



Labour Department (Headquarters)

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10 October 2017

Ms Betty MA
Clerk to the Panel on Manpower
Legislative Council
Legislative Council Complex
1 Legislative Council Road
Central
Hong Kong

Dear Ms Ma,

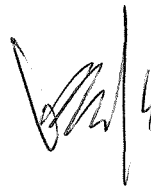
**Occupational Safety Condition of the
Hong Kong-Zhuhai-Macao Bridge (“HZMB”) Projects**

I refer to the letter from the Secretariat of the Panel on Manpower dated 11 May 2017, enclosing a letter of 10 May 2017 from the then-legislator Ms LAU Siu-lai addressed to the Chairman of the Panel. The Administration is requested to provide further information concerning the occupational safety of the HZMB projects. The Labour Department (“LD”) sets out its reply as follows.

With regard to disclosure of the names of the principal contractors and sub-contractors involved in the prosecution cases as listed in Annex II of CB(2)1357/16-17(05) where the legal proceedings have been completed, LD has considered further advice from the Department of Justice (“DoJ”). In light of the advice and with reference to the Code on Access to Information (“the Code”), the names of defendants and relevant information of the cases heard and convicted in the past two years are set out in Annex.

As regards the request for disclosure of the names of the duty holders in relation to the written warnings/Improvement Notices and Suspension Notices issued as mentioned in Annex I of CB(2)1357/16-17(05), LD is of the view that it is not appropriate to disclose such information upon seeking further advice from DoJ and making reference to the Code.

Yours sincerely,

A handwritten signature in black ink, appearing to be 'WU Wai-hung', written in a cursive style.

(WU Wai-hung)
for Commissioner for Labour

Conviction Records regarding the Hong Kong – Zhuhai – Macao Bridge Local Projects in the past two years

	Defendants	Project	Offence	Conviction Date
1	Tai Yau Woo Engineering Limited	Tuen Mun - Chek Lap Kok Link	Contravention of regulation 38B(1A) of the Construction Site (Safety) Regulations: Failure to prevent person from falling from a place of 2 m high or more	8 Oct 2015
2	Gammon Construction Limited	Tuen Mun - Chek Lap Kok Link	Contravention of regulation 52A(2) of the Construction Site (Safety) Regulations: Failure to provide guard rails to prevent from falling into water	8 Oct 2015
3	Lam Geotechnics Limited	Tuen Mun - Chek Lap Kok Link	Contravention of regulation 44(1)(c) of the Construction Site (Safety) Regulations: Failure to guard dangerous part of machine	15 Feb 2016
4	Gammon Construction Limited	Tuen Mun - Chek Lap Kok Link	Contravention of regulation 44(1)(c) of the Construction Site (Safety) Regulations: Failure to guard dangerous part of machine	15 Feb 2016
5	VSL Hong Kong Limited	Hong Kong Link Road	Contravention of sections 6A(2)(a) and 13(1) of the Factories and Industrial Ordinance: Guilty of the like offence of another proprietor (sub-contractor) failing to provide safe plant or safe system of work	8 Jun 2016

6	VSL Hong Kong Limited	Hong Kong Link Road	Contravention of sections 6A(2)(c) and 13(1) of the Factories and Industrial Ordinance: Guilty of the like offence of another proprietor (sub-contractor) failing to provide necessary information, instruction, training and supervision	8 Jun 2016
7	China Harbour Engineering Company Limited	Hong Kong Link Road	Contravention of sections of 6A(2)(a) and 13(1) of the Factories and Industrial Ordinance: Guilty of the like offence of another proprietor (sub-contractor) failing to provide safe plant or safe system of work	8 Jun 2016
8	China Harbour Engineering Company Limited	Hong Kong Link Road	Contravention of sections 6A(2)(c) and 13(1) of the Factories and Industrial Ordinance: Guilty of the like offence of another proprietor (sub-contractor) failing to provide necessary information, instruction, training and supervision	8 Jun 2016
9	Dragages Hong Kong Limited	Hong Kong Link Road	Contravention of sections 6A(2)(a) and 13(1) of the Factories and Industrial Ordinance: Guilty of the like offence of another proprietor (sub-contractor) failing to provide safe plant or safe system of work	8 Jun 2016
10	Dragages Hong Kong Limited	Hong Kong Link Road	Contravention of sections 6A(2)(c) and 13(1) of the Factories and Industrial Ordinance: Guilty of the like offence of another proprietor (sub-contractor) failing to provide necessary information, instruction, training and supervision	8 Jun 2016

