# Social Workers Registration Board 社會工作者註冊局

# Rules for Election of Board Members 註冊局成員選舉規則

### 1. Introduction

- 1.1 The Social Workers Registration Board ("the Board"), a statutory body established under the Social Workers Registration Ordinance (Cap. 505) ("the Ordinance"), consists of fifteen members, of whom eight are elected by registered social workers ("RSWs") as provided under Sections 4(3)(a) and 5(5) of the Ordinance.
- **1.2** This set of Rules are made by the Board in accordance with Section 9(1)(b) of the Ordinance to govern the conduct of such elections.

### 2. Election Committee

- 2.1 The Board shall appoint from time to time and as required an Election Committee ("EC") with membership of such a number the Board may think fit and shall delegate to it the powers for conducting an election or a by-election of any number of RSWs to be returned as Member(s) of the Board ("BMs"). The powers include but not limited to deployment of staff members of the Board, engagement of service venders and seeking legal advice, whenever and wherever necessary for the conduct of election or by-election.
- 2.2 EC members can be of any profession, but none of them shall be RSWs unless they are not eligible to be elected at the relevant election or by-election as BMs as provided under Section 5(2) of the Ordinance or they have made a declaration to the Board that they will not be the candidates in the election or by-election to be conducted by that EC. There shall be at least one BM in each term of EC.
- 2.3 The presence of 3 of its members, or in case the EC is of a membership of less than 3, the presence of all, shall form the quorum of a meeting of the EC. They shall elect among themselves a presiding member to chair a meeting or meetings of the EC. All matters for determination at a meeting of the EC shall be decided by a majority of votes of the members present and where there is an equality of votes the presiding member shall have a casting

# 前言

社會工作者註冊局(註冊局)乃根 據社會工作者註冊條例(第505章) (條例)成立的法定機構。註冊局 由 15 名成員組成,根據條例第 4(3)(a)及5(5)條規定,其中8名成員 由註冊社會工作者(註冊社工)選 出。

註冊局根據條例第 9(1)(b)條制訂此 規則,用以監督此項選舉工作。

# 選舉委員會

註冊局按需要適時委出選舉委員會 (選委會),訂定合適的選委會成員 數目,並授權選委會處理註冊局成 員選舉或補選的工作。就選舉或補 選的事宜,選委會的權力包括但不 限於在有需要時指派註冊局職員協 助選舉工作、委任服務供應商及尋 求法律意見。

在每一任選委會中,須有最少一名 現任註冊局成員,以及由其他不同 的專業人士組成;當中的成員不可 以是註冊社工,除非該註冊社工是 根據條例第 5(2)條,並不符合選舉 或補選的參選資格,又或者該註冊 社工已向註冊局聲明不會在該選委 會負責的選舉或補選中參選,則該 人士可成為選委會成員。

選委會會議的法定出席人數為 3 人。如選委會的成員數目少於 3 人, 法定人數則為全部成員。成員須互 選一名主席主持選委會的任何會 議,在出席會議的成員中,任何討 論項目均須以過半數的票數方可獲 得通過。遇有相同票數時,主席除 有權投其原有的一票外,還有權投 vote in addition to his/her original vote.

- **2.4** The tenure of an EC shall expire upon the BMs-elected from that election or by-election taking the office.
- **2.5** The Board may decide and grant an honorarium to each of these EC members provided that he/she is not a BM.

# 3. Timeline of Election

- **3.1** The Board shall have perpetual succession and the tenure of BM is normally for a term of 3 years with the first term run from 16 January 1998 to 15 January 2001, where the first ordinary election was conducted in year 1997. The ordinary election for elected BMs shall be held in each subsequent third year thereafter.
- **3.2** A by-election shall be conducted and the date of vote counting held within a period of 6 months when an office of elected BM is vacant. But when such vacancy occurs on or after the appointment by the Board of an EC for the ordinary triennial election, no by-election shall be held for filling that casual vacancy.
- **3.3** When during the course of conducting a by-election, office of another elected BM is vacant, the Board may ask the EC to include this vacancy in the same election if the period of nomination is yet to commence. In case that the period of nomination has already commenced, the Board shall appoint another EC and conduct a separate by-election for the latter vacancy which shall not be run concurrently with the former one, and the period for conducting this latter by-election shall be extended from6 months to 8 months.
- **3.4** Results of ordinary election or by-election shall be announced within 3 working days after the vote counting, or the drawing of lots if required, is completed, if in case of finding nomination equaling or being less than the vacancy, results should also be announced within 3 working days after the declaration of all nominees elected by the EC; to avoid any doubt, the day on which any aforesaid procedure is completed shall not be included in that 3-day period.
- **3.5** The period for nomination of candidates shall not be shorter than 15 working days. The EC may

