Conditions of Registration of Healthcare Providers

(other than Private Hospitals)

in Electronic Health System

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Conditions of Registration of Healthcare Providers (other than Private Hospitals) in eHealth

1. Purpose

1.1. This document sets out the conditions for registering a healthcare provider (HCP) that are imposed by the Commissioner for the Electronic Health Record (eHRC) under section 20(1)(b) of the Electronic Health System Ordinance (Cap. 625) (eHealth Ordinance). The eHRC may suspend or cancel the registration of a registered HCP on the ground that the registered HCP contravenes a condition of the registration.

2. Rights after Registration

2.1. Registered HCPs can access the Electronic Health System (eHealth) and obtain the health data of registered healthcare recipients (HCRs) who have given sharing consent to them.

2.2. Registered HCPs can withdraw their registration from eHealth anytime.

3. Conditions for Registration of HCPs under section 20(1)(b) of eHealth Ordinance

Registered HCP shall:

3.1. comply with, and take all reasonable steps to ensure that its staff comply with the eHealth Ordinance, Personal Data (Privacy) Ordinance (Cap 486) and Code(s) of Practice issued by the eHRC.

3.2. take all reasonable steps to prevent unauthorised access to eHealth and ensure proper and safe use of eHealth by its staff to access only data in the electronic health record (eHR) of an HCR that is relevant for providing healthcare to the HCR.

3.3. obtain sharing consent from the concerned HCR before accessing and using their data in eHealth.

3.4. update the eHRC of any change in any information previously provided to the eHRC in respect of HCP registration in eHealth.

3.5. amend and update HCR's registration and health data and share the amended and updated data to eHealth if that data has previously been shared to eHealth.

3.6. inform the eHRC immediately of any unauthorised or suspected unauthorised access to eHealth or any privacy and security incidents related to eHealth.

3.7. assign designated persons to communicate and cooperate with the eHRC for administration, security audit, complaint, investigations and related matters.

3.8. notify the eHRC of any complaint, progress of handling and result, regarding the operation or use of eHealth.

Registered HCP who share data to eHealth shall:

3.9. provide data to eHealth and take all reasonable steps to ensure that any data provided is accurate, up-to-date, and fit for sharing.

3.10. permit the eHRC, any other registered HCP and any authorised person to use the data provided in accordance with the eHealth Ordinance and undertake that no one's intellectual property rights would be infringed in the use of the data provided by the registered HCP.

4. Withdrawal, Cancellation and Suspension of Registration

4.1. Registered HCP may withdraw his/her registration from eHealth. On the other hand, the eHRC may cancel or suspend a HCP's registration according to the eHealth Ordinance.

4.2. Notwithstanding the withdrawal, cancellation or suspension, the health records previously provided to eHealth shall be retained in eHealth for sharing.

5. Glossary

Code of Practice (COP)

means the Code(s) of Practice issued by the eHRC under the eHealth Ordinance.

Commissioner for the Electronic Health Record (eHRC)

means the public officer appointed under section 48 of the eHealth Ordinance to operate and maintain eHealth.

Electronic Health Record (eHR)

means, in respect of any registered HCR, the record of data and information of the registered HCR (or any part of it) kept in eHealth; and, in respect of any HCR who was once registered, but is no longer registered, the record of data and information in relation to such HCR that was kept in eHealth.

Electronic Health System (eHealth)

means the information infrastructure for keeping the eHRs of registered HCRs, sharing and using of data and information contained in those eHRs, and for providing support in connection with, or facilitating, the provision of healthcare to registered HCRs or health management by registered HCRs.

Electronic Health Record Ordinance (Cap 625) (eHealth Ordinance)

means the Ordinance which provides for the establishment of eHealth, the sharing and using of data and information, and the protection of eHealth, data and information; and to provide for incidental and related matters, which is amended by the Electronic Health Record Sharing System (Amendment) Ordinance 2025 with effect from 1 December 2025.

Healthcare Provider (HCP)

means a person that provides healthcare in Hong Kong or elsewhere.

Healthcare Recipient (HCR)

means an individual for whom healthcare has been performed, is performed, or is likely to be performed in Hong Kong or elsewhere.

Sharing

means the act of providing or obtaining any sharable data of a registered HCR through eHealth.

Sharing Consent

means the consent given by a registered HCR or a Substitute Decision Maker on behalf of a registered HCR (if applicable) to a relevant HCP or a recognized non-Hong Kong public health record system under section 12 of the Health Ordinance.

Use

in relation to any data or information in an eHR, includes disclose, or transfer the data or information.