

LCQ10: Measures to counter epidemics

Following is a question by the Hon Tony Tse and a written reply by the Secretary for Food and Health, Professor Sophia Chan, in the Legislative Council today (June 17):

Question:

Since the outbreak of the coronavirus disease 2019 epidemic early this year, more than 1 000 members of the public have been confirmed to be infected and various trades have also been hard hit. Some members of the public have pointed out that the Government's measures to counter the epidemic have much room for improvement. In this connection, will the Government inform this Council:

- (1) of the details of the current liaison mechanism between the Hong Kong Government and the health authorities of the Guangdong Province and Macao, the National Health Commission, as well as overseas health authorities;
- (2) whether the offices of Hong Kong Government on the Mainland and in various overseas places regularly submit reports on the local health and social conditions, etc. to the Government; if so, of the details; if not, the reasons for that;
- (3) whether it has any plan to update, when the epidemic is over, the Preparedness and Response Plan for Novel Infectious Disease of Public Health Significance, including the definition of response levels, the command structures, the factors to be considered in risk assessment, and the public health actions to be taken at different response levels; if not, of the reasons for that;
- (4) of the respective existing staffing establishments of the seven branches under the Centre for Health Protection (CHP) of the Department of Health; whether it will conduct a review, when the epidemic is over, on the effectiveness of the CHP's efforts in countering the epidemic and examine, in the light of the review outcome, the organisation structure of the CHP; if not, of the reasons for that;
- (5) what measures are in place to ensure that the various types of anti-epidemic items and facilities (e.g. surgical masks, personal protective equipment for healthcare personnel and quarantine facilities) are in adequate supply in case of further outbreak of epidemics, and whether it will set a target level for the supply and stockpile of such items; if so, of the details; and
- (6) whether it will consider drawing up a list of essential anti-epidemic items (including but not limited to surgical masks, personal protective equipment for healthcare personnel and disinfectants) in accordance with the Reserved Commodities Ordinance (Cap. 296), and imposing control on the

storage, distribution and maximum prices of such items within a specific period of time, so as to avoid exacerbation of the shortage of such items during the outbreak of epidemics because of panic hoarding of such items by members of the public; if not, of the reasons for that?

Reply:

President,

In consultation with the Commerce and Economic Development Bureau, the Constitutional and Mainland Affairs Bureau, the Financial Services and the Treasury Bureau, the Security Bureau and the Hospital Authority (HA), I provide the following reply to the various parts of the question raised by the Hon Tony Tse:

(1) The Food and Health Bureau, the then-Ministry of Health of the Central People's Government and the Secretariat for Social Affairs and Culture (SSAC) of the Government of the Macao Special Administrative Region (Macao SAR Government) signed the Co-operation Agreement on Response Mechanism for Public Health Emergencies (the Agreement) in 2005. The Agreement was updated with the National Health Commission (NHC) and SSAC in 2018. The Department of Health (DH) also signed the Agreement of Co-operation on Emergency Public Health Incidents in Hong Kong, Guangdong and Macao with the then-Department of Health of Guangdong Province and the Health Bureau of the Macao SAR Government in 2006.

According to the mechanism under the relevant agreements, the three governments have worked closely in areas such as public health emergencies, surveillance and alert for infectious diseases, emergency response, technical issues, training and scientific research, so as to enhance the joint capabilities in disease prevention and control. The Centre for Health Protection (CHP) of the DH has also maintained close liaison and cooperation with the NHC, Health Commission of Guangdong Province and the Macao SAR Government according to the abovementioned mechanism to exchange information and surveillance data on outbreaks of infectious diseases and notify cross-boundary cases for follow-up investigation, with a view to raising the prevention and control standards and capabilities of the three places in responding to infectious diseases.

The CHP has also maintained close communication with the World Health Organization as well as the health authorities of other countries and regions to keep abreast of the latest information on the outbreak globally and report on the situation of confirmed cases in Hong Kong.

(2) In view of the coronavirus disease 2019 (COVID-19) outbreak, the overseas Economic and Trade Offices (ETOs) of the Government have been actively disseminating latest information to various sectors through different channels, including emails, social media, explaining to them the Hong Kong Special Administrative Region Government's anti-epidemic measures. The ETOs also actively seek updates on the response measures undertaken by the local governments in response to the development of the outbreak, such as

quarantine measures, immigration controls, economic support measures. They also maintain continuous assessment of the local situation and its impact on Hong Kong residents there, and keep close liaison with various bureaux and departments and report to them on the latest situation.

Furthermore, the Mainland Offices of the Government have closely monitored the development of the epidemic situation as well as major policies and measures in their service areas, and made timely reports to the relevant bureaux and departments to facilitate assessment of their implications on Hong Kong. At the same time, they have also uploaded on their websites and official WeChat accounts relevant health information and the latest information on anti-epidemic measures in Hong Kong to enable Hong Kong residents in the Mainland to more easily access the relevant information.

