

CONSENT OF SUPPORT

2017 CHIEF EXECUTIVE ELECTION

Date of Election: 26 March 2017

(Please read the Notes before completing this consent.)

Name of Candidate (in BLOCK LETTERS) : _____

For an individual(s) giving consent in personal capacity (see Notes 3 & 7)

1. * (i) * I/Each of us hereby give(s) consent in * my/our personal capacity to the above-named candidate to use in the manner described in section 27 of the Elections (Corrupt and Illegal Conduct) Ordinance (Cap 554) in election advertisements the name(s) or logo(s) of or associated with * me/us; or the name(s) or logo(s) as shown in the Appendix that is/are substantially similar to the name(s) or logo(s) of or associated with * me/us; or * my/our pictorial representation(s), as an indication of * my/our support for * his/her election as the Chief Executive at the above-mentioned election; or

- * (ii) * I/Each of us hereby confirm(s) in * my/our personal capacity that the content of the election advertisement as shown in the Appendix is provided by * me/us, and * I/each of us give(s) consent in * my/our personal capacity to the above-named candidate to use the name(s), logo(s), pictorial representation(s) of or associated with * me/us included in the said content of election advertisement, as an indication of * my/our support for * his/her election as the Chief Executive at the above-mentioned election; and

- * (iii) * I/Each of us further give(s) consent in * my/our personal capacity to the above-named candidate to modify the name(s), logo(s), pictorial representation(s) of or associated with * me/us or the content of election advertisement referred to in paragraph 1 (ii) above (details of modification as shown in the Appendix) for use in * his/her other election advertisements.

For an individual giving consent in official capacity (see Notes 4, 5, 6 & 7)

2. * (i) I hereby give consent in my official capacity as “_____” to the above-named candidate to use, in the manner described in section 27 of the Elections (Corrupt and Illegal Conduct) Ordinance (Cap 554) in election advertisements the name(s), office title(s) or logo(s) of or associated with me; or the name(s), office title(s) or logo(s) as shown in the Appendix that is substantially similar to the name(s), office title(s) or logo(s) of or associated with me; or my pictorial representation(s), as an indication of my support for * his/her election as the Chief Executive at the above-mentioned election; or

- * (ii) I hereby confirm in my official capacity as “_____” that the content of the election advertisement (including reference to my office title) as shown in the Appendix is provided by me, and I give consent in the above official capacity to the above-named candidate to use the name(s), office title(s), logo(s), pictorial representation(s) of or associated with me included in the said content of election advertisement, as an indication of my support for * his/her election as the Chief Executive at the above-mentioned election; and

* (iii) I further give consent in the above official capacity to the above-named candidate to modify the name(s), office title(s), logo(s), pictorial representation(s) of or associated with me or the content of election advertisement referred to in paragraph 2(ii) above (details of modification as shown in the Appendix) for use in * his/her other election advertisements.

3. I have obtained the prior written approval of _____
[Name of organisation] * in accordance with the organisation's internal rules and procedures/established convention (e.g. approved by the governing body of the organisation or by a resolution of that organisation passed at a general meeting, for using the name of the organisation together with his/her office title(s) by the candidate)(please specify _____) on _____ [Date] at _____ [Time] for giving of the above consent.

For an organisation giving consent in organisational capacity (see Notes 5, 6 & 7)

4. * (i) I have been duly authorised by _____
_____ [Name of organisation] to give consent on its behalf to the above-named candidate to use in the manner described in section 27 of the Elections (Corrupt and Illegal Conduct) Ordinance (Cap 554) in election advertisements the name(s) or logo(s) of or associated with the organisation; or the name(s) or logo(s) as shown in the Appendix that is substantially similar to the name(s) or logo(s) of or associated with the organisation, as an indication of its support for * his/her election as the Chief Executive at the above-mentioned election; or

* (ii) I have been duly authorised by _____
[Name of Organisation] to confirm on its behalf that the content of the election advertisement as shown in the Appendix is provided by the organisation, and I am duly authorised by the organisation to give consent on its behalf to the above-named candidate to use the name(s) or logo(s) of or associated with the organisation included in the said content of election advertisement, as an indication of its support for * his/her election as the Chief Executive at the above-mentioned election; and

* (iii) I am also duly authorised by the organisation to give further consent on its behalf to the above-named candidate to modify the name(s) or logo(s) of or associated with the organisation or the content of election advertisement referred to in paragraph 4(ii) above (details of modification as shown in the Appendix) for use in * his/her other election advertisements.

5. The above-named organisation has given the above consent * by the written approval dated _____ of the governing body of the organisation/by a resolution of the members of the organisation passed at its general meeting held on _____ [Date] at _____ [Time].

For completion in all cases

6. * I have/Each of us has/The organisation has been given to understand from the above-named candidate that * he/she is eligible for nomination as a candidate and he/she is not disqualified from being nominated as a candidate or elected as the Chief Executive by reasons of section 14 of the Chief Executive Election Ordinance (Cap 569).

* Please delete whichever is inapplicable.

