

This document is for reference only.
Interests registration must be made
through the online system.

***Legislative Council of the
Hong Kong Special Administrative Region***



Registration Form on Members' Interests



30 September 2016

Important Notes

Time limits for registration of interests

Every Member is required to not later than the first meeting of each term furnish to the Clerk to the Legislative Council ("LegCo") in the Registration Form on Members' Interests ("the Registration Form") particulars of his registrable interests (Rule 83(1) of the Rules of Procedure ("RoP")).

2. Every Member is required to furnish to the Clerk to LegCo within 14 days of any change to his registrable interests (Rule 83(3) of RoP).

Register of Members' interests

3. Particulars of registrable interests are entered in a Register of Members' Interests ("the Register") for public inspection (Rule 83(4) of RoP).

4. The main purpose of the Register is to provide information of any pecuniary interest or other material benefit which a Member receives which might reasonably be thought by others to influence his actions, speeches or votes in the Council, or actions taken in his capacity as a Member of the Council. Members are required to have this general purpose in mind when determining what interests should properly be disclosed.

5. It is for individual Members to provide the required information and be responsible for what is recorded about himself in the Register, as each is answerable to his fellow Members and the public.

6. The registration of interests is additional to, and in no way a replacement of, the requirement on Members to disclose pecuniary interests under Rule 83A of RoP which is reproduced hereunder:

"In the Council or in any committee or subcommittee, a Member shall not move any motion or amendment relating to a matter in which he has a pecuniary interest, whether direct or indirect, or speak on any such matter, except where he discloses the nature of that interest."

7. As far as the RoP are concerned, it is not a breach to receive material benefits, provided that the material benefits are registered in accordance with Rule 83 of the RoP. Whether or not the acceptance of a particular material benefit is in contravention of the provisions of the Prevention of Bribery Ordinance (Cap. 201) or other Ordinances is a matter for the Member to decide for himself having regard to his own knowledge of the circumstances.

8. For details of the registrable interests which are required to be registered under Rule 83 of the RoP, please refer to the explanatory notes in each category of registrable interests in the Registration Form. Further guidance can be found in the Guidelines on Registration of Interests which is available from the LegCo Secretariat and the LegCo website.

Categories of Registrable Interests

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Name of Member: _____

Registration Date: _____

Category 1 – Remunerated Directorships

1(1). Do you have any remunerated directorships in any public or private company?

Yes ☐ **No** ☐ (Please ✓ where appropriate)

If yes, please list the details of the company in each case in the table below.

Details

| | |
|---|---|
| Name of company | |
| - Nature of business of the company | |
| - Capacity (Please ✓ where appropriate) | <input type="checkbox"/> Executive Director <input type="checkbox"/> Non-Executive Director <input type="checkbox"/> Others (please specify) _____ |
| - Starting date of holding the directorship of the company if the directorship is appointed during the term | |
| - Names of all holding companies, if any, of the company | |

- Notes:**
- (a) "Remunerated directorships" include all directorships for which a fee, honorarium, allowance or other material benefit is payable.
 - (b) The term "material benefit" refers to (i) interests received from a single source in the course of one year where the total value of such interests exceeds 5% of the annual remuneration[#] of a Member of the Council ([#]excluding the operating expenses reimbursement); or (ii) one-off material benefits exceeding \$10,000 in value.
 - (c) Remunerated directorships of both local and overseas companies are registrable.
 - (d) Remunerated directorships through corporate directors are also registrable. However, particulars of remunerated directorships through corporate directors need only be updated on an annual basis, at the beginning of each legislative session.
 - (e) Where you are a remunerated director of a company, all remunerated subsidiary or associated directorships which you hold within the same group should also be registered.
 - (f) Holding company has the same meaning as in section 13 of the Companies Ordinance (Cap. 622) which specifies that –

"(1) For the purposes of this Ordinance, a body corporate is a holding company of another body corporate if—

- (a) it controls the composition of that other body corporate's board of directors;
- (b) it controls more than half of the voting rights in that other body corporate; or
- (c) it holds more than half of that other body corporate's issued share capital.

(2) For the purposes of this Ordinance, a body corporate is also a holding company of another body corporate if it is a holding company of a body corporate that is that other body corporate's holding company."

By virtue of section 13(2) reproduced above, company A is a holding company of company C if company A is the holding company of company B which in turn is the holding company of company C. In other words, both companies A and B are holding companies of company C. The names of all holding companies of a company of which a Member is a remunerated director should be registered.

