### Examination of Estimates of Expenditure 2012-13

# CONTROLLING OFFICER'S REPLY TO SUPPLEMENTARY QUESTION

Reply Serial No.

S-ICAC003

Question Serial No.

SV015

<u>Head</u>: 72 – Independent Commission

**Against Corruption** 

Subhead (No. & title):

#### Programme:

Controlling Officer: Commissioner, Independent Commission Against Corruption

<u>Director of Bureau</u>: Commissioner, Independent Commission Against Corruption

# Question:

The Commissioner is requested to provide the following information:

- (d) a breakdown of the expenditure of \$757,000 incurred by the former Commissioner, Mr Timothy HM TONG, on overseas duty visits during his tenure;
- (e) a list of the duty visits conducted, the expenditure incurred in each duty visit, and the persons and officials that the former Commissioner had met during the visits; and
- (f) the justifications for the former Commissioner to have incurred more than three times the amount of expenditure on duty visits as compared with the other previous Commissioners.

### Asked by: Hon. Dennis KWOK

# Reply:

(a) & (b)

Overseas duty visits made by the former Commissioner were mainly for attending and speaking at international anti-corruption conferences upon invitation and visiting our Mainland counterparts (the Supreme People's Procuratorate and its system of procuratorates and the Ministry of Supervision). The purpose was to exchange experience in combating corruption, strengthen mutual liaison and discuss the direction and scope of specific cooperation projects. For information on the breakdown of expenditure, purpose of each visit and the officials met in the past five years, please refer to the following table:

Timothy HM TONG (July 2007 – June 2012) 5 years

Date of duty visit	Durati on (Days)	Destinatio n	No. of accompa ny -ing ICAC officers	Purpose of duty visit	Persons /Officials met	Breakdown of Commissioner's indi expenditure (\$)	for all officers (Commission er's total individual expenditure in brackets) (\$)
23/10/2007 – 27/10/2007 (Tuesday to Saturday)	5	Sydney, Australia	2	Attended the Australian Public Sector Anti-Corrupti on Conference 2007	Chairman and other speakers at the Australian Public Sector Anti-Corruption Conference	Allov	istence 51,616 (6,474) elling / s)
20/11/2007 – 23/11/2007 (Tuesday to Friday)	4	Bali, Indonesia	6	Attended and spoke at the 2nd Annual Conference and General Meeting of the International Association of Anti-Corrupti on Authorities* (IAACA)	The Attorney General of the Republic of Indonesia President of IAACA		istence 90,336 vance) (10,949) ge)

16/12/2007 – 22/12/2007 (Sunday to	7	Beijing, Nanjing and	7	Visited mainland anti-corruptio	Procurator-General of Supreme People's Procuratorate (SPP)	a) b)	14,312 7,783	(Subsistence Allowance) (Air	126,912 (22,228)
Saturday)		Suzhou, China		n authorities to consolidate working relationship	Deputy Director of HKMAO of State Council	c)	133	passage) (Travelling / Others)	
				Fostered better understanding of	Vice Minister of Ministry of Supervision (MoS)				
				anti-corruptio n work on the mainland	Deputy Director of National Bureau of Corruption Prevention				
				Paid a courtesy visit to the Hong Kong and Macao Affairs Office (HKMAO) of State Council	Secretary of Commission for Discipline Inspection and Superintendent General of Ministry of Public Security  Director-General of				
				Visited the local procuratorate	Administrative Department, Ministry of Foreign Affairs				
				and supervision authorities in Jiangsu and	Director of General Administration of Customs				
				Suzhou to explore opportunities for	Deputy Chief Procurator of People's Procuratorate; Director of Supervision				
				cooperation (Jiangsu Provincial Supervision	Department; Secretary of Political Science and Law Commission Committee of Jiangsu				
				Department and Suzhou Municipal Supervision Department paid a visit to	Province  Chief Procurator of Municipal People's Procuratorate; Director of Municipal				
				ICAC in 2009)	Supervision Department; Secretary of Municipal Political Science and Law Commission of Suzhou				
					Secretary of Political Science and Law Commission, Suzhou Industrial Park				
					Vice Mayor of Kunshan Municipal People's Government				

