

立法會
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Tel : 3919 3307

Date : 17 May 2021

From : Clerk to the Legislative Council

To : All Members of the Legislative Council

Council meeting of 26 May 2021

**Proposed amendments to
Improving Electoral System (Consolidated Amendments) Bill 2021**

Further to LC Paper No. CB(3) 551/20-21 issued on 10 May 2021, the President has given permission for the Secretary for Constitutional and Mainland Affairs to move amendments to the captioned Bill, subject to the Bill receiving Second Reading.

2. As directed by the President, the proposed amendments are attached for Members' consideration.

(Ivy NGAI)
for Clerk to the Legislative Council

Encl.

Improving Electoral System (Consolidated Amendments) Bill 2021

Committee Stage

Amendments to be moved by the Secretary for Constitutional and Mainland Affairs

<u>Clause</u>	<u>Amendment Proposed</u>
1(4)(b)	By adding “218A,” after “216,”.
1(6)(a)	By deleting “232 and 233” and substituting “232, 233 and 239A”.
7(2)	In the proposed section 7(6A)(a), by deleting “\$10,000” and substituting “\$50,000”.
10(3)	In the English text, by deleting “ <i>constituency</i> —” and substituting “ <i>constituency</i> ”.
11	In the proposed section 2AA, by adding— “(5A) A person is also an eligible person for the provisional register to be compiled for 2021 if the person is— (a) a Hong Kong Accounting Advisor appointed by the Ministry of Finance of the People’s Republic of China; (b) a Hong Kong member of the Council of the World Federation of Chinese Medicine Societies; (c) a Hong Kong member of the Council of the China Law Society; or (d) a Hong Kong academician of the Chinese Academy of Sciences or the Chinese Academy of Engineering.”.
14(3)	By deleting “14 June” (wherever appearing) and substituting “5 July”.
15	By deleting “14 August” and substituting “19 September”.
16	By deleting “1 August” and substituting “12 September”.
18	By adding “on or” before “before 16 April 2021”.

- 18 By deleting “16 April 2021 and 1 August” and substituting “17 April 2021 and 12 September”.
- 18 By deleting “14 August” (wherever appearing) and substituting “19 September”.
- 19(2) By deleting “25 September” and substituting “9 October”.
- 21 By deleting “14 August” (wherever appearing) and substituting “19 September”.
- 22 By deleting “14 June” and substituting “5 July”.
- 22 By deleting “15 June” and substituting “6 July”.
- 23(2) By deleting “13 September” and substituting “26 September”.
- 23(6) By deleting “25 September” and substituting “9 October”.
- 24 By deleting “25 September” and substituting “9 October”.
- 25 By deleting “25 September” and substituting “9 October”.
- 26 (a) By renumbering the clause as clause 26(1).
(b) In subclause (1), by deleting “29 September” and substituting “11 October”.
(c) By adding—
“(2) Before section 16(6)(a)—
Add
“(aa) the notice of objection is made in relation to the provisional register compiled for 2021;”.
(3) Before section 16(7)(a)—
Add
“(aa) the notice of claim is made in relation to the provisional register compiled for 2021;”.”.
- 27 By deleting “11 October” and substituting “23 October”.

- 27 In the English text, by adding “not later than” before “11 September”.
- 28 By deleting “13 September” and substituting “26 September”.
- 28 By deleting “11 October” and substituting “23 October”.
- 29(2) By deleting “25 October” and substituting “29 October”.
- 42(1) By deleting “14 August” and substituting “26 September”.
- 42(1) By deleting “14 June” and substituting “5 July”.
- 42(2) By deleting “14 August” and substituting “19 September”.
- 42(2) By deleting “14 June” and substituting “5 July”.
- 51 By deleting “14 August” and substituting “19 September”.
- 51 By deleting “14 June” and substituting “5 July”.
- 52(8) By deleting “14 June” (wherever appearing) and substituting “5 July”.
- 53(2) By deleting “14 June” and substituting “5 July”.
- 53 By adding—
“(3) After section 20(10)—
Add
“(11) A decision to appoint or replace an authorized representative, or to appoint a substitute authorized representative, of a corporate elector or corporate voter under subsection (1), (4) or (7) may only be made by the governing authority, by whatever name called, of the corporate elector or corporate voter.”.”.
- 54(2) By deleting “14 August” and substituting “19 September”.
- 54(2) By deleting “27 June” and substituting “18 July”.
- 55(3) By deleting “1 August” and substituting “12 September”.

- 57(6) By deleting “14 August” (wherever appearing) and substituting “19 September”.
- 58(3) By deleting “25 September” and substituting “9 October”.
- 58(3) By deleting “1 July” and substituting “22 July”.
- 59(1) By deleting “14 June” (wherever appearing) and substituting “5 July”.
- 59(2) By deleting “14 June” (wherever appearing) and substituting “5 July”.
- 59(3) By deleting “14 August” and substituting “19 September”.
- 59(3) By deleting “27 June” and substituting “18 July”.
- 61(2) By deleting “14 August” and substituting “19 September”.
- 61(2) By deleting “15 August” and substituting “20 September”.
- 61(3) By deleting “14 June” and substituting “5 July”.
- 61(3) By deleting “15 June” and substituting “6 July”.
- 62(2) By deleting “14 June” and substituting “5 July”.
- 62(2) By deleting “15 June” and substituting “6 July”.
- 62(3) By deleting “14 June” and substituting “5 July”.
- 62(3) By deleting “15 June” and substituting “6 July”.
- 64(2) By deleting “13 September” and substituting “26 September”.
- 64(2) By deleting “27 June” and substituting “18 July”.
- 64(6) By deleting “25 September” and substituting “9 October”.
- 64(6) By deleting “1 July” and substituting “22 July”.

65 By deleting “25 September” and substituting “9 October”.

65 By deleting “1 July” and substituting “22 July”.

66(2) By deleting “25 September” and substituting “9 October”.

66(2) By deleting “1 July” and substituting “22 July”.

New By adding—

“66A. Section 31A amended (a corporate elector or corporate voter may appeal against decision not to register replacement or substitute)

After section 31A(4)—

Add

“(5) A decision to appeal under subsection (1) against a decision of the Electoral Registration Officer that relates to the appointment of an authorized representative of a corporate elector or corporate voter may only be made by the governing authority, by whatever name called, of the corporate elector or corporate voter.”.

67(1) By deleting “29 September” and substituting “11 October”.

67(1) By deleting “2 July” and substituting “23 July”.

68(3) By deleting “11 October” and substituting “23 October”.

68(3) By deleting “11 July” and substituting “1 August”.

69 By deleting “13 September” and substituting “26 September”.

69 By deleting “11 October” and substituting “23 October”.

70(1) By deleting “27 June” and substituting “18 July”.

70(1) By deleting “11 July” and substituting “1 August”.