決定票。

選委會的任期於在選舉或補選中當 選者就任後屆滿。

註冊局有權決定向非註冊局成員的 選委會成員發放酬金。

# 選舉日程

註冊局須永久持續,其成員的任期 一般為每3年一屆。第一屆的成員 選舉在1997年舉行,選出的首屆註 冊局成員,任期由1998年1月16 日至2001年1月15日。往後須每 三年舉行一次註冊局成員選舉。

如有當屆選任成員的席位出缺,補 選及點票程序須於6個月內進行。 若註冊局已為3年一度的選舉委出 選委會,在委任選委會當日或之後 有選任成員的席位出缺,註冊局毋 須為此進行補選。

在補選過程中,如有另一位選任成 員的席位出缺,而該空缺是在補選 提名期開始前發生,註冊局可要求 選委會在該補選中,一併處理該出 缺的的選舉工作。若該空缺是在補 選提名期開始後發生,則註冊局不 能把該空缺與先前的空缺一併舉行 補選,而須另委選委會,安排另一 次補選填補該空缺,時限則由 6 個 月伸延至 8 個月。

成員選舉或補選的結果在點票或抽 籤(如有需要)程序完成後的3個 工作天內公布,若候選人數等於或 少於需填補的席位,結果同樣在選 委會宣布所有候選人直接當選後的 3個工作天內公布;為免疑慮,上 述任何程序完成當天不計算在該3 個工作天之內。

候選人的提名期不得少於 15 個工 作天。在候選人的數目少於空缺的 extend or re-open the period for nomination for at most another 5 working days if and only if the total number of candidates being nominated is less than the number of offices to be filled.

- **3.6** The EC shall confirm and publish the list of valid candidates (in alphabetical order of their names) for the election within 5 working days after the closure of nomination.
- **3.7** If the mode of voting includes postal ballot, the period for voting shall not be shorter than 15 working days.

# 4. Eligibility for Voters

**4.1** All RSWs whose names are on the Register as on the date of one month prior to the date of vote counting for an election and theirs remain so on the date of vote counting are eligible to be voters for that election.

## 5. Eligibility for Candidates and their Nominations

- 5.1 All RSWs (Category 1) whose names are on the Register are eligible for being nominated to stand for an election, except those being not qualified to be a BM for the term to be elected for as specified under Section 5(2) of the Ordinance. To avoid any doubt, no existing BMs, elected or appointed, may be nominated to stand for a by-election until he/she has tendered his/her resignation with imminent effect from the Board in accordance with provisions under Section 5(1)(b) of the Ordinance.
- 5.2 Nomination of candidate shall be made in the form prescribed by the Board, where there shall be two RSWs each being the proposer and the seconder of such nomination, and the nominee shall also sign on the form to consent to the nomination.
- **5.3** Only nomination forms duly signed and in its original shall be accepted.
- 5.4 The completed nomination form with all required supporting documents shall be submitted to and be arriving at the Board office within the period for nomination. When it is submitted via postal or courier services, the nominee or his/her agency shall take into account the turnaround time for such delivery.
- 5.5 A nomination will be invalid when either the

情況下,選委會方可延長或重開提 名期最多5個工作天。

提名期結束後,選委會須在5個工 作天內確認及公布有效候選人的名 單(以英文姓名次序排列)。

如投票方法包括郵遞方式,投票期 不得少於15個工作天。

# 選民資格

註冊社工須於點票日前一個月已名 列於註冊紀錄冊及直至點票當天仍 然名列於註冊紀錄冊,方為符合資 格選民。

# 候選人資格及提名

除條例第 5(2)條訂明有關不合符資格參選的情況外,所有名列於註冊 紀錄冊的註冊社工(第1類)均符 合資格獲提名參選。為免疑慮,現 任的選任或委任成員如欲獲提名參 與補選,須根據條例第 5(1)(b)條的 規定先行辭任註冊局成員。

