

**Replies to supplementary questions raised by Finance Committee Members
in examining the Estimates of Expenditure 2007-08**

**Director of Bureau : Secretary for Security
Session No. : 2**

Reply Serial No.	Question Serial No.	Name of Member	Head	Programme
S-SB01	SV001	LEE Wing-tat	30	Prison Management
S-SB02	S017	WONG Kwok-hing	70	Control after Entry
S-SB03	S018	WONG Kwok-hing	70	Control after Entry
S-SB04	S001	LAM Wai-keung, Daniel	121	Police Complaints Administration
S-SB05	S019	WONG Kwok-hing	122	Prevention and Detection of Crime
S-SB06	S026	TO Kun-sun, James	122	Prevention and Detection of Crime
S-SB07	S092	TO Kun-sun, James	122	Maintenance of Law and Order in the Community
S-SB08	S093	TO Kun-sun, James	122	Maintenance of Law and Order in the Community
S-SB09	S094	TO Kun-sun, James	122	Maintenance of Law and Order in the Community
S-SB10	S105	TO Kun-sun, James	122	Prevention and Detection of Crime
S-SB11	S106	TO Kun-sun, James	122	Prevention and Detection of Crime
S-SB12	S101	TO Kun-sun, James	169	Compliance with Interception and Surveillance Legislation

Examination of Estimates of Expenditure 2007-08
**CONTROLLING OFFICER'S REPLY TO
SUPPLEMENTARY QUESTION**

Reply Serial No.

S-SB01

Question Serial No.

SV001

Head : 30 Correctional Services Department

Subhead (No & title) :

Programme : (1) Prison Management

Controlling Officer : Commissioner of Correctional Services

Director of Bureau : Secretary for Security

Question :

The Administration undertook to provide a comparison on the overcrowding situation in the penal institutions in Hong Kong and advise whether any changes have been made to their standards, in terms of living space per prisoner, over the past 10 years. (follow-up to reply serial no. SB011)

Asked by : Hon. LEE Wing-tat

Reply :

A comparison of the occupancy rate of different penal institutions in Hong Kong as at 16 March 2007 is as follows -

	Male	Female	Overall
All Penal Institutions	95.4%	105.7%	97.2%
Prisons	101.6%	110.6%	103.2%
- maximum security	112.0%	177.4%	116.5%
- medium security	93.1%	93.7%	93.3%
- minimum security	91.0%	106.3%	93.8%
Inmate Centres*	62.6%	67.7%	63.3%

*Drug Addiction Treatment Centres, Training Centres, Detention Centre and Rehabilitation Centres.

We have not made any changes to the planning standards on penal accommodation in the past 10 years.

Signature _____

Name in block letters _____

KWOK LEUNG MING

Post Title _____

Commissioner of Correctional Services

Date _____

23 March 2007

Examination of Estimates of Expenditure 2007-08
**CONTROLLING OFFICER'S REPLY TO
SUPPLEMENTARY QUESTION**

Reply Serial No.

S-SB02

Question Serial No.

S017

Head : 70 Subhead (No. & title) :

Programme : (3) Control after Entry

Controlling Officer : Director of Immigration

Director of Bureau : Secretary for Security

Question :

Please provide a breakdown of the trades engaged in by overstayers arrested in 2004, 2005 and 2006.

Asked by : Hon. WONG Kwok-hing

Reply :

We do not keep the statistics of the trades engaged in by overstayers. The number of illegal workers (including overstayers) arrested in the past three years are as follows:

	Illegal Workers Arrested
2004	15 727
2005	12 468
2006	10 325

According to our observations, illegal workers are mostly involved in prostitution, internal renovation, food and beverage and environmental recycling industries.

Signature _____

Name in block letters T K LAI

Post Title Director of Immigration

Date 23 March 2007

Examination of Estimates of Expenditure 2007-08
**CONTROLLING OFFICER'S REPLY TO
SUPPLEMENTARY QUESTION**

Reply Serial No.

S-SB03

Question Serial No.

S018

Head : 70 Subhead (No. & title) :

Programme : (3) Control after Entry

Controlling Officer : Director of Immigration

Director of Bureau : Secretary for Security

Question :

In 2006-07, the number of successful prosecutions against employers for employing illegal workers accounts for only some one-third of the total number of cases. What are the reasons for such low success rate of prosecution? What measures will the Administration take to boost the success rate?

Asked by : Hon. WONG Kwok-hing

Reply :

Successful prosecution against employers of illegal workers mainly hinges on sufficient evidence. It will not be possible to secure sufficient evidence to prosecute employers of illegal workers if the employers are not arrested at working places and in the absence of illegal workers' incrimination against the employers.

