

CONTROLLING OFFICER'S REPLY

EEB(F)055

(Question Serial No. 0646)

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:

Regarding the enforcement against shop front extension (SFE),

1. what were the respective numbers of complaints against SFE received, prosecutions instituted and fixed penalty notices issued by the Food and Environmental Department in each of the past 3 years, with a breakdown by District Council district?
2. what were the numbers of inter-departmental operations against SFE jointly conducted by the Department and other government departments in the past 3 years, with a breakdown by District Council district?

Asked by: Hon CHAN Hoi-yan (LegCo internal reference no.: 19)

Reply:

1. The respective numbers of complaints against shop front extension (SFE) received, prosecutions instituted and fixed penalty notices (FPNs) issued by the Food and Environmental Hygiene Department (FEHD) in the past 3 years, with a breakdown by year and District Council district, are provided at Annex I.
2. Since September 2021, FEHD has launched a new mode of joint operations with the Hong Kong Police Force (the Police) on a trial basis in 3 districts, namely Kwun Tong, Kowloon City and Tsuen Wan, under which obstructive items illegally placed on the streets would be removed and seized. Such joint enforcement mode has successively been adopted in all districts across the territory since October 2022. The numbers of joint operations mounted by FEHD and the Police since September 2021, with a breakdown by year and District Council district, are provided at Annex II.

**Numbers of complaints against SFE received, prosecutions instituted and
FPNs issued by FEHD**

Table 1: Number of complaints

District	Number of complaints		
	2021	2022	2023
Central & Western	836	1 879	1 159
Wan Chai	731	677	463
Eastern	2 582	2 232	1 216
Southern	638	571	289
Islands	122	203	219
Yau Tsim Mong	3 000	2 819	3 210
Sham Shui Po	3 390	2 633	2 118
Kowloon City	1 491	1 515	633
Wong Tai Sin	1 394	1 325	703
Kwun Tong	851	705	902
Kwai Tsing	781	1 038	635
Tsuen Wan	1 174	903	738
Tuen Mun	363	707	466
Yuen Long	3 577	4 202	3 753
North	674	587	231
Tai Po	1 159	1 096	1 161
Sha Tin	389	477	366
Sai Kung	358	632	387
Total	23 510	24 201	18 649

Table 2: Number of prosecutions

District	Number of prosecutions ^{Note}		
	2021	2022	2023
Central & Western	80	39	26
Wan Chai	113	80	50
Eastern	441	250	125
Southern	93	73	3
Islands	26	26	35
Yau Tsim Mong	383	388	460
Sham Shui Po	605	330	263
Kowloon City	97	84	67
Wong Tai Sin	226	187	117
Kwun Tong	266	610	172
Kwai Tsing	39	100	120
Tsuen Wan	194	211	330
Tuen Mun	338	659	190
Yuen Long	426	2 225	753
North	45	49	71
Tai Po	169	203	95
Sha Tin	53	89	78
Sai Kung	111	197	115
Total	3 705	5 800	3 070

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 SFE but excluding those with FPNs issued.

Table 3: Number of FPNs

District	Number of FPNs		
	2021	2022	2023
Central & Western	157	185	219
Wan Chai	370	615	109
Eastern	941	775	192
Southern	252	358	63
Islands	3	0	1
Yau Tsim Mong	2 102	2 491	1 626
Sham Shui Po	1 600	1 893	1 003
Kowloon City	463	586	447
Wong Tai Sin	691	674	186
Kwun Tong	1 262	1 197	607
Kwai Tsing	853	905	358
Tsuen Wan	919	1 360	706
Tuen Mun	821	888	600
Yuen Long	2 565	2 201	1 173
North	191	282	120
Tai Po	1 380	963	141
Sha Tin	115	229	113
Sai Kung	81	186	49
Total	14 766	15 788	7 713

Number of joint operations mounted by FEHD and the Police against SFE since the adoption of the new enforcement approach in September 2021

District	Number of joint operations		
	2021 ^{Note}	2022	2023
Central & Western	-	21	141
Wan Chai	-	17	59
Eastern	-	52	92
Southern	-	23	100
Islands	-	-	-
Yau Tsim Mong	-	21	116
Sham Shui Po	-	65	119
Kowloon City	31	105	120
Wong Tai Sin	-	11	47
Kwun Tong	23	96	124
Kwai Tsing	-	26	91
Tsuen Wan	20	80	96
Tuen Mun	-	18	78
Yuen Long	-	42	58
North	-	10	48
Tai Po	-	22	88
Sha Tin	-	31	152
Sai Kung	-	22	83
Total	74	662	1 612

Note: The trial scheme on joint operations has been launched in 3 districts (Kowloon City, Kwun Tong and Tsuen Wan) since late September 2021.

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