候選人的提名須以註冊局指明表格 提出,由兩名註冊社工分別作出提 名及和議,而獲提名的人士亦須在 提名表格內簽署確認。

只接納已簽署及正本的提名表格。

已填妥的提名表格, 建同所需證明 文件, 須在提名期內送抵註冊局辦 事處。如以郵遞或速遞服務方式提 交,獲提名的人士或其代理人須考 慮派遞所需的時間。

提名人、和議人或獲提名人在候選

proposer, the seconder or the nominee write to withdraw the nomination prior to the assignment of sequential numbers for voting. No withdrawal for any reason will be accepted after the sequential numbers have been assigned.

- **5.6** A nomination will be invalid when either the proposer, the seconder or the nominee ceases to be a RSW before the EC confirms and publishes the list of valid candidates for the election. To avoid any doubt, the cessation of either the proposer or the seconder as a RSW after the EC has confirmed and published the list of valid candidates will not affect the validity of the nomination concerned.
- 5.7 When a person ceases to be an RSW (Category 1), even his/her name has been entered into the confirmed list of valid candidates, he/she shall no longer be a valid candidate for the election. To avoid any doubt, even he/she manages to be an RSW (Category 1) soon afterwards and before the date of voting, his/her nomination as candidate remains invalid, and his/her name will not be entered into the ballot papers.
- 5.8 Even his/her name has been entered into the ballot papers, a person shall no longer be a valid candidate when he/she ceases to be an RSW (Category 1) before the vote counting commences. Any vote on him/her shall not be counted. To avoid any doubt, such cessation and the mark put against his/her name on the ballot paper, shall not void the ballot paper in its entirety, where votes on other candidates of the same ballot paper shall still be valid and be counted.
- **5.9** Upon the confirmation of valid candidates by the EC, if the total number of candidates equals to or is less than the number of offices to be filled, all the candidates will be declared elected with no voting required. Remaining vacancy, if any, shall be filled in by conducting a by-election afterwards.
- 5.10 If there are no valid candidates after the closure of nomination, or any extension of such, the EC shall declare the election to have failed and the Board shall appoint another EC to conduct the election anew and any timeframe to be observed for conducting this election should re-start as from the date of the declaration of failure by the former EC.

人編號分配前以書面撤回提名,有 關提名將告失效。候選人編號分配 後不會接納撤回提名。

在選委會確認及公布有效候選人名 單前,任何提名人、和議人或獲提 名人如已不再為註冊社工,其提名 將告失效。為免疑慮,當選委會確 認及公布有效候選人名單後,即使 提名人或和議人不再為註冊社工, 相關候選人的資格不受影響,仍然 有效。

即使候選人的名字已列於獲確認的 候選人名單上,一旦他或她不再為 註冊社工(第1類),他或她在該選 舉中不可當作為有效候選人。為免 疑慮,即使該人士在投票開始前已 重新註冊成為註冊社工(第1類), 其參選資格仍然無效,其名字亦不 會列於選票當中。

即使候選人的名字已列於選票內, 若他或她在點票開始前不再為註冊 社工(第1類),其候選人資格亦為 無效,其得票亦不會計算。為免疑 慮,任何曾經投票予該名無效候選 人的選票不會整張作廢,除該名無 效候選人以外,該選票仍然有效及 須點算在內。

當選委會確認有效候選人時,若候 選人數等於或少於需填補的席位, 所有候選人在毋須投票下,宣布自 動當選。如有任何餘下空缺,則須 透過補選填補。

如在提名期或提名延長期結束後, 仍沒有有效候選人,選委會須宣布 選舉無效,註冊局須另委選委會重 新進行選舉,而該重選的日程須以 前選委會宣布選舉無效的日期作為 起點計算。

**5.11** If the total number of candidates being nominated

如獲提名參選的人數多於需填補的

exceeds the number of offices to be filled, the EC will proceed with the work for voting.

