

2024年牙醫註冊（修訂）條例草案

Dentists Registration (Amendment) Bill 2024

立法工作時序

2023年2月

展開諮詢

2023年7月

簡介立法會

衛生事務委員會

2023年中起

草擬工作

2024年4月

提交條例草案

立法會進行首讀

Legislative Timeline

Feb 2023

Commenced
consultation

Jul 2023

Briefed Legislative
Council (LegCo) Panel
on Health Services

Since mid-2023

Drafting in progress

Apr 2024

Submitted the Bill for
LegCo's First Reading

牙醫短缺

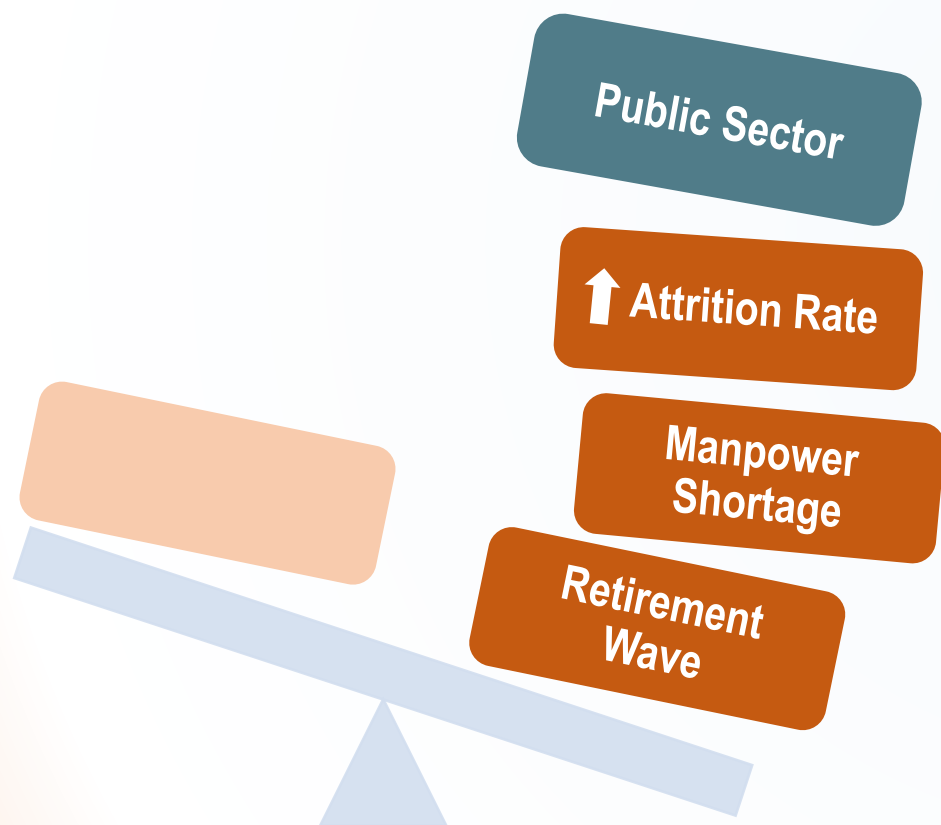
亟待增加人手，以公營界別尤甚



公私营 牙醫比例	公營：私營 1:3
流失率 (2021-22 / 2022-23)	衛生署： 7.8% -> 11.8% 醫管局： 11.1% -> 15.9%
職位空缺 (1.5.2023 / 1.1.2024)	衛生署：370個職位 81 -> 100個空缺
退休	衛生署：58名牙科醫生 將於2027-28或之前屆退休年齡 = 21.5%

Shortage of Dentists

Imminent need to increase manpower, especially in public sector



Dentists in public/private sector	Public: Private 1:3
Attrition Rate (2021-22 / 2022-23)	Department of Health (DH): 7.8% -> 11.8% Hospital Authority (HA): 11.1% -> 15.9%
Vacancy (1.5.2023 / 1.1.2024)	DH: 370 posts 81 -> 100 vacant posts
Retirement	DH: 58 Dental Officers reaching retirement age till 2027-28 = 21.5%

背景

- 現時牙醫註冊前，毋須經過實習及評核期
- 業界近年反映應提供加強臨床體驗的機會
- 單靠牙醫人手，不足以應付加強牙科護理服務的需要
- 牙科輔助人員可擔當更大角色，提供更多基層牙科護理服務
- 只有專科牙醫須延續教育，業界正探討為其他牙醫設立類似安排

