

Legislative Council Panel on Planning, Lands and Works
Revision of Government Fees and Charges under the
purview of Planning and Lands Bureau

PURPOSE

This paper seeks Members' views on proposals relating to the revision of Government fees and charges, which do not directly affect people's livelihood or general business activities, under the purview of Planning and Lands Bureau.

BACKGROUND

2. Government has frozen most fees and charges since February 1998 as an exceptional measure to ease the burden on the community at a time of economic setback. Having considered the views expressed by the community and Members of the Financial Affairs Panel, the Financial Secretary decided last June to continue the fee revision moratorium until the year-on-year quarterly GDP growth rate turned firmly positive. In view of the recovery of our economy, the Financial Secretary announced in the 2000-01 Budget Speech that the Administration will be approaching Members to discuss the revision of various Government fees and charges that do not affect people's livelihood or general business activities.

3. Secretary for the Treasury consulted the Panel on Financial Affairs on 13 April on proposals to revise various fees and charges that would only affect a small number of people and some specialist business. At the House Committee Meeting held on 14 April, Members agreed that Government bureaux should consult the other LegCo Panels on whether and if so how fees and charges under their respective purview should be increased.

ADMINISTRATION'S POSITION

4. Members have on numerous occasions endorsed the "User Pays" principle because it is fair for users of various Government services to pay the costs incurred in the provision of the services. The full implementation of this policy has been held in abeyance for more than two years as a result of the fee revision moratorium, which was an exceptional relief measure taken at a time of economic setback. Now that the economy is recovering (GDP growth of 4.4% and 8.7% in the third and fourth quarters of 1999 respectively and a projected growth of 5% for 2000 as a whole), the Administration intends to resume the full implementation of the User Pays policy, lift the moratorium and start adjusting the level of various Government fees and charges to reduce the subsidy from taxpayers. In 1999-2000, the subsidy from taxpayers already amounted to \$2 billion. If the Administration continues to defer a fee revision, the amount of subsidy would increase further and adherence to our "User Pays" principle would continue to be undermined.

5. In recognition of the current state of economic recovery and taking into account affordability and acceptability very carefully, the Administration will first deal with those fees and charges that do not directly affect people's livelihood and general business activities. Under the purview of Planning and Lands Bureau, these include fees for administrative and legal land services provided by Lands Department and certification and issue of permits by Electrical and Mechanical Services Department for the safe operation of electrical and mechanical facilities, etc. Only a small number of people and businesses would be affected by a revision of these fees. There are no sound reasons for taxpayers to continue to subsidise the users of these services.

6. In this revision exercise, we propose to increase the fees by a range from 1% to 20% with reference to the costing results for 2000-01. Full lists of the fee items suggested for revision together with details of the existing and proposed fees are set out in Annexes A to F. Most of the proposed fee increases in absolute dollar terms are modest. We intend to phase in the full-cost recovery in some cases in order to lessen the impact of the fee revision. The percentage of cost recovery to be achieved under the proposed increase in the first phase is also shown in the annexes.

7. In parallel with the revision of those fees and charges proposed in Annexes A to F, we shall continue to push ahead with the Enhanced Productivity Programme and other efficiency improvement measures to contain costs and alleviate the pressure for fee increases. In addition, we will review whether it is still necessary to provide the services covered by the various fees and charges. Where a service (e.g. a requirement for a particular licence) has become non-essential through the passage of time, we will

take speedy action (through legislative amendment or administratively) to dispense with the requirement for that service and to abolish its associated fee or charge. The review will be completed by the end of this financial year and the findings submitted to the Planning, Lands and Works Panel.

MEMBERS' ADVICE

8. We should be grateful for Members' views on -
 - (a) the list of fees proposed for revision in the coming months as set out at Annexes A to F; and
 - (b) the level of fee revision as proposed in Annexes A to F for these identified fees.

