

L.N. 240 of 2001
Census and Statistics (Survey of External
Claims, Liabilities and Income)
(Amendment) Order 2001
(Made under section 11 of the Census and Statistics
Ordinance (Cap. 316))

1. Commencement

This Order shall come into operation on 1 January 2002.

2. Interpretation

Section 1(1) of the Census and Statistics (Survey of External Claims, Liabilities and Income) Order (Cap. 316 sub. leg.) is amended---

(a) in the definition of "local fund", in paragraph (b), by repealing everything after "fund" and substituting "the constitutive document of which states that the fund is governed by the law of Hong Kong;";

(b) in the definition of "reference period", by adding---

"(c) in relation to a survey mentioned in section 5(3A), means the reference period referred to in that section;";

(c) by adding---

"business receipts" (業務收入) includes the proceeds of all sales of goods, receipts from customers for services rendered to them and income from other sources; "listed corporation" (上市法團) means a body corporate which has any of its securities listed on the Unified Exchange as defined in section 2(1) of the Stock Exchanges Unification Ordinance (Cap. 361);

"operating expenses" (營運開支) includes compensation of employees, rent, rates, interest expenses, repair and maintenance expenses, expenses for materials and supplies and other miscellaneous expenses;

"unpaid family workers" (無酬家庭工作人員), in relation to a business undertaking, means persons who---

(a) live in the dwelling of any director, partner or a sole proprietor of the undertaking, whether relatives of the director, partner or sole proprietor;

(b) work for the undertaking, but without an agreed amount of payment for the work done; and

(c) work for the undertaking for not less than one hour on each working day of the undertaking during the reference period concerned;".

3. Survey periods and reference periods

Section 5 is amended---

(a) in subsection (1)---

- (i) in paragraph (a), by repealing "and";
 - (ii) in paragraph (b), by repealing the full stop and substituting "; and";
 - (iii) by adding---
- "(c) each month beginning from January 2002.";

(b) by adding---

"(3A) For the purpose of carrying out a survey in respect of any month specified in subsection (1)(c), the Commissioner may require information to be given for a reference period of that month.".

4. Matters in respect of which information is to be given

The Schedule is amended, in section 1---

(a) in paragraph (a), by repealing "and business address" and substituting ", business address, place of incorporation, business registration number, nature of business and, if the undertaking concerned is a listed corporation, stock code of the securities concerned";

(b) by repealing paragraph (c) and substituting---

"(c) the following matters in respect of each of the affiliated undertakings of the undertaking concerned (if the undertaking concerned is a local undertaking)---

(i) name, business address, place of incorporation, nature of business and equity ownership;

(ii) business receipts and operating expenses;

(iii) total number of working proprietors, active partners, unpaid family workers, full-time employees and part-time employees engaged in business undertaken by that affiliated undertaking;";

(c) by repealing paragraph (d) and substituting---

"(d) the following matters in respect of each of the related undertakings of those affiliated undertakings mentioned in paragraph (c)---

(i) name, business address, place of incorporation, nature of business and equity ownership;

(ii) business receipts and operating expenses;

(iii) total number of working proprietors, active partners, unpaid family workers, full-time employees and part-time employees engaged in business undertaken by that related undertaking;";

(d) in paragraph (e)---

(i) by repealing "and business address" and substituting ", business address and nature of business";

- (ii) in subparagraph (i), by repealing "or" at the end;
- (iii) in subparagraph (ii), by adding "or" at the end;
- (iv) by adding---

"(iii) is a listed corporation the shareholder registration and dividend distribution matters of which are handled by the undertaking concerned;" ;
(e) in paragraph (f), by repealing "number of employees" and substituting "total number of working proprietors, active partners, unpaid family workers, full-time employees and

part-time employees engaged in business undertaken by the undertaking concerned".

Stephen IP

Secretary for Financial Services

7 November 2001

Explanatory Note

This Order amends the Census and Statistics (Survey of External Claims, Liabilities and Income) Order (Cap. 316 sub. leg.) by---

- (a) updating the definition of "local fund" in respect of unit trusts so as to be in line with the latest international statistical standard;
- (b) increasing the frequency of surveys relating to external claims, liabilities and income of local individuals and local undertakings ("the surveys") in order to collect information to compile monthly statistics; and
- (c) enhancing the information scope of the surveys for the purposes of compiling enhanced statistics.