- 72(2) By deleting “25 October” and substituting “29 October”.
- 72(2) By deleting “25 July” and substituting “5 August”.
- 72(15) In the proposed section 38(7), in the Chinese text, in the definition of 下一個選舉, by deleting “election)指” and substituting “election)”.
- 72(15) In the proposed section 38(7), in the Chinese text, in the definition of 先前的選舉, by deleting “election)指” and substituting “election)”.
- 73(5) In the proposed section 39(4AA), in the Chinese text, by deleting “份” and substituting “分”.
- 73(7) In the proposed section 39(6), in the Chinese text, in the definition of 下一個選舉, in paragraph (a), by deleting “期後” and substituting “期”.
- 73(7) In the proposed section 39(6), in the Chinese text, in the definition of 指明的人, in paragraph (a), by deleting “或”.
- 80 By adding—
“(6A) Section 2(1), definition of *GC polling station*—
Repeal
“30(1)”
Substitute
“30(1)(a)”.”.
- 80 By adding—
“(12A) Section 2(1), definition of *ordinary business hours*, paragraph (b)(ii)—
Repeal
“or termination”.”.
- 80(16) In the proposed definition of *Candidate Eligibility Review Committee*, by deleting everything after “會)” and substituting “means the Candidate Eligibility Review Committee established under section 9A of the Chief Executive Election Ordinance (Cap. 569);”.
- 80(16) By adding in alphabetical order to the proposed definitions—

“*ECC polling station* (選委會界別投票站) means a polling station assigned by the Chief Electoral Officer under section 30(1)(b) to conduct the polling for the Election Committee constituency;”.

- 81 (a) By renumbering the clause as clause 81(1).
(b) By adding—
“(2) Section 2A(1), definition of *working day*, paragraph (b)(ii)—
Repeal
“or termination”.”.

- 83 By adding before subclause (1)—
“(1A) Section 8(1)—
Repeal
“(b), (c), (ca)”
Substitute
“(c)”.”.

- 85 By adding—
“(3A) Section 11(9), after “may”—
Add
“only”.”.

- 91 By deleting subclause (5) and substituting—
“(5) Section 19(3), after “notice of a decision”—
Add
“of the Candidate Eligibility Review Committee”.”.

- 92 By adding before subclause (1)—
“(1A) Section 21, heading—
Repeal
“Returning Officer”
Substitute
“Candidate Eligibility Review Committee”.

(1B) Section 21(1)—

Repeal

“Returning Officer”

Substitute

“Candidate Eligibility Review Committee”.

92(1) In the Chinese text, by deleting “選舉主任” (wherever appearing) and substituting “候選人資格審查委員會”.

92 By adding—

“(7) Section 21—

Repeal subsection (8).”

93 By adding before subclause (1)—

“(1A) Section 22(1)—

Repeal

“in the notice published for that constituency under section 21 or in a separate notice, declare, for the purposes of section 46(1) of the Legislative Council Ordinance (Cap. 542),”

Substitute

“for the purposes of section 46(1) of the Legislative Council Ordinance (Cap. 542), declare in a notice”.

(1B) Section 22(2)—

Repeal

“in the notice published for that constituency under section 21 or in a separate notice, declare, for the purposes of section 46(1) of the Legislative Council Ordinance (Cap. 542),”

Substitute

“for the purposes of section 46(1) of the Legislative Council Ordinance (Cap. 542), declare in a notice”.

93(1) In the proposed section 22(3A), by deleting “in the notice published for that constituency under section 21 or in a separate notice, declare, for the purposes of section 46(1) of the Legislative Council Ordinance (Cap. 542),” and substituting “for the purposes of section 46(1) of the Legislative Council Ordinance (Cap. 542), declare in a notice”.

- 93 By deleting subclause (2) and substituting—
“(2) Section 22(4)—
Repeal
“separate notice under subsection (1) or (2)”
Substitute
“notice under subsection (1), (2) or (3A)”.”.
- 94 By deleting subclauses (1) and (2) and substituting—
“(1) Section 22A, heading—
Repeal
“for a geographical constituency or District Council (second) functional constituency”.
(2) Section 22A(1)(b), Chinese text—
Repeal
“選舉界別”
Substitute
“界別”.”.
- 94 By deleting subclause (5) and substituting—
“(5) Section 22A(4) and (5), Chinese text—
Repeal
“選舉界別” (wherever appearing)
Substitute
“界別”.”.
- 94 By deleting subclauses (6), (7) and (8).
- 95 By deleting subclause (1) and substituting—
“(1) Section 22B, heading—
Repeal
everything after “**notify**”
Substitute

“, and Candidate Eligibility Review Committee to declare, if a validly nominated candidate is proved to be disqualified”.”.

- 95 By deleting subclause (3) and substituting—
“(3) Section 22B(1)(b), Chinese text—
Repeal
“選舉界別”
Substitute
“界別”.
- 95 By adding—
“(4A) Section 22B(3)—
Repeal
“Returning Officer concerned”
Substitute
“Candidate Eligibility Review Committee”.
- 95 By deleting subclause (5) and substituting—
“(5) Section 22B(3)—
Repeal
“that Officer” (wherever appearing)
Substitute
“the Committee”.
- 95 By deleting subclause (7) and substituting—
“(7) Section 22B(4)(b), Chinese text—
Repeal
“選舉界別”
Substitute
“界別”.
- 95 By deleting subclause (9) and substituting—
“(9) Section 22B(4)(d) and (5)(b) and (c), Chinese text—

Repeal

“選舉界別”

Substitute

“界別”.

95 By deleting subclauses (10) and (11).

96 By deleting subclauses (1) and (2) and substituting—

“(1) Section 22C, heading—

Repeal

“for a geographical constituency or District Council (second) functional constituency”.

(2) Section 22C(1), Chinese text—

Repeal

“選舉界別” (wherever appearing)

Substitute

“界別”.

96 By deleting subclause (3).

96 By adding—

“(3A) Section 22C(2)—

Repeal

“or 22B(3)(a)”.

101 By deleting the clause and substituting—

“101. Section 28 amended (designation of polling stations, counting stations and ballot paper sorting stations)

(1) Section 28(1)(c), after “dedicated polling stations”—

Add

“or cast at ECC polling stations”.

(2) Section 28(1C)—

Repeal

everything after “is a small polling station”

Substitute

“, dedicated polling station or ECC polling station, the Chief Electoral Officer must designate a polling station (other than a small polling station, dedicated polling station or ECC polling station) as a main counting station for the purpose of counting the votes cast at the polling station and the small polling stations, dedicated polling stations or ECC polling stations, as may be appropriate.”.

(3) Section 28(9)(a)—

Repeal subparagraph (ii)

Substitute

“(ii) one counting station for—

- (A) counting the votes for functional constituencies cast at all the polling stations used for polling for the general election; and
- (B) counting the votes for the Election Committee constituency cast at all ECC polling stations; and”.

102 In the proposed section 28A, by adding—

“(4A) A user fee payable under subsection (3) is to be paid out of the general revenue.”.

102 In the proposed section 28A(5), by deleting “\$10,000” and substituting “\$50,000, which is recoverable as a civil debt due to the Government”.

102 By deleting the proposed section 28A(6).

102 In the proposed section 28A(7), in the English text, in the definition of *owner*, in paragraph (a)(i), by deleting “situate” and substituting “are situated”.

103 By deleting subclause (1) and substituting—

“(1) Section 30—

Repeal subsections (1) and (2)

Substitute

“(1) The Chief Electoral Officer may assign—

- (a) one or more polling stations for conducting the poll for each geographical constituency or functional constituency; and
 - (b) one or more polling stations for conducting the poll for the Election Committee constituency.
- (2) Despite subsection (1), the Chief Electoral Officer may, in relation to a general election, make arrangements for—
- (a) voting for one or more functional constituencies to take place at a GC polling station; and
 - (b) voting for one or more geographical constituencies and one or more functional constituencies to take place at an ECC polling station.”.”.

103

By deleting subclauses (3) and (4) and substituting—

“(3) After section 30(4)(aa)—

Add

“(ab) may allocate to a GC elector who is also entitled to vote for the Election Committee constituency an ECC polling station to cast the vote for the geographical constituency and the vote for the Election Committee constituency; and”.

