

Tung Wah Group of Hospitals Wong Fut Nam Collage Alumni Association (TWGHsWFNAA)

Alumni Manager Election Guide [CONSULTATION VERSION / 諮詢版本]

Introduction

1. Since the implementation of school-based management in public sector schools in the early 2000s, the Education Bureau has been promoting the participation of key stakeholders in school management and decision-making. The aim is to introduce an open and transparent participatory governance framework in schools by including key stakeholders like teachers, parents and alumni in the Incorporated Management Committee (IMC). There shall be at least one alumni manager in an IMC. The IMC or sponsoring body (as may be provided for in the constitution of the IMC) may recognise one body of persons as recognised alumni association (RAA). TWGHsWFNAA is the recognised alumni association responsible for conducting the election of alumni manager(s) and, in accordance with section 40AP(4) of the Education Ordinance (the Ordinance), nominating such number of persons for registration as alumni manager of the school as may be provided for in the constitution of the IMC of the school.
2. This election guide, premised on the principle of “fairness and transparency” as provided for in section 40AP of the Ordinance on “Nomination of Alumni Manager”, outlines the procedures for the election of alumni managers. Please refer to Annex I for the relevant provisions of election of alumni managers in the Ordinance. This guide has been formally adopted by the Executive Committee of TWGHsWFNAA pursuant to the Constitution of the association. TWGHsWFNAA shall ensure that the guide is prepared well in advance of the alumni manager election.
3. The election of alumni managers shall be conducted by TWGHsWFNAA under whose constitution the system of election held for the purpose of making nomination of alumni manager is fair and transparent. Detailed arrangements of the election should be made known to all members of TWGHsWFNAA (“members”). All members should be consulted before formulating the alumni manager election system and any subsequent amendments to the election system shall be properly documented.
4. TWGHsWFNAA specifies in its constitution that **only members of the Association (Annual Members or Life Members) who have become such members before the commencement of the nomination period** are eligible to stand as candidates.
5. In accordance with section 40AP(6)(b) of the Ordinance, an alumnus shall not be nominated if he / she is a serving teacher of the school. Candidates should also note the registration requirements of managers set out in section 30 of the Ordinance.
6. As stipulated in the Ordinance, no manager shall serve in an IMC in more than one capacity, for example, no one can serve as an alumni manager and a parent manager at the same time. Thus, if there are two elections under different categories to be conducted concurrently in a school, no one should stand as candidate in more than one election.

Number and Tenure

7. **The number of alumni manager(s) and the tenure of office of alumni manager(s) shall follow the provisions of the IMC constitution.**

Nomination Procedures

Returning Officer

8. TWGHsWFNAA may assign the chairperson or an office-bearer as Returning Officer to oversee the different aspects of work including making of nominations, issuance of ballot papers and counting of votes. The Returning Officer must not be a candidate for the alumni manager election.

Period of Nomination

9. The nomination period shall **not be less than 14 calendar days**. The exact dates will be specified in the election notice.

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Nomination

10. The Returning Officer should inform all members of the number of alumni manager vacancies, the period of nomination, method of nomination, date of voting, counting of votes and announcement of results and other relevant information. At the same time, the Returning Officer shall inform all members of the eligibility of candidature (paragraphs 4 to 6 above) and responsibilities of a school manager. A member may nominate oneself or another eligible member to stand for the election. The Returning Officer may specify the maximum number of nominees that each member can nominate, and consider whether it is necessary to establish a mechanism of seconding a nomination. Nevertheless, all such requirements must be reasonable in order to ensure that the mechanism for seconding the nomination is fair.
11. If no one stands for candidature in the election, TWGHsWFNAA may consider extending the deadline of nomination or conducting the election again after a lapse of some time. The election procedures should cater for such occasions and special arrangements should be made according to the principle of fairness and transparency.

Candidates' Information

12. Each nominated candidate should supply a brief statement of his / her personal information to the Returning Officer within the number of words as required by TWGHsWFNAA.
13. Not less than seven days before the election day, the Returning Officer should issue written notice to all members that lists the names of the nominated candidates and their introductory statements within the word limit (without the risk of incurring any legal liability in publishing these statements) (if any) and election arrangements, including procedures and the timetable. If possible, the Returning Officer can arrange a meeting for the candidates to introduce themselves to all members and answer questions from them.

