For information on 18 January 2013

# LEGISLATIVE COUNCIL PANEL ON HOME AFFAIRS

# Nomination of Representatives of Arts Interests for the Hong Kong Arts Development Council

# Purpose

This paper briefs Members on the results of the review conducted by the Hong Kong Arts Development Council (HKADC) on the arrangements for nominating representatives of arts interests (the nomination exercise) and the follow-up actions of the Government.

# Background

2. Established in 1995, the HKADC is a statutory body set up to promote the development of the arts in Hong Kong. Under section 3 of the HKADC Ordinance (Cap. 472), members of the HKADC shall be appointed by the Chief Executive (CE). Pursuant to section 3(4) and 3(5) of the Ordinance, the members of the HKADC may include up to 10 persons nominated by organisations or groups of organisations representing the 10 specified arts interests (viz. arts administration, arts criticism, arts education, Chinese opera (xiqu), dance, drama, film arts, literary arts, music and visual arts) and appointed by the CE.

3. According to the arrangements in 2010, the nomination exercise proceeded in four phases, which include :

- (a) <u>Members of the nominating bodies</u> : Arts organisations or individual arts workers meeting the eligibility criteria in the guidelines might apply to be members of the nominating bodies of the respective arts interests. Upon publication in the gazette, they became members of the nominating bodies.
- (b) <u>Voter registration</u>: Arts organisations which were members of the nominating bodies might register their members or their employees who engaged in artistic productions or arts administration as voters. Individual arts workers who were members of nominating bodies might participate in the voting process without undergoing voter registration through arts organisations.

- (c) <u>Candidate nomination</u>: Registered voters may seek candidature in their respective arts interest. A valid candidate nomination should be backed by five proposers or 1% of the number of the registered voters from the respective arts interest (whichever is the higher).
- (d) <u>Electioneering and polling</u> : Under a "cross-arts interest voting system", each voter may cast one vote in each contested arts interest, for candidates standing for nomination to come up with persons nominated by the arts interests for the CE's consideration for appointment to the HKADC.

### A review on the nomination exercise conducted by the HKADC

4. The Home Affairs Bureau briefed this Panel in March 2011 on the arrangements of the 2010 nomination exercise. A working group was then set up by the HKADC to review the arrangements and make suggestions for the 2013 nomination exercise. Apart from consulting the experts of the 10 art-form groups under the HKADC, the working group also launched a month-long public consultation and conducted a consultation session to collect views from the public and the sector. The HKADC has now completed the review and submitted a proposal concerning the arrangements of the nomination exercise (at **Appendix**).

5. Having considered the expert advice of the 10 art-form groups and the views collected during the public consultation, HKADC has the following recommendations for the 2013 nomination exercise.

# Revising eligibility criteria for arts organisations applying for membership of nominating bodies

6. As per the criteria set out in the guidelines of the 2010 nomination exercise, in order to be a member of nominating bodies an arts organisation should :

- (i) be a bona fide arts organisation that aims at promoting the development of the arts;
- (ii) be a statutory arts organisation, or have registered under the Societies Ordinance, the Companies Ordinance or Trade Unions Ordinance in Hong Kong;
- (iii) be formed and operated under a constitution or a memorandum and articles of association; and
- (iv) have been set up for at least one year prior to the commencement of the nomination exercise.

7. In view of some comments which suggest that the criterion of "aiming at promoting the development of the arts" is too loose a definition for an arts organisation, the HKADC proposes to revise the eligibility criteria for arts organisations to become members of nominating bodies as follows:

- (a) For future nomination exercises, it is suggested that new applications of arts organisations for membership of nominating bodies must fulfil the following new criteria in addition to those set out in paragraph 6 above :
  - (i) The principal business/work of the arts organisation must be related to one of the following arts interests: arts administration, arts criticism, arts education, xiqu, dance, drama, film arts, literary arts, music and visual arts; and
  - (ii) The arts organisation must have conducted works or activities related to arts administration, arts criticism, arts education, xiqu, dance, drama, film arts, literary arts, music and visual arts during the three years preceding the commencement of the nomination exercise.
- (b) Arts organisations registered under the Business Registration Ordinance should be added to the criterion in paragraph 6 (ii) above.
- (c) In each of the nomination exercise, arts organisations which have been registered as nominating bodies should be required to submit a self-declaration to reaffirm that they continue to "aim at promoting the development of the arts". If the organisations failed to submit such self-declaration or to meet the requirement, arts organisations which were listed in the gazette notice but are no longer active in their respective arts interests are suggested to be taken out from the list.

8. We have considered the above recommendation. Applying the additional new requirements in (a) above to new applicants only may raise the question of whether the requirements are consistently applied to all organisation applicants. However, it may not be reasonable to apply these new additional requirements at this juncture to those organisations which have already been included as members of the nominating bodies in the past nomination exercise as it would not allow these organisations sufficient time to comply with the new criteria. To balance the above considerations, we intend to apply the new additional requirements proposed by the HKADC in item (a) above consistently to all organisation applicants in the 2016 nomination (i.e., the one following the 2013 exercise).

### Relaxing the eligibility criteria for "individual arts workers" applying for membership of nominating bodies

9. To enable more members of the arts community to take part in the nomination exercise, the HKADC suggests allowing the following new categories of individual arts workers to become voters (i.e. individual members of nominating bodies) :

(a) <u>Winners and announced finalists of recognised local arts</u> <u>competitions and awards</u>

The HKADC suggests that the winners and announced finalists of recognised local arts competitions and awards be allowed to participate in the voting process, thereby including more individual arts practitioners whose qualifications are recognized in the sector.

(b) <u>Graduates of arts programmes at bachelor's degree or above</u> <u>levels run by local universities/tertiary institutions</u>

The HKADC proposes that graduates of arts programmes at bachelor's degree or above levels run by local universities/tertiary institutions should be allowed to participate in the voting process because these art graduates have attained high levels of academic competence in the arts subjects they studied and have had opportunities to practise and take part in arts creation and performances during their studies, and hence should be regarded as members of the arts community.

(c) <u>Arts workers commissioned or sponsored by local government</u> <u>departments or statutory bodies responsible for arts and cultural</u> <u>affairs</u>

According to the current guidelines of the nomination exercise, arts workers commissioned or sponsored by the LCSD and HKADC grantees are eligible to directly register as voters. The HKADC proposes extending the scope of sponsoring/ commissioning bodies to include other government departments and statutory bodies responsible for arts and cultural affairs, namely the Home Affairs Bureau, CreateHK, the West Kowloon Cultural District Authority, the Hong Kong Academy for Performing Arts and the Hong Kong Arts Centre. Under this proposal, arts workers who, in their individual capacities, have successfully obtained grant, financial sponsorship, venue sponsorship or performance and exhibition fees and who are directly engaged in arts creation, direction, performance, exhibition, production/technical support and management of the arts or engaged in arts administration, management, fundraising and/or publicity and promotion of arts and cultural events are eligible for registration as voters.

(d) <u>Instructors/tutors (not restricted to full-time and part-time teachers) of arts-related subjects or activities in primary schools, secondary schools and tertiary institutions in Hong Kong</u>

Under the current guidelines of the nomination exercise, full-time and part-time teachers of subjects related to arts administration, arts criticism, arts education, xiqu, dance, drama, film arts, literary arts, music and visual arts who are employed by primary, secondary and tertiary institutions (and their schools of continuing education) in Hong Kong are eligible to apply for individual membership of the 'arts education' nominating body. To enable more arts educators to be eligible as voters, the HKADC proposes expanding the scope to include also instructors/tutors of arts-related subjects or activities in primary, secondary and tertiary institutions (and their schools of continuing education).

(e) <u>Individual artist tenants of The Jockey Club Creative Arts Centre,</u> <u>the Cattle Depot Artist Village and the Hong Kong Arts Centre</u>

Since the artist tenants of The Jockey Club Creative Arts Centre, the Cattle Depot Artist Village and the Hong Kong Arts Centre have gone through a certain mechanism to confirm that they are arts practitioners, the HKADC proposes including these tenants, as well as those individual artist tenants engaging in arts activities at future publicly funded arts venues, as voters.

### Retaining the cross-arts interest voting system

10. The HKADC considers that the arts community had been consulted since the cross-arts interest voting system first implemented in 1999. Views collected during the recent public consultation on the nomination exercise have also indicated that the stakeholders incline to support retaining the cross-arts interest voting arrangement. Having regard to the fact that arts activities nowadays often involve crossover of different art forms with interactions among arts interests and that cross-arts interest voting can encourage nominated representatives to adopt a broader perspective covering different arts interests, the HKADC proposes to keep the cross-arts interest voting system and allow registered voters to choose the arts interest(s) for which they will cast their votes and be allocated ballots according to their choice of arts interest(s).

### Shortening the polling period

11. To alleviate the strain on election resources for candidates, the HKADC suggests reducing the polling period of the nomination exercise from three days to two days. It also suggests polling to take place on a Friday and Saturday or a Sunday and Monday in order to accommodate the electors' working hours and modes of operation of the sector.

# Enhancing the promotion of the nomination exercise

12. The HKADC recommends enhancing the promotion of the nomination exercise and increasing its transparency. Suggested measures include sending out promotional leaflets to individual arts practitioners where practicable to inform them of the arrangements of the nomination exercise as well as encouraging them to register as voters.

# **Follow-up Actions**

13. We note that the HKADC has already consulted the arts community and considered their views. The above suggestions should help improve the arrangements of the nomination exercise. We accept these suggestions in principle and, subject to the practicability of the detailed arrangements, will implement them in the 2013 nomination exercise (except for the new requirements mentioned in paragraph 8 above which will be implemented in 2016).