(4) Section 30(4)—

Repeal paragraph (b)

Substitute

“(b) may allocate to a GC elector the allocated polling station of the GC elector for either or both of the following purposes—

- (i) if the GC elector is also entitled to vote for a functional constituency as an elector—to cast the vote for that functional constituency as an elector;

- (ii) if the GC elector is also entitled to vote for a functional constituency as an authorized representative—to cast the vote for that functional constituency as an authorized representative.”.”.

103

By adding—

“(5A) Section 30(5)—

Repeal

“his or her GC polling station”

Substitute

“the allocated polling station of the person”.”.

114(2) In the proposed section 53(4), by deleting “or the Election Committee constituency, or both”.

114(2) In the proposed section 53(4)(b), by deleting the semicolon and substituting “; and”.

114(2) In the proposed section 53(4)(c), by deleting “; and” and substituting a full stop.

114(2) By deleting the proposed section 53(4)(d).

114 By adding—

“(2A) After section 53(4)—

Add

“(4AA) At an ECC polling station—

- (a) if an elector is entitled to vote for the Election Committee constituency (*ECC elector*)—the Presiding Officer must issue an ECC ballot paper to the elector;
- (b) if the ECC elector is also entitled to vote for a geographical constituency and the polling station is used for polling for that constituency—the Presiding Officer must also issue a GC ballot paper for that constituency to the elector;
- (c) if the ECC elector is also entitled to vote for a functional constituency as an elector and the polling station is used for polling for that constituency—the Presiding Officer must also issue the FC ballot paper for that constituency to the elector; and
- (d) if the ECC elector is also entitled to vote for a functional constituency as an authorized representative and the polling station is used for polling for that constituency—the Presiding Officer

must also issue the FC ballot paper for that constituency to the elector.”.”.

- 114(3) By adding “or extract” after “electronic copy” (wherever appearing).
- 116 By deleting subclause (2) and substituting—
“(2) Section 54(3)—
Repeal
everything after “geographical constituency”
Substitute
“must put the ballot paper, unfolded, into the ballot box with the marked side facing down.”.”.
- 128 In the proposed section 70(1)(a), (2)(a) and (d)(i) and (3)(a), by deleting “and ECC ballot boxes”.
- 128 In the proposed section 70(1)(b) and (c), (2)(b), (c) and (d)(ii) and (iii) and (3)(b) and (c), by deleting “and the Election Committee constituency”.
- 128 In the proposed section 70, by adding—
“(3A) The Presiding Officer of an ECC polling station must deliver, or arrange to be delivered, to the central counting station—
(a) the ECC ballot boxes from that polling station;
(b) the sealed packets made by the Officer under section 63(2)(e)(i), (ii) and (iii) or 63A(1)(e)(i), (ii) and (iii) for the Election Committee constituency; and
(c) the ballot paper account prepared by the Officer under section 64 for the Election Committee constituency.”.
- 128 In the proposed section 70(4), by deleting “or the Election Committee constituency”.
- 130 In the proposed section 72(2), by deleting “accounts for the Election Committee constituency, from a” and substituting “account for the Election Committee constituency, from an ECC”.
- 131 In the proposed section 73B(4), by adding “ECC” after “from each”.

- 131 In the proposed section 73C(1), by adding “ECC” after “from each”.
- 131 In the proposed section 73C(1), by adding—
“(aa) if envelopes for containing ECC ballot papers are used in the election—take out the ECC ballot papers from the envelopes;”.
- 131 In the proposed section 73C(2), by adding “ECC” after “from each”.
- 131 In the proposed section 73C(2)(a), by deleting “from a” and substituting “from an ECC”.
- 131 In the proposed section 73C(2)(b), by deleting “, 73D(7)(c)”.
- 131 In the proposed section 73C(3), by adding “or envelopes mentioned in subsection (1)(aa)” after “ECC ballot boxes”.
- 131 In the proposed section 73C(3), by adding “ECC” after “from each”.
- 131 In the proposed section 73C(4), by adding “or envelopes mentioned in subsection (1)(aa)” after “ECC ballot boxes”.
- 131 In the proposed section 73C(4) and (7)(b), by adding “ECC” after “from each”.
- 131 By deleting the proposed section 73D(4).
- 131 In the proposed section 73D(6), by deleting “or (4)(d)”.
- 131 In the proposed section 73D(7)(a), by deleting the semicolon and substituting “; and”.
- 131 In the proposed section 73D(7)(b), by deleting “; and” and substituting a full stop.
- 131 By deleting the proposed section 73D(7)(c).
- 131 In the proposed section 73E(1), by adding “or ECC polling station” after “dedicated polling station”.
- 131 In the proposed section 73E(1)(i)(iii), by adding “63 or” before “63A”.

- 131 In the proposed section 73E(2), (3) and (5)(b), by adding “or ECC polling station” after “dedicated polling station”.
- 133 By deleting subclause (4) and substituting—
“(4) Section 75(7)(b)—
Repeal
“(ia)”
Substitute
“(ib)”.”.
- 136 By adding—
“(4) Section 77(7)(b)—
Repeal
“and (hb)”
Substitute
“, (hb) and (ib)”.”.
- 138 In the proposed section 78A(1), by deleting “(whether contained in envelopes or not)”.
- 138 By deleting the proposed section 78A(2) and substituting—
“(2) ECC ballot papers from 2 or more ECC polling stations must be mixed.”.
- 138 By deleting the proposed section 78A(3) and (4).
- 142(9) By deleting “an ECC” and substituting “a”.
- 143(7) By deleting “an ECC” and substituting “a”.
- 148 (a) By renumbering the clause as clause 148(1).
(b) In subclause (1), by adding “or extracts” after “copies”.
(c) By adding—
“(2) Section 88, Chinese text, after “該等文件”—
Add

“、文本及摘錄”.”.

- 151 By deleting the clause and substituting—
- “151. Section 97 repealed (procedure after election proceedings are terminated)**
- Section 97—
- Repeal the section.”.**
- 153(1) By adding “and (ab)” after “98(2)(aa)”.
- 155 By deleting the clause and substituting—
- “155. Section 104 amended (interpretation (Part 7))**
- (1) Section 104(1), definition of *election period*, paragraph (b)(i)—
- Repeal**
- “42C or”.
- (2) After section 104(4)(a)—
- Add**
- “(ab) a member of the Election Committee;”.”.
- 156 In the proposed Part 8, in the heading, by adding “**or Extract**” after “**Electronic Copy**”.
- 156 In the proposed section 109, by deleting the definition of *FR electronic copy* and substituting—
- “FR electronic copy or extract** (正式登記冊電子文本或摘錄) means an electronic copy or extract of the final register, or of part of the final register, created and maintained under section 110;”.
- 156 In the proposed section 109, in the definition of *obtain access*, by adding “or extract” after “electronic copy” (wherever appearing).
- 156 In the proposed section 110, in the heading, by adding “**or extract**” after “**electronic copy**”.

