

**Information Note**  
**LegCo Panel on Food Safety and Environmental Hygiene**

**Investigation Findings on a Hawker Raiding Operation**

At the meeting of the LegCo Panel on Food Safety and Environmental Hygiene held on 6 April 2006, the Administration was asked to provide investigation findings on a hawker raiding operation conducted on 29 March 2006. A summary of the investigation findings is at **Annex**.

Food and Health Bureau  
Food and Environmental Hygiene Department  
January 2011

## **Investigation Findings on the Incident in connection with a Hawker Raiding Operation**

### **Background**

The Food and Environmental Hygiene Department (FEHD) conducted an investigation into a hawker raiding operation in Sham Shui Po District on 29 March 2006 by the Hawker Control Task Force (Kowloon) (HCTF(K)). Areas that the investigation looked into included whether HCTF(K) staff members were in proper uniform during the operation; whether chasing of hawkers had caused the traffic accident; any failure to report the traffic accident to the Police; and any prolonged detention of the arrested hawker.

### **Investigation Findings**

2. The investigation had the following findings –

- (a) Whether HCTF(K) staff members were in proper uniform during the operation

The investigation found that some HCTF(K) staff members, without obtaining prior approval, were not wearing proper uniform throughout the entire operation, thereby breaching the relevant operational guideline. Disciplinary action was taken against the staff members concerned.

- (b) Whether chasing of hawkers had caused the traffic accident

The investigation considered that no witness statement nor records could establish that there was chasing of hawkers by members of the HCTF(K) that had resulted in the traffic accident. The investigation also considered that circumstantial factors, including pedestrian flow on the road at the time of the raiding operation, obstructions on the road, width of the pavement, etc. did not appear to allow chasing to take place without affecting passers-by.

(c) Any failure to report the traffic accident to the Police

The investigation found that HCTF(K) staff had called the Police for assistance after knowing that someone was injured. The ambulance also arrived in a few minutes' time.

(d) Any prolonged detention of the arrested hawker

The investigation considered that having regard to the noisy environment at the scene of arrest, assistance was required from the Police to pacify the arrested hawker. There was also a need to wait for the arrival of a departmental vehicle. Therefore, the keeping of the hawker inside a building nearby was operationally justified.