Electors' Eligibility

14. TWGHsWFNAA specifies in its constitution that **only members of the Association (Annual Members or Life Members) who have become such members before the commencement of the nomination period** are eligible to vote.
15. The period between the date of voting for alumni manager election and the deadline of nomination should at least be two weeks.

Voting Method

16. To ensure a fair election, it is advisable for the voting to be conducted by secret ballot, i.e., electors are not allowed to put down their names or any other marks of identification on the ballot paper and should not let the other electors see whom they have voted for. A sample of the ballot paper is at Annex III for reference.
17. A locked ballot box should be provided for the election and the key should be kept by the Returning Officer. The Returning Officer shall inform all members of the voting arrangements in advance: if members are required to vote in person in the school, details of the date, time and venue of the voting should be clearly specified; if members are allowed to return the ballot papers within a specific voting period by other means (such as by post or in person), details of the start date and end date of the voting period, how the ballot papers would be issued and detailed arrangements of returning the ballot papers etc. should be provided. The Returning Officer should ensure that all means of returning ballot papers are in compliance with the principle of confidentiality (especially if ballot papers are returned by post). TWGHsWFNAA should decide whether all ballot papers distributed (including blank ballot paper) should be returned, and the related arrangements should be made known to all members in advance.

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Counting of Votes

18. The Returning Officer may arrange to conduct voting and counting of votes on the same day. All members, candidates, and the principal may be invited to witness the counting of votes.
19. The chairperson of TWGHsWFNAA and the Returning Officer should be present to witness the counting. During the time of counting the votes, the Returning Officer must make sure that all ballot papers have been poured out from the ballot box before counting starts. TWGHsWFNAA should specify in advance the circumstances under which votes will be declared invalid, for example —
 - (i) the number of candidates marked on the ballot paper exceeds the number of vacancy for that election;
 - (ii) the ballot paper has not been marked properly; or
 - (iii) the ballot paper is marked in such a way that the identity of the elector can be traced.
20. If there are more than one vacancy, the successful candidates are the ones who obtain the greatest number of votes, then the next greatest and so on until all vacancies are filled. When two or more candidates obtain the same number of votes, the arrangement should be specified in advance in the constitution of TWGHsWFNAA to determine who shall be elected, such as conducting a second round of voting or drawing lots. TWGHsWFNAA should also decide whether the mechanism of “uncontested nomination” will be adopted and inform members of the related arrangements in advance. The principle of fairness and transparency should be observed in this regard.
21. After the election, the Returning Officer should put all the cast ballot papers in an envelope, which will then be sealed and signed by the Returning Officer and the chairperson of TWGHsWFNAA. The envelope should be kept by TWGHsWFNAA. TWGHsWFNAA should not keep it for a prolonged period, but at least six months as they might be needed for investigation purposes in case of allegations against voting irregularity.

Announcing Results

22. The Returning Officer should inform all members of the results of the election.
23. Unsuccessful candidate may, within one week of the announcement of results, appeal to TWGHsWFNAA in writing together with the reasons. TWGHsWFNAA should stipulate in its constitution the appeal mechanism for the election of alumni managers and ensure that the mechanism is fair and transparent.

Enquiry

24. To facilitate smooth conducting of the election, it is advisable for the Returning Officer to provide members with practicable means of communication, such as contact email or telephone, so that all enquiries related to election can be timely handled.
25. TWGHsWFNAA shall nominate the alumnus / alumni elected as an alumni manager(s) of the school in accordance with section 40AP(4) of the Ordinance, and notify the IMC of the result of the alumni manager election. The elected alumnus / alumni shall apply to the Permanent Secretary for registration as manager(s) of the school in a specified form. All related information of the election should be properly documented.

