

**ANNUAL REPORT 2011-12**  
**2011-12 年報**

**視光師管理委員會**  
**(香港)**

**OPTOMETRISTS BOARD,**  
**HONG KONG**



Optometrists Board  
視光師管理委員會

# ***Report of the Optometrists Board***

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## **1. Preface**

Through this report, which covers the period from April 2011 to March 2012, the Optometrists Board aims to keep members of the profession and the public better informed of the functions and work progress of the Board and its committees.

This report is intended for general information only. Certain functions of the Optometrists Board have been simplified and presented in the form of an information document. For details of the statutory functions of the Board and its committees, readers should refer to the Supplementary Medical Professions Ordinance, Chapter 359, Laws of Hong Kong and the Optometrists (Registration and Disciplinary Procedure) Regulation, Cap. 359F.

All enquiries to the Optometrists Board should be addressed to –

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## ***2. Message from the Chairman***

Since its establishment in May 1986, the Optometrists Board has been striving to enhance the professional standard and conduct of registered optometrists in the interest of the optical health of the public. To this end, I am happy to witness continuous development of the profession over the years and further implementation of an amalgam of regulatory measures.

As at 31 March 2012, the total number of registered optometrists practising in Hong Kong stands at 2,032. In an effort to build a culture of life-long learning for quality service, the Board agreed in December 2011 to elaborate the existing Section 1.3 of Part III of the Code of Practice, mandating the participation of Continuing Professional Development (CPD) activities as a means for registered optometrists to upkeep their professional knowledge and competence. Failure to comply with the requirement would be tantamount to professional misconduct and the practitioner concerned may subject himself to disciplinary actions by the Board. The proposal would be submitted to the Supplementary Medical Professions (SMP) Council for consideration in end 2012.

On registration matters, the Board has received and approved 45 applications for registration. The Board has also made good progress in the establishment of a standing mechanism for accrediting local optometry programmes for the purpose of registration under Section 12(1)(a) of the SMP Ordinance. In December 2011, the Board endorsed the proposed mechanism as recommended by the Task Force and would put forth the proposal to the SMP Council for deliberation.

On disciplinary control, a total of 10 complaints were received during the year. 3 out of the 10 complaints were related to practice promotion involving the offer of free or discounted professional services to members of the public. Opportunity is taken to remind registrants to observe Section 5 of the Code of Practice on advertising and publicity while making announcements on professional services. To provide a ready reference to optometrists as to what may constitute professional misconduct, consideration would be given to post the full judgment made by the Board at disciplinary inquiries on the Board's website.

In 2011/12, the Board and its committees held a total of 11 meetings to discharge its statutory functions under the SMP Ordinance and the Optometrists (Registration and Disciplinary Procedure) Regulation. As the Chairman of the Optometrists Board, I should like to thank all Members of the Board and its Committees and the Secretariat for their hard work and dedication to ensure the efficient discharge of all its statutory functions. In the years ahead, I am confident of the continuous collaboration with members of the optometrist profession for sustained improvements to the professionalism and quality of service standards.

Prof. Ricky Y.K. MAN  
*Chairman, Optometrists Board*

### **3. Introduction**

3.1 The Optometrists Board is a statutory body established under the Supplementary Medical Professions Ordinance, Chapter 359, and the Optometrists (Registration and Disciplinary Procedure) Regulation, Chapter 359F, responsible for the registration, discipline, and management of persons engaged in professions supplementary to medicine including optometrists. The Board is also tasked to promote adequate standards of professional practice and conduct among optometrists. The Board Secretariat, which is staffed by the DH, provides administrative and secretarial support to the Board and its committees.

#### **Registration of optometrists**

3.2 Registration of optometrists commenced on 1 December 1994. With effect from 1 April 1996, any person who practises the profession of optometry in Hong Kong without being registered commits an offence<sup>1</sup>. Any information on illegal practice of the optometry profession will be reported to the Police for investigation.

3.3 The Register has four parts, Part I, Part II, Part III and Part IV. Entry in the various parts of the Register is based mainly on the qualification and/or experience possessed by the applicants.