Background

- **No internship and period of assessment** for dentists before registration at present
- Sector suggested offering **opportunities for enhancing clinical exposure** in recent years
- Insufficient to merely rely on dentists to **meet the needs for enhancing dental care services**
- **Ancillary dental workers may play greater role** in performing more primary dental services
- **Continuing education only mandatory for specialist dentists**, with sector exploring similar arrangement for other dentists

條例草案概覽

1. 開闢新途徑，引入**非本地培訓牙醫**
2. 牙醫正式註冊前，增設**實習及評核期**要求
3. 牙科輔助人員設立**法定註冊制度**，正名為「**牙科護理專業人員**」（牙專人員）
4. 落實**強制持續專業發展**，適用於牙醫和牙專人員
5. 改變**香港牙醫管理委員會（牙管會）**的組成和結構
6. 進行**技術性修訂**，讓規管制度與時俱進

Overview of the Bill

1. New admission pathways for **Non-locally trained dentists**
2. **Internship and period of assessment** requirement for dentists before full registration
3. **Statutory registration** for ancillary dental workers, retitled as **Dental Care Professionals (DenCPs)**
4. **Mandatory Continuing Professional Development (CPD)** for dentists and DenCPs
5. Revamped **composition and structure of Dental Council of Hong Kong (DCHK)**
6. **Technical amendments** to modernise regulatory regime

1. 開闢新註冊途徑

《牙醫註冊條例》目前有兩個註冊途徑：

本地培訓

獲《條例》附表指明在香港的任何大學頒授牙醫學士學位（即**香港大學**）

- 近年**四度增加學額**，由2008-09年50人增至2022-23年90人

非本地培訓

通過牙管會許可試，
並遵從牙管會根據《條例》所施加的條件（如有）

- 由2015-16年倍增舉辦次數，**每年僅10-30人通過**

1. Introducing new registration pathways

Dentists Registration Ordinance (DRO) now provides two registration pathways:

Locally trained

Awarded a bachelor degree in dentistry by a university in Hong Kong specified in DRO Schedule (i.e. The University of Hong Kong (HKU))

- Recently **increased training places on 4 occasions**, from 50 in 2008-09 to 90 in 2022-23

Non-locally trained

Passed DCHK's licensing examination and complied with conditions (if any) imposed by DCHK under DRO

- Doubled frequency since 2015-16, with only **10-30 passing per year**

現有

正式註冊

新增

有限度註冊

非本地培訓牙醫於**指明機構執業**，
不多於3年，可獲牙管會續期

新增

特別註冊

非本地培訓**專科牙醫**於**指明機構執業**，
不多於3年，可獲牙管會續期

新增


臨時註冊

本地牙科畢業生進行**實習** 或 通過許可試（並非有限度 / 特別註冊）的非本地培訓牙醫進行**評核期**

新增

暫時註冊

非本地培訓牙醫**短期交流**，不多於14日



可轉為
正式註冊

Existing

Full Registration

New

Limited Registration

Non-locally trained dentists to **serve in specified institutions** for max 3 years; may be extended by DCHK

New

Special Registration

Non-locally trained **specialist dentists** to **serve in specified institutions** for max 3 years; may be extended by DCHK

New

Provisional Registration

Internship for local dental graduates or **period of assessment** for non-locally trained dentists who passed licensing examination (i.e. not limited / special registration)

New

Temporary Registration

Non-locally trained dentists for **short-term exchange** for max 14 days



May migrate to full registration

1. 開闢新註冊途徑：有限度註冊

有限度註冊

需獲牙管會信納：

- (a) 已被揀選**全職受僱於指明機構**（衛生署、醫管局、香港大學、菲臘牙科醫院或其他由醫務衛生局局長指明機構）；或 **牙管會決定和公布的受僱工作類別**
- (b) 已獲**牙管會承認的非香港資格**
- (c) 取得資格後已有足夠和有關的**全職臨床經驗**
- (d) 已在**香港以外地方依法註冊**為牙醫
- (e) 未被牙管會**禁止參加許可試**
- (f) 具有**良好品格**

1. Introducing new registration pathways: Limited Registration

Limited Registration

Must satisfy DCHK that:

