

# HONG KONG ACADEMY OF MEDICINE ORDINANCE

## CHAPTER 419

<< ENACTMENT DATE : 25 JUNE 1992    EFFECTIVE DATE : 1 AUGUST 1992 >>

### EXTRACTS

#### 3. Establishment and membership of Academy

- (1) There is established a body corporate to be known as the Hong Kong Academy of Medicine which may sue and be sued.
- (2) The members of the Academy shall be the persons admitted as such under this section.
- (3) Any -
  - (a) member of an Academy College who is recommended by that Academy College for admission to the membership of the Academy, may, in accordance with subsection (4)(a) and subject to subsection (5), be admitted to such membership -
    - (i) as a Fellow -
      - (A) if he has successfully completed such courses or periods of training and passed such examinations held, conducted or recognized by such Academy College as are specified in the bylaws in relation to the admission of Fellows; or
      - (B) if he had specialised and practised in a branch of medicine for 25 years or more as at the commencement of this Ordinance, and in the opinion of the Council, the conduct of his practice was consistently good throughout such years.  
*(Amended 27.6.97)*
    - (ii) as a Member if he has successfully completed such courses or periods of training and passed such examinations held, conducted or recognized by such Academy College as are specified in the bylaws in relation to the admission of Members;
    - (iii) as an Associate if he is engaged in postgraduate medical education or in any study or other activity which is in the nature of continuing medical education or if the Academy is satisfied that he is interested in such study or activity; and
    - (iv) as a member of such other status or standing in the Academy as is

specified in the bylaws, if he is qualified under the bylaws for such admission;

- (b) person of eminence or any person who has rendered outstanding service to the art or science of medicine or to the Academy, may, in accordance with subsection (4)(b), be admitted to the membership of the Academy as an Honorary Fellow.

(4) Any admission to membership under -

(a) subsection (3)(a) -

(i) shall, during the interim period only, be made by the Council, which may during that period, exercise in relation to such admission, any power conferred on the Academy under this section; and

(ii) shall, after the expiration of the interim period, be made by the Academy, provided the proposed admission has been approved by the Council; and

(b) subsection (3)(b) shall be made by the Council.

(5) A person shall not be admitted as a member of the Academy under subsection (3)(a) unless he -

(a) is a registered medical practitioner within the meaning of section 2 of the Medical Registration Ordinance (Cap. 161) or a registered dentist within the meaning of the Dentists Registration Ordinance (Cap. 156); or

(b) has the qualifications required for such registration or such other qualifications as the Academy considers equivalent to them.

#### **4. Objects of Academy**

The objects of the Academy shall be -

(a) to promote the advancement of the art and science of medicine;

(b) to foster the development of -

(i) postgraduate medical education and continuing medical education;

(ii) the study and practice of medicine and its specialties; and

(iii) medical research;

(c) to promote -

- (i) the integrity of the medical profession;
- (ii) ethical conduct in the practice of medicine and its specialties; and
- (iii) the improvement of the standards of such practice through training programmes approved by the Academy;
- (d) to promote the improvement of health care for Hong Kong citizens;
- (e) to foster a spirit of co-operation among medical practitioners; and
- (f) to facilitate the exchange of information and ideas in relation to all aspects of the art and science of medicine and matters connected with the medical profession.

## **5. Academy may grant awards etc.**

The Academy may -

- (a) in relation to the study and practice of medicine and its specialties -
  - (i) grant or confer and revoke academic awards and distinctions, specialist designations and certifications of the Academy; and
  - (ii) make recommendations to the Medical Council of Hong Kong regarding the recognition of specialist designations conferred by the Academy;
- (b) determine the qualifications and experience to be acquired, training to be undergone or research requirements to be undertaken or fulfilled for the grant or conferment of awards, distinctions, specialist designations or certifications granted or conferred by the Academy;
- (c) in relation to any such grant or conferment by it or admission to its membership -
  - (i) assess, evaluate or examine; and
  - (ii) where it considers appropriate, approve or recognize,
 

the standards of postgraduate medical education, programmes or courses of study or examinations, provided by any Academy College or any other institution outside Hong Kong and withdraw any such approval or recognition;
- (d) produce, develop, provide or make arrangements for the provision of -

- (i) postgraduate medical education; or
- (ii) any programme or course of study in medicine; or
- (iii) continuing medical education,  
either on its own or in conjunction with any other person;
- (e) conduct or make arrangements for conducting, on its own or in conjunction with any other person, examinations relating to any matter specified in paragraph (d); and
- (f) admit any person whom it considers fit to any course, programme or examination referred to in paragraph (d) or (e).

## **6. Recognition of Academy Colleges and Faculties**

- (1) The Academy may, on an application being made in that behalf by a college, recognize that college as an Academy College as regards the specialty of that college.
- (2) The Academy may, on an application being made in that behalf by an Academy College, recognize any group of members of that Academy College, whom the Academy is satisfied is engaged in the study or practice of a particular specialty of medicine, as a Faculty of that Academy College as regards that particular specialty.
- (3) The Academy may recognize any Faculty as an Academy College as regards the specialty of that Faculty -
  - (a) on an application being made in that behalf by the Academy College of which it is a Faculty; and
  - (b) where the Faculty is an association of persons which is a society to which the Societies Ordinance (Cap. 151) applies or a company within the meaning of the Companies Ordinance (Cap. 32).
- (4) Where any Faculty is recognized as an Academy College under subsection (3), the recognition of it as a Faculty under subsection (2) shall cease to have effect.
- (5) The Academy may withdraw any recognition under -
  - (a) subsection (1) or (3) after giving the Academy College concerned notice, of not less than 30 days beginning from the date of such notice, of its intention to do so and affording it an opportunity to make representations to the Academy; and
  - (b) subsection (2) after giving the Faculty concerned notice, of not less than 30

days beginning from the date of such notice, of its intention to do so, through the Academy College of which it is a Faculty, and affording it an opportunity to make representations to the Academy through that Academy College.

- (6) The powers of the Academy under this section shall, during the interim period but not otherwise, be exercised by the Council and any application or representations referred to in this section shall, during that period, be made to the Council.
- (7) Subject to this section, any recognition or withdrawal of recognition under this section shall be in accordance with the relevant bylaws.
- (8) The name of any Academy College or Faculty, recognized for the time being, shall be included in a Schedule to this Ordinance.
- (9) The Chief Executive may, for the purposes of subsection (8), by order published in the Gazette -  
*(Amended 2000)*
  - (a) amend this Ordinance by the addition of a Schedule thereto; and
  - (b) amend any such Schedule.

## **7. Ancillary powers**

The Academy may -

- (a) hold or assist in seminars, conferences, lectures, or any other form of promotional or instructional activity;
- (b) print or publish material and distribute, lend or sell such material;
- (c) provide or maintain any facility or amenity as it may consider appropriate and enable such persons as it may determine to use them;
- (d) provide advisory, consultancy, research and other related services;
- (e) determine and charge fees in respect of any matter specified in, or any service, facility or amenity provided by it under, this Ordinance and specify conditions (if any) for the use or provision thereof;
- (f) generally or in any particular case or class of case reduce, waive or refund any such fee;
- (g) appoint such employees, advisers or consultants as it may determine on such terms and conditions as it thinks fit including the payment of allowances, benefits and remuneration;

- (h) acquire, take on lease, purchase, hold and enjoy property of any description and sell, let or otherwise dispose of or deal with such property;
- (i) acquire, hold and dispose of interests in other bodies corporate and form or take part in forming bodies corporate;
- (j) enter into a partnership or any other form of joint venture with any person;
- (k) accept gifts or donations, whether subject to any trust or not;
- (l) undertake or execute any trust which may be necessary or useful for the performance of any of its functions;
- (m) invest its funds in such manner and to such extent as it thinks appropriate or expedient;
- (n) apply for and receive any grant in aid on such terms as it thinks appropriate or expedient;
- (o) borrow money in such manner and on such security or terms as it thinks fit;
- (p) provide financial assistance by way of grant or loan in connection with the achievement of its objects; or
- (q) do anything else which is conducive or incidental to the achievement of its objects.