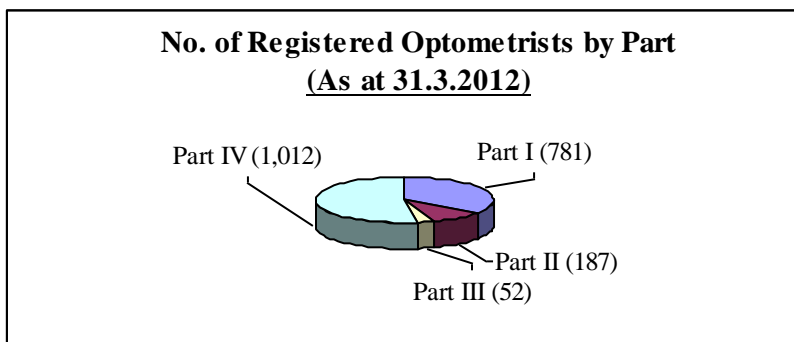
3.4 A person who was practising optometry on 1 December 1994 and did not qualify for full registration could apply for provisional registration in Part IV register. Provisional registration was a one-off exercise which was completed on 31 May 1995.

3.5 The Optometrists Board is empowered under section 15A of the Supplementary Medical Professions Ordinance to hold examinations for the purpose of registration as and when it considers expedient or necessary.

3.6 As at 31 March 2012, there were 2,032 registered optometrists. Statistics on the registration of optometrists are detailed at Annex A. Appended below is a pie chart showing the number of registrants in each part of the register :

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<sup>1</sup> Schedule 4 to the Optometrists (Registration and Disciplinary Procedure) Regulation provides for persons exempt from the requirement.



### **Control mechanism and disciplinary power of the Board**

3.7 The Optometrists Board is empowered by law to regulate the professional conduct of registered optometrists through an established disciplinary mechanism.

3.8 Complaints against registered optometrists are normally either lodged with the Board by individuals or referred to the Board by other bodies such as the Hong Kong Police Force.

3.9 The Optometrists Board has prepared a Code of Practice prescribing the standards of conduct and practice and regulating the activities of optometrists. The Code is issued to all registered optometrists for compliance. The Board will from time to time review the Code and promulgate changes whenever necessary. Any alleged cases of professional misconduct committed by the optometrists will be referred to the Board for investigation, and for inquiry where necessary. At inquiries, the Board may make orders ranging from the issue of warning letters to the removal of the optometrist's name from the register.

### **Continuing professional education for registered optometrists**

3.10 To encourage optometrists to engage in life-long learning to sharpen their professional knowledge and skills, the Optometrists Board introduced a voluntary Continuing Professional Development (CPD) Scheme in November 2004. The Education Committee formed under the Board was set up to monitor and review the design and implementation of the CPD Scheme and the Registration Committee for the accreditation of CPD activities and appointment of accredited programme providers.

## ***4. Membership of the Optometrists Board***

4.1 The Supplementary Medical Professions Ordinance stipulates that all members of the Optometrists Board are appointed by the Chief Executive\*. The Board comprises –

- (a) a Chairman from among the members of the Supplementary Medical Professions Council, other than a member appointed under section 3(1)(d)(iv) of the Supplementary Medical Professions Ordinance;
- (b) one registered medical practitioner on the nomination of the Hong Kong Medical Association;
- (c) one person specially qualified to advise the Board on professional education; and
- (d) five to eight optometrists.

4.2 Membership of the Board for the period from April 2011 to March 2012 was as follows –

Chairman: Prof. Ricky MAN Ying-keung

Members: Ms Alice CHAN Chui-wa (from 1.4.2011 to 14.12.2011)  
Ms CHAN Lai-ming  
Miss Rufina CHAN Tin-yan  
Dr CHOW, Pak Chin  
Dr DO Chi-wai (from 16.6.2011)  
Mr HO Kai  
Ms KWOK Wai-ying (from 1.10.2011)  
Prof. Kenneth LAM Chung-wing  
Dr Andrew LAM Kwok-cheung (from 1.4.2011 to 15.6.2011)  
Mr Keith LEUNG Man-kei (from 15.12.2011)  
Mr Jonn WONG Chun-hon  
Mr Jack WONG Wai-hung  
Mr Alex YIM Kwok-bun (from 1.4.2011 to 30.9.2011)

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\* Authority delegated to the Secretary for Food and Health.