The Immigration Department will continue to enhance surveillances with the hope to increase the ambush rate with employers at working places.

Signature _____

Name in block letters T K LAI

Post Title Director of Immigration

Date 23 March 2007

Examination of Estimates of Expenditure 2007-08
**CONTROLLING OFFICER'S REPLY TO
SUPPLEMENTARY QUESTION**

Reply Serial No.

S-SB04

Question Serial No.

S001

Head : 121 Independent Police Complaints Council

Subhead (No. & title) :

Programme : Police Complaints Administration

Controlling Officer : Secretary, Independent Police Complaints Council

Director of Bureau : Secretary for Security

Question :

How much resources will be allocated by the Independent Police Complaints Council for the year 2007-08 for organising publicity activities to enhance public awareness and understanding of its work, and how will the effectiveness of these publicity activities be assessed?

Asked by : Hon. LAM Wai-keung, Daniel

Reply :

An amount of \$400,000 has been earmarked for conducting publicity activities in 2007-08 for the Independent Police Complaints Council (IPCC). Planned publicity activities include the production and distribution of the IPCC Annual Report; production and distribution of publicity materials such as corporate video, publicity booklets and leaflets; organisation of school talks; and enhancement of the IPCC Homepage. Feedback from the public will be closely monitored for assessing the effectiveness of the publicity activities.

Signature _____

Name in block letters MRS BRENDA FUNG

Post Title Secretary, Independent
Police Complaints Council

Date 23 March 2007

**CONTROLLING OFFICER'S REPLY TO
SUPPLEMENTARY QUESTION**

Reply Serial No.

S-SB05

Question
Serial No.

S019

Head: 122 - Hong Kong Police Force Subhead (No. &

title):

Programme: 12202 - Prevention and Detection of Crime

Controlling Officer: Commissioner of Police

Director of Bureau: Secretary for Security

Question:

Is the establishment sufficient to combat the crime relating to counterfeit banknotes? What are the crime figures on counterfeit banknotes and the detection rates in previous years? In the recent incident of counterfeit \$1,000 banknotes, is the manpower of the Police sufficient to tackle the problem?

Asked by: Hon. WONG Kwok-hing

Reply:

A task force of the Commercial Crime Bureau of the Hong Kong Police Force is responsible for combating syndicates involved in the manufacture and distribution of counterfeit currency. Besides, the Police also maintain close contacts and exchange intelligence with the Hong Kong Monetary Authority and the Mainland and overseas law enforcement agencies.

In light of the recent seizure of numerous counterfeit \$1,000 banknotes, the Police have made internal deployment to enhance the manpower for investigating the cases concerned, and stepped up publicity and actions to tackle the problem.

In the past five years, the Police received a total of 441 cases concerning counterfeit banknotes, in which 283 cases were detected and 447 persons were arrested.

The numbers of counterfeit Hong Kong banknotes seized by the Police in the past five years are as follows:

Denominations of counterfeit banknotes	2002	2003	2004	2005	2006	January to 17 March 2007
HK\$1,000	825	324	281	403	1 416	928
HK\$500	105	248	4 473	5 060	1 756	118
HK\$100	14 125	11 650	13 224	1 379	1 197	373
HK\$50	3 521	2 498	713	1 905	1 848	121
HK\$20	820	999	2 542	790	371	71
Others	75	164	285	157	93	25
Total	19 471	15 883	21 518	9 694	6 681	1 636

Name in block letters TANG King-shing

Post Title Commissioner of Police

Date 23 March 2007

**CONTROLLING OFFICER'S REPLY TO
SUPPLEMENTARY QUESTION**

Reply Serial No.

S-SB06

Question
Serial No.

S026

Head: 122 - Hong Kong Police Force Subhead (No. &

title):

Programme: 12202 - Prevention and Detection of Crime

Controlling Officer: Commissioner of Police

Director of Bureau: Secretary for Security

Question:

- (a) Please list the actual and estimated establishment by rank as well as the expenditure of the Criminal Intelligence Bureau for 2006-07 and 2007-08 respectively.
- (b) What arrangements has the Criminal Intelligence Bureau made for its establishment and provision in response to the implementation of the Interception of Communications and Surveillance Ordinance (Cap. 589)?

