

**Discussion Draft of the Committee Stage Amendments
for imposing a general statutory duty
on the Government**

PART 2A

GOVERNMENT

9A. General statutory duty of the Government

(1) The Government shall, in carrying out its functions, have due regard to the need—

- (a) to eliminate racial discrimination; and
- (b) to promote equality of opportunity and good relations between persons of different racial groups.

(2) For the purpose of subsection (1), each of the bureaux and departments of the Government and public authorities specified in Schedule 6 shall—

- (a) state those of its functions and policies, or proposed policies, which it has assessed as relevant to the performance of its duty under subsection (1);
- (b) assess and consult on the likely impact of its proposed policies on the promotion of racial equality;
- (c) monitor its policies for any adverse impact on the promotion of racial equality;
- (d) publish the results of such assessment and consultation as are mentioned in in sub-paragraph (b) and such monitoring as is mentioned in sub-paragraph (c);
- (e) ensure public access to information and services that it provides;
- (f) provide training for its staff in connection with the duties imposed by this section; and
- (g) review the assessment referred to in paragraph (a) at reasonable intervals or at the request of a committee of the Legislative Council.

(3) The Chief Secretary for Administration may, by notice published in the Gazette, amend Schedule 6.

(4) No exceptions or exclusions provided in this Ordinance shall operate to abrogate or limit the duty of the Government referred to in subsection (1) or release the Government from such duty or any part thereof.

SCHEDULE 6

SPECIFIED BUREAUX AND DEPARTMENTS OF THE GOVERNMENT AND PUBLIC AUTHORITIES

1. Home Affairs Department
2. Department of Health
3. Labour Department
4. Education Bureau
5. Hospital Authority
6. Vocational Training Council
7. Employees Retraining Board
8. Construction Industry Council