

CONTROLLING OFFICER'S REPLY

EEB(F)063

(Question Serial No. 1816)

Head: (49) Food and Environmental Hygiene Department

Subhead (No. & title): (-) Not specified

Programme: (3) Market Management and Hawker Control

Controlling Officer: Director of Food and Environmental Hygiene (Ms Irene YOUNG)

Director of Bureau: Secretary for Environment and Ecology

Question:

It is stated that during 2023-24, the Food and Environmental Hygiene Department will continue to support the District Matters Co-ordination Task Force led by the Deputy Chief Secretary to tackle district-based environmental hygiene and street management issues. In this connection, please advise this Committee of:

- i) the manpower and estimated expenditure for taking enforcement actions against shop front extensions (SFEs) by the Department in 2023-24; and
- ii) the respective numbers of complaints against SFEs received, prosecutions instituted, shops prosecuted and fixed penalty notices issued by the Department in the past 3 years, with a breakdown by District Council district in the territory.

Asked by: Hon CHAN Hoi-yan (LegCo internal reference no.: 6)

Reply:

- i) Taking enforcement actions against shop front extensions (SFEs) is part of the duties of the Hawker Control Officers (HCO) of the Food and Environmental Hygiene Department. It is estimated that in 2023-24, the staffing establishment of HCO grade is 2 291 and the estimated expenditure is about \$835 million. The Department does not keep a separate breakdown in relation to the enforcement actions taken against SFEs.
- ii) The respective numbers of complaints received, prosecutions instituted and FPNs issued against SFEs by the Department in the past 3 years, with a breakdown by year and District Council district, are provided at Annex. The Department does not keep a separate breakdown of the number of shops prosecuted.

Numbers of complaints received, prosecutions instituted and fixed penalty notices (FPNs) issued against shop front extensions (SFEs) by the Food and Environmental Hygiene Department

Table 1: Number of complaints

District	Number of complaints		
	2020	2021	2022
Central & Western	648	836	1 879
Wan Chai	648	731	677
Eastern	1 674	2 582	2 232
Southern	460	638	571
Islands	90	122	203
Yau Tsim and Mong Kok	2 723	3 000	2 819
Sham Shui Po	2 519	3 390	2 633
Kowloon City	892	1 491	1 515
Wong Tai Sin	1 246	1 394	1 325
Kwun Tong	1 183	851	705
Kwai Tsing	616	781	1 038
Tsuen Wan	644	1 174	903
Tuen Mun	481	363	707
Yuen Long	2 772	3 577	4 202
North	633	674	587
Tai Po	1 033	1 159	1 096
Sha Tin	364	389	477
Sai Kung	278	358	632
Total	18 904	23 510	24 201

Table 2: Number of prosecutions instituted

District	Number of prosecutions ^{Note}		
	2020	2021	2022
Central & Western	45	80	39
Wan Chai	91	113	80
Eastern	332	441	250
Southern	82	93	73
Islands	32	26	26
Yau Tsim and Mong Kok	227	383	388
Sham Shui Po	916	605	330
Kowloon City	44	97	84
Wong Tai Sin	175	226	187
Kwun Tong	297	266	610
Kwai Tsing	63	39	100
Tsuen Wan	77	194	211
Tuen Mun	353	338	659
Yuen Long	366	426	2 225
North	44	45	49
Tai Po	97	169	203
Sha Tin	55	53	89
Sai Kung	58	111	197
Total	3 354	3 705	5 800

Note: The number of prosecutions instituted under section 4A of the Summary Offences Ordinance (Cap. 228), sections 83B(1) and (3), 22(1)(a) and 22(2)(a) of the Public Health and Municipal Services Ordinance (Cap. 132), as well as section 34C of the Food Business Regulation (Cap. 132X), including cases with summonses issued and arrests made against SFEs but excluding those with FPNs issued.

Table 3: Number of FPNs issued

District	Number of FPNs issued		
	2020	2021	2022
Central & Western	200	157	185
Wan Chai	360	370	615
Eastern	587	941	775
Southern	136	252	358
Islands	2	3	0
Yau Tsim and Mong Kok	1 530	2 102	2 491
Sham Shui Po	1 636	1 600	1 893
Kowloon City	377	463	586
Wong Tai Sin	341	691	674
Kwun Tong	796	1 262	1 197
Kwai Tsing	562	853	905
Tsuen Wan	624	919	1 360
Tuen Mun	500	821	888
Yuen Long	1 889	2 565	2 201
North	277	191	282
Tai Po	730	1 380	963
Sha Tin	137	115	229
Sai Kung	50	81	186
Total	10 734	14 766	15 788

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