## **8. Exercise of powers by the Academy**

- (1) Subject to subsection (2) and any requirements as to a quorum specified in regulations made under section 12, any power conferred on the Academy under section 3, 5, 6 or 7 may be exercised either -
  - (a) by a resolution passed at a meeting of the Academy and as regards which only Fellows shall be entitled to vote; or
  - (b) by a decision determined by a postal ballot in which only Fellows shall be entitled to participate,
 as the Academy decides.
- (2) The Council may direct whether a power referred to in subsection (1) is to be exercised by the Academy in accordance with subsection (1)(a) or (b) and a direction under this subsection may apply to the exercise of all or any one or more of such powers and to such exercise -
  - (a) generally;

- (b) in circumstances specified in the direction; or
  - (c) in a particular case.
- (3) A direction under subsection (2) shall remain in force until it is withdrawn by the Council and for so long as it is in force the Academy shall comply with it.
  - (4) A Fellow shall not be allowed to vote or otherwise act by proxy as regards the consideration or determination of a question or other matter relating to the exercise of a power of the Academy as described in subsection (1)(a) or (b).

## **9. Council of the Academy**

- (1) There shall be a body to be known as the Council of the Hong Kong Academy of Medicine.
- (2) Subject to section 10, the Council shall consist of the following members -
  - (a) 6 members elected to hold the offices described in subsection (5);
  - (b) in addition to the members referred to in paragraph (a), such number of members (if any), elected pursuant to subsection (3);
  - (c) as ex officio members, the President of each Academy College;
  - (d) the immediate past President of the Council who shall hold office for a period of 1 year from the date he ceases to be President; and
  - (e) not more than 2 persons co-opted by the Council, each of whom shall be a member of any association or other body of persons which the Council, at the time of such co-option, considers is suitable for possible recognition as an Academy College.
- (3) Where the number of ex officio members referred to in subsection (2)(c) exceeds 2, there shall be elected to the Council 1 member for every multiple of 3 of such ex officio members.
- (4) Where the number of ex officio members referred to in subsection (2)(c) exceeds 3 but is not a multiple of 3, that number shall for the purposes of subsection (3) be regarded as being the nearest lower number which is a multiple of 3.
- (5) The offices referred to in subsection (2)(a) and section 10(1)(a) are -
  - (a) the President of the Academy;
  - (b) the Vice-President (General Affairs) of the Academy;

- (c) the Vice-President (Education and Examinations) of the Academy;
  - (d) the Honorary Secretary of the Academy;
  - (e) the Honorary Treasurer of the Academy; and
  - (f) the Editor of the Academy.
- (6) The Council shall manage the affairs of the Academy and, except where otherwise provided in relation to the powers of the Academy under sections 3, 6 and 12, may, on the Academy's behalf, exercise any power conferred or perform any duty imposed on the Academy under this Ordinance.
- (7) The quorum for any meeting of the Council shall be a majority of its members for the time being present in Hong Kong.
- (8) At any meeting of the Council -
- (a) the President of the Academy referred to in subsection (5)(a) shall preside;
  - (b) if such President is absent from Hong Kong or for any other reason unable to preside at any meeting, the Vice-President (General Affairs) referred to in subsection (5)(b) shall preside and if he is absent from Hong Kong or unable to preside for any other reason the Vice-President (Education and Examinations) referred to in subsection (5)(c) shall preside; and
  - (c) if all the officers referred to in paragraphs (a) and (b) are absent from Hong Kong or unable to preside for any other reason the members present at a meeting shall elect one of their number to preside.
- (8A) A member referred to in subsection (2)(c) may appoint a representative to attend and vote at any meeting of the Council on his behalf.  
*(Added 1.9.95)*
- (9) Subject to subsections (6), (7), (8) and (8A) the Council may regulate its own business and procedure.  
*(Amended 1.9.95)*
- (10) The Council shall cause elections to be held for the purposes of subsection (2)(a) and (b) in accordance with regulations made under section 12.

## **11. Education Committee**

- (1) There shall be a Committee of the Council to be known as the Education Committee.
- (2) The Education Committee shall be constituted as specified in any regulation made



under section 12(1)(n) and carry out such functions as may be specified in such regulation.

- (3) The Council may give directions to the Education Committee generally or in a particular case in respect of the performance of its functions and the Education Committee shall comply with any such direction.

## **12. Regulations**

- (1) The Academy may, subject to subsections (2), (3), (4) and (5), by regulation -
  - (a) provide for the authentication of the seal of the Academy;
  - (b) require the holding of annual general meetings within such periods as specified in the regulations;
  - (c) enable the holding of other general meetings including extraordinary general meetings in circumstances specified in the regulations;
  - (d) provide for a quorum and procedures (including adjournments) to be followed in the absence of a quorum;
  - (e) provide for the transaction of business by the Academy, including the manner in which general meetings of the Academy are to be convened and conducted;
  - (f) specify who is to preside at general meetings of the Academy;
  - (g) require an Academy College -
    - (i) to develop, maintain and implement programmes relating to medicine and its specialties specified in the regulations;
    - (ii) for the purposes specified in subparagraph (i), to establish committees or boards as specified in the regulations;
    - (iii) to keep the Council informed in such manner as specified in the regulations of any amendments to its constitution, rules or documents of incorporation or of its decisions on general policy and to submit a report of its activities to the Council in the manner specified in the regulations; and
    - (iv) to provide, with the approval of the Academy, for reviews in cases in which a recommendation for the purposes of section 3(3)(a) has been refused;
  - (h) prohibit an Academy College from establishing or including as part thereof

any other association or body of persons without the approval of the Academy;

- (i) require the Council to hold elections for the purpose of electing the members required to be elected under section 9(2)(a) and (b) and to hold the first such election within a period specified in the regulations;
  - (j) prohibit voting by proxy and provide for the eligibility of members of the Academy to vote at any election and to stand for election (which eligibility may be determined with reference to any category of membership referred to in section 3(3)), the manner of voting at an election, including the holding of postal ballots, and the nomination of candidates for an election;
  - (k) provide for the period for which a member of the Council may hold office, resignation from the membership of the Council, filling of casual vacancies in the Council after the expiration of the interim period;
  - (l) provide that a person shall not at the same time hold an office which makes him eligible for membership under section 9(2)(c), and -
    - (i) an office described in section 9(5); or
    - (ii) membership under section 9(2)(b);
  - (m) provide for the maintenance of a register or registers, their form, entries to be made therein, amendment and inspection thereof;
  - (n) provide for the constitution of the Education Committee, the period of office of its members, resignation of members, filling of casual vacancies and the functions of the Education Committee;
  - (o) provide for other committees to be established by the Council and provide for the regulation by the Education Committee and such other committees of their procedure;
  - (p) enable the delegation by the Council of its powers or functions to the Education Committee or any other committee with or without restrictions; and
  - (q) provide for such other matters as the Academy considers expedient or necessary to give effect to the foregoing.
- (2) The making of any regulation under subsection (1) shall be proposed and determined by a postal ballot.
- (3) Any regulation under subsection (1) shall be made only if -
- (a) not less than 1/5 of the Fellows vote in such postal ballot; and

- (b) 2/3 of the Fellows vote in favour of it in a postal ballot referred to in subsection (2).
- (4) During the interim period, but not otherwise, any regulation under this section shall be made by the Council and subsections (2) and (3) shall not apply in relation to any such regulation made by the Council.
- (5) Any regulation made under this section shall be subject to the approval of the Legislative Council.
- (6) The Honorary Secretary of the Academy referred to in section 9(5)(d) shall cause a copy of any regulation made and approved under this section to be sent to each member of the Academy or the Council as soon as reasonably practicable after it is approved.

