

For discussion  
on 18 December 2001

## **Legislative Council Panel on Commerce and Industry**

### **Proposal for Setting up a Professional Services Development Assistance Scheme**

#### **INTRODUCTION**

This paper seeks Members' support for the setting up of a \$100 million Professional Services Development Assistance Scheme to enhance the external competitiveness and the standard of Hong Kong's professional services.

#### **BACKGROUND**

2. Professional services are a high-value component of the services sector, which accounts for 85% of Hong Kong's Gross Domestic Product. China's accession to the World Trade Organization will lead to further opening up of its market and more vibrant growth of its economy, presenting new opportunities for our professional services. However, at the same time, our professional service sectors face challenges brought about by the restructuring of Hong Kong's economy.

3. To help Hong Kong's professional service sectors grasp new opportunities and meet new challenges, the Chief Executive announced in his 2001 Policy Address the setting up of a \$100 million fund to support, on an equal matching basis, useful projects that could enhance the standard of professional services in Hong Kong.

## **THE SCHEME**

### **Objective and Eligibility**

4. The scheme will provide funding support for projects aimed at increasing the competitiveness of the professional service sector as a whole, or of individual sectors, in external markets including the Mainland market. In addition, projects which seek to enhance the standard of professional services in Hong Kong will be eligible.

5. Eligible projects include, for example, inviting overseas or Mainland experts to give a seminar for transfer of professional skills; research or study that will benefit a professional service sector; organization of training courses that seek to enhance the competitiveness of Hong Kong professional service practitioners in external markets; and promotional projects for raising the image of Hong Kong's professional services. A list of the key criteria in vetting applications is at [Annex A](#).

Annex A

6. As regards the specific professional service sectors eligible for assistance under the scheme, we propose to adopt the World Trade Organization's classification of professional services, which is an internationally-recognized and objective classification, to be supplemented by the Trade Development Council's classification to take account of local circumstances. A list of the professional service sectors to be covered by the scheme is at [Annex B](#).

Annex B

7. All non-profit distributing<sup>1</sup> professional bodies, trade or industrial organizations, and research institutes will be eligible to apply for assistance under the scheme.

### **Application and Assessment**

8. Initially, we plan to invite applications in two tranches every year. A vetting committee, chaired by a non-official and comprising professionals, businessmen and academics will be formed to consider funding applications and assessment criteria. If necessary, comments and advice will be sought from outside experts on sector-specific applications.

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<sup>1</sup> Non-profit distributing organizations are defined as those organisations the profits of which are not distributed to its directors, shareholders, employees or any other persons.

### **Funding Principles**

9. The scheme will finance projects on a dollar-for-dollar matching basis. This equal-matching principle will help ensure that the project is of genuine value to the professional service sector concerned, is cost-effective and will be carefully implemented. In principle, a project will not be eligible for assistance under the scheme if the project receives funding support from any other Government funding schemes.

10. We intend to set the maximum amount of grant for each project at \$2 million, and the maximum total amount of grants for each year at about \$33 million. The purpose is to enable more projects to benefit from the scheme and to impose some discipline on the selection of projects, so that only high-quality projects will be approved for funding. This arrangement will allow the scheme to last for at least three years.

### **Monitoring of Funded Projects**

11. Successful applicants will be required to sign a contract with Government which lays down detailed conditions for the grant. They will also be required to submit a mid-term progress report and a final report with audited accounts after the project is completed. The vetting committee will monitor progress and review the quality of each funded project.

### **Intellectual Property Right (IPR)**

12. The project organizer will own all IPRs derived from the project. Where relevant, project results should be disseminated widely to Hong Kong's professional service sector(s). If necessary (such as when public interests are involved or in order to fulfil the objective of providing assistance to professional service sectors), the project organizer may be required to grant unconditionally to Government a non-exclusive perpetual royalty-free licence to exploit or dispose of relevant IPRs.

## **ADMINISTRATION**

13. The scheme will be administered by the Business and Services Promotion Unit of Commerce and Industry Bureau.

## **REVIEW**

14. We will review the cost-effectiveness, funding levels and modus operandi of the scheme one year after its commencement.

## **FINANCIAL AND STAFFING IMPLICATIONS**

15. The setting up of the scheme will require a non-recurrent allocation of \$100 million from the General Revenue Account in the form of a capital account commitment.

16. The recurrent resources needed for operating the scheme will be absorbed within the existing provision to the Commerce and Industry Bureau.

## **PUBLIC CONSULTATION**

17. We have consulted a total of 30 professional services associations, the Trade Development Council's Professional Services Advisory Committee, the Hong Kong General Chamber of Commerce's Professional Service Committee, and some individual professional service practitioners. The respondents welcome the scheme and call for its early implementation. Some have suggested that the dollar-for-dollar matching principle be relaxed as small professional organizations may have difficulties in coming up with the matching contribution. For the reasons set out in paragraph 9 above, we consider it essential to maintain the equal-matching principle. However, we are prepared to accept contribution in kind, such as manpower cost, by the project organizer. This should give them some flexibility.

18. Some respondents have proposed to broaden the definition of “professional services”. As explained in paragraph 6 above, the proposed definition is objective, has regard to international practice and takes account of local circumstances. In practice, we must draw a line somewhere and we believe that the proposal has struck the right balance.

