

立法會
Legislative Council

LC Paper No. CB(2)2686/02-03

(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, 30 May 2003 at 10:45 am
in Conference Room A 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 SZETO Wah
Hon Tommy CHEUNG Yu-yan, JP

**Members
Absent**

: Hon Emily LAU Wai-hing, JP
Hon Audrey EU Yuet-mee, SC, JP

**Public Officers
Attending**

: Mr CHENG Yan-chee
Deputy Secretary for Education and Manpower (4)

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

Mrs YU LAW Siu-man
Senior Education Officer (Education Ordinance Review
and Compliance)

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

Clerk in Attendance : Miss Flora TAI
Chief Assistant Secretary (2)2

Staff in Attendance : Ms Bernice WONG
Assistant Legal Adviser 1

Mr Stanley MA
Senior Assistant Secretary (2)6

I. Confirmation of minutes

[LC Paper Nos. CB(2)2217/02-03 and CB(2)2218/02-03]

The minutes of the meetings held on 9 and 12 May 2003 were confirmed.

II. Meeting with the Administration

[LC Paper Nos. CB(2)1723/02-03(01), CB(2)1983(01)-(03) and
CB(2)1818/02-03(01)]

2. The Bills Committee deliberated (Index of proceedings attached at **Annex**).

3. The Bills Committee requested the Administration -

Nomination of School Sponsoring Body (SSB) Manager

- (a) To consider whether certain restrictions should be imposed, by provisions in the Bill or by administrative guidelines issued by the Permanent Secretary for Education and Manpower (PSEM) (the Director of Education in the Bill), on the nomination of SSB managers to the effect that the spouse, parents or children of SSB managers would not be the managers of the same Incorporated Management Committee (IMC);
- (b) If PSEM would issue the administrative guidelines to impose the restrictions, a copy of the draft should be provided to the Bills Committee;

Nomination of independent manager

- (c) To consider whether re-appointment of an independent manager should be subject to the restriction in proposed new section 40AO(2)(b), i.e., a person shall not be nominated if he was the parent of a current pupil of the school;

Role and functions of supervisor and principal

- (d) To list out the role and functions of supervisor under the existing Education Ordinance and the persons who would take over these role and functions after the enactment of the Bill;

Selection and appointment of principal

- (e) To explain the conditions and procedures for an IMC to apply for an exemption from the requirement to establish a principal selection committee under proposed new section 57A(2) in respect of any principal of the school; and
- (f) To clarify whether an IMC of a school could refuse to accept a principal who was deployed to that school by the SSB concerned.

III. Any other business

- 4. Members noted that the next meeting of the Bills Committee would be held on Tuesday, 3 June 2003 at 10:45 am.

[*Post-meeting note* : The meeting scheduled for 3 June 2003 at 10:45 am was cancelled in order to avoid clashing with an additional Finance Committee meeting scheduled to be held within the same time slot.]

- 5. The meeting ended at 12:42 pm.

Council Business Division 2
Legislative Council Secretariat
17 July 2003

**Proceedings of the meeting of the Bills Committee on
Education (Amendment) Bill 2002
on Friday, 30 May 2003 at 10:45 am
in Conference Room A of the Legislative Council Building**

Time marker	Speaker	Subjects	Action required
0000 - 0712	Chairman	Report on discussion with the Admin on 15 May 2003; and preliminary schedule for future meetings.	
0713 - 0828	Chairman Mr CHEUNG Man-kwong Admin	Confirmation of minutes of meeting held on 9 and 12 May 2003.	
0829 - 4259	Chairman Admin Mr CHEUNG Man-kwong Mr YEUNG Yiu-chung Ir Dr Raymond HO Mr Tommy CHEUNG Mr LEUNG Yiu-chung	Whether restrictions should be imposed on the nomination of SSB managers so that spouse, parents and children of SSB managers would not be the managers of the same IMC;	See para 3(a) and (b) of the minutes
4300 - 010329	Mr Tommy CHEUNG Mr CHEUNG Man-kwong Chairman Mr LEUNG Yiu-chung Admin Assistant Legal Adviser 1	Whether re-appointment of an independent manager should be subject to the restriction in proposed new section 40AO(2)(b).	See para 3(c) of the minutes
010330 - 012729	Chairman Mr CHEUNG Man-kwong Mr LEE Cheuk-yan Admin Mr SZETO Wah Mr Tommy CHEUNG Mr YEUNG Yiu-chung	Role and functions of supervisor and principal in school	See para 3(d) of the minutes
012730 - 014510	Chairman Mr CHEUNG Man-kwong Admin Mr YEUNG Yiu-chung	Selection and appointment of school principal	See para 3(e) and (f) of the minutes
014511 - 014542	Chairman	Date of next meeting	