## ***5. Highlights of activities of the Optometrists Board***

5.1 The Optometrists Board transacted its business at meetings and by the circulation of papers. Set out below is a highlight of major activities of the Board between 1 April 2011 and 31 March 2012 –

### **(a) Review of the Code of Practice**

The Board agreed in December 2011 to elaborate the existing Section 1.3 of Part III of the Code of Practice, mandating the participation of Continuing Professional Development (CPD) activities as a means for registered optometrists to upkeep their professional knowledge and competence. Failure to comply with the requirement would be tantamount to professional misconduct and the practitioner concerned may subject himself to disciplinary actions by the Board. The proposal would be submitted to the Supplementary Medical Professions (SMP) Council for consideration in end 2012.

### **(b) Review of the CPD scheme**

At present, the mode of participation in CPD activities is limited only to passive attendance of seminars, conferences, workshops etc, of direct relevance to the practice of optometry. One CPD hour would be awarded for the attendance of a programme / activity for one hour.

The Board Education Committee (BEc) would conduct a review on the design and the implementation of the CPD scheme in mid-2012. The BEc shall look into the feasibility of expanding the scope of recognized CPD activities to include a broad range of activities such as active participation, post-graduate studies, self-study, subscription of journals and publication. The allocation of CPD points and the annual CPD requirement would also be reviewed.

**(c) Continuing professional education**

332 optometrists have reported attainment of 10 CPD hours in 2010/2011. Subject to consent given by the registrants, they were awarded a Certificate of Achievement and their names were posted on the Board's website.

**(d) Use of quotable titles**

At present, optometrists are only allowed to use "registered optometrists (Part I / II / III / IV)" in English and "註冊視光師 (第 I / II / III / IV 部份)" in Chinese as their titles. The use of any other titles is expressly forbidden.

Upon receipt of the requests made by the HKSPPO and HKAPPO for including the term "眼科視光師" as a quotable title in 2011, the Board has deliberated the issue at its December 2011 policy meeting. In the absence of a consensus over the use of the title, the Board shall resume discussion of the matter at its next meeting."

**(e) Establishment of professional accreditation mechanism**

At present, the five boards under the SMP Council do not have any established mechanism for accrediting training programme for the purpose of registration nor are there any applications received for accreditation from training institutions. All the local programmes currently accepted for registration under section 12(1)(a) of the SMPO were prescribed in the relevant regulation without going through an established accreditation process.

A Task Force was set up to work on the accreditation mechanism for quality assurance. The Task Force in May 2011 drafted an accreditation mechanism, modeling upon the validation process adopted by the Hong Kong Polytechnic University for its training programmes. The proposed mechanism was endorsed by the Board at its December 2011 meeting and will be put forth to the SMP Council for consideration in end 2012.

## ***6. Committees of the Optometrists Board***

6.1 Section 9 of the Supplementary Medical Professions Ordinance provides for the Supplementary Medical Professions Boards to appoint committees for the better discharge of its functions under the Ordinance. Works of the four committees under the Optometrist Board are detailed below –

### **Preliminary Investigation Committee**

6.2 The Optometrists Board's jurisdiction over optometrists' professional conduct is laid down in the Supplementary Medical Professions Ordinance and the Optometrists (Registration and Disciplinary Procedure) Regulation.

6.3 Situations that may give rise to disciplinary proceedings include where a registered optometrist –

- (a) has been convicted in Hong Kong or elsewhere of an offence punishable with imprisonment;
- (b) has been guilty in Hong Kong or elsewhere of professional misconduct;
- (c) was not at the time of his registration qualified to be registered;
- (d) has obtained registration by fraud or misrepresentation; or
- (e) has not complied with or is in breach of any condition of his registration (other than a condition under section 15) or has failed to comply with the Supplementary Medical Professions Ordinance.