TO BE COMPLETED BY THE CANDIDATE/ELECTION AGENT –

Name (in BLOCK LETTERS) : _____

Signature : _____

Date : _____

TO BE COMPLETED BY INDIVIDUAL(S) GIVING CONSENT IN PERSONAL CAPACITY –

Name (in BLOCK LETTERS)	Signature	Date

TO BE COMPLETED BY INDIVIDUAL GIVING CONSENT IN OFFICIAL CAPACITY/ ORGANISATION GIVING CONSENT –

Name (in BLOCK LETTERS) : _____

Signature : _____

Organisation Chop : _____

Official Capacity : _____

Date : _____

TO BE COMPLETED BY A WITNESS (see Note 8) –

Name (in BLOCK LETTERS) : _____

Signature : _____

Date : _____

Notes

1. The date of election referred to in this form is for a poll conducted under section 23 or 24 of the Chief Executive Election Ordinance (Cap 569). For a contested election, the date of election is for the first three rounds of voting. In accordance with section 17(3) of the Electoral Procedure (Chief Executive Election) Regulation (Cap 541J), if in a contested election the voting has to proceed to the fourth or any subsequent round, it will be held on the following day and, if necessary, day after day thereafter until a candidate is returned. This form is applicable to any round of voting.
2. In accordance with Chapter 8 of the “Guidelines on Election-related Activities in respect of the Chief Executive Election” and section 87 of the Electoral Procedure (Chief Executive Election) Regulation (Cap 541J), the candidate must, **within 1 working day (i.e. any day other than a general holiday and Saturday)** after publication of an election advertisement, post an electronic copy of the relevant information/document, including consent, onto the Central Platform or Candidate’s Platform or deposit a hard copy with the Returning Officer for public inspection.
3. According to Chapter 18 of the “Guidelines on Election-related Activities in respect of the Chief Executive Election”, if a written consent is given by a supporter in his/her personal capacity, no reference should be made of any office title which he/she may have in the candidate’s election advertisements.
4. In the case where an office-bearer of an organisation wishes to use his/her office title to support a candidate, he/she must complete item 2 or items 2 and 3 of this consent as appropriate, depending on the following situation –
 - (a) **A supporter with the reference of his/her office title (bearing no reference to the name of the organisation concerned)**

In this case, the consent should indicate whether the supporter consents to the reference of his/her office title(s) and the description of such title(s). Where such office title(s) is/are to be mentioned in an election advertisement, the supporter and the candidate should take particular care to ensure that the information should not be used in such a way to misrepresent the support of the organisation concerned.
 - (b) **A supporter with the reference of his/her office title and the name of the organisation concerned**

In this case, the candidate should ensure that the supporter has obtained the prior written approval of the organisation, in accordance with the organisation’s internal rules and procedures or any established convention (e.g. approved by the governing body of the organisation or by a resolution of that organisation passed at a general meeting), for using the name of the organisation together with his/her office title(s) by the candidate. The candidate should be careful not to give the impression that such reference represents the support of the whole organisation.
5. According to section 27(5) of the Elections (Corrupt and Illegal Conduct) Ordinance (Cap 554), a written consent by an organisation must be approved by the governing body of the organisation or by a resolution of the members of the organisation passed at a general meeting.
6. In the case where a Mutual Aid Committee (“MAC”) wishes to support a candidate in the name of the MAC, the consent must be approved in a general meeting convened in accordance with the Model Rules for the MAC, and signed by the incumbent Chairman of the MAC.
7. Individual or organisation giving consent may attach an Appendix showing the details of the consent or the content of the election advertisement or the details of modification.

8. A witness can be any person aged 18 years or over and in possession of an identity document. According to section 2 of the Electoral Procedure (Chief Executive Election) Regulation (Cap 541J), “identity document” (身分證明文件) means –
- (a) an identity card;
 - (b) a document issued to a person under regulations made under the Registration of Persons Ordinance (Cap 177) certifying that he is exempt from being required to register under that Ordinance; or
 - (c) any other document issued to a person which is acceptable to the Returning Officer as proof of the person’s identity.
9. If there is any question in completing this consent, please call the Enquiry Hotline of the Registration and Electoral Office at 2891 1001 during office hours.
10. Please note the following with regard to the personal data supplied in connection with this form -
- (a) **Purpose of Collection**
The personal data and other related information supplied in connection with this consent will be used by the Electoral Affairs Commission, the Registration and Electoral Office, the Returning Officer and other related government departments for election-related purposes.
 - (b) **Transfer of Information**
The Consent of Support will be made available for public inspection. The personal data and other related information supplied in connection with this consent may also be provided to other authorised departments or persons including but not limited to the law courts for election-related purposes.
 - (c) **Access to Personal Data**
A person has the right to request access to and correction of the personal data he/she supplied in accordance with the provisions of the Personal Data (Privacy) Ordinance (Cap 486).
 - (d) **Personal Data Protection Principles**
Candidates must observe the Data Protection Principles in Schedule 1 to the Personal Data (Privacy) Ordinance (Cap 486) in collecting personal data of a third person in completing this consent, in particular Principle 4 concerning the requirement to take all practicable steps to ensure that personal data are protected against unauthorised or accidental access and processing.
 - (e) **Enquiry**
Enquiries concerning the personal data collected by means of this consent (including request for access to and correction of personal data) should be addressed to the Chief Electoral Officer at 10th Floor, Harbour Centre, 25 Harbour Road, Wanchai, Hong Kong.

Electoral Affairs Commission
December 2016