14/1/2008 – 17/1/2008 (Monday to Thursday)	4	Guangzhou , Zhuhai and Macao, China	7	Paid courtesy visits to anti-corruptio n counterparts to foster better understanding and mutual exchanges	Chief Procurator of Provincial People's Procuratorate; Director of Public Security Department; Deputy Director of Provincial Supervision Department of Guangdong Chairperson and Vice-chairperson of the	a)	6,031	(Subsistence Allowance)	50,734 (6,031)
					CPPCC 10 <sup>th</sup> Provincial Committee of Guangdong				
					Vice-mayor of Municipal People's Government; Secretary of Municipal Political Science and Law Commission of Guangzhou				
					Chief Procurator of Municipal People's Procuratorate; Director of Municipal Supervision Department of Zhuhai				
01/1/2000					Commissioner of CCAC; Procurator-General; Secretary for Administration and Justice; Secretary for Security; Director-General of Customs; Commander of Public Security Police Force of Macao		2 205	(0.1.)	110 710
21/1/2008 – 22/1/2008 (Monday to Tuesday)	2	Shenzhen, China	25	Attended the seminar co-organised by ICAC, Ministry of Supervision (MoS) and Macao Commission Against Corruption (CCAC) as officiating guest and speaker	Vice Ministers of MoS  Commissioner of CCAC	a) b)	2,305 593	(Subsistence Allowance) (Travelling / Others)	110,718 (2,898)

25/5/2008 -	5	Beijing and	6	Attended	Minister and Vice	a)	11,062	(Subsistence	98,955
29/5/2008		Nanning		work meeting	Minister of MoS			Allowance)	(23,532)
(Sunday to		and Guilin		with MoS to		b)	12,470	(Air	
Thursday)				exchange	Director of Municipal			passage)	
				anti-corruptio	Supervision				
				n experience	Department; Secretary				
				and update	of Chongwen District				
				counterparts	Committee of Beijing				
				on ICAC's					
				latest	Deputy Director of				
				corruption	HKMAO of State				
				prevention	Council				
				and education					
				work	Director of Supervision				
					Department; Secretary				
				Discussed	of Commission for				
				topics and	Discipline Inspection,				
				scale of the	Guangxi Zhuang				
				Joint Seminar	Autonomous Region				
				co-organised	_				
				by MoS,	Director of Guilin				
				ICAC and	Municipal Supervision				
				CCAC	Department				
					•				
				Met officials					
				of the Beijing					
				Municipal					
				Supervision					
				Department					
				and visited a					
				local district					
				in Beijing to					
				look at its					
				corruption					
				prevention					
				system					
				Paid a					
				courtesy visit					
				to the					
				HKMAO of					
				State Council					
				Called on					
				Guangxi					
				Zhuang					
				Autonomous					
				Region to					
				exchange					
				views on					
				probity					
				building					
				6					

2/10/2008 – 9/10/2008 (Thursday to Thursday)	8	Kiev, Ukraine, London and Cambridge, UK	5	Attended the 3rd Annual Conference and General Meeting of IAACA in Kiev as speaker  Met and briefed them on Hong Kong's latest anti-corruptio n work in London and Cambridge	President of IAACA  Prosecutor General of Ukraine  Professors of Jesus College, Cambridge University	a) b) c)	21,953 47,150 3,863	(Subsistence Allowance) (Air passage) (Travelling / Others)	399,937 (72,966)
10/11/2008 – 12/11/2008 (Monday to Wednesday)	3	Manila, Philippine	2	Attended the 5th China-ASEA N Prosecutors General Conference as speaker  Fostered the sharing of anti-corruption experience with participating guests	Chief State Prosecutor, Department of Justice, Republic of the Philippines  Procurator-General of SPP	a) b)	6,413 5,377	(Subsistence Allowance) (Air passage)	28,363 (11,790)
14/11/2008 – 17/11/2008 (Friday to Monday)	4	Hangzhou, China	3	Attended a two-day corruption prevention seminar cum the launching ceremony of an anti-corruption research centre in Hangzhou as officiating guest and speaker  Shared Hong Kong's anti-corruption experience with Hangzhou Municipal Government	Vice Minister of MoS  Secretary of Zhejiang Provincial Commission for Discipline Inspection  Secretaries of Hangzhou Municipal Committee and Commission for Discipline Inspection	a) b)	6,804 6,272	(Subsistence Allowance) (Air passage)	41,680 (13,076)

