

**Supplementary information on
civil service disciplinary matters**

- (a) Number of appeal cases lodged by civil servants against the decisions of the disciplinary authority over the past five years and the relevant results

For the five-year period from 1 April 2008 to 31 March 2013, there were a total of **44** appeals lodged against the decisions of the disciplinary authorities under formal disciplinary actions. Among these appeals, **nine** of them were allowed or partly allowed¹ and **34** were rejected. The remaining case is under process.

- (b) Details of the 10 dismissal cases for sexual offences committed by civil servants from 2008/09 to 2012/13, including whether the offences were committed in the job context and, if so, the relevant grades of the civil servants concerned

Among the 10 dismissal cases, **two** of them involved offences committed in the job context. Details are as follows –

- One junior police officer was convicted of one count of “Rape”, three counts of “Indecent assault” and one count of “Doing an act tending and intended to pervert the course of public justice”; and
- One Certificated Master/Mistress grade officer was convicted of three counts of “Indecent assault” and one count of “Doing an act (acts) tending and intended to pervert the course of public justice”.

Details of the remaining **eight** cases which involved offences committed outside the job context are as follows –

- Four officers were convicted of one count of “Indecent assault”²;
- One officer was convicted of one count of “Outraging public decency”;

¹ There were three partly allowed cases with –

- (i) two cases where the appeals against the guilty findings were rejected but the punishments were substituted with lighter ones; and
- (ii) one case where the guilty finding was partly quashed and the punishment was awarded after the determination of the appeal.

² Including one case which was committed and convicted outside Hong Kong.

- One officer was convicted of one count of “Unlawful sexual intercourse with a girl under 13” and one count of “Unlawful sexual intercourse with a girl under 16”;
- One officer was convicted of one count of “Unlawful sexual intercourse with a girl under 16”; and
- One officer was convicted of one count of “Rape”.

(c) Details of the 11 dismissal cases processed under the Public Service (Administration) Order for civil servants at MPS Pt. 14 to 49 or equivalent from 2008/09 to 2012/13

Among the 11 dismissal cases, **seven** of them were related to criminal conviction and **four** were related to misconduct.

Details of the seven criminal conviction cases are as follows –

- One officer was convicted of two counts of “Public servant accepting an advantage”, one count of “Misconduct in public office”, two counts of “Blackmail” and one count of “Public servant soliciting an advantage”;
- One officer was convicted of two counts of “Public servant accepting advantages”;
- One officer was convicted of seven counts of “Misconduct in public office” and one count of “Possession of identity cards relating to another person”;
- One officer was convicted of five counts of “Theft”;
- One officer was convicted of one count of “Theft”;
- One officer was convicted of one count of “Unlawful sexual intercourse with a girl under 16”;
- One officer was convicted of three counts of “Indecent assault” and one count of “Doing an act (acts) tending and intended to pervert the course of public justice”.

As regards the four misconduct cases, three of them were related to prolonged unauthorised absence and the remaining one was related to misconduct of sexual nature committed outside Hong Kong.

Civil Service Bureau
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