- (a) selected for **full-time employment by a specified institution** (DH, HA, HKU, Prince Philip Dental Hospital (PPDH) or other institutions specified by Secretary of Health); **or type of employment determined and promulgated by DCHK**
- (b) obtained a **qualification outside Hong Kong which is recognised by DCHK**
- (c) adequate and relevant full-time **post-qualification clinical experience**
- (d) **registered** as a dentist under the law of a place **outside Hong Kong**
- (e) has **not been prohibited** by DCHK **from taking a licensing examination**
- (f) is of **good character**

1. 開闢新註冊途徑：特別註冊

特別註冊

需獲牙管會信納：

- (a) 已被揀選**全職受僱於指明機構**（衛生署、醫管局、香港大學、菲臘牙科醫院或其他由醫務衛生局局長指明機構）
- (b) 已獲**牙管會承認的非香港資格**
- (c) 已獲頒授**醫學專科學院（醫專）牙科院士名銜**；或醫專證明已達到為頒授院士名銜而承認的**同等專業標準**
- (d) **取得資格後已有足夠和有關的全職臨床經驗**
- (e) 已在**香港以外地方**依法**註冊**為牙醫
- (f) **未被牙管會禁止參加許可試**
- (g) 具有**良好品格**

1. Introducing new registration pathways: Special Registration

Special Registration

Must satisfy DCHK that:

- (a) selected for **full-time employment by a specified institution** (DH, HA, HKU, PPDH or other institutions specified by Secretary of Health)
- (b) obtained a **qualification outside Hong Kong which is recognised by DCHK**
- (c) **awarded a Fellowship from Hong Kong Academy of Medicine (HKAM)** in specialty of dental surgery; or certified by HKAM as having achieved a **professional standard equivalent** to that for the award of HKAM Fellowship
- (d) adequate and relevant full-time **post-qualification clinical experience**
- (e) **registered** as a dentist under the law of a place **outside Hong Kong**
- (f) has **not been prohibited** by DCHK **from taking a licensing examination**
- (g) is of **good character**

1. 開闢新註冊途徑：轉為正式註冊

有限度註冊

特別註冊

- (a) 在一間或多於一間指明機構服務合計最少 5 年
- (b) 上述每間機構證明在參照牙管會的評核準則後，該人的表現令其滿意

牙管會
須部分免試

牙管會
須部分或完全免試

許可試

正式註冊

1. Introducing new registration pathways: Migration to Full Registration

Limited
Registration

Special
Registration

- (a) Engaged in one or more specified institutions for at least 5 years in aggregate
- (b) Certified by every institution(s) to have satisfactorily served with reference to DCHK's criteria

DCHK must exempt
part of
licensing examination

DCHK must exempt
part or all of
licensing examination

Licensing Examination

Full Registration

1. 開闢新註冊途徑：暫時註冊

暫時註冊

需獲牙管會信納：

(a)

申請人為另一人提交申請

(b)

該人專門為申請人執行臨床教學或研究工作

1. Introducing new registration pathways: Temporary Registration

Temporary Registration

Must satisfy DCHK that:

(a)

Applicant to **apply for another person**

(b)

Subject person exclusively for **performing clinical teaching or research** for the applicant

2. 實習及評核期

- 安排旨在**提升牙醫專業水平**，不論人手供求持續推行
- 增加本地牙科畢業生 / 非本地培訓牙醫於**實際工作環境的臨床經驗**
- **參考醫生做法**，完成實習 / 評核期才可正式註冊
- 適用於**2025年及往後時間畢業**的本地牙科畢業生

