

立法會
Legislative Council

LC Paper No. CB(2)1492/03-04

(These minutes have been
seen by the Administration)

Ref : CB2/BC/4/02

**Bills Committee on
Education (Amendment) Bill 2002**

**Minutes of meeting
held on Friday, 13 February 2004 at 8:30 am
in the Chamber of the Legislative Council Building**

**Members
present**

: Hon Cyd HO Sau-lan (Chairman)
Ir Dr Hon Raymond HO Chung-tai, JP
Hon LEE Cheuk-yan
Hon CHEUNG Man-kwong
Hon LEUNG Yiu-chung
Hon YEUNG Yiu-chung, BBS
Hon Emily LAU Wai-hing, JP
Hon SZETO Wah
Hon Tommy CHEUNG Yu-yan, JP
Hon Audrey EU Yuet-mee, SC, JP

**Public Officers
attending**

: Mr M Y CHENG
Deputy Secretary for Education and Manpower (3)

Mr Andrew POON
Principal Assistant Secretary for Education and
Manpower (Quality Assurance)

Mrs YU LAW Siu-man
Senior Education Officer (School Registration and
Compliance)

Mr Gilbert MO
Deputy Law Draftsman (Bilingual Drafting and
Administration)
Department of Justice

Mr W L CHEUNG
Senior Government Counsel
Department of Justice

Attendance by invitation : Committee on Home-School Co-operation

Dr CHEUNG Kwok-wah
Chairperson

Hong Kong Christian Council

Rev. Eric SO
General Secretary

Federation of Parent Teacher Associations in Kwun
Tong District

Mr CHAN Sing-tat
Vice-Chairman

Hong Kong Association of Heads of Secondary Schools

Mr YIP Kam-yuen, William
Chairman

The Joint Counsel of Parent-Teacher Associations of the
Shatin District

Mr Christopher YU
Advisor

Ms WONG Lai-ching
Chairperson

Sisters of the Precious Blood

Sr WONG May-may
Director of Education

Hong Kong Private School Association

Mr KWOK Kai-ming
Vice-President

Individual

Mr TIK Chi-yuen
Member of the former Advisory Committee on School-
based Management

Clerk in attendance : Mrs Percy MA
Chief Council Secretary (2)3

Staff in attendance : Ms Bernice WONG
Assistant Legal Adviser 1

Mr Stanley MA
Senior Council Secretary (2)6

I. Meeting with deputations and the Administration

The deliberation of the Bills Committee was outlined in the index of proceedings at **Annex**.

2. Members noted the submission of the Education Convergence which was tabled at the meeting [LC Paper No.CB(2)1326/03-04(03)].

Meeting with deputations

3. The Bills Committee received views from the following eight deputations and individual on the Bill -

- (a) Committee on Home-School Co-operation;
- (b) Hong Kong Christian Council;
- (c) Federation of Parent Teacher Associations in Kwun Tong District;
- (d) Hong Kong Association of Heads of Secondary Schools;
- (e) The Joint Counsel of Parent-Teacher Associations of the Shatin District [LC Paper No. CB(2)1297/03-04(01)];
- (f) Sisters of the Precious Blood;
- (g) Hong Kong Private School Association; and

(h) Mr TIK Chi-yuen.

4. Members noted that some representatives considered that the Bills Committee should speed up its deliberation work to facilitate early enactment of the Bill which would provide a legal backup for parents to participate in the work of an Incorporated Management Committee (IMC). Members explained to deputations that the Bill contained a number of complex and controversial issues, including the distribution of powers and functions between the School Sponsoring Bodies (SSB) and IMC under the proposed governance structure for aided schools, which should be examined in detail.

Meeting with the Administration

5. Members requested the Administration to -

- (a) explain how enactment of the Bill would pave the way for implementation of the one-line vote arrangement for provision of recurrent funding for aided schools; and the implications of such arrangement on the implementation of school-based management in aided schools; and
- (b) explain the relationship between school-based management and self-evaluations conducted by schools, and the effects of conducting such self-evaluations on the workload of teachers.