Planning and Lands Bureau

8 June 2000

**Proposal for Revision of Fees and Charges
Lifts and Escalators (Safety) (Fees) Regulation**

Item	Description of Revenue Source	Full Cost at 2000-01 price level (HK\$)	Current Fee		Proposed Fee Level Year 2000-01				Suggested Time Frame for Full Cost Recovery (Years)
			Amount (HK\$)	% of Recover y	New Amount (HK\$)	Amount Increase (HK\$)	% Increase	% of Recovery	
1	Fee payable under section 6 for application for inclusion of person in the register of lift engineers	4,528	4,090	90%	4,490	400	10%	99%	2
2	Fee payable under section 6 for application for inclusion of person in the register of escalator engineers	4,528	4,090	90%	4,490	400	10%	99%	2
3	Fee payable under section 6 for application for inclusion at the same time of person in the register of lift engineers and the register of escalator engineers	5,060	4,250	84%	4,675	425	10%	92%	2
4	Fee payable under section 11c for application for inclusion of person in the register of lift contractors	3,232	2,650	82%	2,915	265	10%	90%	2
5	Fee payable under section 11c for application for inclusion of person in the register of escalator contractors	3,232	2,650	82%	2,915	265	10%	90%	2
6	Fee payable under section 12(2) for certifying that a new lift escalator is in safe working order	796	645	81%	709	64	10%	89%	2
7	Fee payable under section 13(2) for certifying that alterations made to a lift or escalator are in safe working order	767	675	88%	742	67	10%	97%	2
8	Fee payable under section 26(1)(b) for certifying that a lift or escalator and the safety equipment provided have passed the required examination and tests	278	240	86%	264	24	10%	95%	2
9	Fee payable under section 27(2) for making application for revoking an order made by the Director of Electrical and Mechanical Services which prohibits the use and operation of a lift or escalator	278	245	88%	269	24	10%	97%	2

Note

- (1) The fee level of the above services was last revised in March 1997.
- (2) The above revision of fees would not directly affect people's livelihood or general business activities. Following the revision the fee charged for endorsement of certificate of periodic examination of lift or escalator (item 8) will increase by HK\$24/year/lift and HK\$48/year/escalator in 2000-01. This should not have any significant effect on the increase of estate management fees for tenants or owners using lifts and escalators at residential premises and communal areas.
- (3) The additional revenue generated is estimated to be \$1.3 million per annum.

**Proposal for Revision of Fees and Charges
Aerial Ropeways (Safety) (Fees) Regulation**

Item	Description of Revenue Source	Full Cost at 2000-01 price level (HK\$)	Current Fee		Proposed Fee Level Year 2000-01				Suggested Time Frame for Full Cost Recovery (Years)
			Amount (HK\$)	% of Recover y	New Amount (HK\$)	Amount Increase (HK\$)	% Increase	% of Recovery	
1	Fee payable for approval of a person as a surveyor under Section 4 of AR(S)(O&M)R	4,104	3,340	81%	3,674	334	10%	90%	3
2	Fee payable for approval of a competent person under Section 4 of AR(S)(O&M)R	2,152	1,870	87%	2,057	187	10%	96%	2
3	Fee payable for approval of a person as a controller under Section 4 of AR(S)(O&M)R	2,152	1,870	87%	2,057	187	10%	96%	2
4	Fee payable for approval of a person as an operator under Section 4 of AR(S)(O&M)R	1,512	1,270	84%	1,397	127	10%	92%	2
5	Fee payable for amendment to a limited certificate of approval held by an operator under Section 5(7) of AR(S)(O&M)R	1,512	1,270	84%	1,397	127	10%	92%	2

Note

- (1) The fee level of the above services was last revised in March 1997.
- (2) The proposed upward revision of the fee for the above regulation would not directly affect the livelihood of the general public and the impact on the trade is also negligible as there is only one ropeway operating in Hong Kong and the fee payable by the operative is one-off.
- (3) The additional revenue generated is less than \$1,000 per annum
- (4) AR(S)(O&M)R = Aerial Ropeways (Safety)(Operation and Maintenance) Regulation

**Proposal for Revision of Fees and charges
under Land Survey Ordinance**

Item	Description	Full Cost at 2000-01 price level (HK\$)	Current Fee		Proposed Fee Level Year 2000-01				Suggested Time Frame for Full Cost Recovery (Years)
			Fee (HK\$)	% of Recovery	New Amount (HK\$)	Amount Increase (HK\$)	% of increase	% of Recovery	
1.	Registration or renewal as an authorised land surveyor (per registration/renewal)	1,231	1,150	93%	1,231	81	7%	100%	1

Notes:

- (1) The fee level of this service was last revised in December 1996.
- (2) The additional revenue generated is estimated to be about \$3,000 per annum as the existing number of authorised land surveyors is about 40.

