

HONG KONG SPECIAL ADMINISTRATIVE REGION

ORDINANCE NO. 22 OF 2006



Donald TSANG
Chief Executive
26 October 2006

An Ordinance to amend the Hong Kong Society for the Protection of Children Incorporation Ordinance to set out the objects of the Hong Kong Society for the Protection of Children; to widen the investment powers of the Society and to provide for indemnity given by the Society to the members of its Executive Committee.

[27 October 2006]

Enacted by the Legislative Council.

1. Short title

This Ordinance may be cited as the Hong Kong Society for the Protection of Children Incorporation (Amendment) Ordinance 2006.

2. Interpretation

Section 2 of the Hong Kong Society for the Protection of Children Incorporation Ordinance (Cap. 1058) is amended by adding—

““child” (兒童) means a person under the age of 18 years;”.

3. Section added

The following is added—

“3A. Objects of the Society

- (1) The Society is established for charitable purposes.
- (2) The aims and objects of the Society are to provide or engage, alone or in partnership with the community, in Hong Kong or elsewhere, services or activities which promote the care, education and social development of children and their families. The objects include, but are not limited to, the following—

- (a) to provide and operate day nurseries, day crèches, residential crèches and other centres in Hong Kong and elsewhere for the care of children and their families and to provide any other services or facilities as the Society may think fit, and to impose such charges or fees for such nurseries, crèches, centres, services and facilities provided by the Society as the Society may consider appropriate in the circumstances;
- (b) to educate the public regarding the care, education and social development of children and their families; and
- (c) to establish and support, and to aid in the establishment of, any charitable organizations, whether in or outside Hong Kong, having objects similar to those of the Society.”.

4. Powers of the Society

Section 4(a) is repealed and the following substituted—

- “(a) to acquire, accept leases of, purchase, take, hold and enjoy any lands, buildings, messuages or tenements of whatsoever nature or kind and wheresoever situate;
- (aa) to invest moneys in any country or territory—
- (i) on deposits in, or other depositary instruments issued by, any bank;
 - (ii) in debentures, stocks, funds, shares or securities of any corporation or company;
 - (iii) in bonds of any nature;
 - (iv) in any commodities; or
 - (v) in such other investment as the Society may think fit;
- (ab) to purchase or otherwise acquire and undertake all or any part of the property, assets, or liabilities of any charitable company, institution, society or association having objects similar to those of the Society;
- (ac) to purchase or otherwise acquire goods and chattels of whatsoever nature or kind upon such terms as the Society may think fit;”.

5. Section added

The following is added—

“5A. Members of Executive Committee to be indemnified

The Society shall indemnify each member of the Executive Committee against any claim whatsoever against him arising out of, or in connection with, the performance or discharge of his duties except a claim in respect of his gross negligence, dishonesty, or fraud.”.

6. Saving

Nothing in this Ordinance shall affect or be deemed to affect the rights of the Central Authorities or the Government of the Hong Kong Special Administrative Region under the Basic Law and other laws, or the rights of any body politic or corporate or of any other person except such as are mentioned in this Ordinance and those claiming by, from or under them.