### 6. Sequential Numbers of Candidates and Election Campaign

- 6.1 When voting is required, the EC shall draw lots for assigning sequential number to each candidate, so that the names of candidates will be printed in such sequence on the ballot papers. When a two-column listing on the ballot papers is required, the first half of the list will be printed on the left-hand side column and the latter half on the right-hand side. In case of any publicity materials on profile of candidates to be published by the Board, the same sequence will be used for such publication.
- 6.2 The EC shall fix a date for drawing lots to assign the sequential numbers, and invite all candidates or their election agencies to attend and to witness, whilst their attendance is not mandatory.
- 6.3 The EC shall prescribe the form and information to be included in a summary of personal particulars of candidates which the EC will compile and publish to voters.
- 6.4 The EC shall also publish to voters a leaflet containing publicity materials of the candidates, as furnished by those candidates in accordance with the format prescribed by the EC.
- 6.5 The EC shall hold at least one election forum open to all voters to meet with, to hear from, and to question the candidates.

#### 7. **Vote Casting**

- 7.1 The Board adopts the postal voting (returned by pre-paid envelope or in person), supplemented with a half-day on-site voting usually held in the morning of the date for vote counting, as the usual method for vote casting.
- 7.2 In case of catastrophic incident or act of God that disallows the postal voting to proceed, such as postmen on strike, any number of ballot papers already returned and kept in custody being damaged in a fire, or ballot papers or ballot boxes keeping the papers (including the locks) being damaged or lost in a burglary, and when the remaining period of time for filling the office by the

席位,選委會將安排選舉工作。

## 候選人編號及選舉宣傳

如需進行投票,選委會須以抽籤方 式為每位候選人分配順序編號,各 候選人的姓名將按編號印於選票 上。如候選人的資料需以左右兩列 顯示於選票,首半部分的候選人姓 名將印於左列,後半部分的候選人 姓名則印於右列。註冊局為候選人 出版的宣傳資料,亦將以該次序排 列[。

選委會須在其指定的日期,為候選 人的编號進行抽籤,並邀請所有候 選人或其選舉代理人出席及見證, 他們可自行選擇出席與否。

選委會將編印及向選民發布候選人 資料摘要,有關摘要的格式由選委 會訂明。

選委會亦須向選民發布一份載有候 選人資料的宣傳單張,候選人須按 指明格式向選委會提供有關資料。

選委會須最少舉辦一次選舉論壇, 讓選民有機會接觸候選人、向候選 人提問及聽取其意見。

# 投票

註冊局採用的一般投票方式包括郵 或親身交回)並輔以即場投票,即 場投票為時半天,設於點票日的上 午。

遇有突發事故或不能預計的情況, 以致郵遞投票不能進行,如郵差罷 工、任何已寄回並被妥善保存的選 票遭大火燒毀、或選票或載有選票 的票箱(包括鎖)被損毀或被盜取, 若選委會認為因此而剩餘的時間, 不足以重新進行郵遞投票,選委會 有權決定以即場投票作取代,該即 election is considered by the EC to be inadequate to conduct the postal voting anew, the EC may decide to conduct a full-day on-site voting instead.

- **7.3** No proxy is allowed to cast vote in any 在任何情 circumstances.
- **7.4** A ballot paper will be void in the following circumstances:-
  - Ballot paper under the postal voting scheme received by the Board after the prescribed end date and time of the period for voting;
  - (2) Ballot paper in a bar-coded envelope received by the Board, where the identity of the voter as a RSW cannot be verified as a result of the barcode being spoilt;
  - (3) All ballot papers in a number greater than one and returned together in one single bar-coded envelope;
  - (4) Ballot paper (except those cast by way of on-site voting) returned to the Board Office by post or in person without being put in the bar-coded envelope;
  - (5) Any duplicated ballot paper of the same voter;
  - (6) Any form of copy of ballot paper (as only original ballot paper shall be accepted);
  - (7) Ballot paper on which the number of candidates marked exceeding the number of office to be filled by the election;
  - (8) Ballot paper with alterations, any other marks, or being torn or spoilt, or returned with any other materials in the bar-coded envelope that may construe as indication of the voter's identity;
  - (9) Ballot paper which is decided by the Observers to be unclearly marked for vote counting.