6.4 Membership of the Preliminary Investigation Committee for the period from April 2011 to March 2012 was as follows –

Chairman: Mr Jack WONG Wai-hung (from 16.6.2011)  
Dr Andrew LAM Kwok-cheung (from 1.4.2011 to 15.6.2011)

Members: Mrs Joyce LEUNG Chi-dai  
Mr TAM Kan-yee (from 1.3.2011 to 29.2.2012)  
Dr Larry NG Hou-yan (from 1.3.2012)

6.5 If an optometrist is found guilty of a disciplinary offence after an inquiry, the Optometrists Board may order any one of the following –

- (a) removal from the Register of Optometrists which will be published in the Gazette;
- (b) removal from the Register of Optometrists for such period as the Optometrists Board may think fit which will be published in the Gazette;
- (c) a reprimand which will be published in the Gazette; and
- (d) a warning letter in such terms as the Board considered appropriate which may or may not be published in the Gazette.

6.6 Below is a summary on the complaints handled by the Board's Preliminary Investigation Committee for the period from April 2011 to March 2012:

<u>Cases</u>	<u>No.</u>
Received	10
Considered	2
Dismissed	1
Referred to the Board for inquiry	1

**Annex B** summarizes the five disciplinary inquiries conducted by the Optometrists Board in 2011 / 2012, the charges in detail and the Board's decisions.

### **Registration Committee**

6.7 The Board Registration Committee, established in 1994, is responsible for –

- (a) approving applications for registration under section 12(1)(a) of the Supplementary Medical Professions Ordinance;

- (b) advising the Supplementary Medical Professions Council Registration Committee on the eligibility of applicants for registration under sections 12(1)(b) and 12(1)(c) of the Supplementary Medical Professions Ordinance;
- (c) approving the registration of applicants found by the Supplementary Medical Professions Council to be qualified for registration under sections 12(1)(b) and 12(1)(c) of the Supplementary Medical Professions Ordinance;
- (d) making recommendations to the Optometrists Board in updating the list of registrable qualifications under section 12(1)(b) of the Supplementary Medical Professions Ordinance;
- (e) determining the removal of names from the register under section 10(4) of the Supplementary Medical Professions Ordinance;
- (f) determining the restoration of names to the register for removals effected under section 10(4) of the Supplementary Medical Professions Ordinance;
- (g) accrediting CPD programmes from non-accredited programme providers;
- (h) vetting the applications for renewal of accreditation status from accredited programme providers for the CPD scheme
- (i) deciding on and updating the list of quotable qualifications, their abbreviations and Chinese translation for inclusion on signboards and stationery used by registered optometrists; and
- (j) advising the Optometrists Board on matters relating to registration.

6.8 Membership of the Board Registration Committee for the period from April 2011 to March 2012 was as follows –

Chairman: Mr John WONG Chun-hon (from 16.6.2011)  
 Dr Andrew LAM Kwok-cheung (from 1.4.2011 to 15.6.2011)

Members: Mr CHAN Kong  
Miss Rufina CHAN Tin-yan  
Dr Karen CHENG Kam-yee  
Mr Patrick CHENG Wai-hung  
Mr HO Kai

### **Examination Committee**

6.9 The Examination Committee, established in 1989, is responsible for –

- (a) advising the Optometrists Board on syllabus and format of examination/ assessment for registration;
- (b) advising the Optometrists Board on the appointment of examiners;
- (c) assisting the Optometrists Board in matters relating to examinations/ assessments; and
- (d) advising the Optometrists Board on matters relating to qualifications and experience.