# Amendments to the Hong Kong Arts Development Council Ordinance (Cap. 472)

As mentioned in paragraph 2 above, pursuant to the Ordinance the 14. Chief Executive may appoint up to 10 people nominated by the specified arts interests as members of the HKADC. In 1995, the arts community conducted the first nomination exercise on their own to nominate the representatives of various arts interests with reference to the guidelines provided by the In response to the request of the arts community, the Government. Government started to assist the arts sector to conduct the nomination exercise since 1997. Since then, the Government has continued to improve the administrative arrangements for the nomination exercise taking into account the sector's views and make corresponding amendments to and promulgating the related administrative guidelines. These amendments include, among other things, starting from the 1997 nomination exercise allowing those individual arts workers who are not members of any arts organisations to take part in the exercise and, starting from the 1999 nomination exercise, allowing voters to vote for candidates standing for nomination in all of the arts interest (i.e. cross-arts interest voting system). Considering that the arrangements for the nomination exercise have become well-established after a series of reviews and consultations, and the views that some of the administrative arrangements of the nomination exercise (including allowing those individual arts workers who are not members of any arts organisations to take part in the exercise and the cross-arts interest voting system) may not be entirely consistent with the relevant provisions in the Ordinance, we suggest making amendments to the relevant provisions in the Ordinance to better reflect the established actual arrangements. We plan to present the amendment bill to the Legislative Council in the first half of 2013 with a view to having the amendments passed before the commencement of the polling period this year.

Home Affairs Bureau January 2013



# The Hong Kong Arts Development Council's Proposal to the Home Affairs Bureau on the 2013 Nomination of Representatives of Arts Interests for the Hong Kong Arts Development Council

### Introduction

- Pursuant to Section 3 (Chapter 472) of the Hong Kong Arts Development Council Ordinance, members of the Hong Kong Arts Development Council (ADC) are appointed by the Chief Executive and up to 10 members are nominated by specified arts interests, viz., Arts Administration, Arts Criticism, Arts Education, Xiqu, Dance, Drama, Film Arts, Literary Arts, Music and Visual Arts. As the current term of office of the ADC members will expire on 31 December 2013, the Home Affairs Bureau (HAB) will be conducting an exercise to nominate representatives of specified arts interests to serve the new term as members of the ADC commencing 1 January 2014. This proposal, which contains suggestions for improving the 2013 Nomination of Representatives of Arts Interests for the ADC, has been prepared for the consideration of the HAB.
- 2 To facilitate a smooth running of the upcoming nomination exercise in 2013 and to further improve the nomination procedures, the ADC has undertaken several initiatives to review current arrangements for the nomination exercise, including three review panel meetings as well as discussions with members of the 10 Artform Groups, followed by a public consultation on some preliminary suggestions informed by the findings of these meetings. The one-month public consultation began on 13 November 2012, in which industry stakeholders and members of the public were invited to attend a public consultation on 26 November to express their views on the upcoming nomination exercise.
- 3 Information about the public consultation on the nomination exercise was disseminated through a variety of media channels newspaper advertisements, the ADC website, letters and emails to encourage public participation. The consultation period ended on 12 December 2012. The ADC received four written submissions, while the public consultation session was attended by 24 industry stakeholders and members of the public. The suggestions received have been compiled in <u>Annex I</u>.
- 4 The ADC has collated the suggestions received and, after due deliberation, made the following recommendations to the HAB for consideration and implementation.

### **Key recommendations**

# A Revising eligibility criteria for arts organisations applying for membership of nominating bodies

- 5 Noting concerns of some members of the arts community over the relatively lax eligibility criteria for arts organisations applying for membership of nominating bodies in the 2010 Nomination exercise, the ADC suggests that <u>new applications</u> of arts organisations for membership of nominating bodies in future nomination exercises be required to fulfil the following newly introduced criteria in addition to existing ones:
  - (i) The principal business/work of the applying arts organisation must be related to the arts interests of arts administration, arts criticism, arts education, xiqu, dance, drama, film and media arts, literary arts, music and visual arts; and
  - (ii) The applying arts organisation must have conducted works or activities related to arts administration, arts criticism, arts education, xiqu, dance, drama, film and media arts, literary arts, music and visual arts during the last three years prior to the commencement of the subject nomination exercise.

In the current application guidelines for an arts organisation registering as a member of nominating bodies as set out at section (ii), such organisation should be registered under the Business Registration Ordinance as an arts organisation.

6 The ADC recommends that the HAB consider requiring <u>arts organisations that have</u> <u>been registered as nominating bodies</u> to submit a self-declaration to reaffirm that they will continue to 'aim at promoting the development of the arts' when they update member information for each and every nomination exercise. In cases of failure to submit such self-declaration or meet its related requirements, the HAB should consider removing the gazetted arts organisations from the registration list of nominating bodies that are no longer active in their respective professional disciplines. However, it is important that all registered arts organisations be notified of such a mechanism for removal of membership prior to its introduction.

# B Relaxing eligibility criteria for individual arts workers applying for membership of nominating bodies

7.1 Inclusion of winners and announced finalists of recognised local arts competitions and awards 7.1.1 The ADC suggests granting winners and announced finalists of recognised local arts competitions and awards eligibility to register as voters in their personal capacities, thereby including more well-recognised individual arts practitioners to the electorate. Having considered the views of the ADC Artform Groups, the Leisure and Cultural Services Department (LCSD), CreateHK, the Hong Kong Arts Centre and members of the public, we propose that winners and finalists of recognised local arts competitions and awards listed in <u>Table I</u> be eligible to register directly as voters in their personal capacities.

# 7.2 Inclusion of graduates of arts programmes at bachelor's degree level or above run by local universities/tertiary institutions

7.2.1 We propose that graduates of arts programmes at bachelor's degree level or above run by local universities/tertiary institutions be eligible to register as voters in their personal capacities because art graduates have attained high levels of academic competence in the arts subjects they majored in, and have had opportunities to practise and take part in the creation and performance of the arts during their studies, thereby qualifying them as members of the arts community. Based on the information provided by the Education Bureau, we propose that graduates from the programmes listed in <u>Table II</u> be eligible for registering as voters in their personal capacities. We also recommend that the HAB write to the local tertiary institutions prior to the launching of nomination exercise to seek their advice in updating the list of qualified arts programmes to ensure the latest and most comprehensive information is obtained.

# 7.3 <u>Inclusion of arts workers commissioned or sponsored by local government</u> departments or statutory bodies responsible for arts and cultural affairs

7.3.1 According to the current guidelines of the nomination exercise, arts workers commissioned or sponsored by the LCSD and ADC grantees are eligible to directly register as voters. We propose expanding the scope of sponsoring/commissioning bodies to include other government departments and statutory bodies responsible for arts and cultural affairs, namely the Home Affairs Bureau, CreateHK, the West Kowloon Cultural District Authority, the Hong Kong Academy for Performing Arts and the Hong Kong Arts Centre. Under this proposal, arts workers who, in their individual capacities, have successfully obtained grant, financial sponsorship, venue sponsorship or performance and exhibition fees (including those participating arts workers listed in the applications for grant/sponsorship), or who are directly engaged in the creation, direction, performance, exhibition, production/technical support or management of the arts or employed in arts administration, management, fundraising and/or publicity and promotion of arts and cultural events, are all eligible for registration as voters.

# 7.4 Inclusion of instructors/tutors (not restricted to full-time and part-time teachers) of arts-related subjects or activities in primary schools, secondary schools and tertiary institutions in Hong Kong

7.4.1 Under the current guidelines of the nomination exercise, full-time and part-time teachers of subjects related to arts administration, arts criticism, arts education, xiqu, dance, drama, film arts, fine arts, literary arts, music and visual arts who are employed by primary, secondary and tertiary institutions (and their extramural departments) in Hong Kong are eligible to apply for individual membership of the 'arts education' nominating body. With a view to enabling more arts educators to vote in the nomination exercise, we propose expanding the electorate to include also *instructors/tutors* of arts-related subjects or activities employed by primary, secondary and tertiary institutions (and their extramural departments).

# 7.5 <u>Inclusion of individual artist tenants of The Jockey Club Creative Arts Centre,</u> <u>Cattle Depot Artist Village and the Hong Kong Arts Centre</u>

7.5.1 Currently, a sizable number of individual artists are practising at The Jockey Club Creative Arts Centre, Cattle Depot Artist Village and the Hong Kong Arts Centre. Since the artist tenants of these organisations have gone through a screening and selection process to secure their tenancy, the ADC proposes extending voting eligibility to officially registered artist tenants whose names are on the tenancy agreements, as well as those individual artist tenants practising at future publicly funded arts venues.

### C Retaining the cross-arts interest voting system

8 We propose keeping the cross-arts interest voting system and allowing registered voters to choose the arts interest(s) in which they vote and be allocated ballots according to their choice of arts interest(s).

### D Shortening the polling period

9 To alleviate the strain on election resources for candidates, we suggest reducing the polling period of the nomination exercise from three days to two days and scheduling it on a Friday and Saturday, or a Sunday and Monday to suit better the working hours and patterns of the industry members. The ADC would also advise choosing a polling venue that is conveniently located for all voters.

4

### **E** Other suggestions

10 We recommend enhancing promotion of the nomination exercise and increasing its transparency. Suggested measures include sending out promotional leaflets to individual arts workers where possible, informing them of the arrangements of the nomination exercise as well as encouraging them to register as voters.

### ADC's general response to public views

11 The ADC has provided a general response to comments and suggestions received during the public consultation period, which has been compiled in <u>Annex II</u>. Those concerning the ratio of appointed and elected ADC members and administrative arrangements of the nomination exercise are directly submitted to the HAB for consideration.