(3) The Government announced the Preparedness and Response Plan for Novel Infectious Disease of Public Health Significance (the Plan) on January 4, 2020. The Plan sets out the Government's preparedness and response plan in case of the outbreak of a Novel Infectious Disease of Public Health Significance and adopts a three-tier response level, namely Alert, Serious and Emergency. The Government will assess the risk from time to time taking into account the development of the COVID-19 outbreak situation and the latest scientific evidence, and suitably adjust the relevant preparedness and response plan as necessary.

(4) The establishments of the seven branches under the CHP as at June 1, 2020 were tabulated below:

Branch	Establishment
Communicable Disease Branch	275
Emergency Response and Programme Management Branch	184
Health Promotion Branch	88
Infection Control Branch	17
Non-communicable Disease Branch	100
Public Health Laboratory Services Branch	386
Public Health Services Branch	705
Total	1 755

The DH reviews the manpower requirements from time to time and makes redeployment as appropriate. If needed, the DH will seek additional resources in accordance with the established mechanism.

(5) and (6) Since the outbreak of COVID-19, the Government Logistics Department (GLD) has adopted a multi-pronged approach to procure anti-epidemic items through various channels and means, with a view to securing the supplies as quickly as possible to meet the Government's operational needs. The Government has earmarked \$1 billion under the Anti-epidemic Fund (AEF) to ensure sufficient provision for speedy procurement of personal

protective equipment (PPE) in the highly competitive market.

With reference to experts' advice and having considered the stockpile level, the Government has set priorities for the use of anti-epidemic items. For anti-epidemic items currently procured by the GLD, priority is accorded to meeting the needs of frontline staff engaged in quarantine-related duties, including healthcare and port health staff of the DH and frontline staff enforcing quarantine orders and maintaining essential public services. The DH has also maintained close liaison with the GLD, and has increased and sped up procurement for stock replenishment so as to ensure a sufficient supply of protective equipment.

With regards to the development of the outbreak, the HA increased the stockpiling target of PPE from three months to six months in January 2020 and has expedited the procurement of PPE in large quantities. It proceeded with global procurement in late January, including making procurement flexibly using the approach of direct procurement. Public hospitals have also strengthened measures for stock control and at the same time encouraged effective use of PPE in order to ensure that staff members receive sufficient protection. The HA will closely monitor the situation and continue to procure PPE to meet the demands as a result of the outbreak.

For local mask production, the Correctional Services Department has further increased its production. The Government has also set up a Local Mask Production Subsidy Scheme under the AEF, and the quotas of 20 production lines under the Scheme have been fully allocated. These locally produced masks will help ensure an adequate supply to meet the Government's demand for masks.

As the supply of masks continues to be tight in the short run, the Government considers that it is more pragmatic and practicable to strive to increase the supply and manage the demand. The Government currently does not have any plans to mandatorily control the supply and prices of masks through legislation, because this could be counterproductive and possibly adversely affect supply, or lower our ability to procure masks from other places. To address the problem at source, we will continue to increase supply and appeal for donation of masks to those in need through various channels in order to meet the different needs of society and address the problem of supply.

For quarantine and isolation facilities, the Government has been looking for suitable sites for quarantine facilities in full steam since late January 2020, and has increased the capacity of quarantine facilities through different means, such as hiring existing facilities, constructing additional units. Currently, the four quarantine centres under the Government provide over 3 700 units in total. The relevant facilities have been adequate for meeting the quarantine requirements in the past few months. If needed, alteration work can be carried out in some of the facilities to provide additional units.

Furthermore, the HA has also been closely monitoring the usage of isolation beds in public hospitals for timely redeployment of resources, and

has retrofitted one to two general wards in each cluster into standard negative pressure wards to provide around 400 additional standard negative pressure beds as second-tier isolation wards for use by patients who have recovered but not yet showing negative results in their virus tests. The HA will make redeployment accordingly having regard to the operational and clinical needs of hospitals, and will continue to closely monitor the situation and explore different options for isolation facilities in view of the development of the outbreak.

LCQ15: Impacts of social incidents on teachers, students and parents

Following is a question by the Hon Elizabeth Quat and a written reply by the Secretary for Education, Mr Kevin Yeung, in the Legislative Council today (June 17):

Question:

Since the occurrence of social incidents in June last year, quite a number of teachers and students have been arrested for alleged participation in unlawful activities. As at the 15th of last month, some 8 000 persons were arrested, and students accounted for 40 per cent of them. There are views that the aforesaid situation shows that it is imperative to enhance law-abiding awareness among teachers and students as well as strengthen moral education in schools. Regarding the impacts of social incidents on teachers, students and parents, will the Government inform this Council:

(1) of the respective numbers of teachers of tertiary institutions, secondary schools and primary schools who were arrested in social incidents, and the respective numbers of secondary school and primary school teachers whose teacher registration was cancelled, from June last year to May this year;