11	Cally Engineering Limited	Hong Kong Link Road	Contravention of sections 6A(2)(a) of the Factories and Industrial Ordinance: Failure to provide safe plant or safe system of work	8 Jun 2016
12	Cally Engineering Limited	Hong Kong Link Road	Contravention of sections 6A(2)(c) of the Factories and Industrial Ordinance: Failure to provide necessary information, instruction, training and supervision	8 Jun 2016
13	Chung Wo Civil Engineering Limited	Hong Kong Link Road	Contravention of regulation 38B(1A) of the Construction Site (Safety) Regulations: Failure to prevent person from falling from a place of 2 m high or more	25 Aug 2016
14	Chung Wo Civil Engineering Limited	Hong Kong Link Road	Contravention of regulation 38AA(2) of the Construction Site (Safety) Regulations: Failure to provide adequate and safe means of access and egress	25 Aug 2016
15	Ming Shing Construction Engineering Company Limited	Hong Kong Link Road	Contravention of regulation 38B(1A) of the Construction Site (Safety) Regulations: Failure to prevent person from falling from a place of 2 m high or more	25 Aug 2016
16	China State Construction Engineering (Hong Kong) Limited	Hong Kong Link Road	Contravention of regulation 38A(2) of the Construction Site (Safety) Regulations: Failure to provide adequate and safe means of access and egress	25 Aug 2016
17	Fortress Development Limited	Hong Kong Link Road	Contravention of regulation 52A(2) of the Construction Site (Safety) Regulations: Failure to provide guard rails to prevent from falling into water	3 Oct 2016

18	VSL Hong Kong Limited	Hong Kong Link Road	Contravention of regulation 52A(2) of the Construction Site (Safety) Regulations: Failure to provide guard rails to prevent from falling into water	3 Oct 2016
19	China Harbour Engineering Company Limited	Hong Kong Link Road	Contravention of regulation 52A(2) of the Construction Site (Safety) Regulations: Failure to provide guard rails to prevent from falling into water	3 Oct 2016
20	Dragages Hong Kong Limited	Hong Kong Link Road	Contravention of regulation 52A(2) of the Construction Site (Safety) Regulations: Failure to provide guard rails to prevent from falling into water	3 Oct 2016
21	Fortress Development Limited	Hong Kong Link Road	Contravention of regulation 52A(2) of the Construction Site (Safety) Regulations: Failure to provide guard rails to prevent from falling into water	3 Oct 2016
22	VSL Hong Kong Limited	Hong Kong Link Road	Contravention of regulation 52A(2) of the Construction Site (Safety) Regulations: Failure to provide guard rails to prevent from falling into water	3 Oct 2016
23	China Harbour Engineering Company Limited	Hong Kong Link Road	Contravention of regulation 52A(2) of the Construction Site (Safety) Regulations: Failure to provide guard rails to prevent from falling into water	3 Oct 2016
24	Dragages Hong Kong Limited	Hong Kong Link Road	Contravention of regulation 52A(2) of the Construction Site (Safety) Regulations: Failure to provide guard rails to prevent from falling into water	3 Oct 2016

25	Hoi Cheung Engineering Company Limited	Hong Kong Link Road	Contravention of regulation 38AA(2) of the Construction Site (Safety) Regulations: Failure to provide adequate and safe means of access and egress	3 Oct 2016
26	Hoi Cheung Engineering Company Limited	Hong Kong Link Road	Contravention of regulation 38B(1A) of the Construction Site (Safety) Regulations: Failure to prevent person from falling from a place of 2 m high or more	3 Oct 2016
27	Hoi Cheung Engineering Company Limited	Hong Kong Link Road	Contravention of regulation 43(b) of the Construction Site (Safety) Regulations: Failure to ensure workers wearing eye protectors	3 Oct 2016
28	VSL Hong Kong Limited	Hong Kong Link Road	Contravention of regulation 38A(2) of the Construction Site (Safety) Regulations: Failure to provide adequate and safe means of access and egress	3 Oct 2016
29	VSL Hong Kong Limited	Hong Kong Link Road	Contravention of regulation 38B(1) of the Construction Site (Safety) Regulations: Failure to prevent person from falling from a place of 2 m high or more	3 Oct 2016
30	VSL Hong Kong Limited	Hong Kong Link Road	Contravention of regulation 43(b) of the Construction Site (Safety) Regulations: Failure to ensure workers wearing eye protectors	3 Oct 2016
31	China Harbour Engineering Company Limited	Hong Kong Link Road	Contravention of regulation 38A(2) of the Construction Site (Safety) Regulations: Failure to provide adequate and safe means of access and egress	3 Oct 2016

