

Your Ref. : CB4/PAC/R75
Our Ref. : (3) in FEHD CI&PC/32-60/10/7

22 December 2020

Ms Wendy JAN,
Clerk to Public Accounts Committee,
Legislative Council Complex,
1 Legislative Council Road,
Central, Hong Kong

Dear Ms JAN,

Public Accounts Committee

Consideration of Chapter 2 of the Director of Audit's Report No. 75

Government's efforts in tackling shoreline refuse

I refer to your letters of 9 December 2020 attaching an appendix and 11 December 2020 and provide you with the consolidated reply in the ensuing paragraphs.

Reply to letter on 9 December 2020

Item (VI)(k) of Appendix

2. The Environmental Hygiene Branch of FEHD monitors the clean-up operations of shoreline refuse and also outsourced public cleansing services (e.g. street cleansing services, waste collection services) carried out by the contractors through the District Cleansing Section (DCS) in 19 District Environmental Hygiene Offices.

3. Each DCS is supported by a number of officers, namely Senior Health Inspectors (SHI), Health Inspectors (HI), Overseers (OS) and Senior Foremen (SF). They are required to perform a wide range of duties, including monitoring clean-up operations of shoreline refuse. The establishment and strength of each rank of DCS staff for contract monitoring as a whole are tabulated below, while breakdown specifically for monitoring clean-up operations of shoreline refuse is not available.

Rank	Establishment	Strength
SHI ^{1,2}	19	19
HI ¹	57	57
OS ¹	24	24
SF ¹	349	335

Notes:

1. *Apart from monitoring clean-up operations of shoreline refuse, these officers are also responsible for the following duties:*
 - i) *to handle and investigate public complaints on cleansing services;*
 - ii) *to take enforcement actions against public cleanliness offences (e.g. littering, spitting, unauthorized display of bills or posters, fouling of street by dog faeces, obstruction of scavenging operations, littering from vehicles, etc.);*
 - iii) *to manage cleansing facilities, e.g. refuse collection points, public toilets, public bathhouses, roll call points, and to report and liaise with relevant departments to follow up repair works and handle matters related to respective maintenance; and*
 - iv) *to directly supervise in-house staff (applicable to the rank of SHI and HI).*
2. *4 SHIs (with 1 SHI for each of the 4 districts) are also required to supervise and monitor the in-house cleansing and pest control services of the districts as well.*

Item (VI)(1) of Appendix

4. The guidelines for monitoring the performance of public cleansing contractors, which are applicable to shoreline clean-up operations are provided in **Annexes I and II**.

Item (VI)(m) of Appendix

5. A copy of the “Report Form on Monitoring of Marine Refuse Washed Ashore” is provided in **Annex III**.

Item (VI)(n) of Appendix

6. The guidelines and daily monitoring procedure to closely monitor whether the contractor has achieved the service contract requirements are provided in **Annexes IV** (dated 17.2.2020 when the trial scheme started), **V** (subsequent updated on 27.5.2020) **and VI** (dated 4.11.2020 to enhance monitoring).

Reply to letter on 11 December 2020

7. The guidelines for disposal of shoreline refuse collected by outsourced contractors are stipulated in the cleansing contract. A copy of the extract of the contract clauses is attached at **Annex VII**.

Yours sincerely,



(TSE Yu-cheung)

for Director of Food and Environmental Hygiene

Encl.

c.c.

Secretary for the Environment (email: sen@enb.gov.hk)

Director of Marine (email: agneswong@mardep.gov.hk)

Director of Agriculture, Fisheries and Conservation
(email: dafcoffice@afcd.gov.hk)

Director of Environmental Protection (email: dep@epd.gov.hk)

Director of Leisure and Cultural Services (email: dlcoffice@lcsd.gov.hk)

Secretary for Financial Services and the Treasury (email: sfst@fstb.gov.hk)

Director of Audit (email: john_nc_chu@aud.gov.hk)

*Extract of Item 6 of the Operational Manual for Management of
Public Cleansing Contracts*

PART III MONITORING MECHANISM

6. Mode of operation

6.1 Different from the mode of management of in-house staff on the provision of services, management of service contracts engaged by FEHD aims at assessing the **overall performance** of the contractors through **random checking** by the contract management staff. S/F(CM) is **not** required to supervise individual workmen of the contractors directly. They should focus on (i) carrying out field inspections on contractors' services to check the supervising ability and overall performance of the contractors; (ii) conducting random checking on the record of services submitted by the contractors; and (iii) maintaining effective communication with contractors' supervisors.

