

**Panel on Health Services**

**List of outstanding items for discussion**  
(position as at 8 March 2012)

- |  | <b>Proposed timing<br/>for Discussion</b>      |
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| <p><b>1. Development of a Hong Kong Code of Marketing of Breastmilk Substitutes</b></p> <p>Item proposed by Hon Vincent FANG on 22 February 2012. The proposal was detailed in Mr FANG's letter which was circulated vide LC Paper No. CB(2)1184/11-12(01).</p>  | April 2012                                     |
| <p><b>2. Relaxation of the assessment criteria for Samaritan Fund</b></p> <p>Item proposed by the Administration.</p> <p>The Samaritan Fund assists patients in need by providing full or partial subsidies for self-financed drugs and medical items required in the course of medical treatment. The Financial Secretary has proposed in the 2012-2013 Budget to provide allowances when calculating the total value of disposable assets in the means test and to simplify the tiers of patients' contribution ratio for drug expenses so that more people will benefit from the subsidy. The Financial Secretary has also proposed to inject \$10 billion into the Samaritan Fund to provide adequate provisions for its operation in the next ten years or so. The Administration will brief the Panel on the proposed enhancement of the Samaritan Fund.</p> | April 2012                                     |
| <p><b>3. Private hospital development</b></p> <p>The development of private healthcare services is one of the major Government policies announced by the Chief Executive in his 2009-2010 Policy Address and a key initiative under the healthcare reform. Four</p>  | 1 <sup>st</sup> /2 <sup>nd</sup> quarter, 2012 |

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for Discussion**

sites at Wong Chuk Hang, Tseung Kwan O, Tai Po and Lantau have been reserved for development of private hospitals.

The Panel was briefed on 14 December 2009 on the Expression of Interest exercise for private hospital development launched by the Administration on the same day to solicit market interest in the development of private hospitals at the four reserved sites till 31 March 2010.

At the meeting on 13 October 2011, members requested the Administration to brief the Panel on its plan for the development of the medical services industry, including the disposal of the four pieces of land reserved for private hospital development, as highlighted in the 2011-2012 Policy Address.

At the special meeting of the Panel on 20 October 2011, the Administration advised that it was formulating the land disposal arrangements for the four reserved hospital sites. It planned to first dispose of the two sites at Wong Chuk Hang and Tai Po in the first quarter of 2012. The other two sites would be disposed of later in phases.

**4. Improvement of doctors' working hour in public hospitals**

1<sup>st</sup>/2<sup>nd</sup> quarter, 2012

The Panel discussed with the Administration on the Final Report on Doctor Work Reform on 12 April 2010. The Administration was requested to revert to the Panel on the progress of improving doctors' working hour in six to 12 months' time.

**5. Proposed regulatory framework of medical devices**

1<sup>st</sup>/2<sup>nd</sup> quarter, 2012

The Panel was briefed on the proposed regulatory framework for medical devices at the meeting on

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8 November 2010. The Administration advised that in response to the recommendation of the Business Facilitation Advisory Committee, it would conduct a business impact assessment at the detailed design stage. The Administration planned to report to the Panel on the outcome of the business impact assessment together with the details of the legislative proposal in 2011.

At the meeting, Dr Hon Joseph LEE and Hon Vincent FANG proposed that the trade and industry should be invited to give views on the subject.

**6. Referral from Duty Roster Member regarding the financial assistance provided by the Samaritan Fund for tetraplegic patients**

2<sup>nd</sup> quarter, 2012

On 26 April 2011, Duty Roster Members of the Legislative Council ("LegCo") met with representatives of the Hong Kong Neuro-Muscular Disease Association to receive views on the financial assistance provided by the Samaritan Fund for tetraplegic patients. Duty Roster Members agreed that the issue be referred to the Panel and the Panel on Welfare Services for follow-up.

At the meeting on 13 June 2011, members agreed that a joint meeting with the Panel on Welfare Services should be held in the next legislative session to discuss the assistance for tetraplegic patients.