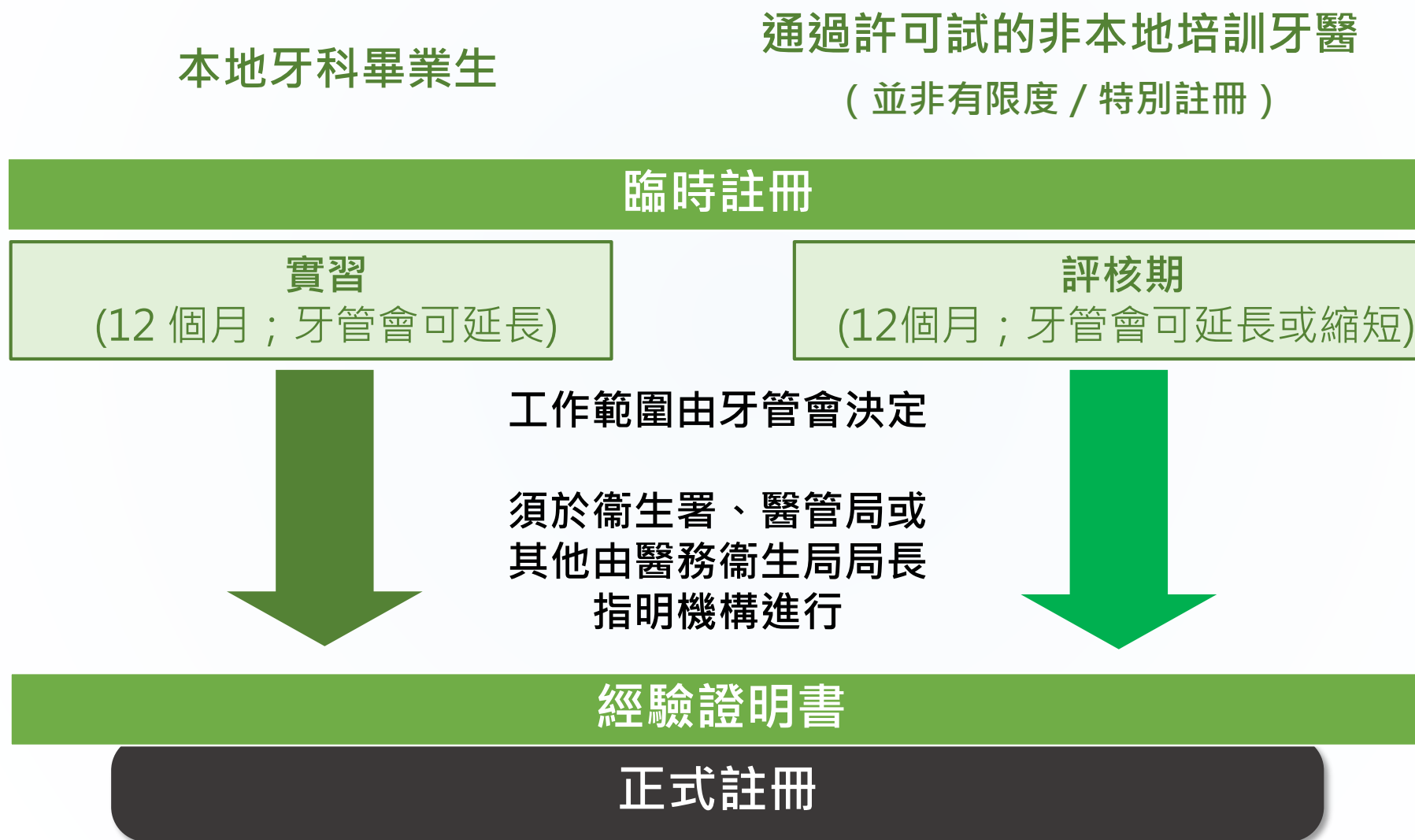


2. Internship and Period of Assessment

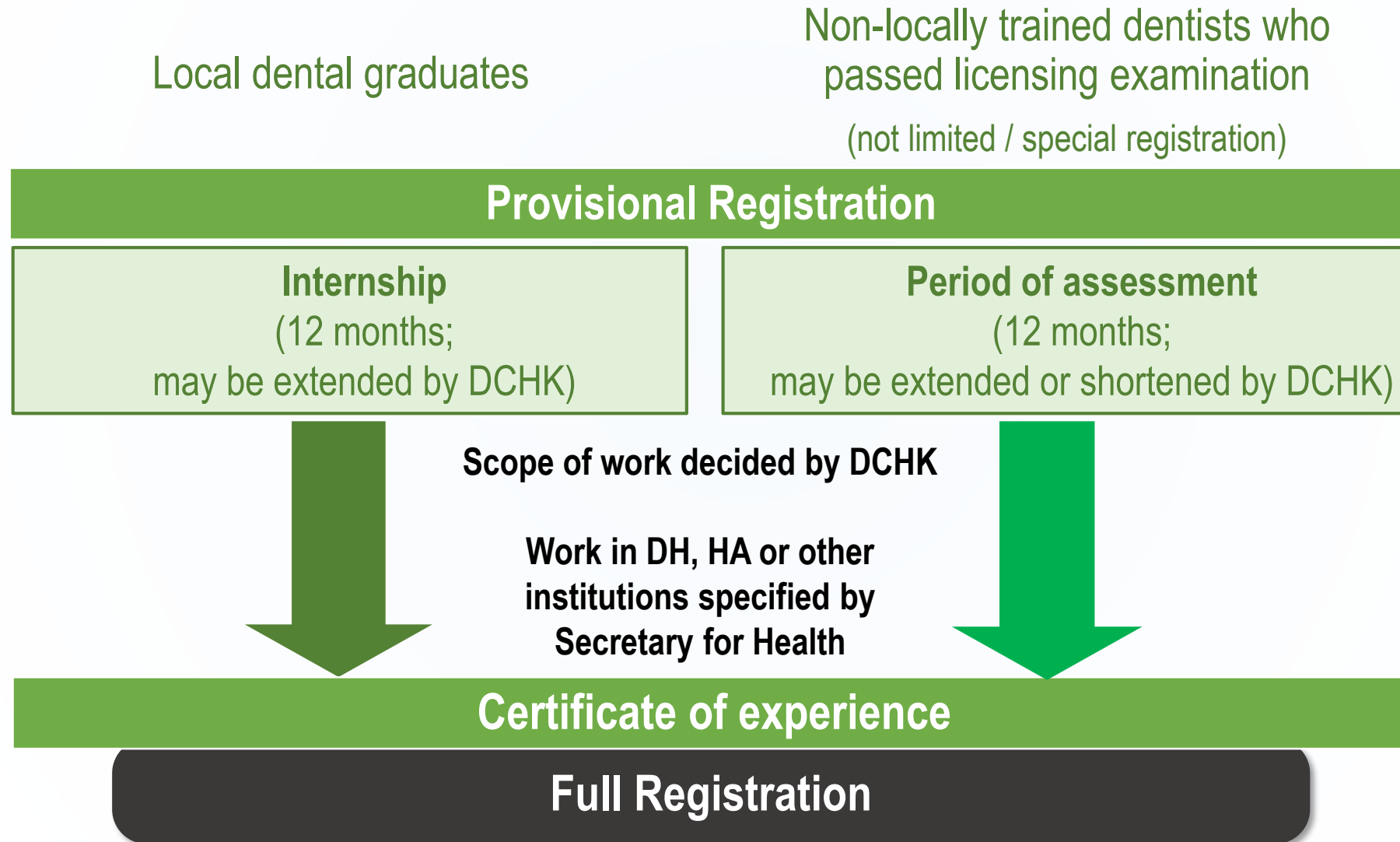
- An arrangement to **enhance dentists' professional standards** regardless of manpower supply
- Enhance **clinical experience** of local dental graduates / non-locally trained dentists **in real-life settings**
- Need to complete internship / period of assessment before full registration, **similar to medical practitioners**
- Apply to local dental graduates in **class of 2025 and thereafter**



2. 實習及評核期：臨時註冊



2. Internship and Period of Assessment: Provisional Registration



3. 加強規管牙專人員

牙科衛生員

- 現時需依法**一次性登記**
- 目前**受聘於公營或私營界別**
- 按照**時刻在處所內的牙醫指示**，進行**預防牙科護理**（檢查口腔、教育、清潔及擦亮牙齒、施用氟化物、洗牙）

牙科治療師

- 現時**沒有法定註冊或登記制度**
- 目前**只受聘於衛生署並服務18歲以下人士**，提供學童牙科保健服務
- 按照**時刻在處所內的牙醫指示**，進行**預防牙科護理及部分治療牙科護理**（補牙、拔牙）

3. Enhance Regulatory Control over DenCPs

Dental Hygienists

- Required to **enrol once** under existing law
- Currently **employed in public or private sector**
- Perform **preventive dental care** (oral examination, education, teeth cleaning & polishing, fluoride application, scaling) in accordance with **directions of a dentist who is present in the premises at all times**

Dental Therapists

- **No statutory registration or enrolment mechanism at present**
- Currently **only employed by DH to serve persons under 18** in School Dental Care Service
- Perform **preventive dental care and certain curative dental care** (filling, extraction) in accordance with **directions of a dentist who is present in the premises at all times**

3. 加強規管牙專人員：條例草案重點

- 引入**法定註冊制度**，由牙管會規管
- 繼續**須受僱於註冊牙醫**，或有註冊牙醫的合夥、組織、機構、法人團體
- 以風險為本的方式，適度**放寬工作範圍**