- 156 In the proposed section 110(1) and (2), by adding “or extract” after “electronic copy”.
- 156 In the proposed section 111, in the heading, by adding “**or extract**” after “**electronic copy**”.
- 156 In the proposed section 111(1), (2) and (3)(a) and (b), by adding “or extract” after “electronic copy” (wherever appearing).
- 156 In the proposed section 112, in the heading, by adding “**or extract**” after “**electronic copy**”.
- 161 In the proposed section 31A, by adding—
“(4A) A user fee payable under subsection (3) is to be paid out of the general revenue.”.
- 161 In the proposed section 31A(5), by deleting “\$10,000” and substituting “\$50,000, which is recoverable as a civil debt due to the Government”.
- 161 By deleting the proposed section 31A(6).
- 161 In the proposed section 31A(7), in the English text, in the definition of *occupier*, in paragraph (a), by deleting “sub-tenant” and substituting “subtenant”.
- 161 In the proposed section 31A(7), in the English text, in the definition of *owner*, in paragraph (a)(i), by deleting “situate” and substituting “are situated”.
- New By adding—
“172A. Section 105 amended (interpretation (Part 7))
After section 105(4)(a)—
Add
“(ab) a member of the Election Committee;”.”.
- 177 By deleting subclause (9) and substituting—
“(9) Section 4(4), Chinese text—
Repeal

“宗教界界別分組補充提名”

Substitute

“補充指定提名”。

- 179(4) In the Chinese text, by deleting “”必須” and substituting ““必須”。
- 185 In the proposed section 2B(4), in the Chinese text, by deleting “一份” and substituting “1 份”。
- 185 In the proposed section 2B(10), by deleting “that the Officer considers appropriate for enabling the Candidate Eligibility Review Committee to be satisfied” and substituting “to enable the Candidate Eligibility Review Committee to determine”。
- 185 In the proposed section 2B(11)(a), by deleting “14 June” and substituting “5 July”。
- 185 In the proposed section 2C(4)(b), in the English text, by deleting “offices” and substituting “office”。
- 185 In the proposed section 2C(9), by deleting “that the Officer considers appropriate for enabling the Candidate Eligibility Review Committee to be satisfied” and substituting “to enable the Candidate Eligibility Review Committee to determine”。
- 185 In the proposed section 2C(10)(a), by deleting “14 June” and substituting “5 July”。
- 185 By deleting the proposed section 2D(4)(a) and substituting—
- “(a) may require the Electoral Registration Officer to furnish any information in the possession of the Electoral Registration Officer that relates to any of the matters specified in subsection (5);
 - (ab) may require the Electoral Registration Officer to obtain any other information that relates to any of the matters specified in subsection (5) from any person; and”。
- 185 In the proposed section 2D(4)(b), in the English text, by adding “for enabling the Committee” after “appropriate”。

- 185 By deleting the proposed section 2D(5) and substituting—
- “(5) The matters specified for subsection (4)(a) and (ab) are—
- (a) whether sections 5I, 5J, 5L and 5M of the Schedule to Cap. 569 and section 2B or 2C (as may be applicable) are complied with in relation to the person;
 - (b) whether the registration form or the registration of the person on the form is valid;
 - (c) whether the registration form has been completed or signed as required under this Regulation;
 - (d) whether the person is eligible to be registered as an ex-officio member under that Schedule;
 - (e) whether the person is disqualified from being so registered under that Schedule; and
 - (f) whether the person is dead.”.

185 By deleting the proposed section 2D(6).

185 In the proposed section 2D(8), by deleting everything after “or a registration of a” and substituting—

“person—

 - (a) the Electoral Registration Officer must, as soon as practicable, inform the Association or the person (as the case may be) of the determination in writing; and
 - (b) if the registration of the person is determined as valid—
 - (i) the Committee must, as soon as practicable, publish in the Gazette a notice declaring the registration as valid; and
 - (ii) the Electoral Registration Officer must, as soon as practicable, register the person as an ex-officio member under section 40(1A) or 41 of the Schedule to Cap. 569.”.

191 By adding—

“(2A) Section 8(8), after “may”—

Add

“only”.”.

- 191(3) By deleting “candidate is eligible to be nominated as a candidate” and substituting “person is eligible to be nominated as a candidate for the subsector concerned”.
- 193 By deleting subclause (2) and substituting—
“(2) Section 10—
Repeal
“Returning Officer makes a declaration of nominees who become”
Substitute
“Candidate Eligibility Review Committee makes a declaration of nominees who are validly nominated as”.
- (3) Section 10—
Repeal
“Returning Officer makes a declaration for”
Substitute
“Returning Officer or the Candidate Eligibility Review Committee makes a declaration for”.
- (4) Section 10, before “publishes”—
Add
“the Returning Officer”.”.
- 194 In the proposed section 12(6)(b), in the English text, by adding “for enabling the Committee” after “appropriate”.
- 194 In the proposed section 12(7)(a), by deleting “section 8, 9 or 9A of the Schedule to Cap. 569” and substituting “sections 8, 9 and 9A of the Schedule to Cap. 569 and section 7”.
- 195 By deleting subclause (6) and substituting—
“(6) Section 13(3)—
Repeal
“Returning Officer may”
Substitute
“Candidate Eligibility Review Committee may”.

(6A) Section 13(3)(c)—

Repeal

“Returning Officer”

Substitute

“Candidate Eligibility Review Committee”.”.

195(7) In the proposed section 13(3A)(b), in the English text, by adding “for enabling the Committee” after “appropriate”.

195(7) In the proposed section 13(3B)(a), by deleting “section 17, 18 or 18A of the Schedule to the Chief Executive Election Ordinance (Cap. 569)” and substituting “sections 17, 18 and 18A of the Schedule to the Chief Executive Election Ordinance (Cap. 569) and section 8”.

198 By deleting subclause (1) and substituting—

“(1) Section 16, heading—

Repeal

“**Returning Officer to endorse that nomination form is invalid**”

Substitute

“**Candidate Eligibility Review Committee to endorse invalid nomination form and Returning Officer to notify candidates of decision as to validity of nomination**”.”.

New By adding—

“**198A. Section 18 amended (Returning Officer to publish notice of particulars of validly nominated candidates)**

(1) Section 18, heading—

Repeal

“**Returning Officer**”

Substitute

“**Candidate Eligibility Review Committee**”.

(2) Section 18(1)—

Repeal

“**Returning Officer**”

Substitute

“Candidate Eligibility Review Committee”.

(3) Section 18(3)—

Repeal

everything after “subsectors.”.”.

199 By adding before subclause (1)—

“(1A) Section 19, heading, before “**Returning**”—

Add

“**Candidate Eligibility Review Committee and**”.

(1B) Section 19(1)—

Repeal

“Returning Officer”

Substitute

“Candidate Eligibility Review Committee”.”.

199(1) In the English text, by deleting “nominees” and substituting “who”.

199 By adding—

“(3) Section 19(2)—

Repeal

“in the notice published for that subsector under section 18 or in a separate notice, declare, for the purposes of section 25(1) of the Schedule to the Chief Executive Election Ordinance (Cap. 569),”

Substitute

“for the purposes of section 25(1) of the Schedule to the Chief Executive Election Ordinance (Cap. 569), declare in a notice”.

(4) Section 19(3)—

Repeal

“separate”.”.

New By adding—

“199A. Section 20 amended (Returning Officer to notify and declare if validly nominated candidate has died)

(1) Section 20—

Repeal subsection (2)

Substitute

“(2) The Returning Officer under subsection (1) must—

(a) endorse on the subsector nomination form of the deceased candidate that the candidate has died; and

(b) sign the endorsement.”.

(2) Section 20(4)—

Repeal

“(2)(b) or”.

200 By adding before subclause (1)—

“(1A) Section 21, heading—

Repeal

“and declare”

Substitute

“, and Candidate Eligibility Review Committee to declare,”.

