



**Hong Kong University Students' Union Council,**  
**Session 2013**  
**2<sup>nd</sup> Council Meeting [CM2]**  
**Minutes**

Date: 31/3/2013 (Sun)

Venue: G/F Foyer, Union Building

Time: 12:00

Attendance:

CC, HS, ICAP, CAP (Early Leave without apology), RICA1, RICA2, RCA2, HHR\*, LCHHR (sub), LHHR, LHHR, RCLHR, RHR, SCSHR, SJCR, , STHR, SWHR, UHR, ASR, AAR, BEAR,DSR, EDSR, LAR, MSR, SSR, SSSR (Early Leave with apology), ECU(a), CTVC(a)

Absent:

SAP (without apology), RSA1 (without apology), RSA2 (without apology), MHR\*, PP (without apology)

Late:

FS(a) (Early Leave with apology), AS(a) (Early Leave without apology), RCA1 (Early Leave without apology), LSKHR (with apology), SKYLHR (with apology), WLHR (with apology)

0. Meeting called to order and Sing the Union Song

**Section A**

1. To read out the correspondences

- FS(a) needed to leave early at 17:00 due to family issues.
- MHR needed to be absent due to family issues.
- LCHHR needed to be substituted by Miss Chiu Pui Yan (UID: 3035037882), Internal Vice-Chairman of LCHHSA (and Mr. Cheng Pui Chung (UID: 3035048087), Chairman of LCHHSA when meeting reconvened at 22:30), since he was in Mainland China.

- LSKHR needed to arrive late at 13:00 due to an urgent meeting.
- SKYLHR needed to arrive late at 13:00 due to inter-hall drama competition rehearsal.
- WLHR needed to arrive late at 13:00 due to inter-hall drama competition rehearsal.
- SSSR needed to leave early at 18:30 due to family issues.
- ECU(a) needed to leave early at 18:30.

2. To receive the maiden speech of new councilor(s)

- CAP expressed his hope on cooperating well with all other councilors, so that the turmoil observed in the previous session could be avoided.
- RCA2 hoped to bring in and out opinions of subordinate organizations to and from the Council, and act as an effective bridge for communication.
- HHR expressed that it was his great pleasure to serve in council, and he looked forward to the smooth running of the body.
- RCLHR expressed his hope in cooperating well with other councilors and in collective effort, could make the council a better place.
- RHR introduced himself.
- SCSHR mentioned the support received from hall-mates, and expressed determination in endeavoring throughout the whole council session.
- SJCR wished to influence one another both in and out of the Union Council, so as to maintain and achieve justice.
- STHR reminded that the windstorm generated in the previous session was not yet settled. He requested efforts from all councilors into remediation.
- ASR wished to bring forth a functional council in the upcoming session.
- ENSR guaranteed that the malfunction of ENS in the previous session would not happen again, and expressed his wish in bringing forth a right and just council.

3. To report the motion(s) carried by circulation

- CC reported that all motions for approval by circulation dated on or before 25/3 have passed except motion 52, which had typo in the names of proposer and seconder. Thus the motion concerned would be circulated once again.

4. To receive and adopt the agenda

- CC suggested that due to the not yet validated by-election results, and new development on the union finance issue after the acting campus media executives discussed with honorary chair, there shall be changes in agenda, as follows:
  - a) Add in the agendum of discussing matters concerning by-elections in agendum B1
  - b) Followed by Handling “To receive and adopt the annual report of Campus TV, HKUSU, Session 2011”
  - c) Move forward the original agendum B11

- d) Cut original agenda B1-3 due to the failure in validating the results of by-election immediately
- e) Bring forth original agenda 4-9
- f) Add in the agenda "To discuss the union finance" before the "To report on the business of the HKFS"
- SSSR pointed out a typo in original agenda A5, "To receive and adopt the minutes ECM1" instead of "CM1"

#### Motion 1

To receive and adopt the amended agenda

Proposer: LI Chee Wing (LAR)

Seconder: NG Chi Hin (EDSR)

Time received: 12:28

Resolution: No objection. Motion Carried.

Time resolved: 12:28

5. To receive and adopt the minutes of ECM1
  - DSR pointed out that a space bar should be added in after "2013" in motion 1.
  - LHHR suggested that there was a typo in the name of the proposer in Motion 3.

#### Motion 2

To receive and adopt the minutes of ECM1, HKUSU Council Session 2013.

Proposer: LI Chee Wing (LAR)

Seconder: NG Chi Hin (EDSR)

Time received: 12:35

Resolution: No objection. Motion Carried.

Time resolved: 12:35

### **Section B**

1. To handle the complaints over the by-election of Annual Election 2013 and the by-election of Undergraduate Student Membership to the Broads of Faculties
  - CC suggested discussing firstly on the nature of complaints, then commenting on any improper handling of complaints, any recommendation on alternative solutions.
  - Speaking right was granted to Miss Tsui Lee Ka, the chairperson of the Union Elections Committee for reporting on the complaints concerned.
  - Tsui reported that there have been on 8 complaints received, in which some have been

forwarded to council by the complainants themselves and some only sent to the UEC Chairperson. Only some complaints were with UID indicated, she would like to ask for advice from council on how to handle those without personal identification. She went on to report that, some complaints were on the by-election of faculty board while some were on by-election of annual election. She would not discuss the disclose the full details of complaints one by one due to the concern of privacy.

- SSSR asked if Tsui had replied to those without UID.
- Tsui stated that e-mails were sent to suggest them to hand in their respective UID for identification of Union Membership.
- SSSR stated that in his opinion, those without UID indicated should not be considered as formal complaints, since the UEC could not ensure that the complainants were Union Full Members, nonetheless he suggested them to be handled as external complaints.
- EDSR stated that in the email from a certain complainants, a constitutional provision on why UID should be given was demanded; he suggested passing a motion to endorse that the complaints without UID were not formal complaints.
- AAR refuted his suggestion, stating that it would be common sense to consider only complaints with formal identity confirmation should be regarded as formal complaints. According to the Election Regulations, if reference was given simply to just black and white words, only complaints concerning ballots and counting shall be handled. He regarded it as completely sensible to handle only complaints from the students of the University alone. Concerning those complaints without UID, queries shall still be answered to in council, so as to ensure transparency, just not in the form of formal complaints.
- CC indicated that she had sent an email to all complainants and invited them to attend CM2, she could spot that some of them were already there.
- Tsui would like to report on individual cases. For case 1, it would be a complaint with full name and UID stated, and concerning the by-election of faculty board. There were basically 3 main points in this complaint:
  - a) Concerning the nomination period from 5/3 to 15/3, it was shorter than the constitutional requirement of at least 21 days
  - b) The voting method adopted was not correct, there was regulation for the election of faculty board itself, which was not upheld faithfully. For the number of votes, it should be equal to the number of vacancies, like if there are 3 vacancies there should be 3 votes.
  - c) The number of valid votes do not match with the total of for, against and abstain votes, mismatch are found in the election results of BEA and EN

She also invited complainants to give supplementary info if the summary is not clear enough. UEC had investigated into this complaint, the response would be as follows:

- a) Since by-election of faculty board needed to be held together with the by-election of annual election, the whole process would be a bit rush. since it is not constitutionally stipulated that 21 days of nomination period are needed for by-elections, there might be a certain extent of flexibility.
- b) In ECM11 Motion 7, council consent has already been attained. The existence of election regulations for undergraduate student membership in board of faculties

was not known, so elections were only held with reference to the Union Election Regulation.

- c) In the case which adopts the method of confidence voting, the number of valid votes and the total of for, against and abstain shall be equal, but in those adopted preference voting, it shall allow discrepancy to exist, the mentioned mismatch only happened to EN. We have checked the other 8 faculties, and nothing similar happened
- Speaking rights granted to Mr. Shum Hin Lung, one of the complainants.
  - Shum remarked that he did not recognize the Union Council. He went on to question that when there were only 91 valid votes received in the Faculty of Dentistry, there was a candidate with a total of all 3 types of votes as 80, while another has 92, which he could not understand how would there be more than 91? She also asked how come Tsui had not asked the school for the regulations of the faculty board election.
  - Tsui indicated that she needed some time to look for reference for question 1. For question 2, school had given consent to the UEC to rest with union council resolutions.
  - Shum demanded to know who was the person that had the authority to change the rule. He queried that the regulation for faculty board election was HKU council resolution, only HKU council can override, there should be no other entities that could make changes to it.
  - Tsui answered that it was the Registry, the only department the UEC could approach
  - Shum condemned Tsui that as the person being in charge of the by-election, she could not get access to the rules. He emphasized that only HKU Council shall have the rights to change the regulations, and queried on the authority the registry had to make changes to rules.
  - Tsui stated that it was usual practice for the UEC to deal with Registry.
  - Shum refuted that to be usual practice, and used last year as an example. He queried why the UEC did not deal with HKU Council directly, and suggested that the returning officers (RO) might have breach of duty.
  - Tsui would not make conclusion on whether there was breach of duty for the ROs.
  - Shum asked if the ROs agree with the negotiation with Registry.
  - Tsui emphasized that ROs were clear with the voting methods.
  - Shum clarified the question to be, whether or not the RO knew the change in nomination period and the negotiation conducted by UEC with Registry.
  - Tsui stated that she did brief RO on all details of the arrangements, and highlighted on the special faculty board election methods.
  - Shum demanded only a Yes or no answer, on whether the ROs knew about the negotiation of UEC with Registry.
  - Tsui confirmed that the ROs were informed about their communication with the school.
  - Shum asked whether or not they knew it was Registry.
  - Speaking rights granted to Mr. Wong Pak Wing, another complainant.
  - Wong asked what could be done if a HKU council decision needed to be overridden.
  - AAR stated that the main question would be whether or not the regulations were amended formally, the regulation for faculty board election stated that the power of interpretation of this regulation rested with UEC(the committee), and By-election did

not equal to annual election was the interpretation of UEC.

