

香港特別行政區政府  
保安局



The Government of the  
Hong Kong Special Administrative Region  
Security Bureau

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12 May 2016

Clerk to Subcommittee  
(Attn: Mr Colin CHUI)  
Legislative Council Secretariat  
Legislative Council Complex  
1 Legislative Council Road  
Central, Hong Kong

Dear Mr Chui,

**Subcommittee to Study Issues  
Relating to Mainland-HKSAR Families**

**Letter from Dr Hon KWOK Ka-ki**


Thank you for your letter of 22 April 2016 forwarding issues raised by Dr Hon KWOK Ka-ki in his letter dated 19 April 2016 to the Chairperson of the captioned Subcommittee. The issues have been discussed in the second meeting of the Subcommittee held on 23 November 2015 and we would like to respond briefly as follows.

Pursuant to Article 22(4) of the Basic Law, for entry into the Hong Kong Special Administrative Region (HKSAR), people from other parts of China must apply for approval. Mainland residents who wish to settle in Hong Kong must apply for One Way Permits (OWPs) from the Exit and Entry Administration Offices of the Public Security Bureau of the Mainland at the places of their household registration.

The OWP scheme allows Mainland residents to come to Hong Kong for family reunion in an orderly manner through approval by the Mainland authorities in accordance with the laws and regulations of the Mainland. Under this policy objective, the Mainland authorities have since May 1997 implemented a point-based system, setting out open and transparent criteria to objectively assess the eligibility and priority of applicants. The Mainland authorities also announce on the Internet the points required for approval of the OWP application. In the OWP approval process, Mainland residents who meet the eligibility criteria laid down by the Mainland authorities may apply to come to settle in Hong Kong. There is no basis, legal or logical, for changing the arrangements of the Mainland authorities in approving OWPs.

OWPs are documents issued by relevant authorities in the Mainland. The application, approval and issuance of OWPs fall within the remit of the Mainland authorities. The HKSAR Government facilitates at case level, including issuing Certificates of Entitlement to children of Hong Kong permanent residents, and when necessary, rendering assistance in individual cases in verifying the supporting materials concerning Hong Kong residents and the applicant's claimed relationship with their relatives in Hong Kong (e.g. husband-wife or parent-child relationship, etc.). The HKSAR Government shall invalidate the residence status of persons whose applications are found to be fraudulent and shall remove them from Hong Kong, regardless of their years of residence in Hong Kong.

The HKSAR Government will take account of the views of the various sectors and the overall interest of the community, continue to exchange views on the OWP policy with the Mainland authorities, and reflect to them the views of the various sectors as appropriate.



(Allan AU)  
for Secretary for Security

c.c. Director of Immigration

(Attn: Mr FUNG Ngai-wa

Fax no.: 2507 3581)