

政制及內地事務局  
政府總部

香港下亞厘畢道



CONSTITUTIONAL AND MAINLAND AFFAIRS BUREAU  
GOVERNMENT SECRETARIAT  
LOWER ALBERT ROAD  
HONG KONG

本局檔號 Our Ref. : CMAB CR 1/34/92  
圖文傳真 Fax : 2840 0657

30 April 2009

Ms Flora Tai  
Clerk to Subcommittee  
Legislative Council Building  
8 Jackson Road  
Central Hong Kong

Dear Flora,

**Subcommittee on Race Discrimination  
(Proceedings by Equal Opportunities Commission) Regulation  
("the proposed Regulation")**

At the meeting of the captioned Subcommittee on 26 March 2009, we were requested by Members to look into whether there are similar anti-discrimination legislation in other common law jurisdictions which we can make reference to in considering the criteria stipulated under the proposed Regulation.

The Equal Opportunities Commission has conducted a research on the anti-discrimination legislation in Australia, Canada, New Zealand and the United Kingdom. It was found that no similar legislation in these jurisdictions authorises the bodies concerned to bring proceedings as if it were the victim, when the victim has not done so. It follows that no comparison can be made with these common law jurisdictions.

Separately, I attach the Administration's response to the written views received by the Subcommittee on the proposed Regulation.

Yours sincerely

A handwritten signature in black ink, appearing to read 'H. LAW', with a stylized flourish at the end.

(Hubert LAW)  
for Secretary for Constitutional and Mainland Affairs

Encl.