6.2 The principles of risk management should be integrated into the checking of contract compliance. HI(CM) should identify and prioritise those sectors with problem areas, tourist spots or consistent poor contractual performance which have a high risk or high impact of non-compliance of contract requirement, and pay special attention to such areas/services during routine supervisory checks.

6.3 In carrying out daily inspection work, priority of inspection should be given to major facilities such as major/permanent RCP, flushing toilets, aqua privies in populated areas, roll call points, and blackspots with obstruction items frequently found, etc. To ensure the effectiveness of daily inspection work, SF(CM) should inspect the public cleansing services and facilities in accordance with the frequency as set out at **Annex VII**. Furthermore, to reduce the predictability of SF(CM)'s inspections (such as their patterns, times and locations of visits) to the cleansing services provided by contractor, the element of "surprise" should be incorporated in SF(CM)'s routine daily inspection to the contractors' performance as far as practicable. This may be achieved by conducting inspections to same service locations at different and odd hours (e.g. within one hour after the start of or before the end of contractor's working hours); rotating the inspection routes (e.g. from clockwise direction to anti-clockwise direction); conducting inspection from the farthest point to the nearest point, or vice versa, of an inspection route, etc.

6.4 With a view to increasing productivity of S/F(CM), the following guidelines should be observed –

- (i) In checking the performance of the contractors, S/F(CM) should record timely all inspection findings including the address and inspection time of those key locations (such as major facilities, major streets/villages, roll call points, blackspots with cleansing problem and locations with scheduled cleansing operations) inspected, into the PDAs as far as possible **on the spot** and up-load the information to **CMS within 24 hours from the time of last inspection for vetting by HI(CM) or above**. HI(CM) should conduct check on the submissions by S/F(CM) at least twice weekly. Since the data are stored in the CMS and could be viewed through the computer system, S/F(CM) are not required to print out hard copies showing the information entered of the day. On the use of the official notebooks, although S/F(CM) are not required to write down the result of audit checks in the notebooks, they should properly record special incidents and important matters in their notebooks for record purpose.
- (ii) To facilitate investigating officer in writing reports on the handling of complaints, a standard format is designed for entering the complaint investigation report (**Annex VIIa**). Districts may modify the format to suit their need.
- (iii) To improve the complaint management system, all simple complaint cases should be closed if condition reported remains to be satisfactory in the second follow-up inspection.

6.5 To monitor the performance of S/F(CM), HI(CM) is required to check all inspection reports through the CMS submitted by S/F(CM) and their notebooks. SHI(CI/PC)) should ensure that all staff concerned are familiar with the system through regular briefing. The CMS can generate a “Daily Inspection Log Report” under “CMS Daily Inspections” menu to facilitate SHI or above to monitor if the daily inspection records have been checked by SHI(CI/PC) / HI(CM).

6.6 During the field inspections and/or in response to complaint, S/F(CM) should also conduct random check on the compliance of those non-performance related clauses of the contract by the contractors, e.g. provision of uniform, personal protective equipment, cleansing tools/equipment and drinking water to the workmen by the contractors and safe and proper use of equipment, materials and tools by the workmen of the contractors and report to HI(CM) if irregularities are observed or suspected.

Extract of Annex VII

**Inspection Guidelines for SF(CM) in
Management of Public Cleansing Services Contracts**

Area of Services / Facilities to be Inspected	Frequency / Coverage
<ul style="list-style-type: none">● Waste removal services in special sites as listed in the contract for the “Provision of Cleansing and Waste Removal Services for Special Sites/Areas, Ungazetted Beaches and Coastal Areas in the Territory”	Inspect at least 50% of the scheduled work sites on the day the service is provided ^{Note 5} and inspections are preferred to be carried out preferably immediately after the service.

