



Guidance Notes

**Application for Registration as
an Elector in a Functional Constituency and
as a Voter in an Election Committee Subsector**

Heung Yee Kuk

Registration and Electoral Office

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The Guidance Notes and application forms are obtainable from the following sources:

- (a) Registration and Electoral Office:
- (i) 10th Floor, Harbour Centre
25 Harbour Road
Wan Chai
Hong Kong
 - (ii) 10th Floor, Guardian House
32 Oi Kwan Road
Wan Chai
Hong Kong
- (b) Registration and Electoral Office Website: www.info.gov.hk/reo/index.htm
- (c) Registration and Electoral Office Enquiry Hotline: 2891 1001

I. Introduction

If you are eligible, you may apply to be registered as :-

an elector in this Functional Constituency (“FC”) and a voter in the corresponding subsector of the Election Committee (“EC”), i.e. a subsector having the same name as the FC, at the same time,

OR

an elector in this FC and a voter in **ONE** of the following EC subsectors, instead of in its corresponding EC subsector:

- (1) Chinese Medicine;
- (2) Chinese People’s Political Consultative Conference;
- (3) Hong Kong Chinese Enterprises Association,

OR

an elector in **ONE** of the FCs listed in **Appendix A**, and a voter in either its corresponding EC subsector or **ONE** of the above EC subsectors.

An eligible person is entitled to be registered in only **ONE** FC and/or only **ONE** EC subsector. If you are an elector/a voter already registered in an FC/EC subsector and submit an application for registration in a different FC/EC subsector, your new application (if accepted) will replace the registration of the existing FC/EC subsector in the next final register.

If you are registered as an elector in an FC and as a voter in an EC subsector, you will be entitled to vote in a general election or by-election, if any, in respect of the Legislative Council (“LegCo”) and the EC subsector -

- (1) to elect a Member of the LegCo in respect of your FC; and
- (2) to elect your representatives in respect of your EC subsector as members of the EC. Under the Basic Law, the EC is responsible for returning the Chief Executive.

II. Who is Eligible to Apply for Registration in the Heung Yee Kuk Functional Constituency (“FC”) and its Corresponding Election Committee (“EC”) Subsector

(1) You are eligible to be registered for this FC and its corresponding EC subsector if : -

(A) you possess the qualifications required for registration in this FC and its corresponding EC subsector (for details, please refer to **Appendix B**); and

(B) you are registered as an elector in a Geographical Constituency (“GC”) or are eligible and have applied to be so registered.

(a) Generally, you are eligible to be registered as an elector in a GC if :

(i) you are a permanent resident of the Hong Kong Special Administrative Region;

(ii) you ordinarily reside in Hong Kong;

(iii) you have reached 18 years of age or will reach 18 years of age on or before 25 September (for District Council Election year) OR 25 July (for Non-District Council Election year) next following your application for registration;

(iv) you hold an identity document, e.g. a Hong Kong permanent identity card; and

(v) you are not subject to any disqualification from registration.

For enquiries on permanent resident status, please call the Immigration Department hotline: 2824 4055.

(b) (i) You will be registered in a LegCo GC and the District Council constituency to which you belong according to your residential address which should be your only or principal residence in Hong Kong, i.e. a dwelling place in Hong Kong at which you reside and which constitutes your sole or main home.

- (ii) Please notify the Electoral Registration Officer in writing of any subsequent change of residential address as this might entail a consequential change of the constituencies in which you are registered. **If you do not notify the Electoral Registration Officer of your new residential address, you may cease to be registered in GC, FC and EC subsector.**
- (2) If you are eligible to be registered in the **Heung Yee Kuk FC** and any other FC at the same time, you may only be registered in the **Heung Yee Kuk FC** and not in any other FC.

III. Who is Disqualified from being Registered

Generally, a person is disqualified from being registered as an individual elector or voter, or as an AR, if he/she :

- (1) has been sentenced to death or imprisonment in Hong Kong or any other place and has not either served the sentence or undergone such other punishment as a competent authority may have substituted for the sentence or received a free pardon;
- (2) on the date of application for registration, is serving a sentence of imprisonment;
- (3) is or has been convicted of:
 - (a) having engaged in corrupt or illegal conduct in contravention of the Elections (Corrupt and Illegal Conduct) Ordinance (Cap. 554); or
 - (b) an offence against Part II of the Prevention of Bribery Ordinance (Cap. 201); or
 - (c) any offence prescribed by regulations in force under the Electoral Affairs Commission Ordinance (Cap. 541), where the election is to be held or is held within 3 years after the date of conviction;
- (4) is found under the Mental Health Ordinance (Cap. 136) to be incapable, by reason of mental incapacity, of managing and administering his/her property and affairs; or
- (5) is a member of any armed forces.

IV. How to Submit an Application

Please use Form REO-41 (“Application by an individual for registration in a functional constituency and an EC subsector”) to apply for registration in this FC and an EC subsector.