# 7.5 Replacement

**7.5.1** Under the postal voting scheme, when a voter has inadvertently torn or otherwise spoilt the ballot paper or the bar-coded envelope as provided, or he/she has wrongly marked on the ballot paper, or he/she claims to have lost either one or not to have

場投票為時一天。

在任何情況下,代理投票概不受理。

在以下情況下,選票將作廢:

- (1) 在郵遞投票制度下,註冊局在指 定投票期的截止日期及時間後 所收到的選票;
- (2) 註冊局收到指定用作放置選票 的電腦條碼信封,如信封上的電 腦條碼已損毀,導致無法核實選 民的註冊社工身份;
- (3) 一個電腦條碼信封內載有多於 一張的所有選票;
- (4) 透過郵寄或親身遞交但沒有放入電腦條碼信封的選票(即場投票除外);
- (5) 由同一選民所作的重覆選票;
- (6) 任何形式的選票副本(只接受選 票正本);
- (7) 選票上選取的候選人總數多於 需填補的席位;
- (8) 選票曾被改動、含有任何其他記號、被撕毀、或連同其他物料放入電腦條碼信封內以致選民身份可能因此被識別;
- (9) 監票人裁定為填寫不清晰的選票。

### 重發選票

在郵遞投票制度下,若選民以書面 及不遲於點票日前5個工作天報稱 不慎損毀指定的選票或電腦條碼信 封、誤填選票、或報失或報稱沒有 received the complete set of instruments from the Board at all, on his/her reporting it in writing and not later than 5 working days prior to the vote counting date, the EC will first void the set of instruments alleged or claimed to be damaged or lost, and will by ordinary post deliver a replacement set of instruments; or the EC will instruct the voter to cast the vote on-site when the report is made late or in other manner.

- **7.5.2** At the time of on-site voting, when a voter has inadvertently torn or otherwise spoilt the ballot paper or he/she has wrongly marked on it, on his/her reporting it and surrendering the spoilt ballot paper to the duty officer on-site, the duty-officer being appointed by the EC having verified such to be the case is with the authority from the EC to issue one replacement ballot, but not any more even the voter tears or otherwise spoils the replacement paper or wrongly marks on it again.
- **7.5.3** When a voter exercises his right to cast the vote on-site, regardless of whether he/she has cast the vote via the postal voting scheme, the duty-officer having verified the identity of the voter is with the authority of the EC to first void the set of instruments delivered to him/her under the postal voting scheme and to issue one replacement set of instrument to the voter for on-site voting.

# 7.6 Delivery and return of ballot paper

- **7.6.1** Under the postal voting scheme, the Board will send to each voter at his/her registered address by ordinary post an election pack at least 1 working day prior to the commencement of the period for voting. The pack will include a copy of this set of Rules, a copy of the instructions for voters prescribed by the EC, an original copy of ballot paper, a bar-coded envelope and a pre-paid return envelope. A public notice on this delivery and the commencement of the period for voting will be published simultaneously in at least one widely circulated newspaper in Hong Kong.
- **7.6.2** In case on-site voting is to be conducted in lieu of the postal voting one, the Board will send to each voter at his/her registered address by ordinary post a notice of such with details on the date, time and venue for voting to be specified by the EC. A public notice of such delivery in at least one widely circulated newspaper in Hong Kong will be

收到註冊局提供的整套投票文件, 選委會先把報稱已損毀或遺失的投 票文件作廢,並以平郵重發整套投 票文件;若遲延報稱或非以書面提 出,選委會將指示該選民在指定投 票日作即場投票。

在即場投票時,若選民向當值主任 報稱不慎損毀選票或誤填選票,他 /她須交回該選票,經核實情況 後,由選委會委任的當值主任乃可 行使選委會所賦予的權限,向選民 重發另一張選票。選票只會重發一 次,即使選民再次不慎損毀或誤填 選票,也不會再次補發。

當選民行使其即場投票的權利,不 論他或她曾否透過郵遞方式投票, 在核實其身份後,當值主任乃可行 使選委會所賦予的權限,把原先郵 寄予該選民的投票文件作廢,然後 才重發一份供他或她即場投票。