200 In the Chinese text, by deleting subclause (1) and substituting—

“(1) 第 21(1)條，在“主任在”之後 ——

加入

“候選人資格審查委員會”。

200 By deleting subclauses (2), (3), (4) and (5) and substituting—

“(2) Section 21—

Repeal subsection (2)

Substitute

“(2) The Candidate Eligibility Review Committee must—

(a) endorse on the subsector nomination form of the disqualified candidate that the Committee’s decision

made under section 22(1) of the Schedule to the Chief Executive Election Ordinance (Cap. 569) in relation to that candidate is varied and the reason for the variation of decision; and

(b) sign the endorsement.”.

(3) Section 21(3)—

Repeal

“Returning Officer concerned”

Substitute

“Candidate Eligibility Review Committee”.

(4) Section 21(3)—

Repeal

“that Officer” (wherever appearing)

Substitute

“the Committee”.

(5) Section 21(4)—

Repeal

“(2)(b) or”.”.

201

(a) By renumbering the clause as clause 201(1).

(b) By adding—

“(2) Section 22(2)—

Repeal

“or 21(3)(a)”.

(3) Section 22(2)(b)—

Repeal

“25(2)”

Substitute

“25(2A)”.”.

202

In the proposed section 28A, by adding—

“(4A) A user fee payable under subsection (3) is to be paid out of the general revenue.”.

202 In the proposed section 28A(5), by deleting “\$10,000” and substituting
“\$50,000, which is recoverable as a civil debt due to the Government”.

202 By deleting the proposed section 28A(6).

202 In the proposed section 28A(7), in the English text, in the definition of
owner, in paragraph (a)(i), by deleting “situate” and substituting “are
situated”.

205 By adding “or extract” after “electronic copy” (wherever appearing).

205 In the English text, by adding “or have been” after “has been”.

New By adding—

**“211A. Section 80 amended (Returning Officer to declare subsector
election result)**

(1) After section 80(1)—

Add

“(1A) Subsection (2) applies if, before the Returning
Officer declares a candidate to be elected—

(a) proof is given to the satisfaction of the Officer
that the candidate has died; or

(b) proof is given to the satisfaction of the
Candidate Eligibility Review Committee that
the candidate is disqualified from being
elected.”.

(2) Section 80(2)—

Repeal

everything before “Officer—”

Substitute

“(2) In the circumstances mentioned in subsection (1A)(a)
or (b), the Returning”.

214 (a) By renumbering the clause as clause 214(1).

(b) In subclause (1), by adding “or extracts” after “copies”.

(c) By adding—

“(2) Section 85, Chinese text, after “該等文件”—

Add

“、文本及摘錄”.

New

By adding—

“218A. Section 107 amended (interpretation (Part 7))

After section 107(4)(a)—

Add

“(ab) an EC member;”.

219 In the proposed Part 8, in the heading, by adding “**or Extract**” after “**Electronic Copy**”.

219 In the proposed section 112, by deleting the definition of *FR electronic copy* and substituting—

“*FR electronic copy or extract* (正式登記冊電子文本或摘錄) means an electronic copy or extract of the subsector final register, or of part of the subsector final register, created and maintained under section 113;”.

219 In the proposed section 112, in the definition of *obtain access*, by adding “or extract” after “electronic copy” (wherever appearing).

219 In the proposed section 113, in the heading, by adding “**or extract**” after “**electronic copy**”.

219 In the proposed section 113(1) and (2), by adding “or extract” after “electronic copy”.

219 In the proposed section 114, in the heading, by adding “**or extract**” after “**electronic copy**”.

219 In the proposed section 114(1), (2) and (3)(a) and (b), by adding “or extract” after “electronic copy” (wherever appearing).

- 219 In the proposed section 115, in the heading, by adding “**or extract**” after “**electronic copy**”.
- 224 In the proposed section 4A(3), by adding “and section 4” after “Ordinance”.
- 224 In the proposed section 4A(6)(a), by adding “and section 4” after “Ordinance”.
- 226(1) In the Chinese text, by deleting “，而選舉主任須通知候選人提名有效性的裁定”.
- 229 By adding “or extract” after “electronic copy” (wherever appearing).
- 236 (a) By renumbering the clause as clause 236(1).
 (b) In subclause (1), by adding “or extracts” after “copies”.
 (c) In subclause (1), in the Chinese text, by deleting “及文本” (wherever appearing) and substituting “、文本及摘錄”.
 (d) By adding—
 “(2) Section 59(b)—
 Repeal
 “documents”
 Substitute
 “documents, copies and extracts”.”.
- New By adding—
 “**239A. Section 86 amended (interpretation (Part 10))**
 After section 86(4)(a)—
 Add
 “(ab) a member of the Election Committee;”.”.
- 240 In the proposed Part 11, in the heading, by adding “**or Extract**” after “**Electronic Copy**”.
- 240 In the proposed section 91, by deleting the definition of *FR electronic copy* and substituting—

“FR electronic copy or extract (正式登記冊電子文本或摘錄) means an electronic copy or extract of the final register, or of part of the final register, created and maintained under section 92;”.

240 In the proposed section 91, in the definition of **obtain access**, by adding “or extract” after “electronic copy” (wherever appearing).

240 In the proposed section 92, in the heading, by adding “**or extract**” after “**electronic copy**”.

240 In the proposed section 92(1) and (2), by adding “or extract” after “electronic copy”.

240 In the proposed section 93, in the heading, by adding “**or extract**” after “**electronic copy**”.

240 In the proposed section 93(1), (2) and (3)(a) and (b), by adding “or extract” after “electronic copy” (wherever appearing).

240 In the proposed section 94, in the heading, by adding “**or extract**” after “**electronic copy**”.

262(5) In the proposed definition of **Candidate Eligibility Review Committee**, by deleting “23A” and substituting “9A of the Chief Executive Election Ordinance (Cap. 569)”.

New By adding—

“263A. Section 3B added

Part 1, after section 3A—

Add

“3B. No legal proceedings may be instituted in respect of certain decisions made by Candidate Eligibility Review Committee

According to Annex II to the Basic Law, no legal proceedings may be instituted in respect of a decision made by the Candidate Eligibility Review Committee on the eligibility of a candidate for membership of the Legislative Council pursuant to the opinion of the

Committee for Safeguarding National Security of the
Hong Kong Special Administrative Region.”.”.

- 271(2) In the proposed section 20E(b)(xxii), in the Chinese text, by adding “成員” after “會”.
- 275 By deleting the proposed section 20O(c) and substituting—
“(c) bodies that are corporate members of the Federation of Hong Kong Hotel Owners Limited entitled to vote at general meetings of the company.”.
- 292 By deleting the clause.
- 294 By deleting subclause (13) and substituting—
“(13) Section 25(3)(d)—
Repeal
“or the transport”
Substitute
“, the transport, the finance, the sports, performing arts, culture and publication, the technology and innovation or the catering”.”.
- 294 By deleting subclause (15) and substituting—
“(15) Section 25(4)—
Repeal
“for the 12 months”
Substitute
“as such a body for the 3 years”.”.
- 294 By deleting subclauses (19) and (20) and substituting—
“(19) Section 25—
Repeal subsection (7)
Substitute
“(7) In computing the period for which a body to which subsection (4) or (5) applies has been operating—

- (a) it does not matter whether the period has begun before the day on which the Improving Electoral System (Consolidated Amendments) Ordinance 2021 (of 2021) is published in the Gazette;
- (b) any period for which the body has been operating before it becomes a body specified as composing the functional constituency concerned (*constituent body*) is not to be taken into account; and
- (c) if the relevant section mentioned in subsection (4) or (5) refers to any entitlement to vote—
 - (i) the body is not required to be so entitled to vote in order to be regarded as having become a constituent body; and
 - (ii) it does not matter whether the body is so entitled to vote throughout the period.”.

