

**Bills Committee on Human Reproductive Technology Bill
Checklist 06, items discussed
(as at 14 October 1998)**

<u>Issues discussed</u>	<u>Clause</u> (LegCo Brief)	<u>Position</u>
1. To include “This Ordinance binds the Government” in the Bill (This provision was included in the former bill under the same name)	-	<u>23.9.98</u> Adm to look into the matter again <u>14.10.98</u> Adm needs more time to consider the policy
2. Licensee and person responsible (a) Prohibiting the licensee and person responsible for carrying out reproductive technology (RT) to be the same person (b) Licensee and person responsible and system of checks and balances practices in other countries (c) Definition of “suitable practices” carried out by person responsible and to be supervised by licensee (d) Types of health care professionals qualified to carry out various RT procedures in other countries (e) In the case where licensee and person responsible for carrying out RT procedures are a married couple, whether the husband or wife can bear witness against his/her spouse in court in the event of non-compliance with RT procedures	21(2) - 22(1)(d) - -	<u>23.9.98</u> Adm to reconsider the need for the licensee and person responsible to be two separate persons <u>14.10.98</u> Adm needs more time to consider the policy <u>14.10.98</u> Adm to provide information <u>14.10.98</u> The provision is ambiguous. Adm to consider the drafting aspect <u>14.10.98</u> Adm to provide information <u>14.10.98</u> SALA to advise

<u>Issues discussed</u>	<u>Clause</u> (LegCo Brief)	<u>Position</u>
3. Prohibiting the chairperson and deputy chairperson of the Council on Human Reproductive Technology to be registered medical practitioners	3(2)	<u>23.9.98</u> Adm to reconsider the provision <u>14.10.98</u> Adm needs more time to consider the policy
4. Code of practice	7	<u>23.9.98</u> Adm to ask the Provisional Council on RT to provide a copy of the draft code for members' reference <u>14.10.98</u> A draft table of content is provided
5. Limiting RT services to married couples	13(5)	<u>23.9.98</u> Reasons for this provision explained by the Adm
6. Ceiling on number of RT procedures commissioned by married couple.	-	<u>23.9.98</u> Adm clarified that there is no limit
7. Limitation on eggs and sperms donation Points to follow up - a centralised record for all sperm/egg bank might be desirable to ensure that the limit of three successful inseminations is well-observed	-	<u>23.9.98</u> Adm explained that to reduce chance of incest, there is a limit of three successful inseminations in respect of each donor
8. The membership of the Council on Human Reproductive Technology should be apportioned equally between males and females through administrative means	(para 4(g))	<u>23.9.98</u> Briefly discussed

<u>Issues discussed</u>	<u>Clause</u> (LegCo Brief)	<u>Position</u>
9. A statutory body should be set up to license medical institutes to carry out RT procedures	(para 4(a))	<u>14.10.98</u> Members raised no query on the issue
10. Artificial Insemination by Husband should be allowed without specific statutory control	(para 4(b))	<u>14.10.98</u> Reasons for this provision explained by the Adm
11. Right to access information (a) Right to access information by persons born following a RT procedure (b) Legal distinction between a child born through RT and a genetic child in the Parent and Child Ordinance (c) Application of clause 32 regarding disclosure in interests of justice	(para 4(c)) - 32	<u>14.10.98</u> Adm to provide information on overseas practices <u>14.10.98</u> Adm to clarify <u>14.10.98</u> SALA to provide legal opinion
12. Issues to be raised with the Adm - selection of gender - limitation on cryopreservation		