(2) given that among the 192 complaints received by the Education Bureau (EDB) from June last year to March this year about professional misconduct of teachers in social incidents, 51 were found unsubstantiated, whether EDB has issued guidelines to the teachers concerned to remind them to be cautious with their words and deeds, so as to avoid giving people the impression of being unprofessional again;

(3) of the respective numbers of students of tertiary institutions, secondary schools and primary schools who were arrested in social incidents from June last year to May this year;

(4) as EDB indicated that it would provide various remedial, preventive and developmental counselling programmes for students who were arrested or

prosecuted for participating in social incidents, of the details of such programmes;

(5) as EDB has issued, to all schools in Hong Kong, guidelines stating the basic principles on helping students manage their emotions, and provided teachers and school professionals with information on mental health and professional support services, of the details of such guidelines and information;

(6) of EDB's specific measures to (i) deepen the understanding of the country's Constitution and the Basic Law among teachers and students, (ii) enhance law-abiding awareness among teachers and students, (iii) enhance teachers' professional capability for implementing positive values education in schools, and (iv) strengthen moral education in schools; and

(7) as the number of requests for assistance from parents relating to social incidents received last year by some social welfare organisations saw a year-on-year increase of 30 per cent, and some social workers have pointed out that social incidents have heightened the divide and tensions between the two generations, causing family members to suffer from psychological and emotional problems one after another, of the Government's specific measures to help the assistance seekers patch up family relationships?

Reply:

President,

Students are the future pillars of society. We are pleased to see students care about society, but we never want them to participate in unlawful activities for any reason. Some people and groups with ulterior motives deliberately mislead students into participating in political activities using radical means, attempting to achieve their political objectives at the expense of students' interests and prospects. The Education Bureau (EDB) strongly condemns the acts of these people who have been misleading and causing harm to our students. We have also repeatedly appealed to schools and parents that they should work together to safeguard our students, show concerns about their situation both inside and outside schools as well as teach them to think rationally and distinguish right from wrong. Students should always put their own safety and prospects as the top priority and must not participate in dangerous or suspected unlawful activities. We have also clearly stated that we will ferret out the small population of individual teachers in the teaching profession who have broken the law, breached the rules and violated the moral standards, and that we will not tolerate the black sheep who jeopardise the well-being of students and undermine public confidence in Hong Kong's education.

The social incidents have posed unprecedented impact on and challenges to the education sector. As a place for nurturing students and developing their moral values, schools should assist students to rectify their misdemeanour when they have deviant behaviour or even questionable values, regardless of the reasons behind them. They should also work with parents to

help students reflect on the impact of their behaviour on themselves and others, so that students can re-establish positive values and grow healthily. The EDB will also maintain close contact with schools to understand their overall situation and needs as well as provide appropriate guidance and support with a view to collaborating with schools and different sectors of society to nurture students into committed, visionary, law-abiding and responsible citizens in the future.

Our reply to the different parts of the question is as follows:

(1) The EDB attaches great importance to the professional ethics and conduct of teachers. Teachers play a vital role in passing on knowledge and nurturing students' character and serve as an important role model for students. For teachers who are involved in illegal acts, they have to bear the legal responsibility and the EDB will follow up on the matter seriously in accordance with the Education Ordinance. According to information gathered from various channels, among the people arrested from June 2019 to May 2020 in relation to the social incidents, about 10 of them were staff members of post-secondary institutions and about 100 of them were staff or teachers of primary and secondary schools. Under the established mechanism, if a registered teacher is charged upon arrest, the EDB will review whether a teacher has misconducted himself/herself and his/her teacher registration status by referring to the court documents and other obtainable information, regardless of whether the teacher concerned is convicted or not. If an arrested teacher is not charged but the EDB receives complaints or information about the professional conduct of the teacher concerned, the EDB will also take action according to the established mechanism. We are currently following-up on the concluded case according to the procedures mentioned above. No cancellation of registration of the teachers concerned has been recorded so far.

(2) The EDB attaches great importance to the professional conduct of teachers. In view of the development of the social incidents, the EDB has repeatedly and clearly stated the professional requirements for teachers to schools and teachers in Hong Kong through various channels including issuing guidelines and letters. We have reiterated that teachers are students' significant role models and their every word and deed (both inside and outside school) have a far-reaching impact on students. Therefore, teachers, whether at school or in their private life, are required to uphold the professional conduct of education, show respect for the law and the behavioural norms acceptable to society. They also need to stay cautious with their words and deeds, in order to fulfill the expectation of society on the ethics and professionalism of teachers.

