

**Bills Committee on
Property Management Services Bill**

**List of follow-up actions arising from the discussion
at the meeting on 8 June 2015**

1. The Administration was requested to provide information on (a) the criteria adopted to divide property management companies ("PMCs") into three categories, namely large-, medium- and small-sized PMCs; and (b) the estimated number and proportion of these three categories of PMCs which could fully meet the licensing criteria and register with the Property Management Services Authority ("PMSA") after the enactment of the Property Management Services Bill ("the Bill").
2. Clause 48 of the Bill provided that the Chief Executive ("CE") might give PMSA written directions for performing any of its functions if CE was satisfied that it was in the public interest to do so. Members enquired about the purpose of Clause 48 and sought information on whether the above provision was modelled on similar provisions governing other regulatory bodies and, if yes, whether there were cases (including illustrative examples) where regulatory bodies were directed to perform any specific function by CE.
3. Regarding the proposed section 3 of Schedule 3 to the Bill, members requested the Administration (a) to review the appropriateness of retaining the term "remuneration" with reference to the terms of appointment of members of PMSA and (b) to advise on whether the term "remuneration" in section 3(2) and (3) of Schedule 3 was commonly used in other ordinances involving appointment of members of regulatory bodies that were established by or appointed under statutes in Hong Kong.
4. In respect of the proposed section 6 of Schedule 3, some members queried the need to categorically arrange an acting appointment if and when the Chairperson was temporarily absent from Hong Kong. These members were of the view that with the increasing popularity of Internet and rapid technology advancement, the Chairperson might still be able to perform the roles and functions of the office of Chairperson while he/she was out of town. Noting that members of PMSA might participate in PMSA's meeting by telephone, video conferencing or other electronic means pursuant to the proposed section 9(2) of Schedule 3, the Administration was requested to review sections 6 and 9(2) of Schedule 3 with a view to putting in place more reasonable arrangements to address members' concerns in this regard.

5. There was a suggestion that PMSA should keep a database of the judgments of cases heard by PMSA, the disciplinary committee or the appeal tribunal and make available the information therein contained for public access. The Administration was requested to consider this suggestion and revert to the Bills Committee.

Council Business Division 2
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