

政制及內地事務局
政府總部
香港添馬添美道2號
政府總部東翼



LC Paper No. CB(2)837/18-19(01)

CONSTITUTIONAL AND MAINLAND AFFAIRS BUREAU
GOVERNMENT SECRETARIAT

EAST WING
CENTRAL GOVERNMENT OFFICES
2 TIM MEI AVENUE, TAMAR
HONG KONG

Our Ref: C1/30/5/4

Tel. No.: 2810 2908
Fax No.: 2840 1976

19 February 2019

Ms Joanne MAK
Clerk to Panel on Constitutional Affairs
Legislative Council Complex
1 Legislative Council Road
Central, Hong Kong

Dear Ms Mak,

**Meeting of Panel on Constitutional Affairs
Legislative amendments regarding
the 2020 Legislative Council General Election**

At the meeting of this Panel on 21 January 2019, Hon Regina Ip pointed out that the size of some approved post secondary colleges is relatively small, and enquired about the rationale for the Education Bureau (“EDB”) to allow all full-time academic staff engaged in teaching or research and administrative staff of equivalent rank in approved post secondary colleges to be registered as electors in the Education Functional Constituency (“FC”), and the meaning of “of equivalent rank”. In consultation with EDB and the Registration Electoral Office (“REO”), we herewith provide supplementary information as follows –

The eligibility of electors in the Education FC in the Legislative Council (“LegCo”) hinges on the job nature of the relevant staff members (e.g., full-time academic staff engaged in teaching or research and administrative staff of equivalent rank, full-time permitted teachers in schools resisted under the Education Ordinance (Cap. 279), etc.) as well as the category of the institutions that they are employed (e.g., approved post secondary colleges registered under the Post Secondary Colleges

Ordinance (Cap. 320), schools maintained and controlled by the Government, etc.), rather than the size of institutions they belong to. Based on this principle, all full-time academic staff engaged in teaching or research and administrative staff of equivalent rank in approved post secondary colleges are eligible for registration as electors in the Education FC in the LegCo.

In order to enhance the accuracy of voter registration particulars, in accordance with the established mechanism, the REO would request institutions specified under Section 20E(a)(ii) of Legislative Council Ordinance (Cap. 542) to provide information relating to their full-time academic staff engaged in teaching or research and administrative staff of equivalent rank. The REO would verify the registration eligibility of voters, so as to ascertain whether the relevant persons are eligible for registration as electors of the Education FC and remove electors who are no longer eligible. It is the responsibility of the institutions concerned to provide REO with the information on their eligible staff members who satisfy the above definition for voter registration purposes. Generally speaking, each of the institution concerned would have to decide on its respective lists of eligible staff members in the light of their actual circumstances (e.g., the specific grade structure of staff members) and provide the REO with such a list. Individual staff members who failed to register as electors in the Education FC could lodge claims, which will be handled by an independent Revising Officer, according to the statutory procedures.

Yours sincerely,



(Ms Cherie Yeung)
for Secretary for Constitutional and Mainland Affairs

cc: Secretary for Education (Attn: Ms Elaine MAK)
Chief Electoral Officer