

Bills Committee on Electronic Health Record Sharing System Bill

**List of follow-up actions arising from the discussion
at the meeting on 8 December 2014**

The Administration was requested to -

- (a) seek clarification from the Labour and Welfare Bureau on whether the Guardianship Board would accept application from a family member of a mentally incapacitated person ("MIP") for appointment as the MIP's guardian to deal with matters relating to the participation of the Electronic Health Record Sharing System ("eHRSS") such as the joining of eHRSS and giving of sharing consent to particular healthcare providers. The appointment of a guardian could minimize the dispute caused by different immediate family members of that MIP holding different views on whether to give such consents under eHRSS. Pursuant to clauses 3(3) and (4) of the Bill, an immediate family member in the absence of a guardian could give a joining or sharing consent and request for withdrawal from eHRSS on behalf of the healthcare recipient concerned; and
- (b) subject to the progress of drafting, provide the draft code of practice to be issued by the Commissioner for the Electronic Health Record under clause 51 for reference of the Bills Committee when available.