



立法會
LEGISLATIVE COUNCIL

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(By email: jennyhui@doj.gov.hk)

(Translation)

12 June 2024

Secretary for Justice
5/F, East Wing, Justice Place
18 Lower Albert Road
Central, Hong Kong
(Attn: Miss Jenny HUI)

Dear Miss HUI,

Bills Committee on Statute Law (Miscellaneous Provisions) Bill 2024

Follow-up to the meeting on 11 June 2024

As instructed by Prof Hon Priscilla LEUNG, Chairman of the Bills Committee, I should be grateful for the Administration's response to, and provision of supplementary information on, the following issues to follow up Members' views and suggestions made at the captioned meeting:

- (a) Clause 20 of the Statute Law (Miscellaneous Provisions) Bill 2024 ("the Bill") proposes to amend section 14(m) of the Hong Kong Auxiliary Police Force Ordinance (Cap. 233) by replacing the word "calculated" in "conduct calculated to bring the Force into disrepute" with "likely". The Administration has explained that this amendment is proposed as a consequential amendment having regard to the Police (Discipline) Regulations (Cap. 232A). The Administration is requested to provide relevant information and further elaborate on the purpose and content of the proposed amendment; and
- (b) Clause 41 of the Bill proposes to add section 8A "Meaning of substitute decision maker" to the Private Healthcare Facilities Ordinance (Cap. 633). Members also note that section 82(1) of Cap. 633 sets out the persons who may make a complaint to the

Committee on Complaints against Private Healthcare Facilities against a private healthcare facility for which a licence is in force, and it is stipulated that such persons include the patient, a next of kin of the patient, a substitute decision maker of the patient, a person authorized by the patient in writing to make a complaint, and the personal representative of the patient. In this regard, the Administration is requested to explain the interrelationship between the proposed new section 8A of Cap. 633 under the Bill and the existing section 82 of Cap. 633, including the order of priority of the aforesaid persons to act as a complainant.

Please provide your response in both Chinese and English **by 5:00 pm on Thursday, 13 June 2024 via email (esnliu@legco.gov.hk)** for the Bills Committee's consideration. In line with our usual practice, the written information provided to the Bills Committee will be made available to the media and the public, and uploaded to the website of the Legislative Council on the Internet, unless you advise otherwise.

If you have any questions, please contact the undersigned or Ms Carol WONG at 3919 3425.

Yours sincerely,

(Lemuel WOO)
Clerk to Bills Committee