

**Supplementary Information to the
Guidelines on Election-related Activities
in respect of the Election Committee
Subsector Elections Issued by
the Electoral Affairs Commission
in July 2021**

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Supplementary Information to
the Guidelines on Election-related Activities
in respect of the Election Committee Subsector Elections
Issued by the Electoral Affairs Commission in July 2021

Candidates, members of the public and organisations/ institutions must comply with the Guidelines on Election-related Activities in respect of the Election Committee Subsector Elections issued by the Electoral Affairs Commission (“EAC”) in July 2021 (“the Guidelines”). The persons concerned should also note and comply with the requirements set out in the following supplementary information* issued by the EAC for the 2025 Election Committee Subsector By-elections (“ECSS By-e”) held in September 2025:

Supplementary Information (1):

For the ECSS By-e, the deadlines for a member-elect of the Election Committee (“EC”) to submit the signed written EC oath and the publication date for the next final register (“FR”) of members of the EC are added. Please refer to the changes in the related chapter and appendices listed below.

CHAPTER 2 COMPOSITION OF THE ELECTION COMMITTEE

PART II : COMPILATION OF INTERIM REGISTER AND FINAL REGISTER OF EC MEMBERS AFTER THE CONDUCT OF AN EC SUBSECTOR ORDINARY ELECTION *(Revising paragraph 2.8, changes are bolded and highlighted in yellow, deleted parts are marked with double strikethrough and highlighted in yellow)*

2.8 In accordance with s 42A of the Schedule to the CEEO, ~~upon the publication of the EC IR,~~ the ERO must not include the name of a member-elect of a term of office in the FR of members of the EC for that term of office unless the ERO has received the written oath signed by the member-elect ~~7 days before the date of publication of the FR of members of the EC for that term of office.~~ **For the ECSS By-e, the written EC oath signed by the member-elect must be submitted to the ERO within 3 days after polling day (i.e. on or before 10 September 2025) (For contested subsectors), or**

* This supplementary information only lists the footnotes that need to be revised. The remaining footnotes should be based on the content of the Guidelines.

within 3 days after the publication of the Gazette notice declaring the candidate(s) for the subsector as being duly elected or the nominee(s) being validly nominated as member(s) of the EC (For uncontested subsectors and subsectors with vacancy(ies) to be filled by supplementary nomination(s) respectively).

APPENDIX 1 ELECTION COMMITTEE SUBSECTOR ELECTIONS ACTION CHECKLIST FOR CANDIDATES

The action checklist for candidates for the ECSS By-e has now been updated. Please refer to the appendix attached to this supplementary information.

APPENDIX 3 DETAILS FOR EACH ELECTION COMMITTEE SUBSECTOR

(For the ECSS By-e, the deadlines related to the submission of a signed written oath in order to include the name of a member-elect in the FR of members of the EC are added, changes are bolded and highlighted in yellow, deleted parts are marked with double strikethrough and highlighted in yellow)

The requirement for ~~signing~~ **submission of a signed** written oath in order to include the name of a member-elect in the FR of members of the EC

A member-elect of the EC must submit a written oath signed by him/her in order to include his/her name in the FR of members of the EC for that term of office.

~~After the publication of the IR of members of the EC, a member-elect must sign the written oath and submit it to the Electoral Registration Officer 7 days before the date of publication of the FR of members of the EC for that term of office (i.e. 15 October 2021).~~

For the ECSS By-e, a member-elect must sign the written EC oath and submit it to the Electoral Registration Officer within 3 days after polling day (i.e. on or before 10 September 2025) (For contested subsectors), or within 3 days after the publication of the Gazette notice declaring the candidate(s) for the subsector as being duly elected or the nominee(s) being validly nominated as member(s) of the

EC (For uncontested subsectors and subsectors with vacancy(ies) to be filled by supplementary nomination(s) respectively).

The **prevailing** FR of members of the EC ~~will be~~ **was** published on 22 October 2021.

For the ECSS By-e, the next FR of members of the EC will be published on or before 17 September 2025.

Supplementary Information (2):

Accepting “Faster Payment System (“FPS”)” as a means for candidates to pay election deposit and reminding them of the important points to note. Please refer to the changes in the related chapter and appendix listed below.

CHAPTER 4 NOMINATION OF CANDIDATES/NOMINEES

PART V : ELECTION DEPOSIT (*Revising paragraphs 4.39 and 4.40, changes are bolded and highlighted in yellow, deleted parts are marked with double strikethrough and highlighted in yellow*)

4.39 When submitting a nomination form, each candidate must lodge an election deposit of \$1,000 in cash, **via “FPS”**, cashier order, or by cheque. The amount of deposit is prescribed by the regulations [s 19 of the Schedule to the CEEO and s 3 of the EC Subscribers & Deposit Reg].

4.40 A nomination form submitted to the RO will not be accepted unless it is accompanied by the payable election deposit.

IMPORTANT :

~~Candidates should pay their election deposit by cash or cashier order as far as practicable, although crossed cheque is also acceptable.~~

In the event that a cheque **for paying election deposit** is dishonoured, the nomination will be ruled invalid unless the unpaid amount of deposit is settled before the end of the nomination period. Candidates must note that, in the case of dishonoured cheques, the RO may not have sufficient time to inform the candidate(s) concerned to rectify the situation before the end of the nomination period.

Besides, candidates using “FPS” to pay election deposit should note that banks have defined different limits for various types of payments or transfers. If the FPS transaction for paying the election deposit is unsuccessful, it will result in the nomination form not being accepted.

Therefore, to avoid the risk of their nominations being ruled as invalid due to **reasons such as** dishonoured cheques **or insufficient transfer limit of the bank account, etc.**, candidates should submit the election deposit in cash or cashier order as far as practicable.

APPENDIX 1 ELECTION COMMITTEE SUBSECTOR ELECTIONS ACTION CHECKLIST FOR CANDIDATES

**The action checklist for candidates for the ECSS By-e has now been updated.
Please refer to the appendix attached to this supplementary information.**

Supplementary Information (3):

Reminding candidates the information relating to a person contained in any register or in any extract of any register can only be used for election-related purposes prescribed by the electoral law. Please refer to the changes in the related chapters listed below.

CHAPTER 3 REGISTRATION OF ELECTION COMMITTEE EX-OFFICIO MEMBERS AND VOTERS, AND VOTING SYSTEM

PART III : REGISTRATION OF VOTERS FOR SUBSECTORS *(Revising paragraph 3.55, changes are bolded and highlighted in yellow)*

3.55 The time and place for inspection of the copy of the FR will be published in a notice in the Gazette and newspapers. The publication of the notice is to be treated as the publication of the FR. The inspection of the FR shall be arranged as detailed in paras. 3.46 and 3.47 above. Upon request by a person imprisoned or held in custody by a law enforcement agency and if the ERO considers it appropriate to do so, the ERO may make available at a penal institution or the premises of a law enforcement agency, as the case may be, a copy of the FR for that person's inspection subject to paras. 3.46 and 3.47 above. The ERO may require persons who wish to inspect the FR to produce an identity document and complete a form specified by the ERO. [S 38(1), (2), (3), (4), (4A) and (6) of the EAC (ROE) (FCSEC) Reg] (As specified in the Gazette, s 38(2), (3), (4) and (4A) comes into operation on 1 May 2022)

IMPORTANT:

Information relating to a person contained in any register of voters or in any extract of any register of voters can only be used for election-related purposes prescribed by the electoral law. Any abuse or misuse of such information is an offence and will be liable to a fine at level 2 (\$5,000) and to imprisonment for 6 months [s 42(3) of the EAC (ROE) (FCSEC) Reg].

In accordance with Data Protection Principle 3 of Schedule 1 to the Personal Data

(Privacy) Ordinance (Cap 486) (“PD(P)O”), personal data relating to a person (as a data subject) contained in any register or in any extract of any register shall not, without the prescribed consent of the data subject¹, or if the exemption under Part 8 of the PD(P)O is not applicable, be used for a “new purpose”². Moreover, according to s 64(3A) and (3B) of the PD(P)O, if a person (as a discloser) discloses any personal data relating to a person (as a data subject) contained in any register or in any extract of any register without the relevant consent of the data subject with an intent to cause any specified harm³ to or being reckless as to whether any specified harm would be, or would likely be, caused to the data subject or any family member of the data subject, the discloser commits an offence and will be liable to a fine of \$100,000 and to imprisonment for 2 years. According to s 64(3C) and (3D) of the PD(P)O, if the disclosure causes any specified harm to the data subject or any family member of the data subject, the discloser will be liable on conviction to a fine of \$1,000,000 and to imprisonment for 5 years.

CHAPTER 9 ELECTIONEERING ACTIVITIES IN PREMISES OR BUILDINGS WHERE VOTERS/ARs RESIDE, WORK OR FREQUENT

PART II : GUIDELINES TO BE OBSERVED BY CANDIDATES IN THE CONDUCT OF ELECTIONEERING ACTIVITIES *(Revising paragraph 9.15, changes are bolded and highlighted in yellow)*

9.15 Validly nominated candidates are supplied by the REO with an extract of the FR in respect of their respective subsectors which contains the names and residential addresses of the voters/ARs of the relevant subsector and their email addresses (where

¹ In accordance with s 2(3) of the PD(P)O, “prescribed consent” (a) means the express consent of the person given voluntarily; (b) does not include any consent which has been withdrawn by notice in writing served on the person to whom the consent has been given (but without prejudice to so much of that act that has been done pursuant to the consent at any time before the notice is so served).

² In accordance with Data Protection Principle 3(4) of Schedule 1 to the PD(P)O, “new purpose”, in relation to the use of personal data, means any purpose other than the purpose for which the data was to be used at the time of the collection of the data or a purpose directly related to that purpose.