6.10 Membership of the Examination Committee for the period from April 2011 to March 2012 was as follows –

Chairman: Prof. Kenneth LAM Chung-wing  
Members: Ms CHAN Lai-ming (from 1.4.2011 to 29.9.2011)  
Dr FAN Chi-shing (from 30.9.2011)  
Mr Dominic CHIM Chun-pong  
Dr KEE Chea-su  
Prof. Carly LAM Siu-yin

### **Education Committee**

6.11 The Education Committee, established in 2001, is responsible for –

- (a) developing an implementation plan on continuing professional development for registered optometrists;

- (b) developing an accreditation system for continuing professional development for registered optometrists; and
- (c) considering the promotion strategies for continuing professional development for registered optometrists.

6.12 Membership of the Education Committee for the period from April 2011 to March 2012 was as follows –

Chairman: Miss Rufina CHAN Tin-yan

Members: Dr Henry CHAN Ho-lung  
Dr Albert HO Cho-chak (from 1.4.2011 to 12.11.2012)  
Dr Forrest NG Yiu-fai (from 13.11.2011)  
Ms Monica CHOW Man-kit  
Mr FAN Sio-hong  
Ms Queenie YIP Sin-lai

## ***7. Review by Committee Chairmen***

### **Preliminary Investigation Committee**

7.1 It is my pleasure to be appointed as the Chairman of the Preliminary Investigation Committee (PIC) since June 2011. The role of the PIC is to determine whether there is any prima facie case for professional misconduct on the part of registered optometrists and, if so, refer the case to the Board for an inquiry. The PIC is also empowered to dismiss frivolous complaints or allegations which could not constitute professional misconduct.

7.2 In 2011/2012, the PIC processed a total of 2 complaints, in which 1 was dismissed and 1 was referred to the Board for inquiry.

7.3 In view of the public's growing expectation on the standard of care to be rendered by optometrists, opportunity is taken to remind all registrants to observe at all times high standards of professional and personal conduct reflecting credit upon the profession. Registered optometrists should also in their own interests be familiar with the Supplementary Medical Professions Ordinance, the Optometrists (Registration and Disciplinary Procedure) Regulation and the Code of Practice to minimize the risk of committing any professional misconduct inadvertently.

Mr Jack WONG Wai-hung  
*Chairman, Preliminary Investigation Committee*

*[The Preliminary Investigation Committee held one meeting during the reporting period.]*



## **Registration Committee**

7.4 For the year 2011/2012, the Registration Committee worked hard in discharging its delegated duties. On matters related to registration, the Committee has received and approved a total of 45 applications for registration and 8 applications for restoration of names to the Register, representing a 80% and 300% increase respectively as compared with the figures of 2010/11.

7.5 The Registration Committee serves as a major accreditor, other than the 4 Accredited Programme Providers (APPs)<sup>2</sup>, under the CPD scheme and is responsible for accrediting CPD programmes organized by non-accredited programme providers according to the prevailing policy and assessment criteria. During the year, the Committee has approved 10 applications for validation of CPD programmes and the list of accredited programmes was uploaded on the Board's website for participants' easy reference.

7.6 In accordance with the Guidelines for Consideration of Quotable Qualifications as laid down by the Board, the Registration Committee processed 2 applications from registered optometrists for quoting non-listed qualifications in 2011/12. The applicants were notified of the result of their applications accordingly.

Mr John WONG Chun-hon  
*Chairman, Registration Committee*

*[The Registration Committee held one meeting during the reporting period.]*

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<sup>2</sup> The four APPs are : (1) The Hong Kong Polytechnic University (PolyU); (2) The Hong Kong Association of Private Practice Optometrists (HKAPPO); (3) the Hong Kong Optometric Association (HKOA) and (4) The Hong Kong Society of Professional Optometrists (HKSPPO).

## **Examination Committee**

7.7 To pave way for the holding of Part II and Part III registration examinations as provided in the Optometrists (Registration and Disciplinary Procedure) Regulation, the Board has endorsed the Board Registration Committee's proposal on the eligibility criteria for sitting the examinations, as well as the Examination Committee's proposed syllabus for Part II and Part III registration examinations.

7.8 The Examination Committee shall further discuss on the details of the design and the preliminaries for the Part II and Part III registration examinations. The Continuing Education Courses as offered by the Hong Kong Polytechnic University would be taken as one of the benchmarks for setting the standards of the registration examinations.