Proposal for Revision of Fees and charges
Provision of Copies of Document and Government information to the public

Item	Description	Full Cost at 2000-01 price level (HK\$)	Current Fee		Proposed Fee Level Year 2000-01				Suggested Time Frame for Full Cost Recovery (Years)
			Fee (HK\$)	% of Recovery	New Amount (HK\$)	Amount Increase (HK\$)	% of increase (HK\$)	% of Recovery	
1.	Supply of survey record plan (per copy)	211	200	95%	211	11	6%	100%	1
2.	Plan attached to Government lease and counterpart, or other document or copies (other than photocopies) thereof (per plan)	7,664	4,580	60%	5,267	687	15%	69%	4

Notes :

- (1) The fee level of the above services was last revised in August 1997.
- (2) The increase in revenue arising from the fee revision of these services is estimated to be \$0.016 million per annum.

Proposal for Revision of Fees and charges
Administrative and legal land services provided by Lands Department

Item	Description	Full Cost at 2000-01 price level (HK\$)	Current Fee		Proposed Fee Level Year 2000-01				Suggested Time Frame for Full Cost Recovery (Years)
			Fee (HK\$)	% of Recovery	New Amount (HK\$)	Amount Increase (HK\$)	% of increase	% of Recovery	
1.	Administrative fee for NT Small House modification (whether effected by modification to the original lease or by exchange) to permit the erection of a building which would be exempted from the provisions of the Buildings Ordinance (New Territories Exempted Houses) on concessionary terms	21,535	3,800	18%	4,560	760	20%	21%	10
2.	Administrative fee for NT Small House modification (whether effected by modification to the original lease or by exchange) to permit the erection of a building which would be exempted from the provisions for the Buildings Ordinance (New Territories Exempted Houses) on non-concessionary terms	39,652	8,200	21%	9,840	1,640	20%	25%	9
3.	Administrative fee for NT Small House rectification of house boundaries (inclusive of survey fee)	16,790	14,900	89%	16,390	1,490	10%	98%	2
4.	Administrative fee for NT Small House removal of non-assignment clause and assignment in shares in a private treaty grant, free building licence or exchange	18,006	3,300	18%	3,960	660	20%	22%	10
5.	Administrative fee for NT Small House removal of non-assignment clause and assignment in shares in a Building Licence for post 1898 villagers at full Chart R Rates	28,499	5,100	18%	6,120	1,020	20%	21%	10
6.	Administrative fee for NT Small House assignment/partition of the non-building portion of a Small House lot governed by a free building licence for indigenous villagers	6,666	2,300	35%	2,760	460	20.0%	41%	6
7.	Administrative fee for NT Small House assignment/partition of the non-building portion of a Small House lot governed by a building licence for post 1898 villagers at full Chart R Rates	20,182	3,600	18%	4,320	720	20%	21%	10
8.	Administrative fee for NT Small House private treaty grant to indigenous villagers (concessionary grant)	59,924	9,100	15%	10,920	1,820	20%	18%	10
9.	Administrative fee for NT Small House private treaty grant to indigenous villagers by surrendering Government Land Licence/Modification of Tenancy Permits (concessionary grant)	3,963	2,100	53%	2,415	315	15%	61%	5

