

CONTROLLING OFFICER'S REPLY

DEVB(PL)103

(Question Serial No. 2017)

Head: (82) Buildings Department
Subhead (No. & title): (000) Operational expenses
Programme: (1) Buildings and Building Works
Controlling Officer: Director of Buildings (CHEUNG Tin-cheung)
Director of Bureau: Secretary for Development

Question:

Any building works without approval and consent from the Buildings Department (BD) are regarded as unauthorised building works (UBWs) by BD. BD has carried out a number of clearance operations to take enforcement action against actionable UBWs. In the past five years,

- (i) regarding UBWs in various types of buildings in the urban area, what were the numbers of removal orders issued and prosecutions instigated? What was the total amount of fine imposed for such UBWs in each year?
- (ii) regarding UBWs in New Territories village houses, what were the numbers of removal orders issued and prosecutions instigated? What was the total amount of fine imposed for such UBWs in each year?
- (iii) for prosecution cases against UBWs on rooftops, flat roofs, yards and lanes, what was the distribution by type?

Asked by: Hon LAM Cheuk-ting (Member Question No. (LegCo use): 10)

Reply:

- (i) As regards the enforcement actions against unauthorised building works (UBWs) in buildings other than New Territories Exempted Houses (NTEHs), the numbers of removal orders issued and prosecutions instigated, and the total amount of fines for non-compliance with removal orders in the past five years are tabulated as follows –

Year	No. of removal orders issued⁽¹⁾	No. of prosecutions⁽¹⁾	Total amount of fines (\$ million)⁽¹⁾
2013	11 677	2 433	8.54
2014	11 362	2 453	8.36
2015	12 503	2 933	14.32
2016	12 372	3 161	11.07
2017	12 610	3 139	12.53

Note ⁽¹⁾: The figures do not necessarily correspond to those in other columns.

- (ii) Regarding the enforcement actions against UBWs in NTEHs, the numbers of removal orders issued and prosecutions instigated, and the total amount of fines for non-compliance with removal orders in the past five years are tabulated as follows –

Year	No. of removal orders issued⁽²⁾	No. of prosecutions⁽²⁾	Total amount of fines (\$ million)⁽²⁾
2013	328	80	0.28
2014	454	79	0.36
2015	415	97	1.17
2016	529	201	1.17
2017	572	230	1.44

Note ⁽²⁾: The figures do not necessarily correspond to those in other columns.

- (iii) The numbers of prosecutions instigated against non-compliance with removal orders for rooftop, flat roof, yard and lane UBWs in the past five years are tabulated as follows –

Year	No. of prosecutions		
	Rooftop UBWs	Flat roof UBWs	Yard/lane UBWs
2013	487	501	112
2014	401	602	162
2015	555	852	194
2016	623	720	221
2017	649	807	218

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