- Shum asked for an exact section in the regulations of faculty board which stated that. He queried if the one AAR referred to was Union election regulation.
- Tsui stated that it was in “Definition” in section 2 of the regulations of faculty board election.
- Shum asked how 21 days could become just over 10 days.
- AAR clarified that the UEC interpretation was classifying this as a by-election, which was different from an annual election.
- CC gave supplementary information that this was also passed in the HKUSU council.
- Shum asked for the reason of why the voting method could be interpreted differently.
- Tsui reminded that the discussion had not yet come to this session.
- Shum pointed out that in Point 2 under “Nomination”, the wordings were “at least 21 days”.
- Tsui stated that third party like councilors shall also had a right to determine whether or not it was reasonable.
- AAR stated there were blurry areas in the regulations always, for example it is stated that December was when nomination shall be done. If we could only follow the black and white written words, the by-election would not be held until Dec 2013. He deduced that flexibility shall be given to by-election, according to this logic.
- Shum reminded AAR not to shift focus, the question lied on whether or not a nomination period that was shorter than 21 days was reasonable.
- LAR raised that since HKUSU council had approved in unanimous consensus, all councilors should have deemed that as reasonable.
- SSSR differentiated the difference in nature of annual election and by elections. Since the former was annually held, that’s why it was regulated by the regulations. 21 days, which is a longer period, shall be used only in an annual election, which emphasized regularity but not flexibility.
- MSR reminded that there was unanimous consent when the HKUSU Council reached such conclusion, i.e. more than a 2/3 majority.
- SSSR suggested that the UEC had used all means, e.g. mass email to notify all Full members on the nomination period.
- RCA2 stated that she was unclear with the situation, and asked if there were any regulation a by-election should follow then.
- SSSR reinforced the difference in nature, he suggested that ad hoc committees, like OAC, did not have restriction stated in constitution either.
- Wong rebutted that by-election was somehow not ad hoc either, once there were some vacancies remaining, there could be a by-election.
- Shum asked if SSSR knew how many by-elections were held in the last 20 years.
- SSSR clarified that the main point was not whether or not the thing happened every year, it was the nature that matters, for example, OAS functioned every year also, but there was no need for regulations to exist.
- Shum stated that by-election was held nearly every year.
- SSSR clarified on the definition of ad hoc as not being a standing event.
- LAR reminded that council consensus had been attained already. Thus there should be no need to dwell on whether or not a by-election was an ad hoc event.
- Wong agreed with LAR, but he also suggested that referring to past experience, no

- cutting on nomination period was observed.
- SSSR was not sure which articles Mr. Wong referred to, and questioned if by-election was restrained by the regulations.
  - LAR queried whether or not it was ad hoc was not important, and she stated that any gray area shall rest with council consensus
  - Wong recognized the final decision power of council, and asked whether of not all councilors and all members knew that 21 days were common practices, and if the difference was specifically notified.
  - CC suggested that the focus had already been shifted to that, the Union Council had agreed that the nomination period shall not last for 21 days, so the question was only whether or not there were enough time.
  - Wong stated that he just wanted to ensure everyone knew it was shorter than 21 days. And he asked why the by-election last year had been defined as less urgent than the one happening this year.
  - Shum quoted CC's statement that all councilors knew that less than 21days was a shortened nomination period. He queried if all councilors really took note of that.
  - Tsui stated that the UEC did specify on that.
  - Shum clarified the question as whether or not the information had been disclosed specifically, in the CM, that such provisions were in the Election Regulation.
  - LAR confirmed yes.
  - CC suggested going back to Mr. Wong's question on urgency of the by-election.
  - SSSR suggested there might be an assumption made, that the councilors did not follow with the regulations, so that that needed to be make up remediation. He did not agree that the Council did not follow the Election Regulation, if black and white words needed to be completely followed, it would be unreasonable to have the by-election in December.
  - ECU(a) looked up the past record and stated that in the by-election of the Annual Election 2011, the nomination was opened on 17 February, with the presence of Mr. Wong in the Union Council and Mr. Shum as member of the UEC.
  - Wong stated that if the UEC chose to follow norm, there were always 21 days for nomination in by-elections in past years, and asked for an explanation on why this time it would last for 10 days only.
  - MSR suggested locally both the previously adopted length and present settlement could both be right.
  - LAR suggested that what SSSR suggested would be , in the preparation for the by-election, those unreasonable arrangement for original annual election, even if conflicted with the regulations, could still be overturned.
  - Wong stated the doctrine of precedence in law, and demanded for a precedent in this case.
  - SSSR suggested that each emergent situation still varied in the degree of urgency, so the nomination period of each by-election should vary also.
  - Wong asked for criteria on how to define how urgent a by-election is.
  - Tsui suggested the matter related to the length of the nomination period to be brought back to the HKU council for discussion, as it had the highest authority over this matter.
  - ECU(a) agreed, since the students' union shall be in assistant role in holding the

faculty board by-election, so highest authority still rested with the HKU Council.

**Motion 3**

To forward the dispute of By-election for the Election of Undergraduate Student Memberships to the Board of Faculties 2013 to HKU Council.

Proposer: SHAM Kwan Ho (SSSR)

Seconder: HO Oi Mei (BEAR)

Time received: 13:56

Resolution: No objection. Motion Carried.

Time resolved: 13:57

- Shum asked if there were any missing UEC arrangements that had not been stated in the minutes of CM1.
- LAR suggested that Shum's question should be raised in A.O.B.
- Shum stated that the question was related to complaints.
- AAR insisted that it should be raised in A.O.B.
- LAR suggested either adding in an agendum with council consensus, or the matter should be left to A.O.B.
- MSR also reminded the possibility of endless discussion if agendum could be added without council consensus.
- CC adjudicated that it shall be discussed when respective agendum was reached.
- Shum asked for a council-endorsed proposal from the UEC.
- BEAR reminded that when Mr. Yuen Kit Shing was still the acting council chairperson of Session 2012, a hard copy of the UEC proposal had been circulated.
  
- Tsui went on to report on complaint 2, which was concerning the by-election of annual election.
- CC suggested that even when the complaints were not formal complaints with the complainants' UID, the Council would still handle.
- Tsui stated that the complaint consist of several points:
  - a) Concerning the wrong printing in the ballot paper, the UEC immediately made use of the mass email and council facebook page to apologize, ROs also agreed on the issue to be notified and the ballot paper would not void.
  - b) On the insecure ballot storage, there were actually at least one UEC member guarding the room in daytime, and councilors and EOs guarding in the nighttime.
  - c) For the length of nomination period, which had already been discussed, the UEC rested with council consensus.
  - d) For the accusation of there being no formal notice five days before, she explained that it was due to the delay in mass email that a 1 day late receive was observed, she also placed a formal notice on council facebook page.
- AAR provided supplementary information that the 24-hour Campus TV Monitoring was never mentioned, he had checked the minutes and only found that the UEC had contacted campus TV but received no reply. EOs might have entered the storage glass



room, but that were all under the presence of UEC members. The formal notice sent through mass email was indeed received on 21/3 morning instead of 20/3, it was due to technical problem.

- Wong asked if there was any time the room was under no video surveillance.
- AAR stated that there was no video recording during 8am-5pm, because at least one UEC member was present.
- Wong asked whether there were no video taking during 5pm-6pm.
- AAR suggested the storage room was locked and under EOs' monitor. He demanded for evidence on the accusation of fraud.
- Wong suggested a photo as evidence.
- SSSR queried on the accuracy of photo, and suggested that even edit by photoshop was manageable.
- LAR suggested councilors to take a look at the photo first
- ASR stated that whether or not there was photoshop used could be checked, but the missing time label would be a question.
- Shum stated that no matter when the photo was taken, there should be no time the storage room could be under no surveillance.
- RCLHR suggested the photo could possibly be taken in last September without a time label to verify.
- Wong sent the photo to the Council.
- ECU(a) stated that he saw the photo once also on website. He asked Mr. Wong whether the photo was taken by himself or simply downloaded from elsewhere.
- SSSR stated that he had checked the storage room from outside just now, there could possibly be corners that could not be recorded.
- AAR explained that there were boxes of resources over there, and UEC members might need to tidy up the area from time to time.
- LSKHR queried that if the photo-taker really believed there were no people in the room, why would him/her not double check.
- RICA2 raised a personal experience that, one day she walked pass and was curious why there were no people monitoring the room, but once she looked into the room from a different angle, there was a leg seen in the dark corner.
- LAR asked for more information, such as the time label.
- Wong could not provide such information and had no other photos to show
- LAR stated that she would not bring a photo to council if she had only got such a photo without details.
- EDSR queried on why the person who took this photo did not directly and immediately consult or complain to UEC members.
- Shum asked why the person who was guarding the room did not choose to sit outside the room.
- AAR explained that UEC members were in the room to conduct resources distribution.
- Shum asked why the door was opened in daytime and whether it would be possible that the UEC members put fake ballots in.
- AAR explained that the storage room being a glass room was already a means to ensure transparency.
- Shum demanded proof from the UEC on their innocence. He asked for an explanation

on why the door was not locked up during daytime.