Item	Description	Full Cost at 2000-01 price level (HK\$)	Current Fee		Proposed Fee Level Year 2000-01				Suggested Time Frame for Full Cost Recovery (Years)
			Fee (HK\$)	% of Recovery	New Amount (HK\$)	Amount Increase (HK\$)	% of increase	% of Recovery	
10.	Administrative fee for NT Small House free building licence for indigenous villagers (concessionary grant)	34,261	5,400	16%	6,480	1,080	20%	19%	10
11.	Administrative fee for NT Small House building licence for post 1898 villagers at full Chart R Rates	23,203	4,000	17%	4,800	800	20%	21%	10
12.	Administrative fee for NT Small House rebuilding of domestic structure covered by a 10-year modification of tenancy permit/Government land licence	13,650	2,100	15%	2,520	420	20%	18%	10
13.	Fixed administrative fee for modification where only one lot or section is involved (whether by conditions of exchanges, deed of variation or modification letter) plus fee of \$7,000 per \$1M (or part) of the "after" land value (subject to an upper limit of \$140,000)	63,332	19,200	30%	23,000	3,800	20%	36%	7
14.	Fixed administrative fee for modification where more than one lot or section is involved and effected by conditions of (contemporaneous) exchange, deed of variation or modification letter plus fee of \$7,000 per \$1M (or part) of the "after" land value (subject to an upper limit of \$140,000)	94,556	19,200	20%	23,000	3,800	20%	24%	9
15.	Fixed administrative fee for modification where more than one lot is involved in a composite redevelopment (conditions of exchange not necessary), plus fee of \$7,000 per \$1M (or part) of the "after" land value apportioned on each lot (subject to an upper limit of \$140,000)	100,342	19,200	19%	23,000	3,800	20%	23%	10
16.	Fixed administrative fee for modification where more than one lot /section is involved in a composite redevelopment, and Conditions of Exchange are not necessary to effect the modification and for some reason a separate modification document is required for each lot/section plus fee of \$7,000 per \$1M (or part) of the "after" land value apportioned on each lot/section (subject to an upper limit of \$140,000)	99,655	19,200	19%	23,000	3,800	20%	23%	10
17.	Fixed administrative fee for modification to add "and/or godown" to industrial user	65,730	19,200	29%	23,000	3,800	20%	35%	7
18.	Fixed administrative fee for modification for amalgamation of two or more sites for joint development purposes plus additional fee of \$7,000 per \$1M (or part) of the "after" land value (subject to an upper limit of \$140,000)	79,981	19,200	24%	23,000	3,800	20%	29%	8

Item	Description	Full Cost at 2000-01 price level (HK\$)	Current Fee		Proposed Fee Level Year 2000-01				Suggested Time Frame for Full Cost Recovery (Years)
			Fee (HK\$)	% of Recovery	New Amount (HK\$)	Amount Increase (HK\$)	% of increase	% of Recovery	
19.	Fixed administration fee for modification where a deed of variation or modification letter (in the case of conditions) is frustrated by the lessee's actions and a "No Objection" letter is to be issued plus fee of \$7,000 per \$1M (or part) of the "after" land value (subject to an upper limit of \$140,000)	55,652	19,200	35%	23,000	3,800	20%	41%	6
20.	Administrative fee for modification for extinguishment of Government rights-of-way over common staircases, landings, etc. within buildings	49,715	19,200	39%	23,000	3,800	20%	46%	6
21.	Administrative fee for technical modification	38,509	19,200	50%	22,080	2,880	15%	57%	5
22.	Administrative fee for modification by means of "No Objection" letter	46,645	19,200	41%	22,080	2,880	15%	47%	7
23.	Administrative fee for short term waiver (of the use of the land) for new application or amendment/ modification to existing waiver	38,019	6,500	17%	7,800	1,300	20%	21%	10
24.	Administrative fee for modification to remove non-alienation clause from individual lease of ex-member of civil servants co-operative housing schemes granted by Financial Secretary Incorporated to individual owners	33,247	9,400	28%	11,280	1,880	20%	34%	7
25.	Administrative fee for modification by waiver letter for co-operative building society cases to waive the live-in requirement upon the transfer of title from the society to individual members	15,145	840	6%	1,008	168	20%	7%	10
26.	Administrative fee for modification by waiver letter for co-operative building society cases to waive the "local Government officer" requirement upon the transfer of an officer to the hospital authority or other similar bodies	15,145	840	6%	1,008	168	20%	7%	10
27.	Administrative fee for short term tenancy - direct grant (other than to non-profit making/charitable tenants)	39,220	6,500	17%	7,800	1,300	20%	20%	10
28.	Administrative fee for short term tenancy - amendment/ modification to user clause of existing tenancy, or amendment to tenancy agreement where such has been initiated by action/at the request of the tenant	30,593	6,500	21%	7,800	1,300	20%	25%	9
29.	Administrative fee for domestic tenancy of building where the rent is above \$2,000/month	28,377	2,300	8%	2,760	460	20%	10%	10
30.	Administrative fee for temporary waiver (of the use of a building) for new application or amendment/modification to user, area or ownership in existing waiver	40,098	19,200	48%	22,080	2,880	15%	55%	6

