

**Comparison between the existing school-governance regime
for aided schools and the proposed regime under
the Education (Amendment) Bill 2002**

Existing Regime	Proposed Regime
1. School establishment	
School premises are allocated to the school sponsoring body (“SSB”). Government bears the construction costs. SSB bears the costs of equipments, furniture, etc.	No change.
2. Funding of school operation	
Government bears all basic operating costs and pays subsidy to the management committee in accordance with the relevant code of aid.	No change.
3. School management authority	
The school is managed by the management committee, not by the SSB. (s. 32)	No change.
4. Registration of managers	
<p>Managers are registered subject to the approval of the Permanent Secretary for Education and Manpower (“PSEM”). The SSB has no formal right to appoint or nominate managers. Applications for registration as manager are endorsed by the management committee. The SSB may offer its opinion on registration matters (s. 72A). Its opinion prevails if it differs from that of the management committee.</p> <p>In practice most of the managers submit applications for registration at the invitation of the SSB. It is however not uncommon that the management committee identifies candidates</p>	Managers are registered subject to PSEM’s approval. The SSB has the statutory right to nominate sponsoring body managers and the alternate sponsoring body manager (proposed s. 40AK).

Existing Regime	Proposed Regime
<p>and invite them to submit applications.</p> <p>The SSB has no formal right to remove a manager from office. A manager can hold office against the wish of SSB if the majority of the managers of the school so decides.</p>	<p>The SSB is entitled to remove a sponsoring body manager or alternate sponsoring body manager from office (proposed s. 40AV).</p>
<p>5. Supervisor</p>	
<p>The supervisor (except the first supervisor) is approved by PSEM upon the recommendation of the management committee. The SSB may offer its opinion on the approval of the supervisor (s. 72A). Its opinion prevails if it differs from that of the management committee. In practice, the recommendee in most cases is identified by the SSB.</p> <p>The formal role of the supervisor is one of a contact person (s. 39). He is also held responsible for non-compliance with some provisions in the Education Regulations (Cap. 279 sub. leg.). In practice, the supervisor oversees the operation of the school.</p>	<p>The supervisor may either be elected amongst managers or appointed by the SSB. The decision is SSB's.</p> <p>The supervisor plays a similar role and chairs the incorporated management committee ("IMC"). The SSB may strengthen his supervisory role when it drafts the constitution of the IMC. His role in securing compliance with the Education Regulations (Cap. 279 sub. leg.) is less significant.</p>

Existing Regime	Proposed Regime
6. Vision and mission of the school	
<p>The SSB has no formal role. In practice, some SSBs set the vision and mission of the school and decide on the teaching of religious subject through the management committee. In most cases, the vision and mission of the school is set by the management committee.</p>	<p>The SSB enjoys the statutory right to set the vision and mission of the school to which the IMC is subject in exercising its power (proposed s. 40AD).</p>
7. Central co-ordinating authority	
<p>Some SSBs which run a number of schools establish a central co-ordinating authority to oversee the operation of the schools, formulate general educational policies and play a co-ordinating role. Such authority has no formal legal status. Its decision is given effect by individual management committees of the schools.</p>	<p>There is no restriction on the establishment of a central co-ordinating authority with similar functions and status. The statutory functions of the SSB (e.g. setting the mission and vision of the school and ensuring that the mission is carried out, giving general directions to the incorporated management committee in the formulation of education policies of the school and overseeing the performance of the incorporated management committee) may be exercised with the assistance of the central co-ordinating authority.</p>