### Conclusion

12 It is our earnest hope that the HAB endorses the above suggestions towards further improving the nomination system. The ADC also wishes to extend our gratitude to industry members who attended the consultation session and all those who have contributed invaluable feedbacks and suggestions for our reference in the drafting of this proposal.

# Recognised local arts competitions and awards

Arts form		Arts competitions / Awards	Organizer
Visual	1.	Hong Kong Contemporary Art Awards	The Hong Kong Museum of Art
Arts	2.	HKDA Global Design Awards	Hong Kong Designers Association
	.3.	HKDC Awards	Hong Kong Design Centre
Literary	1.	Hong Kong Book Prize (Literary books)	RTHK, Hong Kong Public Libraries and
Arts			Hong Kong Publishing Federation
	2.	Youth Literary Awards	Youth Literary Awards Association
	3.	City Literary Awards	City University of Hong Kong
	4.	Young Writers' Debut Competition	Sun Hung Kai Properties and Joint Publishing (HK) Limited
	5.	Hong Kong Biennial Awards for Chinese	Hong Kong Public Libraries and Hong
		Literature	Kong Arts Development Council
	6.	The Dream of the Red Chamber Awards	Hong Kong Baptist University
	7.	The Asian Literary Prize	Man Group plc. and Hong Kong
			International Literary Festival
	8.	Awards for Creative Writing in Chinese	Hong Kong Public Libraries
Drama	1. Hong Kong Drama Awards		Hong Kong Federation of Drama Societies
	2. The Hong Kong Theatre Libre		101arts.net
Dance	1.	Hong Kong Dance Awards	Hong Kong Dance Alliance
	2.	Bauhinia Cup Dance Championships	Hong Kong Dance Federation
Arts Criticism	1.	ADC Critic's Prize	Hong Kong Arts Development Council
Film & Media	1.	Hong Kong Independent Short Film and Video Awards	Hong Kong Arts Centre
Arts	2.	Fresh Wave International Short Film Festival	Hong Kong Arts Development Council
	3.	Hong Kong International Film Festival Short Film Competition	Hong Kong International Film Festival
	4.	Hong Kong Film Awards	Hong Kong Film Awards Association Board Of Directors
	5.	Asian Film Awards	Hong Kong International Film Festival Society
	6.	Hong Kong Film Critics Society Awards	Hong Kong Film Critics Society

# <u>Table II</u>

Institution	Programme Name
City University of Hong Kong	BA(Hons) Creative Media
	BA(Hons) Digital Media Broadcasting
	BSc(Hons) Creative Media
	Master of Fine Arts in Creative Media
	MPhil (Computer Science and Digital Media)
	PhD (Computer Science and Digital Media)
Hong Kong Baptist University (HKBU)	BA Music
	BA - Visual Arts
	MPhil - Music
	MPhil - Visual Arts
	PhD - Music
	PhD - Visual Arts
	Master of Arts in Chinese Literature, Language &
	Culture
	Master of Arts in Music
	Master of Fine Arts in Film, Television & Digital
	Media
	Master of Visual Arts
	Master of Visual Arts in Art Administration
	Postgraduate Certificate in Music
	Postgraduate Diploma in Music
	Doctor of Philosophy in Music
	MPhil - Film
	PhD - Film
HKBU School of Continuing Education	Bachelor of Arts (Honours) in Creative Writing for
	Film, Television and New Media
	Bachelor of Arts (Honours) in Music Studies
Chinese University of Hong Kong	B.A. Fine Arts
	B.A. Music
	Master of Fine Arts
	Ph.D. in Music
	Doctor of Music

# List of Arts-related Programmes at Bachelor Degree or Above Level

	M.Phil. in Music
	Master of Music
	Master of Arts in Chinese Language and Literature
	Master of Arts in English (Literary Studies)
	Master of Arts in Fine Arts
	Master of Arts in Music
	Bachelor of Arts in Cultural Studies
	Bachelor of Arts in Visual Culture Studies
	Master of Arts in Cultural Studies
	Master of Arts in Visual Culture Studies
	M.Phil. in Cultural Studies
	Ph.D. in Cultural Studies
	Bachelor of Arts in Cultural Management
	Master of Arts in Cultural Management
The Hong Kong Institute of Education	Bachelor of Arts (Honours) in Creative Arts and
	Culture
	Bachelor of Education (Honours) (Music)
	Bachelor of Music in Education (Honours)
	(Contemporary Music and Performance Pedagogy)
	Programme
	Master of Arts (Contemporary Studio Art and
	Criticism in Education)
	Master of Arts in Music Education
	Bachelor of Education (Honours) (Visual Arts)
The Hong Kong Polytechnic University (PolyU)	BA (Hons) Design
	BA (Hons) Digital Media
	BA (Hons) Interactive Media
	PhD-Design
	MPhil-Design
	Doctor of Philosophy in Design
	Bachelor of Arts (Honours) in Art and Design
	in Education
	Master of Arts in English Language Arts
	BA (Hons) Design / BBA (Hons) Marketing Double
	Degree Programme
PolyU - School of Professional Education and	Bachelor of Arts in Applied and Media Arts

The University of Hong Kong (HKU)	Bachelor of Arts - Fine Arts
	Bachelor of Arts - Music
	PhD-Fine Arts
	PhD-Music
	MPhil-Fine Arts
	MPhil-Music
	Master of Fine Arts
HKU School of Professional and Continuing	Postgraduate Diploma in Chinese Music Studies
Education	Postgraduate Diploma in Creative Industries
	Management (Arts & Culture)
	Postgraduate Diploma in Integrated Arts
	Postgraduate Diploma in Popular and World Musics
Chu Hai College of Higher Education	Bachelor of Arts (Honours) in Chinese Literature
	Degree Programme
Hong Kong Shue Yan University	Bachelor of Arts with Honours in Chinese Language
	and Literature
Lingnan University	Bachelor of Arts (Honours) Visual Studies
	Bachelor of Arts (Honours) in Cultural Studies
	Master of Cultural Studies
	M.Phil. in Cultural Studies
	Ph.D. in Cultural Studies
SCAD Foundation (Hong Kong Limited) /	Bachelor of Fine Arts in Advertising
Savannah College of Art and Design	Bachelor of Fine Arts in Animation
	Bachelor of Fine Arts in Graphic Design
	Bachelor of Fine Arts in Illustration
	Bachelor of Fine Arts in Interactive Design and
	Game Development
	Bachelor of Fine Arts in Motion Media Design
	Bachelor of Fine Arts in Photography
	Bachelor of Fine Arts in Visual Effects
Hong Kong Academy for Performing Arts	Bachelor of Fine Arts (Honours) Degree in Dance
	Bachelor of Fine Arts (Honours) Degree in Drama
	Bachelor of Fine Arts (Honours) Degree in Film
	and Television

	Bachelor of Fine Arts (Honours) Degree in Theatre and
	Entertainment Arts
	Bachelor of Music (Honours) Degree
	Master of Fine Arts in Dance
	Master of Fine Arts in Drama
	Master of Fine Arts in Film Production
	Master of Fine Arts in Theatre & Entertainment Arts
	Master of Music
The Open University of Hong Kong	Bachelor of Arts (Hons) in Chinese Language
	and Literature
	Bachelor of Arts with Honours in Creative Writing
	and Film Arts

Consultation session on '2013 Nomination of Representatives of Arts Interests for the Hong Kong Arts Development Council' (26 November 2012): Public views

- (I) Revising eligibility criteria for arts organisations applying for membership of nominating bodies
  - (a) i. The principal business/work of the applying arts organisation must be related to arts administration, arts criticism, arts education, xiqu, dance, drama, film and media arts, literary arts, music and visual arts; and
    - ii. The applying arts organisation must have conducted works or activities related to arts administration, arts criticism, arts education, xiqu, dance, drama, film and media arts, literary arts, music and visual arts during the three years prior to the commencement of a nomination exercise.
  - (b) The addition of arts organisations registered under the Business Registration Ordinance to those set out at (ii) above.
  - (c) <u>Arts organisations that have been registered as nominating bodies</u> will be required to reaffirm that they will continue to 'aim at promoting the development of the arts' when they update member information for each and every nomination exercise.

	Name	Organisation	Views and suggestions
1	Joanna Lee	Member, Factory Artists Concern Group	<ul> <li>Given that an applying arts organisation would be required to have conducted works or activities in specified arts interests during the previous three years, Lee asked if the ADC would also demand that such activities reach a certain professional level.</li> <li>Questioned if an arts organisation given gazetted status but hasn't conducted any arts-related activities over the previous three years would be removed from the registration list to ensure criteria for organisation membership of a nominating body would not be too loose.</li> <li>Members and employees of community bodies dedicated to arts and leisure activities, such as operatic and dance societies, once registered for membership, are automatically qualified to be elected as representatives of arts interests. In this regard, Lee wondered</li> </ul>

			how likely the ADC/the arts industry would expect these non-professionals to serve as
			ADC members.
2	Anthony Leung	Member, Hong Kong Culture Monitor	<ul> <li>In heeding the ecology of the arts community, Leung suggested requiring arts organisations given gazetted status to declare and produce proof of professional arts activities conducted over the previous three years, while setting up a mechanism for removal of membership for arts organisations given gazetted status but are no longer active in their respective professional disciplines.</li> </ul>
3	Christine Lam	Manager, Hong Kong Arts Administrators Association	- Suggested that arts organisations registered as members of nominating bodies submit a list of arts activities conducted over the previous three years as proof of their active status.
4	Gum	Visual artist, independent arts group	<ul> <li>Regarding the request for arts organisations given gazetted status to declare and provide proof of professional arts activities/works conducted over the previous three years, Gum called on the ADC/HAB to carefully consider allowing non-professional arts organisations to perform self-verification of their voter status.</li> </ul>
5	James Wong	Visual artist	- Suggested members of an arts organisation could register directly as voters in their personal capacities, instead of under their respective arts organisations.

