed the Council.

The Colonial Secretary accepted the amendment on behalf of Government and the draft estimates were referred accordingly.

His Excellency the Governor addressed the Council assuring the Honourable Mr. CHAU TSUN-NIN, C.B.E., and the supporting members that their proposals would be considered by Government.

## ADJOURNMENT.

10. The Council then adjourned *sine die*.

G. A. S. NORTHCOTE,  
*Governor.*

Confirmed this 10th day of November, 1938.

B. C. K. HAWKINS,  
*Deputy Clerk of Councils.*

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**No. 867.**—His Excellency the Governor has given his assent, in the name and on behalf of His Majesty the KING, to the following Ordinance passed by the Legislative Council :—

Ordinance No. 21 of 1938.—An Ordinance to amend the Rating Ordinance, 1901.