Note 5: For work sites in remote area, SHI(CI&PC) can exercise discretion to determine the most suitable minimum inspection frequency. The decision of SHI(CI&PC) should be properly documented.

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Provision of Benchmark of the level of cleanliness on Shoreline and Handheld Scale for Performance of Waste Removal Services for Special Sites / Areas, Ungazetted Beaches and Coastal Areas in the Territory

23/11/2020 09:32

From: Chi Hang WONG/FEHD/HKSARG
CHI(CI&PC)1
To: #All_SHI(CI&PC)
Cc: #All_DEHS (HK Districts), #All_DEHS (KLN Districts), #All_DEHS (NT Districts), #ALL_CHI(CI&PC)_DEHO, #All_HI(CM), #All_HI(CISD), Ki Cheong TSE/FEHD/HKSARG@FEHD, Wai Leung WONG/FEHD/HKSARG@FEHD, Man Fung

*To: All SHIs(CI&PC) (except MK, WTS & SSP Districts)
c.c.: DEHSs, CHIs(1)/(3), HIs(CM), HIs(CISD), SS(CI&PC)1, Supt(CI&PC)1, RO(CI&PC), CHIs(Ops), CHI(CI&PC)3, SHI(CI&PC)HQ1, HI(CI&PC)HQ1*

Dear All,

To serve the audit inspection over the performance of the clean-up services delivered by the contractor for clearance of shoreline refuse at ungazetted beaches and coastal areas, inspecting officers are required to monitor the contractor's performance in accordance with the performance requirements laid down in the contract and with reference to the execution plan (submitted by the contractor) which sets out the performance level for fulfilling the service requirements.

2. Apart from the above, to facilitate the assessment of whether the cleanliness level achieved required for ungazetted beaches and coastal areas is satisfactory, we would introduce the standards on the acceptance of level of cleanliness illustrating with photos required for ungazetted beaches and coastal areas in monitoring the performance of the contractor. The benchmark of the level of cleanliness required for the contractor to attain and achieve is appended for adherence.



Level of Cleanliness.pdf

3. Furthermore, with a aim to provide more accurate assessment of the quantity of the shoreline refuse, we had approached the contractor who agreed to provide a handheld scale to weight the shoreline refuse collected. The initiatives of using the handheld weight will be put in place on 25.11.2020 starting from Tsuen Wan District and extend to other

districts to weight the amount of refuse collected during shoreline clean-up operation. The maximum loading capacity of the handheld scale is 22kg. The contractor is required to weight the plastic bag collected with refuse as usual mode of operation. A sample of the scale is attached for information.



Handheld Weight.jpg

4. In this connection, please arrange to brief your cleansing staff and the contract manager on the above implementation and arrangement. Should you have any enquiries, please feel free to contact me or SHI(CI&PC)HQ1 at 2867 5483.

5. I also copy this email to MK, WTS & SSP Districts for information.

Regards,
WONG Chi-hang
CHI(CI&PC)1
Tel: 2867 5290

Photographs Illustrating Level of Cleanliness



Report Form on Monitoring of Marine Refuse Washed Ashore

Annex III

District: _____ Location: _____
 Camera No. _____

Date of viewing site condition	Date and time photo recorded	Checking Officers	Irregularities Detected Y or N	Findings	Actions required	Last Cleansing Date	Remarks

Prepared by: _____
 SF(CM)[District]

Checked by: _____
 HI(CISD) / HI(CM)[District]

I. Cleansing

Cleansing Services

(h) General/ Miscellaneous

23 Provision of 360 Degrees Camera System and Related Services at Coastal Sites (Contract Ref.: FEHD S C/73/19) 17.02.2020

From: Wai Leung WONG/FEHD/HKSARG
Supt(CI&PC)1

To: So Hing HUI/FEHD/HKSARG@FEHD, Wing Sau LAI/FEHD/HKSARG@FEHD, Edwin KH LEE/FEHD/HKSARG@FEHD, Wing Chi LAI/FEHD/HKSARG@FEHD, Siu Kwong LAI/FEHD/HKSARG@FEHD, Kwok Lun NG/FEHD/HKSARG@FEHD

