

立法會
Legislative Council

LC Paper No. CB(3) 548/13-14

Ref. : CB(3)/M/OR

Tel : 3919 3300

Date : 11 April 2014

From : Clerk to the Legislative Council

To : All Members of the Legislative Council

Council meeting of 16 April 2014

**Proposed resolution under the
Interpretation and General Clauses Ordinance**

The Secretary for Home Affairs will move, at the Council meeting of 16 April 2014, a proposed resolution under section 34(2) of the Interpretation and General Clauses Ordinance (Cap. 1) in relation to the Resolution of the Board of Directors of the Po Leung Kuk, published in the Gazette as Legal Notice No. 24 of 2014. The proposed resolution is attached for Members' consideration. The President has directed that it be printed in the terms in which it was handed in on the Agenda of the Council.

2. The speech, in both Chinese and English, which the Secretary will deliver when moving the proposed resolution is also attached.

(Odelia LEUNG)
for Clerk to the Legislative Council

Encl.

Interpretation and General Clauses Ordinance

Resolution

(Under section 34(2) of the Interpretation and General Clauses Ordinance
(Cap. 1))

Resolution of the Board of Directors of the Po Leung Kuk

Resolved that the Resolution of the Board of Directors of the Po Leung Kuk, published in the Gazette as Legal Notice No. 24 of 2014 and laid on the table of the Legislative Council on 26 February 2014, be amended as set out in the Schedule.

Schedule

Amendments to Resolution of the Board of Directors of the Po Leung Kuk

1. **Schedule amended (amendments to Po Leung Kuk Ordinance)**
 - (1) The Schedule, section 1(1), new paragraph 1(da), before “medical”—
Add
“hospitals, clinics, dispensaries, health centres and other”.
 - (2) The Schedule, section 1(2), new paragraph 1(fa), before “for”—
Add
“, free of charge or at low charges,”.
 - (3) The Schedule, after section 1(2)—
Add
“(2A) The Schedule, after paragraph 2(h)—
Add
“(ha) to charge fees, as the corporation thinks fit, for the services provided in the carrying out of any of the objects of the corporation;”.”.
 - (4) The Schedule, section 1(3)—
Repeal
“institutions of any of the kinds”
Substitute
“accommodations, homes, nurseries, schools and other educational institutions, charitable organizations, hospitals,

clinics, dispensaries, health centres, and other medical and health care institutions”.

- (5) The Schedule, section 1(4)—

Repeal

“institutions of any of the kinds”

Substitute

“of the accommodations, homes, nurseries, schools and other educational institutions, charitable organizations, hospitals, clinics, dispensaries, health centres, and other medical and health care institutions”.

Opening Remarks
by the Secretary for Home Affairs
in Moving a Motion to Amend
the Resolution of the Board of Directors of the Po Leung Kuk
under the Interpretation and General Clauses Ordinance
on 16 April 2014

President,

I move the motion, as printed on the agenda, to amend the Resolution of the Board of Directors of the Po Leung Kuk (PLK).

2. The Resolution seeks to amend the Schedule to the Po Leung Kuk Ordinance to enable PLK to establish, maintain and manage medical and health care institutions in Hong Kong and to provide all kinds of medical and health services for the Hong Kong community. The proposal has the policy support of the Administration.

3. The Resolution was laid on the table of the Legislative Council on 26 February 2014 and scrutinised by the Subcommittee subsequently. While the Subcommittee supported the Resolution, it has put forward some views on individual provisions. In the light of members' views, we have proposed certain amendments to enhance clarity of the provisions of the Resolution.

4. First of all, in view that PLK has undertaken to provide medical and health services free of charge or at low charges, some members have suggested providing expressly PLK's fee charging policy in the Resolution. Hence, one of the amendments that I propose is to stipulate in the Schedule to the Ordinance that the object of PLK shall be to provide all kinds of medical and health services, free of charge or at low charges, for the Hong Kong community.

5. In addition, I propose to make some technical amendments to enhance clarity of the provisions concerned. For example, elaborating that PLK may establish, maintain and manage medical and health care institutions including clinics, dispensaries, health centres and hospitals, etc. in Hong Kong.

6. The amendments that I move have incorporated the views of the Subcommittee. I would like to take this opportunity to express my gratitude to the Hon MA Fung-kwok, the Chairman of the Subcommittee, and other members of the Subcommittee for their invaluable comments.

7. I appeal to Members to support the passage of the motion. Thank you, President.