

**Bills Committee on Medical Registration (Amendment) Bill 2016**

**List of follow-up actions required of the Administration  
arising from the discussion at the meeting on 3 May 2016**

The Administration was requested to:

- (a) in respect of the proposed three additional lay members of the Medical Council of Hong Kong ("the Medical Council") who would be elected from the patient-related groups for appointment by the Chief Executive,
  - (i) in addition to the brief information as set out in Annex A to LC Paper No. CB(2)1380/15-16(03), provide further details of the factors to be taken into consideration by the Secretary for Food and Health in determining whether an organization or body would be eligible for electing the three persons to fill these seats;
  - (ii) provide the proposed guidelines on the detailed election arrangement being formulated by the Administration in consultation with the patient-related groups; and
  - (iii) provide a list of the patient-related groups being consulted on the Administration's proposal in this regard and a summary of their views and concerns on the proposal;
- (b) in respect of a member's view that the response given by the Administration in relation to the nine bottlenecks of the existing complaints investigation and disciplinary inquiry mechanism of the Medical Council as raised at the meeting on 25 April 2016 (LC Paper No. CB(2)1408/15-16(01)) was far from comprehensive, provide further details on the following:
  - (i) information on the breakdown, by the nine bottlenecks, of the average time required by the Medical Council for the handling of complaint cases at different stages; and
  - (ii) the respective administrative measures for shortening the time required of the Medical Council for handling complaints as referred to in item (i) above, with a breakdown by those that could only be implemented upon the enactment of the Bill and those that could still be implemented if the Bill was not passed;

- (c) advise the progress of the Medical Council in formulating the guidelines in relation to the declaration by a member of the Preliminary Investigation Committee of an interest in a case and provide the guidelines for reference of members of the Bills Committee when available. It was stated in the judgment in *Law Yiu wai, Ray v. Medical Council of Hong Kong and Others* (HCAL 46 of 2015) handed down by the Court of First Instance on 12 October 2015 that the Medical Council lacked appropriate guidelines in this regard; and
- (d) advise whether it would introduce mediation as one of the mechanisms for the Medical Council to handle complaints against the registered medical practitioners, and provide information about the practices of overseas jurisdictions in this regard.

Council Business Division 2  
Legislative Council Secretariat  
6 May 2016