Item	Description	Full Cost at 2000-01 price level (HK\$)	Current Fee		Proposed Fee Level Year 2000-01				Suggested Time Frame for Full Cost Recovery (Years)
			Fee (HK\$)	% of Recovery	New Amount (HK\$)	Amount Increase (HK\$)	% of increase	% of Recovery	
31.	Administrative fee per case for establishment of missing lots and boundary rectification of non Small House cases	32,831	19,200	59%	22,080	2,880	15%	67%	4
32.	Administrative fee for retrospective consent letter for tree felling	33,053	29,400	89%	32,340	2,940	10%	98%	2
33.	Fixed administrative fee for possession licence plus fee of \$3,500 per \$1M (or part) of the land value (subject to an upper limit of \$70,000), i.e. 50% of the administrative fee applicable for the grant assessed in relation to the capital sum (premium)	61,890	9,600	16%	11,500	1,900	20%	19%	10
34.	Fixed administrative fee for private treaty grant (except for non-profit-making purposes or under the NT Small House Policy) plus fee of \$7,000 per \$1M (or part) of the land value (subject to an upper limit of \$140,000)	106,090	19,200	18%	23,000	3,800	20%	22%	10
35.	Fixed administrative fee for extension (except those under item 36 and those to non-profit making bodies for non-profit making purposes and nominal premium grant cases) plus fee of \$7,000 per \$1M (or part) of the "after" land value (subject to an upper limit of \$140,000)	117,223	19,200	16%	23,000	3,800	20%	20%	10
36.	Administrative fee for extension granted for cutting slopes for remedial works	36,784	19,200	52%	22,080	2,880	15%	60%	5
37.	Fixed administrative fee for exchange instigated by lot owner except those land surrendering cases for Governments benefit plus fee of \$7,000 per \$1M (or part) of the "after" land value (subject to an upper limit of \$140,000)	116,260	19,200	17%	23,000	3,800	20%	20%	10
38.	Fixed administrative fee for regrant including those documented by conditions of lease extension but excluding those regrants covered under Financial Secretary Incorporated leases extension cases or assignment of flats/units from Financial Secretary Incorporated plus fee of \$7,000 per \$1M (or part) of the "after" land value (subject to an upper limit of \$140,000)	83,165	19,200	23%	23,000	3,800	20%	28%	9
39.	Fixed administrative fee for cancellation of re-entry plus fee of \$7,000 per \$1M (or part) of the land value or property (subject to an upper limit \$140,000)	46,216	19,200	42%	22,080	2,880	15%	48%	6
40.	A once and for all administrative fee for licence for temporary conveyor over public streets where an annual licence fee is payable	36,404	19,200	53%	22,080	2,880	15%	61%	5

