



**Occupational Safety and Health (Headquarters)
Labour Department**

勞工處職業安全及健康（總部）

Your reference 來函編號：

Our reference 本處檔案編號： (34) in LD OSHB 1-55/8

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25 September 2015

Miss Betty MA
Clerk to the Panel on Manpower
Legislative Council
Legislative Council Complex
1 Legislative Council Road
Central, Hong Kong

Dear Miss MA,

Reply to the Panel on Manpower on Outstanding Questions

At the meeting of the Legislative Council Panel on Manpower on 18 November 2014 to discuss the situation of occupational safety in Hong Kong, Labour Department was requested to provide further information. Our responses are set out below.

The latest position of the eight natural death cases pending autopsy reports in the first half of 2014 and the average time taken for completing such autopsy reports

2. In following up fatal cases suspected to be not work-related, Labour Department takes into account the autopsy reports, medical advice as well as information provided by relevant departments in order to determine whether the cause of death of the case concerned is work-related or not. Among the eight cases pending autopsy reports as mentioned in the Paper (LC Paper No. CB(2)261/14-15(03)), Labour Department received six autopsy reports with an average waiting time of 86 days. No autopsies¹ were conducted for the

¹ One of them was a suicide case at home as revealed from the investigation of the Police, while the cause of death for the other case has already been stated in the death certificate concerned. Hence, no autopsies were performed for these two cases eventually.

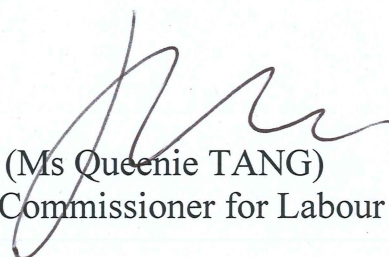
remaining two cases finally. All the aforesaid eight cases were not work-related.

The level of penalty imposed on common types of non-compliance with occupational safety and health legislation involving industrial accidents

3. In the past three years, the highest fines and the average fines imposed by the courts for common offences concerning contravention of occupational safety and health legislation in industrial accident cases are as follows :

| Common Offence | Fine (HK Dollars) | |
|--|-------------------|--------------|
| | 2012 - 2014 | |
| | Highest Fine | Average Fine |
| Failure to provide and maintain safe plant or system of work | 120,000 | 16,800 |
| Failure to provide information, instruction, training and supervision | 80,000 | 13,700 |
| Failure to take adequate steps to prevent persons from falling from height | 90,000 | 18,100 |

Yours sincerely,


(Ms Queenie TANG)
for Commissioner for Labour