

CONTROLLING OFFICER'S REPLY**HAB220****(Question Serial No. 0172)**Head: (95) Leisure and Cultural Services DepartmentSubhead (No. & title): (-) Not SpecifiedProgramme: (-) Not SpecifiedControlling Officer: Director of Leisure and Cultural Services (Ms Michelle LI)Director of Bureau: Secretary for Home AffairsQuestion:

In the past 3 years, what are the numbers of verbal warnings, written warnings, default notices, deduction of monthly service fee notices and demerit points issued by the Leisure and Cultural Services Department to outsourced cleansing service contractors? Among them, what are the numbers of cases related to violation of the requirements of the Occupational Safety and Health Ordinance, "Standard Employment Contract", Employment Ordinance and arrears of severance payment and wages? Apart from the abovementioned penalties, what other penalties are imposed on the contractors by the Leisure and Cultural Services Department?

Asked by: Hon LEUNG Yiu-chung (Member Question No. 12)Reply:

The numbers of non-compliance notices issued by the Leisure and Cultural Services Department (LCSD) to outsourced cleansing service contractors in the past 3 years are set out below:

	2014	2015	2016[#]
1. Deduction of monthly service fee notices	528	665	1 163
2. Verbal warnings	271	289	320
3. Written warnings	240	366	584
4. Default notices	5	11	15*
5. Recorded demerit points	0	0	0

* Among the 15 default notices issued, 3 of them involved wage issue. Upon receipt of default notices issued by the Department, the contractor concerned took immediate follow-up actions to resolve the issue.

In 2016, the numbers of various types of non-compliance notices issued increased. This was mainly due to the fact that more incidents of contractors' failure to provide sufficient manpower as stipulated in the contract were found. In accordance with the contract terms and conditions, the LCSD had issued non-compliance notices, namely deduction of monthly service fees, verbal warnings, written warnings and default notices to remind the contractors to improve and provide sufficient manpower.

According to our records, the above information does not involve cases related to violation of the requirements of the Occupational Safety and Health Ordinance, "Standard Employment Contract", Employment Ordinance and arrears of severance payment.

Apart from the abovementioned penalties, if a contractor is convicted of violating any stipulations of the aforesaid ordinances, the LCSD may, according to the contract terms and conditions, consider terminating the contract forthwith and removing the contractor from the Department's Supplier List.

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