The EDB adopts a prudent approach in handling every complaint involving the professional misconduct of teachers. We will carefully consider and scrutinise the available information and evidence as well as the school's investigation report and representations from the teacher concerned before deciding on whether a complaint is substantiated. In accordance with the Education Ordinance and from the perspective of education professionalism, we will comprehensively consider the facts and circumstances of each case

including the background of the case, the incident that led to the complaint, the impact of the incident on the education sector and students as well as precedent cases, in order to determine the action to be taken for each case. Actions to be taken include issuing a reprimand, warning or advisory letter, etc. For serious misconduct cases, the EDB may consider cancelling the registration of the teachers concerned or refusing their registration applications. When issuing a reprimand, warning or advisory letter, we will remind the teachers concerned to refrain from activity that is detrimental to the image of the teaching profession and to abide by the behavioural norms acceptable to society.

(3) According to information gathered from various channels, among those arrested from June 2019 to May 2020 in relation to the social incidents, about 2 000 of them were students of post-secondary institutions; and about 1 600 of them were aged under 18 (we trust that most of them were secondary students and very few of them were primary students).

(4) The EDB has issued letters to all primary and secondary schools in Hong Kong, clearly stating that students should not participate in any unlawful political acts and activities. Any activities expressing political stance or relating to political propaganda should not be allowed at school. We have also explained the EDB's requirements on schools' handling of students in breach of school regulations, which includes pointing out that offenders have to bear the legal responsibility and that schools should assist students in developing correct values and improving their behaviour based on the prevailing disciplinary and counselling mechanisms.

We shall never give up on students who have violated the law or even students convicted by the court. We should deploy appropriate guidance and discipline measures, and bring them back to the right track. Schools should provide support to students by continuously adopting a whole school approach to guidance and discipline. Schools' professional personnel (including school social workers, guidance and discipline personnel as well as school-based educational psychologists) should collaborate with teachers to provide various remedial, preventive and developmental guidance programmes for students according to their needs so as to help them adapt to the learning environment and reintegrate them into school life. In respect of support to students who have violated the law as well as students convicted by the court, we suggest that schools should develop a long-term personalised counselling programme for each of these students as early as possible, with emphasis on the inculcation of positive values, positive thinking and proper attitude in getting along with others, and maintain close contact with parents to handle students' behavioural and emotional problems. Furthermore, schools are encouraged to make arrangements for students to participate in relevant support programmes, such as the Understanding Adolescent Project and the Enhanced Smart Teen Project launched by the EDB for primary and secondary students respectively, with a view to enhancing their resilience in facing adversity and temptation.

Subsequent to the gradual resumption of classes at school, the EDB has just issued a circular memorandum, calling on schools to enhance the follow-

up work and the relevant support at the school level for students who need guidance and discipline support. We also encourage schools to make good use of community resources to help students rectify their deviant behaviour. We will closely monitor the follow-up situation at schools and provide support based on their needs.

(5) As the EDB is concerned that the social incidents may affect the emotions of some students, it issued, to all schools in Hong Kong, guidelines stating the basic principles of helping students manage their emotions in late August 2019 and provided schools with information on mental health and professional support services. The guidelines suggest that teachers should enhance students' sense of belonging and security in schools through diversified means, teach students ways to ease their emotions, and call on teachers to care about students proactively and observe their situation closely for timely identification of and support for students in need. We also encourage teachers to take good care of themselves and allow themselves room for a break to properly manage their emotions. Besides, information on mental health and professional support services provided by government departments and non-government organisations is attached to the guidelines for schools' reference. In addition, we conducted 34 sessions of related workshops and thematic talks before the start of the 2019/20 school year and in mid-December 2019 to assist schools in mastering the skills to communicate with students, understand and handle mental health crisis, and provide psychological support for students after the occurrence of an emergency incident. We will organise workshops for teachers and guidance personnel again before the start of the next school year, where experts (including psychiatrists) will be invited to share practical skills for supporting students and discuss case studies with participants. From the 2017/18 school year onwards, the EDB has also provided the Professional Development Programme for Mental Health for primary and secondary teachers, which includes three-day elementary training for teachers at large and five-day in-depth training for designated teachers, with a view to raising teachers' awareness of mental health and enhancing their professional knowledge and capability in identifying and supporting students with mental health needs.

(6) The EDB is committed to maintaining a teaching profession of high quality and with professional conduct in Hong Kong. To enable teachers and school leaders to demonstrate the professional roles and conduct expected of them, we have embedded the elements of Professional Standards for Principals and Professional Standards for Teachers of Hong Kong (T-standard+) in teacher training programmes as appropriate, which include training programmes for aspiring principals and newly-appointed principals, as well as serving teachers and newly-joined teachers. To implement the recommendations made by the Task Force on Professional Development of Teachers, starting from September 2020, all newly-joined teachers are required to complete 30 hours of core training and not less than 60 hours of elective training within the first three years of service. For in-service teachers, they are required to spare a minimum of 30 hours, in each three-year cycle, to take part in specified categories of professional development programme/activity, in which at least six hours have to be spent on the category of teachers' professional roles, values and conduct. The EDB will continue to reinforce the identity of

education professionals among teachers and school leaders through professional development programmes as appropriate, with a view to further enhancing the professional capability of teachers and promoting their professional growth.