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Name of Member: _____

Registration Date: _____

Category 1 – Remunerated Directorships

1(2). If you have ceased, during the term, to hold any remunerated directorships of companies which have been registered, please list the details in the table below.

Details

| Name of company | Date of ceasing to hold the remunerated directorship | Remarks |
|-----------------|--|---------|
| | | |

Name of Member: _____

Registration Date: _____

Category 2 – Remunerated Employment, Offices, etc.

2(1). Are you receiving any remuneration from any employment, office, trade, profession or vocation (apart from membership of the Legislative Council)?

Yes ☐ **No** ☐ (Please ✓ where appropriate)

If yes, please list the details of the employment, office, trade, profession or vocation in each case in the table below.

Details

| Name of the remunerated employment, office, trade, profession or vocation | Nature of business of the firm (if a firm is named) | Starting date of being engaged in the employment, office, trade, profession or vocation if the engagement is made during the term |
|---|---|---|
| | | |

- Notes:**
- (a) An employment, office, trade, profession or vocation is "remunerated" where a salary, honorarium, allowance or other material benefit is payable.
 - (b) The term "material benefit" refers to (i) interests received from a single source in the course of one year where the total value of such interests exceeds 5% of the annual remuneration[#] of a Member of the Council ([#]excluding the operating expenses reimbursement); or (ii) one-off material benefits exceeding \$10,000 in value.
 - (c) "Remunerated offices" should include all "remunerated" public offices.
 - (d) Members who have paid posts as consultants or advisers should indicate the nature of the consultancy, e.g. "management consultant", "legal adviser", etc.

Name of Member: _____

Registration Date: _____

Category 2 – Remunerated Employment, Offices, etc.

2(2). If you have ceased, during the term, to engage in any remunerated employment, office, trade, profession or vocation which has been registered, please list the details in the table below.

Details

| Name of the remunerated employment, office, trade, profession or vocation | Date of ceasing to engage in the remunerated employment, office, trade, profession or vocation | Remarks |
|---|--|---------|
| | | |

Name of Member: _____

Registration Date: _____

Category 3 – Clients

(arising from or relating in any manner to the membership of the Council)

3(1). Does any of the paid employment registered in Category 1 (Remunerated Directorships) or Category 2 (Remunerated Employment, Offices, etc.) entail the provision to clients of personal services which arise out of or relate in any manner to your position as a Member of the Legislative Council?

Yes ☐ No ☐ (Please ✓ where appropriate)

If yes, please list details in each case in the table below.

Details

| Name of the client | Nature of business of the client | Starting date of provision of service to the client if such employment is engaged during the term |
|--------------------|----------------------------------|---|
| | | |

- Notes:** (a) Services in this context include those rendered by you personally or those, to your knowledge, rendered by an organization of which you are a partner, director, employee or office holder. Some examples of registrable interests under this category are: a solicitor Member's firm acts for a client in making representations to the Council on a bill, and an accountant Member's firm acts for a client in preparing tender documents for a project which is the subject of deliberations by the Finance Committee.
- (b) Under this category of registrable interests, a Member's obligation is to register those interests within his knowledge. It is not necessary for the Member to find out the names of all the clients in respect of whom remunerated services were rendered by the Member's organization.

Name of Member: _____

Registration Date: _____

Category 3 – Clients

(arising from or relating in any manner to the membership of the Council)

3(2). If you have ceased, during the term, any employment under this category which has been registered, please list the details in the table below.

Details

| Name of the client | Date of ceasing the provision of service to the client | Remarks |
|--------------------|--|---------|
| | | |

Name of Member: _____

Registration Date: _____

Category 4 – Election Donations / Financial Sponsorships

4(1). Election Donations

Did you receive any election donation (see note (a) below) towards your being elected to the membership of the Legislative Council?

Yes ☐

No ☐ (Please ✓ where appropriate)

Details

If yes, please choose:

☐ list details of the sponsor(s) and the amount involved in each case; OR

| Sponsor name | Amount |
|--------------|--------|
| | |

☐ attach a copy of the election return relating to election donations lodged with the Chief Electoral Officer (please see note (b) below).

Notes: (a) "Election donation" has the same meaning as in the Elections (Corrupt and Illegal Conduct) Ordinance (Cap. 554). Under the Ordinance, "election donation" means any of the following donations –

- (i) any money given to or in respect of the candidate or candidates for the purpose of meeting, or contributing towards meeting, the election expenses of the candidate or candidates;
- (ii) any goods given to or in respect of the candidate or candidates for the purpose of promoting the election of the candidate or candidates or of prejudicing the election of another candidate or other candidates, and includes any goods given incidental to the provision of voluntary service;
- (iii) any service provided to or in respect of the candidate or candidates for the purpose of promoting the election of the candidate or candidates or of prejudicing the election of another candidate or other candidates, but does not include voluntary service.