Filling of Vacancies

26. If an alumni manager vacancy arises out of either the expiry of term of office or resignation tendered by the manager during the term of office, TWGHsWFNAA shall conduct an election and make nomination of alumni manager(s) to fill the vacancy within three months. If TWGHsWFNAA does not

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have any nomination for alumni manager(s), the IMC should notify EDB in writing of the situation. Separately, the IMC may, upon consulting the alumni / TWGHsWFNAA, nominate such number of persons for registration as alumni manager of the school as may be provided for in its constitution in accordance with section 40AP(5) of the Ordinance.

Checklist

27. In order to ensure compliance with the requirements of the alumni manager election process, the IMC / TWGHsWFNAA should complete the checklist provided in Annex IV before submitting the application for alumni manager registration to ensure that all necessary requirements and procedures are followed.

Points to Note

28. Members, being candidates and voters in the alumni manager election, shall note the ethical conduct listed at Annex V to ensure fairness and impartiality in the election process.
29. On receiving an application for registration as a manager of a school, the Permanent Secretary shall make such inquiry as he / she considers necessary. Also, the Permanent Secretary may refuse to register an applicant as a manager of a school on grounds stipulated in section 30 of the Ordinance.

The Executive Committee of

Tung Wah Group of Hospitals Wong Fut Nam College Alumni Association

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Annex I

Education Ordinance

Provisions relating to Election of Alumni Managers

The “Content” as listed in the following table is a summary of the relevant provisions of the Education Ordinance and is for reference purpose. Please refer to the Education Ordinance if a specific provision is to be quoted.

Education Ordinance	Content
30	The Permanent Secretary may refuse to register an applicant as a manager of a school if it appears to the Permanent Secretary that – • the applicant is not resident in Hong Kong for at least 9 months in each year; • the applicant is not a fit and proper person to be a manager; • the applicant is a person in respect of whom a permit to teach has previously been cancelled; • the applicant is under the age of 18 years; • the applicant has attained the age of 70 years and he fails to produce a valid medical certificate certifying that he is physically fit to perform the functions of a manager; • the applicant is under the age of 70 years and he fails to produce, upon a request by the Permanent Secretary, a valid medical certificate certifying that he is physically fit to perform the functions of a manager; • in making or in connection with any application – (i) for registration of a school; (ii) for registration as a manager or a teacher; or (iii) to employ a person as a permitted teacher in a school, the applicant has made any statement or furnished any information which is false in any material particular or by reason of the omission of any material particular; • the applicant is a bankrupt within the meaning of the Bankruptcy Ordinance (Cap. 6) or has entered into a voluntary arrangement under that Ordinance; • the applicant has previously been convicted in Hong Kong or elsewhere of a criminal offence punishable with imprisonment; or • the applicant has been registered as a manager of 5 or more schools.
40AL	For an IMC school, at least one alumni manager shall be provided.
40AP	• If the school is a bi-sessional school, the IMC or sponsoring body (as may be provided for in the constitution of the IMC) may recognise a body of persons as recognised alumni association for each session separately. • The IMC or sponsoring body may recognise one body of persons as recognised alumni association. The body of persons shall be recognised only when its constitution specifies

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Education Ordinance	Content
	the following items – (i) its membership is open to all alumni of the school; (ii) only the alumni of the school may elect or become office-bearers of the body; and (iii) the system of alumni manager election is fair and transparent. • A recognised alumni association shall be responsible for conducting the alumni manager election and nominating such number of persons for registration as alumni manager of the school as may be provided for in the constitution of the IMC of the school. • If the recognised alumni association does not have any nomination for alumni manager(s), the IMC may nominate such number of persons for registration as alumni manager as may be provided for in its constitution. • A candidate must be an alumnus of the school. • A candidate must not be a teacher of the school.
40AU	The person who fills the vacancy of alumni manager shall be nominated for registration as a manager in the same manner stipulated in section 40AP of the Education Ordinance.
40AX	On the ground that a manager is not suitable to continue to hold office, the recognised alumni association of a school may pass a resolution, in a manner which is similar to the manner in which the manager concerned is elected, and make a written request to the IMC to cancel the registration of the manager. The IMC shall, upon receiving the request, issue a notice in writing to the Permanent Secretary as regards the cancellation of the registration of the alumni manager.