- MSR stressed on the impossibility of UEC members distributing resources outside the room.
- Shum suggested that resources distribution was not happening all day long.
- LSKHR asked the complainants to suggest under what situation the fraud could have happened.
- AAR suggested the necessity for the door not to be locked up under daylight, since UEC members could not lock the door with the key only kept by the UEC chairperson, it was impossible to ensure that the UEC chairperson was around 24 hours a day, a UEC members must be there to make distribution. Concerning such “possibilities” of fraud happening, he asked for evidence to prove that it could possibly happen.
- SSSR suggested that there should not be an assumption that there were people inside the room 24 hours a day, since the door was locked immediately after the voting period ends.
- LSKHR stated that without evidence the complainants could accuse the UEC members for putting fake votes in anytime, which were definitely not substantial.
- LAR suggested letting the photo-taker to explain himself/ herself.
- Shum asked why the video-taking did not take place 24 hours to avoid possible corruption.
- LAR suggested that the burden of prove should be on the plaintiff, not the defendant.
- ECU(A) asked the complainant whether or not he understood the difference between common law and continental law on the burden of proof.
- Tsui also demanded the provision of sound proof.
- ECU(a) asked whether the Mr. Wong downloaded the photo, or it was received from the one who took that. He suggested the source of photo to be provided.
- SSSR suggested that as the problem of reliability
- Shum asked if it was possible for the Union Council to send out a mass e-mail to all full members, asking if the person who took photo would like to explain to the council.
- LAR considered that as an improper use of council resources, the sequence should not taking whatever photo taken, then came to council for tracing.
- Wong suggested that it would be common sense that a person would come to council and ask for explanation when seeing such a photo.
- LSKHR considered it as unreasonable to complain when a person was not sure about anything of the photo.
- Shum stated that he was willing to look for the member who took this photo, and requested for reasonable time to be granted.
- LAR asked for Mr. Shum’s suggestion on what the reasonable time would be.
- Shum stated that he would follow council decision. He complained also on the absence of release of polling results in mass email before the 24-hour deadline of making complaint.
- LAR asked Wong why he could not find the person who took the photo before CM2.
- Shum raised that at the beginning of this CM, it was consented that even informal complaints would be handled, so this photo should also be responded to.
- AAR raised that the photo was taken at around 10:00 after checking, when UEC

members needed to take resources from the rm. If there were more photos found from whatever means, it was impossible for the council to wait for ages.

- Shum suggested that the focus had been turned from requiring the presence of the photo-taker to discarding this complaint.
  - LAR clarified that what she suggested was that there needed to be a council consensus, but not a consensus had already been attained.
  - Shum asked whether or not they were allowed to find the member.
  - FS(a) suggested that that would be just a waste of time, maybe the member did not even want to make a complaint.
  - Shum reinforced on the absence of open announcement of polling results, so that a degree of inaccessibility might be present in making complaints.
  - LAR suggested that there should be reasonable ground before making complaint to council.
  - AAR suggested that the photo had nth to do with the fairness of elections. He also reminded that complaints could be made even during the elections, not only the 24 hours after the announcement of results.
  - EDSR clarified that it was stated in the Election Regulation that complaints could be made from the beginning of election to 24 hours after the announcement of results
  - AAR asked the councilors on a consensus that no time should be granted.
  - RCA2 agreed that since all complaints should be made within 24 hours after the release of polling results, so there should not be more time granted to search for the photo-taker.
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- Tsui stated that concerning the ballot paper, “publications secretary” was shown instead of “publications and publicity secretary”, and the chinese version of “popularly elected councilors” was incorrectly printed as "校園電視", however ROs agreed that the former was not really misleading, and English should be the commonly used official language in HKU. Thus UEC sent mass email to notify members on the typos.
  - Wong expressed that he could not understand how the ballot papers can still be valid. He suggested that members might be misled.
  - Tsui suggested notice was also issued.
  - SSSR stated that he was the one who discovered the mistakes, he found that out when he was EO at 8am on 25/3 in the polling station at Queen Mary’s Hospital, before any votes were cast.
  - AAR stated that notice was issued on 25/3.
  - Wong suggested that since different instruction was given to voters, there should be no ground to continue the by-election. Some voters might get confused with the two ballot papers printed with campus TV, and “publications and publicity” consist of two different work types. He also questioned that if English was used as main reference meant that the misprint did not matter, then whether or not Chinese version being totally irrelevant with the content could be acceptable.
  - Tsui provided point of personal explanation, that the ROs had decided that the mistakes were acceptable.
  - Wong suggested that it was actually stated in the constitution that, both Chinese and English were official language.

- ICAP suggested as an EO, she witnessed all these to be explained at the scene to the voter.
- AAR suggested with RO's consent, that the election could still carry on in fairness.
- Wong expressed that this was not a problem of whether the by-election would be fair or not, but a problem of not making sense.
- LSKHR suggested that since it was ROs' judgment, not councilors', that would be no way the councilors could provide an answer on that.
- CC suggested that the severity would lead to condemnation but not invalidation of the election.
- Wong asked if he could make complaints to the ROs?
- Tsui stated that she could contact them, and forward respective complaints to them. But since ROs is a third party, this council should not have any force to order ROs to make any decision
- Wong suggested inviting ROs to the Council.
- AAR stated that the ROs had already decided on the validity of the ballot papers.
- Wong asked if it meant that ROs' decision could not be challenged, even if they decided a ballot paper that got the Chinese version of "The University of Hong Kong" being misprinted into "香港中文大學" was still valid.
- MSR suggested not to extreme hypothesis.
- SSSR stated that councilors did not have the rights to explain on behalf of the ROs regarding their rationale, the Council had the rights to handle your complaint, only to the extent of whether or not it would be highly misleading. In his opinion, notification was already made to EO and voters immediately.
- Shum suggested that in the vote of no-confidence towards Dr. Albert Chau, there was also misprint on the original ballots, the declaration of invalidity demonstrated double standard.
- Tsui stated that notice was officially given as early as 25/3 noon.
- Shum asked whether or not it was true that not throughout the voting period, that the EOs and voters knew about the mistakes.
- LAR suggested that before the issue of formal notice, there were already informal notice that reminded the voters on the typos.
- Tsui stated that there were also notice to EOs when she was still dealing with the ROs.
- Wong asked for the notice Tsui made, after the typos were discovered at 8am by SSSR, and during her contact with RO in the fastest speed.
- Tsui stated that it was verbal formal notice.
- Wong asked if it meant there was no formal notice made when she was negotiating with the ROs.
- Tsui regarded phone conversation as formal/
- Wong asked if the time that all EOs knew about the mistakes was no earlier than the afternoon. He queried why there was no amended written guide. Or else the message given to voters by the EOs would not be identical. He reminded that there had already been a downgrading of requirement: from the invalidity of the ballot paper to whether or not there was reasonable notice about the mistakes.
- Tsui stated that the ROs did not validate the ballots in 2009, but this time the UEC had negotiated with the ROs. And the appendix to EO guide was given.
- CC gave an account of 2009, main points as follows:

- a) IVP misprinted into EVP
- b) Wrong voting method indicated
- Wong considered “Publications and publicity secretary” printed into “publications secretary” also as a misprint in the post. He queried on the absence of standardized EO guide amendment.
- Tsui suggested on the possibility of different standard and measurement to exist, the ROs and UEC regarded publications and publicity secretary as similar in nature with publications secretary.
- AAR suggested that as only a mistake in heading, sufficient notification included verbal notice made on 25/3 and formal written notice on 26/3.
- Wong questioned that there could not be standardized notice since negotiation with ROs was still taking place. He also questioned on the representativeness for the councilors to conclude that the voters were not affected.
- Tsui stated that every councilor was representative of some members, if really that many voters found it a huge problem, there would be no reason for her to receive only around 10 complaints.
- AAR explained that he was not putting his own judgment on voters, but only trying to differentiate the present situation from that of 2009.
- Wong suggested that if misprint in heading would not be a problem, then HKU could be misprinted into CUHK. He thought the ballot papers should be printed again once there were mistakes found.
- RCLHR suggested that once ROs validated the ballot paper, that should be no more controversies.
- Wong suggested inviting ROs to explain.
- LAR suggested that the ROs in 2009 and now are the same persons, they could differentiate the differences.
- Wong suggested ROs’ responsibility to openly explain on the difference.
- RCA2 suggested since creditability was important, flexibility should also apply on the length of period receiving complaints, just as the length of nomination period.
- SSSR asked how long the period RCA2 deemed to be appropriate.
- RCA1 suggested that 24 hours would definitely be insufficient, the council should decide on how long the extension should be.
- LAR suggested going through the complaints case by case before deciding how long it should be extended, if there was such a need.
- ICAP suggested that the logic should not be that, some wanted to find out something to challenge about the by-election, then they were given time to look for evidence.
- RCA2 stated that although she understood the 24 hours were set, the council would like to make the election fairer and more transparent.
- AS(a) reinforced that it should be the complainants’ responsibilities to gather information within 24 hours.