³ In accordance with s 64(6) of the PD(P)O, “specified harm”, in relation to a person, means (a) harassment, molestation, pestering, threat or intimidation to the person; (b) bodily harm or psychological harm to the person; (c) harm causing the person reasonably to be concerned for the person’s safety or well-being; or (d) damage to the property of the person.

the voters/ARs concerned have provided such to REO for the purpose of receiving election mails from candidates), but not their telephone numbers. As a general rule, candidates should respect the privacy of voters/ARs when using their contact information for canvassing. In particular, for mass distribution of election mails by email, candidates are reminded to use the “bcc” function of email or other proven means to ensure that the email addresses of individual voters/ARs would not be inadvertently disclosed to other recipients. Candidates should note that some people do not like or even detest being called over the telephone or the entrance intercom system and some do not like their names being called out aloud. Many voters/ARs also consider canvassing messages sent to them through electronic devices annoying. Their disapproval may be reflected in their choice of candidates on the polling day. It is therefore unwise to call or send messages through electronic devices to voters/ARs who find such approaches objectionable or to act in any other way that may antagonise them. As a good practice, candidates and their supporters should maintain a list of voters/ARs that they know finding such electioneering telephone calls or messages or visits objectionable and avoid approaching these voters/ARs through these means again. On the other hand, voters/ARs who receive objectionable telephone calls or messages can just disconnect them or block the sender. If the caller or sender does not desist from calling or sending messages and causes a nuisance, the voter/AR should report the matter as soon as possible to the Police who may take action against the caller or sender.

IMPORTANT:

Information relating to a person contained in any register of voters or in any extract of any register of voters can only be used for election-related purposes under the electoral legislation. Any abuse or misuse of such information is an offence and will be liable to a fine at level 2 (\$5,000) and to imprisonment for 6 months [s 42(3) of the EAC (ROE) (FCSEC) Reg].

In accordance with Data Protection Principle 3 of Schedule 1 to the PD(P)O, personal

data relating to a person (as a data subject) contained in any register of voters or in any extract of any register of voters shall not, without the prescribed consent of an individual, or if the exemption under Part 8 of the PD(P)O is not applicable, be used for a new purpose. **Moreover, according to s 64(3A) and (3B) of the PD(P)O, if a person (as a discloser) discloses any personal data relating to a person (as a data subject) contained in any FR or in any extract of any FR without the relevant consent of the data subject with an intent to cause any specified harm⁴ to or being reckless as to whether any specified harm would be, or would likely be, caused to the data subject or any family member of the data subject, the discloser commits an offence and will be liable on conviction to a fine of \$100,000 and to imprisonment for 2 years. According to s 64(3C) and (3D) of the PD(P)O, if the disclosure causes any specified harm to the data subject or any family member of the data subject, the discloser will be liable on conviction to a fine of \$1,000,000 and to imprisonment for 5 years.**

⁴ In accordance with s 64(6) of the PD(P)O, “specified harm”, in relation to a person, means (a) harassment, molestation, pestering, threat or intimidation to the person; (b) bodily harm or psychological harm to the person; (c) harm causing the person reasonably to be concerned for the person’s safety or well-being; or (d) damage to the property of the person.

Supplementary Information (4):

The deadline for candidates to upload election advertisements (“EAs”) or to submit copies of EAs together with the relevant information and documents after the publication of EAs will be adjusted from 1 working day to 3 working days. Please refer to the changes in the related chapter and appendices listed below.

CHAPTER 8 ELECTION ADVERTISEMENTS

PART I : GENERAL *(Revising paragraph 8.4, changes are bolded and highlighted in yellow)*

8.4 A candidate is required under the law to post a copy of any EA he/she has published as well as the relevant information and documents onto an open platform maintained by the CEO or a person authorised by the CEO (“Central Platform”) or an open platform maintained by the candidate(s) or a person authorised by the candidate(s) (“Candidate’s Platform”), or submit a copy of the EA to the RO for public inspection within **3 working days** after publication of the EA. This is not to restrict the contents of EAs. Rather, it keeps track of candidates’ publication of EAs for the purpose of regulating their election expenses. If any false statement is contained in EAs, it will be regulated by other provisions under the subsisting law (see para. 8.23 below).

PART VII : REQUIREMENTS RELATING TO PUBLICATION OF ELECTION ADVERTISEMENTS *(Revising paragraphs 8.56 and 8.57, changes are bolded and highlighted in yellow)*

8.56 A candidate must make available a copy of each of his/her EAs and the relevant information/documents (see Appendix 5) including the publication information, permission or consent in relation to the EAs for public inspection within **3 working days** (i.e. any day other than a general holiday or Saturday) after the publication of the EAs...

8.57 A candidate should provide information related to the printing/publication of his/her EAs (i.e. the name and address of the printer, date of printing/publication and number of copies printed) when posting the EAs onto the Candidate's Platform or Central Platform or submitting relevant information in a specified form to the RO within **3 working days** after the publication of the EA (see Appendix 5) [s 108(4) and (6) of the EAC (EP) (EC) Reg]. A candidate must ensure the accuracy of all the information provided.

APPENDIX 1 ELECTION COMMITTEE SUBSECTOR ELECTIONS ACTION CHECKLIST FOR CANDIDATES

The action checklist for candidates for the ECSS By-e has now been updated.

Please refer to the appendix attached to this supplementary information.

APPENDIX 5 SUBMISSION METHOD, FORMAT AND STANDARD FOR POSTING ELECTRONIC COPY OF ELECTION ADVERTISEMENT AND RELEVANT INFORMATION ONTO AN OPEN PLATFORM FOR PUBLIC INSPECTION

(Revising paragraph 1, changes are bolded and highlighted in yellow)

1. To comply with the requirement on public inspection of election advertisements ("EAs") under s 108(2) of the Electoral Affairs Commission (Electoral Procedure) (Election Committee) Regulation (Cap 541I) regarding the electronic submission of EAs, a candidate must post the following EA particulars as applicable, within **3 working days** after the publication of an EA, onto either an open platform maintained by the Chief Electoral Officer ("CEO") ("Central Platform") or one maintained by the candidate himself/herself or a person authorised by him/her ("Candidate's Platform") for public inspection.

Supplementary Information (5):

Mutual aid committees (“MACs”) in Hong Kong had been dissolved by 1 January, 2023. MAC should therefore be removed from relevant contents. Please refer to the changes in the related chapters and appendix listed below.

CHAPTER 8 ELECTION ADVERTISEMENTS

PART II : WHAT CONSTITUTES AN ELECTION ADVERTISEMENT (*Revising paragraph 8.9(c), deleted parts are marked with double strikethrough and highlighted in yellow*)

8.9(c) Any thing or material published by any person or any organisation, including political organisation, professional or trade organisation, owners’ corporation, ~~mutual aid committee (“MAC”)~~, tenants’ association, owners’ committee, etc. (irrespective of whether or not the candidate concerned is its office-bearer or member) showing his/her or its support for any candidate or advertising the platform or services of such an organisation with reference to a candidate or candidates by name or photograph or in any other form or manner.

PART X : ADVERTISEMENTS OF POLITICAL/ PROFESSIONAL BODIES, TRADE ORGANISATIONS OR OTHER ORGANISATIONS (*Revising paragraph 8.73, deleted parts are marked with double strikethrough and highlighted in yellow*)

8.73 Any thing or material published by any organisation, including a political body, professional body or trade organisation, owners’ corporation, ~~MAC~~, tenants’ association, owners’ committee, etc., which advertises its platform or services with reference to a candidate (irrespective of whether the candidate concerned is its office-bearer or member) during or even before the election period by name or photograph or otherwise with the intent to promote the election of the candidate may be treated as an EA put up by, or on behalf of, or on account of, the candidate. The expenses of such EA may be construed as election expenses incurred by or on behalf of the candidate. A

candidate should be responsible for election expenses incurred by himself/herself or his/her authorised election expense agents, excluding those incurred without his/her knowledge and consent. It is therefore a prudent step for the relevant organisations to suspend such advertising activities. However, if the material published by the organisation concerned, as opposed to the candidate himself/herself, advertises only a particular activity which: ...

CHAPTER 9 ELECTIONEERING ACTIVITIES IN PREMISES OR BUILDINGS WHERE VOTERS/ARs RESIDE, WORK OR FREQUENT

PART I : GENERAL *(Revising paragraph 9.3, deleted parts are marked with double strikethrough and highlighted in yellow)*

9.3 However, management organisations (such as owners' corporations, ~~MACs~~, property management companies, etc.) of the common parts of buildings should accord fair and equal treatment to all candidates. Applications of all candidates for the display of EAs or the conduct of electioneering activities in the common areas of buildings should be processed impartially, especially if the chairmen or executive committee members of the management organisations are candidates or their relatives or friends, where the principle of fair treatment must be upheld and no preferential treatment should be given.

PART III : GUIDELINES TO BE OBSERVED BY OWNERS, MANAGEMENT AND ORGANISATIONS FOR HANDLING APPLICATIONS FOR CONDUCT OF ELECTIONEERING ACTIVITIES IN THE PREMISES WITHIN THEIR JURISDICTION *(Revising paragraph 9.22, deleted parts are marked with double strikethrough and highlighted in yellow)*

9.22 For all types of building organisations be it an owners' corporation, owners' committee, ~~MAC~~, tenants' association, residents' association, management company or managers of the building, the decision that it makes relating to electioneering activities

of candidates in the common parts of the building, including the office premises of the organisation and all private streets, etc., must comply with the fair and equal treatment principle.

IMPORTANT :

The office bearers of building organisations must not abuse their positions in the organisations to give unfair treatment to any candidate in the conduct of electioneering or canvassing activities in the buildings concerned. This is particularly the case when the office bearers themselves or their close relatives are candidates in the election. Furthermore, it would be the responsibility of the building organisations to ensure that the fair and equal treatment principle is strictly complied with in all circumstances and no candidates will be given unfair advantage in the election.

CHAPTER 10 ELECTION MEETINGS

PART IV : ELECTION MEETINGS IN PRIVATE PREMISES (*Revising paragraph 10.20, changes are bolded and highlighted in yellow, deleted parts are marked with double strikethrough and highlighted in yellow*)

10.20 Any person who organises an election meeting in private premises should consult the owner, occupier, owners' corporation **or** building management ~~or the MAC~~ concerned, etc. in advance and if required, obtain prior permission from them. Insofar as the decision regarding election meetings by candidates in the common areas of a building accords fair and equal treatment to all candidates, the EAC will not intervene. Specific guidelines for conducting election meetings in the premises managed by the Housing Department and the Hong Kong Housing Society are set out in Appendix 8.