(b) For the purpose of stating the details of sponsor(s) and election donation involved, a Member may attach a copy of the election return relating to election donations which he is required to lodge with the Chief Electoral Officer under section 37(1)(b) of the Elections (Corrupt and Illegal Conduct) Ordinance (Cap. 554). However, copies of receipts are not required.

Name of Member: _____

Registration Date: _____

Category 4 – Election Donations / Financial Sponsorships

4(2). Financial Sponsorships

Have you or your spouse received any payment, or any material benefit or advantage from any person or organization which in any way relates to your membership of the Legislative Council?

Yes ☐

No ☐ (Please ✓ where appropriate)

If yes, please give details.

Details

- Notes:**
- (a) A Member is expected to make the necessary enquiries of his spouse in order to make a full and timely return on the registration of interests relating to financial sponsorships.
 - (b) The term "material benefit" refers to (i) interests received from a single source in the course of one year where the total value of such interests exceeds 5% of the annual remuneration[#] of a Member of the Council ([#]excluding the operating expenses reimbursement); or (ii) one-off material benefits exceeding \$10,000 in value.
 - (c) You should include any material benefit or advantage received *gratis* or at a price below that generally available to members of the public.
 - (d) Where a company is named as sponsor, please indicate briefly the nature of its business.

Name of Member: _____

Registration Date: _____

Category 5 – Overseas Visits

5. Have you or your spouse made any overseas visits relating to or in any way arising out of your membership of the Legislative Council where the cost of the visit was not wholly borne by yourself or by public funds of Hong Kong?

Yes ☐ **No** ☐ (Please ✓ where appropriate)

If yes, please list details in the table below.

Details

| | |
|--|--|
| Name(s) of the sponsor(s) | |
| Date(s) of the visit | |
| Country(countries) or place(s) visited | |
| Purpose of the visit | |
| Reasons for participation in the visit | |
| Nature of interest received (Please specify whether the interest relates to the provision of passage, accommodation, and/or subsistence allowance) | |

- Notes:**
- (a) A Member is expected to make the necessary enquiries of his spouse in order to make a return on the registration of interests relating to overseas visits.
 - (b) "Overseas visits" is interpreted to include all visits outside Hong Kong.
 - (c) An interest under this category should be registered within 14 days of the conclusion of the visit.

Name of Member: _____

Registration Date: _____

Category 6 – Payments, benefits or advantages received from any government or organization of a place outside Hong Kong or from any person who does not qualify as a "Hong Kong permanent resident"

6(1). From any government or organization of a place outside Hong Kong

Have you or your spouse received any payments, or material benefits or advantages from or on behalf of any government or organization of a place outside Hong Kong, which in any way relates to your membership of the Legislative Council?

Yes ☐ **No** ☐ (Please ✓ where appropriate)

If yes, please give details

Details

- Notes:**
- (a) A Member is expected to make the necessary enquiries of his spouse in order to make a return on the registration of interests under this category.
 - (b) Overseas hospitality and travel facilities should be entered under Category 5 (Overseas Visits).
 - (c) Payments or material benefits include such benefits received by a company in which a Member has a controlling interest, or the largest shareholding, as well as payments or material benefits received by the Member personally.
 - (d) The term "material benefit" refers to (i) interests received from a single source in the course of one year where the total value of such interests exceeds 5% of the annual remuneration[#] of a Member of the Council ([#]excluding the operating expenses reimbursement); or (ii) one-off material benefits exceeding \$10,000 in value.

Name of Member: _____

Registration Date: _____

Category 6 – Payments, benefits or advantages received from any government or organization of a place outside Hong Kong or from any person who does not qualify as a "Hong Kong permanent resident"

6(2). From any person who does not qualify as a "Hong Kong permanent resident"

Have you or your spouse received any payments, or material benefits or advantages from or on behalf of any person who does not qualify as a "Hong Kong permanent resident" under the Basic Law, which in any way relates to your membership of the Legislative Council?

