

教育統籌局



EDUCATION AND MANPOWER BUREAU

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11 March 2003

Clerk, Public Accounts Committee  
(Attn: Miss Sandy CHU)  
Legislative Council  
Legislative Council Building  
8 Jackson Road  
Hong Kong

Dear Miss Chu,

**Director of Audit's Report on  
Results of Value for Money Audits (Report No. 39)  
Chapter 10 : Primary Education – Administration of Primary Schools**

I refer to your letter dated 6 March 2003 on the caption and would like to provide the following additional information for the consideration of the Public Accounts Committee -

- (a) Regulation 75(1) of the Education Regulations provides that the Permanent Secretary for Education and Manpower (PSEM) may, by notice in writing to the supervisor, require the managers of any school to prepare, execute and submit to her for her approval a written constitution in accordance with which the school shall be managed, and within a time to be specified in such notice the supervisor shall comply therewith. PSEM therefore has the power to make such a request if she considers appropriate and is not obliged to exercise the power in every case.

/Pending the outcome .....

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Pending the outcome of the legislation of the school-based management governance framework, PSEM has not required schools to submit a written constitution for approval.

- (b) There is no express provision in the Education Ordinance and the Education Regulations that members of the management committee have to hold a meeting and give their votes at the meeting. Whether the votes can be taken by circulation of paper or by telephone confirmation depends on the terms of the written constitution or the articles of association of the management committee of an individual school.
- (c) The 13 primary schools in question do not have their own private ordinances.

Regarding point (c) of my letter dated 5 March 2003, I would like to supplement that in addition to PLK Stanley Ho Sau Nan Primary School, the constitution of the school management committee of HKSYC&IA Chan Lai So Chun Memorial School has also been approved. A copy of the constitution is at the Annex. Please accept my apology for the inconvenience thus caused.

Yours sincerely,



(M Y CHENG)

for Permanent Secretary for Education and Manpower

c.c. Secretary for Education and Manpower  
Secretary for Financial Services and the Treasury  
(Attn: Mr Manfred WONG)  
Director of Audit

*\*Note by Clerk, PAC: Annex not attached.*