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Annex II

Preparation of school-based election guide

TWGHsWFNAA should develop its own school-based election guide that outlines the election details, in addition to those specified in the IMC constitution (if any). Please consult all members of TWGHsWFNAA ("members") during the formulation of the election details.

A. Nomination methods

- 1 A member may nominate oneself or another eligible candidate to stand for the election.
- 2 Specification of the maximum number of nominees or requirements for seconding a nomination.
- 3 Specification of nomination period for the election: **not less than 14 calendar days (exact dates to be specified in the election notice).**

B. Arrangement for filling a vacancy / vacancies

- 4 Establishing a procedure for filling a vacant alumni manager position, including TWGHsWFNAA shall conduct an election and make nomination of alumni manager(s) to fill the vacancy within three months. Moreover, IMC should notify EDB in writing of no nomination for alumni manager(s).
- 5 Establishing special arrangements in case no one stands for candidature, including upon consulting the alumni / TWGHsWFNAA, nominate such number of persons for registration as alumni manager of the school as may be provided for in its constitution in accordance with section 40AP(5) of the Ordinance.

C. Candidates' information

- 6 Specification of eligibility criteria for candidates: **Only members of TWGHsWFNAA (Annual Members or Life Members) who have become such members before the commencement of the nomination period** are eligible to stand.
- 7 Nominated candidates are required to supply a brief statement of his / her personal information to the Returning Officer within the number of words as specified by TWGHsWFNAA.

D. Election procedures

- 8 Inform all members of the voting arrangements in advance, such as members are required to vote in person in the school or allowed to return the ballot papers within a voting period by other means (such as by post or in person).

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- 9 If members are required to vote in person in the school, details of the date, time and venue of the voting should be clearly specified.
- 10 If returning the ballot papers within a voting period by other means (such as by post or in person) is allowed, details of the start date and end date of the voting period, how the ballot papers would be issued and detailed arrangements of returning the ballot papers, etc. should be provided.
- 11 Specification of whether blank ballot papers should be returned.
- 12 The TWGHsWFNAA chairperson and the Returning Officer are present to witness the counting of votes.
- 13 Specification of the procedures for resolving ties or disputes that may arise during the counting of votes or determination of results.
- 14 Establishing a mechanism of “uncontested nomination” when necessary, ensuring consultation and communication with all members in advance.

E. Determine elected alumni manager based on votes

- 15 If there are more than one vacancy, the successful candidates are the ones who obtain the greatest number of votes, then the next greatest and so on until all vacancies are filled.
- 16 Specification of a tie in votes, refer to the TWGHsWFNAA constitution to conduct a second round of voting or draw lots.

F. Appeal mechanism

- 17 Establishing a fair and transparent appeal mechanism.
 - 18 Notifying unsuccessful candidates the appeal process.
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Annex III

TWGHs Wong Fut Nam College Alumni Association

東華三院黃笏南中學校友會

Election of Alumni Manager 校友校董選舉

Ballot Paper 選票

Voting Date: 投票日期：

Please read carefully the “Directions for Voting” overleaf before casting vote.

填寫選票前請細閱背頁的「投票人須知」

Please use a blue or black ball-point pen to mark a “✓” in the box against the number of the candidates you vote for. The number of “✓” you marked on the ballot paper should not be more than the number of vacancies. Otherwise, your ballot paper will be considered null and void.

請用藍色或黑色原子筆在選票上候選人編號旁邊的空格內加上「✓」號。你在選票上所填的「✓」號，不能超過空缺的數目，否則，選票便會作廢。

Candidates 候選人

☐ 1 XXX (Name in English) XXX (中文姓名)

☐ 2 XXX XXX

☐ 3 XXX XXX

Directions for Voting

- a. Put no other marks on the ballot paper other than the mark “✓” or it will be considered null and void.
- b. Fold the ballot paper into two and do not let anyone see whom you vote for. The ballot is secret.
- c. Put the ballot paper into the ballot box.

