

**Proposed Research Outline**

**Prevention of Corruption and Impeachment of  
Head of Government in Selected Places**

**1. Background**

1.1 At its meeting on 11 July 2005, the Subcommittee on Application of Certain Provisions of the Prevention of Bribery Ordinance to the Chief Executive of the Panel on Constitutional Affairs requested the Research and Library Services Division (RLSD) to conduct a research on legal regulation for prevention of corruption and impeachment of Head of Government in selected places.

**2. Scope of research**

2.1 The research will first examine legal regulation for prevention of corruption of the Head of Government in the selected places, focusing on the following aspects:

- (a) responsible authorities and relevant legal regulation;
- (b) investigation procedure; and
- (c) prosecution procedure.

2.2 Secondly, the research will study the detailed legal procedure for impeachment of the Head of Government in the selected places. In particular, the research will look at:

- (a) relevant legal regulation;
- (b) parliamentary rules and procedure; and
- (c) scope of impeachable offences

**3. Proposed places to be studied**

3.1 RLSD proposes to study the experiences in the United Kingdom (UK), the United States (US) and South Korea.

3.2 The UK is chosen because the tradition of impeachment has its origins in the law of England, where the procedure last took place in 1806. In 2004, there were some discussions for a possible impeachment of the Prime Minister in the House of Commons. The US is chosen because its impeachment process is regulated by detailed legal and parliamentary rules. South Korea is chosen because it has recently experienced the impeachment of its President by the National Assembly.

#### **4. Completion Date**

4.1 RLSD proposes to complete the research by November 2005.