Item	Description	Full Cost at 2000-01 price level (HK\$)	Current Fee		Proposed Fee Level Year 2000-01				Suggested Time Frame for Full Cost Recovery (Years)
			Fee (HK\$)	% of Recovery	New Amount (HK\$)	Amount Increase (HK\$)	% of increase	% of Recovery	
41.	A once and for all administrative fee for licence for temporary bridges over public streets where an annual licence fee is payable	76,923	19,200	25%	23,000	3,800	20%	30%	8
42.	A once and for all administrative fee for licence for minor drainage channels/pipes/minor waterpipes	49,989	19,200	38%	23,000	3,800	20%	46%	6
43.	Fixed administrative fee for issue of Deed of Easement or substantial amendment to an easement for permanent rights plus fee of \$7,000 per \$1M (or part) of assessed premium (subject to upper limit of \$140,000) (Land Administration Meeting may approve a higher fee upon Legal Advisory Conveyancing Office's recommendation)	88,537	19,200	22%	23,000	3,800	20%	26%	9
44.	A once and for all administrative fee for licence for temporary deep bore wells where an annual licence fee is payable	32,168	19,200	60%	22,080	2,880	15%	69%	4
45.	Administrative fee for encroachment on Government land – ground anchors of permanent nature if effected by an easement	43,391	19,200	44%	22,080	2,880	15%	51%	6
46.	A once and for all administrative fee for licence of pipelines/cables (including submarine cables) where an annual licence fee is payable	71,971	19,200	27%	23,000	3,800	20%	32%	8
47.	Administrative fee for modification for dedication of corner splay	38,509	19,200	50%	22,080	2,880	15%	57%	5
48.	A once and for all administrative fee for block licence	71,971	19,200	27%	23,000	3,800	20%	32%	8
49.	Enquiry fee for Government rent/premium per lot per enquiry	485	130	27%	156	26	20%	32%	8
50.	Fee for preparation, signing and issue of Government lease and counterpart	52,075	51,660	99%	52,075	415	1%	100%	1
51.	Fee for Government built housing schemes – underlease	2,553	2,520	99%	2,553	33	1%	100%	1
52.	Fee for Government built housing schemes – reassignment	1,166	1,150	99%	1,166	16	1%	100%	1
53.	Fee for Government built housing schemes – deed of disclaimer	1,479	1,460	99%	1,479	19	1%	100%	1
54.	Fee for Government built housing schemes (transfer of title to civil servant – assignment) (per flat)	2,616	1,660	64%	1,909	249	15%	73%	4
55.	Fee for Government built housing schemes (transfer of title to civil servant – legal charge) (per flat)	2,616	1,660	64%	1,909	249	15%	73%	4

Item	Description	Full Cost at 2000-01 price level (HK\$)	Current Fee		Proposed Fee Level Year 2000-01				Suggested Time Frame for Full Cost Recovery (Years)
			Fee (HK\$)	% of Recovery	New Amount (HK\$)	Amount Increase (HK\$)	% of increase	% of Recovery	
56.	Fee for Government built housing schemes (transfer of title to civil servant – discharge of legal charge) (per flat)	2,160	1,370	64%	1,576	206	15%	73%	4
57.	Fee for Government built housing schemes – nomination of beneficial successor	1,477	1,460	99%	1,477	17	1%	100%	1
58.	Fee for co-operative building societies – reassignment	986	970	98%	986	16	2%	100%	1
59.	Fee for co-operative building societies (transfer of title to civil servant – assignment) (per flat)	2,912	1,720	59%	1,978	258	15%	68%	4
60.	Fee for co-operative building societies (transfer of title to civil servant – legal charge) (per flat)	2,051	1,210	59%	1,392	182	15%	68%	4
61.	Fee for co-operative building societies (transfer of title to civil servant – discharge of legal charge) (per flat)	1,503	890	59%	1,024	134	15%	68%	4
62.	Fee for agreement in respect of payment of balance of apportioned premium in a lump sum (per agreement)	1,282	1,240	97%	1,282	42	3%	100%	1
63.	Fee for consent to assignment, deed of exchange etc.	19,200	18,770	98%	19,200	430	2%	100%	1
64.	Fee for consent to tenancy agreement	5,693	5,640	99%	5,693	53	1%	100%	1
65.	Fee for consent to building mortgage/charge	6,737	6,580	98%	6,737	157	2%	100%	1
66.	Fee for consent to further building mortgage/charge	5,457	5,420	99%	5,457	37	1%	100%	1
67.	Fee for consent to amendment to approved form of agreement for sale and purchase, deed of mutual covenant, etc.	9,694	9,590	99%	9,694	104	1%	100%	1
68.	Fee for approval of deed of mutual covenant	94,724	93,580	99 %	94,724	1,144	1%	100%	1
69.	Fee for approval of sub-deed of mutual covenant, supplementary deed of mutual covenant or separate management agreement	36,270	35,570	98%	36,270	700	2%	100%	1

Notes:

- (1) The fee levels of the above services were last revised between April and December 1997.
- (2) The additional revenue generated is estimated to be \$6.35 million per annum.