### **13. Bylaws**

- (1) The Council may, subject to subsection (3), make bylaws, not inconsistent with this Ordinance.
- (2) Without affecting the generality of subsection (1), the Council may by bylaw -
  - (a) provide for the requirements, including qualifications, experience or training, for admission to various categories of membership of the Academy;
  - (b) provide for the creation or specification of categories of membership referred to in section 3(3)(a)(iv) and the relevant qualifications for admission;
  - (c) provide for the procedure for admission of members of the Academy;
  - (d) specify the fees (if any) for membership of the Academy and the manner of payment of such fees;
  - (e) provide for the resignation from membership of the Academy and termination of such membership, including the grounds therefor, the periodic review of membership and any requirement relating to continuing medical education and training;
  - (f) specify particulars of academic awards and distinctions, specialist designations or certifications to be awarded by the Academy and provide for matters relating to their grant, conferment or revocation;
  - (g) provide for the emblem of the Academy, the design of the seal of the Academy and the custody of the seal;
  - (h) provide for the academic dress of the members of the Academy and

Academy Colleges;

- (i) provide for the welfare and the conduct of the members of the Academy and its employees;
  - (j) provide for powers, functions, rights and duties of the members of the Council;
  - (k) provide for the recognition of and withdrawal of recognition from Academy Colleges or Faculties, including the procedure therefor and grounds for such withdrawal and guidelines applicable to Academy Colleges and Faculties; and
  - (l) specify financial procedures.
- (3) Except in the case of a bylaw made during the interim period, any bylaw made under subsection (1) shall be of no force or effect until it is approved by not less than 1/2 of the Fellows in a postal ballot in which not less than 1/5 of such Fellows have voted.
- (4) The Honorary Secretary of the Academy referred to in section 9(5)(d) shall cause a copy of any bylaw made, and where applicable, approved under this section, to be sent to each member of the Academy or the Council as soon as reasonably practicable after it is made.
- (5) Section 34 of the Interpretation and General Clauses Ordinance (Cap. 1) shall not apply as regards any bylaw made under this section.

#### **14. Accounts**

- (1) The Council shall keep proper accounts and records of all financial transactions and shall, within 5 months of the expiry of a particular financial year, prepare in respect of that financial year, a statement of accounts which shall -
- (a) include an income and expenditure account and a balance sheet; and
  - (b) be signed by the President of the Academy.
- (2) The Council shall appoint auditors who shall be entitled at any reasonable time to -
- (a) have access to all books of accounts, vouchers and other records of the Council; and
  - (b) require such information and explanations as they consider necessary to discharge their functions.

- (3) The auditors shall, within 7 months of the expiry of a particular financial year, audit the accounts, prepare a report on the statement of accounts and send it to the Council.
- (4) The Council shall cause the report of the auditors in respect of a particular financial year to be presented at the annual general meeting of the Academy next following the receipt by it of such report.
- (5) The Council -
  - (a) shall, subject to paragraph (b), determine the period of 12 months which is to be the financial year of the Academy; and
  - (b) may determine a period of -
    - (i) 12 months;
    - (ii) more than 12 months; or
    - (iii) less than 12 months,as its first financial year.
- (6) In this section “financial year” (財政年度) means the period determined under subsection (5)(a) or (b) as may be applicable.

## **15. Unlawful use of Academy name**

- (1) Subject to subsection (2), no person shall incorporate, form, be a director, office bearer or organizer of or work in connection with, or be a member of any body of persons, corporate or unincorporate, which without the written consent of the Academy -
  - (a) holds itself out to be -
    - (i) the Academy or any part thereof; or
    - (ii) in any way connected or associated with the Academy; or
  - (b) uses the title “Hong Kong Academy of Medicine” or “香港醫學專科學院” or a title in any language which so closely resembles both or either of those titles that it is or they are capable of misleading any person into believing the body of persons is -
    - (i) the Academy or any part thereof; or
    - (ii) in any way connected or associated with the Academy.

- (2) Subsection (1) shall not apply to or in relation to any Academy College or Faculty.
- (3) Any person who contravenes subsection (1) commits an offence and is liable on conviction to a fine of \$50,000.

*(Reproduced by courtesy of the HKSAR Government)*

# HONG KONG ACADEMY OF MEDICINE ORDINANCE

## SCHEDULE

### Academy Colleges

1. Hong Kong College of Anaesthesiologists
2. Hong Kong College of Community Medicine
3. College of Dental Surgeons of Hong Kong
4. Hong Kong College of General Practitioners
5. Hong Kong College of Obstetricians and Gynaecologists
6. Hong Kong College of Orthopaedic Surgeons
7. Hong Kong College of Paediatricians
8. Hong Kong College of Pathologists
9. Hong Kong College of Physicians
10. Hong Kong College of Psychiatrists
11. Hong Kong College of Radiologists
12. College of Surgeons of Hong Kong
13. College of Ophthalmologists of Hong Kong *(Added 12.2.96)*
14. Hong Kong College of Otorhinolaryngologists *(Added 12.2.96)*
15. Hong Kong College of Emergency Medicine *(Added 1.4.97)*

# HONG KONG ACADEMY OF MEDICINE

## REGULATIONS

(Made under section 12 of the Hong Kong Academy of Medicine Ordinance (Cap. 419), approved on 30 March 1994 and amended on 1 November 1996 by the Legislative Council)

### 1. Interpretation

In this Regulation unless the context otherwise requires -

“College” (學院) means Academy College;

“Council member” (院務委員) means any member of the Council;

“elected Council member” (經選舉產生的院務委員) means a member of the Council elected under section 9(2)(b) of the Ordinance;

“Officer” (幹事) means a person holding an office of the Council referred to under section 9(5) of the Ordinance.

### 2. Authentication of the seal

Unless otherwise stated by the Council, authentication of the seal of the Academy shall be by the joint signatures of -

(a) the President, or the Vice-President (General Affairs), or the Vice-President (Education and Examinations); and

(b) the Honorary Secretary or the Honorary Treasurer,  
of the Academy.

### 3. General meetings

(1) The Academy shall hold an Annual General Meeting not less than once every 15 months.

(2) Any general meeting other than an Annual General Meeting shall be called an Extraordinary General Meeting.

