

香港特別行政區政府
商務及經濟發展局
工商及旅遊科



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COMMERCE, INDUSTRY AND TOURISM BRANCH
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9 August 2007

Ms Connie Szeto
Clerk to Economic Services Panel
Council Business Division 1
Legislative Council Secretariat
Legislative Council
(By Fax: 2869 6794)

Dear Ms Szeto,

**Panel on Economic Services
Meeting on 18 July 2007**

At the captioned meeting of the Panel on Economic Services, some Members asked about enforcement actions against mobile phone batteries. The relevant information is set out below.

Mobile phone batteries with genuine brand names

From time to time, Customs and Excise Department (C&ED) conducts spot checks at retail shops and draws samples of consumer goods for safety testing under the Consumer Goods Safety Ordinance. This also applies to mobile phone batteries. In 2000 and 2004, C&ED drew 8 and 119 samples of such batteries respectively for safety testing. All the samples passed the tests. In the first 7 months of 2007, 48 samples were taken. The test results are not yet available.

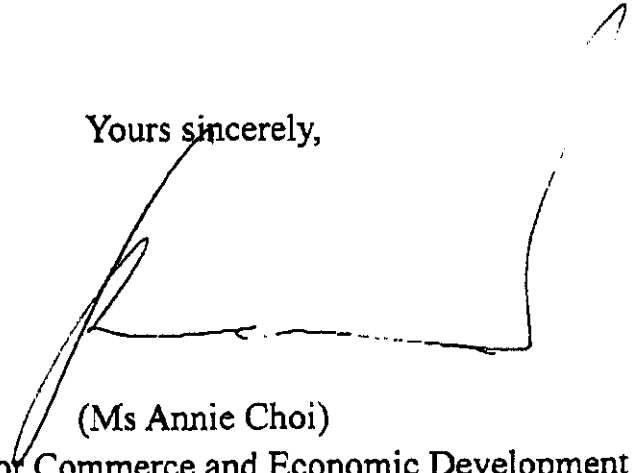
Counterfeit mobile phone batteries

Separately, C&ED constantly carries out operations against counterfeit products. In 2005 and 2006, 7 operations were launched and 165 counterfeit batteries were seized. 9 persons were successfully convicted, attracting a fine of \$2,000 to \$9,000 and imprisonment of 2 to 4 months.

In the first 7 months of 2007, 36 operations were carried out, with 4,025 counterfeit mobile phone batteries seized. 36 persons were arrested. One of them was successfully convicted and sentenced to imprisonment for 4 months. The other cases are still being investigated.

Noting the potential safety problems of counterfeit mobile phone batteries, C&ED sent 20 samples for safety testing. The test results confirm that none of the samples comply with the safety requirements. C&ED will continue its operations against counterfeit batteries, with a view to protecting both the intellectual property rights of trademark holders and the safety of consumers at large. C&ED will also continue to remind consumers of the potential hazards of counterfeit batteries through the media.

Yours sincerely,

A handwritten signature in black ink, appearing to be 'Annie Choi', written over a large, faint, stylized signature line.

(Ms Annie Choi)

for Secretary for Commerce and Economic Development