



中華人民共和國香港特別行政區政府總部教育局
Education Bureau

Government Secretariat, The Government of the Hong Kong Special Administrative Region
The People's Republic of China

本局檔號 Our Ref.: L/M(1) to EDB(SA)/F&A/65/24/1 (pt.5)

電話 Telephone: 3509 8536

來函檔號 Your Ref.:

傳真 Fax Line: 3427 9234

26 March 2013

Clerk to Panel
Legislative Council Panel on Education
Legislative Council Complex
1 Legislative Council Road
Central
Hong Kong
(Attn: Ms Polly YEUNG)

By fax and by post

Dear Ms YEUNG,

Legislative Council Panel on Education
Follow-up to Meeting on 11 December 2012
Re: Education (Amendment) Bill 2013

With regard to the follow-up actions required at the captioned meeting, please find enclosed our responses at the Annex.

Yours sincerely,

(Miss S H YU)

for Secretary for Education

Responses to item relating to the Education (Amendment) Bill 2013

- (a) To provide information on the amount of subsidized school teachers' provident fund benefits that were vested in the trustee-in-bankruptcy in the past five years**

A total sum of about \$30 million was involved in cases of the said nature.

- (b) To provide information on the amount of employers' contributions forfeited in cases where the subsidized school teachers ceased to be employed on account of professional misconduct or being convicted of an offence**

A total sum of about \$8 million was involved in cases of the said nature.

- (c) To convey members' concerns to relevant parties on whether, apart from Education Ordinance and its subsidiary legislation, there were other legislative provisions governing the provident/ retirement fund schemes in the education sector that have similar situations as the Grant Schools Provident Fund/ Subsidized Schools Provident Fund and would require legislative amendments; and**

- (d) To relay members' views to other policy bureaux on whether there were other ordinances governing specific provident fund schemes that would require legislative amendment as they accorded a level of protection less favourable than that under Mandatory Provident Fund Schemes Ordinance (Cap.485).**

Members' concerns and views have been conveyed to relevant government bureaux for their consideration. Upon the implementation of Mandatory Provident Fund (MPF) Schemes since 2000, employees of the education sector (other than Grant Schools Provident Fund/Subsidized Schools Provident Fund contributors, civil servants under Pensions Ordinance and Pension Benefits Ordinance and some persons exempted from the Mandatory Provident Fund

Schemes Ordinance (MPFSO)) are either enrolled in the registered MPF schemes under MPFSO or defined schemes regulated under the Occupational Retirement Schemes Ordinance (ORSO). ORSO schemes are retirement schemes offered by employers for their employees on a voluntary basis. The Scheme Rules of individual schemes define the detailed operation, and generally speaking, the forfeiture clause of scheme rules addresses the issue of protection in case of bankruptcy of scheme members.