

立法會
Legislative Council

LC Paper No. CB(3) 670/03-04

Ref : CB(3)/M/OR

Tel : 2869 9205

Date : 3 June 2004

From : Clerk to the Legislative Council

To : All Members of the Legislative Council

Council meeting on 9 June 2004

**Proposed resolution under section 34(2) of the
Interpretation and General Clauses Ordinance**

I forward for Members' consideration a proposed resolution which the Secretary for Education and Manpower will move at the Council meeting of 9 June 2004 under section 34(2) of the Interpretation and General Clauses Ordinance relating to the Education (Exemption) (Private Schools Offering Non-Formal Curriculum) Order. The President has directed that "it be printed in the terms in which it was handed in" on the Agenda of the Council.

2. The speech, in both English and Chinese versions, which the Secretary for Education and Manpower will deliver when moving the proposed resolution, is also attached.

(Ray CHAN)
for Clerk to the Legislative Council

Encl.

**INTERPRETATION AND GENERAL CLAUSES
ORDINANCE**

RESOLUTION

(Under section 34(2) of the Interpretation and General
Clauses Ordinance (Cap. 1))

**EDUCATION (EXEMPTION)(PRIVATE SCHOOLS
OFFERING NON-FORMAL CURRICULUM) ORDER**

RESOLVED that the Education (Exemption)(Private Schools Offering
Non-Formal Curriculum) Order, published in the Gazette as
Legal Notice No. 76 of 2004 and laid on the table of the
Legislative Council on 12 May 2004, be amended –

- (a) in Schedule 2, in section 7(b) of Part 2, by adding before
the semicolon “or under the Prevention of Child
Pornography Ordinance (Cap. 579)”;
- (b) in Schedule 3, in section 6(b) of Part 2, by adding before
the semicolon “or under the Prevention of Child
Pornography Ordinance (Cap. 579)”.

**Speech by Secretary for Education and Manpower
on Proposed Resolution under the Education (Exemption)
(Private Schools Offering Non-formal Curriculum)
Order
at the Meeting of Legislative Council on 9 June 2004**

Madam Chairman,

I move that the motion standing in my name, as printed on the Agenda, be passed. The motion seeks to make a few amendments to the Education (Exemption) (Private Schools Offering Non-formal Curriculum) Order. I shall also briefly explain the reasons for these amendments.

2. In order to step up the protection for students, I move to add the Prevention of Child Pornography Ordinance (Cap. 579) (hereafter named as PCPO) in Schedule 2, in section 7(b) of Part 2 and in Schedule 3, in section 6(b) of Part 2 of the Order. Both sections specify the persons who are not allowed to teach in an exempted school.

3. PCPO was enacted in 17 July 2003 and came into operation on 19 December 2003. The Ordinance aims to prohibit the production, possession and publication of child pornography. Adding PCPO in Schedule 2, in section 7(b) of Part 2 and in Schedule 3, in section 6(b) of Part 2 of the Order will prevent students from being harmed by teachers who have been convicted of an offence under PCPO in the exempted schools.

4. The Order which was published in the Gazette as Legal Notice No. 76 of 2004 and laid on the table of the Legislative Council on 12 May 2004 will be amended as follows :

(a) in Schedule 2, in section 7(b) of Part 2, by adding before the semicolon “or under the Prevention of Child Pornography Ordinance (Cap. 579)”;

(b) in Schedule 3, in section 6(b) of Part 2, by adding before the semicolon “or under the Prevention of Child Pornography Ordinance (Cap. 579)”.

5. I now move that the above amendments be added to the Order.

6. Thank you. Madam Chairman.