PART V : ELECTIONEERING EXHIBITIONS *(Revising paragraph 10.22, changes are bolded and highlighted in yellow, deleted parts are marked with double strikethrough and highlighted in yellow)*

10.22 A candidate may hold an exhibition for election campaigning purposes. If such an exhibition is to be held, the candidate should consult the relevant management authorities of the premises concerned in advance, and if required, obtain prior permission from the estate manager or officer-in-charge, owner, occupier, owners' corporation **or** building management ~~or the MAC~~ concerned, etc. Relevant guidelines in the other parts in this chapter should also be observed, in addition to compliance with regulations and conditions imposed by other relevant authorities.

APPENDIX 10 GUIDANCE NOTE ON SAFE CONDUCT OF ELECTION-RELATED ACTIVITIES

(Revising paragraph 5, changes are bolded and highlighted in yellow, deleted parts are marked with double strikethrough and highlighted in yellow)

5. In order to ensure that order, fairness and impartiality are maintained and to avoid any embarrassment, where a forum is to be held at private premises, prior precautions should be made with the owner, occupier, owners' corporation **or** building management ~~or the mutual aid committee~~ concerned, to ensure the safety of all participants and the orderly proceeding of the forum. Where necessary, security guards should be employed at the forum venue.

Supplementary Information (6):

Reminding candidates if building works in private premises or on private land are involved for the display of an EA, the relevant building regulations should be complied with. Please refer to the changes in the related chapter listed below.

CHAPTER 8 ELECTION ADVERTISEMENTS

PART III : PERIOD AND AREA OF DISPLAY (*Revising paragraph 8.33, changes are bolded and highlighted in yellow*)

8.33 The RO will obtain prior approval from the relevant authorities under s 104A(1) of the PHMSO and s 4 of the Land (Miscellaneous Provisions) Ordinance for candidates to display their EAs at designated spots. Immediately after the allocation of designated spots is made, a copy of that written permission or authorisation as required under the relevant legislation will be provided to the candidates by the RO of the subsector concerned (see Part IV below). For display of EAs on private land/property, written permission or authorisation of the private owner or occupier will have to be obtained by the candidates themselves [s 104A(1) of the PHMSO]. A person displaying an EA without the necessary written permission or authorisation commits an offence and will be liable to a fine at level 3 (\$10,000) and, where the offence is a continuing offence, an additional daily penalty of \$300 for each day during which it is proved to the satisfaction of the court that the offence has continued [ss 104A(2), 150 **and the Ninth Schedule** of the PHMSO]. A copy of all the permissions or authorisations obtained by a candidate himself/herself, as opposed to those provided to him/her by the RO, must be provided by him/her for public inspection in the manner as set out in para. 8.56 below. All candidates are also reminded that if carrying out of building works (including erection of any signboard) in private premises **or on private land** are involved for the display of an EA, the relevant provisions of **the Buildings Ordinance (Application to the New Territories) Ordinance (Cap 121) or** the Buildings Ordinance (Cap 123) (“BO”) and the subsidiary regulations should be

complied with. In this regard, the candidates are strongly advised to consult building professionals, registered contractors and, where necessary, authorised persons on the compliance with **the requirement of relevant ordinances. Subject to the nature, scale, complexity and safety risks of the works project, minor works should be dealt with in accordance with the simplified requirements of the Minor Works Control System, or the work plans should be submitted to the Buildings Department for approval and consent prior to the commencement of the project.**

Supplementary Information (7):

The date and time for the Returning Officers (“ROs”) to conduct the allocation of designated spots will be adjusted from within 7 working days after the end of the nomination period to within 5-10 working days after the end of the nomination period. Please refer to the changes in the related chapter listed below.

CHAPTER 8 ELECTION ADVERTISEMENTS

PART IV : ALLOCATION OF DESIGNATED SPOTS *(Revising paragraph 8.35, changes are bolded and highlighted in yellow)*

8.35 A candidate can obtain the following information from the relevant subsector’s RO when he/she submits the nomination form:

- (a) the general locations of the designated spots, which may include unleased government land, property and buildings managed by the Housing Department, and occasionally private land/property (if any) available for allocation of designated spots to the candidates. The number and size of spots for allocation will be finalised by the RO, taking into account the number of contested candidates in the subsector, after the end of the nomination period. In order to allow all contested candidates to display their EAs at all locations, particularly popular ones, the size of each spot may vary from location to location; and
- (b) the date and time for conducting the allocation of designated spots, which would normally be held **within 5-10 working days after the end of the nomination period**. The RO will invite representatives from the relevant authorities relating to government land/property, save those that have already given a blanket approval, to be present to give the necessary written authorisation for the spots allocated.

Supplementary Information (8):

Reminding candidates to arrange for the removal of all EAs displayed on private land/property and on the windows or bodywork of the public service vehicles as soon as possible after the election. Please refer to the changes in the related chapter listed below.

CHAPTER 8 ELECTION ADVERTISEMENTS

PART V : CONDITIONS AND LIMITATIONS ON DISPLAY *(Revising paragraph 8.52, changes are bolded and highlighted in yellow)*

8.52 All candidates should remove all their EAs displayed on government land/property within 10 days following an election. Failure to do so may result in prosecution being brought against the offending candidate and such EAs removed and seized by the relevant authority. Relevant authorities will issue demand notes for the removal costs to the candidates concerned within 21 days after the publication of the election results in the Gazette (normally the first Friday after the polling day). The cost of removal will be construed as election expenses and the candidates must include all these costs as election expenses in their election returns. **For EAs displayed on private land/property and on the windows or bodywork of any public service vehicles (e.g. public light buses, taxis, etc.), candidates should inform the owner or occupier of the private land/property concerned, and owner or manager of any public service vehicles to arrange the removal of all EAs as soon as possible after the election. If building works (including removal of signboards) in private premises or on private land are involved for the removal of an EA, the relevant provisions of the Buildings Ordinance (Application to the New Territories) Ordinance or the BO and its subsidiary regulations should be complied with.**

Supplementary Information (9):

Reminding candidates of the requirements for uploading a hyperlink to an entire website or social media page instead of a hyperlink to the EA. Please refer to the changes in the related chapter and appendix listed below.

CHAPTER 8 ELECTION ADVERTISEMENTS

PART VII : REQUIREMENTS RELATING TO PUBLICATION OF ELECTION ADVERTISEMENTS *(Revising paragraph 8.56(c) to (e), changes are bolded and highlighted in yellow, deleted parts are highlighted in yellow and marked with double strikethrough)*

8.56(c) if it is technically impracticable to comply with (a) or (b) above for EAs published through an open platform on the Internet (for example, when messages are exchanged on social networking or communication websites on the Internet, such as Instagram, ~~Twitter~~, Facebook or blogs, in a real-time interactive manner), **posting hyperlinks of the EAs that are published through such** open platform and the information/documents relevant to the EAs should be posted onto the Candidate's Platform or Central Platform in accordance with the procedures set out in Appendix 5. In this case, if the hyperlink of the EA has already been posted onto the Candidate's Platform or the Central Platform, there is no need for the candidate to upload each and every comment separately. **Candidates must note that they must comply with the requirements set out in para. 1(b) of Appendix 5 when they are posting the hyperlink to the entire website or to the dedicated social media page instead of the hyperlink of that EA;**

8.56(d) providing 2 hard copies of each EA (or 2 identical full colour photographs/printouts/photocopies of each EA which cannot be practically or conveniently produced in specie) and a hardcopy of information/documents in relation to the EA to the RO; or

8.56(e) providing 2 identical copies of a CD-ROM or DVD-ROM each containing the EAs and a hardcopy of information/documents in relations to the EAs to the RO.

As an interim arrangement pending the appointment of the RO and the establishment of the Central Platform, candidates should deposit their EAs and the related information/documents with the CEO in the same manner as stated in (d) or (e) above.

IMPORTANT:

According to s 108(9) of the EAC (EP) (EC) Reg, candidates who fail to comply with the above requirement commit an offence and shall be liable to a fine at level 2 (\$5,000) and to imprisonment for 6 months.

APPENDIX 5 SUBMISSION METHOD, FORMAT AND STANDARD FOR POSTING ELECTRONIC COPY OF ELECTION ADVERTISEMENT AND RELEVANT INFORMATION ONTO AN OPEN PLATFORM FOR PUBLIC INSPECTION

(Revising paragraph 1(b), changes are bolded and highlighted in yellow, deleted parts are highlighted in yellow and marked with double strikethrough)

1. To comply with the requirement on public inspection of election advertisements (“EAs”) under s 108(2) of the Electoral Affairs Commission (Electoral Procedure) (Election Committee) Regulation (Cap 541I) regarding the electronic submission of EAs, a candidate must post the following EA particulars as applicable, **within 3 working days** after the publication of an EA, onto either an open platform maintained by the Chief Electoral Officer (“CEO”) (“Central Platform”) or one maintained by the candidate himself/herself or a person authorised by him/her (“Candidate’s Platform”) for public inspection:

- (a) an electronic copy of an EA;
- (b) a hyperlink of each EA that is published through an open platform (the hyperlink to the specific EA published should be provided, rather than the hyperlink to the entire election website or dedicated social media page.

Where it is technically impracticable to **post the hyperlink of each and every EA separately onto the Central Platform or the Candidate's Platform** ~~produce an electronic copy of the EA~~ (for example when messages are exchanged in a real-time interactive manner through social network or communication websites on the Internet such as Instagram, ~~Twitter~~, Facebook, blogs), **a candidate may post the hyperlink of the open platform and the information/documents relevant to the EAs onto the Central Platform or the Candidate's Platform.** In this case, if the hyperlink of the open platform has already been posted onto the Central Platform or the Candidate's Platform, there is no need for the candidate to upload each and every comment separately. The candidate must however note that the relevant open platform of such hyperlink must be the dedicated election website of the candidate which all content within that website must be EAs. In addition, the candidate may only post the hyperlink of the website instead of posting each and every EA separately when it is technically impracticable to post each and every EA separately onto the Central Platform or the Candidate's Platform, otherwise misunderstanding or complaints may arise. Besides, the candidate must retain every EA published on the dedicated election website for public inspection (i.e. EA published should not be removed without permission));

Supplementary Information (10):

Reminding candidates to ensure that only necessary and adequate but not excessive personal data is transferred if election agents or other contractors are engaged to process personal data of voters/ authorised representatives (“ARs”) on behalf of the candidates for electioneering purpose. Please refer to the changes in the related chapter listed below.