Cc: Wing Lok Tsang/FEHD/HKSARG@FEHD, Ping Lam FORK/FEHD/HKSARG@FEHD, Tak Fat WONG/FEHD/HKSARG@FEHD, Fai Wing HUI/FEHD/HKSARG@FEHD, Peter PY POON/FEHD/HKSARG@FEHD, Danny KF WAI/FEHD/HKSARG@FEHD, Wai Hung Mok/FEHD/HKSARG@FEHD, Shu Yan LEUNG/FEHD/HKSARG@FEHD, Ka Kit YAN/FEHD/HKSARG@FEHD, Siu Shan OR/FEHD/HKSARG@FEHD, King Wai LAW/FEHD/HKSARG@FEHD, Ronald CH LI/FEHD/HKSARG@FEHD, Liz LH LI/FEHD/HKSARG@FEHD, Kin Lok YU/FEHD/HKSARG@FEHD, Wan Ching CHAN/FEHD/HKSARG@FEHD, Wing Yu CHOW/FEHD/HKSARG@FEHD, Kin Wong YEUNG/FEHD/HKSARG@FEHD, Chi kin WONG/FEHD/HKSARG@FEHD, Shau Mong LAW/FEHD/HKSARG@FEHD, Siu Chung TAI/FEHD/HKSARG@FEHD, Chi Hang WONG/FEHD/HKSARG@FEHD, Ivan LY WONG/FEHD/HKSARG@FEHD, Wai Kin SIT/FEHD/HKSARG@FEHD, Kit Ping CHU/FEHD/HKSARG@FEHD, Charles CF NG/FEHD/HKSARG@FEHD, Ming Chun WONG/FEHD/HKSARG@FEHD, Tin Pong WONG/FEHD/HKSARG@FEHD, Hiu Fai CHU/FEHD/HKSARG@FEHD, Wing Yin 1 CHU/FEHD/HKSARG@FEHD

Date: 17/2/2020 16:59

Subject: Provision of 360 Degrees Camera System and Related Services at Coastal Sites (Contract Ref.: FEHD S C/73/19)

*To: DEHSs of S, Is, TM, ST, TP, SK Districts
c.c. AD(Ops)1&3, SS(Ops)1&3, SS(CI&PC), CHIs(1)/(3) and
SHIs(CI&PC) of the above districts, CHI(CI&PC)1&3,
SHIs(CI&PC)HQ1,2&3, HI(CI&PC)HQ1,4&5, EO(CI&PC)HQ*

Dear All,

The one-year contract for the Provision of 360 Degrees Camera System and Related Services at Coastal Sites has been awarded to OT Systems Limited with effect from 1 March 2020. The contract document is attached beneath for your reference.



Tender Document FEHQ 1021_19.zip

2. To facilitate the monitoring work of the target spots of coastal sites, we will put on the use of 360 degrees cameras at the list of 15 selected priority sites in your district, that previously consulted with the District Council and/or EH subcommittee, which are more prone to accumulate marine refuse for monitoring the patterns of marine refuse washed ashore and the performance of cleansing contractor after clean-up operations. The list of priority sites is provided below for reference.

District	Priority Site
Southern	Lap Sap Wan, Shek O
Islands	Shek Pai Wan, Lamma
Islands	Sam Pak Wan, Lantau
Islands	Shap Long, Lantau
Islands	Shui Hau, Lantau
Islands	Tai Long Wan, Shek Pik, Lantau
Islands	Fan Lau, Lantau
Tuen Mun	Lung Kwu Tan and Lung Kwu Sheung Tan, Tuen Mun
Tai Po	Ting Kok, Tai Po
Tai Po	Sha Lan, Tai Po
Tai Po	Yim Tin Tsai and Ma Shi Chau Tombolo, Tai Po
Tai Po	Tap Mun (East)
Tai Po	Tap Mun (West)
Shatin	Starfish Bay, Ma On Shan
Sai Kung	Tung Lung Island

Scope of Contractual Services and the Logistic Arrangement

3. Please remind your district colleagues on the importance of follow-up action required. The services under the present contract will include rental, replacement and maintenance of 360 degrees cameras at 15 service locations. Images of 360 degree landscape will be captured by 360 degrees cameras once every 30 minutes from 06:00 to 18:00 and uploaded to a central server automatically via 4G data transmission for subsequent review. The captured images showing individuals' face will be blurred before transmitted to the central server and can be fully accessible through the computer in one month interval from the date of recording. All saved images will be deleted after 1 month from the date of capture. There is no real-time monitoring for the cameras. The captured images of interest is allowed for downloading from the server in one month from the date of

recording. The contractor will be required under contract terms to maintain a proper maintenance record for date, start time, end time, technical information and details of maintenance.

