

立法會
Legislative Council

(issued by email only)
LC Paper No. CB(3) 1069/20-21

Ref : CB(3)/B/FH/2 (20-21)
Tel : 3919 3300
Date : 11 October 2021
From : Clerk to the Legislative Council
To : All Members of the Legislative Council

Council meeting of 13 October 2021

**Debate and voting arrangements for
the Medical Registration (Amendment) Bill 2021**

Further to LC Paper Nos. CB(3) 1033/20-21 and CB(3) 1068/20-21 issued on 30 September and 11 October 2021 respectively regarding the proposed amendments to the captioned Bill, I attach a table on the debate and voting arrangements for the captioned Bill for Members' information.

2. Members are reminded that in accordance with Appendix IIIA to the House Rules, the speaking time limits in the debates are as follows:

	<u>Number of speech(es) allowed for each Member</u>	<u>Maximum time for a speech</u>
(a) Resumption of the second reading debate	1	10 minutes
(b) Consideration by committee of the whole Council	Multiple	5 minutes
(c) Third reading debate	1	3 minutes

(Miranda HON)
for Clerk to the Legislative Council

Encl.

**Medical Registration (Amendment) Bill 2021
Debate and voting arrangements**

- Object of the Bill :** To amend the Medical Registration Ordinance (Cap. 161) (“the Ordinance”) and three items of subsidiary legislation to:
- (a) provide for a new type of registration known as special registration;
 - (b) provide for persons meeting certain criteria to practise as medical practitioners in Hong Kong;
 - (c) establish a committee known as the Special Registration Committee (“SRC”); and
 - (d) make related and consequential amendments.

Joint debate : Clauses with no amendment, clauses with amendments and new clauses proposed by the Secretary for Food and Health (“SFH”) and Hon SHIU Ka-fai, and a clause with an amendment proposed by Dr Hon Pierre CHAN	— Clauses 1 to 15 and proposed new clauses 5A and 6A
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Joint debate on the original clauses and the amendments (including the proposed new clauses).

SFH’s amendments

Adjustment to the Hong Kong permanent resident (“HKPR”) requirement for special registration

Clauses 8 and 15

- To delete the proposed section 14C(3)(a) and amend the proposed section 14C(3)(b) and (8) of the Ordinance to adjust the requirement that the applicant for special registration must be an HKPR such that non-HKPRs holding recognized medical qualifications who possess specialist qualifications recognized or awarded by the Hong Kong Academy of Medicine (“HKAM”) may also apply for special registration; and to make related and consequential amendments.

Admission of non-locally trained medical graduates to take the Licensing Examination

Clauses 6, 8 and 15, and proposed new clauses 5A and 6A

- To amend sections 7A and 10A and the proposed section 14C(8) of the Ordinance to the effect that non-locally trained medical graduates who are HKPRs and hold the recognized medical qualifications would also be eligible to take the Licensing Examination as well as to undergo the period of assessment (i.e. internship), irrespective of whether their medical training includes a period of internship, and they may apply for special registration, subject to passing the Licensing Examination and completing the period of assessment; and to make related and consequential amendments.

Provision of bridging from limited registration¹ to special registration

Clauses 8 and 15

- To amend the proposed section 14C(8) of the Ordinance to the effect that the limited registration doctors, who have worked in the four public healthcare institutions (i.e. the Department of Health, the Hospital Authority, The University of Hong Kong and The Chinese University of Hong Kong) for at least five years, would be eligible to migrate to the special registration route after they have obtained specialist qualification recognized or awarded by HKAM, irrespective of whether they are HKPRs; and to make related and consequential amendments.

Other technical and textual amendments

Clauses 6, 8 and 15

- To make technical and textual amendments to certain provisions for better clarity and consistency.

Hon SHIU Ka-fai's amendments

Clauses 6, 8 and 15, and proposed new clauses 5A and 6A

- The amendments are similar to SFH's amendments, except that Mr SHIU proposes to further widen the pool of non-locally-trained medical practitioners admitted to practise in Hong Kong, to the effect that in addition to the Administration's proposals:
 - (a) a non-HKPR holding a recognized medical qualification who is a child born to an HKPR or a spouse of an HKPR but has not held an overseas specialist qualification, could also receive specialist training and practise in Hong Kong through the special registration scheme;
 - (b) a non-HKPR medical graduate holding a recognized medical qualification who is a child born to an HKPR or a spouse of an HKPR but has not undergone internship, could also be eligible to take the Licensing Examination and, if passed, undergo internship and receive specialist training and practise in Hong Kong through the special registration scheme; and
 - (c) a person who has been engaged in full-time employment in a body specified in column 3 of Part 1 of the proposed Schedule 1A to the Ordinance ("specified body") as a clinical instructor in a programme that leads to the award of a medical qualification specified in column 4 of that Part opposite that specified body for a continuous period of at least five years, or has been engaged in full-time employment as a medical practitioner in one or more than one affiliated hospital of a specified body for at least five years, could also practise in Hong Kong through the special registration scheme.

¹ Pursuant to the existing section 14A of the Ordinance, a non-locally trained person wishing to practise as a medical practitioner in Hong Kong may apply for registration as a medical practitioner with limited registration for a period of not exceeding three years, if he or she has satisfied the Medical Council of Hong Kong that he or she has fulfilled certain relevant requirements.

Dr Hon Pierre CHAN's amendment

Clause 8

- To delete the proposed section 14F(4) of the Ordinance which provides that if SFH considers that the public interest so requires, SFH may issue to SRC directives about SRC's performance of its functions under the Ordinance.

Voting order	Remarks
Clauses with no amendment (i.e. clauses 1 to 5, 7, and 9 to 14) standing part of the Bill	—
SFH's first group of amendments (to amend clauses 6, 8 and 15)	<ul style="list-style-type: none">- If SFH's first group of amendments are <u>passed</u>, Hon SHIU Kai-fai <u>may not move</u> any of his amendments, and SFH <u>may move</u> her second group of amendments.- <u>Irrespective of whether</u> SFH's amendments are passed or not, Dr Hon Pierre CHAN <u>may move</u> his amendment.
Hon SHIU Kai-fai's first group of amendments (to amend clauses 6, 8 and 15)	<ul style="list-style-type: none">- If Hon SHIU Kai-fai's first group of amendments are <u>passed</u>, he <u>may move</u> his second group of amendments.- <u>Irrespective of whether</u> Hon SHIU Kai-fai's amendments <u>are passed or not</u>, Dr Hon Pierre CHAN <u>may move</u> his amendment.
Dr Hon Pierre CHAN's amendment (to amend clause 8)	—
SFH's second group of amendments (Proposed new clauses 5A and 6A)	<ul style="list-style-type: none">- The new clauses be read the second time and added to the Bill.
Hon SHIU Kai-fai's second group of amendments (Proposed new clauses 5A and 6A)	

Respective amendments of SFH and Dr Hon Pierre CHAN

(set out in LC Paper No. CB(3) 1033/20-21 issued on 30 September 2021)

Hon SHIU Ka-fai's amendments

(set out in LC Paper No. CB(3) 1068/20-21 issued on 11 October 2021)

Council Business Division 3
Legislative Council Secretariat
11 October 2021