Asked by: Hon. TO Kun-sun, James

Reply:

- (a) The permanent establishment of the Criminal Intelligence Bureau (CIB) in 2006-07 and 2007-08 are the same and the information is as follows:-

Disciplined Staff

Chief Superintendent	1
Senior Superintendent	1
Superintendent	5
Chief Inspector	14
Inspector/Senior Inspector	35
Station Sergeant	22
Sergeant	86
Police Constable	158
Sub-total (Disciplined Staff):	<hr/> 322

Civilian Staff

Executive Officer I	1
Official Languages Officer II	1
Clerical Officer	1

Assistant Clerical Officer	3
Clerical Assistant	2
Personal Secretary II	5
Confidential Assistant	23
Typist	1
Supplies Assistant	2
Artisan	1
Sub-total (Civilian staff):	<hr/> 40
Total: (Disciplined + Civilian Staff)	<hr/> 362 <hr/> <hr/>

The expenditures for CIB in 2006-07 and 2007-08 are the same. Both are about \$104 m.

- (b) The Police do not make adjustments to the establishment of and the provision for the CIB in respect of the implementation of the Interception of Communications and Surveillance Ordinance currently.

Name in block letters TANG King-shing

Post Title Commissioner of Police

Date 24 March 2007

Examination of Estimates of Expenditure 2007-08

**CONTROLLING OFFICER'S REPLY TO
SUPPLEMENTARY QUESTION**

Reply Serial No.

S-SB07

Question
Serial No.

S092

Head: 122 - Hong Kong Police Force Subhead (No. & title):

Programme: 12201 - Maintenance of Law and Order in the Community

Controlling Officer: Commissioner of Police

Director of Bureau: Secretary for Security

Question:

Please provide the establishment and expenditures of the Service Quality Wing in 2006-07 and 2007-08.

Asked by: Hon. TO Kun-sun, James

Reply:

The establishment and expenditures of the Service Quality Wing in 2006-07 and 2007-08 are the same and the information is listed as follows:

<u>Rank</u>	<u>Number</u>
Assistant Commissioner of Police	1
Chief Superintendent	3
Senior Superintendent	6
Superintendent	9
Chief Inspector	17
Inspector/Senior Inspector	27
Station Sergeant	7
Sergeant	52
Police Constable	4
Senior Executive Officer	1
Executive Officer I	1
Executive Officer II	2
Official Languages Officer II	1
Police Translation Officer I	2
Statistical Officer I	1
Clerical Officer	1
Assistant Clerical Officer	6
Personal Secretary I	1
Personal Secretary II	7
Calligraphist	1
Supplies Supervisor II	1
Clerical Assistant	19
Typist	3
Workman II	3
Total	<u>176</u>
Revised Estimate/Estimate	<u>\$66.57m</u>

Name in block letters TANG King-shing

Post Title Commissioner of Police

Date 24 March 2007

**CONTROLLING OFFICER'S REPLY TO
SUPPLEMENTARY QUESTION**

Reply Serial No.

S-SB08

Question
Serial No.

S093

Head: 122 - Hong Kong Police Force

Subhead (No. &
title):

Programme: 12201 - Maintenance of Law and Order in the Community

Controlling Officer: Commissioner of Police

Director of Bureau: Secretary for Security

Question:

What is the specific work of the Service Quality Wing in “maintaining a highly transparent complaint against police system”? Please state all work items in detail.

Asked by: Hon. TO Kun-sun, James

Reply:

The Service Quality Wing handles complaints against police mainly through its Complaint Against Police Office (CAPO). The measures to maintain a highly transparent complaint against police system include the following:

- Reviews are conducted on the questions raised and recommendations made by the Independent Police Complaints Council (IPCC) in monitoring and reviewing cases handled by the CAPO.
- The CAPO and the IPCC will maintain close liaison. Apart from frequent contacts concerning the review work, joint meeting will be held every two months by the IPCC and Complaints and Internal Investigations Branch, with part of the meeting opened to the public.
- The CAPO has also set up different channels, including complaint hotlines, fax, email, Complaints Against Police Reporting Centre etc. for the public to lodge their complaints or reflect their views.
- The CAPO has established various performance pledges and has issued performance pledge pamphlets for distribution to the public. These performance pledges have also been publicised on the public website of the Police homepage for providing information to the public on the services available after lodging a complaint, the right of appeal, service standard and the work of the IPCC.
- The CAPO also distributes a Guide for Complainants for the public through different channels. Whenever a member of the public lodged a complaint, the Force will issue a copy of the Guide for Complainants to the complainant, so that the complainant can be well informed of the services available, the procedures of handling a complaint, the rights and responsibilities of a complainant, the right of appeal and the work of the IPCC.
- During the course of an investigation, the CAPO will also maintain contact with the complainant regarding the progress of the investigation.
- On completion of the investigation and endorsement of the IPCC, the complainants will be notified in writing the result of the investigation in detail and the rationales behind.