### 發出及交回選票

在郵遞投票制度下,註冊局將在投 票期開始不少於一個工作天,以平 郵把選舉文件寄往選民的註冊地 址。整套文件包括選舉規則、由選 委會訂明的選民指引、選票正本、 電腦條碼信封及已付郵資的回郵信 封各一份。有關發出選票及投票期 開始的事宜,將同時在最少一份香 港行銷的報章公布。

若需要以即場投票替代郵遞投票, 有關通知將以平郵寄往選民的註冊 地址,通知有關由選委會定出的投 票日期、時間及地點。有關事宜將 同時在最少一份香港行銷的報章公 布。註冊局將即場向選民發放選票。 published simultaneously. Voters will be given the ballot papers on-site.

- **7.6.3** Under the postal voting scheme, each voter should put only his/her ballot paper in the bar-coded envelope designated for him/her, seal the envelope and return it to the Board by using the pre-paid return envelope as provided by the Board. The return, by post or in person, should be within the period for voting, such that it will not be received by the Board after the prescribed end date and time of such period and becomes void.
- **7.6.4** For on-site voting, either conducted in lieu of the postal voting scheme or formed part of the postal voting scheme, voters are required to present their personal identification documents for verification at the site for conducting the voting.
- 7.6.5 After a voter's identity as a RSW is verified, he/she will be given a ballot paper and be invited to a designated area for his/her completing the ballot in secret. With no undue delay he/she shall complete the ballot and cast it himself/herself into the designated ballot box. No use of any communication or recording devices is permitted during this course of action. No ballot paper is allowed under any circumstances to be taken away from the site for voting.
- **7.6.6** On-site voting is only open during the period of time and at the venue specified by the EC and no request for on-site voting beyond that period of time or at other venue shall be entertained.

# 8. Vote Counting

- 8.1 The EC shall announce the date, time and venue for vote counting together with the public notice for announcing the commencement of the period for voting.
- 8.2 EC members shall among themselves appoint Observers of a number which they think fit to supervise and to oversee the vote-counting proceedings on-site, and among the Observers one shall be appointed as the Lead Observer.
- **8.3** The vote-counting proceedings shall be open for observation to the public. Any persons who are to observe the proceedings shall stay within a designated area at the vote counting venue.

在郵遞投票制度下,選民須把選票 放入為其個別而設的電腦條碼信封 內,封口後使用註冊局提供的已付 郵資的回郵信封寄回註冊局。不論 是郵寄或親身遞交,選票必須在投 票期內送抵註冊局,以免其在指明 日期和時間後才收到而作廢票處 理。

不論即場投票是作為取代郵遞投票 制度,或是作為輔助郵遞投票制度 的一部分,選民須即場出示其個人 身份證明文件,以核實其身份。

選民的身份經核實後將獲發一張選 票,並被邀到指定位置,在保密環 境下填寫選票。他或她須在合理的 時間內填妥選票,並親自把選票放 入特設的投票箱內。在投票過程 中,選民不得使用任何通訊設備或 錄音或錄像設備;在任何情況下, 選民不可將選票帶離投票地點。