32	China Harbour Engineering Company Limited	Hong Kong Link Road	Contravention of regulation 38B(1) of the Construction Site (Safety) Regulations: Failure to prevent person from falling from a place of 2 m high or more	3 Oct 2016
33	China Harbour Engineering Company Limited	Hong Kong Link Road	Contravention of regulation 43(b) of the Construction Site (Safety) Regulations: Failure to ensure workers wearing eye protectors	3 Oct 2016
34	Dragages Hong Kong Limited	Hong Kong Link Road	Contravention of regulation 38A(2) of the Construction Site (Safety) Regulations: Failure to provide adequate and safe means of access and egress	3 Oct 2016
35	Dragages Hong Kong Limited	Hong Kong Link Road	Contravention of regulation 38B(1) of the Construction Site (Safety) Regulations: Failure to prevent person from falling from a place of 2 m high or more	3 Oct 2016
36	Dragages Hong Kong Limited	Hong Kong Link Road	Contravention of regulation 43(b) of the Construction Site (Safety) Regulations: Failure to ensure workers wearing eye protectors	3 Oct 2016
37	Hoi Cheung Engineering Company Limited	Hong Kong Link Road	Contravention of regulation 38B(1A) of the Construction Site (Safety) Regulations: Failure to prevent person from falling from a place of 2 m high or more	3 Oct 2016
38	Hoi Cheung Engineering Company Limited	Hong Kong Link Road	Contravention of regulation 52A(2) of the Construction Site (Safety) Regulations: Failure to provide guard rails to prevent from falling into water	3 Oct 2016

39	Hoi Cheung Engineering Company Limited	Hong Kong Link Road	Contravention of regulation 38AA(2) of the Construction Site (Safety) Regulations: Failure to provide adequate and safe means of access and egress	3 Oct 2016
40	VSL Hong Kong Limited	Hong Kong Link Road	Contravention of regulation 38B(1) of the Construction Site (Safety) Regulations: Failure to prevent person from falling from a place of 2 m high or more	3 Oct 2016
41	VSL Hong Kong Limited	Hong Kong Link Road	Contravention of regulation 52A(2) of the Construction Site (Safety) Regulations: Failure to provide guard rails to prevent from falling into water	3 Oct 2016
42	VSL Hong Kong Limited	Hong Kong Link Road	Contravention of regulation 38A(2) of the Construction Site (Safety) Regulations: Failure to provide adequate and safe means of access and egress	3 Oct 2016
43	China Harbour Engineering Company Limited	Hong Kong Link Road	Contravention of regulation 38B(1) of the Construction Site (Safety) Regulations: Failure to prevent person from falling from a place of 2 m high or more	3 Oct 2016
44	China Harbour Engineering Company Limited	Hong Kong Link Road	Contravention of regulation 52A(2) of the Construction Site (Safety) Regulations: Failure to provide guard rails to prevent from falling into water	3 Oct 2016
45	China Harbour Engineering Company Limited	Hong Kong Link Road	Contravention of regulation 38A(2) of the Construction Site (Safety) Regulations: Failure to provide adequate and safe means of access and egress	3 Oct 2016

46	Dragages Hong Kong Limited	Hong Kong Link Road	Contravention of regulation 38B(1) of the Construction Site (Safety) Regulations: Failure to prevent person from falling from a place of 2 m high or more	3 Oct 2016
47	Dragages Hong Kong Limited	Hong Kong Link Road	Contravention of regulation 52A(2) of the Construction Site (Safety) Regulations: Failure to provide guard rails to prevent from falling into water	3 Oct 2016
48	Dragages Hong Kong Limited	Hong Kong Link Road	Contravention of regulation 38A(2) of the Construction Site (Safety) Regulations: Failure to provide adequate and safe means of access and egress	3 Oct 2016
49	Dragages Hong Kong Limited	Tuen Mun - Chek Lap Kok Link	Contravention of regulation 38A(2) of the Construction Site (Safety) Regulations: Failure to provide adequate and safe means of access and egress	18 Nov 2016
50	Dragages Hong Kong Limited	Tuen Mun - Chek Lap Kok Link	Contravention of regulation 38A(2) of the Construction Site (Safety) Regulations: Failure to provide adequate and safe means of access and egress	18 Nov 2016
51	Dragages Hong Kong Limited	Tuen Mun - Chek Lap Kok Link	Contravention of regulation 43(b) of the Construction Site (Safety) Regulations: Failure to ensure workers wearing eye protectors	18 Nov 2016
52	China Harbour Engineering Company Limited	Tuen Mun - Chek Lap Kok Link	Contravention of regulation 38A(2) of the Construction Site (Safety) Regulations: Failure to provide adequate and safe means of access and egress	18 Nov 2016

