

**A summary of the draft CSAs after the gazettal of the Bill  
on 19 March 2004 up to 11 June 2004 with details**

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Draft CSAs cleared with Law Draftsman and the Legal Advisor to LegCo

	<u>The Bill</u> Clause	<u>PAO</u> Section
Composition of Council (delete the number of 21)	10(b)(ii)	10(2)
Narrowing the scope within which Council may direct a CPA to give explanation	16	18B(1)(c)(i)
Specifying the purposes of maintaining the register of certified public accountants	17	22
Technical amendment for clarity purpose	22(e)(ii)	28A(5)
Technical amendment for clarity purpose	25(a)	28D(2)(b)(i)
Chinese translation of the section on the circumstances of not issuing a PC	28(e)	29A(1B)
Grandfather section on issuing of PC to a public accountant (not a professional accountant)	29(b)	30(4)
Rectifying a drafting error	37(c)	35(1)
Consequential amendment in relation to Clause 17	54(7)	22(3)
Period for the Registrar to give notice of any general meeting	Schedule 1 – Section 5A	By-law 14
Consequential amendment in relation to Clause Schedule 1 – Section 5A	Schedule 1 – Section 23(7)	By-law 14
Consequential amendment – Travel Agents Regulations	Schedule 2	
Consequential amendment – Occupational Retirement Schemes Ordinance	Schedule 2 – Section 20	
Consequential amendment – The Orthodox Metropolitanate of Hong Kong and South East Asia Ordinance	Schedule 2 – Section 52(b)	

	<u>The Bill</u> Clause	Professional Accountants By- law
Consequential amendment – Electoral Affairs Commission (Financial Assistance for Legislative Council Elections) (Application and Payment Procedure) Regulation	Schedule 2	

--- **The revised draft CSAs are enclosed.**



accountant (practising), a firm of certified public accountants (practising) or a corporate practice and to ascertain the particulars of registration of such person, the register or (where the register is maintained otherwise than in a documentary form) a reproduction of the information or the relevant part of it in a legible form shall at all reasonable times be made available for public inspection without charge.";

(c) by adding -

"(4) Any person registered as a professional accountant immediately before the relevant day shall be deemed to be registered as a certified public accountant.".

22(e)(ii) By deleting "certified public accountant or accountants (practising)" and substituting "certified public accountant (practising) or certified public accountants (practising)".

25(a) By deleting "certified public accountant or accountants (practising)" and substituting "certified public accountant (practising) or certified public accountants (practising)".

28(e) In the proposed section 29A(1B), by deleting "如紀律委員會根據第 35(1)(db)條針對申請人作出的飭令不得向他發出執業證書的命令正具有效力，則不得向他發出執業證書" and substituting "在紀律委員會根據第 35(1)(db)條作出針對申請人的命令中所述的期間，不得向申請人發出執業證書".

29(b) In the proposed section 30(4), by deleting "professional accountant" and

substituting "public accountant".

- 37(c) (a) In the proposed section 35(1)(f), by deleting "(f)" and substituting "(i)".  
(b) In the proposed section 35(1)(g), by deleting "(g)" and substituting "(ii)".  
(c) In the proposed section 35(1)(h), by deleting "(h)" and substituting "(iii)".  
In the proposed section 35(1), by deleting the designations of subparagraphs "(f), (g) and (h)" and substituting "(i), (ii) and (iii)" respectively.

54(7) By deleting paragraph (s).

Schedule 1 By adding -

**5A. Notice of meetings of Institute**

By-law 14 is amended by repealing "21 days" and substituting "28 days".

Schedule 1, section 23(7) By deleting "14."

Schedule 2 By adding -

**"Travel Agents Regulations**

**15A. Forms**

The Second Schedule to the Travel Agents Regulations (Cap.218 sub. leg. A) is amended -

- (a) in Form 4, in question 5(a), by adding "(practising) as defined in the Professional Accountants Ordinance (Cap.50)" after "accountant";

(b) in Form 5, in question 4(a), by adding "(practising) as defined in the Professional Accountants Ordinance (Cap.50)" after "accountant".

Schedule 2 By deleting section 20.

Schedule 2, section 52(b) By deleting the proposed definition of "certified public accountant (practising)" and substituting -

"certified public accountant (practising)" (執業會計師) has the meaning assigned to it in the Professional Accountants Ordinance (Cap.50);".

Schedule 2 By adding -

**"Electoral Affairs Commission (Financial Assistance for Legislative Council Elections) (Application and Payment Procedure) Regulation**

**55. Interpretation**

Section 2(1) of the Electoral Affairs Commission (Financial Assistance for Legislative Council Elections) (Application and Payment Procedure) Regulation (L.N. 269 of 2003) is amended, in the definition of "auditor", by repealing "a professional accountant registered and holding a practising certificate under" and substituting "a certified public accountant (practising) as defined in".