Yes ☐ **No** ☐ (Please ✓ where appropriate)

If yes, please give details

Details

- Notes:**
- (a) A Member is expected to make the necessary enquiries of his spouse in order to make a return on the registration of interests under this category.
 - (b) Overseas hospitality and travel facilities should be entered under Category 5 (Overseas Visits).
 - (c) The definition of "Hong Kong permanent resident" given in Paragraph 2 of Article 24 of the Basic Law is as follows:
 - "(1) Chinese citizens born in Hong Kong before or after the establishment of the Hong Kong Special Administrative Region;
 - (2) Chinese citizens who have ordinarily resided in Hong Kong for a continuous period of not less than seven years before or after the establishment of the Hong Kong Special Administrative Region;
 - (3) Persons of Chinese nationality born outside Hong Kong of those residents listed in categories (1) and (2);
 - (4) Persons not of Chinese nationality who have entered Hong Kong with valid travel documents, have ordinarily resided in Hong Kong for a continuous period of not less than seven years and have taken Hong Kong as their place of permanent residence before or after the establishment of the Hong Kong Special Administrative Region;
 - (5) Persons under 21 years of age born in Hong Kong of those residents listed in category (4) before or after the establishment of the Hong Kong Special Administrative Region; and
 - (6) Persons other than those residents listed in categories (1) to (5), who, before the establishment of the Hong Kong Special Administrative Region, had the right of abode in Hong Kong only."
 - (d) Payments or material benefits include such benefits received by a company in which a Member has a controlling interest, or the largest shareholding, as well as payments or material benefits received by the Member personally.
 - (e) The term "material benefit" refers to (i) interests received from a single source in the course of one year where the total value of such interests exceeds 5% of the annual remuneration[#] of a Member of the Council ([#]excluding the operating expenses reimbursement); or (ii) one-off material benefits exceeding \$10,000 in value.

Name of Member: _____

Registration Date: _____

Category 7 – Land and Property

7. Do you have any land or property in Hong Kong or elsewhere?

Yes ☐ No ☐ (Please ✓ where appropriate)

If yes, please list the location of the land or property (e.g. "A property on Hong Kong Island" or "Properties in Hong Kong, Canada and the United Kingdom".)

Location of the land or property

- Notes:**
- (a) The requirement is to register the general nature of the land or property owned by a Member. Details such as addresses are not required to be registered.
 - (b) The only or principal residence in Hong Kong which a Member owns and ordinarily lives in needs not be registered unless he also derives income from it.
 - (c) Land or property is registrable where a Member has a right over its disposition or has any pecuniary interest deriving from it. Registrable interest includes land or property owned by the Member in his own name, or held indirectly such as through a company or through another person. In the case of holding through a company, the interest is registrable where the Member has control of the company or has more than 50% shareholding in it. In the case of holding through another person, the interest is registrable where the Member may dispose of the land or property through that person or derive any pecuniary interest from that land or property. Land or property held by a Member as trustee and in which the Member has no autonomous right of disposition (e.g. a nominee, trustee or custodian) needs not be registered.

Name of Member: _____

Registration Date: _____

Category 8 – Beneficial interests in shares of companies or other bodies

8(1). Do you have (either yourself or with or on behalf of your spouse or infant children) any beneficial interest in shares in any company or body of a number greater than 1% of the total number of issued shares of the company or body?

Yes ☐ **No** ☐ (Please ✓ where appropriate)

If yes, please list details in each case in the table below.

Details

| Name of the company or body | Nature of business of the company or body |
|-----------------------------|---|
| | |

- Notes:**
- (a) There is no need to register the size, or value of the shares.
 - (b) "Shares" is defined as shares in local and overseas companies or bodies (including shell companies or bodies which do not (i) own any assets or (ii) carry on any business or (iii) conduct any commercial activities), and does not include shares held by a Member in the capacity of a nominee shareholder unless the shares are held on behalf of his spouse or infant children.
 - (c) It is the obligation of a Member to register interests under this category within his knowledge.
 - (d) Shares held by a Member's spouse are not registrable unless such shares are within the knowledge of the Member and are held by the Member "with or on behalf of" his spouse. This guideline is equally applicable to shares in respect of a Member's infant children

Name of Member: _____

Registration Date: _____

Category 8 – Beneficial interests in shares of companies or other bodies

8(2). If you have ceased, during the term, to own or hold any beneficial interest in shares of a company or body which has been registered, please list the details in the table below.

| Name of the company or body | Date of ceasing to own or hold the beneficial interests in shares of the company or body | Remarks |
|-----------------------------|--|---------|
| | | |

Name of Member: _____

Registration Date: _____

Category 9 – Miscellaneous

- 9. If, bearing in mind the purpose of the Register of Members' Interests set out in the Guidelines on Registration of Interests, you have any relevant interests which you consider should be disclosed but which are not registrable interests under categories 1 to 8, please give details below.**