- Besides, the Force and the IPCC will publicise an annual report. The data concerning complaints against police will be given in the annual report and released to the media from time to time for public reference.

Name in block letters TANG King-shing

Post Title Commissioner of Police

Date 24 March 2007

**CONTROLLING OFFICER'S REPLY TO
SUPPLEMENTARY QUESTION**

Reply Serial No.

S-SB09

Question
Serial No.

S094

Head: 122 - Hong Kong Police Force

Subhead (No. &
title):

Programme: 12201 - Maintenance of Law and Order in the Community

Controlling Officer: Commissioner of Police

Director of Bureau: Secretary for Security

Question:

Has the Service Quality Wing conducted any effectiveness review of the work of “maintaining a highly transparent complaint against police system”? If yes, what are the findings of the review? If not, what are the reasons?

Asked by: Hon. TO Kun-sun, James

Reply:

The maintenance of a highly transparent complaint against police system has been the aim of the Force. It is the Service Quality Wing's on-going action in maintaining the transparency and performing efficiency review of the system. The scope of the review includes the effectiveness and procedures of the investigation. The findings revealed that the effectiveness of the work was satisfactory. The successful rate of meeting the Performance Pledge of concluding an investigation within four months on receipt of a complaint is always over 90%. According to the figures over the years, an average of 80% of the complaints was directly filed with the Force. This reflects that the general public are confident in the current system.

Name in block letters TANG King-shing

Post Title Commissioner of Police

Date 24 March 2007

Name in block letters TANG King-shing

Post Title Commissioner of Police

Date 24 March 2007

**CONTROLLING OFFICER'S REPLY TO
SUPPLEMENTARY QUESTION**

Reply Serial No.

S-SB11

Question
Serial No.

S106

Head: 122 - Hong Kong Police Force Subhead (No. &

title):

Programme: 12202 - Prevention and Detection of Crime

Controlling Officer: Commissioner of Police

Director of Bureau: Secretary for Security

Question:

Please give the details of the work of the Technical Services Division in 2006-07, including the technical services provided.

Asked by: Hon. TO Kun-sun, James

Reply:

The main role of the Technical Services Division is to assist other formations in investigating crimes and gathering evidences by providing them with technical support. Disclosure of details of the work provided by the Division is not in the interest of the public as it will reveal the detailed operation arrangements of the Force and its law enforcement capabilities to criminals, who may be able to elude justice.

Name in block letters TANG King-shing

Post Title Commissioner of Police

Date 24 March 2007

Examination of Estimates of Expenditure 2007-08
**CONTROLLING OFFICER'S REPLY TO
SUPPLEMENTARY QUESTION**

Reply Serial No.

S-SB12

Question Serial No.

S101

Head : 169 Secretariat, Commissioner on Interception of Communications and Surveillance

Subhead (No. & title) : 000 Operational expenses

Programme : Compliance with Interception and Surveillance Legislation

Controlling Officer : Secretary, Secretariat, Commissioner on Interception of Communications and Surveillance

Director of Bureau : Secretary for Security

Question :

Under Section 49 of the Interception of Communications and Surveillance Ordinance (Cap. 589), the Commissioner on Interception of Communications and Surveillance shall submit an annual report to the Chief Executive. Please provide all statistics to be set out in the report. If the report has not been completed yet, please provide the latest figures for the time being.

Asked by : Hon. TO Kun-sun, James

Reply :

In accordance with section 49 of the Interception of Communications and Surveillance Ordinance (the Ordinance), the Commissioner on Interception of Communications and Surveillance (the Commissioner) is required to submit an annual report to the Chief Executive within six months after expiry of the report period. The Commissioner will set out in his first annual report, covering the period beginning on the commencement of the Ordinance and ending on 31st December 2006, an assessment on the overall compliance by law enforcement agencies with the relevant requirements of the Ordinance, and relevant statistics in relation to interception of communications and covert surveillance respectively. In accordance with the requirements under section 49(3) of the Ordinance, the report is to be submitted to the Chief Executive by 30th June 2007. The Secretariat is now collating and processing statistics from respective law enforcement agencies. It is inappropriate to disclose individual figures now.

Signature	MISS CHENG WAI FUNG
Name in block letters	Secretary, Secretariat,
Post Title	Commissioner on Interception of Communications and Surveillance
Date	23.3.2007