

CONTROLLING OFFICER'S REPLY

DEVB(PL)145

(Question Serial No. 2413)

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:

Since last year, there have been repeated occurrences of alterations to the building plans of the Shatin to Central Link ("SCL") construction project by the MTR Corporation Limited (MTRCL). In addition, some of the works by MTRCL are exempted from the Buildings Ordinance. In this connection, would the Government inform this Committee of the following:

- 1) Regarding the SCL construction project, whether the Buildings Department (BD) has instigated prosecution against MTRCL or its contractors for the irregularities involved; if so, the details of each prosecution; if not, BD's follow-up actions against the known irregularities;
- 2) Whether BD has instigated prosecution against MTRCL or its contractors for irregularities associated with any works carried out by MTRCL in the past five years; if so, the details of each prosecution.

Asked by: Hon WU Chi-wai (LegCo internal reference no.: 33)

Reply:

- 1) The Buildings Department (BD) has initiated investigation under the Buildings Ordinance (BO) in respect of the recent incident relating to the construction of the platform slabs of Hung Hom Station Extension Works under the Shatin to Central Link Project. Upon completion of the investigation, BD will seek legal advice from the Department of Justice as to whether prosecution action should be taken under the BO.
- 2) In the past five years, there is no prosecution against MTR Corporation Limited (MTRCL) or its contractors for contravention of the BO in any works carried out by MTRCL or its contractors.

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