Members agreed that the issues raised might be outside the scope of the Bill and the Administration's response should also be circulated to the Panel on Education for reference.

II. Any other business

Date of next meeting

6. Members agreed to hold the next three meetings on Friday, 27 February 2004 at 10:45 am; Wednesday, 3 March 2004 at 8:30 am and Monday, 8 March 2004 at 8:30 am respectively. Members also agreed to hold meetings at 8:30 am on every Wednesday starting from 17 March to end of May 2004 (excluding 31 March 2004).

[*Post-meeting note* : The meeting scheduled for Monday, 8 March 2004 at 8:30 am was subsequently cancelled.]

7. The meeting ended at 10:40 am.

Council Business Division 2
Legislative Council Secretariat
26 February 2004

**Proceedings of the meeting of the Bills Committee on
Education (Amendment) Bill 2002
on Friday, 13 February 2004 at 8:30 am
in the Chamber of the Legislative Council Building**

Time marker	Speaker	Subjects	Action required
0103 - 1056	Chairman Mr CHEUNG Man-kwong Mr YEUNG Yiu-chung Ms Emily LAU Mr Tommy CHEUNG	Dates of future meetings	
1057 - 1200	Chairman	Welcome to deputations	
1201 - 1450	Dr CHEUNG Kwok-wah	Oral presentation of the Committee on Home-School Co-operation	
1451 - 1905	Rev Eric SO	Oral presentation of the Hong Kong Christian Council	
1906 - 2205	Mr CHAN Sing-tat	Oral presentation of the Federation of Parent-teacher Associations in Kwun Tong District	
2206 - 2515	Mr YIP Kam-yuen	Oral presentation of the Hong Kong Association of Heads of Secondary Schools	
2516 - 2859	Mr Christopher YU Ms WONG Lai-ching	Oral presentation of the Joint Counsel of Parent-Teacher Associations of the Shatin	
2900 - 3042	Sr WONG May-may	Oral presentation of Sisters of the Precious Blood	
3043 - 3120	Mr KWOK Kai-ming	Oral presentation of the Hong Kong Private School Association	
3121 - 3500	Mr TIK Chi-yuen	Oral presentation	
3501 - 4305	Admin	Response to views and concerns of deputations	

4306 - 5902	Ms Emily LAU Deputations Chairman	<ul style="list-style-type: none"> – Participation of parents and teachers in existing School Management Committees (SMCs) of aided schools; – Duration of the transitional period for implementation of the Bill; and – Protection of IMC managers against liability claims. 	
5903 - 010640	Mr CHEUNG Man-kwong	Complexity of the Bill and the need to examine the provisions in detail;	
010641 - 011236	Mr LEE Cheuk-yan	Alternatives to implement school-based management in aided schools.	
011237 - 012058	Chairman ALA1 Mr SZETO Wah Admin Mr CHEUNG Man-kwong Deputation	Implications of one-line vote arrangement on the operation of aided schools and its relationship with the Bill;	
012059 - 013553	Mr CHEUNG Man-kwong Chairman Deputations Admin	<ul style="list-style-type: none"> – Powers of IMCs to borrow and invest; and whether SSBs would be held responsible for unsettled debts of IMCs; – Solicitation of donations; and – Parent participation in IMC. 	
013554 - 014950	Mr Tommy CHEUNG Chairman Deputations Mr SZETO Wah	Acceptance of the Bill by stakeholders, and amendments to resolve the concerns of SSBs.	
014951 - 015239	Mr SZETO Wah Chairman Mr YEUNG Yiu-chung	Impact of the implementation of one-line vote arrangement on the provision of recurrent funding for aided schools.	See para 5 of the minutes
015240 - 020730	Ms Emily LAU Mr LEE Cheuk-yan Mr CHEUNG Man-kwong Deputations	Participation of parents and teachers in IMC by way of the Bill or administrative instructions or guidelines, and the willingness of SSBs for parents to participate in school management.	

020731 - 020750	Chairman	Date of next meeting.	
-----------------	----------	-----------------------	--

Council Business Division 2
Legislative Council Secretariat
26 February 2004