The promotion of the Basic Law is an ongoing task of the EDB and schools. Basic Law education (BLE) elements have long been covered by the school curriculum. BLE is not implemented as an independent subject, but incorporated into the curricula of different subjects. At the primary level, the General Studies Curriculum Guide for Primary Schools (Primary 1 – Primary 6) (2017) provides examples of curriculum planning and learning and teaching for teachers' reference, in order to enable students to understand the origin of the Basic Law and its constitutional background as well as the relationship between the Basic Law and their daily lives. At the secondary level, the Secondary Education Curriculum Guide (2017) highlights the major renewed emphases of the secondary education curriculum, which include strengthening values education (including moral and civic education and BLE). It also states that BLE has already been incorporated into the curricula of various subjects, including Life and Society, Chinese History, History and Geography, for students to gain a comprehensive understanding of the concept of "one country, two systems" and the origin and implementation of the Basic Law from the perspectives of history, geography, society and culture, economic relations and political structure. In an appendix of the curriculum guide, a planning and self-evaluation tool for BLE is provided as reference, so as to facilitate schools' continuing implementation of BLE in a more structured and holistic manner.

Noting the needs of the school sector, the EDB has all along been including elements related to the Constitution and the Basic Law in the professional training programmes for principals, middle managers and teachers to shed light on the constitutional status of the Basic Law and the concept of "one country, two systems", and share the learning and teaching (L&T) strategies for promoting BLE inside and outside the classroom. In addition, a set of 15-hour L&T resources entitled "Constitution and the Basic Law" has been produced to facilitate teachers in teaching the Basic Law in the context of subjects such as Life and Society, Chinese History, History and Geography or as a standalone module. The EDB has also provided Basic Law online courses for self-directed learning for teachers and students, and enriched respective L&T materials with a video teaching resource package, animation clips and online games. Besides, a variety of student activities have been organised, such as Territory-wide Inter-school Basic Law Competitions and interflow/visit activities to the Mainland held annually. These multi-faceted strategies enable teachers and students to acquire a deeper understanding of the relationship between the Constitution and the Basic Law, the historical background and implementation of the Basic Law, Hong Kong's legal system, and the fact that the Basic Law is the cornerstone of Hong Kong's development and is closely related to our daily lives.

To further strengthen moral education, the EDB has chosen "Expressing gratitude, to cherish, be proactive and optimistic" as the theme for promoting values education in schools for the current and the next two school

years, with a view to encouraging all schools in Hong Kong to create a positive education etho. Meanwhile, the EDB will continue to organise the Outstanding Teaching Award for Moral Education which aims at promoting moral education at whole-school level, provide professional development programmes and school leaders' workshops for principals and teachers to enhance their professional capacity for planning a holistic approach to values education, encourage whole-school participation and work in collaboration with non-governmental organisations to co-organise "Moral Education" award schemes for the promotion of values education.

To strengthen education on the rule of law, including understanding of the Constitution and the Basic Law, the EDB would highlight its importance and to illustrate the learning content to the education sector and the public through strengthening teacher training, enriching L&T resources, broadening the scope of students' activities and enhancing promotion etc. For instance, in mid-June, we will provide the schools with a new set of teaching resources on the Constitution, and three sets of wallchart resources with the themes of "Hong Kong's return to China", "Human Rights and the Rule of Law", and "The Constitution and the Basic Law". These resources will enable teachers to explain accurately the related concepts to students. From the third quarter of this year, the EDB will launch the advanced version of the Basic Law Knowledge Enrichment Online Course for Secondary School Teachers, the Constitution and the Basic Law Knowledge Enrichment Online Course for Primary School Teachers and the Basic Law Online Course for Senior Primary School Students by phases, so as to strengthen students' and teachers' understanding of the Basic Law.

The school is where education takes place. It is the school's responsibility to cultivate good character in students and teach them to be polite and abide by the rules so that they will become responsible citizens of society. We will strengthen education of the Constitution and BLE, including teachers' professional development and curriculum planning, so as to deepen teachers' and students' understanding of our country's Constitution and the Basic Law. Moreover, building on the existing foundation of values education, we would encourage schools to highlight the basic meaning of the rule of law and the importance of abiding by the law, so as to strengthen the law-abiding awareness of teachers and students, and enable students to recognise their national identity, distinguish right from wrong, properly understand and uphold "one country, two systems" in the learning process, and get ready to contribute to society and become the future pillar of our society.

As the National Anthem Ordinance was gazetted on June 12, 2020, the EDB has strengthened relevant curriculum resources and supportive measures. Moreover, to meet the development needs of society, such as the legislation in national security law, the EDB will continue to adopt multi-faceted measures relating to curriculum, teacher training and teaching resources, so as to strengthen the support to schools in promoting the country's Constitution and the Basic Law as well as enhancing positive values education, law-abiding awareness of teachers and students and moral education.