- SSSR suggested that if really that many members have queries and complaints to be made, they could request for an ECM with 3% requisition.
- Shum asked whether or not the numbers the UEC was having been different from those announced on facebook page.
- Tsui clarified on personal explanation that, it could be officially announced after ratification. And she stated that Shum's question was actually travelling out of scope.

#### Motion 4

To request a recess of 5 minutes.

Proposer: LI Chee Wing (LAR)

Secunder: NG Chi Hin (EDSR)

Time received: 16:03

Resolution: No objection. Motion Carried.

Time resolved: 16:04

Resume standing order 16:10

- Tsui stated that ROs were unavailable to attend CM2 then, but they would send an email to councilors providing explanation.
- Shum asked again whether council members and UEC members could confirm the polling results announced and the one posted on the council facebook page are the same.
- AAR questioned on the reason why agenda was not followed.
- Shum stated that this question was related to complaints that would be raised later.
- HS checked the data on facebook page and confirmed no discrepancy.
- SSR reaffirmed that immediate notice to voter would lead to no misleading.
- RCA1 suggested that maybe the voters themselves did not note that they were misled.

#### Motion 5

To regret members of Union Elections Committee, HKUSU Council, Session 2012, for their negligence in printing ballot papers.

Proposer: YU Lok Nam (SWHR)

Secunder: WONG Suet Kei (SJCR)

Time received: 16:21

Resolution: No objection. Motion Carried.

Time resolved: 16:22

- SWHR stated that the mistakes were not severe enough to get the results void, but should get the UEC members regretted.
- AAR suggested that, concerning the nomination period of annual election 2013 being less than 4 weeks, it shall be explained in a way similar with that in the faculty board by-election, due to the difference in nature, by-elections should not be strictly bound by the Election Regulation.
- Wong asked whether or not By-elections would not be bound by constitution.
- AAR suggested that publicity for the annual election already took months, Union Full Members shall have been sufficiently informed, shorter nomination period did not affect publicity period.
- Wong suggested that previous by-election had also 4 full weeks of nomination period.
- ECU(a) raised the same election as suggested before, when Mr. Allen Or was the UEC chairperson, the nomination period was also less than 4 weeks.
- CC suggested moving on to the issue of no clear notice sent 5 days before.
- AAR suggested that council facebook page notice to be a formal notice, and also mass email was sent, though a bit delay due to technical problem.
- Wong asked for the exact time when the notice was posted on Facebook.
- Tsui regretted to have posted it on 20:43, and she sought for council resolution on whether 5 clear days referred to 5 full days. But she insisted that mass email was sent earlier than 5 clear days, only that the system delayed.
- Shum asked for proof on the sending of mass email 5 clear days before the polling days.
- AS(a) provided information that the sending time of the request could not be retrieved.
- Shum concluded that the time the whole Union Full membership could know about the polling would be 20:43 on 20/3.
- LAR suggested that the key would be whether or not there was intention for the UEC to notify the Full members, she reminded that the Councilors had started negotiation with the authority for the use of mass email long time ago.
- Shum queried that Council facebook page might not be accessible to everyone, so that the notice might still not be reaching the students 5 clear days beforehand.
- ECU(a) suggested the e-mail notice sent on 6 March, regarding the by-election arrangement would be the formal notice already.
- AAR stated that he stuck the notice outside SU office also, only that the notice was torn off by certain SU Staff.
- SSSR quoted the Election Regulation and suggested that what information should be present in the notice was not specified.
- AAR reaffirmed that the polling station and time for polling were stated in the notice.
- MSR quoted the constitution, and stated that the notice was only required to provide "election day" instead of "venue"/ "time".
- AAR suggested letting the Union Full Members know there would be a by-election served as the main purpose of such notice.
- LAR commented the notice as very clear already.
- Shum wanted the council as a whole to judge on whether or not the 6 mar notice could serve as an election notice.
- AAR stated that whether or not the UEC intentionally hid the details of the by-

election from members would be the main point, and it was clearly proved that that was not the intention.

- Tsui specified the function of notice being to notify, even the title itself contained the word “notice”.
  - Shum suggested that definition rested with council, thus Tsui and AAR had no right to interpret on themselves. Even though council might have resolution too, there should not be retrospective effect.
  - AAR stated that it would be unreasonable for every notice needed to be approved by council before becoming a formal notice.
  - Shum suggested there should at least be dates of nomination period, venue and time included.
  - LAR stated that the notice of election was very clear already. There were no regulations being overridden.
  - Shum questioned that the title of the mass e-mail did not include the polling dates.
  - ASR stated that it should depend on content, but not title.
  - Tsui asked Mr. Shum, as a former HS, whether or not he saw any polling dates in the titles of the formal election notices.
  - EDSR suggested in the titles, it was stated as “Notice for annual election”.
  - LAR hoped to hear opinion from the member who made the complaint.
  - RICA2 queried that in Jan 2013, Mr. Allen Or also sent an email titled “notice for annual election”. She suggested it would have been double standard if Mr. Shum considered that as a formal notice.
- 
- Wong went back to the issue of ballot paper.
  - SSSR could not understand why the discussion would go back to the first point.
  - Wong suggested that regretting UEC was only a council affair, but not a settlement of the by-election to the Full members.
  - Tsui stated that in the email from ROs, it was clear that they deemed reasonable to keep the ballots valid.
  - Wong raised that there was once a council resolution, which he could not remember when was it passed, that validity of only GP ballot papers could be decided by ROs, but not that of an Annual Election.
  - SSSR stated that response of council had already been given through regretting UEC members, it would be unreasonable to raise the issue again simply stating that “some members feel discontent”.
  - Wong questioned about the absence of an ECM after discovering the typos on the ballot papers. Even if there was such a meeting, he deemed it as inappropriate to reach conclusion, as councilors should consult more members they represent. He also considered HKU council as the only entity that had the authority to declare on whether or not the ballot paper would be valid still, or even a General polling should be held to decide on the matter.
  - SSSR suggested that no members’ complaints were received on this resolution.
  - LAR concluded that as a councilor and an EO, she did remind other EOs to notify members about the typos. She observed no complaints from members that they would not vote due to the misprint.
  - SJCR suggested councilors who were EOs in the morning to describe on what



- happened when they were on duty.
- SWHR stated that no misunderstanding happened in her polling station.
- Wong asked who EOs on duty were.
- MSR suggested that even if every EO clarified, the explanation did not have deterrent effect.
- LAR suggested that she stayed at the polling station for the whole day, to ensure the EOs in her polling station would be notified about the misprint.
- UHR stated that he was on the first duty at the SU Office, which started at 1030, it was only 10-15 minutes after election started that he discovered about the typos, nobody were misled before that verbally issued notice.
- SKYLHR affirmed the same happened in her polling station.

#### Motion 6

To acknowledge the validity of the ballot papers for the Popularly Elected Union Councilors' in the By-election for Annual Election 2013.

Proposer: SHAM Kwan Ho (SSSR)

Seconder: WONG Wai Yan Phoenix (MSR)

Time received: 17:29

Resolution: No objection. Motion Carried.

Time resolved: 17:30

- AS(a) suggested the council to investigate into who gave order to Jason Lam for tearing off the election notice stuck outside SU office and arranged actions for follow up. He would consider this as a responsible response of the council.
- SSSR suggested regretting Jason Lam for his vandalism.
- AS(a) considered regretting him as a response to the complaint, he would still like the council to further investigate into his personal integrity
- RCA2 asked if there was a need for him to explain before regretting.
- AS(a) stated that the notice was torn off before the acting administrative secretary, this fact itself was already a sufficient proof of vandalism. Conduct problem would be investigated later with his presence.

Motion 7

To regret the event manager of the Union Mr. Jason Lam for his unbecoming conduct of removing the notice for the By-election for Annual Election 2013 without permission.

Proposer: NG Wai Ka (AAR)

Secunder: LIU Chi Hang (DSR)

Time received: 17:39

Resolution: No objection. Motion Carried.

Time resolved: 17:39

Motion 8

To acknowledge the validity of the ballots for the “Union Executives” in the By-Election for Annual Election 2013.

Proposer: WONG Wai Yan Phoenix (MSR)

Secunder: SHAM Kwan Ho (SSSR)

Time received: 17:40

Resolution: No objection. Motion Carried.