**7. Electronic health record sharing**

2<sup>nd</sup>/3<sup>rd</sup> quarter, 2012

At the meeting on 9 March 2009, the Administration briefed the Panel on the proposal to develop a territory-wide patient-oriented electronic health record ("eHR") sharing system. At the special meeting of the Panel on 19 June 2009, the Panel received the views of deputations on the proposal.

## **Proposed timing for Discussion**

Finance Committee of LegCo approved the funding proposals for the directorate staffing support for the Electronic Health Record Office ("eHR Office") and the implementation of the first stage of the territory-wide eHR Programme on 10 July 2009. On the legal framework and the implementation plan for the eHR sharing system, the Administration advised that it would commence the formulation of the necessary long-term legal framework after obtaining the funding approval, and would provide an interim report to the Panel on Health Services in due course.

The eHR Office was set up in July 2009 to take forward the Programme. At the special meeting of the Panel on 16 October 2009, the Administration advised that it would consult the relevant professions, stakeholders and the public in 2010 on issues such as voluntary participation, authorization and consent for record access and the long-term legal framework required for the protection of privacy and security of personal health data, and prepare for the drafting of the necessary legislation.

At the special meeting of the Panel on 20 October 2011, the Administration advised that the eHR Office had commissioned a Privacy Impact Assessment ("PIA") scoping study in August 2010 to prepare, among others, a strategy plan for a full scale PIA, which would be conducted in three phases. The first phase PIA was planned for commencement before end 2011. A Privacy Compliance Audit would be implemented upon operation of individual components of the system. The eHR Office would also conduct a Security Risk Assessment and a Security Audit in collaboration with the Office of the Government Chief Information Officer in respect of the whole eHR Programme and individual development designs and projects.

The Panel was briefed on 12 December 2011 on the proposed Legal, Privacy and Security Framework for

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eHR Sharing set out in the consultation document issued by the Administration on the same day for public consultation till 11 February 2012. The Administration was requested to revert to the Panel on the outcome of the public consultation for further discussion.

**8. Implementation of the Public-Private Chronic Disease Management Shared Care Programme**

2<sup>nd</sup>/3<sup>rd</sup> quarter, 2012

The Panel was briefed on the three-year pilot Programme at the meeting on 8 March 2010. The Administration advised that the Hospital Authority ("HA") planned to send invitation letters to eligible patients in batches and arrange briefing sessions to introduce the Programme details starting from 2<sup>nd</sup> quarter, 2010. The Administration agreed to revert to the Panel on the progress of the Programme one year after implementation.

**9. Implementation of hospital accreditation in public hospitals**

2<sup>nd</sup>/3<sup>rd</sup> quarter, 2012

The Administration briefed members on the implementation of hospital accreditation in public hospitals at the Panel meeting on 9 May 2011.

At the meeting, members agreed to receive views from frontline healthcare staff on the subject. A special meeting was held on 4 July 2011 for the purpose. The Administration and HA were requested to update the Panel on the progress of the accreditation programme in the future.

**10. Health Protection Scheme**

(see note)

The Panel was briefed on 6 October 2010 on the proposed Health Protection Scheme ("HPS") set out in the Healthcare Reform Second Stage Consultation

## **Proposed timing for Discussion**

Document entitled "My Health My Choice" issued by the Administration on the same day for public consultation till 7 January 2011.

The Panel received public views on the proposed HPS on 11 December 2010 and further discussed the subject with the Administration on 13 December 2010. On 13 December 2010, the Administration advised that it planned to revert to the Panel on the outcome of the consultation within the 2010-2011 legislative session.

At the meeting on 11 July 2011, the Administration briefed the Panel on the Healthcare Reform Second Stage Public Consultation Report. The Panel decided to appoint a subcommittee to follow up the subject of the proposed HPS. Noting that more than eight subcommittees on policy issues were already in operation and the subcommittee would be put on the waiting list, members agreed that the Panel should convene special meetings to further discuss the subject pending the activation of the subcommittee. Members also agreed to receive public views on the subject.