Please return the completed form, which must be signed by you, to the Electoral Registration Officer as soon as possible. Your application must **reach** the Electoral Registration Officer at the following address on or before **16 July (for District Council Election year) OR 16 May (for Non-District Council Election year)** for your registration particulars to be included in the next FC and subsector Final Registers to be published in **September (for District Council Election year) OR July (for Non-District Council Election year)**:

Registration and Electoral Office
10th Floor, Guardian House
32 Oi Kwan Road
Wan Chai
Hong Kong

If you are holding a valid personal digital certificate, you may also apply for registration on-line through the “Electronic Service Delivery” website: www.esd.gov.hk.

If you have not received any reply from the Registration and Electoral Office 14 days after submission of your application form, you may call the Enquiry Hotline 2891 1001 to check the progress of your application.

V. Further Enquiries

If you require further information, please call 2891 1001 or write to the above address by post, or fax to 2891 1180, or access to the website: www.info.gov.hk/reo/index.htm.

VI. Personal Information Collection Statement

Purpose of Collection

The personal data and other related information provided by you by means of the application form will be used by the Registration and Electoral Office for voter registration and election related purposes. The provision of personal data and other related information by means of the application

form is voluntary. However, if you do not provide adequate and accurate data we may not be able to process your application for registration. **If the Electoral Registration Officer has determined that you are eligible to be registered as an elector/a voter, your name and residential address provided by means of the application form will be included in a register and made available for public inspection.**

Classes of Transferees

Where necessary, the particulars submitted by you may be provided to other departments/organizations/persons for verifying your eligibility for registration and other election-related purposes under relevant ordinances and/or subsidiary legislation.

Access to Personal Data

You have a right to request access to, and to request the correction of, the personal data and other related information you supplied in accordance with the provisions of the Personal Data (Privacy) Ordinance (Cap. 486). Such requests should be made in writing to the Electoral Registration Officer at 10th Floor, Harbour Centre, 25 Harbour Road, Wan Chai, Hong Kong.

VII. Language Preference for Election-related Communications

Normally, election-related communications issued to electors by the Registration and Electoral Office are in both Chinese and English. Your language preference would facilitate candidates' communications with you at elections in the language of your choice. If you do not complete this section, it will be assumed that your preferred language is Chinese.

Note: This booklet is for general guidance only. For more details, applicants may refer to the Legislative Council Ordinance (Cap. 542), the Chief Executive Election Ordinance (Cap. 569), the Electoral Affairs Commission Ordinance (Cap. 541) and subsidiary legislation made thereunder. The legislation can be found on the website: www.justice.gov.hk/home.htm and are on sale at the Government Publications Centre.

List of Functional Constituencies and their corresponding Election Committee Subsectors

- (1) Accountancy
- (2) Architectural, Surveying and Planning
- (3) Catering
- (4) Commercial (Second)
- (5) District Council¹
- (6) Education²
- (7) Engineering
- (8) Financial Services
- (9) Health Services
- (10) Heung Yee Kuk
- (11) Import and Export
- (12) Industrial (First)
- (13) Information Technology
- (14) Legal
- (15) Medical
- (16) Real Estate and Construction
- (17) Social Welfare
- (18) Sports, Performing Arts, Culture and Publication
- (19) Textiles and Garment
- (20) Wholesale and Retail

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1. For the District Council FC, its corresponding subsector is either the Hong Kong and Kowloon District Councils subsector or the New Territories District Councils subsector.
 2. For the Education FC, its corresponding subsector is either the Education subsector or the Higher Education subsector.

Appendix B

Registration in the Heung Yee Kuk Functional Constituency (“FC”) and Election Committee (“EC”) Subsector

1. Who is eligible to be registered

You are eligible to be registered if you are one of the following categories of persons :

- (a) the Chairman of the Heung Yee Kuk;
- (b) Vice-Chairmen of the Heung Yee Kuk;
- (c) the Ex Officio, Special or Co-opted Councillors of the Full Council of the Heung Yee Kuk.

2. Point to note

You do not need to apply to be registered in the Heung Yee Kuk FC/subsector again if you have already been so registered in the existing final registers. If you wish to confirm whether you are a registered elector/voter, you may call the Enquiry Hotline of Registration and Electoral Office at 2891 1001 for checking.

If you are also eligible to be registered in one of the following optional subsectors:

- (1) Chinese Medicine;
- (2) Chinese People’s Political Consultative Conference;
- (3) Hong Kong Chinese Enterprises Association,

you may choose to be registered in one of these subsectors by indicating your choice in Section 5 of the application form. In this case, you will be registered in the Heung Yee Kuk FC and the subsector of your choice.

3. What application form should be used

Please use Form REO-41 (Blue) (“Application by an individual for registration in a functional constituency and an Election Committee subsector”) to apply for registration in this FC and an EC subsector.