(7) According to the information provided by the Labour and Welfare Bureau, to render support to families in need, the Social Welfare Department provides a series of welfare services for individuals and families suffering from psychological and mental stress, including integrated family service, clinical psychological service, 24-hour emotional support hotlines, outreaching social work service, etc., and arrange for appropriate follow-up services to cater for individual needs. Individuals and families in need may seek assistance directly from the integrated family service centres nearby in their districts.

LCQ12: Castle Peak Bay Immigration Centre

Following is a question by Hon Shiu Ka-chun and a written reply by the Secretary for Security, Mr John Lee, in the Legislative Council today (June 17):

Question:

At present, those persons whose claims for non-refoulement protection in Hong Kong on the grounds of torture risks have been rejected will be detained at the Castle Peak Bay Immigration Centre (CIC), pending repatriation to their country of origin. I have received requests for assistance made by persons from Africa, South America and Southeast Asia whose claims were unsuccessful, saying that CIC is over-crowded as quite a number of claimants are stranded there due to the recent suspension of flights between Hong Kong and various destinations because of the epidemic. In this connection, will the Government inform this Council:

(1) of the total number of claimants detained at CIC pending repatriation in each of the past six months, with a breakdown by their country of origin and gender;

(2) of the number of claimants pending repatriation who were stranded at CIC in the past six months as a result of the Government's failure to make flight arrangements, with a breakdown by gender;

(3) of the number of claimants currently detained at CIC pending repatriation, with a breakdown by the duration for which they have been detained (i.e. less than one month, one to three months, more than three months to six months, more than six months to one year, more than one year to two years, more than two years to three years, and more than three years);

(4) of the details of the anti-epidemic measures taken by CIC during the

epidemic to guard against infection of the detainees, staff and visitors, as well as the details of its distribution of face masks to the claimants pending repatriation, including the time interval between each round of face mask distribution; and

(5) as I have learnt that the pedestal toilets in CIC are without lids and the air current produced by toilet flushing may easily cause the surrounding environment to be polluted by germs, of the improvement measures put in place by the Government?

Reply:

President,

The Government has since March 2014 put in place the unified screening mechanism (USM) to screen non-refoulement claims on all applicable grounds, i.e. a claim made by a person to be removed from Hong Kong to another country that if the person is removed to that country, the person will face torture, or his absolute and non-derogable rights under the Hong Kong Bill of Rights (HKBOR) (section 8 of Cap 383) will be violated (including being arbitrarily deprived of his life as referred to in Article 2 and cruel, inhuman or degrading treatment or punishment as referred to in Article 3 of the HKBOR), or will be persecuted, etc.

Non-refoulement claimants are illegal immigrants, overstayers or persons who were refused permission to land upon arrival in Hong Kong, and they have no lawful status to stay in Hong Kong. As such, when their claims are rejected, they must be removed from Hong Kong as soon as possible. Pursuant to the Immigration Ordinance (Cap 115), a claimant may be detained before his/her removal from Hong Kong, including before commencement of the screening process of his/her claim, during the screening process, pending an appeal and the hearing of such appeal, and during the process where his/her removal is being arranged; or he/she may be released on recognisance. At present, over 95 per cent of the claimants are released on recognisance and only a small fraction of the claimants are being detained at the Castle Peak Bay Immigration Centre (CIC) pending their removal from Hong Kong.

According to the prevailing detention policy, the Immigration Department (ImmD) will, in determining whether a person should be detained pending removal, take into consideration all relevant circumstances of the case, including whether the person's removal can be effected within a reasonable time; whether the person concerned may pose a threat / security risk to the community; whether there is any risk of the person absconding and/or (re)offending, etc. ImmD will regularly review each and every case to ensure that the continued detention of the person is both lawful and reasonable. A review will also be conducted when there is a material change in the circumstances of the case. The duration of the detention period of a person under detention is hence hinged on the circumstance of the individual case and the relevant changes, which cannot be generalised.

The Government's reply to the question raised by Hon Shiu Ka-chun is as

follows:

(1) to (3) As at early June this year, among the detainees in CIC, 70 were claimants whose claims were rejected and who are pending removal. The breakdown by nationality is as follows:

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Among these 70 persons, 64 are still waiting for the completion of the removal procedures, including pending the issuance of travel documents to

return to their countries of origin by their respective consulates in Hong Kong, while the remaining six have completed the removal procedures and are waiting for the arrangement of flights for their removal to their places of origin. As such, even though many countries and regions have restricted or suspended international flights in the midst of the COVID-19 pandemic, the impact on the claimants under detention has been limited, mainly affecting the few who have completed the removal procedures and are awaiting flights for returning to their places of origin. In fact, even without the COVID-19 pandemic, it is always necessary to liaise with the relevant consulates in Hong Kong and airlines to make arrangement for the repatriation flights and work out the suitable time schedule.