(II) Relaxing eligibility criteria for individual arts workers applying for membership of nominating bodies

# (a) winners and finalists of recognised local arts competitions and awards;

	Name	Organisation	Views and suggestions
1	Joanna	Member, Factory	- Asked if winners of well-recognised international arts awards, such as the Nobel
	Lee	Artists Concern	Prize in Literature, would be deemed ineligible to register as voters.
		Group	

2	Wen Yau	Independent artist	-	Suggested including the Hong Kong Theatre Libre Awards, which has been held for
		and researcher		several years running.
3	Clarisee	Member, Hong		Suggested including the Worker Literature Award.
	Yeung	Kong Culture		
		Monitor		

# (b) graduates of arts programmes at bachelor's degree level or above run by local universities/tertiary institutions;

	Name	Organisation	Views and suggestions
1	Chan	Tenant, The	- Noted the proposed list of programmes does not contain cultural studies programmes
	Ka-yee	Jockey Club	run by local tertiary institutions, such as the cultural studies departments of The
		Creative Arts	Chinese University of Hong Kong and the Lingnan University with the majority of
		Centre; member,	their graduates working in arts administration and criticism in the arts industry;
NAMES AND A DESCRIPTION OF A DESCRIPTION OF A DESCRIPTION OF A DESCRIPTION		Hong Kong	further suggested including these programmes in the list to enable these graduates to
		Culture Monitor	register directly as voters in their personal capacities.
2	Christine	Manager, Hong	- Suggested allowing graduates of arts administration programmes, many of whom are
	Lam	Kong Arts	currently working as arts administrators, to register directly as voters in their personal
		Administrators	capacities.
		Association	- Noted that non-degree arts administration graduates are not listed in the consultation
			paper.
			- With many professional artists having studied abroad, Lam suggested including arts
			graduates with overseas degrees in the electorate of individual voters.
3	James	Visual artist	- Suggested allowing non-degree graduates (such as diploma graduates from the Hong
	Wong		Kong Design Institute and the First Institute of Art and Design) to register directly as
			voters in their personal capacities.
			- Suggested granting graduates of overseas arts programmes eligibility to register
			directly as voters in their personal capacities.

4	Kevin	Arts	- Since the Hong Kong Academy for Performing Arts (APA) is well recognised as a
	Wong	administrator,	hub for nurturing professional performing arts talent, Wong suggested extending
		CCDC Dance	eligibility from degree and above to diploma graduates of the APA to register directly
		Centre	as voters in their personal capacities.
5	Gum	Visual artist,	- Suggested considering granting graduates of Hong Kong Art School eligibility to
		independent arts	register directly as voters in their personal capacities.
		group	
6	Anthony	Member, Hong	- Suggested including graduates with overseas degrees in the electorate, on condition
	Leung	Kong Culture	that these graduates are also Hong Kong ID card holders, thus bringing individual
		Monitor	voters who are both Hong Kong residents and possess the necessary professional
			qualifications into the electorate.

# (c) arts workers commissioned or sponsored by local government departments or statutory bodies responsible for arts and cultural affairs

[	Name	Organisation	Views and suggestions
1	Christine	Manager, Hong	- Suggested granting employees of government departments or statutory bodies
	Lam	Kong Arts	responsible for arts and cultural affairs, such as the West Kowloon Cultural District
		Administrators	Authority and the ADC, eligibility to register directly as voters in their personal
		Association	capacities in recognition of their professional expertise in arts administration.

(d) instructors/tutors (not restricted to full-time and part-time teachers) of arts-related subjects or activities in primary schools, secondary schools and tertiary institutions in Hong Kong;

No comments were received on this item from people in attendance.

#### and

(e) individual artist tenants of The Jockey Club Creative Arts Centre, Cattle Depot Artist Village and the Hong Kong Arts Centre.

	Name	Organisation	Views and suggestions
1	Chan	Tenant, The	- Hoped the ADC/HAB would provide a more detailed definition of 'individual artist
	Ka-yee	Jockey Club	tenants' of The Jockey Club Creative Arts Centre (JCCAC).
		Creative Arts	- Given that there are joint tenants co-renting a unit in the JCCAC, Chan asked if all
		Centre;	joint tenants and not only those tenants whose names are on the tenancy agreement
		member, Hong	would be granted eligibility to register directly as voters in their personal capacities.
		Kong Culture	- Suggested that the ADC/HAB include artists of the Fotanian Artists' Village in the
		Monitor	electorate of individual voters.
2	Wong	Tenant, Foo	- Suggested including artist tenants of more well-known art spaces in private
	Chun-pong	Tak Building	properties/venues, such as Foo Tak Building in Wan Chai, in the electorate by granting
		in Wan Chai	them eligibility to register directly as voters in their personal capacities
	i	<u> </u>	

# (III) Shortening the polling period

	Name	Organisation	Views and suggestions
1	Kevin Wong	Arts administrator, CCDC Dance Centre	<ul> <li>Concerned that the proposal of shortening the polling period from three days to one would easily clash with performance schedules of some industry voters unless polling centres are set up in various locations across the territory.</li> </ul>
2	Clarisee Yeung	Member, Hong Kong Culture Monitor	- Should the polling period be shortened, Yeung suggested referencing the US elections and allowing early voting or postal voting to offer industry voters the ease of voting.

# (IV) Retaining the cross-arts interest voting system

No comments were received on this item from people in attendance.

### (V) Other suggestions

	Name	Organisation	Views and suggestions
1	Chow	Tenant,	- Suggested reconsidering the ratio of appointed members to elected members and
	Chun-fai	Fotanian artists'	increasing the number of the latter, while conducting consultation on the matter.
		village/member,	
		Factory Artists	
		Concern Group	
2	Wong	Tenant, Foo Tak	- Suggested reducing the number of appointed members.
	Chun-pong	Building in Wan	- Since the election forum of the previous nomination exercise was held in Chai Wan,

		Chai	en e	its faraway location made it difficult for the public to meet the candidates in person and get to know them. Wong suggested that forums be held at various locations according to different arts interests, such as North Point (near Sunbeam Theatre) for the xiqu electorate.
3	AhKok Wong	Member, Hong Kong Culture Monitor/spokes person, Revitalisation Internalise Partnership/cult ural studies student		Remarked that quite a number of individual arts workers, such as members of the over 1,000 musical bands based in Kwun Tong, or street performers performing harmonica in Jordan, are neither degree graduates nor tenants of artists' villages or recipients of government grants; Wong suggested that the ADC consider including these non-mainstream musicians in the electorate of individual voters.
4	Anthony Leung	Member, Hong Kong Culture Monitor	-	Indie music genres like band sounds are very important to the development of Hong Kong musical culture, and the ADC should consider ways to appropriately introduce this group into the nomination mechanism.
5	Wen Yau	Independent artist and researcher	-	Asked if local artists mainly practising their arts abroad were eligible to register directly as voters in their personal capacities. Asked how to categorise cross-discipline organisations or individuals according to the 10 specified arts interests. Asked if registered voters of this nomination exercise would make them eligible to be registered as functional constituency electors of LegCo.
6	James Wong	Visual artist	-	Suggested allowing any self-professed artists who are able to produce proof of related activities or work to register directly as voters in their personal capacities so as to expand the electorate. Noted that the ADC did not conduct consultation on various application forms for the nomination exercise.

			<b>_</b>	Proposed a follow-up consultation session on the ADC's responses and revised
				proposals based on suggestions received from this session.
			-	Suggested publishing the electoral roll, including the registers of both individual
				voters and organisational members of nominating bodies.
			-	Suggested granting candidate status to applicants upon receiving nomination of five
				proposers - and abolishing the requirement of 1% of the registered voters - from the
				same arts interest to encourage wider participation.
			-	Suggested requiring all registered voters to provide their email addresses to help
				reduce paper waste on promotional material.
			-	As the government is obligated to propose revisions as necessary, Wong suggested
				doubling the number of publicly elected ADC members of the 10 arts interests, while
				limiting appointed members to no more than 10.
7	Kevin	Arts	-	At present, voting intentions and suggestions of individual ADC members (including
	Wong	administrator,		elected members) are not recorded in council meeting minutes. With a view to
		CCDC Dance		enhance the transparency of the ADC, Wong suggested publishing meeting agendas,
		Centre		putting voters in direct contact with ADC members and enabling them to monitor
				council performance in their role as voters.
8	Gum	Visual artist, an	-	Remarking that candidates of some arts interests can easily retain the so-called 'iron
		independent arts		votes' and be re-elected for consecutive terms, which could hamper industry
		group		development in the long run, he suggested setting a term limit for elected members.

