

**CONTROLLING OFFICER'S REPLY**

**HAB468**

**(Question Serial No. 3687)**

Head: (95) Leisure and Cultural Services Department

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

Programme: (-) Not Specified

Controlling Officer: Director of Leisure and Cultural Services (Ms Michelle LI)

Director of Bureau: Secretary for Home Affairs

Question:

Further to the previous question, if a contractor is found in breach of the Occupational Safety and Health Ordinance and the service performance requirements under the contract, what action will be taken by the Leisure and Cultural Services Department? What penalties will be imposed on the contractor?

Asked by: Dr Hon Fernando CHEUNG Chiu-hung (Member Question No. 286)

Reply:

In case of any non-compliance with contract provisions by contractors of the Leisure and Cultural Services Department (LCSD), the venue management may give verbal advice or issue advisory letters to the contractors. For severe cases, default notices will be issued and liquidated damages will be claimed in accordance with the contract. Besides, the venue management will conduct monthly assessments on the performance of the contractors to ensure that they meet the contract requirements and comply with all the contract provisions, including those on occupational safety. If any possible breach of the requirements of the Occupational Safety and Health Ordinance is found, the case will be brought to the contractor for investigation and appropriate remedies. The case will be referred to the relevant law enforcement agencies for follow-up where necessary. The LCSD will consider terminating the contract according to the relevant contract terms and conditions if the contractor is convicted consequently.

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