即場投票只會在選委會指明的時段 及地點開放,在非指定時段或其他 地點的即場投票要求將不獲受理。

# 點票

選委會在刊登有關選舉期開始的公 告外,須同時公布點票的日期、時 間及地點。

選委會須在成員中委任其認為合適 數量的委員擔任監票人,現場監督 整個點票過程,並委任其中一位監 票人為首席監票人。

點票過程須開放予公眾監察。任何 監察人士須逗留在點票場地的指定 區域。

- 8.4 Decision of the Observers on validity of any ballot, to be made by a simple majority among themselves, is final. In case there is a tie, the Lead Observer is with the casting vote in addition to his/her original vote.
- 8.5 The Board adopts the "First Past the Post" as the voting system, i.e. in the ordinary triennial election, the candidates receiving the eight greatest numbers of votes will fill the total of 8 offices of elected BMs, or when it is a by-election with only one office to be filled, the candidate who receives more votes than anyone else will fill the vacant office.
- 8.6 If the ballot fails to clearly fill the number of vacant office(s) as a result of an equal greatest number of votes being cast for two or more of the candidates, the filling of the office(s) will be determined by drawing lots among those contesting candidates with that equal greatest number of votes. The drawing of lots will be conducted by the Observers immediately after the vote-counting proceedings and in accordance with the following procedures:-.
- **8.6.1** The Observers shall ascertain whether all candidates, or in their absence their designated election agencies, are present at the vote counting venue for the purpose of drawing lots. In case of any candidates not being present in person or by their agencies, the Observers may designate any staff member of the Board office to act as the proxy election agency of such candidates in the lot drawing proceedings.
- 8.6.2 The lot drawing will make use of ten table-tennis balls each marked a number from one to ten. After being inspected by the Observers and the candidate(s) (or their agencies), the balls will be put into a proven empty opaque bag.
- 8.6.3 The sequential numbers for the election of the contesting candidates in the lot drawing shall dictate the order of these candidates to draw lots, the candidate with the smallest sequential number draws first, and so on. He/She, or his/her agency, will draw one ball from the bag. The number marked on the ball drawn will be recorded by the Registrar and verified by the Observers. The ball should then be put back into the bag. Other candidate(s) or his/her agency(ies) eligible for the lot drawing will draw in the same manner.

監票人以簡單大多數方式議定選票 的有效性,該決定將被視為最終決 定。若出現平局,首席監票人除原 有的一票外,有權投決定票。

註冊局以「最高得票者為當選」的 機制為原則,即在一般3年任期的 選舉中,獲得最高票數的8位候選 人將當選為八個選任成員席位。當 只有一個空缺席位的補選時,比其 他人獲取更多票數的候選人將當 選,填補出缺的席位。

如兩名或多於兩名的候選人獲得相 同的大多數票,以致未能決定當選 者時,將會以抽籤方式決定。監票 人隨即在點票後依以下程序主持抽 籤:

監票人須確定候選人或其選舉代理 人(如候選人缺席下)是否在點票 現場參與抽籤。如候選人及其代理 人缺席,監票人可指派註冊局辦事 處職員為其代理人,處理抽籤程序。

抽籤時,將使用十個乒乓球,分別 標示由1至10的數字。經監票人及 有關候選人或其代理驗證後,把乒 乓球放入一個經確認的不透明空袋 內。

抽籤次序以候選人的參選編號作決 定,由編號最小的候選人開始抽 籤,如此類推。候選人或其代理人 先從袋中抽出一個乒乓球,然後交 由註冊主任記錄乒乓球的數字,由 監票人驗證後,把乒乓球放回袋 內。其他有關候選人或其代理人隨 後以同樣方式抽出乒乓球,如此類 推。

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- **8.6.4** Candidate(s) will be elected by drawing lot, based on the following rules:
  - (1) Where there is only one office to be filled and there are two candidates or above having an equal greatest number of votes, based on the principle of "1" is the smallest number, the candidate who draws the larger number will be elected. If two or more of the candidates have drawn the same larger number and the remaining candidates have drawn smaller numbers, there shall be a second draw, where only those candidates who have drawn the same larger number in the first draw shall participate.
  - (2) Where there are 3 candidates having an equal greatest number of votes and there are 2 offices to be filled after the drawing of lots, if the 3 candidates draw respectively the largest, the larger and the smallest numbers, the 2 candidates who have obtained the largest and the larger numbers will be elected, and the remaining candidate will fail. If the 3 candidates draw respectively 2 larger equal and 1 smaller numbers, the 2 candidates who have drawn the larger equal number will be elected to fill the 2 offices. If the 3 candidates have drawn respectively a larger and 2 equal smaller numbers, the candidate who has drawn the larger number will be elected and the remaining 2 candidates shall participate in a second draw. This same rule applies where there are N candidates having an equal number of votes and there are less than N offices to be filled
  - (3) If the second draw fails to determine the result, a third draw will be conducted based on the same proceedings as mentioned in (2) until all vacant offices are filled.
- **8.6.5** The result and the record of the drawing of lots shall be signed and confirmed by all the Observers.
- **8.7** After the counting of votes, or the drawing of lots if required, is completed, the Observers shall determine, confirm and announce the results of election by the appropriate means and within the specified period of time under point 3.4.

