

Appendix B

**Guidelines for termination of tenancy agreement
on account of commission of offences**

- (1) The Department may terminate the stall tenancy agreement upon contraventions committed relating to the stall by the tenant or his agent of any provision of the Public Health and Municipal Services Ordinance (Cap. 132) or its subsidiary legislation.
- (2) The current departmental policy in dealing with termination of tenancy agreement on account of offences is that normally when four offences resulting in convictions have been committed whilst operating the stall within a period of 12 months, consideration will be given to terminate the tenancy agreement. However, if an offence committed is considered serious by nature, the Department may consider to terminate the tenancy agreement upon one conviction of such serious offence.
- (3) The Department considers that any offence committed in contravention of section 29 of the Food Business Regulation (Cap. 132, sub. leg.) in respect of the sale, offer, exposure or possession for sale or for use in the preparation of any article of food for sale, meat of animals which have not been slaughtered in a slaughterhouse licensed by the Department or where such meat was not lawfully imported into Hong Kong in accordance with the Imported Game, Meat and Poultry Regulations (Cap. 132, sub. leg.) is serious. Consideration will be given to terminate the tenancy forthwith upon one conviction of this offence.