**Proposal for Revision of Fees and Charges
Lands Tribunal (Fees) Rules**

Item	Description of Revenue Source	Full Cost at 2000-01 price level (HK\$)	Current Fee		Proposed Fee Level Year 2000-01				Suggested Time Frame for Full Cost Recovery (Years)
			Amount (HK\$)	% of Recovery	New Amount (HK\$)	Amount Increase (HK\$)	% Increase	% of Recovery	
1	Application to determine compensation other than under the Demolished Buildings (Re-development of sites) Ordinance (Cap. 337)	(Note 2)	235.0	92%	255.0	20.0	8.50%	100%	1
2	Application for an order to exclude premises from application of Part 1 of the Landlord and Tenant (Consolidation) Ordinance (Cap.7)	(Note 2)	235.0	92%	255.0	20.0	8.50%	100%	1
3	Application to determine compensation under the Demolished Buildings (Re-development of sites) Ordinance (Cap.337)	(Note 2)	61.0	92%	66.2	5.2	8.50%	100%	1
4	Application for order or determination other than compensation	(Note 2)	61.0	92%	66.2	5.2	8.50%	100%	1
5	Application under Part II, IV or V of the Landlord and Tenant (Consolidation) Ordinance (Cap.7)	(Note 2)	235.0	92%	255.0	20.0	8.50%	100%	1
6	Filing an appeal or notice of appeal	(Note 2)	235.0	92%	255.0	20.0	8.50%	100%	1
7	Interlocutory application ex parte or inter partes	(Note 2)	61.0	92%	66.2	5.2	8.50%	100%	1
8	Request for a case to be stated	(Note 2)	235.0	92%	255.0	20.0	8.50%	100%	1
9(a)	Filing order of tribunal (including signature of registrar and sealing)	(Note 2)	61.0	92%	66.2	5.2	8.50%	100%	1
9(b)	Each additional copy	(Note 2)	33.0	92%	35.8	2.8	8.50%	100%	1
10	Amending documents in proceedings	(Note 2)	61.0	92%	66.2	5.2	8.50%	100%	1
11	Filing of expert evidence	(Note 2)	61.0	92%	66.2	5.2	8.50%	100%	1
12	Marking every exhibit attached to any affidavit or declaration	(Note 2)	4.5	92%	4.9	0.4	8.50%	100%	1
13	Filing any affidavit or declaration (including administering any oath or declaration in the registry of the tribunal)	(Note 2)	121.0	92%	131.3	10.3	8.50%	100%	1
14	Request for issuing a witness summons (each witness)	(Note 2)	61.0	92%	66.2	5.2	8.50%	100%	1
15	Application for review under Section 8(2) of the Mass Transit Railway (Land resumption & related provisions) Ordinance (Cap. 276)	(Note 2)	235.0	92%	255.0	20.0	8.50%	100%	1

Item	Description of Revenue Source	Full Cost at 2000-01 price level (HK\$)	Current Fee		Proposed Fee Level Year 2000-01				Suggested Time Frame for Full Cost Recovery (Years)
			Amount (HK\$)	% of Recover y	New Amount (HK\$)	Amount Increase (HK\$)	% Increase	% of Recovery	
16	Application for extension of time under Section 19(2) of the Mass Transit Railway (Land resumption & related provisions) Ordinance (Cap.276)	(Note 2)	235.0	92%	255.0	20.0	8.50%	100%	1
17	Lodging of settlement offer under Section 23(2) of the Mass Transit Railway (Land resumption & related provisions) Ordinance (Cap. 276)	(Note 2)	61.0	92%	66.2	5.2	8.50%	100%	1
18	Application to certify the amount of settlement of compensation under Section 33 of the Mass Transit Railway (Land resumption & related provisions) Ordinance (Cap. 276)	(Note 2)	235.0	92%	255.0	20.0	8.50%	100%	1
19(a)	Copy of any document type in the registry of the tribunal and certifying the same, per page	(Note 2)	20.0	92%	21.7	1.7	8.50%	100%	1
19(b)	Additional copies after the first or top copy and certifying the same, per page	(Note 2)	4.5	92%	4.9	0.4	8.50%	100%	1
20	Photostatic copy of any document made in the registry of the tribunal and certification								1
20(a)	For each page or portion of a page	(Note 2)	5.5	92%	6.0	0.5	8.50%	100%	1
20(b)	For each page or portion of a page exceeding in size 210mm*297mm	(Note 2)	Such additional fee as the Registrar may fix		Such additional fee as the Registrar may fix				1
21	Every search in the registry of the tribunal for each register, file or document	(Note 2)	18.0	92%	19.5	1.5	8.50%	100%	1
22	Attendance of any government official to produce or prove in the tribunal any record or document called by any party other than the government	(Note 2)	235.0	92%	255.0	20.0	8.50%	100%	1
23	Attendance of any government official to give any other evidence in the tribunal called by any party other than the government, per hour or portion of an hour of attendance	(Note 2)	116.0	92%	125.9	9.9	8.50%	100%	1
24	Attendance of witness to produce document or other papers, per hour or portion of an hour of attendance	(Note 2)	116.0	92%	125.9	9.9	8.50%	100%	1