Time resolved: 17:41

- MSR stated that the nature of publications and publicity were similar, so there was basically no misleading led by the misprint on the ballots.
- Shum stated that he could not access the polling results within 24 hours after finish counting of votes, because it was poster after 14:00 of 30/3 on the council facebook page, which was already later than the 24-hour deadline (12:00 of 30/3). He also queried about the not matching of number of votes cast in faculty board, union ex-co and campus media executives.
- Tsui stated that there were some voters who decided not to vote in faculty board, and it was their freedom to do so. Another bunch of voters were not undergraduate students, who could not vote in faculty board by-election. Concerning the official announcement of results, it could not be conducted within the first 24 hours, although there could be unofficial announcement of results, it was not constitutionally required.
- Shum questioned on in the counting of the by-election of the Undergraduate Student Membership in the Board of Faculties in Faculty of Law, the total number of for, against and abstain votes were more than the number of valid votes.
- Tsui state that there could be recounting of votes in the faculty board by-election of the Faculty of Law.
- Shum stated that he had to leave early and demanded there to be no official announcement of results before he was back and raised all complaints.

- ECU(a) stated that the council had had settlement on all the complaints raised, thus there would be no need to wait for Mr. Shum's return.
  - CC wished to receive motion to adopt the results of the by-election of annual election 2013.
  - ECU(a) asked whether or not the elected ex-co and campus media executives would become councilors once the results were adopted.
  - CC suggested that the correspondence at the beginning of the meeting should be observed.
- Tsui reminded that not all the cases were come across, for the remaining 7 cases, there were no names nor UID.
- Complaint 3 was made by an unidentified person, who claimed not being able to find the figures, the UEC considered that no violation of Election Regulations, since the results were announced already in all accessible means.
- Complaint 4 was made only with the complainants 'initial, so his/her identity could not be identified either. The complaint was mainly on typo, which was settled already.
- Complaint 5 was on the typo of "publications and publicity secretary" being misprinted into "publications secretary", but it was also settled already.
- Complaint 6 was regarding the name of the election being wrongly printed.
- Complaint 7 was just a hypothesis, mentioned by the complainant that, he/ she heard from a friend who was an EO and claimed that there seemed to be little amount of voter, and could not understand why the aggregate number of votes would be nearly 3000.
- LSKHR asked if there were any ways UEC could provide proof on the number of people voted.
  - Tsui suggested providing data on the number of used ballots.
  - LAR suggested providing the number of people voted in different timeslots
  - UHR suggested that since the accusation was without proof, so there would be no need to disclose data.
  - RCA2 asked when members had queries, was it the responsibility of Council to clear their doubts?
  - MSR suggested using a simpler method to prove on that.
  - AAR stated the infeasibility to disclose UID due to privacy concern.
  - RCA1 answered that as a councilor, she should have the right to learn about the number of people voted in general.
  - Tsui addressed points to explain. She moved on to complaint 8, which was also on the typo of the ballot, a settled complaint. Concerning complaint 9, it was made by an unknown person described himself as "Tony Lau". Another complaint from a person named Samuel Chan was just received at the scene, but all reasonable period of complaint had passed.
  - CC demanded a motion for receiving the by-election report.
  - AAR stated that it was a constitutional responsibility for the report to be handed in, so there was no need to have a motion passed.
  - ECU(a) asked if they were councilors in CM2 once the results was adopted.
  - CC sought for council consensus, and suggested them to take up their posts as

councilors in the next CM.

- AAR reminded actually when they were appointed, their office would not be taken up until the results was officially released.
- CC suggested the to-be-appointed Ex-cos to take up the post as councilors at the end of CM2, since acting Ex-cos and acting media executives still had posts in this CM.
- Consensus attained.

#### Motion 9

To receive and adopt the result of By-election for Annual Election 2013.

Proposer: WONG Wai Yan Phoenix (MSR)

Seconder: SHAM Kwan Ho (SSSR)

Time received: 18:10

Resolution: No objection. Motion Carried.

Time resolved: 18:13

- CC suggested swapping agenda and appointed members of standing committees first, since there had been a large group of Union Full Members who were interested waiting. She demanded a motion to swap agenda
- SKYLHR asked if a Union Full Member could still be appointed if he or she was not here.
- CC replied that would be handled case by case.

#### Motion 10

To amend the agendum B6 "to appoint members of Council Standing Committees" to B2.

Proposer: LI Chee Wing (LAR)

Seconder: NG Wai Ka (AAR)

Time received: 18:18

Resolution: No objection. Motion Carried.

Time resolved: 18:18

## 2. To appoint members of Council Standing Committees

### Current Affairs Committee

- SKYLHR stated that the Current Affairs Secretary of SKYLHSA was rushing back on 970 bus.
- SJHR stated that the Current Affairs Secretary of SJHSA was coming from SJC.
- Speaking rights were granted to Union Full Members interested in the post.

- CHAN LIT MAN introduced himself as the Chairperson of the Arts Association, HKUSU. He criticized CAC as a committee that could issue statement without notifying council, so he wished he could act as monitoring role in the committee.
- KWONG KIT YING introduced herself as the Current Affairs Secretary of the Arts Association, HKUSU. She wished to raise consciousness on current affairs over the campus with her genuine heart and passion.
- WONG TUNG YI introduced herself as the Current Affairs Secretary of the Social Sciences Society, HKUSU. She hoped that the 318 statement turmoil would not repeat, and HKUSU could take up more initiatives in engaging in social affairs.
- SUEN DANIEL CHEUK HANG introduced himself as the Academic Secretary of the English Society, Arts Association, HKUSU. As the executive committee member of the English Society, he must be apolitical, that was why he wished to make good use of his post if got appointed, so that he could help preventing the 318 incident from happening again.
- WONG CHUN KIT introduced himself as the Assistant Editor in Chief in Undergrad, he wished to voice out more on political development and social issues.
- CHAN HUNG TING introduced himself as the Current Affairs Secretary of the SJCSA, HKUSU. He wished to bring back what they came up to in the CAC back to JHSA, so that current affairs could be better promoted.
- LSKHR asked Wong Chun Kit should he get appointed, whether or not there would be conflict of interest with his post as the Assistant Editor in Chief in Undergrad.
- MSR asked Chan Lit Man on his workload, as concurrently the chairperson of AA, HKUSU and a CAC member.
- Chan Lit Man replied that there would not be frequent meetings for CAC, he would be able to strike a balance.
- WONG HOI MING introduced herself as BA II, she wished to contribute with her political and social sense.
- LSKHR asked if another CM would be convened to complete the appointment of all members in the Standing committees.
- CC stated that due to respect towards full members and the possible lengthy time to get the appointment of membership in CAC, she would suggest appointment of other standing committees and Secretariat to go first, then got back to CAC.

#### University Affairs Committee

- LAM CHUN YIU introduced himself as the External Secretary of the Dental Society, HKUSU. He stated that since dental students were not having lessons in main campus, but he wished to learn more about the happenings in the main campus, thus linked up with the dental campus.
- CHAN HEI CHUN described himself as a member of the LSKSA, he was concerned about the main building construction.
- SSR reminded that the Marketing Secretary of SS, HKUSU was also interested in getting in UAS, but he had left already.
- CC wanted to settle the appointment of all full member present first. She wanted to settle the only Union Full member's membership out of the 7 vacancies first.

Motion 11

To appoint Lam Chun Yiu (UID: 3035061261) as a member of University Affairs Committee, HKUSU Council, Session 2013.

Proposer: LIU Chi Hang (DSR)

Secunder: NG Chi Hin (EDSR)

Time received: 18:40

Resolution: No objection. Motion Carried.

Time resolved: 18:41

Delegation to Hong Kong Federation of Students

- CTVC(a) expressed his interest to become a membership in the DHKFS, and asked if he should be appointed in this CM, or in the next CM which he would no longer be the Union full member.
- CC approved CTVC(a) to be appointed in this CM.
- Speaking rights granted to full members who were interested to be appointed.
- CHAN KING YAN introduced herself as studying in the Faculty of Social Sciences Year 1, she wished to represent the university outside.
- LEUNG CHING HIM was the elected external affairs secretary of the Union Ex-co, he wanted to settle the turmoil last year, and led HKU to engage in social affairs.
- YIP KWAN KIT was the elected current affairs secretary of the Union Ex-co, he wanted to bring in issues to the university for discussion, e.g. the worker strike at The Kwai Chung Terminal.
- CTVC(a) wanted to recover the reputation of HKU.
- CC reminded to let the membership of the 2 elected executive committee members of the Union to be decided in next CM.

Motion 12

To appoint Mr. Leung Ching Him (UID: 3035074309), Mr. Yip Kwan Kit (UID: 3035019880), Mr. Wong Chun Long (UID: 3035014701) and Ms. Chan King Yan (UID: 3035044201) to Delegation to Hong Kong Federation of Students as 4 Union Full Members.

Proposer: NG Wai Ka (AAR)

Secunder: LI Chee Wing (LAR)

Time received: 18:50

Resolution: No objection. Motion Carried.

Time resolved: 18:50

Motion 13

To amend the agenda B7 "to appoint members of Council Secretariat" to B3.

Proposer: LI Chee Wing (LAR)

Seconder: NG Wai Ka (AAR)

Time received: 18:52

Resolution: No objection. Motion Carried.

Time resolved: 18:52

3. To appoint members of Council Secretariat

Motion 14

To appoint Leung Yat Fung (UID: 3035041455) and Au Kin Wai Arnold (UID: 3035049770) to the Council Secretariat.