投票人須知

1. 除「✓」號外，請勿在選票上劃上其他記號，否則選票便會作廢。
 2. 將選票對摺，切勿讓他人看見你的選擇。投票是保密的。
 3. 將選票放入投票箱。
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Annex IV

Checklist for Alumni Manager Election

School Name: Tung Wah Group of Hospitals Wong Fut Nam College

Date of Election:

Tenure end date of the incumbent Alumni Manager:

Purpose

Schools should strictly observe relevant provisions in the Education Ordinance, stipulations in the Incorporated Management Committee (IMC) constitution and election details of their school-based election guide when conducting alumni manager election. This Checklist aims to facilitate IMC schools to conduct self-checking of their compliance with the requirements of alumni manager election before submitting the application for alumni manager registration.

No.	Item	Completed / Complied
Recognised Alumni Association		
1	The IMC / school sponsoring body recognises TWGHsWFNAA as the recognised alumni association which is responsible for conducting alumni manager election, and nominating alumni manager(s).	
2	The TWGHsWFNAA constitution specifies that the membership of TWGHsWFNAA is open to all school alumni.	
3	The TWGHsWFNAA constitution specifies that only the alumni of the school can be office-bearers of the association.	
4	The TWGHsWFNAA constitution specifies that the system of alumni manager election is conducted in a fair and transparent manner.	
5	The alumni manager election is conducted by TWGHsWFNAA.	
The candidature		
6	Elected TWGHsWFNAA chairperson does not automatically become an elected alumni manager or vice versa.	
7	The TWGHsWFNAA constitution specifies the eligibility of candidates for alumni manager election: Only members (Annual Members or Life Members) who have become such members before the commencement of the nomination period can stand for the election.	

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No.	Item	Completed / Complied
8	The nominated alumni manager(s) are not serving teacher(s) of the school.	
9	Candidates for alumni manager election should take note of the registration requirements for managers set out in section 30 of the Education Ordinance (see Appendix).	
10	TWGHsWFNAA does not disallow any eligible candidates to be nominated for election based on section 30 of the Education Ordinance.	
Number and tenure		
11	The number of alumni manager(s) and the tenure of office of alumni manager(s) shall follow the provisions of the IMC constitution.	
Nomination procedures		
12	A non-candidate Returning Officer (RO) is appointed to oversee nominations, ballot paper issuance, and vote counting.	
13	The RO informs all members of TWGHsWFNAA in writing of the following items: a. number of alumni manager vacancies (as per IMC constitution); b. period of nomination (not less than 14 calendar days; exact dates specified in election notice); c. method of nomination; d. date of voting (at least two weeks between the date of voting and the deadline of nomination); e. vote counting arrangements, including the arrangement when two or more candidates obtain the same number of votes and whether the mechanism of “uncontested nomination” would be adopted; f. announcement of results, including the appeal mechanism; g. eligibility of candidature; h. responsibilities of a school manager; and i. means of enquiry, such as email or telephone, for timely handling of the enquiries related to election.	
14	The RO notifies all members of TWGHsWFNAA in writing of the following items not less than seven days before the election day:	

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No.	Item	Completed / Complied
	a. names of the nominated candidates and their introductory statements within the word limit (without the risk of incurring any legal liability in publishing these statements); and b. election arrangements including procedures and timetable.	
Electors' eligibility		
15	The TWGHsWFNAA constitution specifies elector eligibility: Only members (Annual Members or Life Members) who have become such members before the commencement of the nomination period are eligible to vote and follows the definition of alumnus as stipulated in section 40AB of Education Ordinance.	
Election procedures		
16	The RO informs all members of TWGHsWFNAA of the voting arrangements in writing in advance, including but not limited to: a. if members are required to vote in person in the school, details of the date, time and venue of the voting; b. if returning the ballot papers within a voting period by other means (such as by post or in person) is allowed, details of the start date and end date of the voting period, how the ballot papers would be issued and detailed arrangements of returning the ballot papers, etc.; and c. the arrangement regarding the return of all ballot papers distributed (including blank ballot paper).	
17	The voting is conducted by secret ballot.	
18	A locked ballot box is provided for the election and the key is kept by the RO.	
Counting of votes		
19	The TWGHsWFNAA chairperson and the RO are present to witness the counting of votes.	
20	TWGHsWFNAA specifies in advance the circumstances under which votes are declared invalid.	
21	The RO makes sure that all ballot papers are poured out from the ballot box before	

