

香港特別行政區政府

The Government of the Hong Kong Special Administrative Region

政府總部
運輸及房屋局
運輸科

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Transport and
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(By email and fax)

Fax no.: 2185 7845

Mr Raymond LAM
Clerk to Panel on Security
Legislative Council Secretariat
Legislative Council Complex
1 Legislative Council Road
Central, Hong Kong

26 April 2018

Dear Mr LAM,

**Panel on Security
Meeting on 13 April 2018**

Law Enforcement against Moving Traffic Offences

At the captioned meeting, a Member requested the Government to provide the dates when the penalties for serious traffic offences were last amended. The relevant information is set out in **Annex**.

We understand that the community is concerned about the penalties for traffic offences. We are conducting a review on the penalties (including the fines, periods of imprisonment and driving disqualification periods) for various dangerous driving, careless driving, drink driving and drug driving offences; as well as the penalties and fines for other traffic offences (such as illegal motor racing) and traffic offences stipulated under Cap. 240 (such as speeding). Once there are specific proposals, we will consult the stakeholders and the Legislative Council in a timely manner.

Yours sincerely,

A handwritten signature in black ink, appearing to be 'Winnie WY Wong'.

(Ms Winnie WY Wong)
for Secretary for Transport and Housing

c.c.:

Secretary for Security	(Attn: Mr Andrew TSANG)	Fax no.: 2810 7702
Commissioner of Police	(Attn: Mr TSANG Moon-lun)	Fax no.: 2200 4314
Commissioner for Transport	(Attn: Mr POON Wing-hong)	Fax no.: 2802 9595

Amendment of Penalties for Serious Traffic Offences

Item	Relevant Section of the Road Traffic Ordinance (Cap. 374)	Offence	Last Amendment of Penalties	
			Effective Date	Content of Amendments
1.	Section 36	Causing death by dangerous driving	15 March 2012	Raised the minimum driving disqualification periods for first conviction and subsequent conviction from 2 years and 5 years respectively to 5 years and 10 years, and specified that the court may order the offender be disqualified for life
2.	Section 36A	Causing grievous bodily harm by dangerous driving	17 December 2010	Introduced a new offence
3.	Section 37	Dangerous driving	17 December 2010	Raised the minimum driving disqualification period on subsequent conviction from 18 months to 2 years
4.	Section 38	Careless driving	1 July 2000	Raised the maximum amount of penalty from \$4,000 to \$5,000
5.	Section 39A	Driving motor vehicle with alcohol concentration above prescribed limit	17 December 2010	Introduced a 3-tier penalty system with a sliding scale
6.	Section 39J	Driving motor vehicle without proper control under influence of specified illicit drug	15 March 2012	Introduced a new offence
7.	Section 39L	Driving motor vehicle without proper control under influence of drug other than specified illicit drug	15 March 2012	Introduced a new offence