(3) Extraordinary General Meetings shall be held -



- (a) whenever the Council deems necessary; or
- (b) when a request is made in writing to the Honorary Secretary by 30 or more Fellows to convene an Extraordinary General Meeting.

#### **4. Notice of general meetings**

- (1) An Annual General Meeting shall be called by not less than 21 days notice in writing and an Extraordinary General Meeting shall be called by not less than 14 days notice in writing delivered to all Fellows, Members and Associates.
- (2) The notice shall be exclusive of the day on which it is served and of the day for which it is given and shall specify the place, date and time of the meeting and the nature of the business to be conducted at the meeting.
- (3) The accidental omission to give notice of a general meeting to, or the non-receipt of notice of a meeting by any member shall not invalidate the meeting.

#### **5. Proceedings at general meetings**

- (1) All business conducted at an Extraordinary General Meeting shall be deemed special and all business conducted at an Annual General Meeting shall be deemed special except -
  - (a) the admission of Fellows;
  - (b) the recognition of any College or Faculty;
  - (c) the report of the Council;
  - (d) the results of elections conducted by postal ballot, and the determination of such results in case of equivalence of postal votes;
  - (e) the Honorary Treasurer's report, the audited accounts and balance sheets; and
  - (f) the appointment of auditors and if appropriate, fixing the remuneration of the auditors.
- (2) The business of a general meeting shall be confined to that which has been duly notified in writing.
- (3) (a) The President of the Academy shall preside at every general meeting, but if he is not present 15 minutes after the time appointed for holding such a meeting, or is absent from Hong Kong, or has given notice to the Academy of his intention not to attend the meeting, the Vice-President (General Affairs) of the Academy shall take the chair.

- (b) If the Vice-President (General Affairs) of the Academy is absent the Vice-President (Education and Examinations) of the Academy shall take the chair.
  - (c) If all of these 3 Officers are absent, members of the Council present will elect one of their number to act as Chairman.
- (4) No business shall be transacted at any Annual General Meeting or Extraordinary General Meeting unless a quorum of not less than 30 members having the right to attend and vote are present in person at the commencement of such business.
- (5) If within 30 minutes from the time appointed for a general meeting a quorum is not present, the meeting, if convened upon the requisition of 30 or more Fellows, shall be dissolved; in any other case it shall stand adjourned to a date not less than 14 days but not more than 28 days later at the same time and place, or to such other date, time and place as the Council may determine, and if at such adjourned meeting a quorum is not present within 30 minutes from the appointed time those members entitled to vote who are present shall constitute a quorum.
- (6) (a) At any general meeting, a resolution put to the vote of the meeting shall be decided by a show of hands unless a poll (i.e. secret ballot) is demanded -
- (i) by the Chairman of the meeting; or
  - (ii) by at least 2 Fellows present in person.
- (b) In the case of an equality of votes the Chairman shall be entitled to a second or casting vote.

## **6. Votes of members**

- (1) Every Fellow shall have one vote; no other class of member shall have the right to vote.
- (2) A person who is a Fellow in more than one College is entitled to one vote only where matters of the Academy are concerned.
- (3) No Fellow shall be entitled to vote at any meeting or election of the Academy unless all moneys payable by him to the Academy in his capacity as Fellow and which have been outstanding for more than one month after falling due have been paid.
- (4) On a poll votes may be given either personally or by proxy, provided that no voting by proxy shall be allowed in respect of -
  - (a) elections;

- (b) the admission of members of the Academy;
- (c) the granting of awards under section 5 of the Ordinance;
- (d) the recognition of Colleges and Faculties; and
- (e) the powers of the Academy conferred under section 7 of the Ordinance.

## **7. Regulations governing Colleges**

- (1) The Academy shall require a College -
  - (a) to develop, maintain and implement programmes of training and continuing education relating to its specialty or specialties in a manner determined by the Council;
  - (b) for the purposes specified in paragraph (a), to establish an education committee or similar body;
  - (c) to keep the Council informed in such manner as the Council may determine of any amendments to its constitution, rules or documents of incorporation or of its decisions on general policy and to submit a report of its activities to the Council in a manner specified by the Council; and
  - (d) to provide, with the approval of the Academy, for reviews in cases in which a recommendation for the purposes of section 3(3)(a) of the Ordinance has been refused.
- (2) The Academy shall prohibit a College from establishing or including as part thereof any other association or body of persons without the approval of the Academy.

## **8. Election of the Council**

- (1) Only Fellows of the Academy shall be entitled to hold office, to stand for elections, to nominate others for elections, and to vote, provided that no Fellow shall be so entitled unless all moneys payable by him to the Academy in his capacity as Fellow and which have fallen due for more than one month, have been paid.
- (2) The 6 Officers shall be nominated and elected by the members of the Council.
- (3) The elected Council members under section 9(2)(b) of the Ordinance shall be nominated and elected by all Fellows.
- (4) Nominations shall not be valid unless delivered to the Honorary Secretary before

the specified time on the closing date for any particular election, on a form carrying the signature of the Fellow standing for election and supported by the signatures of 2 other Fellows.

- (5)
  - (a) Elections shall be conducted by postal ballot.
  - (b) A list of all nominated candidates and their proposers for whatever specified or unspecified posts shall be delivered together with a ballot paper by ordinary or by registered mail to every Fellow entitled to vote in the election.
  - (c) The address of a Fellow entitled to vote shall be in accordance with the Gazette pursuant to section 15 of the Medical Registration Ordinance (Cap. 161).
  - (d) 14 days shall be allowed for the return of postal ballots and in any case the closing date of acceptance of returned ballots shall be specified.
  - (e) Ballots returned by hand may be accepted provided they conform to the format specified during the election.
  - (f) No copy of a ballot paper in whatever form shall be valid.
  - (g) All ballots shall be counted by the Honorary Auditor who shall have absolute discretion to determine the validity of ballot papers.
- (6)
  - (a) During the interim period nominations by members of the Council for election of the 6 Officers shall begin at least 21 days before and shall close 7 days before the election date which shall fall within the interim period and the results shall be announced at the first Annual General Meeting.
  - (b) After the interim period nominations shall begin at least 3 months before and shall close 1 month before the postal ballot and the results shall be announced at the next Annual General Meeting.
  - (c) In case of equivalence of votes the outcome shall be determined by another postal ballot.
- (7)
  - (a) Not more than one member of any single College may be elected to the Council under the category of elected Council members.
  - (b) The nomination of candidates for elected Council members shall begin at least 3 months and shall close 1 month before the serving of ballot papers by post and the results shall be announced at the next Annual General Meeting.
  - (c) During the interim period the Council may decide to hold the election in respect of elected Council members after the first Annual General Meeting.
  - (d) At least half of the total number of elected Council members shall have been Fellows of not less than 5 years' standing at the time of nomination,

provided that this requirement shall not apply during the first 5 years after the interim period.

- (e) In case of equivalence of postal votes the outcome shall be determined by voting in person at the Annual General Meeting at which the results are announced and voting by proxy shall not be allowed.

## **9. Terms of office of Council members**

- (1) The terms of office for Officers and elected Council members other than ex officio members shall be 2 years.
- (2) No person shall hold the post of President of the Academy for more than 2 consecutive terms of office.
- (3) ~~No Fellow shall serve on the Council for a continuous period of more than 8 years, provided that the years of service as an ex officio member shall not count.~~  
*(Deleted on 5 July 2002)*
- (4) No Fellow shall serve more than 12 years on the Council during his lifetime, provided that the year of service of the immediate past President as a Council member shall not count.
- (5) The period of service of any Council member of 182 days or less in a year shall not be counted, while service of more than 182 days shall be counted as a whole year.
- (6) (a) A Council member may resign from the Council by written notification to the Honorary Secretary.  
  