可獨立進行	檢查口腔、教育、清潔及擦亮牙齒、施用氟化物
需牙醫檢驗	拍攝放射影像
需牙醫檢驗並在同一處所	洗牙 補牙、拔牙（僅限牙科治療師；可為18歲以下人士進行） [備註：如牙科治療師(a)完成牙管會認可訓練或(b)獲衛生署認證具備足夠知識、經驗和能力，則不限年齡]

- **條例草案通過3年內落實**，屆時牙科治療師可選擇在衛生署以外工作

3. Enhance Regulatory Control over DenCPs: Highlights of the Bill

- Introduce **statutory registration system** under DCHK's regulatory control
- **Must be engaged by registered dentist(s)**, or partnership, organisation, establishment or body corporate with registered dentist(s), as in current practice
- Suitably **relax scope of work** on a risk-based approach

May perform independently	Oral examination, Education, Teeth cleaning & polishing, Fluoride application
Requires dentist's examination	Taking radiograph
Requires dentist's examination and presence in same premises	Scaling Filling, Extraction (dental therapists only; can perform on persons under 18) [Note: No age limit if the dental therapist (a) completed training recognised by DCHK or (b) was certified by DH as having adequate knowledge, experience and competency]

- **Implement within 3 years after passage of the Bill**, enabling dental therapists to work outside DH