15/12/2008 -	2	Shenzhen,	3	Attended the	Director of Law	a)	2,174	(Subsistence	9,126
16/12/2008		China		Forum on	Department, HKMAO			Allowance)	(2,174)
(Monday to				China	of State Council				
Tuesday)				Regional					
				Criminal Law	Legal professionals and				
				and as	academics of mainland				
				officiating	China, Hong Kong and				
				guest and	Macao				
				speaker					
				Participated in					
				the Advanced					
				Programme					
				on					
				Anti-Corrupti					
				on &					
				Anti-Triad					
				Legislation as					
				speaker					

11/1/2009 -	7	Beijing,	7	Visited the	Procurator-General of SPP	a)	20,754	(Subsistence	138,248
17/1/2009		Kunming		Supreme	SEL	b)	0.570	Allowance)	(30,333)
(Sunday to		and Lijiang,		People's	Vice Minister C	b)	9,579	(Air	
Saturday)		China		Procuratorate (SPP) to	Vice Minister of MoS			passage)	
				update each	Deputy Director of				
				other on	HKMAO of State				
				anti-graft	Council				
				work in both	Council				
				jurisdictions	Vice Chairperson of				
				amid the	Legislative Affairs				
				financial	Committee, National				
				crisis and	People's Congress				
				discussed the	respie s congress				
				Mutual Case	Head, Discipline				
				Assistance	Inspection Group,				
				Scheme	Chinese Academy of				
					Social Sciences				
				Visited MoS	Boeiar Bereilees				
				to discuss	Chief Procurator of				
				ways to	Provincial People's				
				strengthen	Procuratorate; Standing				
				cooperation	Committee Member of				
				on preventive	Provincial Committee;				
				education	Secretary of Provincial				
				among the	Political Science and				
				mainland,	Law Commission of				
				Hong Kong	Yunnan				
				and Macao					
					Executive Deputy Chief				
				Paid a	Procurator of Municipal				
				courtesy visit	People's Procuratorate;				
				to the	Secretary of municipal				
				HKMAO of	Committee; Mayor of				
				State Council	Municipal People's				
					Government of Lijiang				
				Exchanged					
				views with	Academics of				
				Chinese	Peking University,				
				Academy of	Tsinghua University				
1				Social	and Paijing Normal				
				Sciences and	Beijing Normal				
				prominent	University				
1				academics specialised in					
				anti-corruptio					
				n studies					
				ii studies					
				Explored the					
				possible scope					
				of cooperation					
				with the					
				Yunnan					
				Provincial					
				Government					

8/6/2009 – 9/6/2009 (Monday to Tuesday)	2	Guangzhou , Zengcheng and Shenzhen, China	8	Consolidated the relationship with the Guangdong Provincial People's Procuratorate (GDPP) and related organisations  Discussed the ways to expand and deepen cooperation	Chief Procurator of GDPP; Director of HKMAO of Guangdong Province  Chief Procurator of Guangzhou Municipal People's Procuratorate  Chief Procurator of Municipal People's Procuratorate; Secretary of Municipal Committee of Zengcheng  Chief Procurator of Shenzhen Municipal People's Procuratorate	a)	2,089	(Subsistence Allowance)	20,771 (2,089)
29/8/2009 – 5/9/2009 (Saturday to Saturday)	8	London and Cambridge, UK and Vienna, Austria	3	Attended the 27th Cambridge International Symposium on Economic Crime in Cambridge  Visited the Law Commission in London  Visited the Interpol's International Anti-Corrupti on Academy in Vienna		a) b) c)	20,235 39,543 3,391	(Subsistence Allowance) (Air passage) (Travelling / Others)	211,406 (63,169)
30/9/2009 – 2/10/2009 (Wednesday to Friday)	3	Beijing, China		Participated in the HKSAR delegation on 60th Anniversary of founding of People's Republic of China		a)	4,591	(Air passage)	4,591 (4,591)

