

**Motion to be moved by Hon Andrew WAN
under Rule 49B(1A) of the Rules of Procedure
to censure Dr Hon Junius HO
at the Council meeting of 6 December 2017**

Wording of the Motion

That this Council, in accordance with Article 79(7) of the Basic Law, censures Dr Hon Junius HO for misbehaviour and breach of oath under Article 104 of the Basic Law (details as particularized in the Schedule to this motion).

Schedule

Details of Dr Hon Junius HO's misbehaviour and breach of oath under Article 104 of the Basic Law are particularized as follows:

Incorrect and/or false statement of legal professional qualifications

As a Member of the Legislative Council of the Hong Kong Special Administrative Region, Dr Hon Junius HO made an incorrect statement and/or false statement regarding his legal professional qualifications. After his being elected in the 2016 Legislative Council Election and until September 2017, Dr Hon Junius HO stated in the Chinese version of his biography on the Legislative Council webpage that “[he] became a practising solicitor in England and Wales in 1997” (original Chinese wording: “於 1997 年成為英格蘭及威爾斯執業律師”). However, a letter from the Solicitors Regulation Authority dated 25 September 2017, which has subsequently been made available in the public domain, stated that the records of the Solicitors Regulation Authority “do show that [Junius HO] has never held a practising certificate in England and Wales.”

The Legislative Council Oath made under Article 104 of the Basic Law requires a Member to “serve the Hong Kong Special Administrative Region conscientiously, dutifully, in full accordance with the law, honestly and with integrity”. Dr Hon Junius HO has made an incorrect statement and allegedly tendered a false statement on the legality of his legal professional qualifications; the aforementioned acts of Dr Hon Junius HO constitute misbehaviour and breach of oath under Article 104 of the Basic Law, in particular, showing his failure as a Member of the Legislative Council to serve the Hong Kong Special Administrative Region honestly and with integrity.