Proposer: NG Wai Ka (AAR)

Seconder: LI Chee Wing (LAR)

Time received: 18:52

Resolution: No objection. Motion Carried.

Time resolved: 18:52

Motion 15

Motion to adjourn the meeting to a later time. (22:30)

Proposer: YU Lok Nam (SWHR)

Seconder: WONG Suet Kei (SJCR)

Time received: 18:53

Resolution: No objection. Motion Carried.

Time resolved: 18:53

- The meeting was adjourned at 18:54.
- The meeting was reconvened at 22:42.
- CC addressed that the following would be covered that night.
  - a) CC address
  - b) appoint standing com since some full members had been waiting till 2230
  - c) Union finance

- d) Report of campus media if possible
  - CTVC(a) hoped to finished the approval of the annual report of at least 2012.
  - AAR asked for the details of who the union full members stayed behind were.
  - CC counted and stated that there were 7 persons in total, except Mr. Chan Hung Ting and Mr. Wong Ka Ho, she believed a shorter agendum could be finished before appointing standing committee members.
4. To receive the Council Chairperson's address
- CC believed that the turmoil happened last year had caused permanent destruction to the HKUSU, she wished to make good use of this opportunity to reconstruct the reputation of the union. She observed the trend of council meetings going more monotonous and repetitive these days, so she requested councilors to keep their points concise with sound arguments. To achieve concreteness in councilors' speech, she asked the councilors to refer to google document for HS's instant notes to avoid repeated points. She also demanded all councilors to observe the 5 days deadline before each council meeting for submission of working papers. She went on to emphasize on the fairness and openness, balance of power within the council structure, and her respect towards the uniqueness of every sub-organization, and their representativeness on different aspects of university life. She also wished to fill the loopholes by confirming the rights and identities of different partially affiliated sub-organizations. She also wished to encourage on more involvement of union full members, thanks to the effort from the 2 campus media and different representatives, who took the initiative to promote council business and enhance transparency. She concluded by looking forward to smooth reconstruction of the union.
  - LSKHR asked for CC's stance on responding to social affairs.
  - CC responded by wishing the CAC and DHKFS could advocate in deepening the students' understanding on current affairs.
  - CTVC(a) asked if there was any follow up work concerning the council chamber being conducted at this moment, since foyer was just a temporary venue for council meetings.
  - CC indicated that foyer was indeed not a very ideal venue but the construction work of chamber has not yet finished.
  - LSKHR asked if there was any follow up concerning the selection of new vice chancellor.
  - CC looked forward to having an undergraduate representative involving in the dealing together with the post-graduates Students 'Association.
  - SWHR asked if there was going to be council restructuring.
  - CC stated that she respected the uniqueness of every hall and faculty, and she wished to look for consensus from council regarding how the restructuring should be done.
  - SSR reminded on Tam Chun sing's misinterpretation of constitution, and asked if there were any timeline for the restructuring work/constitutional review.
  - CC replied by stating that she respected rights of every member, and she would just mainly focus on council restructuring; it would be campus media executives' rights to raise motions if they would like to.



Motion 16

This Council thanks the Council Chairperson for her address.

Proposer: NG Chi Hin (EDSR)

Seconder: LI Chee Wing (LAR)

Time received: 23:06

Resolution: No objection. Motion Carried.

Time resolved: 23:07

- EDSR hoped that CC's plan could be successfully carried out
  - LAR reminded the constitutional duty for the CC's address to be printed on the next issue of Undergrad.
2. To appoint members of Council Standing Committees (Cont.)
- SJCR stated that the current affairs secretary of SJCSA was rushing back.
  - CC stated that Mr. WONG KA HO would not come back.
  - AAR asked under the absence of a known candidate missing, whether or not the appointment would still take place.
  - CC granted some time to contact Mr. Wong to see if there was anything he would like to address to council. She suggested spending some time on papers from campus media first.
  - LAR wanted to confirm whether or not members of standing committee would still be appointed in this meeting.
  - EDSR stated that most of the Union Full Member who were there would like to be appointed in CM 2.
  - SUEN DANIEL stated that full members could not wait endlessly.
  - AAR clarified that Mr. WONG KA HO did not show up at any time throughout the day, but many full members stayed for half a day and Mr. CHAN HUNG TING even rushed back from Mong Kok, he suggested that it would be fairer to appoint those who paid effort.
  - KAM KWO FUNG introduced himself as the Current Affairs Secretary of the SKYLHSA, HKUSU. He stated that HKUSU was once the pioneer of students' movement, so he wished to improve the image of HKU, and stood up to voice out the injustice found in society.
  - CTVC(a) asked the candidates on their views regarding the close-door meeting caused 312 statement incident.
  - KAM stated that the 312 incident happened due to the lack of discussion in CAC, thus the committee should never be dominated by one person.
  - SUEN DANIEL thought the full members who wanted to get appointed into CAC, according to his knowledge, would all be willing to report to council.

- CHAN LIT MAN stated that since CAC issued statements in name of HKUSU, which was on behalf of over 14000 members, it should be under supervision. Only 1 member responded to council after the 312 incident last year was an irresponsible actions of the others, he sincerely hope that all members of CAC would be willing to report to public.
- WONG CHUN KIT objected to all close door meeting, and stated that each meeting should be held in presence of at least one faculty representative or one hall representative.
- KWONG KIT YING stated that it shall not be the responsibility only by one single member, but the collective responsibility of all CAC members, even as an ordinary university student, he/she shall be responsible for one self's decision.
- CHAN HUNG TING stated that he disagreed with close door meeting, and believed that it shall be open to all full member of the union, as they had the rights to monitor.
- WONG TUNG YI believed that all people who were involved in decision making shall have the responsibility to be accountable for his/ her decision. She held a view of being against all close door meeting, because all statements made by CAC were issued under the name of the council/ union.
- WONG HOI MING considered collective discussion as a waste of time, and she promised to quit if there were any close door meetings convened.
- EDSR asked for their views over statements being endorsed by council.
- WONG TUNG YI raised that some events would be ad hoc and it might take too much time to get response approved by council.
- SUEN agreed that discrepancy between CAC and council should be avoided, but instant response shall still come first, for example in the Kwai Chung Terminal worker strike, a possible method that could be adopted would be: statement being given to the council and passed with simple majority before being issued.
- WONG CHUN KIT believed that mechanism shall be set, so that CAC members could not deliberately avoid checks from council.
- AAR asked on what the role of CAC should be, if it was defined only to be on external affairs, the Ex-cos themselves could have handle that alone, as statements could be issued by ex-cos also. He asked for answers from 2 candidates.
- CHAN LIT MAN pointed out that there were at most 17 people among the ex-cos, but CAC statements would be discussed in council, thus vested with greater creditability with council consent.
- KWONG KIT YING suggested that union ex-cos had too heavy workload, thus promoting CA would not not be their only working objective, thus they needed help from CAC.
- WONG TUNG YI pointed out that the 8 full union members appointed were with various background, so more diverse opinion would be collected. Ex-cos may not have enough human resources to carry out practical actions, thus CAC might help.

- LSKHR directed a question to Wong Chun Kit that, if CAC had controversial decision, whether or not it would the commentary work he did in Undergrad.
- Wong answered that he would not engage in the related affair to avoid conflict of interest.
- UHR considered it as impossible for him to state that he was totally unrelated to Undergrad.
- Wong clarified that he did not mention a total disaffiliation with Undergrad, only that he would not engage in handling that single issue.
- SSR asked Wong if he had compromised with your jong-mates. Since AECU is a popularly elected post, he considered that as quite irresponsible if Wong abandoned his role simply because of his interest in Current Affairs.
- Wong answered that he would be responsible to his post anytime except when there was really a conflict on an individual issue.
- AAR commented on the question he asked. Concerning the role of CAC, since the candidates were all having multi-identities, they might need to consider more thoroughly on when they would choose to raise awareness on certain issues with your own societies, or CAC. And if they were busy with their work in their own societies, there might not be enough effort put into CAC. He concluded by suggesting a possibility for them to consider cooperation with DHKFS
- LAR commented that the role of CAC should not just be issuing statements, which might be an illusion led by the unpleasant incident happened in the previous year.
- EDSR considers forums and talks also essential in raising union full members' concern towards current affairs. Directed to AECU, he suggested Wong to shift his working focus onto how to raise concern, instead of issuing of statements.

#### Motion 17

To appoint Kam Kwo Fung (uid: 3035062899) as the committee member of Current Affairs Committee, HKUSU Council, Session 2013.

Proposer: GUAN Jiayin (SKYLHR)

Seconder: CHAN Tsz Chun Rachel (WLHR)

Time received: 23:40

Resolution: No objection. Motion Carried.

Time resolved: 23:40

Motion 18

To appoint Mr. Chen Hung Ting (UID: 3035072167) to be a member of current affairs committee, HKUSU Council, session 2013.

Proposer: WONG Suet Kei (SJCR)

Seconder: YU Lok Nam (SWHR)

Time received: 23:44

Resolution: No objection. Motion Carried.

Time resolved: 23:45

Motion 19

To appoint Ms. WONG Hoi Ming (UID: 3035015286) to be the Union Full Member of Current Affairs Committee, HKUSU Council, Session 2013.