¶¶¶¶¶¶The number of claimants under detention varies from time to time, depending on the changes in the circumstances of individual cases. ImmD does not maintain other statistics mentioned in the question.

ImmD will keep in view the situation closely and continue to maintain liaison with airlines and the concerned consulates in Hong Kong with a view to removing the concerned persons from Hong Kong as early as possible when the relevant countries resume operation of international flights.

(4) and (5) In response to the COVID-19 pandemic, ImmD has enhanced the infection prevention and control measures in CIC. All detainees on admission to CIC are required to undergo a medical examination conducted by a duty medical officer to ensure that their health condition is normal and to prevent the transmission of infectious diseases to other detainees. For detainees arriving in Hong Kong from the Mainland or overseas countries within 14 days before admission to CIC, they will be subject to a 14-day quarantine and medical surveillance at a designated area of CIC, during which they will not have any contact with other detainees. In addition, all detainees newly admitted to CIC are required to undergo the COVID-19 viral test. Each detainee will be provided with a surgical mask and have body temperature taken every day. If any detainees have a fever or other symptoms, healthcare personnel of CIC will conduct a medical examination for them promptly. When necessary, the duty medical officer will refer the concerned detainees to a public hospital for further medical treatment.

¶¶¶¶¶¶All detention facilities at CIC, including the dayrooms, dormitories, toilets, bathrooms and office areas are regularly cleansed thoroughly with disinfectant to maintain a hygienic environment. For security reasons, toilet lids will not be installed in the toilet facilities of CIC. In order to enhance the hygiene of toilet facilities, CIC has arranged the contract cleansing service provider to perform additional cleansing and disinfection service for the toilet facilities in CIC. At present, staff of CIC must wear masks when discharging duties. Liquid soap and hand sanitisers are also provided for the detainees to ensure their personal hygiene. Moreover, body temperature scanners have been installed at CIC for temperature screening of all persons entering CIC (including staff and visitors of CIC). Those who have a fever or other symptoms will be denied entry into CIC. All visitors must wear surgical masks at all times after entering CIC. CIC will review and update from time to time the preventive measures in place to prevent the

spread of infectious diseases and to provide a safe environment for the detainees as well as staff and visitors of CIC.

[Hong Kong Customs combats unfair trade practices by fitness centre](#)

Hong Kong Customs today (June 17) arrested a female staff member of a chain fitness centre suspected of engaging in aggressive commercial practices in the course of selling fitness services, in contravention of the Trade Descriptions Ordinance (TDO).

Customs earlier received information alleging that a female salesperson of the Kowloon Bay branch of a chain fitness centre asked a customer to sign a form to check whether there were any promotional offers available. The customer was told that there was no obligation to pay. After the customer signed the form, the salesperson immediately revealed that the form was actually a fitness membership contract and forced him to settle the payment. A total of about \$15,000 was involved in the service contract.

After investigation, Customs officers today arrested a 24-year-old woman. Investigation is ongoing.

Customs reminds traders to comply with the requirements of the TDO and consumers to procure services at reputable shops. Before making any purchase decision, consumers should be cautious in providing their identity cards or credit cards to a salesperson. Consumers should firmly refuse to sign any sales document if they do not clearly know the content and price of the service to be provided, or have no intention to purchase the service.

Under the TDO, any trader commits an offence of engaging in aggressive commercial practices if harassment, coercion or undue influence is used to impair a consumer's freedom of choice or conduct, causing the consumer to make a transactional decision. The maximum penalty upon conviction is a fine of \$500,000 and imprisonment for five years.

Stressing its priority given to consumer rights protection and zero tolerance for unfair trade practices, Customs pledges that it will continue its stringent enforcement actions against unscrupulous traders.

Members of the public may report any suspected violation of the TDO to Customs' 24-hour hotline 2545 6182 or its dedicated crime-reporting email account (crimereport@customs.gov.hk).

LCQ6: Attracting non-locally trained doctors to practise in Hong Kong

Following is a question by Dr the Hon Chiang Lai-wan and a reply by the Secretary for Food and Health, Professor Sophia Chan, in the Legislative Council today (June 17):

Question:

To attract non-locally trained doctors to practise in Hong Kong so as to alleviate the manpower shortage of doctors in public hospitals, I and fellow members of the party to which I belong proposed in the middle of last year to amend the Medical Registration Ordinance to the effect that non-locally trained doctors who had been in employment with the Hospital Authority (HA) under limited registration for not less than five years and with satisfactory work performance would be qualified to apply for full registration as a registered doctor, without having to go through the required examination. The Government responded that as the proposal was controversial, it was not an "opportune time" to amend the Ordinance without full consultation of the stakeholders. In this connection, will the Government inform this Council:

(1) whether it has assessed at what time, and upon what conditions having been met, it will be an opportune time to implement the aforesaid proposal; whether it has consulted HA and other stakeholders on the proposal; if it has consulted, of the details of the views collected, including the ratio between those views for the proposal and those against and the justifications therefor; whether and when it will consult members of the public on the proposal;

(2) whether it knows the current situation of the manpower shortage of doctors in public hospitals, and the impacts of such situation on the quality of public healthcare services; and

(3) given that as at the end of March this year, there were only 24 non-locally trained doctors employed by HA under limited registration, whether it has reviewed the effectiveness of the efforts in attracting such doctors to practise in Hong Kong; if it has reviewed and the outcome is that the efforts are unsatisfactory, whether the Government will consider providing more incentives for such doctors to practise in Hong Kong, e.g. by implementing the aforesaid proposal; if so, of the timetable; if not, the reasons for that?