13/10/2009 – 15/10/2009 (Tuesday to Thursday)	3	Beijing, China	4	Attended APEC Anti-Corrupti on Workshop  Took the opportunity to discuss with anti-corruptio n counterparts, fostering exchanges and cooperation	Deputy Director of State Administration of Radio, Film and Television Vice Minister of MoS	a) b)	7,569 9,095	(Subsistence Allowance) (Air passage)	66,024 (16,664)
8/11/2009 – 10/11/2009 (Sunday to Tuesday)	3	Macao, China	21	Attended the two-day seminar jointly organised by ICAC, MoS and CCAC as officiating guest and speaker	Vice Ministerial Commissioner of MoS Commissioner of CCAC	a) b)	8,996 584	(Subsistence Allowance) (Travelling / Others)	109,341 (9,580)
23/11/2009 – 25/11/2009 (Monday to Wednesday)	3	Hanoi, Vietnam	2	Attended the 6th ASEAN-Chin a Prosecutors General Conference as speaker	Prosecutor General of Vietnam Procurator-General of SPP	a) b)	5,305 9,151	(Subsistence Allowance) (Air passage)	35,384 (14,456)
20/12/2009 – 23/12/2009 (Sunday to Wednesday)	4	Taipei, Taiwan	8	Visited Taiwan's justice and supervision authorities and exchanged views on probity building  Delivered a presentation and shared Hong Kong's anti-graft experience	Minister of Justice; Director General of Investigation Bureau of Ministry of Justice; President of Control Yuan, Taiwan	a) b) c)	7,153 7,502 122	(Subsistence Allowance) (Air passage) (Travelling / Others)	96,617 (14,777)

8/4/2010 – 14/4/2010 (Thursday to Wednesday)	7	Salvador, Brazil and London, UK	2	Attended the Executive Committee Meeting of IAACA  Exchanged views and shared experiences with overseas anti-graft agencies and academics	President of IAACA  Head of Department, Federal Bureau for Internal Affaire, Ministry of Interior, Austria  Adviser to the Director General, European Anti Fraud Office, European Commission  Criminal Commissioner, Law Commission for English and Wales, UK  Director, Serious Fraud Office, UK	d) e) f)	13,700 92,863 1,650	(Subsistence Allowance) (Air passage) (Travelling / Others)	319,809 (108,213)
16/5/2010 – 23/5/2010 (Sunday to Sunday)	8	Beijing and Chengdu, China	8	Visited MoS and to exchange views on enhancing mutual cooperation in anti-corruption work  Discussed broadcasting of TV drama "ICAC Investigators" at CCTV  Paid visit to Sichuan and was briefed on the mechanism of supervision and corruption prevention in relation to earthquake reconstruction projects	Minister of MoS; Deputy Director of National Bureau of Corruption Prevention  Director of Supervision Department, Chinese Academy of Social Science  Head of Discipline Inspection Group, Central Commission for Discipline Inspection, State Administration of Radio, Film and Television  Secretary of Commission for Discipline Inspection, Peking University  Vice Governor of Provincial People's Government; Director of Provincial Supervision Department; Director of Chengdu Municipal Supervision Department;  Secretary of Leshan Municipal Commission for Discipline Inspection		17,574 9,328	(Subsistence Allowance) (Air passage)	162,193 (26,902)

10/6/2010 – 13/6/2010 (Thursday to Sunday)	4	Shanghai	6	Attended the China Executive Leadership Academy Pudong, a national training institute for senior officials, and gave a lecture  Officiated at the graduation ceremony for the 10 <sup>th</sup> National Affairs Study Programme organised by the Academy for Hong Kong's disciplinary forces  Visited the Shanghai Expo and was briefed on the corruption prevention measures for planning and implementation of the project; and exchanged views with Shanghai Municipal Bureau of Public Security	Vice President of China Executive Leadership Academy, Pudong Director of Shanghai Municipal Bureau of Public Security	a) b)	9,242 6,849	(Subsistence Allowance) (Air passage)	98,629 (16,091)
2/7/2010 – 4/7/2010 (Friday to Sunday)	3	Guangzhou , China and Shaoguan	6	Visited the Guangdong Provincial People's Procuratorate to consolidate working relationship	Chief Procurator of Provincial People's Procuratorate; Deputy Director of Hong Kong and Taiwan Affairs Office, Guangdong Chief Procurators of Guangzhou and Shaoguan Municipal People's Procuratorates	a) b)	4,795 420	(Subsistence Allowance) (Travelling / Others)	37,208 (5,215)