Prof. Kenneth LAM Chung-wing  
*Chairman, Examination Committee*

## **Education Committee**

7.9 The rate of participation in the voluntary CPD scheme remains steady over the past few years. For the year 2010/2011, 466 members of registrants, representing 23.3% of total population of optometrists, reported to have attained the annual requirement of 10 CPD hours.

7.10 The Optometrists Board considers that a mandatory participation in the CPD scheme a long-term goal in enhancing the professional standard and the credibility of the registrants. The fullest support of the majority of the profession would be crucial for the successful implementation of a mandatory CPD scheme. To this end, the Board has been exploring ways to boost the participation rate in CPD activities.

7.11 Among other ways of incentives, the Education Committee shall conduct a review on the present CPD scheme, with a view to perfecting various aspects of the scheme, such as the annual CPD requirement, the variety and quality of CPD activities and the allocation of CPD hours. In particular, the Committee shall explore the possibility of widening the scope of recognized CPD activities as a means to encourage wider participation in the voluntary CPD scheme.

Miss Rufina CHAN Tin-yan  
*Chairman, Education Committee*

**Registration of Optometrists**  
**(as at 31.3.2012)**

SMPO	Qualification/Eligibility	Part of Register	Restriction on Practice	No. of registrants
12(1)(a)	(a) Bachelor of Science Degree in Optometry awarded by the Hong Kong Polytechnic or the Hong Kong Polytechnic University	I	<ul style="list-style-type: none"> <li>Allowed to use drugs approved by the Board as shown in the Code of Practice</li> </ul>	(a) 543
	(b) Professional Diploma in Optometry issued by the Hong Kong Polytechnic			(b) 98
	(c) Part II optometrist with Certificate of Attainment in Ocular Pharmacology issued by the Hong Kong Polytechnic University and has practised for one year or more after having been registered as a Part II optometrist, or has other experience that is recognized by the Board			(c) 69
12(1)(a)	(a) Higher Certificate in Optometry issued by the Hong Kong Polytechnic; or	II	<ul style="list-style-type: none"> <li>Not allowed to use diagnostic agents except staining agents</li> </ul>	(a) 20
	(b) A certification from the Optometrists Board that he has passed an examination in optometry conducted under section 15A of the SMPO			(b) 0
	<ul style="list-style-type: none"> <li>A certification from the Optometrists Board that he has passed an examination in refraction conducted under section 15A of the SMPO</li> </ul>	III	<ul style="list-style-type: none"> <li>To practice refraction only</li> </ul>	0
12(1)(b)	<ul style="list-style-type: none"> <li>A person who holds degree, diploma or any other document of any examining body other than those prescribed in law and has appropriate experience as recognized by the SMPC</li> </ul>	<ul style="list-style-type: none"> <li>To be determined by SMPC in consultation with the Board</li> </ul>	<ul style="list-style-type: none"> <li>Restrictions relevant to the part of the register entered</li> </ul>	Part I = 69 Part II = 1 Part III= 0
12(1)(c)	<ul style="list-style-type: none"> <li>A person who was practising optometry profession on 1 December 1994, and by reason of his education, training, professional experience and skill satisfies the SMPC that he is fit for registration</li> </ul>	<ul style="list-style-type: none"> <li>To be determined by SMPC in consultation with the Board</li> </ul>	<ul style="list-style-type: none"> <li>Restrictions relevant to the part of the register entered</li> </ul>	Part I = 0 Part II = 166 Part III= 52

Legend: SMPO – Supplementary Medical Professions Ordinance  
SMPC – Supplementary Medical Professions Council