### Written comment 1

Dear Sir/ Madam,

Here we go for the nomination of representatives:

- 1. 盧偉力
- 2. 文潔華
- 3. 邢亮
- 4. 黃耀明
- 5. 周俊輝
- 6. 劉兆銘
- 7. 古天農
- 8. 金佩瑋
- 9. 黃仁澾
- 10. 林夕

Sincerely Yours, Gnika Gnow

#### Written comment 2

香港英皇道 979 號 太古坊和域大廈東翼 14 樓 香港藝術發展局

傳真號碼: 2519 9301 電郵地址: <u>hkadc@hkadc.org.hk</u>

#### 文化監察對 2013 年香港藝術發展局藝術範疇代表推選活動諮詢文件之回應

敬啓者

就香港藝術發展局於二零一二年十一月推出的藝術範疇代表推選活動諮詢文件,文化監察/工廈藝術家關注組有以下之公開回應:

1. 歡迎藝術發展局針對現有民選機制之不足之處作出是次修訂和諮詢;

2. 詢諮會出席業界人數太少,討論亦不熱烈,建議延長諮詢期至 12 月 31 日。本小 組亦呼籲業界關注相關修訂,儘快提回建議。

3. 強烈建議藝術發展局檢討現有大會內民選委員及委任委員之比例,以增加藝術發展局之代表性及透明度,以真正貼近業界的運作與聲音;

A 修訂「藝術團體」申請成爲推選組織成員的資格

4. 修訂「藝術團體」申請成為推選組織成員的資格之回應:

在大方向上認同「收緊團體資格,但放寬個人資格」原則,唯藝發局未能解釋/交待下 列疑問:

4.1 藝發局應先界定修訂目與該局的法定宗旨:

修訂目的到底是以專業藝術工作者為票民設界?還是更廣泛地接受業餘組織甚至 藝術觀眾?如文件中8.1.1(a)(ii)項的「工作及活動」,當中的「藝術團體」是否須符合 藝發局的使命?例如,地區文藝組織大部份都由業餘藝術工作者組成,並面向地區觀 眾。如果藝發局認為同這些組織也是持份者,那麼為什麼又歷加入以學歷設限的準則? 又業餘組織約因此而被當選成為界別委員,將如何推動業界的專業發展? 4.2 藝發局在作出以上建議時,是以推動專業性還是要納入最多持份者為原則?這兩個 原則之間有無矛盾?如何配合? 藝發局未能交待。諮詢文件沒有以藝發局的使命及長遠 工作為基礎,只是小修小補,也彰顯了藝發局對可能引起的漏洞缺乏深思。

4.3 同樣針對諮詢文件 6.i.「目前對合資格......的藝術團體要求太過寬鬆.....」,藝發局 表示由於審議已刊憲選民「花費大量人力」,故未有計劃於今屆選舉前進行,這個取態 有兩大問題:

4.3.1 藝發局對新登記團體在藝術界的活躍程度加以要求,對已有選民卻採取放任態度,是雙重標準;

**4.3.2** 藝發局以公帑運作,確保機制公平及配合其使命是應制責任,不能單以人力問題推卸。

4.4 建議對已刊應選民應加入「可入可出」機制,以過去三年仍活躍團體為限,選民登記時團體須簽署具法律效力的聲明,而民政局亦有權查證。

B 擴大可申請成為推選組織成員的「個人藝術工作者」的資格範圍

對擴大可申請成為推選組織成員的「個人藝術工作者」的資格範圍之回應:

5.1 本地具認受性的藝術比賽和獎項的得獎者及入闡者的資格:

5.1.1 藝發局未有交待於建議 10(a)內列舉的獎項的篩選準則,亦未能解釋為何不 包括獲得重要國際獎項的香港藝術家,縱使藝發局動用大量公帑參加外國藝術活動,如 主席親自參觀威尼斯雙年展。

5.1.2 建議把其他重要國際及本地藝術獎項的得獎者及入園者都納入資格範圍,如 工人文學獎等。

5.2 本地大學/專上教育機構藝術課程畢業生的資格範圍上,建議在附件二列出之相 關課程上增加(但不限於):

5.2.1 文化研究課程:中文大學文化及宗教研究系學士、文學碩士、哲學碩士及哲學博士;續南大學文化研究系學士、文學碩士、哲學碩士及哲學博士課程;

5.2.2 文化管理課程:中文大學文化管理文學士、碩士;香港大學「文化領航」課程:

5.2.3 香港演藝學院早年只設文憑課程,以一所專業表演藝術學院之畢業生,該等 文憑課程畢業生應具資格;

5.2.4 所有現正修讀附件二及以上新建議課程之在校學生,如為 18 歲以上本港永久居民,應積極考慮把他們納入,以培養學生及未來藝術文化從業員對其公民責任之關注。
5.2.5 海外相關學歷並具本港永久性居民身份之人士,由民政局個別認證。原則應以各大學及藝術學院學士程度或以上,或持相關專業考試資格為進;

5.3 贊成本港負責文化藝術事務的政府部門及法定機構委約或資助從事藝術工作的人 士應獲個人選民資格,並同時建議這些政府部門及法定機構本身之員工都應具有關資 格,包括但不限於香港藝術發展局、西九管理局、康樂及文化事務署、民政事務局、創 意香港、香港演藝學院及香港藝術中心等。

5.4 贊成在本港中、小學及專上學院出任藝術相關科目或活動的全職及兼職導師應獲 個人選民資格

5.5 指定場地藝術活動的個人固定租戶

5.5.1 諮詢文件 10 e 中的藝術場地應加入伙炭、富德樓、Loftstage 等民間藝術村的藝術家及藝術團體租戶,資格可由該等中介組織核實。

5.5.2 賽馬會創意藝術中心及其他藝術場地的個人固定租戶身份需再詳細確認,因現在有些單位的租約只由一位藝術家代表簽約,但單位內有其他固定使用的藝術家沒有出現在租約中。建議透過宣傳單張或參與中心活動而被認可為選民。

5.6 目前新增之選民資格仍然集中在主流的藝術範疇,未能概括其他非主流或跨界別的 藝術工作者,包括但不限於獨立樂隊、行為藝術家、公共空間及街頭藝人等。這一班較 邊緣之藝術工作者未必是藝術發展局及其他政府藝術資助的直接獲益者,但仍是本地藝 術生態中不可或缺的一環,而他們的需要及聲音都必須在藝術發展局中獲重視。

5.6.1 以獨立樂隊為例,可考慮把過去三年曾在本地主要獨立音樂場地(如 Hidden Agenda) 舉辦演出的獨立樂隊成員列入選民範圍

### C 保留跨界別投票機制

6.1 支持保留跨界別投票機制。「白票」應能隨選民資格修訂,及藝發局整體公信力提高而減少。選民基數越大,民主成份理應越高,回復界別分組投票是民主倒退。

### D 縮短投票期

7.1 反對縮短投票期的建議。假設投票期設於週末,基於業界的運作模式,絕大部份的 表演藝術演出都在週末,單單是康文署轄下場地已可能有超過二十個藝術團體、創作 人、演出者、行政及技術人員會從早到晚,朝九晚十一地留在劇院中工作;再加上週末 是不同藝術課程的黃金時間,大量藝術教育工作者正為口奔馳;再縮短投票期,無疑會 強烈減低合資格選民的投票意欲,減低了是次選舉的認受性。

7.2 建議以周日及周一為投票日,配合業界選民的工作時間及模式。

#### E 其他建議

8.1 目前選民對民選委員在藝術發展局內的工作知情權被剝奪。在藝術發展局公開的會議紀錄中選民找不到委員在會中發言的記名紀錄,也不知各委員在大會中對重要議案的投票意向,更甚的是所有委員,包括民選委員的聯絡方式都沒有對外公佈,選民只能透

過藝發局秘書處與各委員間接聯絡。在這情況下,選民從來不認為與獲選委員有任何連 繁,各民選委員亦絕少就藝術發展局的工作向選民諮詢,難怪「投票率低,結果未能服 眾」。要令藝術發展局與業界保持更緊密及良好的關係,不能只靠選舉宣傳,必須由整 個藝術發展局的透明度及民選委員的問責性開始作根本性的改革。

此致

香港藝術發展局 主席王英偉先生 委員方文傑先生 行政總裁周勇平先生 藝術支援部總監陳永剛先生

文化監察 / 工廈藝術家關注組 2012 年 12 月

\*\*\*\*\*\*\*\*\*\*\*\*

香港文化監察於 2012 年 10 月成立,成員包括全職藝術家、學者、藝術行政人員、研究員等。成員過去 3 年一直以不同組織名義(工廈藝術家關注組、文化聯席會議 2.0) 活躍關注香港文化發展。本組織著重建設性對話,向政府提出建立於民間共識的政策建 議,以及針對政策背後的原則性考慮。



Empowering the people who make the arts work

11 December, 2012

Mr. Wilfred WONG Ying-wai, SBS, JP Chairman Hong Kong Arts Development Council 14/F, East Warwick House, Taikoo Place 979 King's Road Quarry Bay, Hong Kong

Dear Mr Wong,

*Re:* Response to Consultation Paper: 2013 Nomination of Representatives of Arts Interests for the Hong Kong Arts Development Council

The Hong Kong Arts Administrators' Association is pleased that the Home Affairs Bureau and Hong Kong Arts Development Council (ADC) take the initiative in reviewing the Nomination of Representatives of Arts Interests Procedures for the Hong Kong Arts Development Council 2013 Nomination. Our Board has discussed on the suggestions made in the ADC Consultation Paper (Nov 2012), and the views expressed in the attached response paper were unanimously endorsed by Association Board.

The Hong Kong Arts Administrators' Association stands ready and is willing to provide further advice if necessary.

Best wishes

Connie Lam Chairman, Hong Kong Arts Administrators Association

CC.