(b) In such case or whenever a casual vacancy should arise the Council shall until the next Annual General Meeting have the power to co-opt another person to fill the vacancy or to leave the post vacant.
- (7) No person may hold more than one post on the Council concurrently, in particular an Officer or an elected Council member may not at the same time hold the post of President of a College.

## **10. Register**

- (1) A register of Fellows shall be kept by the Honorary Secretary.
- (2) The name of every Fellow for the time being shall be entered in the register, in a manner directed by the Council.
- (3) Subject to such reasonable conditions as the Council may direct, the register shall be open to the inspection of any Fellow.

- (4) The contents of the register may be made available to the public at the discretion of the Council.
- (5) The name of any Fellow who resigns or whose membership is terminated or otherwise forfeited shall be deleted from the register, but may be reinstated subject to the approval of the Council.

## **11. Education Committee**

- (1) The functions of the Education Committee shall be, unless otherwise determined by the Council -
  - (a) co-ordinating and monitoring the programmes of postgraduate education and training and continuing medical education of the Colleges to ensure that they are of the standard set by the Academy;
  - (b) ensuring the proper organization and conduct of examinations; and
  - (c) advising the Council on education and training policy of the Academy, and on any other matters concerning postgraduate education and training and continuing medical education.
- (2) The Education Committee shall consist of -
  - (a) the Vice-President (Education and Examinations) of the Academy who shall chair the Committee;
  - (b) the chairman of the education committee, or equivalent person, of each and every College, or his representative during his absence;
  - (ba) one representative nominated by the Medical Council of Hong Kong  
*(Added 1.11.96)*
  - (bb) the Chief Executive of the Hospital Authority or his representative during his absence;  
*(Added 1.11.96)*
  - (bc) the Director of Health or his representative during his absence;  
*(Added 1.11.96)*
  - (bd) the Dean of the Faculty of Medicine of the University of Hong Kong or his representative during his absence;  
*(Added 1.11.96)*
  - (be) the Dean of the Faculty of Medicine of The Chinese University of Hong Kong or his representative during his absence; and  
*(Added 1.11.96)*

- (c) such additional persons as the Committee may from time to time co-opt.
- (3) (a) The term of office of a member other than a co-opted member shall last for as long as that member holds the office or acts as a representative of the institutions under subsection (2).  
*(Amended 1.11.96)*
- (b) The period of the office of a co-opted member shall be decided by the Committee.
- (c) A casual vacancy shall be filled by an acting chairman of the education committee of the relevant College.

## **12. Other Committees**

The Council may from time to time establish such other committees as it deems fit and determine the composition, function and duration of such committees.

## **13. Delegation of powers**

The Council may delegate its powers and functions to the Education Committee and such other committees as it may establish from time to time, and provide for the restriction and regulation of such functions and powers.

**Prof. David Todd**  
**President,**  
**Hong Kong Academy of Medicine.**

21 January 1994.

*(Reproduced by courtesy of the Hong Kong Government)*

# HONG KONG ACADEMY OF MEDICINE

## BYLAWS

(Pursuant to Hong Kong Academy of Medicine Ordinance,  
Cap. 419, Part IV, Section 13(2))

### **Bylaw 1 Interpretation**

1. In these Bylaws, unless the context otherwise requires -
  - 1.1 “Academy” means the Hong Kong Academy of Medicine established under section 3 of the Ordinance;
  - 1.2 “Academy College” means any Academy College recognized under section 6(1) or (3) of the Ordinance;
  - 1.3 “Council” means the Council of the Academy established under section 9(1) and constituted pursuant to section 9(2) or 10(1) of the Ordinance;
  - 1.4 “Fellowship” means a diploma admitting a person as Fellow of the Academy, or the status of being a Fellow of the Academy;
  - 1.5 “Education Committee” means the Education Committee established under section 11 of the Ordinance;
  - 1.6 “Officer” means the holder for the time being of any of the Offices referred to in section 9(5) of the Ordinance;
  - 1.7 “Ordinance” means the Hong Kong Academy of Medicine Ordinance;
  - 1.8 “Faculty” means a Faculty recognized under section 6(2) of the Ordinance.

### **Bylaw 2 Membership**

- 2.1 The membership of the Academy shall consist of Fellows, Honorary Fellows, Members, Associates, and such other categories of membership as the Council may provide for.
- 2.2 The Council shall determine the criteria including examinations, assessments, qualifications, experience, training and continuing medical education where appropriate for admission to various categories of membership and may from time to time amend such criteria.



- 2.3 The Council of the Academy (the “Academy”) may, on the recommendation of an Academy College, admit as a Fellow any full member of an Academy College who has fulfilled the admission criteria as stated in Bylaw 2.4. The Academy will, however, retain absolute discretion over which nominees should be admitted as Fellows of the Academy.
- 2.4 **Fellows** shall have:
- (a) completed at least six years of supervised post-registration training in a manner approved by the Academy; and
  - (b) where appropriate, passed a relevant intermediate examination accredited by the Academy; and
  - (c) passed the exit examination or assessment conducted by the relevant College and accredited by the Academy.
- 2.5 It will be for the Academy to decide in its absolute discretion whether a particular nominee’s training or any part of it is of sufficient standard to be allowed to be considered as appropriate post-registration training.
- 2.6 Fellowship of the Academy may cease unless the requirements for continuing medical education and/or assessment as determined by the Academy from time to time are satisfied.  
*(Amended 15.11.12)*
- 2.7 A Fellow may at the same time hold more than one Fellowship of the Academy.
- 2.8 **Honorary Fellows** shall be persons of eminence or persons who have rendered outstanding service to medical science or to the Academy.
- 2.9 **Members** shall have completed at least 3 years of supervised specialist training and passed such intermediate examinations as recognized by the Academy. The continued membership of a Member shall be subject to review after 5 years.
- 2.10 **Associates** shall satisfy the Academy that they are interested or engaged in postgraduate medical education or continuing medical education.  
*(Amended 1.10.98)*

### **Bylaw 3**

#### **Admission of members**

- 3.1 The Council shall determine the procedure for admission of members of the Academy and may amend these procedures from time to time.
- 3.2 The admission of a Fellow shall be upon the award of a diploma of Fellowship in a particular specialty, duly attested by the signatures of the President and

Vice-President (Education & Examinations) under the seal of the Academy.

- 3.3 A candidate for admission as Honorary Fellow shall be proposed by not less than 25% of the members of the Council. Admission of an Honorary Fellow shall be by election by the Council in meeting, provided that
- 3.3.1 not less than 21 days' written notice shall have been served to all Council members of the intention of such election; and
- 3.3.2 at least 3/4 of the Council members present and voting at the meeting vote in favour of the admission.

#### **Bylaw 4 Subscriptions**

- 4.1 The Council shall determine the entrance and annual subscription fees for different categories of membership of the Academy from time to time.
- 4.2 Separate fees shall be charged for each Fellowship.  
*(Amended 15.11.12)*

#### **Bylaw 5 Resignation of members**

- 5.1 Any member may resign by written notice to the Honorary Secretary.
- 5.2 Resignation shall take effect not earlier than the date on which such written notice is received by the Honorary Secretary.
- 5.3 Fees paid to the Academy are not refundable. Fees shall be payable up to the date of resignation.

