



本署檔號 Our Ref.: (14) in DH/ORPHF/18/25/22 Pt.3

來函檔號 Your Ref.:

電話 Tel.: (852) 3107 8451

圖文傳真 Fax: (852) 2117 0436

**By post**

25 August 2021

Dear Doctor / Dentist,

**Commencement of the Penalty Provision pertaining to  
the Operation of a Day Procedure Centre without a Licence  
under the Private Healthcare Facilities Ordinance**

We write to inform you that the commencement notice of the penalty provision pertaining to the operation of a day procedure centre (“DPC”) without a licence under the Private Healthcare Facilities Ordinance (Cap. 633) (“the Ordinance”) has been published in the Gazette. Subject to scrutiny by the Legislative Council, **it would be an offence to operate a DPC without a licence on and after 30 June 2022.**

The Ordinance, passed in November 2018, provides for a new regulatory regime for private healthcare facilities. Under the Ordinance, operators of premises where registered medical practitioners and/or registered dentists practise, including (1) hospitals; (2) DPCs; and (3) clinics, are required to obtain either a licence or a letter of exemption from the Department of Health. The Ordinance is being implemented in phases. Applications for hospital and DPC licences have been accepted since July 2019 and January 2020 respectively. All hospital licences and the first batch of DPC licences have already come into effect from 1 January 2021.

DPCs are ambulatory facilities that are used, or intended to be used, for carrying out scheduled medical procedures (as stipulated in Column 2 of Schedule 3 to the Ordinance) on patients without lodging. All DPCs are required to operate with a licence and there is no exemption arrangement for DPCs under the Ordinance. With the

..... 1/2

**我們要建設一個健康的香港 並立志成為國際知名的公共衛生監管機構**

***We build a healthy Hong Kong and aspire to be an internationally renowned public health authority***

commencement of the penalty provision pertaining to the operation of a DPC without a licence on 30 June 2022, any person operating a DPC without a licence will commit an offence and be liable on conviction to a fine of HK\$100,000 and to imprisonment for 3 years.

**Operators of DPCs who have yet to apply for a licence are reminded to do so as soon as practicable to allow sufficient time for the processing of licence applications.** Operators are required to comply with all the requirements under the Ordinance and the Code of Practice for Day Procedure Centres in order to obtain a licence. You are advised to apply for a licence through our electronic platform (<https://apps.orphf.gov.hk/Submission/>). Details of the regulatory regime including the list of scheduled medical procedures, licence application procedures and relevant documents can be accessed via the QR code below.

Details on application for clinic licences and request for letters of exemption in respect of small practice clinics will be announced in due course. We will keep you posted.

For enquiries, please contact us at 3107 8451 or visit our website at <https://www.orphf.gov.hk>.

Yours faithfully,



(Dr Darwin MAK)  
for Director of Health



Regulatory regime  
and licence application  
<https://www.orphf.gov.hk/s/1jQxm>