Proposer: YU Lok Nam (SWHR)

Seconder: TJANG Ming Wai (STHR)

Time received: 23:45

Resolution: No objection. Motion Carried.

Time resolved: 23:45

Motion 20

To appoint Mr. Chan Lit Man (UID: 3035060853) as a member of Current Affairs Committee, HKUSU Council, Session 2013.

Proposer: NG Wai Ka (AAR)

Seconder: LI Chee Wing (LAR)

Time received: 23:46

Resolution: No objection. Motion Carried.

Time resolved: 23:46

Motion 21

To appoint Ms. KWONG Kit Ying (UID: 3035050547) as a member of Current Affairs Committee, HKUSU Council, Session 2013.

Proposer: NG Wai Ka (AAR)

Secunder: LI Chee Wing (LAR)

Time received: 23:47

Resolution: No objection. Motion Carried.

Time resolved: 23:47

Motion 22

To appoint Ms. Wong Tung Yi as a member of Current Affairs Committee, HKUSU Council, Session 2013.

Proposer: NG Wai Ka (AAR)

Secunder: LI Chee Wing (LAR)

Time received: 23:47

Resolution: No objection. Motion Carried.

Time resolved: 23:48

Motion 23

To appoint Suen Daniel Cheuk Hang (UID: 3035070781) as a member of Current Affairs Committee, HKUSU Council, Session 2013.

Proposer: NG Wai Ka (AAR)

Secunder: LI Chee Wing (LAR)

Time received: 23:50

Resolution: No objection. Motion Carried.

Time resolved: 23:51

Motion 24

To appoint Wong Chun Kit (UID: 3035050066) as a member of Current Affairs Committee, HKUSU Council, Session 2013.

Proposer: NG Wai Ka (AAR)

Seconder: LI Chee Wing (LAR)

Time received: 23:51

Resolution:

Vote by Simple Majority

Total Vote: 25

For: 8

Against: 6

Abstain: 11

Motion Carried.

Time resolved: 23:56

- LSKHR initiated discussion on a situation that if a really controversial issue came up to the CAC agenda, whether or not would Mr. Wong Chun Kit inevitably self-monitor.
- Wong replied that if the issue was really extremely controversial, he would vacate duty in the Undergrad, and adopt the suggestion by EDSR.
- LSKHR objected to Motion 24.
- LAR suggested that there could possibly be a conflict of interest, but if Wong could clarify on how he would distinguish his two duties, the vote of confidence could be given.
- AAR suggested that it was common for a person to have multi-identities, for instance the councilors were already having multi-identities.
- LSKHR emphasized on the importance of purity in the 4th power: the supervising power that campus media held.
- Wong queried that if he really was that influential in Undergrad, why there could not be a possibility that he make it an even better channel.
- ECU(a) raised a procedural question- in Standing Order 2 requirements were stated for a motion to be passed, i.e. the total of for and against must be greater than that of neutral, and the number of for must exceed the number of against, so this motion shall pass.
- CC consulted past CC Mr. Vincent Fok, this should be dealt according to the statutory rule, thus standing order shall be followed, the motion should pass.
- AAR asked if simple majority hereafter would be attained according to this mechanism.
- CC explained that except situation that needs  $\frac{2}{3}$  majority, the 51% definition of "simple majority" would not be used.

5. To discuss on Union Finance

- ECU(a) stated that he had discussed with honorary chairperson, a sum within the media fund shall be approved, then the remaining would be settled with UFC resolution. He requested the councilors to refer to page one of the financial report of Undergrad, the part labeled red was the one suggested by honorary chairperson to be moved out of the budget, so that the amount would comply with the media fund.
- LSKHR asked if the expenses of CTV would be covered by another fund.
- ECU(a) stated that the honorary chairperson advised that the fund for CTV and Undergrad were not mutually exclusive, and the amount exceeding \$160000 would be covered anyway.
- LAR asked by “annual budget”, whether or not it was referring to the budget handed in before.
- ECU(a) replied that it included the amendment labeled red.
- EDSR asked if the council was going to approve the parts labeled red.
- ECU(a) explained that the council should confirm on the report being received, then it would be the responsibility for UFC to approve and grant money.

#### Motion 25

To receive and adopt the Annual Budget of Campus TV, HKUSU, Session 2012.

Proposer: WONG Wai Lun (ASR)

Seconder: CHEUNG Kin Long (ENSR)

Time received: 00:26

Resolution: No objection. Motion Carried.

Time resolved: 00:26

#### Motion 26

To receive and adopt the Annual Budget of Undergrad, HKUSU Session 2012.

Proposer: WONG Wai Lun (ASR)

Seconder: CHEUNG Kin Long (ENSR)

Time received: 00:27

Resolution: No objection. Motion Carried.

Time resolved: 00:27

- LSKHR suggested expanding the budget next year so that there could be more flexibility.
- ECU(a) said it was the decision of FS and UFC, but he hoped so.
- CC asked that actually there were only half of agenda finished, she would like the

council to decide on whether to continue the meeting or wait till next time.

- ECU(a) stated that he would not mind reporting next time.
- CTVC(a) stated that he would not mind reporting next time.
- LSKHR asked if there would be an ECM shortly after.
- MSR stated that the campus media executives for session 2011 were not here anyway.
- CC stated that it was April already; it was an unacceptably slow progress for council failing to even finish the appointment of membership in standing committees. For the reports from standing committees in the previous session, the council could not receive even after months of chasing after, there should be a really low possibility for successful collection, she suggested the council to have a quick resolution on that. She asked whether the council wanted to grant power to HS for another ECM when she would not be in Hong Kong, or wait for 2 weeks' time before the Council meeting would be convened.
- LAR asked if the council could finish appointment of membership of standing committee in CM2, so that the most urgent issue could be settled immediately.
- AAR asked if he should hand in a motion to pass the post of Chief Delegate in DHKFS to EVP also in CM2.
- CC advised that to be done in the next council meeting, since EVP was not yet a councilor in CM2.

2. To appoint members of Council standing committees

- SKYLHR wanted to get into CRC with SJCR.
- ENSR stated that there were elected Popularly Elected Councilors looking forward to getting into CRC.
- Speaking right granted PEC3 So Cheuk Yiu.
- So asked whether he was considered as a non-executive councilor, or Union Full Member, regarding the fact that he would take up the councilor post in the next CM. He also asked about the appointment of membership in CRWG.
- CC stated that CRWG was an ad hoc committee, so this would be dealt with in the next meeting.
- MSR suggested appointing faculty councilors and hall councilors first to ensure the committee to be functioning.
- EDSR expressed interest in getting into CRC.

Motion 27

To appoint Ms. Guan Jiayin (UID: 3035047643) to be a non-executive councilor of constitution review committee, HKUSU Council Session 2013.

Proposer: WONG Suet Kei (SJCR)

Secunder: YU Lok Nam (SWHR)

Time received: 00:40

Resolution: No objection. Motion Carried.

Time resolved: 00:40



Motion 28

To appoint Ng Chi Hin (UID: 3035061106) as the non-executive councilor of the Constitution Review Committee of HKUSU Council Session 2013.

Proposer: LI Chee Wing (LAR)

Secunder: NG Wai Ka (AAR)

Time received: 00:43

Resolution: No objection. Motion Carried.

Time resolved: 00:43

- CC reminded that UFC still needed a hall representative.
- RCLHR stated that he would be getting into CRWG and UFC according to initial consensus, but since freshly elected PEC might want to get into these committees too, so maybe initial consensus was not that binding.
- CC suggested that hall representatives and PECs were to be appointed separately, so they would not affect each other's chance of being appointed.
- RCLHR requested more time for discussion with other hall representatives.
- LAR suggested appointing membership in UAC first.

Motion 29

To appoint Mr. Liu Chi Hang (UID: 3035041118) as the Faculty councilor of University Affairs Committee, HKUSU Council, Session 2013.

Proposer: NG Chi Hin (EDSR)

Secunder: LI Chee Wing (LAR)

Time received: 00:50

Resolution: No objection. Motion Carried.

Time resolved: 00:50

Motion 30

To appoint Tso Kwan Yi, LHTHR (UID: 3035062095) to be a hall councilor in the University Affairs Committee, HKUSU Council, Session 2013.

Proposer: YUEN Wing Lam (SCSHR)

Seconder: YU Lok Nam (SWHR)

Time received: 00:51

Resolution: No objection. Motion Carried.

Time resolved: 00:52

- SWHR reminded that some hall councilors wanted to be appointed into UAS as full member, and asked if they should be appointed with motions then.
  - CC stated that some PEC wanted to get appointed too, but they also needed to wait till the next meeting, she suggested appointing hall representatives and faculty representatives first.
  - RCLHR restated that the hall representatives did not include PEC when reaching the initial consensus, he asked if it would be possible that the appointment took place in the next CM.
  - CC asked if there would be a UFC meeting coming soon, and requested ECU(a) to advise.
  - ECU(a) stated that it would be urgent to get money approved.
  - CC decided not to appoint a hall councilor in yet, but UFC would still have meeting shortly after.
6. To receive and adopt the half-yearly and annual report of Union Executives, Session 2012
- CC reminded that the Union Executives of session 2012 had been first reminded to hand in such reports to the council when it was still session 2012, and it still could not be received, so she wished to have council resolution.
  - LSKHR wanted to clarify if there was no response, or they had responded that they would not hand in.
  - CC clarified that there was no response.
  - LSKHR recommended setting a deadline, if the reports were not received till then, a regret motion shall be passed. He suggested the deadline to be set as the next ordinary council meeting.
  - MSR asked for the exact number of reminders sent.
  - CC stated that there should be at least 2 times, with 17/3 as the date when the last was sent.
  - MSR considered as sufficient notice.
  - LSKHR suggested inviting the elected ex-cos to look for ex-cos of session 2012.
  - Speaking rights granted to Mr. Laurence Tang, the elected President.
  - LAURENCE TANG promised to attempt finding, but he dared not to make promises.

