

C015-E

A Bill to amend the Hong Kong Examinations and Assessment Authority Ordinance to empower The Hong Kong Examinations and Assessment Authority to conduct examinations and assessments, and award certificates, in certain circumstances; and to increase certain penalties.

Enacted by the Legislative Council.

1. Short title

This Ordinance may be cited as the Hong Kong Examinations and Assessment Authority (Amendment) Ordinance 2003.

2. Powers and duties of the Authority

(1) Section 7(1) of the Hong Kong Examinations and Assessment Authority Ordinance (Cap. 261) is amended---

(a) by repealing "examinations and assessments in Hong Kong and shall---" and substituting ", whether on its own, or jointly with or as agent for other persons and organizations, examinations and assessments in Hong Kong or elsewhere.";

(b) by adding before paragraph (a)---

"(1A) Without limiting the generality of subsection (1), the Authority shall for the purposes referred to in that subsection---".

(2) Section 7(2) is amended---

(a) by repealing "restricting subsection (1), the Authority may for the purposes referred to therein" and substituting "limiting the generality of subsection (1), the Authority may for the purposes referred to in that subsection";

(b) by adding---

"(ca) award certificates to candidates who attain a standard determined by the Authority in any examinations or assessments conducted under paragraph (c);".

3. Secrecy

Section 15(3) is amended by repealing "of \$10,000" and substituting "at level 4".

4. Impersonation of members or employees of Authority

Section 16 is amended by repealing "of \$10,000" and substituting "at level 4".

Explanatory Memorandum

This Bill amends the Hong Kong Examinations and Assessment Authority Ordinance (Cap. 261) ("the Ordinance") to---

(a) empower The Hong Kong Examinations and Assessment Authority to conduct examinations and assessments outside Hong Kong;

- (b) increase the penalties for breach of secrecy and impersonation under sections 15 and 16 of the Ordinance; and
- (c) provide for other related and miscellaneous matters.