#### **Bylaw 6 Termination of membership**

- 6.1 Subject to Bylaws 6.2 and 6.3 the Academy Council has the power and discretion to terminate a person's membership, if a member
- 6.1.1 has been convicted of an offence punishable by imprisonment, and such offence is considered serious by the Academy Council;  
*(Amended 15.11.12)*
- 6.1.2 has been found guilty of misconduct in a professional respect or unprofessional conduct or professional misconduct of any other description by the Medical Council of Hong Kong or the Dental Council of Hong Kong, and such unprofessional conduct or misconduct is considered serious by the Academy

Council;  
(Amended 15.11.12)

- 6.1.3 has acted in a manner prejudicial to the objectives or the good name of the Academy;
  - 6.1.4 has become bankrupt;
  - 6.1.5 has become of unsound mind;
  - 6.1.6 has ceased to be a member of the Academy College in which the specialty of his Fellowship belongs; or  
(Amended 7.11.97)
  - 6.1.7 has failed to satisfy the requirements for continuing medical education and/or assessment as determined by the Academy from time to time.  
(Added 15.11.12)
- 6.2 The resolution to terminate a person's membership shall be passed by a majority of at least two-thirds of the whole number of councillors.
- 6.3 Prior to any meeting at which a resolution to terminate a person's membership is proposed the member shall be given at least 30 days' written notice of the intention and the reasons to terminate his membership. Such member shall have the opportunity to defend himself by written submission or in person at the time of the meeting, with or without legal representation.
- 6.4 If a member's fee or any other moneys due by a member to the Academy is not received by the Academy within 9 months after such payment falls due, despite two written reminders by the Academy to pay, the member shall automatically forfeit his membership.  
(Amended 15.11.12)
- 6.5 The membership of the Academy of a person, whose name is on the General Register kept under the Medical Registration Ordinance (Cap. 161) or the Dentists Registration Ordinance (Cap. 156), shall cease upon the removal of his name from the General Register in consequence of a disciplinary inquiry by the Medical Council of Hong Kong under the Medical Registration Ordinance or the Dental Council of Hong Kong under the Dentists Registration Ordinance.  
(Added 15.11.12)

**Bylaw 6A**  
**Reinstatement of membership**

- 6A.1 A person, whose membership of the Academy has been terminated or has ceased under these Bylaws, may apply to the Council for reinstatement of membership.
- 6A.2 The Council may, in its absolute discretion, reinstate a person as a member of the Academy in the category of membership that the person was before the termination or the cease of membership.
- 6A.3 The Council may impose such conditions as it may consider appropriate on the

reinstatement of membership including, but not limited to, payment of moneys due to the Academy and the completion of continuing medical education.

*(Added 15.11.12)*

### **Bylaw 7**

#### **Awards, conferment or revocation**

7. The Council may specify particulars of academic awards, distinctions, or certifications to be awarded by the Academy and provide for matters relating to their grant, conferment or revocation.

### **Bylaw 8**

#### **Specialist designation**

8. The specialist designation of the Academy shall be the Fellowship of the Hong Kong Academy of Medicine, i.e. FHKAM (designated specialty).

### **Bylaw 9**

#### **Emblem, seal and academic dress**

- 9.1 The emblem of the Academy shall be in colour as follows :



- 9.2 The design of the Academy seal shall be determined by the Council and the seal shall be in the custody of the Honorary Secretary. The seal may only be used with the authority of the Council.
- 9.3 The approval of the academic dress of the members of the Academy and Academy Colleges shall be at the absolute discretion of the Council.

### **Bylaw 10**

#### **Code of conduct**

10. The Council shall cause a code of conduct to be established and such code shall be updated, published and issued from time to time.
  - 10.1 All members are urged to familiarize themselves with and abide by the prevailing code of professional conduct (of whatever description) of the Medical Council of Hong Kong, for medical members, and the Dental Council of Hong Kong, for dental members.  
*(Amended 15.11.12)*
  - 10.2 Fellows shall accord to their professional colleagues proper respect. In

particular, Fellows shall not exploit the services of their junior colleagues.

- 10.3 Fellows should obtain the approval of an appropriate ethics committee before carrying out any research involving animals or human beings.
- 10.4 Fellows should obtain the informed consent in writing of the patients before conducting research on them involving invasive procedures.
- 10.5 Fellows should not plagiarize the work of others or claim originality of invention or discovery or acquisition of scientific data which are not the result of their own work.
- 10.6 Any breach of the code of professional conduct of either the Academy, the Dental Council of Hong Kong or the Medical Council of Hong Kong may be a cause for the Academy Council to withdraw a person's membership.  
*(Amended 7.11.97)*

## **Bylaw 11**

### **Membership services and welfare of employees**

11. The Council shall provide for the welfare of the members of the Academy and its employees.
  - 11.1 The use of the Academy's premises, services, and facilities are subject to the House Rules which shall be observed by all members.
  - 11.2 The House Rules shall be determined by the House Committee and approved by the Council from time to time.
  - 11.3 The House Committee shall be responsible for overseeing the management and welfare of employees of the Academy.

## **Bylaw 12**

### **Duties of Officers**

12. The six Officers shall be supported by salaried staff who will not be Council members but may be present at Council meetings without voting rights. The duties of the six Officers are as follows :-
  - 12.1 The President shall -
    - 12.1.1 be the person with overall responsibility for the administration and work of the Academy;
    - 12.1.2 provide the leadership to ensure the objectives of the Academy are promoted; and

- 12.1.3 be the Chairman and have a casting vote at Council meetings.
- 12.2 The Vice-President (General Affairs) shall -
  - 12.2.1 act for the President in his absence;
  - 12.2.2 organize conferences, exhibitions, and social functions of the Academy as directed by the Council;
  - 12.2.3 represent the President whenever necessary;
  - 12.2.4 represent the Academy or the President in meetings concerning health care, legislation and other medical matters whenever necessary; and
  - 12.2.5 assist the President in international affairs of the Academy.
- 12.3 The Vice-President (Education and Examinations) shall -
  - 12.3.1 be the Chairman of the Education Committee;
  - 12.3.2 be responsible for co-ordinating and monitoring postgraduate education and training and continuing medical education programmes of the Colleges to ensure that they are of the standard set by the Academy;
  - 12.3.3 ensure the proper organization and conduct of examinations;
  - 12.3.4 be responsible for liaising with the Colleges where matters relating to education and examinations are concerned.
- 12.4 The Honorary Secretary shall -
  - 12.4.1 assist the President in the administration of the Academy;
  - 12.4.2 cause proper minutes of every Council meeting or any other committee meetings as directed by the Council to be recorded;
  - 12.4.3 maintain the register of Fellows;
  - 12.4.4 give proper notice to each member of the Academy of general meetings and of any duly made and approved Regulation or Bylaw.
- 12.5 The Honorary Treasurer shall -
  - 12.5.1 manage the financial affairs of the Academy as directed by the Council;
  - 12.5.2 be a member of the Finance Committee;

12.5.3 cause proper accounts to be kept of the moneys received and expended by the Academy and of its assets and liabilities.