53	China Harbour Engineering Company Limited	Tuen Mun - Chek Lap Kok Link	Contravention of regulation 38A(2) of the Construction Site (Safety) Regulations: Failure to provide adequate and safe means of access and egress	18 Nov 2016
54	China Harbour Engineering Company Limited	Tuen Mun - Chek Lap Kok Link	Contravention of regulation 48(1)(b) of the Construction Site (Safety) Regulations: Failure to ensure workers wearing safety helmets	18 Nov 2016
55	VSL Hong Kong Limited	Tuen Mun - Chek Lap Kok Link	Contravention of regulation 38A(2) of the Construction Site (Safety) Regulations: Failure to provide adequate and safe means of access and egress	18 Nov 2016
56	VSL Hong Kong Limited	Tuen Mun - Chek Lap Kok Link	Contravention of regulation 38A(2) of the Construction Site (Safety) Regulations: Failure to provide adequate and safe means of access and egress	18 Nov 2016
57	VSL Hong Kong Limited	Tuen Mun - Chek Lap Kok Link	Contravention of regulation 48(1)(b) of the Construction Site (Safety) Regulations: Failure to ensure workers wearing safety helmets	18 Nov 2016
58	Hoi Cheung Engineering Company Limited	Tuen Mun - Chek Lap Kok Link	Contravention of regulation 7(b) of the Factories and Industrial Undertakings (Protection of Eyes) Regulations: Failure to ensure workers wearing eye protectors	18 Nov 2016
59	Hoi Cheung Engineering Company Limited	Tuen Mun - Chek Lap Kok Link	Contravention of regulation 38AA(2) of the Construction Site (Safety) Regulations: Failure to provide adequate and safe means of access and egress	18 Nov 2016

60	Hoi Cheung Engineering Company Limited	Tuen Mun - Chek Lap Kok Link	Contravention of regulation 38AA(2) of the Construction Site (Safety) Regulations: Failure to provide adequate and safe means of access and egress	18 Nov 2016
61	Hoi Cheung Engineering Company Limited	Tuen Mun - Chek Lap Kok Link	Contravention of regulation 48(1A)(b) of the Construction Site (Safety) Regulations: Failure to ensure workers wearing safety helmets	18 Nov 2016
62	VSL Hong Kong Limited	Tuen Mun - Chek Lap Kok Link	Contravention of regulation 52A(2) of the Construction Site (Safety) Regulations: Failure to provide guard rails to prevent from falling into water	8 Jun 2017
63	China Harbour Engineering Company Limited	Tuen Mun - Chek Lap Kok Link	Contravention of regulation 52A(2) of the Construction Site (Safety) Regulations: Failure to provide guard rails to prevent from falling into water	8 Jun 2017
64	Dragages Hong Kong Limited	Tuen Mun - Chek Lap Kok Link	Contravention of regulation 52A(2) of the Construction Site (Safety) Regulations: Failure to provide guard rails to prevent from falling into water	8 Jun 2017
65	Dragages Hong Kong Limited	Hong Kong Link Road	Contravention of regulation 38B(1) of the Construction Site (Safety) Regulations: Failure to prevent person from falling from a place of 2 m high or more	10 Aug 2017
66	China Harbour Engineering Company Limited	Hong Kong Link Road	Contravention of regulation 38B(1) of the Construction Site (Safety) Regulations: Failure to prevent person from falling from a place of 2 m high or more	10 Aug 2017

67	VSL Hong Kong Limited	Hong Kong Link Road	Contravention of regulation 38B(1) of the Construction Site (Safety) Regulations: Failure to prevent person from falling from a place of 2 m high or more	10 Aug 2017
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