

(Translation)

Minutes of the 20th Meeting of
Environmental and Health Affairs Committee (6/18-19)

Date: 7 March 2019 (Thursday)

Time: 2:30 p.m.

Venue: Main Conference Room, Tsuen Wan District Office

Present:

Members

Mr CHOW Ping-tim (Chairman)
Mr CHENG Chit-pun (Vice Chairman)
Mr MAN Yu-ming, MH
Mr KOO Yeung-pong, MH
Mr NG Hin-lung, Norris
Mr LI Hung-por
Ms LAM Yuen-pun, Phyllis
Ms LAM, Lam Nixie
Mr LAM Faat-kang, MH
The Hon CHAN Han-pan, Ben, BBS, JP
Mr CHAN Chun-chung, Jones
Mr CHAN Sung-ip, MH
Mr WONG Ka-wa
Mr WONG Wai-kit, MH
Mr KOT Siu-yuen
Mr CHUNG Wai-ping, SBS, MH
Mr LO Siu-kit, MH
Mr TAM Hoi-pong

Co-opted Members

Mr LAM Kwok-on
Mr LAM Fook-chuen
Mr CHUNG Ho-yin
Ms CHOW Chin-tung

Government Representatives

Mr CHOW Chun-hun, Gary	Assistant District Officer (Tsuen Wan), Tsuen Wan District Office
Mr KUAN Man-hou	District Environmental Hygiene Superintendent (Tsuen Wan), Food and Environmental Hygiene Department
Mr AU YEUNG Wai-ming, Arthur	Deputy District Leisure Manager (Tsuen Wan) 2, Leisure and Cultural Services Department
Ms TSANG Ka-man, Carmen	Senior Environmental Protection Officer (Regional West)2, Environmental Protection Department
Ms LO Sze-yan	Engineer/Tsuen Kwai 2, Drainage Services Department
Mr CHONG Kwok-wai	Senior District Engineer/General (3), Highways Department

Mr LI Pui-sang	Contract Project Coordinator/2 (New Territories West), Civil Engineering and Development Department
Mr KAN King-ming, Victor	Assistant Housing Manager/Shek Wai Kok 2, Housing Department
Mr PANG Chin-chiu	Senior Land Executive/Control 2 (District Lands Office, Tsuen Wan and Kwai Tsing)
Mr YIM Wai-hung	Administrative Assistant/Lands (District Lands Office, Tsuen Wan and Kwai Tsing)
Mr YUNG Chi-wai	Senior Inspector of Works, Tsuen Wan District Office
Miss TAI Tsz-yan, Angie	Executive Officer (Development), Tsuen Wan District Office

Tsuen Wan District Council Secretariat Representatives

Miss LAM Siu-yung, Daisy	Senior Executive Officer (District Council), Tsuen Wan District Office
Mr LEE Nelson (Secretary)	Executive Officer (District Council) ¹ , Tsuen Wan District Office

Attendance by Invitation:

For discussion of item 2A

Mr CHEUNG Kam-hing, Billy	Senior Environmental Protection Officer (Regional West) ⁴ , Environmental Protection Department
Ms NG Wai-kei, Vicky	Assistant Environmental Protection Officer (Regional West) ⁴⁴ , Environmental Protection Department
Mr CHEUNG Tit-kwan, Ivan	Marine Manager/Cargo Handling (2), Marine Department
Mr HO Kin-wa	Senior Assistant Shipping Master/Cargo Handling (2) (Acting), Marine Department

For discussion of item 2C

Mr TANG Kin-on	Engineer/Consultants Management 13, Drainage Services Department
Mr NG Ming-lau	Resident Engineer, Atkins China Limited, Consultants Engaged by Drainage Services Department

For discussion of item 2F

Mr WONG Wan-chi, Ambrose	Chief Inspector of Police (Operations) ¹ (Tsuen Wan), Hong Kong Police Force
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Mr NG Yu-tai Neighbourhood Police Co-ordinator, Police Community Relations Office (Tsuen Wan District), Hong Kong Police Force

For discussion of item 2G

Mr WONG Wan-chi, Ambrose Chief Inspector of Police (Operations)1 (Tsuen Wan), Hong Kong Police Force

Mr NG Yu-tai Neighbourhood Police Co-ordinator, Police Community Relations Office (Tsuen Wan District), Hong Kong Police Force

Mr CHEUNG Kim-hung, Michael Engineer/Tsuen Wan 2, Transport Department

For discussion of item 2H

Mr WONG Wan-chi, Ambrose Chief Inspector of Police (Operations)1 (Tsuen Wan), Hong Kong Police Force