CHAPTER 9 ELECTIONEERING ACTIVITIES IN PREMISES OR BUILDINGS WHERE VOTERS/ARs RESIDE, WORK OR FREQUENT

PART II : GUIDELINES TO BE OBSERVED BY CANDIDATES IN THE CONDUCT OF ELECTIONEERING ACTIVITIES *(Revising paragraph 9.14(d), changes are bolded and highlighted in yellow)*

9.14(d) if election agents or other contractors are engaged to process personal data of voters/ARs on behalf of the candidates for electioneering purpose, necessary means (contractual or otherwise) must be adopted to prevent the personal data transferred to the election agents or other contractors from: (i) being kept longer than is necessary for the electioneering purpose; and (ii) unauthorised or accidental access, processing, erasure, loss or use. **Candidates should also ensure that only necessary and adequate but not excessive personal data is transferred.**

Supplementary Information (11):

The Home Affairs Bureau was reorganised into the Home and Youth Affairs Bureau on July 1, 2022. The Home Affairs Bureau will therefore be renamed as the Home and Youth Affairs Bureau in the relevant guidelines. Please refer to the changes in the related chapter and appendices listed below.

CHAPTER 10 ELECTION MEETINGS

PART VI : FUND RAISING ACTIVITIES AT ELECTION MEETINGS (Revising paragraph 10.24, changes are bolded and highlighted in yellow)

10.24 A permit is required for organising, participating in, or providing equipment for any collection of money or sale of badges, tokens or similar articles or exchange the same for donations in a public place [s 4(17) of the Summary Offences Ordinance (Cap 228) (“SOO”)]. Any person who wishes to raise funds at an election meeting for non-charitable purposes should apply to **the Secretary for Home and Youth Affairs**. A copy of the administrative guidelines and licensing conditions for the issue of such permits with an application form is at Appendix 11 for general information.

APPENDIX 11 APPLICATION FOR A PERMIT UNDER S 4(17) OF SUMMARY OFFENCES ORDINANCE, CAP 228 FOR NON-CHARITABLE PURPOSES

(Revising item 13 of the application for a non-charitable fundraising permit under Section 4(17) of the Summary Offences Ordinance (Cap 228), changes are bolded and highlighted in yellow.)

13. Details of previous S 4(17) application(s) to **the Secretary for Home and Youth Affairs** by the applicant, or the organisations named in 5(i) and 6(i) above, or any of the persons named in 5(iii) and 6(iii) above:

(Revising paragraphs 1, 3, 4, 5, and 6 of the administrative guidelines and licensing conditions for issuing Public Fundraising Permits for Non-Charitable Purposes, changes are bolded and highlighted in yellow, deleted parts are highlighted in yellow and marked with double strikethrough.)

1. Applications for permission under Section 4(17) of the Summary Offences Ordinance (Cap 228) (“SOO”) to raise funds by collection of money or sale or exchange for donations of badges, tokens or similar articles in a public place should, where the funds are to be used for a charitable purpose, be referred to the Director of Social Welfare. Where the funds are to be used for any other purpose, such applications should be referred to **the Secretary for Home and Youth Affairs**.

3. When considering an application for a public fund-raising permit under section 4(17) of the SOO, **the Secretary for Home and Youth Affairs** will normally wish to be satisfied that ...

(ix) the permittee who had breached the conditions stipulated in the permit last granted would not be considered for a new permit unless explanations/justifications have been provided to the satisfaction of **the Secretary for Home and Youth Affairs**.

4. Each application will be considered on its own merits having regard to the above administrative guidelines **by the Secretary for Home and Youth Affairs**.

5. The following conditions will normally be imposed **by the Secretary for Home and Youth Affairs** if an application is approved...

(v) the permission given for the fund-raising activity is only valid for the details specified in the permit. If there are any changes to such details,

the approval of **the Secretary for Home and Youth Affairs** will be required;

...

(ix) the funds collected will be audited by a qualified accountant arranged by the permittee. A copy of the audited accounts will be submitted to **the Secretary for Home and Youth Affairs** within 90 days after the conclusion of the fund-raising activity. The audited accounts will also be made available to members of the public for inspection upon demand;

6. **The Secretary for Home and Youth Affairs** may, if a particular application so warrants, impose additional conditions such as those required for the protection of the participants in the fund-raising event, for the preservation of law and order, for crowd control, or for public safety purposes. In specific circumstances, **the Secretary for Home and Youth Affairs** may waive certain conditions where it appears reasonable ~~for him~~ to do so.

APPENDIX 16 ~~COLLECTION~~ ACCEPTANCE OF ELECTION DONATIONS

(Revising paragraph 1, changes are bolded and highlighted in yellow.)

1. Any person or organisation (including a political party) acting as an agent for a candidate or candidates to solicit, receive or collect election donations is advised to:

- (1) have the prior consent/authorisation of the candidate(s);
- (2) set up a dedicated ledger account for receiving and handling election donations;
- (3) state the apportionment of donations between candidates or other parties if more than one candidate or other parties are involved;
- (4) comply with all the requirements under the Elections (Corrupt and Illegal Conduct) Ordinance (Cap 554) in respect of election donations, as in the case

of donations received by the candidate(s) direct. For example, for donation of more than \$1,000, a receipt should be issued to the donor by the candidate concerned instead of the agent;

- (5) ensure that donors are clearly advised of the purpose(s)/use of their donations; and
- (6) apply for permission from **the Secretary for Home and Youth Affairs** if the donations are collected through fund-raising activities in a public place for non-charitable purposes.

Supplementary Information (12):

A detailed list of circumstances that may lead to the rejection of an application for conducting an exit poll. Please refer to the changes in the related chapter listed below.

CHAPTER 15 EXIT POLL

PART III : CONDUCT OF EXIT POLLS (Revising paragraph 15.10, changes are bolded and highlighted in yellow, deleted parts are marked with double strikethrough and highlighted in yellow)

15.10 Any person or organisation may apply for conducting exit polls in respect of any subsector to the REO, which is appointed to handle such applications on behalf of the EAC. Individual applicants must reach the age of 18 as they are required to make a statutory declaration (see para. 15.12 below) and the consequences of failing to abide by the relevant terms and guidelines governing the conduct of exit polls are serious and may attract criminal liability. To forestall public perception of unfairness, approval would normally not be granted in one or more of the following circumstances:

- (a) the applicant has publicly expressed support for any candidate(s) contesting in the **subsector of which any polling stations are covered by the exit poll** ~~election~~;
- (b) the applicant organisation has member(s) **standing as a candidate contesting in the subsector of which any polling stations are covered by the exit poll** ~~contesting in the election~~;
- (c) the person responsible for the exit poll(s) or interviewers assigned for the conduct of the poll is currently a member of an organisation:
 - (i) **which has publicly expressed support for any candidate(s) contesting in the subsector of which any polling stations are covered by the exit poll; or**

- (ii) which has a member standing as a candidate contesting in the subsectors of which any polling stations are covered by the exit poll;
- (d) the applicant organisation, the person responsible for the exit poll or the conduct of the proposed exit poll may cause embarrassment to the EAC given its role; or
- (e) the conduct of the proposed exit poll may affect the operation of or cause disturbance at the polling station, compromise public perception of the credibility of the election, or lead to any concerns of public order or public health, etc.

Approval to the applications will be considered on a case-by-case basis and there are no exhaustive lists of considerations. An application will generally not be approved if the background of the applicant/organisation (including his/her/its affiliation) and the applicant/organisation/proposed exit poll's association with any person/matter may discredit or be perceived as discrediting the role of the EAC and the credibility of the election.

Supplementary Information (13):

Reminding candidates to set out the details of all the outstanding claim(s) and draw up the schedule for settlement of such claim(s) in the election return, and submit within 30 days from the payment date the invoice and receipt for each election expense of \$500 or more after settlement of the claim(s) with the relevant suppliers according to the scheduled date(s). Please refer to the changes in the related chapter listed below.

CHAPTER 16 ELECTION EXPENSES AND ELECTION DONATIONS

PART V : ELECTION RETURN (*Revising paragraph 16.32, changes are bolded and highlighted in yellow, deleted parts are marked with double strikethrough and highlighted in yellow*)

16.32 The election return should set out all the election expenses incurred by the candidate and his/her election expense agent(s). For each **paid** election expense of \$500 or more, the **election** return must be accompanied by an invoice and a receipt issued by the goods or service providers [s 37(2)(b) of the ECICO]. **In addition, the candidate must also set out the details of all the outstanding claim(s) and draw up the schedule for settlement of such claim(s) in the election return, and submit within 30 days from the payment date the invoice and receipt for each election expense of \$500 or more after settlement of the claim(s) with the relevant suppliers according to the scheduled date(s).** The invoice and receipt for an election expense may be submitted in separate documents, or may be included in the same document. Invoices and receipts submitted by a candidate should contain the following particulars, including:

- (a) date;
- (b) details of the expenditure item (i.e. information and amount of the goods or services);
- (c) information of the organisation or person (other than the candidate

himself/herself) providing the goods or services; and

- (d) ~~the~~ information which proves that the organisation or person (other than the candidate himself/herself) providing the goods or services has received the relevant payment in full (e.g. name and signature of the payee or stamp of the organisation or signature of its authorised representative).

Supplementary Information (14):

Supplementing the definition under the Elections (Corrupt and Illegal Conduct) Ordinance (“ECICO”) regarding inciting another person not to vote or to cast an invalid vote through public activities. Please refer to the changes in the related chapter listed below.

CHAPTER 17 CORRUPT AND ILLEGAL CONDUCT

PART III : ILLEGAL CONDUCT RELATING TO ELECTIONEERING (*Revising paragraph 17.17, changes are bolded and highlighted in yellow*)

17.17 A person engages in illegal conduct if he/she carries out any activity in public during the election period that incites another person not to vote or to cast an invalid vote, and will be liable to a fine of \$200,000 and to imprisonment for 3 years. According to s 27A(5) **of the ECICO**, activity in public includes any of the following activities, whether or not the person carrying out the activity is in a public place while carrying out the activity:

- (a) any form of communication to the public, including speaking, writing, printing, displaying notices, broadcasting, screening and playing of tapes or other recorded material;
- (b) any conduct (not being a form of communication referred to in para. (a)) observable by the public, including actions and gestures and the wearing or display of clothing, signs, flags, emblems and insignia; or
- (c) the distribution or dissemination of any matter to the public.

