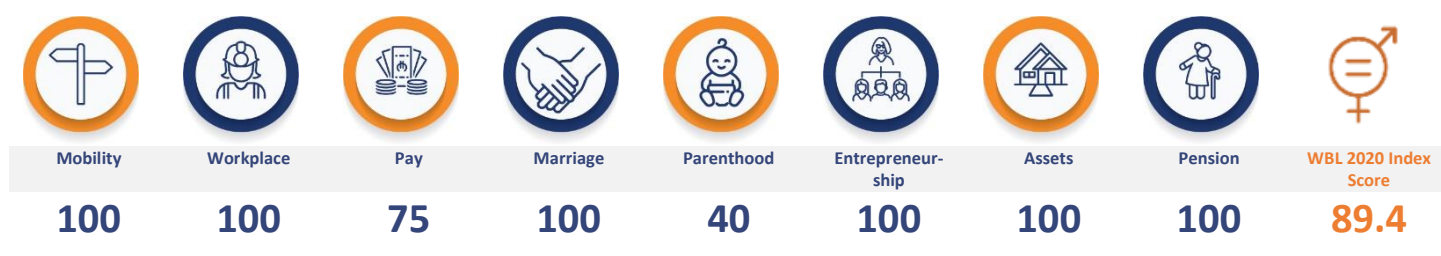


Hong Kong SAR, China

Women, Business and the Law 2020 presents an index covering 190 economies and structured around the life cycle of a working woman. In total, 35 questions are scored across the eight indicators. Overall scores are then calculated by taking the average of each indicator, with 100 representing the highest possible score. Data refer to the laws and regulations that are applicable to the main business city (Hong Kong). Different rules may apply in other jurisdictions so local legislation should be reviewed. Based on this approach, **Hong Kong SAR, China scores 89.4 out of 100**. The overall score for Hong Kong SAR, China is higher than the regional average observed across East Asia & Pacific (71.3).

Hong Kong SAR, China - Scores for Women, Business and the Law 2020



Relative Strengths

When it comes to constraints on freedom of movement, laws affecting women's decisions to work, constraints related to marriage, constraints on women's starting and running a business, gender differences in property and inheritance, and laws affecting the size of a women's pension, Hong Kong SAR, China gets a perfect score.

Areas for Improvement

However, when it comes to laws affecting women's pay, and laws affecting women's work after having children, Hong Kong SAR, China could consider reforms to improve legal equality for women.

For example, one of the lowest scores for Hong Kong SAR, China is on the indicator related to laws affecting women's work after having children (the WBL2020 Parenthood Indicator). To improve on the Parenthood Indicator, Hong Kong SAR, China may wish to consider making paid leave of at least 14 weeks available to mothers, making the government administer 100% of maternity leave benefits, and making paid parental leave available.

Recent Reforms (2018-2019)

No reforms impacting the WBL2020 indicators have been observed during the past two years.



	QUESTION	ANSWER	LEGAL BASIS
Mobility	Can a woman choose where to live in the same way as a man?	Yes	No restrictions could be located
	Can a woman travel outside her home in the same way as a man?	Yes	No restrictions could be located
	Can a woman apply for a passport in the same way as a man?	Yes	Passport Ordinance, Sec. 7; Passport application form
	Can a woman travel outside the country in the same way as a man?	Yes	No restrictions could be located
Workplace	Can a woman get a job in the same way as a man?	Yes	No restrictions could be located
	Does the law prohibit discrimination in employment based on gender?	Yes	Sex Discrimination Ordinance, Part. 3, Sec. 11
	Is there legislation on sexual harassment in employment?	Yes	Sex Discrimination Ordinance, Secs. 23 and 24(3)
	Are there criminal penalties or civil remedies for sexual harassment in employment?	Yes	<i>Criminal:</i> No applicable provisions could be located <i>Civil:</i> Sex Discrimination Ordinance, Sec. 76(3A)
Pay	Does the law mandate equal remuneration for work of equal value?	No	No applicable provisions could be located
	Can women work the same night hours as men?	Yes	No restrictions could be located
	Can women work in jobs dangerous in the same way as men?	Yes	Jobs deemed hazardous: No restrictions could be located Jobs deemed arduous: No restrictions could be located Jobs deemed morally inappropriate: No restrictions could be located
	Are women able to work in the same industries as men?	Yes	Mining: No restrictions could be located Construction: No restrictions could be located Factories: No restrictions could be located Agriculture: No restrictions could be located Energy: No restrictions could be located Water: No restrictions could be located Transportation: No restrictions could be located Other: No restrictions could be located
Marriage	Is there no legal provision that requires a married woman to obey her husband?	Yes	No applicable provisions could be located
	Can a woman be head of household in the same way as a man?	Yes	No restrictions could be located
	Is there legislation specifically addressing domestic violence?	Yes	Domestic and Cohabitation Relationships Violence Ordinance
	Can a woman obtain a judgment of divorce in the same way as a man?	Yes	No restrictions could be located
Parenthood	Does a woman have the same rights to remarry as a man?	Yes	No restrictions could be located
	Is paid leave of at least 14 weeks available to mothers?	No	Employment Ordinance (Cap. 57), Secs. 12(2)(a) and 14(2)
	Does the government pay 100% of maternity leave benefits?	No	Employment Ordinance (Cap. 57), Sec. 14(4)
	Is there paid paternity leave?	Yes	Employment Ordinance (Cap. 57), Secs. 15E, 15H and 15I; Employment (Amendment) (No.3) Ordinance 2018, Sec. 3
	Is there paid parental leave?	No	No applicable provisions could be located
Entrepren.	Is dismissal of pregnant workers prohibited?	Yes	Employment Ordinance (Cap. 57), Sec. 15
	Does the law prohibit discrimination in access to credit based on gender?	Yes	Sex Discrimination Ordinance, Secs. 28(1) and (2)(c)
	Can a woman sign a contract in the same way as a man?	Yes	Married Persons Status Ordinance, Secs. 3 and 10
	Can a woman register a business in the same way as a man?	Yes	No restrictions could be located
Assets	Can a woman open a bank account in the same way as man?	Yes	No restrictions could be located
	Do men and women have equal ownership rights to immovable property?	Yes	Married Persons Status Ordinance, Secs. 3 and 4
	Do sons and daughters have equal rights to inherit assets from their parents?	Yes	Intestates' Estates Ordinance of 1971, Sec. 5
	Do female and male surviving spouses have equal rights to inherit assets?	Yes	Intestates' Estates Ordinance of 1971, Sec. 4
	Does the law grant spouses equal administrative authority over assets during marriage?	Yes	Married Persons Status Ordinance, Sec. 4
Pension	Does the law provide for the valuation of nonmonetary contributions?	Yes	Matrimonial Proceedings and Property Ordinance, Sec. 7(1)(f)
	Are the ages at which men and women can retire with full pension benefits equal?	Yes	Women: Mandatory Provident Fund Schemes Ordinance of 4 August 1995, Secs. 2 and 15 Men: Mandatory Provident Fund Schemes Ordinance of 4 August 1995, Secs. 2 and 15
	Are the ages at which men and women can retire with partial pension benefits equal?	Yes	Women: No applicable provisions could be located Men: No applicable provisions could be located
	Are the mandatory retirement ages for men and women equal?	Yes	Women: No applicable provisions could be located Men: No applicable provisions could be located
	Are periods of absence due to child care accounted for in pension benefits?	Yes	Mandatory Provident Fund Schemes Ordinance of 4 August 1995