(20) After section 25(7)—

Add

“(8) For the purposes of the provisional and final registers of functional constituencies to be compiled for 2021, subsection (4) or (5) (as the case may be) applies to a body registered in the final register of functional constituencies published for 2020 as if the reference to “making its application for registration as an elector” in that subsection were a reference to “5 July 2021”.”.

New

By adding—

“294A. Section 26 amended (corporate elector to have authorized representative)

(1) Section 26(1)—

Repeal

“select”

Substitute

“appoint”.

(2) Section 26(3)—

Repeal

“selected”

Substitute

“appointed”.

(3) After section 26(7)—

Add

“(8) A decision to appoint or replace an authorized representative of a corporate elector under subsection (1) or (5) may only be made by the governing authority, by whatever name called, of the corporate elector.”.

299(1) By deleting “13 September” and substituting “26 September”.

299(1) By deleting “25 October” and substituting “29 October”.

300 By deleting the clause and substituting—

“300. Section 36 amended (by-election to be held to fill vacancy in membership of Legislative Council)

Section 36(1)—

Repeal paragraphs (b) and (ca).”.

306 (a) By renumbering the clause as clause 306(1).

(b) By adding—

“(2) Section 42A(2)—

Repeal

“Returning Officer”

Substitute

“Candidate Eligibility Review Committee”.

307 By deleting subclause (1) and substituting—

“(1) Section 42B, heading—

Repeal

“for geographical constituency or District Council (second functional constituency).”.

307 By deleting subclause (3) and substituting—

“(3) Section 42B(1)—

Repeal

“geographical constituency or the District Council (second functional)”.

307 By deleting subclause (4).

307(5) In the proposed section 42B(4), by deleting “the Election Committee” and substituting “a”.

307(5) In the proposed section 42B(4)(a), by adding “Annex II to the Basic Law and” after “in accordance with”.

307 By adding—

“(5A) Section 42B(5)—

Repeal

“Returning Officer”

Substitute

“Candidate Eligibility Review Committee”.

307 By deleting subclause (6).

308 By deleting the clause and substituting—

“308. Section 42C repealed (death or disqualification of a validly nominated candidate for functional constituency (other than District Council (second) functional constituency) before date of election)

Section 42C—

Repeal the section.”.

310 By deleting subclause (1) and substituting—

“(1) Section 46A—

Repeal subsections (1) and (2)

Substitute

“(1) Subsections (2) and (3) apply if, on the date of an election but before declaring the result of the election—

- (a) proof is given to the satisfaction of the Returning Officer that a validly nominated candidate for election for a constituency has died; or
 - (b) proof is given to the satisfaction of the Candidate Eligibility Review Committee that a validly nominated candidate for election for a constituency is disqualified from being elected.
- (2) In the circumstances mentioned in subsection (1)(a) or (b)—
- (a) the proceedings for the election for the constituency are not to be terminated at that stage;
 - (b) if the polling for the election has not begun or is being conducted, the polling is to begin or to continue as if the death or disqualification had not occurred; and
 - (c) if the counting of votes in respect of the election has not begun or is being conducted, the counting of votes is to begin or to continue as if the death or disqualification had not occurred.”.”.

310(2) By deleting “(2A)” and substituting “(1)”.

312 In the proposed section 49(4), by deleting “a Member” and substituting “1”.

319(2) By deleting “46A(2A)(b)” and substituting “46A(1)(b)”.

319(3) By deleting “46A(2A)(b)” and substituting “46A(1)(b)”.

319(8) In the proposed section 60A(5)(b), by deleting “as defined by section 2(1) of the Chief Executive Election Ordinance (Cap. 569)” and substituting “(as defined by section 2(1) of the Chief Executive Election Ordinance (Cap. 569)) in force at the time the election is held”.

323 By adding—

“(2A) Section 60E(1)(b)—

Repeal

“section 4”

Substitute

“section 3, 4 or 4A (as applicable)”.’.

323 By adding—

“(5) Section 60E(2)(b)—

Repeal

“section 4”

Substitute

“section 3, 4 or 4A (as applicable)”.’.

324 By deleting the clause and substituting—

“324. Section 60F amended (entitlement to financial assistance not affected by failure of election, but financial assistance not payable if election proceedings are terminated)

(1) Section 60F, heading—

Repeal

“, but financial assistance not payable if election proceedings are terminated”.

(2) Section 60F—

Repeal subsection (2).’.

327 In the proposed definition of *election*, in paragraph (a), by deleting “Annex II to the Basic Law” and substituting “section 3B”.

337 By adding—

“(2A) Schedule 1A, item 2—

Repeal

“Hong Kong”.’.

344(4) By deleting “11 October” and substituting “23 October”.

346(2) By deleting “29 September” and substituting “11 October”.

347 By deleting “7 October” and substituting “20 October”.

349 By deleting “7 October” and substituting “20 October”.

- 351(2) By deleting “13 September” and substituting “26 September”.
- 351(2) By deleting “11 October” and substituting “23 October”.
- 354 In the proposed section 3(1)(b), by deleting the semicolon and substituting “; or”.
- 354 In the proposed section 3(1)(c), by deleting “for a person nominated in respect of the Election Committee constituency—”.
- 354 In the proposed section 3(1)(c), by deleting “that constituency” and substituting “a constituency”.
- 354 In the proposed section 3(1)(c)(ii), by deleting “; or” and substituting a full stop.
- 354 By deleting the proposed section 3(1)(d).
- 354 In the proposed section 3(2)(a), by deleting the semicolon and substituting “; or”.
- 354 In the proposed section 3(2)(b)(i), by deleting “the Election Committee” and substituting “that”.
- 354 In the proposed section 3(2)(b)(ii), by deleting “; or” and substituting a full stop.
- 354 By deleting the proposed section 3(2)(c).
- 356 In the proposed section 7(5)(c)(i), by deleting “all geographical constituencies” and substituting “only 1 geographical constituency”.
- 356 In the proposed section 7(5)(c)(ii), by deleting “all functional constituencies” and substituting “only 1 functional constituency”.
- 356 By deleting the proposed section 7(7), (8), (9) and (10).
- 356 In the proposed section 7(11), by deleting “subsections (6), (8)(b) and (10)(b)” and substituting “subsection (6)”.

- 356 In the proposed section 7(13)(b), by deleting “section 6” and substituting “section 16”.
- 356 In the proposed section 7(14), by deleting “other nomination forms” and substituting “the same or another nomination form”.
- 368 (a) By renumbering the clause as clause 368(2).
(b) By adding—
 “(1) Section 37(1C)—
 Repeal paragraph (b).”.
- 376 In the proposed section 4(a), by deleting “and (z)” and substituting “, (z) or (za)”.
- 376 In the proposed section 4(b), by deleting “, (za) and (zd)” and substituting “or (zd)”.
- 380 By adding “to provide for the establishment of the Candidate Eligibility Review Committee;” after “Region;”.
- 383 By deleting the proposed section 9A(1) and substituting—
 “(1) A Candidate Eligibility Review Committee is established for the purposes of Annexes I and II to the Basic Law, this Ordinance and such other purposes as may be prescribed by any other Ordinance.”.
- 383 By deleting the proposed section 9A(2)(a) and (b) and substituting—
 “(a) the chairperson;
 (b) at least 2 but not more than 4 official members; and
 (c) at least 1 but not more than 3 non-official members.”.
- 383 In the proposed section 9A(4), by adding “as the chairperson or an official member referred to in subsection (2)(a) or (b)” after “subsection (3)”.
- 383 In the proposed section 9A, by adding—
 “(5) Only a person who is not a public officer is eligible for appointment under subsection (3) as a non-official member referred to in subsection (2)(c).