It is important to note that in determining whether any activity in public incites another person not to vote or to cast an invalid vote, regard may be had to all the circumstances of the activity, including the contents of the activity, the intended audience of the activity and the circumstances in which the activity is carried out. Besides, it is a defence for related person who had lawful authority or reasonable excuse for doing the act to which the charge relates. [S 27A(3) and (4) of the ECICO]

Supplementary Information (15):

Reminding candidates to exercise due care in handling photographs that include other persons in their EAs. Prior written consent from the individuals appearing in the photographs must be obtained to indicate their support, or effective measures should be taken to avoid implying or causing electors to believe that those individuals support a particular candidate. Please refer to the changes in the related chapter listed below.

CHAPTER 18 NAMEDROPPING

PART II : CLAIM OF SUPPORT (Revising paragraph 18.13, changes are bolded and highlighted in yellow, deleted parts are highlighted in yellow and marked with double strikethrough)

18.13 It is not uncommon for candidates to put photographs with the appearance of other persons (which may include other candidates in the same election) in their EAs to show their past activities. **Candidates should exercise due care in handling photographs in their EAs. If a candidate includes such a photograph in his/her EA and the publication of that EA implies or is very likely to cause electors to believe that the candidate has obtained the support of the persons appearing in the photograph, prior written consent from the persons concerned must be obtained by the candidate before the publication of the EA. Otherwise, the candidate should take effective measures to avoid implying or causing electors to believe that he/she has obtained the support of the persons appearing in the photograph.** ~~However, voters may believe that those persons appearing in the photograph support a particular candidate when they receive such EAs. To avoid misunderstanding,~~ For instance, if an EA carries a photograph of the candidate attending an activity with other **attendees** ~~persons in attendance~~, **the candidate may add** a caption specifying the particular nature of the event **and relevant information of the event** ~~could be added~~ underneath the photograph in such a way that, to any reasonable **and neutral** person (as opposed to the candidate or any other person publishing or authorising the publication of the EA), it will not imply, or **will not be** likely to cause **the beholder** ~~voters~~ to believe, that the candidate

has obtained the support of those persons appearing in the photograph. **However, if** the photograph **concerned** is likely to cause **electors voters** to believe that the candidate has obtained the support of those persons appearing in the photograph, **it is still an offence even if such an EA contains a statement to the effect that the EA does not imply that support of those persons has been obtained [s 27(4) of the ECICO]. In such circumstances,** prior written consent of support **must should** be obtained by the candidate.

Supplementary Information (16):

Updating, in accordance with the amendment made to section 13B of the Independent Commission Against Corruption Ordinance (Cap 204) in June 2021, the penalty for false reporting has been adjusted from \$20,000 to a level 4 fine (\$25,000). Please refer to the changes in the related chapter listed below.

CHAPTER 20 COMPLAINTS PROCEDURE
<p><u>PART VIII : SANCTION FOR FALSE COMPLAINT <i>(Supplementing paragraph 20.20, changes are bolded and highlighted in yellow)</i></u></p> <p>20.20 Any person who knowingly makes or causes to be made to an ICAC officer a false report of the commission of any offence or misleads such an officer by giving false information or by making false statements or accusations is guilty of an offence and will be liable to a fine at level 4 (\$25,000) and to imprisonment for 1 year [s 13B of the ICAC Ordinance (Cap 204)]. A similar offence is committed where a false report is made or false information given to a police officer [s 64 of the Police Force Ordinance (Cap 232)]. If a person knowingly makes a false complaint and gives false information to the EAC or its Complaints Committee knowing that the EAC or its Complaints Committee will refer or direct such complaint and information to the ICAC or the Police, the person concerned will similarly be guilty of the relevant offence. If a person knowingly and wilfully makes to the EAC or its Complaints Committee, the RO or the REO a statement false in a material particular and such a statement is in a statutory declaration, he/she commits an offence and will be liable to a fine and to imprisonment for 2 years [s 36 of the Crimes Ordinance].</p>

Supplementary Information (17):

Providing the latest version of the ‘Guidance on Election Activities for Candidates, Government Departments, Public Opinion Research Organisations and Members of the Public’ published by the Office of the Privacy Commissioner for Personal Data. Please refer to the changes in the related appendix listed below.

APPENDIX 9 GUIDANCE ON ELECTION ACTIVITIES FOR CANDIDATES, GOVERNMENT DEPARTMENTS, PUBLIC OPINION RESEARCH ORGANISATIONS AND MEMBERS OF THE PUBLIC

Please refer to the link below for the latest version of the Guidance:

https://www.pcpd.org.hk/english/resources_centre/publications/files/electioneering_en.pdf

Supplementary Information (18):

Updating, in accordance with the amendment made to section 4 of the Schedule to the Chief Executive Election Ordinance (“CEEEO”) and section 24 of the Electoral Affairs Commission (Registration) (Electors for Legislative Council Functional Constituencies) (Voters for Election Committee Subsectors) (Members of Election Committee) Regulation (“EAC (ROE) (FCSEC) Reg”), which states that the Electoral Registration Officer (“ERO”) in compiling and publishing a provisional register of members of the EC. Please refer to the changes in the related chapter listed below.

CHAPTER 2 COMPOSITION OF THE ELECTION COMMITTEE

PART III : COMPILATION OF PROVISIONAL REGISTER AND FINAL REGISTER OF EC MEMBERS FOR EC SUBSECTOR BY-ELECTION *(Revising paragraph 2.12, changes are bolded and highlighted in yellow)*

2.12 When a vacancy arises in the office of the CE otherwise than due to the expiry of the term of office, the ERO shall compile and publish a provisional register (“PR”) of members of the current EC within 14 days from the date of the vacancy. **In general, the ERO must also compile and publish a PR of the members of the EC during the period from 210 days to 165 days before the end of the current term of the Legislative Council.** In compiling the PR, the ERO shall scrutinise the existing FR of the members of the EC, and strike out the names **and other relevant particulars** of EC members whom the ERO is satisfied on reasonable grounds as, **on the date of the making of the relevant vacancy declaration or on the date that is 14 days before the date of notice in the Gazette of publication of the PR of members of the EC (whichever is earlier)** having passed away, having resigned from the EC or **being** deemed to have resigned from the EC, or having ceased to be eligible to be registered or having been disqualified from being registered under the Legislative Council Ordinance (Cap 542) (“LCO”) as an elector for a geographical constituency (“GC”). The names **and other relevant particulars** of such members will be entered on an omissions list (“OL”) [s 4(1), (3), (4)(a) and (b) of the Schedule to the CEEEO].

Supplementary Information (19):

The “Electoral Legislation (Miscellaneous Amendments) Bill 2025” introduced provisions that empower the ERO to suitably advance the publication of the registers for ECSS in the election year of the Legislative Council General Election (including 2025) through accelerating part of the working procedures, enabling the ECSS By-e to be conducted based on the most recent register data, instead of using the register published at the end of September of the previous year. Please refer to the changes in the related chapter listed below.

CHAPTER 3 REGISTRATION OF ELECTION COMMITTEE EX-OFFICIO MEMBERS AND VOTERS, AND VOTING SYSTEM

PART I : GENERAL *(Revising paragraph 3.2, changes are bolded and highlighted in yellow)*

3.2 Only registered voters whose names appear on the FR of voters may vote at the election. Registered voters may visit the Online Voter Information Enquiry System (“OVIES”) (www.voterinfo.gov.hk) at any time to check their registration particulars. The FR is updated in every voter registration cycle. **Consequent on the exercise of the power under section 14(1AB) of the Schedule to the Chief Executive Election Ordinance (Cap 569), for a subsector PR and a subsector FR to be compiled and published in a year in which a Legislative Council General Election is also held, the ERO may, by notice published in the Gazette, specify an earlier date in the year by which the said registers must be compiled and published.**

PART III : REGISTRATION OF VOTERS FOR SUBSECTORS *(Revising paragraph 3.20, changes are bolded and highlighted in yellow, deleted parts are marked with double strikethrough and highlighted in yellow)*

3.20 For the EC to be constituted in 2021, the REO conducted an exercise of “Special Voter Registration Arrangements”. **For the 2025 ECSS By-e, consequent on the exercise of the power under section 14(1AB) of the Schedule to the Chief Executive Election Ordinance (Cap 569), the ERO has advanced the dates or**

periods in respect of the 2025 subsector PR and subsector FR by issuance of notice published in the Gazette on 3 June. The relevant ~~its~~ timetable is different from the regular one to be adopted from the 2022 voter registration cycle onwards, as detailed below:

Statutory deadline	Special Voter Registration Arrangements in 2021	Regular Voter Registration Arrangement from 2022 and onwards	Voter Registration Arrangement for the 2025 ECSS By-e*
Submission of applications for change of particulars	N/A	2 June	2 June 2025
Voters to apply for de-registration as a subsector voter	N/A	2 June	2 June 2025
Submission of applications for new registration	5 July	2 June	2 June 2025
Voters to respond to inquiry letters to retain their voter registration	N/A	2 June	2 June 2025
Publication of PR and OL	18 July	1 August	24 June 2025
Claims and objections period	18 to 22 July	1 to 25 August	24 to 30 June 2025
Publication of FR	5 August	25 September	21 July 2025

***In accordance with Section 41A of Electoral Affairs Commission (Registration) (Electors for Legislative Council Functional Constituencies) (Voters for Election Committee Subsectors) (Members of Election Committee) Regulation (Cap 541B) and section 10 of Election Committee (Registration) (Voters for Subsectors) (Members of Election Committee) (Appeals) Regulation (Cap 569B)**

Supplementary Information (20):

Updating, in accordance with the amendment made to section 2B and section 2C of the Electoral Affairs Commission (Electoral Procedure) (Election Committee) Regulation (“EAC (EP) (EC) Reg”), the deadline for submission of registration forms by ex-officio members of the EC. Please refer to the changes in the related chapter listed below.

