

CONTROLLING OFFICER'S REPLY**DEVB(PL)110****(Question Serial No. 2919)**

Head: (82) Buildings Department

Subhead (No. & title): (-) Not Specified

Programme: (1) Buildings and Building Works

Controlling Officer: Director of Buildings (CHEUNG Tin-cheung)

Director of Bureau: Secretary for Development

Question:

Regarding its work in relation to the Code on Access to Information, will the Administration advise this Committee on the following:

- 1) concerning the requests for information under the Code on Access to Information received by the Buildings Department (BD) for which only some of the required information was provided, please state in table form: (i) the content of the requests for which only some of the required information was provided; (ii) the reasons for providing some of the information only; and (iii) how the requests were eventually handled.

Year

(i) Content of the requests for which only some of the required information was provided	(ii) Reasons for providing some of the information only	(iii) How the requests were eventually handled

- 2) concerning the requests for information under the Code on Access to Information received by BD for which the required information was not provided, please state in table form: (i) the content of the requests refused; (ii) the reasons for refusal; (iii) how the requests were eventually handled.

Year

(i) Content of the requests refused	(ii) Reasons for refusal	(iii) How the requests were eventually handled

Asked by: Hon CHAN Tanya (LegCo internal reference no.: 9)

Reply:

- 1) For the requests for information under the Code on Access to Information (the Code) received by the Buildings Department (BD) for which only some of the required information was provided, from January to September 2018, the requisite information is tabulated as follows –

Content of the requests for which only some of the required information was provided by BD ⁽¹⁾	Reasons for providing some of the information only ⁽²⁾	How the requests were eventually handled
Full list of target buildings under Mandatory Building Inspection Scheme (MBIS) and Mandatory Window Inspection Scheme (MWIS) (One request)	Paragraph 2.9 of the Code	Information provided in part
Record of BD's consent for a development under construction (One request)	Paragraph 2.14 of the Code	Information provided in part
Correspondence between BD and third parties (One request)	Paragraph 2.14 of the Code	Information provided in part
Minutes of the Building Committee meetings (One request)	Paragraph 2.10 of the Code	Information provided in part
All letters issued by BD regarding a target building under MBIS and MWIS (One request)	Paragraph 2.9 of the Code	Information provided in part
Particulars of a complainant (One request)	Paragraphs 2.14 and 2.15 of the Code	Information provided in part
Personal data shown in specified forms and letter issued by BD (Six requests)	Paragraph 2.15 of the Code	Information provided in part

Note ⁽¹⁾: The content of these requests was extensive, and hence only the information that was refused is detailed in the table.

Note ⁽²⁾: Exemption provisions in Part 2 of the Code cited:

Paragraph 2.6	Law enforcement, legal proceedings and public safety
Paragraph 2.9	Management and operation of the public service
Paragraph 2.10	Internal discussion and advice
Paragraph 2.14	Third party information
Paragraph 2.15	Privacy of an individual

- 2) For the requests for information under the Code received by BD for which the required information was not provided, from January to September 2018, the requisite information is tabulated as follows –

Content of the requests refused by BD	Reasons for refusal ⁽²⁾	How the requests were eventually handled
Approved plans for developments under construction (<u>Five requests</u>)	Paragraph 2.14 of the Code	Refused in entirety
Plans, reports and documentary records for a development under construction (<u>One request</u>)	Paragraph 2.14 of the Code	Refused in entirety
Water seepage investigation report (<u>One request</u>)	Paragraph 2.15 of the Code	Refused in entirety
Copy of all correspondence sent to a person who is under complaint (<u>One request</u>)	Paragraph 2.14 of the Code	Refused in entirety
Name of target buildings under MBIS in 2018 (<u>Two requests</u>)	Paragraph 2.9 of the Code	Refused in entirety
Name of target buildings under MWIS in 2018 (<u>One request</u>)	Paragraph 2.9 of the Code	Refused in entirety
Name of target buildings under MBIS and MWIS in 2018 (<u>Three requests</u>)	Paragraph 2.9 of the Code	Refused in entirety

Content of the requests refused by BD	Reasons for refusal ⁽²⁾	How the requests were eventually handled
Name of target buildings under MWIS in 2017 (<u>One request</u>)	Paragraph 2.9 of the Code	Refused in entirety
Internal discussion of the Structural Engineering Committee (<u>One request</u>)	Paragraph 2.10 of the Code	Refused in entirety
Internal file records of a water seepage case (<u>One request</u>)	Paragraph 2.10 of the Code	Refused in entirety
Particulars of alterations and additions works in all private buildings (<u>One request</u>)	Paragraph 2.9 of the Code	Refused in entirety
Record of a private development project (<u>One request</u>)	Paragraph 2.6 of the Code	Refused in entirety
Minutes of the Building Committee meetings (<u>One request</u>)	Paragraphs 2.10 and 2.14 of the Code	Refused in entirety

- End -