12.6 The Editor shall -

12.6.1 cause a scientific journal of the Academy to be published regularly;

12.6.2 act as the Editor-in-chief and the Chairman of the Editorial Board of the journal;

12.6.3 be responsible for such publications as the Council directs.

### **Bylaw 13**

#### **Withdrawal of recognition of an Academy College or Faculty**

13.1 The Council may decide to recommend to the Academy the withdrawal of its recognition of an Academy College or Faculty. The Academy College or Faculty shall be notified by registered post within 14 days of such decision.

13.2 The Academy College or Faculty concerned shall be given at least 30 days from the date of the notice to respond to the notification, subject to section 6(5)(a) & (b) of the Ordinance.

13.3 If the Council decides that its recommendation shall remain unchanged, a postal ballot shall be conducted. The College reply shall be included with the ballot paper.

13.4 The Academy shall withdraw its recognition of an Academy College or Faculty only if :

13.4.1 not less than 1/5 of all eligible Fellows vote in such postal ballot; and

13.4.2 2/3 of the Fellows who vote vote in favour of it in the postal ballot.

13.5 The Academy shall inform the Academy College or Faculty within 14 days of the result of the ballot by certified post.

### **Bylaw 14**

#### **Financial policy**

14. The financial policy of the Academy shall be under the direction and control of the Finance Committee.

### **Bylaw 15**

#### **Postal ballots**

- 15.1 Where, under the Ordinance, a postal ballot is to take place, the following provisions of this Bylaw shall have effect (save where specific provisions governing the postal ballot for the election of Council Members have been provided for under the relevant Regulations or where, in the reasonable contemplation of the Council, particular amendments to these standard procedures should be introduced for that particular postal ballot).
- 15.2 Notice of a postal ballot shall be given not less than 14 days before the date which the Academy specifies as the final date for the receipt of completed ballot papers (referred to in this Bylaw as “the voting day”). Where the notice of a postal ballot is sent by post (whether ordinary or registered, as decided upon by the Academy in its absolute discretion), it shall be deemed that such notice will have been received on the next working day (which, for the avoidance of doubt, will not include a Saturday) following the day of posting (save for addresses outside Hong Kong, when such notice will be deemed to have been received 5 working days after the day of posting).
- 15.3 Subject to the provisions of this Bylaw, notice of a postal ballot shall be given to every Fellow of the Academy who would be entitled to vote in the postal ballot if the voting day for the postal ballot fell on the date of the notice.
- 15.4 Notice of a postal ballot:-
- (a) may contain such other notice relating to the postal ballot; and
  - (b) may be accompanied by such other documents,
- as thought necessary by the Council to inform the Fellows of the substance of the vote in question.
- 15.5 The accidental omission:-
- (a) to give notice of a postal ballot; or
  - (b) to send any document required by sub-paragraph 15.4 above to accompany such a notice,
- to any person entitled to receive it, or non-receipt of such a notice or document by such a person, does not invalidate the postal ballot.
- 15.6 Notice of the postal ballot, together with the ballot paper and such other notices and documents as referred to in sub-paragraph 15.4 above, shall be sent either by ordinary or by registered mail to every Fellow entitled under sub-paragraph 15.3 above to vote in the postal ballot, and the address to which these documents will be sent shall be the address of that particular Fellow listed in the current edition of the Gazette pursuant to Section 15 of the Medical Registration Ordinance (Cap. 161) (and for the avoidance of doubt, with regard to Fellows who are dental surgeons under the parallel Dentists Registration Ordinance, to



the address of that particular Fellow listed in the current edition of the Gazette pursuant to Section 13 of the Dentists Registration Ordinance (Cap. 156)) (unless the Fellow has properly notified the Academy in writing 14 days prior to the date of posting of the notice of the postal ballot that such documents should be sent to an alternative address).

- 15.7 The voting day shall be specified in the notice of the postal ballot. Only ballot papers received by the Academy by close of business on the voting day shall be valid. Ballot papers may be returned to the Academy by hand or by post, but proof of posting is not proof of receipt.
- 15.8 Only original ballot papers must be returned and will be considered valid. Photocopies of ballot papers will be invalid as will faxed ballot papers.
- 15.9 The ballots shall be counted by the Honorary Auditor and/or Honorary Legal Adviser of the Academy or its delegated members or staff as the Council may direct. The Honorary Auditor and/or the Honorary Legal Adviser shall have the right to determine the validity of any ballot paper returned in accordance with, inter alia, the provisions in sub-paragraph 15.8 above. Their reasonable decision or decisions (as the case may be) will be final. The Honorary Auditor/Honorary Legal Adviser (as the case may be) shall then inform the Council of the Academy of the result of the postal ballot, who shall then arrange for the publication of such results in whichever way they think best to voting Fellows, and also to other parties as decided by the Council in their absolute discretion.
- 15.10 Shown below are general forms of the Notice of postal ballot and the ballot paper, but it shall be in the absolute discretion of the Council to adopt any form most suited to and to make such amendments to the general forms as necessary for the postal ballot in question.

**Notice of postal ballot - general form**

HONG KONG ACADEMY OF MEDICINE

TAKE NOTICE THAT in accordance with Bylaw 15 of the Academy, the following matter(s) *is/are* to be decided on a postal ballot of Fellows.

**1. [Regulations/Bylaws] of the Academy**

The following [*regulation/bylaw*] is proposed:-

(here set out the text of the [*regulation/bylaw*])

This resolution will not be effective unless it is passed by [*two-thirds/half*] of the Fellows in a postal ballot in which not less than 1/5 of such Fellows have voted.

COMMENTS OF THE COUNCIL

(here state the comments, if any, of the Council)

[Repeat if more than one regulation/bylaw]

**2. Voting papers**

A voting paper is enclosed with this notice. Fellows are urged to vote on all resolutions.

**3. Voting date**

To vote, Fellows must complete the voting paper and send it to the Academy to be received by the Academy by [*final date for receipt of voting paper*]. Only original ballot papers must be returned and will be considered valid. Photocopies of ballot papers will be invalid as will faxed ballot papers.

**4. Announcement of results**

The Academy will announce the result of the postal ballot by [*means to be determined by Council*] as soon as practicable after the voting day.

Dated the..... day of .....

By order of the Council  
**Honorary Secretary**

**Voting Paper for use in a postal ballot**

HONG KONG ACADEMY OF MEDICINE

Form for use in the postal ballot of the Academy as announced in the attached Notice dated [*date*]. To be valid, this form must be completed and sent to the Academy to be received by the Academy by [*final date for receipt of voting papers*] (“the Voting Date”).

I, the undersigned, being a Fellow of the Academy and entitled to vote on this postal ballot, vote as follows:-

[*Regulation/Bylaw*] proposed

Resolution number: ..... For/Against (delete as appropriate)

[repeat as necessary]

HKID No./Passport No. ....

.....Signature of Fellow

..... Name in BLOCK CAPITALS

.....Date

*17 December, 1993;  
15 July, 1994;  
17 March, 1995;  
19 May, 1995;  
7 November, 1997;  
15 November, 2012*

*(Bylaw 16 - repealed on 1 October 1998)*

**Bylaw 16**

**Admission criteria for Fellows**

- 16.1 The Council of the Academy (the “Academy”) will consider all nominations submitted to it by the particular nominees’ affiliated Academy College. The Academy will, however, retain absolute discretion over which nominees should be admitted as Fellows of the Academy.
- 16.2 Nominees will be considered for admission under one of three broad categories, labelled Category I, II or III. In considering whether a particular nominee should be admitted as a Fellow of the Academy, the Academy shall be guided by the following admission criteria applicable for each of Categories I to III.