Site Inspection and 360 Degrees Camera System Installation

4. The contractor has contacted your SHI(CI&PC) to conduct site inspection and discuss installation location and methods. The contractor shall provide sufficient signages for affixing in the conspicuous place in installation locations to notify the public on monitoring in progress. Your office should seek consent from relevant authorities, owners or occupiers for affixing and display of sign and banners. The contractor will assist to install the warning signs if necessary.

Monitoring of Coastal Areas on the Commencement of Contract

5. Districts should monitor the condition of the coastal areas through the website provided by the Contractor for planning, arrangement of clean-up operations and facilitating the scheduling of clean-up programme. In order to facilitate district colleagues reporting the findings of viewing the captured pictures, a report form is prepared as below for your deployment.



Report Form on Marine Refuse Monitoring.xlsx

6. SF(CM) concerned should arrange daily checking of latest site condition through the website and record the finding in report form. The form should be submitted weekly to HI(CISD)/HI(CM) who should also verify the site condition by checking the website. The report form should be submitted in file to SHI(CI&PC) for checking in monthly interval. Prompt mobilization of cleansing team to carry out cleanup action should be arranged if the situation is unsatisfactory. The website and login information will be provided in the a separate email in due course.

7. Please brief and bring the attention to all your staff responsible for implementation of this scheme in particular those who will handle or access images captured by 360 degrees cameras system.

8. A copy of this email will be uploaded to the EHB Bulletin Board.

9. For any enquiries, please feel free to call me or CHI(Cl&PC)1 at 2867 5290.

Regards,

WL WONG
Supt(Cl&PC)1
Tel : 2867 5626
Ends.

Report Form on Monitoring of Marine Refuse Washed Ashore

Appendix of Annex IV

District: _____ Location: _____
 Camera No. _____

Date of viewing site condition	Date and time photo recorded	Checking Officers	Irregularities Detected Y or N	Findings	Actions required	Last Cleansing Date	Remarks

Prepared by: _____ SF(CM)[District]
 Checked by: _____ HI(CISD) / HI(CM)[District]



{In Archive} Monitoring of 360 Degrees Camera System and Related Services at Coastal Sites Contract Services (Contract Ref.: FEHD S C/73/19)

27/5/2020 10:17

From: Wai Kin SIT/FEHD/HKSARG
SHI(Cl&PC)HQ1

To: Liz LH LI/FEHD/HKSARG@FEHD, King Wai LAW/FEHD/HKSARG@FEHD, Siu Chung TAI/FEHD/HKSARG@FEHD, Wing Yu CHOW/FEHD/HKSARG@FEHD, Kin Wong YEUNG/FEHD/HKSARG@FEHD, Chi kin WONG/FEHD/HKSARG@FEHD, Shau Mong

Cc: Ki Cheong TSE/FEHD/HKSARG@FEHD, Wai Leung WONG/FEHD/HKSARG@FEHD, So Hing HUI/FEHD/HKSARG@FEHD, Wing Sau LAI/FEHD/HKSARG@FEHD, Edwin KH LEE/FEHD/HKSARG@FEHD, Wing Chi LAI/FEHD/HKSARG@FEHD, Chun Sum

Archive: This message is being viewed in an archive.

*To: SHI(Cl&PC) of S, Is, TM, ST, TP, SK Districts
c.c. SS(Cl&PC)1, Supt(Cl&PC)1, DEHSs and CHIs(1)/(3) of the
concerned districts, CHI(Cl&PC)1, HIs(Cl&PC)HQ1 &5,
ACO(Cl&PC)HQ1*




Dear All,

Thanks for your continuous support in ensuring the smooth implementation of the 360 Degrees Camera System with effective from 1 March 2020.