Secretary for Home Affairs, the Mr Tsang Tak Sing Legislative Council Representative for the Functional Constituency of Sports, Performing Arts, Culture and Publications, Mr Ma Fung Kwok Members and Chief Executive, Hong Kong Arts Development Council

1206, 12/F, Hong Kong Arts Centre 2 Harbour Road Wanchai, Hong Kong

Tel: +852 2877 7268 Email: info@hkaaa.org.hk Web: www.hkaaa.org.hk

### HONG KONG ARTS ADMINISTRATORS ASSOCIATION

#### **RESPONSE TO CONSULTATION PAPER**

### 2013 NOMINATION OF REPRESENTATIVES OF ARTS INTERESTS FOR THE HONG KONG ARTS DEVELOPMENT COUNCIL

SUBMISSION TO HONG KONG ARTS DEVELOPMENT COUNCIL AND HOME AFFAIRS BUREAU

DECEMBER 2012

#### Introduction

Since the establishment of Hong Kong Arts Development Council (ADC) in 1985, seven nomination exercises has been conducted to nominate the 10 members to the Council, each representing a specified arts interests. With the Government allocating more resources on nurturing arts and culture, as well as more public attention given to the sector, it is a timely to conduct a review on the current nomination procedures for the 2013 Nomination of Representatives of Arts Interest for the Hong Kong Arts Development Council. The Association welcomes the Home Affairs Bureau (HAB) and ADC in the review to make positive changes.

The Association agrees with the general views noted by ADC on the 2010 Nomination, which the current eligibility criteria for registration of arts organizations as members of nominating bodies are too loose yet the eligibility criteria for the registration of individual arts workers are too stringent. In response to the consultation paper, we have the following recommendations:

#### **Recommendations:**

### ELIBILITY CRITERIA FOR ARTS ORGANISATIONS

- 1. HKAAA supports the suggestions on revising the eligibility criteria for new applications of arts organizations applying for membership of nominating bodies as detailed in section 8 of the Consultation Paper. However, in order to ensure all successfully nominating bodies are active practitioners in the arts field, the revised eligibility criteria should be extended to ALL nominating bodies, old and new, rather than just new applications. This can be done by requiring the already registered nominating bodies to submit their track records of arts activities in the past 3 years and confirm their principal work is related to one of the arts interests stated in para 8.1.1 a(i) (i.e.: arts administration, arts criticism, arts education, xiqu, dance, drama, film and media arts, literary arts, music and visual arts) when they re-affirm their organization mission and update their member information, as detailed in para 8.1.1c.
- 2. According to the 2010 Nomination guideline para I 2(b)<sup>1</sup>, employees of an arts organisation which has registered as a member of the nominating body 'which has been directly involved in arts creation, direction or performance in the organisation', and 'the full-time employee of the arts organisation and has been responsible for co-ordination or promotion of arts events or stage management in the organisation for not less than one year prior to the start date of this nomination exercise' are eligible to be voters, while employees involved in general administration, finance, human resources and other technical support duties in the organisation will not be eligible. As in most arts organisations (esp. medium / smaller sized arts organizations), administration staff are often required to multi-task.

<sup>&</sup>lt;sup>1</sup> http://www.voteforhkadc2010.hk/eng/pdf/Voter%20Registration%20Guidelines%202010%20%28English%29.pdf

Therefore the Association recommends to make a clearer and more inclusive guideline (not solely depends on the title of the staff) so that more arts practitioners can be eligible as voters.

### ELIBILITY CRITERIA FOR INDIVIDUAL ARTS WORKERS

- 3. Graduates of arts programme at bachelor's degree or above levels run by overseas universities and tertiary institutions should also be able to register as voters
- 4. Graduates of arts programme as detailed in Appendix 2 of the Consultation Paper should include all cultural management and arts administration programmes at bachelor's degree or above levels run by local and overseas universities.

### OTHER RECOMMENDATIONS:

5. HAB/ ADC should consider setting term limits for Council Members of ADC to ensure that the ADC will have a continuous rotation of new individuals who will bring new ideas to development of arts in Hong Kong.

### Written comment 4

# 藝術發展局藝術範疇代表選制度公衆諮詢 意見書

### 背景

藝術發展局是推動香港文化藝術發展最重要的機構,享有法定的地位和權力,亦 有責任發揮其專業角色,協助政府當局研究、制訂、宣傳、執行和檢討香港的文 化藝術政策,並協助分配相關的公共資源。因此,藝術發展局的董事局,必須有 一定數目來自各個藝術範疇的專業藝術工作者作為成員,才能較有效地作出有利 於藝術發展的決策。

現時,藝術發展局設有一選舉機制,在十個法定的藝術範疇中,每個範疇選出一 名代表進入藝術發展局的董事局。由來自不同範疇的藝術工作者,透過公開選舉 選出具藝術專業資歷的藝術工作者進入藝術發展局的董事局,理論上是一個相當 理想的做法。可是,若整個選舉制度出現欠缺嚴謹、組織鬆散的情況,將直接影 響整個制度的公信力和所選出代表的認受性,繼而影響整個藝術發展局的形象和 運作效果。

事實上,藝術發展局現行的藝術範疇代表的選舉制度經常受到質疑和批評,指無 論在選民資格、登記安排、投票程序和藝術範疇劃分等都出現有欠嚴謹的情況, 構成選出的代表代表性不足的質疑,甚至產生選舉很容易被操控的疑慮。爲此, 我們認為有關選舉制度必須作出檢討。

1. 選民資格欠缺專業性

目前,藝術工作者可以以個人身份或核准團體成員的身份登記為某個藝術範疇的 選民。以個人身份登記的藝術工作者,必須向藝術發展局提交相關的資料,證明 在申請登記的藝術範疇的具體參與,才能成功登記為選民;而核准團體的成員, 則只需要證明自己是該核准團體的成員,即可登記成為選民,也就是說,他們的 選民資格是建基於所屬的團體是否符合藝術發展局訂下的條件。

可是,藝術發展局批准某一藝術團體成為核准團體的條件卻相當寬鬆。基本上任何一個按照《公司條例》或《社團條例》註冊的藝術機構,只要在機構章程內列明推動藝術或舉辦文藝活動的宗旨,而在申請成爲選民前的一段時間內有實質運作,即可獲准成爲某一藝術範疇的選民,而有關團體或機構的成員,即可申請成爲選民。也就是說,一個藝術機構的成員,即使本身很少,甚至從不涉足藝術工

作,也可以獲得選舉藝術範疇代表的資格。

比較上述兩個選民登記資格,可以發現出現相當大的差別,以個人身份登記為選 民的資格要求較以團體成員身份登記的要求嚴格很多,這對於以個人身份登記的 選民並不公平,更使選民在藝術專業性的方面的認受性較低,更可能出現選民質 素差,未能有效選出適合的藝術工作者進入藝術發展局。

另一方面,容許團體所有成員登記成為選民,可能會造成在某一個藝術範疇的代表選舉被某一兩個規模較大的團體壟斷甚至操控的情況。根據統計數字,部份藝術範疇的選民中,以團體成員身份登記的選民比以個人登記多出很多,結果選舉的結果就會被操縱在少數團體的手中,有關情況必須予以正視,以杜絕選舉被操控的情況和風險。

藝術發展局應該考慮修訂現時的選舉機制,每個團體只可以獲得一票,而團體內 各成員必須以個人身份重新登記,由藝術發展局按照個別申請者的藝術資歷和參 與情況審批他們的選民資格。這樣,藝術發展局可以確保選民的質素以及大大增 加壟斷和操控選舉的難度。

2. 改革投票安排

現時,各藝術範疇代表的選民在任何一個藝術範疇登記為選民後,均可以在全數 十個藝術範疇的代表選舉中投票。此安排等同容許一些對某個藝術範疇根本沒有 參與甚至沒有認識的人士參與選出代表該藝術範疇的藝術工作者進入藝術發展 局的董事局,可見這個安排完全不合情理。但是,有關安排是經過藝術界人士的 諮詢程序後確定的,藝術發展局實在應該檢討整個制度。

我們建議每一個藝術範疇的藝術工作者必須分開申請成為各個範疇的選民,並就 不同範疇的申請提供證明文件和資料。雖然此舉對從事多個藝術範疇的藝術工作 者構成不便,但有關安排可確保每一個範疇的選民都對所屬範疇有一定的參與和 認識,避免出現「外行選內行」的情況。

3. 檢討現時的藝術範疇劃分

現時根據法例,藝術發展局把文化藝術分為十個範疇,但是部份相當資深的藝術工作者雖然在藝術界服務多年,卻難以界定屬於十個法定藝術範疇中的哪一個, 結果就錯過了參與對術發展局的機會。我們認為隨着時代的發展,文化藝術和表現方式將會日趨多元化,有關的範疇劃分必須作出檢討和適當的修訂,以便吸納 更多藝術工作者投入藝術政策的制訂和推動工作。 結語

總括而言,藝術發展局各藝術範疇代表的選舉制度,現時根本未能促使具專業認識的藝術工作者進入該局的董事局,協助藝術發展局完全發揮其法定角色和職能。我們期望透過改革有關選舉機制,爲完善整個藝術發展局踏出重要的一步, 讓香港的文化藝術獲得繼續向前發展的推動力。

公民黨立法會議員 陳家洛 公民黨副主席 陳淑莊

2012年12月12日

# General Response of the ADC to Public Comments and Suggestions

The ADC has launched a one-month public consultation on the 2013 Nomination of Representatives of Arts Interests for the Hong Kong Arts Development Council. The following is a summary of the ADC's response to the comments and suggestions received from the public.

#### Key public views

# A Revising eligibility criteria for arts organisations applying for membership of nominating bodies

- 1.1 <u>Public views</u>
  - (a) The majority of respondents agreed with the general principle of 'restricting eligibility criteria for arts organisations but relaxing those for individuals'.
  - While agreeing to revising eligibility criteria for arts organisations applying (b) for membership of nominating bodies, which requires applying arts organisation to have conducted works or activities in the 10 specified arts interests during the previous three years, respondents also argued that the same condition should also apply to an arts organisation of nominating bodies given gazetted status. To demand new applicants to maintain a certain level of activity in the arts community while taking a lax attitude towards registered voters would be a case of double standards. It has been suggested that, for every nomination exercise, gazetted arts organisations be required to produce proof of professional arts activities conducted over the previous three years, supported by a signed legal-binding declaration, subject to the verification by the Home Affairs Bureau (HAB). The ADC/HAB should also consider setting up a mechanism for removal of membership for gazetted arts organisations that are no longer active in their respective professional disciplines, and should not use limited human resources as a reason to argue against reviewing voter registration.
  - (c) Some doubts have been expressed about the professional standards of members and employees of amateur organisations, questioning their ability to promote the professional development of the industry once they have been nominated as ADC elected members. They also wondered whether the

proposal of revising eligibility criteria would serve to include more professional arts workers or accept categorically amateur groups or even arts audience in the electorate. It was also suggested that members of an arts organisation could register directly as voters in their personal capacities rather than under their respective arts organisations.