A special meeting was held on 8 August 2011 for the purpose. At the meeting, the Panel agreed to the proposed terms of reference, work plan and time frame of the subcommittee. The House Committee agreed at the meeting on 21 October 2011 that the subcommittee could be activated only after any one of the subcommittees on policy issues in operation had completed its work.

Members agreed at the meeting on 13 October 2011 that pending the approval of the House Committee for the activation of the Subcommittee, the Panel should hold special meetings to discuss the subject. A special meeting was held on 24 November 2011 for the purpose. A further discussion with the Administration was held on 13 February 2012.

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for Discussion**

*Note: The Subcommittee on Health Protection Scheme has commenced work in February 2012 upon the dissolution of the Subcommittee on Registration of Proprietary Chinese Medicines, which had completed its work and submitted a report to the Panel on 13 February 2012. The first meeting of the Subcommittee with the Administration is scheduled for 19 March 2012.*

**11. Implementation of the mandatory registration of proprietary Chinese medicines and the label and package insert requirements**

(see note)

The Administration consulted the Panel on 12 July 2010 of its plan to commence in phases from December 2010 the provisions in the Chinese Medicine Ordinance (Cap. 549) and the Chinese Medicines Regulation (Cap. 549F) related to the mandatory registration of proprietary Chinese medicines ("pCm") and the requirements of label and package inserts.

At the meeting, members agreed that where necessary, the Panel could decide in the new legislative session whether a special meeting should be convened to re-visit the matter and receive views from the trade.

The Chinese Medicine Ordinance (Commencement) Notice 2010, the Chinese Medicine (Fees) Regulation (Commencement) Notice 2010 and the Chinese Medicines Regulation (Commencement) Notice 2010 were gazetted on 8 October 2010 and tabled before the Council on 13 October 2010. By these Commencement Notices, the Secretary for Food and Health appoints 3 December 2010 and 1 December 2011 as the day on which the offences relating to the sale, import and possession of pCm through registration and the requirements of label and package inserts will come into effect respectively.

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At the meeting on 13 December 2010, members agreed to receive public views on the subject. Two special meetings were held on 17 January 2011 and 15 February 2011 for the purpose.

At the meeting on 14 February 2011, the Panel decided to appoint a subcommittee to study issues relating to the registration of pCm. After obtaining the approval of the House Committee on 8 April 2011 for the activation of the Subcommittee on Registration of Proprietary Chinese Medicines, the Subcommittee had held four meetings from June 2011 to January 2012 and had completed its work.

At the meeting on 13 February 2012, the Panel noted the report of the Subcommittee and supported its recommendations, which included, among others, requiring the Administration to report to the Panel on the implementation progress of the mandatory registration of proprietary Chinese medicines and label and package insert requirements at regular intervals.

*Note: Given that the Subcommittee has already completed its work and the Panel has noted the report of the Subcommittee, the Administration suggests that this item be removed from the list.*

**12. Redeployment of directorate posts in the Department of Health**

To be confirmed

Item proposed by the Administration in the 2008-2009 legislative session.

The Administration has advised that the discussion of the item was deferred due to the unavailability of time slot. Item was then planned to be incorporated in a composite proposal on creation of directorate posts for discussion on 12 April 2010. In the light of a letter dated 26 March 2010 from the Government



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Doctors' Association ("GDA") to the Director of Health, copied to Panel members, the item was withdrawn, pending further consultation with GDA.

**13. Pilot project on outreach primary dental care services for elderly in residential care homes and day care centres**

To be confirmed

The Panel was briefed on the pilot project at the meeting on 10 January 2011. The Administration advised that it planned to launch the pilot project for a period of three years, tentatively from 1 April 2011 to 31 March 2014.

The Administration was requested to revert to the Panel one year after the launch of the pilot project on a review of its effectiveness.

