

Bills Committee on Insurance Companies (Amendment) Bill 2014

**List of follow-up actions arising from the discussion
at the meeting on 11 November 2014**

1. Relationship between insurers and insurance agents

In response to a member's concern about the proposed new sections 68(2), 68(3), 68(4), 68(4A) and 68(4B) of the Insurance Companies Ordinance (Cap. 41) ("ICO") (to be added by Clause 73), the Administration is requested to explain the scope of liability of an insurer for the acts of its appointed insurance agents, in particular whether it is wider than that under the existing provisions of the ICO.

2. Conduct requirements of insurance intermediaries

In the light of a member's suggestion, the Administration is requested to reconsider whether the proposed new section 89(c) of ICO (to be added by Clause 84) (regarding the requirement that an insurance intermediary may only advice on matters for which he is competent to do so) is necessary as an insurance intermediary would only be allowed to carry out regulated activities / provide regulated advice if he is licensed to do so.

3. Disciplinary process of insurance intermediaries

In respect of the disciplinary procedures of the independent Insurance Authority (e.g. the proposed new section 81 of ICO under Clause 84), the Administration is requested to clarify whether (a) open disciplinary hearing will be conducted; and (b) legal representatives are allowed to attend the hearing.