

# WORLD TRADE ORGANIZATION

RESTRICTED

**GPA/MOD/HKG/1**

6 July 2004

(04-2914)

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**Committee on Government Procurement**

Original: English

## **PROPOSED MODIFICATIONS TO APPENDIX I OF HONG KONG, CHINA**

### Communication from Hong Kong, China pursuant to Article XXIV:6(a)<sup>1</sup> of the GPA

The following communication, dated 5 July 2004, from the Delegation of Hong Kong, China is being circulated to the Parties to the Agreement on Government Procurement.

1. Pursuant to paragraph 6(a) of Article XXIV of the Agreement on Government Procurement (1994), Hong Kong, China hereby notifies the Committee on Government Procurement of the following modifications of a purely formal or minor nature relating to Annex 1 of Appendix I of the Agreement:

(a) add the following to Annex 1:

- Civil Engineering and Development Department

(b) delete the following from Annex 1:

- Civil Engineering Department
- Civil Service Training and Development Institute
- Information Technology Services Department
- Territory Development Department

2. The above modifications arise from the following re-organizations:

(a) the Civil Engineering Department and the Territory Development Department were merged to form the Civil Engineering and Development Department on 1 July 2004. All procurement functions of the Civil Engineering Department and the Territory Development Department have been taken up by the Civil Engineering and Development Department;

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<sup>1</sup> Article XXIV:6(a) reads as follows: *Rectifications or Modifications* (a) Rectifications, transfers of an entity from one Annex to another or, in exceptional cases, other modifications relating to Appendices I through IV shall be notified to the Committee, along with information as to the likely consequences of the change for the mutually agreed coverage provided in this Agreement. If the rectifications, transfers or other modifications are of a purely formal or minor nature, they shall become effective provided there is no objection within 30 days. In other cases, the Chairman of the Committee shall promptly convene a meeting of the Committee. The Committee shall consider the proposal and any claim for compensatory adjustments, with a view to maintaining a balance of rights and obligations and a comparable level of mutually agreed coverage provided in this Agreement prior to such notification. In the event of agreement not being reached, the matter may be pursued in accordance with the provisions contained in Article XXII.

- (b) the Information Technology Services Department was merged with the Commerce, Industry and Technology Bureau of the Government Secretariat on 1 July 2004. All procurement functions of the Information Technology Services Department have been taken up by the Government Secretariat which is already listed in Annex 1 of Appendix I of the Agreement;
  - (c) the Civil Service Training and Development Institute was merged with the Civil Service Bureau of the Government Secretariat on 1 April 2004. All procurement functions of the Civil Service Training and Development Institute have been taken up by the Government Secretariat which is already listed in Annex 1 of Appendix I of the Agreement.
3. All the above modifications do not alter the level of mutually agreed coverage provided in the Agreement.
4. Accordingly, pages 1/2 and 2/2 of Annex 1 of Appendix I of Hong Kong, China should be modified as in Attachment A to this document (red-lined version). Attachment B shows the relevant pages of the loose-leaf system as they would look after the acceptance of the modifications.<sup>2</sup>

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<sup>2</sup> The Attachments are in English only.

**ATTACHMENT A**

**HONG KONG, CHINA**

**ANNEX 1**

*Central Government Entities which Procure in Accordance  
With the Provisions of this Agreement*

***Supplies***

*Threshold:* 130,000 SDR for goods and services other than construction services  
5,000,000 SDR for construction services

*List of Entities:*

1. Agriculture, Fisheries and Conservation Department
2. Architectural Services Department
3. Audit Commission
4. Auxiliary Medical Services
5. Buildings Department
6. Census and Statistics Department
7. Civil Aid Services
8. Civil Aviation Department
- ~~9. Civil Engineering Department~~
- ~~10. Civil Service Training and Development Institute~~
9. Civil Engineering and Development Department
- ~~11. Companies Registry~~
- ~~12. Correctional Services Department~~
- ~~13. Customs and Excise Department~~
- ~~14. Department of Health~~
- ~~15. Department of Justice~~
- ~~16. Drainage Services Department~~
- ~~17. Electrical and Mechanical Services Department~~
- ~~18. Environmental Protection Department~~
- ~~19. Fire Services Department~~
- ~~20. Food and Environmental Hygiene Department~~
- ~~21. Government Flying Service~~
- ~~22. Government Laboratory~~
- ~~23. Government Logistics Department~~
- ~~24. Government Property Agency~~
- ~~25. Government Secretariat~~
- ~~26. Highways Department~~
- ~~27. Home Affairs Department~~
- ~~28. Hong Kong Monetary Authority~~