- (6) The Chief Executive must report any appointment made under subsection (3) to the Central People's Government for the record.”.

383

By adding—

“9B. No legal proceedings may be instituted in respect of certain decisions made by Candidate Eligibility Review Committee

(1) According to Annex I to the Basic Law, no legal proceedings may be instituted in respect of a decision made by the Candidate Eligibility Review Committee on the eligibility of a candidate for membership of the Election Committee or a candidate for the office of Chief Executive pursuant to the opinion of the Committee for Safeguarding National Security of the Hong Kong Special Administrative Region.

(2) In subsection (1)—

candidate for membership of the Election Committee (選舉委員候選人) means—

- (a) a person proposed to be registered as an ex-officio member in accordance with Part 2A of the Schedule;
- (b) a person nominated as a nominee in accordance with Part 3 of the Schedule; or
- (c) a person nominated as a candidate at a subsector election in accordance with Part 4 of the Schedule.”.

New

By adding—

“385A. Section 18 amended (publication of nomination)

Section 18(1)—

Repeal

“Returning Officer shall”

Substitute

“Candidate Eligibility Review Committee must”.”.

386

By deleting subclause (2) and substituting—

“(2) Section 20(1), English text—

Repeal

“shall”

Substitute

“must”.”.

- 386 By deleting subclause (3).
- 388(3) In the Chinese text, by deleting “(c)條” and substituting “條”.
- 391 In the proposed definition of *election*, in paragraph (a), by deleting “Annex I to the Basic Law” and substituting “section 9B”.
- New By adding—
- “395A. Schedule amended (Election Committee)**
- The Schedule—
- Repeal**
- “[ss. 2, 8,”
- Substitute**
- “[ss. 2, 8, 9B,”.”.
- 396(2) In the Chinese text, by deleting “一段” and substituting “一般”.
- 396(3) By adding—
- “(ab) definition of *name*;”.
- 397(5) In the Chinese text, by deleting the proposed section 2(5) and substituting—
- “(5) 每個界別分組由 ——
- (a) 如在上述列表第 3 欄與該界別分組相對之處指明的數目並非 0——該界別分組的指明人士；
- (b) 如在上述列表第 4 欄與該界別分組相對之處指明的數目並非 0——該界別分組的指定團體；及
- (c) 如在上述列表第 5 欄與該界別分組相對之處指明的數目並非 0——該界別分組的指明實體，
- 所組成。”.

398(1) In the proposed section 3(1AA), in the Chinese text, by adding “某” before “指明職位”.

398 By adding—

“(4) The Schedule, section 3(2)—

Repeal

“of the publication under section 41(4) of a notice to the effect that the person’s name has been”

Substitute

“on which the person’s name is”.

(5) The Schedule, after section 3(2)—

Add

“(2A) If—

(a) after a designated person is registered as an ex-officio member of the Election Committee, the person becomes a holder of a specified office; and

(b) the Electoral Registration Officer, by adding the person’s name to the final register of members of the Election Committee, registers the person as an ex-officio member of the Committee under section 41(3) by reason of the person being the holder of the specified office,

the person is regarded as having resigned, on the date on which the person’s name is so added, from the membership referred to in paragraph (a).”.

399 By adding before subclause (1)—

“(1A) The Schedule, section 4—

Repeal subsection (1)

Substitute

“(1) The Electoral Registration Officer must compile and publish in accordance with the EAC Regulations a provisional register of members of the Election Committee—

- (a) during the period beginning on the date of the making of a vacancy declaration and ending on 14 days after that date; or
- (b) during the period beginning on the date falling 210 days before the specified date and ending on the date falling 165 days before the specified date.”.

(1B) The Schedule, section 4(2)—

Repeal paragraph (a)

Substitute

- “(a) a provisional register of members of the Election Committee was published within 12 months before the first day of the period referred to in subsection (1)(a) or (b);
- (ab) the Election Committee was constituted within 12 months before the first day of the period referred to in subsection (1)(a) or (b);
- (ac) the Legislative Council is dissolved during its current term of office by the Chief Executive in accordance with the Basic Law; or”.

399(1) In the Chinese text, by deleting “副本” and substituting “文本”.

399(2) In the Chinese text, by deleting “副本” and substituting “文本”.

399(3) In the Chinese text, by deleting “副本” and substituting “文本”.

399 By adding—

“(4) The Schedule, section 4(7), definition of *existing final register of members of the Election Committee*—

Repeal

everything after “on the”

Substitute

“first day of the period referred to in subsection (1)(a) or (b) (as the case may be);”.

(5) The Schedule, section 4(7)—

Add in alphabetical order

“*specified date* (指明日期) means the date on which the current term of office of the Legislative Council is to end;”.

- 400 (a) By renumbering the clause as clause 400(1).
(b) By adding—
“(2) The Schedule, section 5(2)(b)—
Repeal
“against the decisions of the Electoral Registration Officer”.”.
- 401 By deleting the proposed section 5E(m) and substituting—
“(m) the Chairman of the Human Organ Transplant Board;”.
- 401 In the proposed section 5I(5)(b), in the English text, by deleting “chooses to be registered as an ex-officio member” and substituting “choose to be registered as ex-officio members”.
- 401 In the proposed section 5L(2), by deleting “or (4)”.
- 401 In the proposed section 5L(3)(a), by deleting “of the Government” and substituting “appointed pursuant to a nomination under Article 48(5) of the Basic Law”.
- 407(10) By deleting “Returning Officer” and substituting “Candidate Eligibility Review Committee”.
- 415(8) In the proposed section 12(19A), by deleting “39S, 39V(b), (h) or (i), 39Y(a) or (b), 39Z(a)” and substituting “39V(b), (h) or (i), 39Y(a) or (b), 39Z(a), 39ZD(b)”.
- 415(8) In the proposed section 12(19A), by adding “as such a specified entity” after “operating”.
- 415(8) By deleting the proposed section 12(19B) and substituting—
“(19B) A body specified in section 39S as the specified entity of the accountancy subsector is eligible to be registered as a corporate voter for that subsector only if—

- (a) it has been operating as such a specified entity for the 3 years immediately before making its application for registration as a voter; and
- (b) it has undertaken or carried out PIE engagement (as defined by section 3A(1) of the Financial Reporting Council Ordinance (Cap. 588)) in the 3 years immediately before making the application for registration.

(19C) However, for the purposes of subsection (19B), if the body is a registered PIE auditor as defined by section 3A(1) of the Financial Reporting Council Ordinance (Cap. 588) immediately before the day on which the Improving Electoral System (Consolidated Amendments) Ordinance 2021 (of 2021) is published in the Gazette, the body is not required to have been operating, as such a registered PIE auditor, for the 3 years immediately before making the application for registration.”.

415(9) By deleting “, 39ZD(b)”.

415(10) By deleting the proposed section 12(23) and substituting—

- “(23) In computing the period for which a body to which subsection (19A), (19B) or (20) applies has been operating—
- (a) it does not matter whether the period has begun before the day on which the Improving Electoral System (Consolidated Amendments) Ordinance 2021 (of 2021) is published in the Gazette;
 - (b) any period for which the body has been operating before it becomes a specified entity of the subsector concerned is not to be taken into account; and
 - (c) if the relevant section mentioned in subsection (19A), (19B) or (20) refers to any entitlement to vote—
 - (i) the body is not required to be so entitled to vote in order to be regarded as having become a specified entity of the subsector concerned; and
 - (ii) it does not matter whether the body is so entitled to vote throughout the period.”.