- (d) Views have been expressed that allowing all members of an arts organisation to register as voters could lead to a nomination exercise of an arts interest being dominated or even controlled by one or two large arts organisations. According to current statistics, members/employees of arts organisations registered as voters through organisational members of the nominating bodies far outnumber individual voters of the nominating bodies in a number of arts interests. In this regard, the risks of nomination results being manipulated by a handful of arts organisations must be properly assessed and managed. In addition, to maintain electoral standards and reduce the risks of dominating and manipulating a nomination exercise, when revising current eligibility criteria, the ADC/HAB should consider implementing the policy of 'one arts organisation, one vote', while requiring group/corporate members to register as individual voters, their successful registrations subject to verification of their qualifications and participation in the arts.
- (e) Under the current guidelines, an eligible employee registered under an organisational member of nominating bodies must have been either directly involved in arts creation, direction or performance in the organisation for not less than one year prior to the commencement of a nomination exercise, or have been responsible for co-ordination or promotion of arts events or stage management in the organisation on a full-time basis for not less than one year prior to the commencement of a nomination exercise. This category does not include employees working in the capacities of general administration, finance, human resources and technical support. Noting that arts administrators of small- and medium-sized arts groups often assume multiple roles, it was argued that eligibility for registration should not be based on their job titles, but rather have its scope clearly defined and set out in the guidelines in order to include more eligible arts workers in the electorate.

#### 1.2 <u>Our response</u>

(a) The ADC is a statutory body set up by the Government with the missions to plan, promote and support the broad development of the arts, including literary arts, performing arts, visual arts as well as film and media arts in Hong Kong. Aiming to foster a thriving arts environment and enhance the quality of life of the public, the ADC is also committed to facilitating community-wide participation in the arts and arts education, encouraging arts criticism, raising the standard of arts administration and strengthening the work on policy research.

At present, registering to vote in the ADC nomination exercise can be done in two ways: as individual arts workers (individual members) of the nominating bodies, or as eligible employees/members of organisational members of the nominating bodies. The ADC has consulted experts in the ten arts interests on future nomination arrangements and received divergent views on issues ranging from the definition of 'professional' arts groups to the suggestion of including only industry workers who possess 'professional qualifications' in the electorate.

Members of the arts community are contributing to the development of the arts in their specific and original ways and this fact should be correspondently reflected in order to make the nomination exercise more inclusive for industry workers.

- (b) Many organisations in the arts industry establish a membership system based on their understanding of the industry. The current nomination arrangements are conducive to attracting potential industry voters. Giving only one vote to each organisation will shrink the electorate considerably, which not only violates the principle of encouraging wider participation but also causes chaos by affecting gazetted arts organisations and their individual voters.
- (c) Having discussed the possible impacts of requiring all gazetted arts organisations to re-register as voters and the enormous confusion it would likely to create, the ADC suggests that the HAB study the feasibility of requiring arts organisations to submit a self-declaration to reaffirm that they will continue to 'aim at promoting the development of the arts' for the nomination exercise. In cases of failure to submit such self-declaration or meet its related requirements, the HAB should consider removing arts organisations given gazetted status that are no longer active in their respective

professional disciplines from the registration list of nominating bodies. However, it is important that all registered arts organisations be notified of such a mechanism for removal of membership prior to its introduction.

(d) Acknowledging that arts administrators of small- and medium-sized arts groups often assume multiple roles, we agree that eligibility for registration should not be based on job titles alone, but rather offer a broader and more inclusive definition to include all eligible arts administrators in the electorate. In fact, the current guidelines determining the eligibility of employees of arts organisations as voters are based on their nature and content of work and not their job titles.

### B Relaxing eligibility criteria for individual arts workers applying for membership of nominating bodies

# 2.1 <u>Inclusion of winners and open finalists of recognised local arts competitions</u> and awards

- 2.1.1 <u>Public views</u>
  - (a) Suggested that winners and open finalists of notable local and overseas arts competitions and awards be granted eligibility for registration: well-recognised arts awards held overseas such as the Nobel Prize in Literature; local long-running awards held locally, including the Hong Kong Theatre Libre Awards and the Worker Literature Award.
  - (b) The ADC did not explain the criteria for screening and selecting the recognised local and overseas arts competitions and awards proposed in the consultation paper.

#### 2.1.2 Our response

- (a) It is our expectation that registered voters in the nomination exercise maintain a certain connection with Hong Kong. In addition, as it is difficult to determine the importance of the many international arts awards in existence. we do not recommend taking these international awards into consideration.
- (b) The list of recognised competitions or awards was compiled by the ADC incorporating suggestions from ADC Artform Groups, CreateHK, the Hong Kong Arts Centre and the Leisure and Cultural Services Department (LCSD), using such factors as the number of entries, continuity and whether an award

is a territory-wide event open to the public to determine an award's public recognition. We suggest accepting the proposal of including the Hong Kong Theatre Libre Awards in the list. The Worker Literature Award, established by the New Youth Study Society in 1980, was discontinued after four consecutive editions and was resumed 2010 for two further editions. As the continuity, public recognition and significance of this award is below par as compared to other entries on the list of recognised competitions or awards, we do not recommend listing it.

## 2.2 <u>Inclusion of graduates of arts programmes at bachelor's degree level or above</u> <u>run by local universities/tertiary institutions</u>

- 2.2.1 <u>Public views</u>
  - (a) Proposed adding the following programmes to the ADC's existing recommendation list:
    - Cultural studies programmes: BA, MA, MPhil, PhD programmes of the Department of Cultural and Religious Studies, The Chinese University of Hong Kong (CUHK); BA, MA, MPhil and PhD programmes of the Department of Cultural Studies, The Lingnan University.
    - Cultural management programmes: BA and MA in Cultural Management of the CUHK; Cultural Leadership Programme of the University of Hong Kong.
  - (b) Proposed granting graduates of the following programmes eligibility to register directly as voters in their personal capacities: graduates from the Hong Kong Design Institute and the First Institute of Art and Design; suggested also to consider diploma graduates from the Hong Kong Art School and the Hong Kong Academy for Performing Arts.
  - (c) Suggested considering including arts graduates awarded an overseas bachelor's degree or above and holding a valid Hong Kong ID card, or persons who have passed equivalent professional examination qualifications, in the electorate.
  - (d) Suggested to actively consider including students aged 18 currently undertaking an arts programme and who are permanent Hong Kong residents in the electorate, with a view to nurturing future cultural workers and fostering the students' awareness of their civic duties.

#### 2.2.2 Our response

- (a) We propose including cultural studies and cultural management programmes in the existing list of 'Graduates of arts programmes at bachelor's degree level or above run by local universities/tertiary institutions'. Acknowledging that graduates awarded with a bachelor's degree or above have attained high levels of academic competence in the arts subjects they majored in and have had opportunities to practise and take part in the creation and performance of the arts during their studies, we propose including them in the electorate. Since students currently undertaking an arts programme and non-degree arts graduates have relatively lower academic achievements and less practical experience in the related arts disciplines, we find it unsuitable to relax this condition to include arts graduates of non-degree programmes and below.
- (b) We believe that registered voters in the nomination exercise should maintain a certain connection with the local arts community and the academic credentials of these overseas arts graduates would be difficult to certify; however, overseas arts graduates who are practising the arts in Hong Kong may qualify under other conditions.

### 2.3 <u>Inclusion of arts workers commissioned or sponsored by local government</u> departments or statutory bodies responsible for arts and cultural affairs

#### 2.3.1 <u>Public views</u>

(a) Agreed that arts workers commissioned or sponsored by government departments or statutory bodies responsible for arts and cultural affairs should be granted eligibility to register as individual voters in their personal capacities; suggested granting eligibility to <u>staff members directly employed</u> by these government departments or statutory bodies, including but not limited to the ADC, the West Kowloon Cultural District Authority (WKCDA), the LCSD, the HAB. CreateHK, the Hong Kong Academy for Performing Arts and the Hong Kong Arts Centre.

#### 2.3.2 <u>Our response</u>

(a) Since the Hong Kong Academy for Performing Arts and the Hong Kong Arts Centre have been registered as organisational members of nominating bodies, their employees in arts administration and arts education are automatically eligible to register to vote. In addition, staff of government departments responsible for arts and cultural affairs includes a large number of employees serving in other government positions, such as Administrative Officers and Executive Officers, who are not professional arts administrators of arts and cultural organisations. Beside, employees who possess professional qualification in arts administration (such as members of the Hong Kong Arts Administrators Association) may register to vote through organisational members of nominating bodies or under other conditions. Therefore, we do not recommend including categorically <u>staff members directly employed</u> by these government departments or statutory bodies in the electorate.

# 2.4 <u>Inclusion of instructors/tutors (not restricted to full-time and part-time</u> <u>teachers) of arts-related subjects or activities in primary schools, secondary</u> <u>schools and tertiary institutions in Hong Kong</u>

#### 2.4.1 <u>Public views</u>

(a) Agreed that full-time and part-time instructors/tutors of arts-related subjects or activities in primary schools, secondary schools and tertiary institutions in Hong Kong should be granted eligibility to register as individual voters in their personal capacities.