CHAPTER 3 REGISTRATION OF ELECTION COMMITTEE EX-OFFICIO MEMBERS AND VOTERS, AND VOTING SYSTEM

PART II : REGISTRATION AS EX-OFFICIO MEMBERS *(Revising paragraph 3.18, changes are bolded and highlighted in yellow, deleted parts are marked with double strikethrough and highlighted in yellow)*

3.18 For the EC to be constituted in 2021, the above registration forms must be submitted to the ERO no later than 5 July 2021 (from the year of 2021 onwards, the deadline for registration application is no later than 2 June **in the year immediately preceding the relevant year of constituting a new term of office of the EC**)~~of the year of the election~~. In other circumstances, after a person has become an NPC deputy, CPPCC member or holder of a specified office, his/her application for registration should also be submitted as soon as possible with the form specified by the ERO.

[Part 1A of the EAC (EP) (EC) Reg]

Supplementary Information (21):

Updating, in accordance with the amendment made to section 5M, section 9 and section 18 of Schedule to the CEEO, which states that a person shall be disqualified from being nominated. Please refer to the changes in the related chapter and appendix listed below.

CHAPTER 4 NOMINATION OF CANDIDATES/NOMINEES

PART II : ELIGIBILITY AND DISQUALIFICATION FOR NOMINATION *(Revising paragraph 4.11, changes are bolded and highlighted in yellow)*

4.11 A person is disqualified from being nominated as a candidate/nominee at a subsector election and elected as a member of the EC if he/she:

- (a) has ceased to have a substantial connection with the subsector concerned;
- (b) has ceased to be registered or eligible to be registered as an elector for a GC;
- (c) has in Hong Kong, or in any other place, been sentenced to death or imprisonment (by whatever name called) and has not either served the sentence or any substitute sentence, or received a free pardon;
- (ca) **has been convicted of an offence endangering national security;**
- (d) on the date of nomination or the polling day, is serving a sentence of imprisonment;
- (e) is or has been convicted within 5 years immediately before the date of nomination (for nominees) or the polling day (for candidates):
 - (i) of having engaged in corrupt conduct or illegal conduct in contravention of the ECICO;
 - (ii) of an offence against Part II of the Prevention of Bribery Ordinance (Cap 201) (“POBO”); or

(iii) of any offence prescribed by **section 7 of Schedule 4A to the District Councils Ordinance (Cap 547)** or the EAC Regulations;

- (f) is found to be incapable by reason of mental incapacity, of managing and administering his/her property and affairs under the Mental Health Ordinance (Cap 136);
- (g) is a member of the armed forces of the People's Republic of China or any other country or territory; or
- (h) has vacated an office or has been disqualified from entering on an office under the law for declining or neglecting to take a specified oath within the 5 years before the date of nomination, or has been declared or decided in accordance with any law:
 - (i) to be in breach of a specified oath; or
 - (ii) to have failed to fulfil the legal requirements and conditions on upholding the Basic Law and pledging allegiance to the HKSAR of the People's Republic of China.

APPENDIX 3 DETAILS FOR EACH ELECTION COMMITTEE SUBSECTOR

(Revising disqualification from being nominated as a candidate/being a nominee/being registered as an ex-officio member, changes are bolded and highlighted in yellow, deleted parts are marked with double strikethrough and highlighted in yellow)

*(1) When a person is disqualified from being **nominated as** a candidate*

A person is disqualified from being nominated as a candidate and/or from being elected as a member of the EC, if the person:

- (a) has ceased to have a substantial connection with the subsector concerned;
- (b) has ceased to be registered or eligible to be registered as an elector for a GC;

- (c) has in Hong Kong or in any other place been sentenced to death or imprisonment (by whatever name called) and has not either—
 - (i) served the sentence or undergone such other punishment as a competent authority may have substituted for the sentence; or
 - (ii) received a free pardon;
- (ca) **has been convicted of an offence endangering national security;**
- (d) on the date of nomination or on the date of the subsector election, is serving a sentence of imprisonment;
- (e) without limiting paragraph (c), where the subsector election is to be held or is held within 5 years after the date of the person's conviction, is or has been convicted—
 - (i) of having engaged in corrupt conduct or illegal conduct in contravention of the Elections (Corrupt and Illegal Conduct) Ordinance (Cap 554);
 - (ii) of an offence against Part II of the Prevention of Bribery Ordinance (Cap 201); or
 - (iii) of any offence prescribed by **section 7 of Schedule 4A to the District Councils Ordinance (Cap 547) or** the EAC Regulations;
- (f) is found for the time being under the Mental Health Ordinance (Cap 136) to be incapable, by reason of mental capacity, of managing and administering his/her property and affairs; or
- (g) is a member of the armed forces of the People's Republic of China or any other country or territory.

(2) When a person is disqualified from being a nominee/ being registered as an ex-officio member

A person is disqualified from being a nominee/ being registered as an ex-officio member if the person—

- (a) has in Hong Kong or in any other place been sentenced to death or imprisonment (by whatever name called) and has not either—
 - (i) served the sentence or undergone such other punishment as a competent authority may have substituted for the sentence; or
 - (ii) received a free pardon;
- (aa) **has been convicted of an offence endangering national security;**
- (b) on the date of nomination / submission of the registration form, is serving a sentence of imprisonment;
- (c) without limiting paragraph (a), where the nomination is made/ the registration form is submitted within 5 years after the date of the person's conviction, is or has been convicted—
 - (i) of having engaged in corrupt conduct or illegal conduct in contravention of the Elections (Corrupt and Illegal Conduct) Ordinance (Cap 554);
 - (ii) of an offence against Part II of the Prevention of Bribery Ordinance (Cap 201); or
 - (iii) of any offence prescribed by **section 7 of Schedule 4A to the District Councils Ordinance (Cap 547) or** the EAC Regulations;
- (d) is found for the time being under the Mental Health Ordinance (Cap 136) to be incapable, by reason of mental incapacity, of managing and administering his/her property and affairs; or
- (e) is a member of the armed forces of the People's Republic of China or any other country or territory.

Supplementary Information (22):

Updating, in accordance with the amendment made to section 62 of the EAC (EP) (EC) Reg, the purpose of the ballot paper account prepared by the Presiding Officer. Please refer to the changes in the related chapter listed below.

CHAPTER 5 POLLING AND COUNTING ARRANGEMENTS

PART XI : CLOSE OF POLL (*Revising paragraph 5.63, changes are bolded and highlighted in yellow, deleted parts are marked with double strikethrough and highlighted in yellow*)

5.63 At the close of poll, a notice will be displayed by the PRO outside the polling stations (except for dedicated polling stations) to inform the public that the poll has ended. Moreover, for each polling station using the EPR system, the PRO must confirm the close of poll through the system. After the close of poll, candidates and their election agents and polling agents may stay in the polling station to observe the process of locking and sealing of ballot boxes. The ballot boxes will be locked and sealed by the PRO in the presence of the candidates and/or their agents, if they are present. The PRO will also inform them of the numbers of unissued ballot papers, spoilt ballot papers and unused ballot papers in his/her possession. All such ballot papers and the marked copies of the FR, if having been used, will then be made up into separate sealed packets. The PRO **must also**~~will~~ prepare **a ballot paper account** to **show the total number of ballot papers issued by the polling station, the number of unused ballot papers, the number of spoilt ballot papers and the number of tendered ballot papers**~~estimate the number of ballot papers in the ballot boxes~~.
[Ss 61(1), ~~and~~ (3) **and 62** of the EAC (EP) (EC) Reg]

Supplementary Information (23):

Updating, in accordance with the amendment made to section 69 of the EAC (EP) (EC) Reg, the arrangement of delivering ballot boxes to the counting station. Please refer to the changes in the related chapter listed below.

CHAPTER 5 POLLING AND COUNTING ARRANGEMENTS

PART XI : CLOSE OF POLL *(Revising paragraph 5.64, changes are bolded and highlighted in yellow, deleted parts are marked with double strikethrough and highlighted in yellow)*

5.64 Not more than 2 candidates and/or their agents of the subsectors, if they so wish, will be allowed to accompany the PRO in the delivery of the locked and sealed ballot boxes, ~~the sealed packets of relevant electoral documents and~~ the ballot paper account prepared by the PRO, **and the sealed packets of relevant electoral documents (if applicable)**, from the polling station to the counting station under police escort. Where there are more than 2 of them wishing to accompany in the delivery, the PRO will draw lots to determine which 2 persons are to do so. Candidates and their agents are allowed to remain in the polling station only until they see that the police escort for the delivery is available, and thereafter all of them, except those 2 persons who are to accompany in the delivery, must leave the polling station.

Supplementary Information (24):

Updating, in accordance with the amendment made to section 73 of the EAC (EP) (EC) Reg, the arrangement of ballot counting at the central counting station by the RO. Please refer to the changes in the related chapter listed below.

CHAPTER 5 POLLING AND COUNTING ARRANGEMENTS

PART XI : CLOSE OF POLL *(Revising paragraph 5.66, changes are bolded and highlighted in yellow, deleted parts are marked with double strikethrough and highlighted in yellow)*

5.66 After the delivery of all ballot boxes from the polling stations to the central counting station and the transfer of the ballot boxes and ballot paper accounts to the RO in charge (“the relevant RO”), each ballot box will be checked to see if it is properly sealed. The seal on the ballot box will be broken by the relevant RO in the presence of the candidates or their election agents or counting agents, if any. The relevant RO will then open the ballot box and empty the contents onto a counting table. The relevant RO, assisted by the counting staff, shall:

- (a) arrange for the ballot papers to be sorted according to each subsector;
- (b) arrange for the number of ~~the~~ ballot papers to be counted and recorded for each subsector ~~for verification of~~ **and verify** the **total** number **of ballot papers recorded for all subsectors** by comparing it with the ballot paper account for **the relevant polling station** ~~that subsector~~;
- (c) hand over ballot papers of subsectors outside **his/ her** ~~he/she~~ purview ~~and the corresponding (verified) ballot paper accounts~~ **together with the relevant records prepared under (b)** to the ROs for those subsectors;
- (d) count the votes recorded on the ballot papers for the subsector retained by him/her (for which he/she is appointed);
- (e) count the votes recorded on the ballot papers for the subsector (for which

he/she is appointed) handed over to him/her from other ROs;

(f) determine the validity of questionable ballot papers; and

(g) compile the final counting results.