19. Some respondents have expressed the concern that applications submitted by research institutes may be too academic to be of practical use to the professional service sectors concerned. Some have also pointed out that a research institute may be receiving subvention from Government and hence may not be eligible under the rule of ‘no double financial assistance’. We will address these concerns when drawing up the detailed guidelines for the scheme to ensure that approved projects are of practical use to the professional service sectors, and to resolve the problem of ‘double subvention’.

20. Some professional associations have suggested that the application procedure and monitoring mechanism should not be so stringent as to create too much paper work for applicants. In drawing up the detailed guidelines for the scheme, we will ensure that the application procedure and monitoring requirements are business-friendly and effective, while paying due regard to the need for public accountability.

## **WAY FORWARD**

21. Subject to Members’ views on the proposal, we will seek the approval of the Finance Committee in January 2002 for the establishment of the scheme. We aim to launch the scheme and invite applications in February 2002.

**Proposed Funding Criteria of the  
Professional Services Development Assistance Scheme<sup>1</sup>**

Projects to be funded should be non-profit-making in nature. The major vetting criteria are as follows :

*Value of Project*

- (A) the potential of the project to help increase the competitiveness of the professional service sector(s) concerned in the Mainland or overseas markets, or the potential of the project to enhance the standard of local professional services;
- (B) whether the result of the project is of practical use to the professional service sector(s) concerned;

*Cost-effectiveness*

- (C) whether the project can benefit a large number of professionals in the professional service sector(s) concerned or whether the project can benefit the society significantly through the profession;
- (D) whether the cost of the project is broadly commensurate with the expected results;

*Project Implementation*

- (E) whether the project management capabilities of the applicant institution/organization are recognized and competent, taking into account the applicant's experience, qualifications, track record and the resources available for the project.
- (F) whether the implementation schedule of the proposed project is properly planned;
- (G) whether the proposed budget is reasonable and realistic;
- (H) whether project can be completed in 2 years. If not, the applicant organization shall demonstrate their sustainability upon the cessation of funding support from the scheme;
- (I) whether there is/will be any duplication in terms of work of other institutions/organizations;

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<sup>1</sup> Subject to endorsement by the vetting committee of the Scheme to be formed after Finance Committee approves the Scheme.

Other factors

- (J) whether the project is or will be in receipt of funding from other Government funding schemes;
- (K) whether the project should be delivered by the applicant as part of its normal business activities without funding support from the Scheme; and
- (L) in determining the level of funding support for a project, whether beneficiaries of the project can reasonably contribute to the cost of the project.

## Professional Services Sectors eligible for funding under the Scheme

WTO Classification	TDC Classification	Covered under the Professional Services Development Assistance Scheme
<b><i>(i) Accounting-related services</i></b>		
<ul style="list-style-type: none"> <li>• Accounting, auditing and book-keeping services</li> <li>• Tax services</li> </ul>	<ul style="list-style-type: none"> <li>• Accounting</li> </ul>	<ul style="list-style-type: none"> <li>• Accounting, including auditing, book-keeping and tax services</li> </ul>
<b><i>(ii) Legal services</i></b>		
<ul style="list-style-type: none"> <li>• Legal services</li> </ul>	<ul style="list-style-type: none"> <li>• Legal</li> <li>• Arbitration and mediation</li> </ul>	<ul style="list-style-type: none"> <li>• Legal services, including arbitration and mediation</li> </ul>
<b><i>(iii) Engineering and infrastructure-related services</i></b>		
<ul style="list-style-type: none"> <li>• Architectural services</li> <li>• Engineering services</li> <li>• Integrated engineering services</li> <li>• Urban planning and landscape architectural services</li> </ul>	<ul style="list-style-type: none"> <li>• Architecture and landscape architecture</li> <li>• Building and construction</li> <li>• Consulting engineering</li> <li>• Electrical and mechanical engineering</li> <li>• Planning</li> <li>• Project Development and Project finance</li> <li>• Real estate services (including agency services, facilities management and valuation and surveying)</li> <li>• Surveying</li> </ul>	<ul style="list-style-type: none"> <li>• Architecture and landscape architecture</li> <li>• Building and construction</li> <li>• Engineering services including integrated engineering services</li> <li>• Planning</li> <li>• Project Development and Project finance</li> <li>• Real estate services (including agency services, facilities management and valuation and surveying)</li> <li>• Surveying</li> </ul>
<b><i>(iv) Medical related services</i></b>		
<ul style="list-style-type: none"> <li>• Medical and dental services</li> </ul>		<ul style="list-style-type: none"> <li>• Medical and dental services (including Chinese medicine)</li> </ul>

<b>WTO Classification</b>	<b>TDC Classification</b>	<b>Covered under the Professional Services Development Assistance Scheme</b>
<b><i>(v) Others</i></b>		
<ul style="list-style-type: none"><li>• Veterinary services</li><li>• Services provided by midwives, nurses, physiotherapists and para-medical personnel</li></ul>	<ul style="list-style-type: none"><li>• Design (including graphic, product, interior and fashion design)</li><li>• Business consultancy services</li><li>• Waste management and environment</li></ul>	<ul style="list-style-type: none"><li>• Veterinary services</li><li>• Services provided by midwives, nurses, physiotherapists and para-medical personnel</li><li>• Design (including graphic, product, interior and fashion design)</li><li>• Business consultancy services</li><li>• Waste management and environment</li></ul>