候選人將按以下原則視為當選:

- (1) 如只有一個空缺席位,但同時有兩名或以上候選人獲相同票數,而「1」是最小的數字,抽到數值較大的候選人即告當選。如兩名或以上的候選人却到相同數字,而又同時比其他人所抽的數值較大,則須進行第二輪抽籤。只有候選人在第一輪抽籤中抽到相同數字而又較大數值,才可以參加及進行第二輪抽籤。
- (2) 如有兩個空缺席位,但同時有3 名候選人獲得相同票數,由抽到 最大及次大數值的兩名候選人 即告當選,其餘落選。如3名候 選人中,其中一名抽到較小數 值,而另外兩名抽到相同而又較 大數值,則該兩名抽到大數值的 候選人即告當選。如3名候選人 中,其中一名抽到較大數值,另 外兩名抽到相同而又較小數 值,抽到較大數值的那位當選, 另兩名候選人須進行第二輪抽 籤。在席位數目少於 N 個的情 況下,如有 N 名候撰人取得相 同又最多票數,相同的原則亦適 用。
- (3) 如第二輪抽籤仍然未能得出結果,則須進行第三輪抽籤,並依照上述(2)所訂的程序,直至空缺被填補為止。

所有監票人須於抽籤結果及記錄上 簽署確認。

當點票或抽籤(如有需要)程序完成後,監票人須在第 3.4 項所指定的時間及以合適的方式,決定、確認及公布選舉結果。

### 9. Notice to be published in the Gazette for the BMs-elect

- 9.1 Upon the announcement of the results of election, the Registrar shall inform the office of the Secretary for Labour and Welfare of such results for the Secretary publishing the notice in the Gazette as required under Section 4(4) of the Ordinance.
- 9.2 Before the commencement of the new term he/she is elected for, if any BM-elect, for any reason, ceases to be an RSW (Category 1), hence no longer qualified as a BM, the Registrar shall inform immediately the office of the Secretary for Labour and Welfare of such cessation, so that the Secretary may decide on the appropriate notice to be published in the Gazette.
- 9.3 Any vacant office as a result of such shall be filled in by conducting a separate by-election in accordance with these Rules.
- 9.4 Unless he/she is disgualified to be a BM for sake of cessation to be an RSW (Category 1), BM-elect shall by no means withdraw himself/herself from taking up the office of BM. He/she may tender resignation on the first day of the commencement of his/her term, then the Board is to conduct a by-election.

#### 10. Disposal of returned ballot papers and etc

- 10.1 All returned ballot papers, valid or void, and all relevant materials shall be kept by the Registrar for a period of 3 calendar months as from the announcement of the results, or for any period of a longer duration as per order of any court of law. After then, the papers should be disposed.
- 10.2 After the disposal of such papers and the expiration of the period of time prescribed by the EC for the announcement of the results of election, the Board shall remove any notice of such published within its ambit and it is not obliged to re-publish it or to answer enquiries arising there from.

03-2021

在憲報刊登候任成員的公告

當選舉結果公布後,註冊主任須把 有關結果通知勞工及福利局局長辦 事處,並由當局根據條例第 4(4)條 在憲報刊登公告。

若任何當選成員在任期開始前,不 論任何原因而不再為註冊社工(第1 類),他/她將喪失擔任成員的資 格,註冊主任須就此即時通知勞工 及福利局局長辦事處,當局可決定 如何在憲報中刊登恰當的公告。

任何因此而產生的席位空缺,將按 此規則舉行補選。

除非有關人士因不再為註冊社工 (第1類)而喪失擔任成員資格, 否則,候任成員不得以任何理由辭 任成員。在任期開始的第一天,他 /她可提出辭任,並由註冊局安排 補選。

### 銷毀所交回的選票及其他相關物料

所有交回的選票(不論有效與否) 及所有相關物料,由公布結果起 計,須由註冊主任保管3個月,或 按法院要求而保管更長時間。所有 物料需於期限過後予以銷毀。

在相關物料銷毀及選委會就公布選 舉結果所指明的時限過後,註冊局 須在其權限範圍內刪除任何已發布 的相關告示,註冊局亦沒有義務從 新發布或解答因此而引起的查詢。

(如中文譯本與英文原文有分歧,以英文版 本為準)