

# A BILL

## To

Amend the Hong Kong Institute of Education Ordinance to retitle The Hong Kong Institute of Education; and to make consequential amendments.

Enacted by the Legislative Council.

**1. Short title**

This Ordinance may be cited as The Hong Kong Institute of Education (Amendment) Ordinance 2015.

**2. The Hong Kong Institute of Education Ordinance amended**

The Hong Kong Institute of Education Ordinance (Cap. 444) is amended as set out in sections 3 to 8.

**3. Long title amended**

The long title—

**Repeal**

“The Hong Kong Institute of Education”

**Substitute**

“The Education University of Hong Kong”.

**4. Section 1 amended (short title)**

Section 1—

**Repeal**

“The Hong Kong Institute of Education”

**Substitute**

“The Education University of Hong Kong”.

5. **Section 2 amended (interpretation)**

Section 2—

**Repeal the definition of *Institute***

**Substitute**

“**Institute (學院)** means The Education University of Hong Kong established under section 3(1)”.

6. **Part II heading amended (The Hong Kong Institute of Education)**

Part II, heading—

**Repeal**

“THE HONG KONG INSTITUTE OF EDUCATION”

**Substitute**

“THE EDUCATION UNIVERSITY OF HONG KONG”.

7. **Section 3 amended (establishment and objects of the Institute)**

(1) Section 3(1) —

**Repeal**

“an institute”

**Substitute**

“a body corporate”.

(2) Section 3(1) —

**Repeal**

“The Hong Kong Institute of Education”

**Substitute**

“The Education University of Hong Kong”.

**8. Section 21 amended (unauthorized use of title of the Institute)**

Section 21(1)(b) —

**Repeal**

“The Hong Kong Institute of Education”

**Substitute**

“The Education University of Hong Kong”.

**9. Saving**

Nothing in this Ordinance shall affect or be deemed to affect the rights of the Central Authorities or the Government of the Hong Kong Special Administrative Region under the Basic Law and other laws, or the rights of any body politic or corporate or of any other person except such as are mentioned in this Ordinance and those claiming by, from or under them.

## **Schedule**

### **Consequential Amendments**

**Part 1—Amendment to Dangerous Drugs Ordinance (Cap. 134)**

**10. Schedule 4 amended (reporting agencies)**

Schedule 4, item 52—

**Repeal**

“The Hong Kong Institute of Education”

**Substitute**

“The Education University of Hong Kong”.

**Part 2—Amendment to Prevention of Bribery Ordinance (Cap. 201)**

**11. Schedule 1 amended (public bodies)**

Schedule 1, item 73—

**Repeal**

“The Hong Kong Institute of Education”

**Substitute**

“The Education University of Hong Kong”.

**Part 3—Amendment to Education Ordinance (Cap. 279)**

**12. Section 2 amended (application)**

Section 2(m) —

**Repeal**

“The Hong Kong Institute of Education” (wherever appearing)

**Substitute**

“The Education University of Hong Kong”.

**Part 4—Amendment to Education Regulations (Cap. 279 sub. leg. A)**

**13. Schedule 2 amended**

Schedule 2, Part 1, item (b)(ii)—

**Repeal**

“The Hong Kong Institute of Education” (wherever appearing)

**Substitute**

“The Education University of Hong Kong”.

**Part 5—Amendment to Education (Exemption) (Private Schools Offering Non-Formal Curriculum) Order (Cap. 279 sub. leg. F)**

**14. Section 2 amended (interpretation)**

Section 2, definition of *specified institution*—

**Repeal**

“The Hong Kong Institute of Education” (wherever appearing)

**Substitute**

“The Education University of Hong Kong”.

**Part 6—Amendment to Road Traffic Ordinance (Cap. 374)**

**15. Section 2 amended (interpretation)**

Section 2, definition of *educational institution*—

**Repeal**

“The Hong Kong Institute of Education” (wherever appearing)

**Substitute**

“The Education University of Hong Kong”.

**Part 7—Amendment to Pensions (Special Provisions) (The Hong Kong Institute of Education) Ordinance (Cap. 477)**

**16. Long title amended**

The long title—

**Repeal**

“The Hong Kong Institute of Education”

**Substitute**

“The Education University of Hong Kong”.

17. **Section 1 amended (short title)**

Section 1—

**Repeal**

“The Hong Kong Institute of Education”

**Substitute**

“The Education University of Hong Kong”.