The above steps will be modified as appropriate if the counting process is computerised [ss 73 and 74 of the EAC (EP) (EC) Reg].

Supplementary Information (25):

Updating, in accordance with the amendment made to section 12 of the Schedule to the CEEO, which states the eligibility to be registered as a voter. Please refer to the changes in the related appendix listed below.

APPENDIX 3 DETAILS FOR EACH ELECTION COMMITTEE SUBSECTOR
<p><i>(Revising the eligibility to be registered as a voter, changes are bolded and highlighted in yellow)</i></p> <p><i>(1) eligible corporate voter</i></p> <p>According to section 12(1)(b) of the Schedule to the Chief Executive Election Ordinance (Cap 569), a person is eligible to be registered as a voter if the person (A) is a specified entity of that subsector; and (B)(I) where the person is a natural person, is eligible to be registered as an elector for a geographical constituency and has made an application to be so registered, or is registered in the existing geographical constituencies final register and is eligible to be, and is not disqualified from being, registered as an elector for a geographical constituency; and (II) has reached 18 years of age by the date of publication of the subsector final register.</p>

Electoral Affairs Commission

July 2025

2025 Election Committee Subsector By-elections
Action Checklist for Candidates

<u>Time</u>	<u>Action</u>
Before and during Nomination Period (Up to 4 August 2025)	<ol style="list-style-type: none">1. Obtain the following from the Returning Officer (“RO”), any District Office (“DO”) of the Home Affairs Department or the Registration and Electoral Office (“REO”):<ol style="list-style-type: none">(a) Nomination Form;(b) Electronic or paper form for Introduction to Candidates (“Input Form”) for the production of printed and text versions of the “Introduction to Candidates”, and “Guide on Completion of Input Form”; and(c) the form of “Intention to Display Election Advertisements at Designated Spots”.
During Nomination Period (22 July to 4 August 2025)	<ol style="list-style-type: none">2. Except where the Chief Electoral Officer (“CEO”) authorizes otherwise, hand in the following to the RO by the candidate in person <u>before the end of the Nomination Period</u>:<ol style="list-style-type: none">(a) the duly completed Nomination Form; and(b) an election deposit of \$1,000 in cash, via Faster Payment System (“FPS”), by cashier order or by crossed cheque made payable to “The Government of the Hong Kong Special Administrative Region”.

IMPORTANT: Candidates using FPS to pay election deposit should note that banks have defined different limits for various types of payments or transfers. If the transfer limit of the candidate’s bank account via FPS payment is lower than the prescribed election deposit payable, the FPS transaction will be unsuccessful, resulting in the nomination form not being accepted.

To avoid the risk of invalidation of the nomination due to insufficient transfer limit of the bank account

or dishonoured cheque, candidates are strongly advised to pay the election deposit in cash or by cashier order.

Note: Candidate should submit the duly completed “Candidate Eligibility Review Supplementary Information Form” to the Candidate Eligibility Review Committee Secretariat before the close of nomination period.

3. Apply to Hongkong Post for written approval of candidates’ election mail specimens for free postage. Candidates should:
 - (a) carefully study the requirements governing free postage for election mail before deciding on the contents of their election mail and seek advice from the Hongkong Post or the REO if in doubt; and
 - (b) submit their election mail specimens to the Hongkong Post for approval as early as possible to allow sufficient time for revising the contents of their election mail specimens, if necessary.
4. The RO will distribute a Candidate Folder containing various forms and reference materials to the candidate who has submitted the duly completed nomination form.
5. Lodge with the RO a “Notice of Withdrawal of Candidature” if the candidate wishes to withdraw his/her candidature.
6.

Any time before, during or after handing in Nomination Form

 - (a) Ensure that all printed election advertisements (“EAs”), except for the category exempted, contain the name and address of the printer, date of printing and the number of copies printed.
 - (b) Ensure that all prior written Consent of Support or permission/authorization have been obtained before the publication of EAs and lodged with the RO (or the CEO if an RO has not yet been appointed), if applicable.

- (c) (i) Candidates who choose to post the electronic copy of EAs and relevant information/documents onto the open platform maintained by the candidate(s) or a person authorized by the candidate(s) (“Candidate’s Platform”) for public inspection should provide the CEO with the **electronic address** of the platform **at least three working days** (i.e. any day other than a general holiday or Saturday) **before the publication of the first EA.** The Candidate’s Platform, as well as the attachments uploaded, should be maintained and kept by candidate(s) until the end of the period during which copies of the “Return and Declaration of Election Expenses and Election Donations” (hereafter referred to as “election return”) are available for public inspection under section 41(6)(a) of the Elections (Corrupt and Illegal Conduct) Ordinance (Cap 554) (“ECICO”).

- (ii) Candidates who choose to post the electronic copy of the EA and relevant information/documents onto the open platform maintained by the CEO (“Central Platform”) for public inspection should provide the CEO the “Application for Creating an Account of the Central Platform and Undertaking in respect of the Terms and Conditions in Using the Central Platform for Candidates”.

The CEO will provide the candidates with a username and two sets of passwords **within three working days** upon receipt of the duly completed application and undertaking.

- (d) Make available a copy of each of the EAs and relevant information/documents, including publication information, permission/Consent of Support in relation to the EAs, for public inspection **within three working days** after publication of the EA by:

- (i) posting an electronic copy of each of the EAs and relevant information/ documents onto the Central Platform in accordance with the procedures set out in **Appendix 5 of the “Guidelines on Election-related Activities in respect of the Election Committee Subsector Elections” (“Guidelines”)**;
- (ii) posting an electronic copy of each of the EAs and relevant information/ documents onto the Candidate’s Platform and providing the CEO with the **electronic address** of the platform **at least three working days before the publication of the first EA (for details, please see Appendix 5 of the Guidelines)**;
- (iii) if it is technically impracticable to comply with (i) or (ii) above for EAs published through an open platform on the Internet (e.g. when messages are exchanged on social network or communication websites on the Internet, such as Instagram, Facebook or blogs in a real-time interactive manner), posting a hyperlink of each of the EAs that is published through the open platform (the hyperlink to the specific EA published should be provided, rather than the hyperlink to the entire election website or dedicated social media page) and the information/documents relevant to the EAs onto the Candidate’s Platform or the Central Platform in accordance with the procedures set out in **Appendix 5 of the Guidelines**;
- (iv) providing two hardcopies of each of the EAs (or two full colour photographs/printouts/photocopies of each EA which cannot be practically or conveniently produced in actual form) and one hardcopy of information/documents in relation to the EAs to the RO; or
- (v) providing two copies of a CD-ROM or DVD-ROM each containing the EAs and one hardcopy of information/documents in

relation to the EA to the RO.

Candidates may make submission as required from time to time. Candidates should keep records of all relevant information/documents and the EAs uploaded onto the Central Platform or lodged with the RO.

7. (a) Record all election expenses incurred and all election donations received.
- (b) Keep all original invoices and receipts issued by the goods or service providers for each item of expenditure of \$500 or above.
- (c) Issue a receipt to the donor for any non-anonymous donation of more than \$1,000 and keep a copy of the receipt. (Candidates may use the “Standard Receipt for Election Donations” provided by the REO.)
- (d) Submit to the CEO an “Advance Return and Declaration of Election Donations” when an election donation is received (if required and as appropriate).

Any time before
handing in Nomination
Form until the end of
the election period
(Until 7 September
2025)

8. Appointment of Election Expense Agent(s):
 - (a) Lodge with the RO (or the CEO if the RO has not yet been appointed) “Authorization to Incur Election Expenses”.
 - (b) Each candidate can authorize one person or more as the election expense agent(s) to incur election expenses on his/her behalf (at a prescribed amount specified by the candidate). A candidate **may** also authorize his/her election agent as an election expense agent. These agents can only incur election expenses upon authorization by the candidate. It is important to note that the authorization is not effective until it has been received by the RO or the CEO (if the RO has not yet been appointed).
 - (c) An election expense agent needs to be a person who has attained the age of 18 years.

Any time after handing in Nomination Form

9. Appointment of Election Agent:

- (a) Lodge with the RO a “Notice of Appointment of Election Agent”.
- (b) Each candidate can only appoint one election agent. An election agent has the authority to handle all affairs a candidate is authorized to handle under the Electoral Affairs Commission (Electoral Procedure) (Election Committee) Regulation (Cap 541I) for the purposes of the election, **except:**
 - (i) to sign the Nomination Form or make any requisite declaration in relation to a candidate’s nomination;
 - (ii) to withdraw the candidate’s candidature;
 - (iii) to incur election expenses (unless he/she has been so authorized by the candidate);
 - (iv) to authorize a person as an election expense agent to incur election expenses; and
 - (v) to be present at a dedicated polling station situated in a maximum security prison.
- (c) An election agent must be a holder of the Hong Kong Identity Card and must have attained the age of 18 years.

Any time after handing in Nomination Form, but before the end of the Nomination Period (On or before 4 August 2025)

10. (a) If a candidate wishes to use the “Introduction to Candidates” for promotion, he/she should:

- (i) send the completed Part I and/or Part II of the electronic version of “Introduction to Candidates” (website : <https://www.reo-form.gov.hk/>) by e-mail to e-intro_to_can@reo.gov.hk, upload to the REO’s e-form upload platform before the end of nomination period; or
- (ii) lodge with the RO a duly completed paper Input Form affixed with a colour photograph of the candidate which must be in a specified size and taken within the last six months, or submit an electronic Input Form through an electronic means to

the REO; and provide two additional copies of the photograph identical to the one affixed to the Input Form with the candidate's name label affixed on the back; or

- (iii) Note: For a candidate who submits the paper Input Form, please input the plain text message under the box of "Electoral Message" in Part I or Part II of the e-Input Form and submit the completed form in the manner mentioned in item (i) above.

(For detailed arrangements on the production of both printed and text versions of the "Introduction to Candidates", please refer to the "Guide on Completion of Input Form for Introduction to Candidates".)

- (b) Lodge with the RO the form "Intention to Display Election Advertisements at Designated Spots".

Any time after handing 11. in Nomination Form, but not later than three weeks before the polling day (On or before 22 August 2025)

Make a request to the CEO for the provision of a set of mailing labels of voters' addresses and/or a set of "Candidate Mailing Label System" ("CMLS") USB flash drives containing information of voters in the subsector (must submit together with the "Undertaking on the Use of Voters' Information" when making the request).