2. Please be reminded that SF(CM) concerned should arrange **daily checking** of latest site condition through the website and record the finding in report form. The form should be submitted **weekly** to HI(ClSD)/HI(CM) who should also verify the site condition by checking the website. The report form should be submitted in file to SHI(Cl&PC) for checking in **monthly** interval. Such record should be properly documented in the office. Moreover, upon detection of the accumulation of marine refuse at the coastal sites, prompt mobilization of cleansing team to carry out cleanup action should be arranged. In case of any damaged and malfunctioned camera system and relevant equipment, the district cleansing staff should inform the contractor immediately to fix the problem occurred.

3. As the 360 Degrees Camera System service has been rolled out for almost three months, we plan to assess the effectiveness of the camera system on monitoring the refuse accumulated on the coastal sites

along the shorelines and the follow up arrangement on the cleanup action. In this connection, much grateful if you could provide the following monthly returns to **ACO(CI&PC)HQ1 and c.c to me** by **8.6.2020**. For the subsequent monthly returns, please provide the return in **5th working day of following month** and **confirm** whether the performance of the service contractor of 360 Degrees Camera System is **satisfactory**. Thank you.

- March 2020:  Monthly Return (March 2020).xlsx
- April 2020:  Monthly Return (April 2020).xlsx
- May 2020:  Monthly Return (May 2020).xlsx

Best regards,

(SIT Wai-kin)
SHI(CI&PC)HQ1
Tel.: 2867 5282

[Ends.]

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Monitoring of 360 Degrees Camera System and Related Services at Coastal Sites Contract Services (Contract Ref.: FEHD S C/73/19)

4/11/2020 17:53

From: Chi Hang WONG/FEHD/HKSARG
CHI(CI&PC)1

To: Danny KF WAI/FEHD/HKSARG@FEHD, Yuk Ying CHUI/FEHD/HKSARG@FEHD, Shu Yan LEUNG/FEHD/HKSARG@FEHD, Hon Chiu MA/FEHD/HKSARG@FEHD, Ka Kit YAN/FEHD/HKSARG@FEHD, Siu Shan OR/FEHD/HKSARG@FEHD

Cc: Ming Sau HON/FEHD/HKSARG@FEHD, Wing Sau LAI/FEHD/HKSARG@FEHD, Edwin KH LEE/FEHD/HKSARG@FEHD, Chun Sum KWOK/FEHD/HKSARG@FEHD, Wing Chi LAI/FEHD/HKSARG@FEHD, Kwok Lun NG/FEHD/HKSARG@FEHD, Liz LH

History: This message has been replied to and forwarded.

*To: CHIs(1)/(3) of S, Is, TM, TP, ST, SK Districts
c.c. DEHSs, SHIs(CI&PC) and HIs(CISD) of the concerned districts,
SS(CI&PC)1, Supt(CI&PC)1, SHI(CI&PC)HQ1, HIs(CI&PC)HQ1 &5,
EO(CI&PC)HQ, ACO(CI&PC)HQ1*

Dear All,

Thanks for your continuous effort in monitoring of the service performance 360 Degrees Camera System and Related Services at Coastal Contract Service.

2. Districts are reminded to strictly follow the existing monitoring regime that SF(CM) concerned should arrange **daily checking** of latest site condition through the website and record the finding in report form. The form should be submitted **weekly** to HI(CISD)/HI(CM) who should also verify the site condition by checking the website. The report form should be submitted in file to SHI(CI&PC) for checking in a **monthly** interval. Such record should be properly documented in the office. Moreover, upon detection of the accumulation of marine refuse at the coastal sites, prompt mobilization of cleansing team to carry out cleanup action should be arranged.

3. To step up the monitoring procedures, the district cleansing staff should inform the contractor and **issue a warning letter to the contractor** immediately to fix the problem occurred in case of any irregularities detected. All advisory letters and warnings to the contractor to record malfunctioning incidents and the unsatisfactory performance should be issued in written notices and well documented. In addition, starting from **November 2020**, please provide **the weekly return** (covering a period from every Sunday to Saturday) with the attached

proforma in every Monday of the following week with **confirmation** whether the performance of the service contractor of 360 Degrees Camera System is **satisfactory** to SHI(CI&PC)HQ1 with copy to ACO(CI&PC)HQ1 and me.