SMPO	Qualification/Eligibility	Part of Register	Restriction on Practice	No. of registrants
15	<ul style="list-style-type: none"> <li>A person who was practising optometry profession on 1 December 1994 but who on that date was not qualified under section 12 of the SMPO to be registered and has acquired substantial knowledge, experience and skill in the practice of his profession to the satisfaction of the SMPC</li> </ul>	IV	<ul style="list-style-type: none"> <li>Not allowed to perform any function or engage in any activity other than work relating to refraction and contact lenses and not allowed to use any diagnostic agents other than staining agents</li> </ul>	479
	<ul style="list-style-type: none"> <li>To practice refraction only</li> </ul>		184	
	<ul style="list-style-type: none"> <li>A person who was practising optometry profession on 1 December 1994 and has passed the Optometrists Board examination on refraction and contact lens fitting</li> </ul>	IV	<ul style="list-style-type: none"> <li>Not allowed to perform any function or engage in any activity other than work relating to refraction and contact lenses and not allowed to use any diagnostic agents other than staining agents</li> </ul>	139
	<ul style="list-style-type: none"> <li>A person who was practising optometry profession on 1 December 1994 and has passed the Optometrists Board examination on refraction</li> </ul>	IV	<ul style="list-style-type: none"> <li>To practice refraction only</li> </ul>	209
<u>Part</u>	<u>No.</u>			
I	779 (742)			
II	187 (190)			
III	52 (52)			
<u>IV</u>	<u>1,011 (1,016)</u>			
Total	2,029 (2,000)			

Note :

Numbers in brackets are the figures as at 31 March 2011

**Annex B**

**Disciplinary inquiries conducted by the Optometrists Board**  
**(1 April 2011 to 31 March 2012)**

Date of Inquiry	Allegation(s)	Decision of the Board
31 Mar 2011 and 4 April 2011	The respondents were alleged to have –  (a) failed to display the certificate of registration, or a certified copy of such certificate, in a conspicuous position in the premises in which they practised the profession;  (b) sanctioned, acquiesced in, or failed to take adequate steps to prevent the use of the unapproved descriptions in their name cards.	Two respondents were found guilty of charge (b). The Board ordered that a warning letter be served on the respondents and such order was not published in the gazette.
12 Jul 2011	The respondent was alleged to have –  (a) did not keep adequate records of the Patient;  (b) did not sufficiently supervise and control unqualified person(s) assisting in his practice of the profession in keeping adequate records of the Patient;  (c) failed to properly manage the Patient's ocular problems.	Guilty. The Board ordered that the respondent's name be removed from the register for 3 months and such order was published in the gazette.
26 Jul 2011	The respondent was alleged to have –  (a) sanctioned, acquiesced in, or failed to take adequate steps to prevent a female staff member of the optical shop from attempting to prescribe spectacles to the Patient after only an inadequate eye examination conducted by her, thereby failing to supervise and control unqualified person assisting in his practice of the profession adequately;	Not guilty. The facts alleged against the respondent had not been proved to the satisfaction of the Board and the complaint was dismissed.

Date of Inquiry	Allegation(s)	Decision of the Board
	(b) failed to conduct adequate eye examination on the Patient prior to prescribing a pair of spectacles to her, thereby failing to provide the standard of care commensurate with the training that he has received.	
9 Aug 2011	The respondent was convicted in Hong Kong in 2010 for theft, contrary to section 9 of the Theft Ordinance, Cap. 210, Laws of Hong Kong, which is an offence punishable with imprisonment.	The Board ordered that the respondent be reprimanded and such order was published in the gazette.
26 Mar 2012	<p>The respondents were alleged to have –</p> <p>(a) failed to keep displayed the certificate of registration or a certified copy of such certificate in a conspicuous position in the premises in which he practised the profession;</p> <p>(b) disregarded and/or neglected his professional responsibilities towards the Patient in that he –</p> <p>(i) conducted a brief eye examination on the Patient prior to the prescription of a pair of spectacles to that Patient;</p> <p>(ii) prescribed a pair of spectacles to the Patient which could not provide good vision;</p> <p>(iii) failed to provide the Patient with adequate and proper explanation when he complained about poor vision after wearing the spectacles the respondent prescribed;</p> <p>(iv) failed to address the Patient’s query on why his astigmatism had gone.</p>	Guilty of charge (b)(iii). The Board ordered that a warning letter be served on the respondent and such order was not published in the gazette.

Summary: 4 cases – guilty  
1 case – not guilty