

**CONTROLLING OFFICER'S REPLY TO
INITIAL WRITTEN QUESTION**

DEVB(PL)112

Question Serial No.

1015

Head : 82 Buildings Department Subhead (No. & title) :

Programme : Buildings and Building Works

Controlling Officer : Director of Buildings

Director of Bureau : Secretary for Development

Question :

For the 3 063 prosecutions instigated in 2009 against failure to comply with removal orders on unauthorised building works, please list the distribution of the cases in each district. What are the follow up actions concerned, and the resources and manpower involved in these prosecutions?

Asked by : Hon. TAM Wai-ho, Samson

Reply :

Regarding the 3 063 prosecutions instigated in 2009 against failure to comply with removal orders on unauthorised building works, the distribution by district of Magistrates is as follows:-

District	No. of cases
Hong Kong Island	835
North & Yuen Long	234
Mongkok, Shamshuipo and Kowloon City	968
Kwun Tong, Sai Kung, Wong Tai Sin, Yau Ma Tei and Tsimshatsui	597
Shatin and Tai Po	120
Tuen Mun	94
Tsuen Wan and Kwai Tsing	215
Total	3 063

Prosecution cases are mainly followed up by the prosecution unit of the Buildings Department (BD). Staff of the prosecution unit are responsible for preparing the relevant documents for submission to the Magistrates, handling defendants' enquiries and requests for copy of relevant documents as well as attending court hearings as prosecutors.

The prosecution unit has 58 staff members, comprising 14 professional officers, 35 technical officers and nine clerks. The staff also handle prosecution cases other than those related to failure to comply with removal orders. Apart from staff of the prosecution unit, staff of other sections of the BD responsible for enforcement work are also involved in prosecution related work such as collection and compilation of documentary evidence as well as attending court hearings as witnesses, as part of their overall duties.

Signature _____

Name in block letters AU Choi-kai

Post Title Director of Buildings

Date 19 March 2010