

PROFESSIONAL ACCOUNTANTS
(AMENDMENT) BILL 2004

COMMITTEE STAGE

Amendments to be moved by the Honourable Eric LI Ka-cheung, JP

<u>Clause</u>	<u>Amendment Proposed</u>
1(2)	By deleting "30 days after the day on which it is published in the Gazette" and substituting "on 8 September 2004".
10(b)(ii)	By deleting "21".
16	In the proposed section 18B(1)(c), by deleting from "-" up to and including "(ii)".
17	By deleting the clause and substituting - <p style="margin-left: 40px;">"17. Register of certified public accountants</p> <p style="margin-left: 80px;">Section 22 is amended -</p> <p style="margin-left: 120px;">(a) by adding -</p> <p style="margin-left: 160px;">"(1C) The register may be maintained -</p> <p style="margin-left: 200px;">(a) in a documentary form; or</p> <p style="margin-left: 200px;">(b) by recording the information required under subsection (1A) otherwise than in a documentary form, so long as the information is capable of being reproduced in a legible form.";</p> <p style="margin-left: 120px;">(b) by repealing subsection (3) and substituting</p>

ALL PASSED

"(3) For the purposes of enabling any member of the public to ascertain whether he is dealing with a certified public accountant, a certified public accountant (practising), a firm of certified public accountants (practising) or a corporate practice and to ascertain the particulars of registration of such person, the register or (where the register is maintained otherwise than in a documentary form) a reproduction of the information or the relevant part of it in a legible form shall at all reasonable times be made available for public inspection without charge.";

(c) by adding -

"(4) Any person registered as a professional accountant immediately before the relevant day shall be deemed to be registered as a certified public accountant.".

22(e)(ii) By deleting "certified public accountant or accountants (practising)" and substituting "certified public accountant (practising) or certified public accountants (practising)".

25(a) By deleting "certified public accountant or accountants (practising)" and substituting "certified public accountant (practising) or certified public accountants (practising)".

28(e) In the proposed section 29A(1B), by deleting "如紀律委員會根據第35(1)(db)條針對申請人作出的飭令不得向他發出執業證書的命令正

具有效力，則不得向他發出執業證書" and substituting "在紀律委員會根據第 35(1)(db)條作出針對申請人的命令中所述的期間，不得向申請人發出執業證書".

- 29(b) In the proposed section 30(4), by deleting "professional accountant" and substituting "public accountant".
- 37(c)
- (a) In the proposed section 35(1)(f), by deleting "(f)" and substituting "(i)".
 - (b) In the proposed section 35(1)(g), by deleting "(g)" and substituting "(ii)".
 - (c) In the proposed section 35(1)(h), by deleting "(h)" and substituting "(iii)".
- 54(7) By deleting paragraph (s).
- Schedule 1 By adding -
- "5A. Notice of meetings of Institute**
By-law 14 is amended by repealing "21 days" and substituting "28 days".
- Schedule 1, section 23(7) By deleting "14,".
- Schedule 2 By adding -
- "Inland Revenue Ordinance**
8A. Institutions that may accredit or recognize training or development courses for the purpose of section 12(6)(c)(iii)
- Schedule 13 to the Inland Revenue Ordinance (Cap.112) is amended, in item 16, by repealing "Hong Kong Society of

Accountants" and substituting "Hong Kong Institute of Certified Public Accountants".

Schedule 2 By adding -

"Travel Agents Regulations

15A. Forms

The Second Schedule to the Travel Agents Regulations (Cap.218 sub. leg. A) is amended -

- (a) in Form 4, in question 5(a), by adding "(practising) as defined in the Professional Accountants Ordinance (Cap.50)" after "accountant";
- (b) in Form 5, in question 4(a), by adding "(practising) as defined in the Professional Accountants Ordinance (Cap.50)" after "accountant".

Schedule 2 By deleting section 20.

Schedule 2 By adding -

"Electoral Affairs Commission (Financial Assistance for Legislative Council Elections) (Application and Payment Procedure) Regulation

29A. Interpretation

Section 2(1) of the Electoral Affairs Commission (Financial Assistance for Legislative Council Elections) (Application and Payment Procedure) Regulation (Cap.541 sub.leg.N) is amended, in the definition of "auditor", by repealing "a professional accountant registered and holding a practising

certificate under" and substituting "a certified public accountant (practising) as defined in".

Schedule 2,
section 52(b)

By deleting the proposed definition of "certified public accountant (practising)" and substituting -

""certified public accountant (practising)" (執業會計師) has the meaning assigned to it in the Professional Accountants Ordinance (Cap.50);".

Schedule 2

By adding -

"Hong Kong Sports Development Board (Repeal) Ordinance

55. Final statement of accounts and reports

Section 13(3) of the Hong Kong Sports Development Board (Repeal) Ordinance (11 of 2004) is amended by adding "(practising)" after "a certified public accountant".