

**Record of Enforcement Actions Taken Against
Illegal Use of Flushing Water for Keeping Live Seafood
 (Since January 2000)**

<u>Govt. Department</u>	<u>Date</u>	<u>No. of prosecution instituted/ warning letter issued</u>	<u>Prosecution Result</u>	<u>Remarks</u>
Water Supplies Department	28 February 2000	One fresh provision shop was prosecuted for using flushing water for keeping live seafood contravening the Waterworks Ordinance.	Fined \$5,000 + \$180 salt water operational fee.	
	28 July 2000	The same fresh provision shop was prosecuted for using flushing water for keeping live seafood contravening the Waterworks Ordinance.	Fined \$5,000 + costs \$5,000 + \$870 salt water operational fee.	After the institution of legal action, no further contravention was detected. Recent inspections by FEHD staff on pipe fittings of the fish tank at the premises on 28.8.2001, 6.9.2001 and 14.9.2001 revealed that no flushing water was used for keeping live seafood.

<u>Govt. Department</u>	<u>Date</u>	<u>No. of prosecution instituted/ warning letter issued</u>	<u>Prosecution Result</u>	<u>Remarks</u>
	18 August 2001	One restaurant was prosecuted for using flushing water for cleaning seafood aquarium and flushing floor of the premises contravening the Waterworks Ordinance.	Pending hearing.	FEHD staff carried out follow-up inspections to the premises on 23.8.2001 and 29.8.2001. It was revealed that the pipes previously used for cleaning the aquarium and for flushing the floors were disconnected and dismantled.
Food and Environmental Hygiene Department (FEHD)	2000	- Nil -	—	
	12 February 2001	One market fish stall was warned in writing for using flushing water to keep live seafood, breaching the relevant Clause of the tenancy agreement.	—	Upon discovery of the irregularity, FEHD staff warned the lessee to take immediate action to remove the hose linking the flushing system of the market and the stall immediately.