Weekly Return_360 degrees camera .xlsx

4. As an remedial measure, the contractor undertakes to provide backup service to upload the photo to a webpage upon **within 3 days** detection of malfunctioning of the camera. Please access the webpage to the following link [REDACTED] with your existing login and password.

5. For any enquiries, please feel free to call me or SHI(CI&PC)HQ1 at 3589 4917.

Regards,
WONG Chi-hang
CHI(CI&PC)1
Tel: 2867 5290

Relevant Contract Clause required the contractor to comply with for the proper disposal of the shoreline refuse

[Extracted from the Contract for the Provision of Cleansing and Waste Removal Services for Special Sites / Areas, Ungazetted Beaches and Coastal Areas in the Territory]

I) Part 2 – Conditions of Contract

7.6 The Government Representative shall be entitled to issue to the Contractor a Blatant Default Notice in writing upon the occurrence of any one of the following serious defaults (“Blatant Default”)-

- (b) improper disposal of Waste such as dumping into sea, sweeping into gullies, down the slopes, fly-tipping, on-site incineration or in places other than approved Disposal Sites;
- (g) loading any vehicle, Village Vehicle and Vessels used in the performance of Services above its maximum payload;

II) Part 3A- Service Specifications

1. Services to be Provided

(a) (ii) remove all Waste arising from the performance of the Services and deliver the Waste to such designated Disposal Sites¹ as may be directed by the Government Representative immediately after the collection;

¹ means the West New Territories (WENT) Landfill, North East New Territories (NENT) Landfill, Island East Transfer Station, Sha Tin Transfer Station, Island West Transfer Station, West Kowloon Transfer Station, North Lantau Transfer Station, Outlying Islands Transfer Station – Cheung Chau, Outlying Islands Transfer Station – Mui Wo, Outlying Islands Transfer Station – Peng Chau, Outlying Islands Transfer Station – Hei Ling Chau, Outlying Islands Transfer Station – Yung Shue Wan, Outlying Islands Transfer Station – Sok Kwu Wan, Outlying Islands Transfer Station – Ma Wan, North West New Territories Refuse Transfer Station and any other sites as may be designated by the Government from time to time for the disposal of Waste

5. Waste Disposal

(i) The Contractor shall ensure that all Waste collected arising from the performance of the Services shall be disposed of at the Disposal Sites only. Without prejudice to the generality of the foregoing, improper disposal of Waste otherwise than in the aforesaid manner such as dumping into sea, down the slopes, fly-tipping, on-site incineration or in places other than approved Disposal Sites is strictly prohibited and shall entitle the Government to issue a Blatant Default Notice.

(ii) In case the Contractor is required to dispose of the Waste directly, it shall take all preventive measures so as to avoid dropping or blowing of Waste and spillage of leachate from the waste collection vehicles during transit to the designated Disposal Sites and shall ensure that the vehicle shall not be loaded above its "Permitted Gross Vehicle Weight (PGVW)". The Contractor shall note that any waste collection vehicle which has been loaded above its PGVW in the course of providing the Services shall be deemed to be an instance of blatant default.

(iii) The Contractor shall observe all the rules and directives as may be imposed by the management of the disposal points or refuse transfer stations with regard to the disposal of Waste thereat including but not limited to Anti-Overloading Control Measures on waste collection vehicles promulgated by competent authority in which any waste collection vehicles loaded above its PGVW will be refused from entering the disposal points or refuse transfer stations for disposal of Waste.

9. Performance Requirements

(r) Unless with the prior written approval of the Government Representative, no vehicles shall be used for other purposes, including but not limited to collection of Waste from other sources not relating to the Contract, within the working hours provided for in the Contract. The Contractor shall ensure that all Waste collected within the working hours provided for in the Contract and transported by the vehicles to the Disposal Sites shall not be mixed with any Waste from other sources not relating to the Contract. Any breach of these requirements shall be deemed to be an instance of blatant default.