Reply:

President,

The Government has taken a multi-pronged approach to tackle the severe shortage of doctors in the public healthcare system by, inter alia,

increasing the number of healthcare training places, providing funding for universities to upgrade and increase their healthcare training capacities, as well as supporting the manpower initiatives of the Hospital Authority (HA). The Government will also continue to actively promote and publicise for the limited registration arrangement overseas, and conduct recruitment exercises to attract qualified non-locally trained healthcare professionals to practise in Hong Kong.

My reply to the question raised by Dr the Hon Chiang Lai-wan is as follows:

(1) The Food and Health Bureau set up a multi-party platform in March last year, engaging representatives from the Medical Council of Hong Kong (MCHK), the Hong Kong Academy of Medicine (HKAM), the Hong Kong Medical Association, the HA, the two medical schools in Hong Kong and the Department of Health to discuss feasible options for increasing the supply of doctors.

In the past year or so, a number of measures to increase the supply of doctors have been implemented. For instance, for non-locally trained specialist doctors who have passed the Licensing Examination and have worked full-time in the public healthcare sector for three years, the MCHK has, since last August, shortened their period of assessment from six months to two days. Besides, four colleges of the HKAM (namely Emergency Medicine, Family Medicine, Internal Medicine and Paediatrics) have agreed to admit non-locally trained doctors with qualifications at the pre-intermediate level for continuation of their specialist training in Hong Kong on the premise that the specialist training opportunities for locally trained doctors will not be compromised. The HA has updated the recruitment requirements for non-locally trained doctors with limited registration in these specialties since April this year. We expect that these measures will attract more eligible non-locally trained doctors, particularly those who are the children of Hong Kong people, to serve in our public healthcare sector through limited registration, thus alleviating the manpower shortage problem.

The Government will consider the effectiveness of the above measures as well as the views of relevant institutions and stakeholders in the healthcare sector before deciding on the way forward.

(2) In 2019-20, there was a cumulative shortfall of around 260 doctors, and an attrition rate of 5.4%, or 322 full-time doctors in equivalent, in the HA.

The HA is very concerned about the manpower of doctors in public hospitals, and will continue to undertake measures to increase and retain manpower. In addition to increasing the number of Resident Trainee posts, the HA will strive to recruit more full-time and part-time doctors, increase promotion opportunities and enhance training, and continue to recruit non-locally trained doctors to serve in public hospitals under limited registration, so as to relieve the work pressure on frontline doctors and improve the working environment. Besides, the HA will continue with the Special Retired and Rehire Scheme to rehire suitable serving doctors upon

their retirement at normal retirement age or leaving the service upon completion of contract.

(3) With the commencement of the Medical Registration (Amendment) Ordinance 2018, the validity period and the renewal period of limited registration have been extended from not exceeding one year to not exceeding three years. The HA has taken this opportunity to review and enhance the Limited Registration Scheme (the Scheme) in different aspects with the aim to attracting more non-locally trained doctors to practise in Hong Kong. Relevant measures include extending the Scheme from April 2019 to cover all specialties at the rank of Resident and recruiting non-locally trained specialists at the rank of Associate Consultant in specialties where shortage of specialists is more serious. Moreover, in order to increase the promotion opportunities for non-locally trained doctors, those at the rank of Resident with five or more years of post-specialist qualification clinical experience in public hospitals will have the chance to be promoted to the rank of Associate Consultant.

With the implementation of the enhancement measures, the number of non-locally trained doctors recruited by the HA has increased. As at May this year, there are 25 non-locally trained doctors working in HA public hospitals under limited registration.

Job applications from non-locally trained doctors are still received under the Scheme. As usual, the HA will assess the qualification and experience of the applicants in accordance with the mechanism and arrange interviews for suitable candidates. For those who are eligible and considered suitable for appointment, the HA will submit their limited registration applications to the MCHK in batches according to their intended dates of reporting for duty in Hong Kong. Four non-locally trained doctors whose applications for limited registration were earlier approved by the MCHK will report for duty within this year. The HA has submitted another three applications from non-locally trained doctors to the MCHK in May this year.

The HA will continue to recruit non-locally trained doctors by way of limited registration and keep reviewing and monitoring its overall manpower situation.