

# LEGISLATIVE COUNCIL BRIEF

Hospital Authority Ordinance  
(Chapter 113)

## HOSPITAL AUTHORITY ORDINANCE (AMENDMENT OF SCHEDULE 1) ORDER 2013

### INTRODUCTION

At the meeting of the Executive Council on 28 May 2013, the Council ADVISED and the Chief Executive ORDERED that the Hospital Authority Ordinance (Amendment of Schedule 1) Order 2013 (the Order), at **Annex A**, should be made under section 20 of the Hospital Authority Ordinance (Cap. 113) (the Ordinance), to accord the North Lantau Hospital (NLTH) with proper legal status before it comes into operation.

### JUSTIFICATIONS

2. NLTH, which is a newly built public hospital to be managed and operated by the Hospital Authority (HA), will commence operation in September 2013. However, the Ordinance has not yet included NLTH as one of the public hospitals.
3. Schedule 1 to the Ordinance (reproduced at **Annex B**) lists out the hospitals the management and control of which may be vested in HA under agreements with the Government. The newly built NLTH will be managed and operated by HA under an agreement between the Government and HA and will commence operation in September 2013. We need to amend Schedule 1 to the Ordinance to accord NLTH with proper legal status as a public hospital in accordance with the Ordinance before it comes into operation.
4. We propose to amend Schedule 1 to the Ordinance by adding NLTH as a public hospital under the Ordinance.
5. Under section 20 of the Ordinance<sup>1</sup>, the Chief Executive may by

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<sup>1</sup> Section 20 of the Ordinance provides that –

order amend Schedule 1.

## **THE ORDER**

6. Section 3 of the Order amends Schedule 1 to the Ordinance by adding NLTH to the list of public hospitals.

## **LEGISLATIVE TIMETABLE**

7. The legislative timetable is as follows -

Publication in the Gazette	7 June 2013
Tabling at the Legislative Council	19 June 2013
Commencement of the Order	22 July 2013

## **IMPLICATIONS OF THE PROPOSAL**

8. The proposal is in conformity with the Basic Law, including the provisions concerning human rights. It will not affect the current binding effect of the Ordinance. It has no economic, civil service, family, environmental or sustainability implications. The proposal also has no financial implications as the Government's annual subvention to HA is an all-inclusive one that has incorporated financial resources to enable the latter to provide public healthcare services through all of its hospitals, including NLTH which is to be newly commissioned.

## **PUBLIC CONSULTATION**

9. The proposal to include NLTH as a public hospital under Schedule 1 to the Ordinance is procedural in nature and public consultation specifically on it is not necessary. HA, on the other hand, briefed the Islands District Council (IDC) on 14 April 2008 on the construction of NLTH. Local community welcomes the provision of additional hospital facilities to meet the increasing medical demand of the residents in Lantau. We also briefed the IDC on 22 April 2013 on the latest progress of service commissioning plan of NLTH.

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“The Chief Executive may by order amend Schedule 1, 2 or 3 but any order to amend Schedule 3 shall be subject to the approval of the Legislative Council.”

## **PUBLICITY**

10. A spokesperson will be available to handle enquiries.

## **ENQUIRIES**

11. Any enquiries on this brief can be addressed to Ms Angela LEE, Principal Assistant Secretary for Health (telephone: 3509 8916, facsimile: 2810 7851).

**Food and Health Bureau  
June 2013**

## Hospital Authority Ordinance (Amendment of Schedule 1) Order 2013

(Made by the Chief Executive under section 20 of the Hospital Authority Ordinance (Cap. 113) after consultation with the Executive Council)

**1. Commencement**

This Order comes into operation on 22 July 2013.

**2. Hospital Authority Ordinance amended**

The Hospital Authority Ordinance (Cap. 113) is amended as set out in section 3.

**3. Schedule 1 amended (hospitals the management and control of which may be vested in the Authority under agreements with the Government)**

Schedule 1—

**Add in alphabetical order**

“North Lantau Hospital”.

Chief Executive

2013

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### Explanatory Note

This Order amends Schedule 1 to the Hospital Authority Ordinance (Cap. 113) by adding the North Lantau Hospital as a prescribed hospital the management and control of which are vested in the Hospital Authority under an agreement with the Government.

**Schedule 1 to the Hospital Authority Ordinance  
(Chapter 113)**

**Hospitals the Management and Control of which  
May be Vested in the Authority under  
Agreements with the Government**

[sections 2(1) & 20]

Castle Peak Hospital  
Hong Kong Eye Hospital (Added L.N. 385 of 1993)  
Kowloon Hospital  
Kwai Chung Hospital  
North District Hospital (Added L.N. 623 of 1997)  
Pamela Youde Nethersole Eastern Hospital (Added L.N. 385 of 1993)  
Prince of Wales Hospital  
Princess Margaret Hospital  
Queen Elizabeth Hospital  
Queen Mary Hospital  
Shatin Hospital (Replaced L.N. 385 of 1993)  
Siu Lam Hospital  
St. John Hospital  
Tai Po Hospital (Added L.N. 152 of 1997)  
Tang Shiu Kin Hospital  
Tsan Yuk Hospital  
Tseung Kwan O Hospital (Added L.N. 285 of 1999)  
Tuen Mun Hospital  
Wong Chuk Hang Hospital (Added L.N. 233 of 1995)

(Amended L.N. 162 of 2002; L.N. 60 of 2006)