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No.	Item	Completed / Complied
	vote counting begins.	
Post-election		
22	The RO puts all cast ballot papers in an envelope which is then sealed and signed by the RO and TWGHsWFNAA chairperson. The envelope is kept by TWGHsWFNAA for at least 6 months.	
23	The RO informs all members of TWGHsWFNAA of the election results.	
24	All related information of the election is documented for record purposes.	
25	Unsuccessful candidates are informed that written appeals with reasons should be submitted to TWGHsWFNAA within one week from result announcement.	
26	TWGHsWFNAA nominates the alumnus / alumni elected as alumni manager(s) and informs the IMC of the election result.	

Signature of Returning Officer

Name: _____

Post : _____

Date : _____

Appendix to Annex IV

A summary of section 30 of the Education Ordinance is provided below for reference. Please refer to the Education Ordinance for the full version.

Section 30 Grounds for refusal to register manager

The Permanent Secretary may refuse to register an applicant as a manager of a school if it appears to the Permanent Secretary that –

- the applicant is not resident in Hong Kong for at least 9 months in each year;
 - the applicant is not a fit and proper person to be a manager;
 - the applicant is a person in respect of whom a permit to teach has previously been cancelled;
 - the applicant is under the age of 18 years;
 - the applicant has attained the age of 70 years and he fails to produce a valid medical certificate certifying that he is physically fit to perform the functions of a manager;
 - the applicant is under the age of 70 years and he fails to produce, upon a request by the Permanent Secretary, a valid medical certificate certifying that he is physically fit to perform the functions of a manager;
 - in making or in connection with any application –
 - (i) for registration of a school;
 - (ii) for registration as a manager or a teacher; or
 - (iii) to employ a person as a permitted teacher in a school,the applicant has made any statement or furnished any information which is false in any material particular or by reason of the omission of any material particular;
 - the applicant is a bankrupt within the meaning of the Bankruptcy Ordinance (Cap. 6) or has entered into a voluntary arrangement under that Ordinance;
 - the applicant has previously been convicted in Hong Kong or elsewhere of a criminal offence punishable with imprisonment; or
 - the applicant has been registered as a manager of 5 or more schools.
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Annex V

Code of Ethical Conduct for Candidates and Voters

Nomination and Candidature

1. Do not offer any advantage to get any person to stand or not to stand as a candidate.
2. Do not offer any advantage to get any person having been nominated as a candidate to withdraw his candidature.
3. Do not offer any advantage to get any candidate's not using his best endeavours to promote his candidature.
4. Do not solicit or accept any advantage for any person's standing or not standing as a candidate.
5. Do not solicit or accept any advantage for any person's withdrawal of his candidature.
6. Do not solicit or accept any advantage for any candidate's not using his best endeavours to promote his candidature.
7. Do not use or threaten to use force or duress to induce any person to stand or not to stand as a candidate, or to withdraw his candidature.
8. Do not induce by deception, any person to stand or not to stand as a candidate, or to withdraw his candidature.

Electioneering

1. Do not make any materially false or misleading statement of fact including but not limited to the character, qualifications or previous conduct of a candidate or candidates.
2. Do not take part in any activity that is likely to give rise to criticism and allegation of malpractices and should abide by the principle of fairness in election.
3. Do not state overtly or covertly the support of any person or organisation in any campaign activities, especially in the campaign literature before written consent has been obtained.

Voting

1. Do not offer any advantage to induce any person not to vote at an election.
2. Do not offer any advantage to induce any person to vote or not to vote for a particular candidate at an election.
3. Do not provide or pay for the provision of any food, drink or entertainment as an inducement to or a reward for any person's not voting at an election.
4. Do not provide or pay for the provision of any food, drink or entertainment as an inducement to or a reward for any person's voting or not voting for a particular candidate at an election.
5. Do not use or threaten to use force or duress against any person for the purpose of influencing his or any other person's voting decision.
6. Do not induce by deception any person not to vote at an election.
7. Do not induce by deception any person to vote or not to vote for a particular candidate at an election.