16.2.1 Category I

The Academy may, on the recommendation of an Academy College, admit as a Fellow any full member of an Academy College who has attained an internationally recognized higher qualification (which will be any qualification deemed to be so by the Academy whose discretion in the matter shall be final) and completed six years of appropriate post-registration training.

16.2.2 Category II

The Academy may, on the recommendation of an Academy College, admit as a Fellow any full member of an Academy College who has attained an internationally recognized higher qualification (which will be any qualification deemed to be so by the Academy whose discretion in the matter shall be final) (the “Qualification”) and has done consistent good practice in that specialty, but who has had three or more but less than six years appropriate post-registration training in that specialty. In these circumstances, the Academy may consider every three years of full-time specialist practice as equivalent to one year of appropriate post-registration training (the “Equivalence”) and fractions of a “three-year” period will be considered proportionately on a pro-rata basis. The total length of appropriate post-registration training attributable to a particular nominee under this Category (the “Period”) will then be a summation of the years in post-registration training and the years in specialist practice (as adjusted in accordance with the Equivalence). The minimum Period required under this Category will be six years.

Where a medical or dental practitioner has attained such a Qualification but has only achieved a Period of less than six years, the Academy may allow such a medical or dental practitioner to be admitted to relevant additional training which it may conduct from time to time, and, upon the successful completion of such training, the Academy may admit such a medical or dental practitioner as a Fellow. It will be for the Academy in its absolute discretion and after consultation with the appropriate specialist College to decide upon the appropriate length and content of such additional training and the standards required for the successful completion of such training.

### 16.2.3 Category III

The Academy may, on the recommendation of an Academy College, admit as a Fellow any full member of an Academy College who had attained an internationally recognized higher qualification in Australia, New Zealand or the United Kingdom prior to 1978 (which will be any qualification deemed to be so by the Academy whose discretion in the matter shall be final), when there was no mandatory structured three-year specialist training programme in some specialties. All such nominees must, however, be able to show to the satisfaction of the Academy, whose discretion in these matters will be final, that he has since done consistent good practice in that specialty.

- 16.3 It will be for the Academy to decide in its absolute discretion whether a particular nominee's training or any part of it is of sufficient standard to be allowed to be considered as appropriate post-registration training.
- 16.4 A further requirement which the Academy may impose with regard to the appropriate post-registration training required is that such training should comprise a minimum number of years in basic specialist training and a minimum number of years in higher specialist training. It will be in the absolute discretion of the Academy to decide upon the minimum number of years required for each of these two stages of training for each particular specialist qualification, and such requirements may vary from specialty to specialty and qualification to qualification.
- 16.5 The Academy will maintain a list of current recognized higher qualifications for each of the abovementioned Categories I to III, which will be made known to all registered medical and dental practitioners in Hong Kong upon request. The Academy will have absolute discretion to add to or to remove from this list any higher qualifications that the Academy thinks fit and it will be the responsibility of the individual medical or dental practitioner to ensure that he is aware of the current list of recognized higher qualifications.
- 16.6 The Academy will also keep a sub-list of recognized higher qualifications obtained by "exit" examinations, which are examinations in which years in basic specialist and years in higher specialist training are combined prior to the passing of the particular specialist examination. It will be in the Academy's absolute discretion to decide upon the "exit" examinations that accord with the standards set by the Academy, such that a distinction does not need to be drawn between basic and higher specialist training, as may otherwise be required under Bylaw 16.4 above. However, for the avoidance of doubt, nominees who rely upon such "exit examinations" must still satisfy the minimum years of appropriate post-registration training required under Category I above or the minimum Period required under Category II above (as the case may be).
- 16.7 The procedure whereby higher qualifications (which will include the abovementioned "exit examinations") are added or deleted from the list of current recognized higher qualifications (or, as the case may be, the sub-list of exit examinations) will be as follows:-

- (a) an Academy College or an Academy Council member may make a recommendation for the inclusion or exclusion of a particular higher qualification (or, as the case may be, the suitability or unsuitability of it being considered as an exit examination) and such a recommendation should first be submitted to the Academy Education Committee, which will consider it and decide if it should be supported. If the Education Committee decides that the recommendation should be supported, it will submit the recommendation to the Academy Council for approval;
- (b) alternatively, the Education Committee may itself make a recommendation to the Academy Council in respect of the matters outlined in (a) above;
- (c) the Academy Council will then consider the recommendation and will decide, in its absolute discretion, whether or not the recommendation should be carried out.

**Fellowship Designations Approved  
By the Medical and Dental Council of Hong Kong  
As Registrable and Quotable**

<b>Designation in Full</b>	<b>Quotable Abbreviation</b>	<b>Quotable Chinese Designation</b>
Fellow of the Hong Kong Academy of Medicine (Anaesthesiology)	FHKAM (Anaesthesiology)	香港醫學專科學院院士 (麻醉科)
Fellow of the Hong Kong Academy of Medicine (Community Medicine)	FHKAM (Community Medicine)	香港醫學專科學院院士 (社會醫學)
Fellow of the Hong Kong Academy of Medicine (Dental Surgery)	FHKAM (Dental Surgery)	香港醫學專科學院院士 (牙科)
Fellow of the Hong Kong Academy of Medicine (Family Medicine)	FHKAM (Family Medicine)	香港醫學專科學院院士 (家庭醫學)
Fellow of the Hong Kong Academy of Medicine (Medicine)	FHKAM (Medicine)	香港醫學專科學院院士 (內科)
Fellow of the Hong Kong Academy of Medicine (Obstetrics and Gynaecology)	FHKAM (Obstetrics and Gynaecology)	香港醫學專科學院院士 (婦產科)
Fellow of the Hong Kong Academy of Medicine (Orthopaedic Surgery)	FHKAM (Orthopaedic Surgery)	香港醫學專科學院院士 (骨科)
Fellow of the Hong Kong Academy of Medicine (Paediatrics)	FHKAM (Paediatrics)	香港醫學專科學院院士 (兒科)
Fellow of the Hong Kong Academy of Medicine (Pathology)	FHKAM (Pathology)	香港醫學專科學院院士 (病理學)

<b>Designation in Full</b>	<b>Quotable Abbreviation</b>	<b>Quotable Chinese Designation</b>
Fellow of the Hong Kong Academy of Medicine (Psychiatry)	FHKAM (Psychiatry)	香港醫學專科學院院士 (精神科)
Fellow of the Hong Kong Academy of Medicine (Radiology)	FHKAM (Radiology)	香港醫學專科學院院士 (放射科)
Fellow of the Hong Kong Academy of Medicine (Surgery)	FHKAM (Surgery)	香港醫學專科學院院士 (外科)
Fellow of the Hong Kong Academy of Medicine (Ophthalmology)	FHKAM (Ophthalmology)	香港醫學專科學院院士 (眼科)
Fellow of the Hong Kong Academy of Medicine (Otorhinolaryngology)	FHKAM (Otorhinolaryngology)	香港醫學專科學院院士 (耳鼻喉科)
Fellow of the Hong Kong Academy of Medicine (Emergency Medicine)	FHKAM (Emergency Medicine)	香港醫學專科學院院士 (急症科)