25/8/2010 – 28/8/2010 (Wednesday to Saturday)	4	Harbin, China	13	Attended the two-day seminar on anti-corruptio n and public finance jointly organised by ICAC, MoS and CCAC as speaker	Minister and Vice Minister of MoS  Executive Vice Governor of Heilongjiang Provincial People's Government; Secretary of Harbin Municipal Committee	a) b)	11,213 9,020	(Subsistence Allowance) (Air passage)	182,843 (20,233)
19/9/2010 – 21/9/2010 (Sunday to Tuesday)	3	Beijing, China	1	Officiated at the opening ceremony of a training course on Mainland government policies for ICAC officers  Visited SPP to discuss matters relating to IAACA	Executive Vice President of Chinese Academy of Governance Procurator-General of SPP	a) b)	5,550 9,581	(Subsistence Allowance) (Air passage)	25,341 (15,131)
2/11/2010 – 5/11/2010 (Tuesday to Friday)	4	Macao, China	35	Attended the 4th Annual Conference and General Meeting of IAACA as speaker  Exchanged views on anti-corruptio n work with participants	Head of Department, Federal Bureau for Internal Affaire, Ministry of Interior, Austria Adviser to the Director General, European Anti Fraud Office, European Commission Vigilance Commissioner, Central Vigilance Commission, India Director, Serious Fraud Office, United Kingdom Director, Anti-Fraud Office of Catalonia, Spain Head, General Inspection Organisation, Iran	a) b)	10,629 3,058	(Subsistence Allowance) (Travelling / Others)	215,151 (13,687)
12/12/2010 – 13/12/2010 (Sunday to Monday)	2	Macao, China	2	Attended the 3rd Forum on China Regional Criminal Law as officiating guest and speaker	Procurator-General of Public Prosecution Office, Macao  Director, Law Department, HKMAO of State Council  Legal professionals and academics of mainland China, Hong Kong and Macao	a) b)	3,419 527	(Subsistence Allowance) (Travelling / Others)	11,544 (3,946)

17/1/2011 – 19/1/2011 (Monday to Wednesday)	3	Singapore	3	Attended IAACA Expert Meeting to share views on IAACA work plan	Vice President of IAACA Adviser to the Director-General, European Anti-Fraud Office Deputy Director (Operations) and Head of Programmes, Corrupt Practices Investigation Bureau, Singapore	a) b)	7,303 18,741	(Subsistence Allowance) (Air passage)	57,679 (26,044)
8/5/2011 – 10/5/2011 (Sunday to Tuesday)	3	Doha, Qatar	4	Attended the Executive Committee Meeting of IAACA	Procurator-General of SPP  Attorney General, the State of Qatar	a) b)	2,119 32,620	(Subsistence Allowance) (Air passage)	134,042 (34,739)
31/5/2011 – 2/6/2011 (Tuesday to Thursday)	3	Bangkok, Thailand	5	Attended anti-corruptio n conference as speaker	Prime Minister, Thailand President of National Anti-Corruption Commission, Thailand	a) b)	5,318 5,184	(Subsistence Allowance) (Air passage)	50,792 (10,502)
22/6/2011 – 26/6/2011 (Wednesday to Sunday)	5	Beijing and Changsha, China	8	Visited MoS to exchange experience and foster closer ties in anti-corruptio n work  Paid a courtesy visit to the HKMAO of State Council  Visited Hunan University and delivered a presentation	Director of HKMAO of State Council  Vice Minister of MoS  Steering Committee Member, China Academy of Discipline Inspection and Supervision  Head of Discipline Inspection Group, Chinese Academy of Social Sciences  Standing Committee Member; Director of Supervision Department of Hunnan Province  Deputy Secretary of Party Committee and Secretary of Commission for Discipline Inspection, Hunan University  Executive Member of Municipal Intermediate People's Court of Changsha	a) b) c)	10,962 11,223 241	(Subsistence Allowance) (Air passage) (Travelling / Others)	126,592 (22,426)

