

26 April 2002

Joint Secretariat for the
Advisory Bodies on Civil Service
and Judicial Salaries and
Conditions of Service

Am. 701 7/F Tower Two Lippo Centre
89 Queensway, Hong Kong.

Public Consultation on Review of
Civil Service Pay Policy and System

I refer to the captioned. My comments are -

- ① Article 103 of the Basic Law provides, among others, that Hong Kong's previous system of employment for the public service shall be maintained. By simple logic any action taken to change this system is in defiance of the Basic Law. Legal clearance/aspect must be worked out first.
- ② The consultant report does not make due reference to Article 100 of the Basic Law, which also has significant provision with regard to the pre-HKSAR public servants' pay and condition of service. This appears a blatant disregard of the Basic Law.

Yours faithfully,