(Note: The information of voters will only be provided to validly nominated candidates. To protect the environment and respect the preferences of the voters, the CEO will not provide mailing labels of voters who have provided their email addresses for receiving election mails and who have indicated that they do not wish to receive any election mails.)

Any time after handing 12. in Nomination Form, but at least seven days before the polling day

Lodge with the CEO the "Notice of Appointment of Polling Agents for a Polling Station not Situated in a Penal Institution".

(On or before
31 August 2025)

13. Lodge with the RO the “Notice of Appointment of Counting Agents”.

14. Lodge with the CEO the “Notice of Appointment of Polling Agent for a Dedicated Polling Station Situated in a Penal Institution (other than a Maximum Security Prison) and Application for Consent to the Presence of Election Agent/Polling Agent in a Dedicated Polling Station Situated in a Penal Institution (other than a Maximum Security Prison)” to seek consent from the Commissioner of Correctional Services to the presence of an election agent or a polling agent at a dedicated polling station situated in a penal institution (other than a maximum security prison).

(Note: (a) No consent will be given to the presence of an election agent at a dedicated polling station situated in a penal institution (other than a maximum security prison) if a polling agent has been appointed for that polling station. Similarly, if consent has been given by the Commissioner of Correctional Services to the presence of an election agent at a dedicated polling station situated in a penal institution, no polling agent may be appointed for that polling station.

(b) No polling agent may be appointed for, nor may election agent be present at, any dedicated polling station situated in a maximum security prison.)

Within five days after
the close of Nomination
Period
(On or before 9 August
2025)

15. Receive from the RO information about the election agents appointed by other candidates of the same subsector.

Around six working
days after the close of
the Nomination Period
(12 August 2025)

16. (For contested subsectors)
Attend the lots drawing session held by the RO to determine the order of appearance of names of candidates on ballot papers and the designated spots

allocated for the display of EAs.

Candidates should note that, after the determination of the order in which the names of candidates appear on a ballot paper by lots drawing, the RO will allocate a Candidate Number to each validly nominated candidate subject to the decision of the CERC on the validity of the nomination of the candidate. In other words, if the CERC has decided the validity of the nomination of all candidates in a subsector before the Lots Drawing Session, the Candidate Number of the candidates in this subsector will be decided at the Lots Drawing Session. If, before the Lots Drawing Session, the CERC has not yet decided the validity of nomination of all candidates in a subsector, the Candidate Number of the candidates in this subsector will be determined later. The names of the validly nominated candidates and their Candidate Numbers will be declared in the Notice of Valid Nominations to be published in the Gazette no later than 18 August 2025 (Monday) and will be uploaded onto the by-elections designated website (please note that the order of the names of candidates appearing on a ballot paper determined at the Lots Drawing Session may not be the same as the Candidate Number. In order to avoid any confusion, a candidate should print his/her Candidate Number on the EAs only when he/she is certain of his/her Candidate Number.)

17. Receive from the RO a copy of the permission/authorization for the display of EAs at the allocated designated spots (except for candidates for uncontested subsectors, who will not be allocated with designated spots for display of EAs).

On or before
18 August 2025

18. All candidates receive from the RO the notification on the validity of the candidate's nomination. Validly nominated candidates will also receive another notification regarding the validity of nomination of candidates of the same subsector.

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| 18 August 2025 | 19. Attend the briefing session for candidates. |
| At least ten days before the polling day
(On or before 28 August 2025) | 20. Receive notification from the RO of the time and place for the counting of votes. |
| Not later than seven days before the polling day
(On or before 31 August 2025) | 21. Receive from the RO the location maps of the polling and counting stations, information regarding the delineation of the no canvassing zones and no staying zones outside the polling stations (including dedicated polling stations); and name badges for candidates and their agents. |
| Within one week before the polling day
(31 August to 6 September 2025) | 22. Lodge with the CEO the “Notice of Appointment of Polling Agent for a Dedicated Polling Station Situated in a Penal Institution (other than a Maximum Security Prison) and Application for Consent to the Presence of Election Agent/Polling Agent in a Dedicated Polling Station Situated in a Penal Institution (other than a Maximum Security Prison)” only when –

(a) within one week before the polling day, a voter/authorized representative imprisoned or held in custody who is entitled to vote for the relevant subsector at the aforesaid dedicated polling station situated in a penal institution is admitted or transferred to the penal institution; and

(b) the application is lodged without undue delay after the admission or transfer. |
| At least two clear working days before the deadline of posting postage-free election mail
(On or before 25 August 2025) | 23. Candidates who wish to post postage-free election mail must fill in and submit the “Notice of Posting of Election Mail” in duplicate together with three specimens of unsealed election mail to the designated manager(s) of Hongkong Post for inspection and approval. |
| Before the deadline as specified by Hongkong Post | 24. While posting the postage-free election mail at the designated acceptance office, submit the “Declaration for Posting of Election Mail” in |

(On or before
28 August 2025)

duplicate and furnish a copy of the election mail to the designated manager(s) of Hongkong Post for record purpose.

(Note: Election mail posted after the deadline are unlikely to be delivered to the voters before the polling day.)

Before entering the
polling/counting station

25. Complete the “Declaration of Secrecy” (a declaration of secrecy should be made by all candidates, their election agents, polling agents and counting agents).

Any time before the
polling day
(On or before
6 September 2025)

26. Lodge with the CEO or RO, as the case may be, the “Notice of Revocation of Appointment of Agent”, if any.

On the polling day
(7 September 2025)

27. Attend and observe the poll and the count if the candidate so wishes, bringing along the duly completed “Declaration of Secrecy”.

28. If the “Notice of Appointment of Polling Agents for a Polling Station not Situated in a Penal Institution” and “Notice of Revocation of Appointment of Agent” are not lodged with the CEO in the manner specified in paras. 12 and 26 respectively, candidates or their election agents must deliver the notices to the relevant Presiding Officers (“PRO”) (except for the PROs at dedicated polling stations situated in penal institutions) in person.

29. If it is necessary to revoke the appointment of a polling agent for a dedicated polling station situated in a penal institution but the “Notice of Revocation of Appointment of Agent” is not lodged in the manner specified in para. 26, the notice must be delivered to the CEO by any means other than by post. If the “Notice of Appointment of Counting Agents” and the “Notice of Revocation of Appointment of Agent” are not lodged with the RO in the manner specified in paras. 13 and 26 respectively, candidates or their election agents must

deliver the notices to the relevant RO in person.

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| Within three working days after the polling day
(On or before 10 September 2025) | 30. Post the corrected EA particulars onto the Candidate's Platform or the Central Platform and place them next to the original version, together with the date of correction; or provide the "Notification of Corrected Information in relation to Election Advertisements" to the RO. |
| Within three days after the polling day
(On or before 10 September 2025) | 31. (For contested subsectors)
Submit the signed written Election Committee Oath to the Electoral Registration Officer.

(Notes: For uncontested subsectors, the signed written Election Committee Oath must be submitted to the Electoral Registration Officer within three days after the publication of the Gazette notice declaring the candidate(s) for the subsector as being duly elected.) |
| Within ten days after the polling day
(On or before 17 September 2025) | 32. Remove all EAs on display on government land/property. |
| Within two weeks after the polling day
(On or before 22 September 2025) | 33. Destroy the CMLS USB flash drives, unused mailing labels (if any), and all voters' information copied (candidates are advised to use a data erasure software to erase the information completely), <u>and</u> return the "Reply Slip on Confirmation of Destruction of CMLS USB Flash Drives and the Relevant Voters Information" to the REO or return the CMLS USB flash drives and all unused mailing labels to REO for destruction. |
| Before the statutory deadline for the submission of election returns as required under section 37 of the ECICO | 34. (a) Lodge with the CEO an election return setting out all election expenses incurred by the candidate and the election expense agents on his/her behalf and all election donations received by or on behalf of the candidate.

<i>Candidates are required to lodge an election</i> |

(The REO will issue letters to inform candidates of the deadline for lodging election returns)

return even if no election expenses have been incurred or no election donation has been received.

- (b) As required under Section 37 of the ECICO, Candidates should ensure that the election return is accompanied by invoices and receipts for each election expense of \$500 or more, copies of receipts issued to donors for each election donation of more than \$1,000 in value, and copies of receipts issued by charitable institutions or trusts of a public character for the collection of any unspent election donations, anonymous donations of more than \$1,000 in value and election donations exceeding the limit of election expenses, as required under section 37 of the ECICO (see Chapter 16 of the Guidelines for details).
- (c) A candidate must make a declaration /supplementary declaration(s) verifying the contents of the election return.
- (d) Any candidate who is unable/fails to lodge the election return before the deadline may apply to the Court of First Instance (“CFI”) for an order allowing him/her to lodge the election return within an extended period as specified by the CFI.
- (e) Any candidate who has submitted an election return and wishes to make amendments to the election return before the deadline may lodge with the CEO before the deadline a supplementary declaration stating the amendments, accompanied by the relevant supporting documents (e.g. receipts) as appropriate.
- (f) Any candidate who wishes to correct any error or false statement in his/her election return (including any document accompanying his/her election return) after the deadline must apply to the CFI for an order enabling him/her to do so. Nevertheless, if the aggregate value of the errors or false statements in the election return does not exceed the prescribed relief limit for Election Committee subsector elections as

stipulated in section 37A of the ECICO (i.e. \$5,000), the candidate may, upon receipt of notification from the CEO of the error and/or false statement in the election return, rectify the error or false statement in the election return within a specified period in accordance with the simplified relief arrangement for minor errors or false statements in section 37A of the ECICO (see paras. 16.35 to 16.40 of the Guidelines).

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| Until the end of the period for which copies of election returns are available for inspection under section 41(6)(a) of the ECICO | 35. Maintain the Candidate's Platform for public inspection of the EAs and relevant information/documents. If the hyperlink of a website on which an EA is published has been uploaded onto the Central Platform, candidates must ensure that the hyperlink is valid and the relevant website continues to operate. |
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Note:

Most of the forms mentioned in this checklist can be downloaded from the REO website at <https://www.reo-form.gov.hk/>.