415(10) In the proposed section 12(24), by deleting everything after “for 2021” and substituting “, subsection (19A) or (20) (as the case may be) applies to a body registered in the subsector final register published for 2020 as

if the reference to “making its application for registration as a voter” in that subsection were a reference to “5 July 2021”.”.

416 By adding before subclause (1)—

“(1A) The Schedule, section 13(1)—

Repeal

“select”

Substitute

“appoint”.”.

416 By adding—

“(3) The Schedule, section 13(3)—

Repeal

“selected”

Substitute

“appointed”.

(4) The Schedule, after section 13(7)—

Add

“(8) A decision to appoint or replace an authorized representative of a corporate voter under subsection (1) or (5) may only be made by the governing authority, by whatever name called, of the corporate voter.”.”.

417(1) By deleting “27 June” and substituting “18 July”.

417(1) By deleting “25 July” and substituting “5 August”.

417(3) In the Chinese text, by deleting “副本” and substituting “文本”.

417(5) In the Chinese text, by deleting “副本” and substituting “文本”.

417(6) In the Chinese text, by deleting “副本” and substituting “文本”.

421(2) In the proposed section 18A(1A)(b) and (c), in the Chinese text, by deleting “會員” and substituting “員會”.

- 423 (a) By renumbering the clause as clause 423(1).
(b) By adding—
“(2) The Schedule, section 22(2)—
Repeal
“Returning Officer for a subsector shall”
Substitute
“Candidate Eligibility Review Committee must”.”.
- 424 By adding—
“(3) The Schedule, section 23(5)—
Repeal
“Returning Officer shall”
Substitute
“Candidate Eligibility Review Committee must”.”.
- New By adding—
“424A. Schedule, section 25 amended (what is to happen if insufficient number of candidates is nominated for a subsector)
(1) The Schedule, section 25(2)—
Repeal
“If”
Substitute
“Subject to subsection (2A), if”.
(2) The Schedule, section 25(2)—
Repeal
“Returning Officer concerned shall”
Substitute
“Candidate Eligibility Review Committee must”.
(3) The Schedule, after section 25(2)—
Add
“(2A) If, after the close of nominations of candidates for a subsector election, a notice has been given under

section 23(1) or (4) and no candidate remains validly nominated, the Returning Officer concerned must, by notice published in the Gazette, declare that no candidate was validly nominated for the subsector election.”.”.

- 427 In the proposed section 39D(b), in the Chinese text, by deleting “董事會” and substituting “會董會”.
- 427 By deleting the proposed section 39H(a).
- 427 In the proposed section 39M(a)(i), in the English text, by deleting “Limited”.
- 427 In the proposed section 39M(a)(ii), in the English text, by deleting “general committee” and substituting “Board of Directors”.
- 427 In the proposed section 39M(a)(ii), in the English text, by deleting “company” and substituting “Association”.
- 427 In the proposed section 39U(a), by adding “Limited” after “Association”.
- 431 In the proposed section 43A(4)(a) and (9), by deleting “22(1)(d)” and substituting “22(1)(f)”.
- 433(2) In the proposed section 48(1A), by deleting “Annex I to the Basic Law” and substituting “section 9B of the Ordinance”.
- 434 In the proposed Annex 1, in the English text, in item 126, by adding “Limited” after “Company”.
- 434 In the proposed Annex 4, in Part 3, in item 25, by deleting “Hong Kong Association for Integration of Chinese-Western Medicine” and substituting “Chinese (H.K.) East-West Medicine Integrate Association”.
- 434 In the proposed Annex 5, in the Chinese text, in item 3, by deleting “媒” and substituting “煤”.
- 434 In the proposed Annex 5, in the Chinese text, in item 6, by deleting “場” and substituting “場”.

- 434 In the proposed Annex 6, in the Chinese text, in item 4, by deleting “託” and substituting “托”.
- 434 In the proposed Annex 7, by deleting item 13.
- 434 In the proposed Annex 12, in the Chinese text, in item 16, by deleting “會”.
- 435 By adding—
“(3A) Section 2(1), definition of *declared member*—
Repeal
“Returning Officer”
Substitute
“Candidate Eligibility Review Committee”.”.
- 436(2) By deleting “Annex I to the Basic Law” and substituting “section 9B of the Ordinance”.
- 437(2) By deleting “Annex I to the Basic Law” and substituting “section 9B of the Ordinance”.
- 437 By adding—
“(3A) After section 4(1)(b)—
Add
“(ba) a processing error occurred in relation to the process of registration;”.”.
- 437 By deleting subclause (7) and substituting—
“(7) Section 4—
Repeal subsection (3)
Substitute
“(3) The Electoral Registration Officer may be made a respondent to the appeal if the ground mentioned in subsection (1)(ba) is relied on as a ground of appeal.
(3A) The Candidate Eligibility Review Committee may be made a respondent to the appeal if the ground mentioned

in subsection (1)(a) or (c) is relied on as a ground of appeal.

(3B) The Returning Officer for the relevant subsector may be made a respondent to the appeal if the ground mentioned in subsection (1)(b) or (d) is relied on as a ground of appeal.”.”.

438 In the proposed section 4A(1), by deleting “Annex I to the Basic Law” and substituting “section 9B of the Ordinance”.

438 In the proposed section 4A(1)(b), by deleting “material irregularity” and substituting “a processing error”.

438 In the proposed section 4A(2), by deleting “Annex I to the Basic Law” and substituting “section 9B of the Ordinance”.

438 By deleting the proposed section 4A(4) and (5) and substituting—
“(4) The Electoral Registration Officer may be made a respondent to the appeal if the ground mentioned in subsection (1)(b) is relied on as a ground of appeal.
(5) The Candidate Eligibility Review Committee may be made a respondent to the appeal if the ground mentioned in subsection (1)(a) or (c) or (2) is relied on as a ground of appeal.”.

447(4) By deleting “11 July” and substituting “1 August”.

447(4) In the Chinese text, by deleting “，列表 3”.

449(2) By deleting “2 July” and substituting “23 July”.

450 In the English text, by deleting “**Repeal the**” and substituting “**Repeal**”.

450 By deleting “7 July” and substituting “28 July”.

450 In the Chinese text, by deleting “(1) 第 4 條 ——” and substituting “第 4 條 ——”.

452 By deleting “7 July” and substituting “28 July”.

- 454(6) By deleting “27 June” and substituting “18 July”.
- 454(6) By deleting “11 July” and substituting “1 August”.
- 460 By deleting everything after “Section 14(3)(g)—” and substituting—
“Repeal
“or (e)”
Substitute
“, (e) or (f)”.”.
- 461 By deleting the clause.
- 462(1) By deleting “22(1)(b)” and substituting “22(1)(d)”.
- 462 By deleting subclause (2) and substituting—
“(2) Section 22(1)(e)—
Repeal
“Ordinance).”
Substitute
“Ordinance); and”.”.
- 462(3) By deleting “22(1)(c)” and substituting “22(1)(e)”.
- 462(3) By deleting “(d)” and substituting “(f)”.
- New In Part 8, in Division 2, by adding—
“462A. Section 24 amended (applications for leave to appeal)
Section 24(3)—
Repeal
“or (e)”
Substitute
“, (e) or (f)”.”.