2/7/2011 – 4/7/2011 (Saturday to Monday)	3	Shanghai, China	7	Attended 3rd Training Seminar of IAACA  Convened the 1st Steering Group Meeting of IAACA International Anti-Corrupti on Public Service Announceme nt Video Competition and Workshop	Standing Committee Member and Central Committee Member of Political Bureau; Committee Member of Political Bureau and Secretary of Shanghai Municipal Committee  President of IAACA and Procurator-General of SPP  Head of Department, Federal Bureau for Internal Affaire, Ministry of the Interior, Austria  Former Director of the Division for Treaty Affairs UNODC	a) b)	2,363 7,317	(Subsistence Allowance) (Air passage)	62,702 (9,680)
14/9/2011 – 17/9/2011 (Wednesday to Saturday)	4	Beijing and Tianjin, China	4	Visited the SPP and exchanged views on the work strategies and the future development of IAACA including the drafting of a declaration for a IAACA meeting tasked with ICAC  Visited the People's Procuratorate of Tianjin to share experiences	Procurator-General of SPP  Secretary General of IAACA  Chief Procurator of Tianjin Municipal People's Procuratorate; Vice Chairperson of Standing Committee of Tianjin Municipal People's Congress	a) b)	7,365 9,961	(Subsistence Allowance) (Air passage)	67,750 (17,326)

19/10/2011 – 27/10/2011 (Wednesday to Thursday)	9	Marrakesh, Morocco	6	Attended the 5th IAACA Annual Conference and General Meeting & delivered a speech at The Fourth Session of the Conference of the States Parties to the United Nations Convention against Corruption  Convened the 2 <sup>nd</sup> Steering Group Meeting of IAACA International Anti-Corrupti on Public Service Announceme nt Video Competition and Workshop	Procurator-General of SPP  Participants of anti-corruption agencies	a) b) c)	19,079 63,916 777	(Subsistence Allowance) (Air passage) (Travelling / Others)	593,463 (83,772)
20/6/2012 – 22/6/2012 (Wednesday to Friday)	3	Beijing, China	5	Fostered exchanges and explored opportunities for future cooperation	Procurator-General; former Procurator-General of SPP  Minister of MoS  Head of Discipline Inspection Group, Central Commission for Discipline Inspection, Chinese Academy of Social Sciences  Academics of Peking University and Tsinghua University etc	a) b)	5,519 10,718	(Subsistence Allowance) (Air passage)	71,115 (16,237)

Total: 34 visits and total expenditure \$3,907,612
(Total expenditure for Commissoiner \$757,921)

(c) The Commissioner conducts duty visits on a need basis such as the promotion of anti-corruption work and paying courtesy visits. As corruption problems become more prominent in the international arena, the Independent Commission Against Corruption (ICAC) has adopted a more proactive strategy in recent years to foster the exchange anti-corruption experience and to enhance co-operation with our international counterparts.

China signed the United Nations Convention Against Corruption (UNCAC) in Dec 2003 and ratified it in January 2006 and the convention was extended to Hong Kong in February 2006. Under a declaration filed by the Central People's Government of China under UNCAC, the ICAC is duty bound to assist other state parties in promoting and strengthening measures pertaining to corruption prevention.

Following the establishment of the International Association of Anti-Corruption Authorities (IAACA) in October 2006 (IAACA is an independent, non-government organisation set up to promote effective implementation of United Nations Convention Against Corruption. Currently, IAACA has more than 300 organisational members which cover anti-corruption agencies and related organisations worldwide. The present President of IAACA is Cao Jianming, the Procurator-General of the Supreme People's Procuratorate), the former Commissioner, Mr Timothy HM TONG, was appointed a member of the IAACA Executive Committee in late 2008. He was then invited on a number of occasions to attend the IAACA Executive Committee meetings and its international conferences overseas to fulfil his duties as an Executive Committee member. Upon invitation by the IAACA, Mr TONG led delegations comprising officers from different departments of the ICAC to attend the conferences held in different places overseas and acted as speakers or to make reports at various to share anti-graft experience at seminars. Moreover, Mr TONG was also invited to attend and speak at the anti-corruption conferences held overseas on many occasions. With the increase in the number of overseas duty visits and the number of accompanying officers due to actual needs, the air ticket fees and the subsistence allowance outside Hong Kong also increased accordingly.

Name in block letters:	Simon YL PEH				
Post Title:	Commissioner, ICAC				
Date:	22.4.2013				