#### 2.4.2 <u>Our response</u>

(a) The ADC concurs with the views of the public.

## 2.5 <u>Inclusion of individual artist tenants of The Jockey Club Creative Arts Centre,</u> Cattle Depot Artist Village and the Hong Kong Arts Centre

#### 2.5.1 <u>Public views</u>

- (a) Suggested that the ADC provide a more detailed definition of 'individual artist tenants' of The Jockey Club Creative Arts Centre (JCCAC) as there are tenancy agreements signed by a representative artist on behalf of all joint tenants co-renting and regularly practising the arts in the same unit whose names are not listed. It has been suggested that individuals whose names have appeared on promotional leaflets or have participated in JCCAC activities be also included in the electorate.
- (b) Suggested that the ADC include artist tenants and arts group tenants of community arts venues such as the Fotanian Artists' Village, Foo Tak Building in Wan Chai and Loftstage in the electorate of individual voters, with their eligibility to be verified by the intermediary organisations concerned.

#### 2.5.2 Our response

- (a) The eligibility of artist tenants practising the arts in JCCAC units depends on whether official records of these individuals are available and their identitics can be verified. Since the JCCAC keeps no official records of these individuals, which makes verification impossible, we do not agree to include them in the electorate.
- (b) The Jockey Club Creative Arts Centre, the Cattle Depot Artist Village and the Hong Kong Arts Centre adopt an objective tenant screening and selection policy to verify the nature of art practices on their premises. Before considering the proposal of granting eligibility to individual artist of community arts venues such as the Fotanian Artists' Village. Foo Tak Building in Wan Chai and Loftstage, we have to first establish that an open, recognised and objective tenant assessment mechanism is being adopted by these venues. At the present stage, we suggest to initially grant eligibility to individual artist tenants of government-subsidised venues.

#### C Retaining the cross-interest voting system

- 3.1 <u>Public views</u>
  - (a) In favour of keeping the cross-interest voting system. The number of 'blank votes' should be reduced following the revision of eligibility criteria and with the ADC's rising credibility. A broader electoral base would enhance the level of democracy and reverting back to within individual arts interests voting would be a step backward for democracy.
  - (b) The cross-interest voting system, which allows registered voters to vote in arts interests which they have no understanding of or previous involvement in and nominate representatives of these arts interests to the ADC board of directors, makes no sense at all. It has been suggested that art workers in all arts interests submit a separate application for voting in each arts interest and support each of their applications with relevant documents and information. Though there would be much inconvenience to arts workers practising multiple arts interests, this measure would ensure that registered voters have certain understanding of and involvement in the arts interests in which they vote, thereby solving the problem of having outsiders voting for insiders.

#### 3.2 <u>Our response</u>

Introduced to the Nomination of Representatives of Arts Interests for the (a) Hong Kong Arts Development Council in 1999 upon recommendation by the Consultant's Report on Culture, Arts, Recreation and Sports Services published in 1999, the cross-interest voting system aims at raising voters' awareness of the overall development of the arts sector. Later, the HAB and the ADC jointly organised a public consultation forum to hear the sector's views: those in favour of the system believed it would encourage voters to take a holistic view of arts development, while those against it were concerned that some of the specified arts interests would be dominated by a particular organisation. The proposal of adopting a cross-interest voting system in the Nomination of Representatives of Arts Interests for the Hong Kong Arts Development Council was passed by majority vote after much deliberation. The ADC has subsequently conducted a review of the cross-interest voting system. Noting the cross-disciplinary nature of the many performing art forms and the frequency interaction between art genres in recent years, it was agreed that the cross-interest voting system encourages representatives of arts interests to acquire a cross-disciplinary vision and should be retained.

#### D Shortening the polling period

#### 4.1 <u>Public views</u>

- (a) Concerned that the proposal of shortening the polling period from three days to one day would clash with performance schedules of some industry voters unless polling centres are set up in various locations across the territory.
- (b) If shortening the polling period, the nomination exercise could reference the US elections and allow early voting or postal voting to offer industry voters the ease of voting.
- (c) Against shortening the polling period: if the polling period were scheduled on a weekend, it would be almost certain to clash with the jam-packed weekend performance schedules of industry workers; numerous arts classes are scheduled at weekends when many arts educators are busy earning a living. The proposal to shorten the voting period would discourage voters from going to the polls enormously and undermine the legitimacy of the nomination exercise.

- (d) Suggested scheduling the polling on a Sunday and Monday to better suit the working hours and patterns of industry workers.
- 4.2 <u>Our response</u>
  - (a) Our proposal of shortening the polling period from three days to one day was intended to alleviate the strain on election resources for candidates. Giving consideration also to concerns over a possible conflict of schedules for some of the industry voters expressed by the public, we suggest reducing the polling period from three days to two days and scheduling it on a Friday and Saturday, or a Sunday and Monday to suit better the working hours and patterns of the industry.

#### E Other suggestions

#### 5.1 <u>Public views</u>

- (a) The proposed revised eligibility criteria cater mainly to voters of mainstream arts interests but exclude arts workers in non-mainstream or cross-disciplinary arts interests, including and not limited to independent music bands, performance artists and public space/street performers. Though not directly benefited from ADC grants or other government subsidies, this group of fringe artists is an indispensable part of the local arts ecology, and their needs and voices should be heard and taken into account by the ADC. For example, it has been suggested that members of independent music bands which have performed at major independent music venues (such as Hidden Agenda) during the previous three years be included in the electorate.
- (b) Proposed allowing any self-professed artists who are able to produce proof of related activities or work to register as voters in their personal capacities to expand the electorate.
- (c) Remarked that candidates of some arts interests can easily retain the so-called 'iron votes' and be re-elected for consecutive terms, which could hamper industry development in the long run. Hence, it has been suggested that a term limit be set for elected members.
- (d) Suggested publishing the electoral roll, including the registration of both individual voters and organisational members of nominating bodies.

- (e) As stipulated, the ADC has categorised arts and culture into ten arts interests. However, some art veterans who have served in the arts community for years had difficulty in affiliating themselves with one of the ten stipulated arts interests and therefore missed out on the opportunity to take part in the ADC nomination. Believing that arts and culture and their forms of performance are becoming more and more diverse with the changing times, we suggest reviewing and revising the categorisation of arts interests in order to encourage more arts workers to take part in arts policy-making and advocacy.
- (f) Suggested that applicants who have won nomination of five proposers and abolishing the requirement of 1% of the registered voters – from the same arts interest be granted candidate status to encourage wider participation.
- (g) Suggested that all registered votes be required to provide their email addresses to help reduce paper waste on promotional material.
- (h) Since the candidate forum of the previous nomination exercise was held in Chai Wan, its faraway location made it difficult for the public to meet the candidates in person and get to know them. It has been suggested that forums be held at various locations according to different arts interests, such as North Point (near Sunbeam Theatre) for the xiqu electorate.
- (i) Suggested reviewing the ratio of appointed members to elected members and increasing the number of the latter to enhance the transparency of the ADC, while holding consultation on the matter.
- (j) Noted a lack of channels for voters to understand the work of elected members in the ADC. Since speeches, voting intentions and suggestions of individual ADC members (including elected members) are recorded anonymously in council meeting minutes, it has been suggested that meeting agendas be published to enhance the transparency of the ADC, providing contact details of council members to enable voters to monitor the performance of elected members in the ADC. In order that the ADC and industry stakeholders enjoy a closer and stronger relation, it is necessary for the ADC to increase its transparency and the accountability of its elected members.

#### 5.2 <u>Our response</u>

(a) Regarding the view that arts workers of some disciplines may have been excluded from the stipulated art forms, the ADC, having taken into account the opinion of our 10 Artform Groups, agrees that conditions for expanding

eligibility for individual arts workers applying for membership of nominating bodies must be clear, objective and feasible to be executed. The several proposed new categories would open alternative ways for individual arts workers to register directly as voters in their personal capacities, while an arts organisation which fulfils registration conditions may also apply for membership of the nominating bodies, thus allowing their members and employees engaged in an arts-related capacity to register as voters. For instance, performers at the Renaissance Music Festival 2012, Clockenflap, Freespace Fest and GrassFest organised by the WKCDA would be qualified as individual voters under 'arts workers commissioned or sponsored by local government departments or statutory bodies responsible for arts and cultural affairs'.

- (b) At present, there is no term limit on LegCo and District Council membership. Whether a member can defend his/her seat should be the decision of the voters, and it is unnecessary to set a term limit.
- (c) Objectives of publishing the electoral roll are unclear, since candidates are now given access to the electoral roll for campaign purposes. The proposal of releasing the electoral roll to other parties must be considered in the light of its supporting rationale and personal data protection.
- (d) The HAB conducted a review of the stipulated art forms in 1999, adding the art form of xiqu. Members of the public are encouraged to contact the HAB with specific suggestions regarding the categorisation of arts interests.
- (e) To stand for nomination, a candidate has to be nominated by at least five proposers, or 1% of the number of registered voters, from the same arts interest. Given that electorate sizes of the 10 arts interests vary greatly, the current arrangements set an appropriate election threshold for arts interests with larger electorates and should be retained.
- (f) Public views outlined in para. 5.1 (g-i), which concern the ratio of appointed to elected ADC members and administrative arrangements for the nomination exercises, will be directly submitted to the HAB for consideration.
- (g) Concerns were expressed about the transparency of the work of the ADC (outlined in para. 5.1 [j]). Members of the public are most welcome to send in their views and suggestions via the email address on our website, which will be relayed by the Administration Office to ADC members.