Item	Description of Revenue Source	Full Cost at 2000-01 price level (HK\$)	Current Fee		Proposed Fee Level Year 2000-01				Suggested Time Frame for Full Cost Recovery (Years)
			Amount (HK\$)	% of Recover y	New Amount (HK\$)	Amount Increase (HK\$)	% Increase	% of Recovery	
25	Attendance of witness to give any other evidence, per hour or portion of an hour of attendance	(Note 2)	116.0	92%	125.9	9.9	8.50%	100%	1
26	Any certificate of the president or presiding officer or member or the registrar not hereinbefore referred to, per copy of the document certified	(Note 2)	61.0	92%	66.2	5.2	8.50%	100%	1
27	Settling any notice or document, per page	(Note 2)	6.6	92%	7.2	0.6	8.50%	100%	1
28	Sealing of any document	(Note 2)	55.0	92%	59.7	4.7	8.50%	100%	1
29	Filing any application, notice or document not hereinbefore referred to	(Note 2)	55.0	92%	59.7	4.7	8.50%	100%	1
30	Translation, per page	(Note 2)	33.0	92%	35.8	2.8	8.50%	100%	1
31	Certification	(Note 2)	20.0	92%	21.7	1.7	8.50%	100%	1

Note

- (1) The fee level of the above services was last revised mostly in 1994.
- (2) Fees for judicial services are prescribed under different fee regulations and under the purview of different policy bureaux. The costing for these fees are conducted on a global basis and is the responsibility of the Judiciary Administrator. The projected cost recovery rate of these Judiciary fees for 2000/01 is calculated to be 92.2%. The Judiciary Administrator proposed to increase Judiciary fees across the board by 8.5% in order to breakeven.
- (3) The additional revenue generated is estimated to be \$0.288 million per annum.

COST COMPUTATION
Judiciary
Judiciary Fees and Charges under various Rules and Regulations#

Cost at 2000-01 prices

	\$'000
Staff Costs	179,174
Departmental Expenses	12,814
Accommodation Costs	2,737
Depreciation	4,924
Cost of Services Provided by Other Dept	3,801
Administrative Overhead	<u>11,317</u>
* Operating Cost (a)	214,767
** Revenue (b)	197,985
Existing Cost Recovery Rate (b)/(a)	92.2%
Proposed Increase	8.5%

Note:

The Rules and Regulations are:

- Bankruptcy (Fees and Percentages) Order
- Bills of Sale (Fees) Regulations
- Companies (Fees and Percentages) Order
- Control of Obscene and Indecent Articles Regulations
- Coroners (Fees) Rules
- Criminal Appeal Rules
- District Court Civil Procedure (Fees) Rule
- Estate Agents (Registration of Determination and Appeal) Regulations
- High Court Fees Rules
- Hong Kong Court of Final Appeal Fees Rules
- Labour Tribunal (Fees) Rules
- Landlord and Tenant (Consolidation) Ordinance
- Lands Tribunal (Fees) Rules
- Legal Practitioners (Fees) Rules
- Magistrates (Fees) Regulations
- Matrimonial Causes (Fees) Rules
- Money Lenders Regulation
- Probate and Administration Ordinance
- Small Claims Tribunal (Fees) Rules

* Costs attributable to court hearing and other free services (e.g. Criminal cases, Coroner's Court) are excluded.

** Court fines and fixed penalty fines are excluded