4. 強制持續專業發展

- 成為續領執業證明書的強制要求
- 適用於註冊牙醫及註冊牙專人員
- 具體安排由牙管會規管

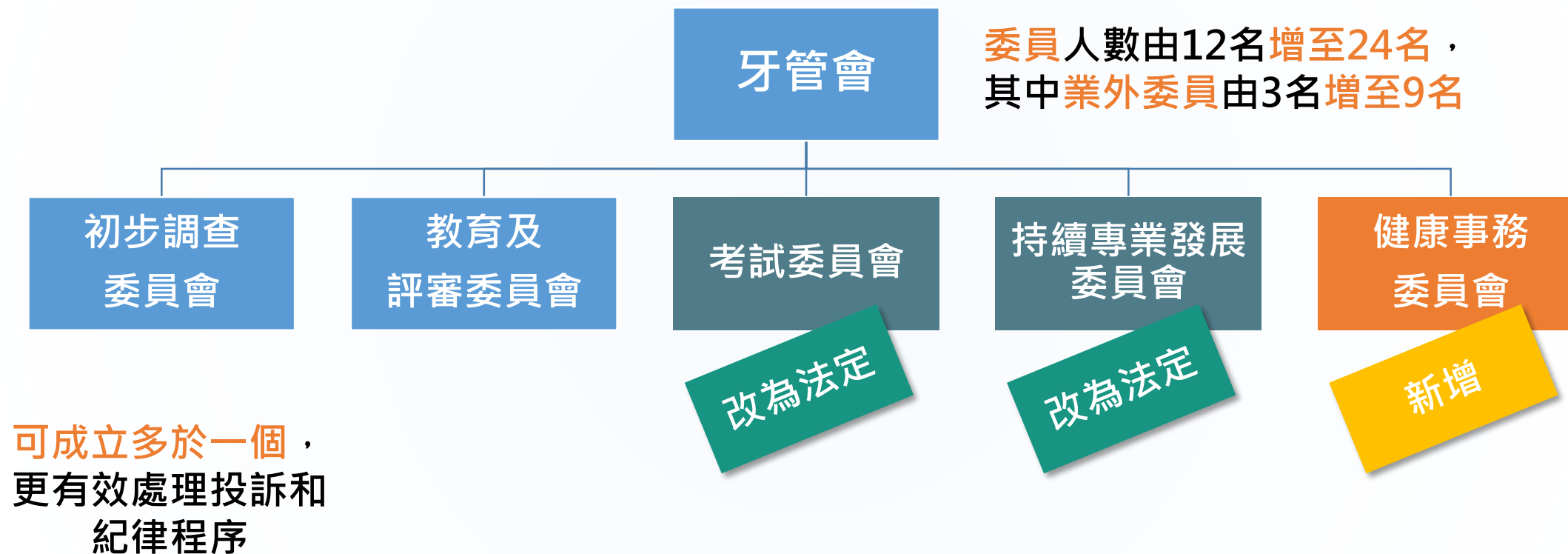


4. Mandatory CPD

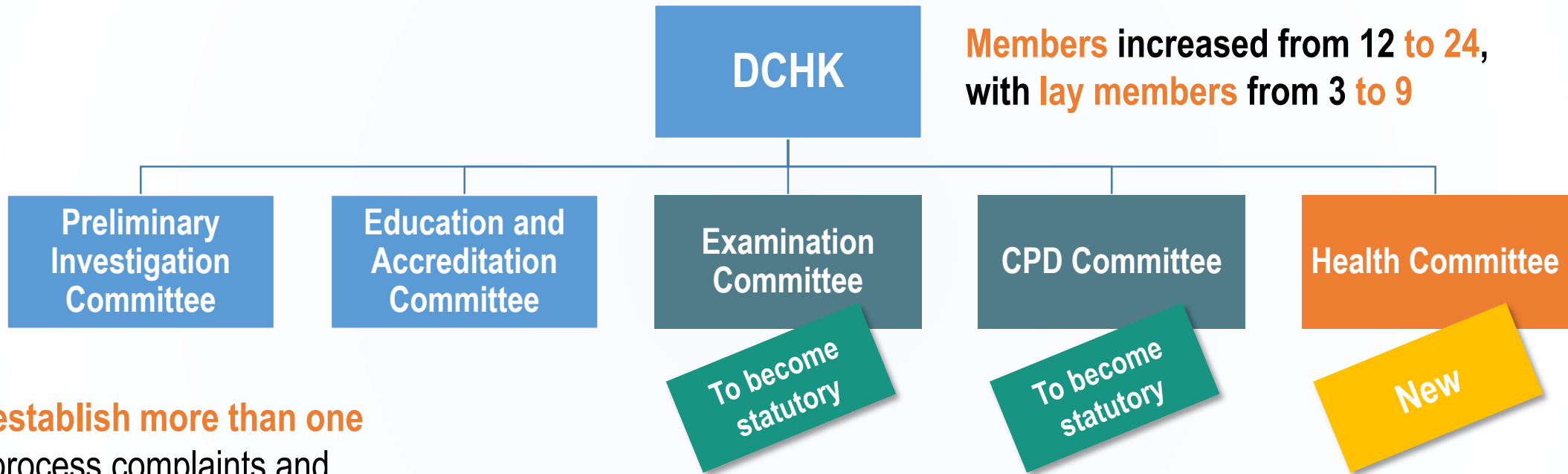
- Become **mandatory requirement for renewing practising certificate**
- Apply to both **registered dentists and registered DenCPs**
- Detailed arrangements **governed by DCHK**



5. 牙管會的組成和結構



5. DCHK's Composition and Structure



May establish more than one to process complaints and disciplinary proceedings more efficiently

6. 技術性修訂

- 1 更新「從事牙科執業」定義，保障病人安全
- 2 賦權醫務衛生局局長向牙管會發出指示，如提供註冊人資料作公共衛生政策用途
- 3 修訂牙管會運作條文，為推展電子化工作消除阻礙
- 4 廢除「牙科業務公司」及更新牙管會視察處所的條文，配合《私營醫療機構條例》
- 5 重新定義「在香港執業名單」和「不在香港執業名單」，以鼓勵牙醫及時通報
- 6 取消展示註冊證明書的要求，與其他醫護專業人員一致
- 7 廢除涉及1940年《條例》註冊牙醫的過時條文
- 8 更新牙醫的「掩飾」罪行，配合牙專人員的規管情況

6. Technical Amendments

- 1 **Updating definition of “practising dentistry”** to safeguard patients’ safety
- 2 **Empowering Secretary for Health to give directions to DCHK**, e.g. providing information on registrants for public health care policies
- 3 **Removing hurdles for digitalisation** in provisions guiding DCHK’s operation
- 4 **Repealing provisions on “dental companies” and DCHK’s power on inspection of premises** to align with Private Healthcare Facilities Ordinance
- 5 **Redefining “practising list” and “non-practising list”** to better ensure dentists’ timely updates
- 6 **Cancelling requirement for displaying certificate of registration** in line with other healthcare professionals
- 7 **Repealing obsolete provisions concerning** dentists who registered under **1940 DRO**
- 8 **Modernising “covering” offence for dentists** given the regulation of DenCPs

謝謝

Thank You