- MSR asked for setting a deadline.
- LSKHR suggested the reports to be received next time, if failed to collect, there would be council resolution.
- CC recommended setting the deadline for working paper, i.e. 5 days before the meeting date as deadline.
- ECU(a) reminded that the submission had been overtime for too long already.
- MSR agreed with ECU(a), and expressed her view that it should no longer be put up with.

#### Motion 31

The Union Council notes, regrets and dissatisfies with the infringement of Union Council By-Laws and breach of duty of Union Executives, Session 2012 for failure to submit the half-yearly and annual report of Union Executives.

Proposer: WONG Wai Yan Phoenix (MSR)

Seconder: NGAI Ting Hong (SSR)

Time received: 01:14

Resolution: No objection. Motion Carried.

Time resolved: 01:16

7. To receive and adopt the half-yearly and annual report of Council Standing committees, Session 2012
  - CC asked Shum for the documents many times.
  - MSR reminded that some standing committees had handed in half-yearly report already.
  - CC reminded that UFC, UAC, CAC and DHKFS did hand in half-yearly reports, but for UEC, CBC and CRC, no such documents were received yet.
  - LSKHR believed that if the chairpersons of those committees were ex-cos, CC or HS of session 2012, it would also be quite impossible to collect.
  - ECU(a) asked that, as only a acting media executive for a short period, whether or not a report was also required.
  - CC stated that only UEC chairperson needed to hand that in, but not acting campus media executives.
  - RCLHR asked if that should be defined as document loss.
  - MSR suggested attaining council consensus to define them as document loss.

**Motion 32**

The Union Council notes, regrets and dissatisfies with the infringement of Union Council By-Laws and breach of duty of Chairperson of Delegation to Hong Kong Federation of Students, Session 2012 for failure to submit the half-yearly and annual report of Delegation to Hong Kong Federation of Students Session 2012.

Proposer: WONG Wai Yan Phoenix (MSR)

Seconder: NG Chi Hin (EDSR)

Time received: 01:41

Resolution: No objection. Motion Carried.

Time resolved: 01:42

**Motion 33**

The Union Council notes, regrets and dissatisfies with the infringement of Union Council By-Laws and breach of duty of Chairperson of UAC of HKUSU Council Session 2012 for failure to submit the half-yearly and annual report of UAC of HKUSU Council Session 2012.

Proposer: WONG Wai Yan Phoenix (MSR)

Seconder: NGAI Ting Hong (SSR)

Time received: 01:42

Resolution: No objection. Motion Carried.

Time resolved: 01:43

**Motion 34**

The Union Council notes, regrets and dissatisfies with the infringement of Union Council By-Laws and breach of duty of Chairperson of Union Finance Committee, Session 2012 for failure to submit the half-yearly and annual report of Union Finance Committee of HKUSU Council Session 2012.

Proposer: NG Chi Hin (EDSR)

Seconder: NGAI Ting Hong (SSR)

Time received: 01:43

Resolution: No objection. Motion Carried.

Time resolved: 01:44

Motion 35

The Union Council notes, regrets and dissatisfies with the infringement of Union Council By-Laws and breach of duty of Current Affairs Committee, HKUSU Council, Session 2012 for failure to submit the annual and half-yearly report.

Proposer: YU Lok Nam (SWHR)

Seconder: CHAN Tsz Chun Rachel (WLHR)

Time received: 01:44

Resolution: No objection. Motion Carried.

Time resolved: 01:45

Motion 36

To regret the Chairperson of Union Elections Committee, HKUSU Council, Session 2012 of his failure to submit the annual report and the half yearly report.

Proposer: SIN Po Lun (LHHR)

Seconder: TSO Kwan Yi (LHTHR)

Time received: 01:45

Resolution: No objection. Motion Carried.

Time resolved: 01:45

Motion 37

To regret and dissatisfy the Chairperson of Constitution Review Committee, HKUSU Council, Session 2012 of his failure to submit the annual report.

Propser: GUAN JiaYin (SKYLHR)

Seconder: SIN Po Lun (LHHR)

Time received: 01:45

Resolution: No objection. Motion Carried.

Time resolved: 01:46

**Motion 38**

The Union Council notes, regrets and dissatisfies with the infringement of Union Council By-laws and breach of duty of Chairperson of CBC of HKUSU Council Session 2012 for failure to submit the half- yearly report of CBC of HKUSU Council Session 2012.

Proposer: WONG Wai Yan Phoenix (MSR)

Seconder: HO Oi Mei (BEAR)

Time received: 01:46

Resolution: No objection. Motion Carried.

Time resolved: 01:47

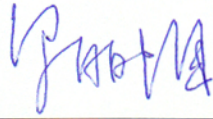
8. To report on the business of The Hong Kong Federation of Students
  - AAR asked the council if shelter tents could be lent to workers in Kwai Chung Terminal who were on strike.
  - ASR asked whether or not the tents were to be transported to Kwai Chung by councilors.
  - LSKHR raised that, apart from transportation, another concern would be how long they would borrow.
  - AAR commented that it might not be just a lending, but maybe a donation instead.
  - DSR asked who owned them.
  - LSKHR suggested that it should be HKUSU, and recommended the council to enquire AS.
  - AAR asked if the councilors considered lending acceptable.
  - SKYLHR asked on how they would be used, since whether or not there would be damages was also a consideration.
  - AAR replied that they would be used in preventing workers getting wet from rain and getting sunburnt under bright sunny days.
  - RICA2 commented that she did not consider that as a good idea, because the Union itself might need a huge amount of shelter tents during Union Festival, and subordinate societies often needed to borrow also. She considered only lending a little proportion of them for a short period to be acceptable, but not lending away all for a long period of time.
  - RCLHR stated that he actually had no idea about the procedure.
  - LSKHR suggested that actually directly borrowing from union staff would do.
  - AAR asked how long they could be borrowed.
  - CC asked AS(a), and stated that there were originally 20 of them, but now only around 10 were left. Each cost several hundred to a thousand dollars, if they were rented to school, rent could be charged.
  - AAR asked if only one or two, with three as maximum, were lent out for setting up street stations, which should be able to get back, whether or not that would be acceptable.

- CC asked whom AAR would report to.
  - AAR replied that he would contact Adrian Wu, AS(a), for now, after CM2 he would contact John Lo, the newly elected AS, instead.
  - RICA2 asked if the Union could lend out only those older ones.
  - AAR raised points of information that, HKU was still owing HKFS around \$100000, since when Dan Chan was Chief Delegate, membership charge was not handed in. morally speaking, no rent should not be charged.
9. A.O.B.
- SKYLHR asked when the recounting of vote in the faculty board election of faculty of law and dentistry would take place. She was also concerned on whether an ECM would be called to endorse results afterwards.
  - CC asked UEC members to advise.
  - SKYLHR suggested waiting for Miss Tsui Lee Ka's conclusion when HKU council had resolution.
  - LSKHR agreed and stated that the HKU council had final decision power anyway.
  - AAR agreed.
- CTVC(a) asked whether the half yearly and annual reports would be endorsed in CM or ECM.
  - CC stated that they would be endorsed in CM.
- RCA2 stated that subordinate societies might need some shelter tents in the following months, for instance drama team needed two.
  - LSKHR suggested the Union Ex-cos to buy new ones, as there were insufficient for registration day.
- CC concluded by reminding councilors not to repeat for points and return to agenda that had passed already. She reminded that she would not be in HK from 5/4 to 12/4, for circulation motions, councilors might still hand in to HS as usual, she could be found through e-mail if there were any notification to her. She demanded a date compromised by councilors to hold CM3 ASAP after 12/4. For the date of Council Orientation, it might need to be held after 12/4, as she needed to have meeting with PEC before that, according to By-Laws.
  - LSKHR pointed out that actually standing orders regulated on the number of time each councilor could speak.
  - CC wanted to maintain a high degree of flexibility, thus requested the councilors to have better self-control in delivering concise and precise speeches.

The meeting ended at 02:08 on 1/4/2013.



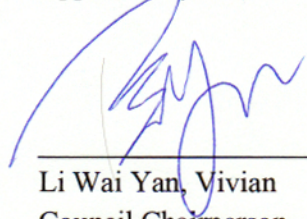
Prepared by,



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Leung Lai Kwok Yvonne  
Honorary Secretary  
HKUSU Council, Session 2013

Approved by,



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Li Wai Yan, Vivian  
Council Chairperson  
HKUSU Council, Session 2013