

For Information

Legislative Council Panel on Transport

Use of the Laser Gun (LG) for Speed Enforcement

Introduction

At the Special Meeting held on 1 April 2008, the Administration was asked to provide a progress update on the review conducted of aggrieved parties of the speeding cases as a result of the LAM case.

Progress of Review

2. In the wake of the LAM case, the Police have received a total of 418 requests for review. We have considered each of the cases very carefully on its own merits. A summary on the progress of our review is at the **Annex**.

3. Of the 418 requests, only 365 cases are laser gun-related, including 5 drivers who were issued with fixed penalty tickets during the same speed check operation in which Lam was summonsed and who sought review of their cases. (There were 4 remaining cases detected in the same operation which were reviewed by the Police for completeness.) Review for 362 requests have been completed, among which 4 tickets have been withdrawn, one due to an incorrect offence code and three due to an incorrect vehicle registration mark. The reviews for the remaining 3 cases are continuing.

4. As explained at the meeting on 1 April, out of the 365 laser-gun requests, there were 110 concluded cases which had been settled by payment of the fixed penalty and were over the six-month limitation for court proceedings. Legal advice was sought with regard to these concluded review cases. The Department of Justice, after careful consideration, has advised the Police that all these cases have been dealt with in accordance with the law. There is no legal basis for the Police to withdraw any of the 110 tickets. The Police will reply in writing to the drivers concerned to advise them of this position.

Hong Kong Police
Traffic Branch Headquarters
April 2008

Updated on Requests for Review as at 2008-04-24

Progress	
<u>Classification of the Requests</u>	
Laser Gun Cases	365
Non-Laser Gun Cases	53
	418
<u>Laser Gun Cases</u>	
● Review completed	362
● Review in progress	3
	365
<u>Non Laser Gun Cases</u>	
● Review completed	53
● Review in progress	0
	53
<u>Review Results (Completed cases)</u>	
● Tickets to Proceed (358 Laser Gun + 53 Non Laser Gun)	411
● Tickets Withdrawn (4 Laser Gun : 1 wrong offence code; 3 wrong vehicle registration mark)	4
	415
	(99%)

要求覆檢個案進度(2008年4月24日止)

進度	
<u>覆檢分類</u>	
鐳射槍個案	365
非鐳射槍個案	53
	418
<u>鐳射槍個案</u>	
● 覆檢完成	362
● 覆檢進行中	3
	365
<u>非鐳射槍個案</u>	
● 覆檢完成	53
● 覆檢進行中	0
	53
<u>覆檢結果 (完成個案)</u>	
● 維持檢控告票 (358 宗鐳射槍及 53 宗非鐳射槍案件)	411
● 被撤回告票 (4 宗鐳射槍: 1 宗錯誤違例代號及 3 宗錯誤車牌號碼)	4
	415
	(99%)