*Note : The Administration has advised that it would revert to the Panel after completion of the interim review on the pilot project.*

**14. Construction of Tin Shui Wai Hospital**

To be confirmed

The Chief Executive announced in his 2008-2009 Policy Address that the Administration planned to construct a public hospital in Tin Shui Wai to meet the needs for hospital services in the district. Works were expected to commence in 2011 for completion in 2015.

At the special meeting on 16 October 2009, the Administration advised the Panel that it had consulted the Yuen Long District Council ("YLDC") on the Tin Shui Wai Hospital project and the site selection in March 2009. Members of YLDC supported the plan to build the hospital and agreed that relevant technical assessments and studies (including traffic impact assessment and environmental impact assessment) should be

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conducted on the proposed site (Area 32 of Tin Shui Wai) before deciding on the hospital site.

At the special meeting on 15 October 2010, the Administration advised that the relevant technical assessments had been completed and it would further consult YLDC before end 2010. At the special meeting on 20 October 2011, the Panel was advised that members of YLDC supported the project and the hospital site. The Administration would consult the Panel on the project and commence tendering procedures. It would then seek funding approval from LegCo based on the tender price and aim to complete the construction works in mid 2016.

**15. Public and private hospital development**

To be confirmed

At the meeting on 13 October 2011, concern was raised over the infrastructure support of the healthcare system, including the service capacity of the public and private healthcare sectors to meet the increasing demand for healthcare services. The Administration was requested to brief the Panel on its plans for the development or redevelopment of public hospitals, as well as the development of the medical services industry, including the disposal of the four pieces of land reserved for private hospital development (at Wong Chuk Hang, Tseung Kwan O, Lantau and Tai Po respectively), as highlighted in the 2011-2012 Policy Address.

The Financial Secretary announced in his Budget Speech of 2012-2013 the redevelopment of the Queen Mary Hospital ("QMH") and Kwong Wah Hospital ("KWH") in the coming year. The redeveloped QMH would provide upgraded accident and emergency services and cardiology services. For KWH, redevelopment would involve revamping existing medical facilities, and strengthening the hospital's Chinese and Western medicines shared care

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services, including Chinese medicine in-patient service.

**16. The "approved person" system adopted by HA for the dispensaries of its General Outpatient Clinics**

To be confirmed

At the meeting on 14 November 2011, members agreed that the Panel should discuss the matter at a future meeting. The letter dated 14 July 2011 from the Hong Kong Government Pharmaceutical Dispenser Association to the Secretary for Civil Service expressing views on the subject and the Administration's reply dated 12 October 2011 to the Association have been issued to members vide LC Paper Nos. CB(2)154/11-12(01) and (02) respectively.

**17. Issues related to health services under the Framework Agreement on Hong Kong/Guangdong Co-operation**

(see note)

At the meeting on 12 July 2010, members agreed to defer the discussion of the item to a future meeting in view of the time constraint.

At the meeting between LegCo Members and Wan Chai District Council members on 13 January 2011, the subject of further opening up the medical services market in the Mainland to provide more choices for elders residing on the Mainland was discussed. Members attending the meeting agreed that the views of Wan Chai District Council members be referred to the Panel for consideration.

*Note: Given that the Administration has provided an information paper on the subject for the meeting on 12 July 2010 and the contents therein generally remain valid to date, the Administration suggests that this item be removed from the list.*

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**18. Regulation of "Health Maintenance Organisations"**

To be confirmed

The issue was last discussed by the Panel at the meeting on 11 June 2007. The Administration was requested to revert to the Panel on the time frame for establishing a statutory licensing regime to regulate health maintenance organisations, in view of the lack of adequacy of the Medical Director concept to safeguard patients' welfare.

**19. Referral from Duty Roster Member regarding the provision of medical services for children in poverty**

To be confirmed

On 16 April 2010, Duty Roster Members of LegCo met with representatives of the Hong Kong Society for Community Organization to receive views on the provision of medical services for children in poverty. Duty Roster Members agreed that the issue be referred to the Panel for follow-up.