18. **Section 2 amended (interpretation)**

Section 2—

**Repeal the definition of *educational institution***

**Substitute**

“**Institute**” (學院) means The Education University of Hong Kong established by section 3 of The Education University of Hong Kong Ordinance (Cap 444)”.

**Part 8—Amendment to Sex Discrimination Ordinance (Cap. 480)**

19. **Schedule 1 amended (educational establishments and their responsible bodies)**

Schedule 1, item 13, column 1 and 2—

**Repeal**

“The Hong Kong Institute of Education” (wherever appearing)

**Substitute**

“The Education University of Hong Kong”.

**Part 9—Amendment to Non-local Higher and Professional Education  
(Regulation) Ordinance (Cap. 493)**

20. **Schedule 1 amended (local institutions of higher education)**

Schedule 1, item 3, column 2 and 3—

**Repeal**

“The Hong Kong Institute of Education” (wherever appearing)

**Substitute**

“The Education University of Hong Kong”.

**Part 10—Amendment to Family Status Discrimination Ordinance (Cap. 527)**

**21. Schedule 1 amended (educational establishments and their responsible bodies)**

Schedule 1, item 13, column 2 and 3—

**Repeal**

“The Hong Kong Institute of Education” (wherever appearing)

**Substitute**

“The Education University of Hong Kong”.

**Part 11—Amendment to Copyright Ordinance (Cap. 528)**

**22. Schedule 1 amended (educational establishments)**

Schedule 1, item 5—

**Repeal**

“The Hong Kong Institute of Education” (wherever appearing)

**Substitute**

“The Education University of Hong Kong”.

**Part 12—Amendment to Legislative Council Ordinance (Cap. 542)**

**23. Section 20E amended (composition of the education functional constituency)**

Section 20E(b)(ix) —

**Repeal**

“The Hong Kong Institute of Education”

**Substitute**

“The Education University of Hong Kong”.

**Part 13—Amendment to Chief Executive Election Ordinance (Cap. 569)**

**24. Schedule amended (schedule)**

Schedule, Part 2, Table 5, item 5, column 3—

**Repeal**

“The Hong Kong Institute of Education”

**Substitute**

“The Education University of Hong Kong”.

**Part 14—Amendment to Accreditation of Academic and Vocational Qualifications Ordinance (Cap. 592)**

**25. Schedule 2 amended (self-accrediting operators)**

Schedule 2, item 4—

**Repeal**

“The Hong Kong Institute of Education”

**Substitute**

“The Education University of Hong Kong”.

**Part 15—Amendment to Race Discrimination Ordinance (Cap. 602)**

**26. Schedule 1 amended (educational establishments and their responsible bodies)**

Schedule 1, item 12, column 2 and 3—

**Repeal**

“The Hong Kong Institute of Education” (wherever appearing)

**Substitute**

“The Education University of Hong Kong”.

**Part 16—Amendment to Minimum Wage Ordinance (Cap. 608)**

**27. Schedule 1 amended (education institutions)**

Schedule 1, item 1—

**Repeal**

“The Hong Kong Institute of Education” (wherever appearing)

**Substitute**

“The Education University of Hong Kong”.

**Part 17—Amendment to The English Schools Foundation Ordinance (Cap. 1117)**

**28. Section 8 amended (nominating committee)**

Section 8(2)(c)(iii) —

**Repeal**

“The Hong Kong Institute of Education” (wherever appearing)

**Substitute**

“The Education University of Hong Kong”.

**Explanatory Memorandum**

The purpose of this Bill is to amend The Hong Kong Institute of Education Ordinance (Cap. 444) to retitle the Institute of Education as an Education University and make the consequential amendments.

2. The Institute submitted to the Government a formal request for being granted the university title in [July 2014]. The University Grants Committee has set up a review group to examine the application for university title. [The Executive Council decided on [date] to grant the university title to the Institute.]
3. Clause 1 sets out the short title.
4. Clause 3 updates the long title.
5. Clause 5 updates the definition of Institute.
6. Clause 6 updates the heading of Part II.
7. Clauses 7 and 8 make technical amendments to sections 3 and 21 of the Ordinance.

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8. Clause 9 is a saving provision.
9. Clauses 10 to 28 make consequential amendments to other Ordinances.