

**立法會**  
***Legislative Council***

LC Paper No. CB(2)152/03-04

(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, 10 October 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 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

Mr W L CHEUNG  
Senior Government Counsel  
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

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**I. Confirmation of minutes**  
[LC Paper No. CB(2)26/03-04]

The minutes of the meeting held on 18 September 2003 were confirmed.

**II. Meeting with the Administration**  
[LC Paper Nos. CB(2)1723/02-03(01) and CB(2)23/03-04(01)]

2. The Bills Committee deliberated on paragraphs 15 to 19 of the Administration's response to the issues raised by members at the meeting on 17 and 27 March 2003 [LC Paper No. CB(2)1723/02-03(01)] (Index of proceedings attached at **Annex**).

3. The Administration was requested to -

Support for Incorporated Management Committee (IMC) and managers

- (a) give an account of the legal service which would be provided to IMC and their members in support of the implementation of the proposals in the Bill;

Election and nomination of parent managers

- (b) explain the existing procedures for registration of a parent-teacher association (PTA) and the legal status of a recognized PTA in the context of school administration; and clarify whether two or more PTAs could register as the PTA of the same school;

- (c) explain the criteria for an IMC to recognize a PTA in case there were two or more PTAs in a school;
- (d) explain the rationale for restricting the right to vote in the election of a parent manager to members of the recognized PTA who were parents of the current pupils of the school;
- (e) examine whether the exclusion of parents who for various reasons were not members of the recognized PTA from the election and nomination process of a parent manager was compatible with the Hong Kong Bill of Rights Ordinance;
- (f) consider the provision of an election system which would allow every parent of a current pupil of a school to vote or to be nominated for the election of a parent manager; as well as to vote for the cancellation of registration of a parent manager of the school;

#### Election of teacher managers

- (g) clarify whether serving teaching staff on probation or temporary appointment were eligible to vote in the election of a teacher manager of a school ; and
- (h) consider whether non-teaching staff including laboratory technicians, administrative staff, janitors, etc., employed by the school on a permanent or contract basis, should be given the voting right in the election of a teacher manager of the school.

### **III. Any other business**

#### Date of future meetings

4. Members agreed to hold meetings on the following dates and time -

<u>Date</u>	<u>Time</u>
Friday, 24 October 2003	10:45 am
Thursday, 30 October 2003	2:30 pm
Friday, 7 November 2003	10:45 am
Thursday, 13 November 2003	2:30 pm
Friday, 21 November 2003	10:45 am
Friday, 5 December 2003	10:45 am
Thursday, 11 December 2003	2:30 pm
Friday, 19 December 2003	10:45 am

5. The meeting ended at 12:35 pm.

Council Business Division 2  
Legislative Council Secretariat  
23 October 2003

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

<b>Time marker</b>	<b>Speaker</b>	<b>Subjects</b>	<b>Action required</b>
0000 - 0700	Chairman Mr Tommy CHEUNG	Confirmation of minutes of meeting and schedule of meetings.	
0701 - 0910	Chairman Admin	Composition of IMC.	
0911 - 1932	Chairman Admin	Support to IMC and managers.	<b>See para 3(a) of the minutes</b>
1933 - 4137	Chairman Admin Mr Tommy CHEUNG Mr CHEUNG Man-kwong Mr LEE Cheuk-yan Mr SZETO Wah	Election and nomination of parent managers in case there were two or more PTAs.	<b>See para 3(b) and (c) of the minutes</b>
4138 - 011849	Chairman Mr SZETO Wah Mr CHEUNG Man-kwong Admin Mr Tommy CHEUNG Mr LEE Cheuk-yan Mr LEUNG Yiu-chung ALA1	<ul style="list-style-type: none"> <li>- Election and nomination of parent managers by PTA;</li> <li>- The right of parents of current pupils who were not members of the PTA to vote in the election of parent managers; and</li> <li>- Vacation of office of parent manager.</li> </ul>	<b>See para 3(d), (e) and (f) of the minutes</b>
011850 - 014304	Chairman Mr LEE Cheuk-yan Mr LEUNG Yiu-chung Mr Tommy CHEUNG Mr YEUNG Yiu-chung Mr CHEUNG Man-kwong Admin	Election of teacher manager and inclusion of non-teaching staff in the election of teacher manager.	<b>See para 3(g) and (h) of the minutes</b>
014305 - 014332	Chairman	Date of next meeting	