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- ~~29.28.~~ Hong Kong Observatory  
~~30.29.~~ Hong Kong Police Force (including Hong Kong Auxiliary Police Force)  
~~31.30.~~ Hospital Services Department  
~~32.31.~~ Immigration Department  
~~33.32.~~ Independent Commission Against Corruption  
~~34.33.~~ Information Services Department  
~~35.~~ ~~Information Technology Services Department~~  
~~36.34.~~ Inland Revenue Department  
~~37.35.~~ Intellectual Property Department  
~~38.36.~~ Invest Hong Kong  
~~39.37.~~ Joint Secretariat for the Advisory Bodies on Civil Service and Judicial Salaries and Conditions of Service  
~~40.38.~~ Judiciary  
~~41.39.~~ Labour Department  
~~42.40.~~ Land Registry  
~~43.41.~~ Lands Department  
~~44.42.~~ Legal Aid Department  
~~45.43.~~ Leisure and Cultural Services Department  
~~46.44.~~ Marine Department  
~~47.45.~~ Office of the Ombudsman  
~~48.46.~~ Office of the Telecommunications Authority  
~~49.47.~~ Official Receiver's Office  
~~50.48.~~ Planning Department  
~~51.49.~~ Post Office  
~~52.50.~~ Public Service Commission  
~~53.51.~~ Radio Television Hong Kong  
~~54.52.~~ Rating and Valuation Department  
~~55.53.~~ Registration and Electoral Office  
~~56.54.~~ Secretariat, Independent Police Complaints Council  
~~57.55.~~ Secretariat, University Grants Committee  
~~58.56.~~ Social Welfare Department  
~~59.57.~~ Student Financial Assistance Agency  
~~60.58.~~ Technical Education and Industrial Training Department  
~~61.59.~~ Television and Entertainment Licensing Authority  
~~62.~~ ~~Territory Development Department~~  
~~63.60.~~ Trade and Industry Department  
~~64.61.~~ Transport Department  
~~65.62.~~ Treasury  
~~66.63.~~ Water Supplies Department

**ATTACHMENT B**

**HONG KONG, CHINA**

**ANNEX 1**

*Central Government Entities which Procure in Accordance  
With the Provisions of this Agreement*

***Supplies***

*Threshold:* 130,000 SDR for goods and services other than construction services  
5,000,000 SDR for construction services

*List of Entities:*

1. Agriculture, Fisheries and Conservation Department
2. Architectural Services Department
3. Audit Commission
4. Auxiliary Medical Services
5. Buildings Department
6. Census and Statistics Department
7. Civil Aid Services
8. Civil Aviation Department
9. Civil Engineering and Development Department
10. Companies Registry
11. Correctional Services Department
12. Customs and Excise Department
13. Department of Health
14. Department of Justice
15. Drainage Services Department
16. Electrical and Mechanical Services Department
17. Environmental Protection Department
18. Fire Services Department
19. Food and Environmental Hygiene Department
20. Government Flying Service
21. Government Laboratory
22. Government Logistics Department
23. Government Property Agency
24. Government Secretariat
25. Highways Department
26. Home Affairs Department
27. Hong Kong Monetary Authority
28. Hong Kong Observatory
29. Hong Kong Police Force (including Hong Kong Auxiliary Police Force)

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30. Hospital Services Department
  31. Immigration Department
  32. Independent Commission Against Corruption
  33. Information Services Department
  34. Inland Revenue Department
  35. Intellectual Property Department
  36. Invest Hong Kong
  37. Joint Secretariat for the Advisory Bodies on Civil Service and Judicial Salaries and Conditions of Service
  38. Judiciary
  39. Labour Department
  40. Land Registry
  41. Lands Department
  42. Legal Aid Department
  43. Leisure and Cultural Services Department
  44. Marine Department
  45. Office of the Ombudsman
  46. Office of the Telecommunications Authority
  47. Official Receiver's Office
  48. Planning Department
  49. Post Office
  50. Public Service Commission
  51. Radio Television Hong Kong
  52. Rating and Valuation Department
  53. Registration and Electoral Office
  54. Secretariat, Independent Police Complaints Council
  55. Secretariat, University Grants Committee
  56. Social Welfare Department
  57. Student Financial Assistance Agency
  58. Technical Education and Industrial Training Department
  59. Television and Entertainment Licensing Authority
  60. Trade and Industry Department
  61. Transport Department
  62. Treasury
  63. Water Supplies Department
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