Mr NG Yu-tai Neighbourhood Police Co-ordinator, Police Community Relations Office (Tsuen Wan District), Hong Kong Police Force

Mr WONG Chi-keung, Brian Engineer/Monitoring and Projects, Transport Department

For discussion of item 2I

Mr LAI Kwok-wai, David Senior Environmental Protection Officer (Waste Management Policy)6, Environmental Protection Department

For discussion of item 3

Dr LAM Man-chung, Manny Senior Medical & Health Officer (Tobacco and Alcohol Control Office)1, Department of Health

Mr WONG Wai-leung, Edmond Chief Tobacco and Alcohol Control Inspector, Department of Health

Dr LUI Siu-yun Medical & Health Officer (Community Liaison)1, Department of Health

For discussion of item 4

Mr CHAN Wai-tak Senior Engineer/Project 1, Transport Department

For discussion of item 7

Mr CHEN Kin-tung, Tommy Senior Estate Surveyor/Central (District Lands Office, Tsuen Wan and Kwai Tsing)

Mr FUNG Ming-hang Engineer/NTW (Customer Services) Application 1, Water Supplies Department

For discussion of item 9

Mr CHAN Ho-fai, Nelson	Senior Health Inspector (Acting), Joint Office/Food and Environmental Hygiene Department
Mr TSO Kwong-wing, Tommy	Professional Officer (1), Joint Office/Buildings Department
Mr KAN Ka-man	Engineer/NTW (Customer Services) Inspection, Water Supplies Department

Absent:

Member

The Hon TIEN Puk-sun, Michael, BBS, JP

The Meeting

I Opening Remarks and Introduction

The Chairman welcomed the Members and representatives from the government departments to the 20th meeting of the Environmental and Health Affairs Committee (EHAC).

2. The Chairman said that for Members' information, the Hon TIEN Puk-sun, Michael was absent with apologies.

3. The Chairman reminded Members that according to Section 15(3) of the Tsuen Wan District Council Standing Orders (the "Standing Orders"), "in the course of a meeting of the Council, all persons attending or observing the meeting at the place of the meeting shall switch off all devices which might emit sound and shall not use any telecommunications devices for conversation" in order to ensure the smooth progress of the meeting.

II Item 1: Confirmation of Minutes of the 19th Meeting held on 3.1.2019

4. The minutes of the previous meeting were unanimously confirmed by Members without amendment.

III Item 2: Matters Arising from the Minutes of the Previous Meeting

(A) Paragraphs 5 to 10 of the Minutes of the Meeting held on 3 January 2019: Strongly Request the Marine Department and Environmental Protection Department to Stop the Contractors of the Gin Drinkers Bay Public Cargo Working Area from Making Noise Nuisance whilst Operation in order to Safeguard a Quiet Living Environment in the Waterfront Area of Tsuen Wan

5. The Chairman welcomed the representatives of the government departments who specially joined the meeting, including:

- (1) Mr CHEUNG Kam-hing, Billy, Senior Environmental Protection Officer (Regional West)⁴ (Sr Env Protection Offr(Regional W)⁴) of the Environmental Protection Department (EPD);

- (2) Ms NG Wai-kei, Vicky, Assistant Environmental Protection Officer (Regional West)⁴⁴ of the EPD;
- (3) Mr CHEUNG Tit-kwan, Ivan, Marine Manager/Cargo Handling (2) (Marine Mgr/Cargo Handling (2)) of the Marine Department (MD); and
- (4) Mr HO Kin-wa, Senior Assistant Shipping Master/Cargo Handling (2) (Acting) of the MD.

6. Marine Mgr/Cargo Handling (2) of the MD reported that the MD had carried out patrol as well as measurement of the noise index at berth RC27 in the Rambler Channel Public Cargo Working Area (the “PCWA”) at regular hours in January and February 2019. During the period, it did not detect any noise level exceeding the noise standards set out in the Noise Control Ordinance. In mid-January 2019, the MD had liaised with the EPD to conduct an on-site inspection and meet the contractors for formulation of short and medium-term noise improvement measures. The EPD proposed that the operators should provide noise insulation fabric on the engines of the cranes and place gunny sacks on the floor for reduction of noise during operation. The EPD was satisfied with the effect as demonstrated in the test carried out on site.

(Note: Ms LAM Yuen-pun, Phyllis and Mr LAM Faat-kang joined the meeting at 2:37 p.m.)

7. Sr Env Protection Offr(Regional W)⁴ of the EPD reported that the EPD had been regularly assessing the noise levels produced at the PCWA during operation. It did not detect any noise level exceeding the noise standards set out in the Noise Control Ordinance. In mid-January 2019, the EPD had liaised with the MD to conduct an on-site inspection and meet the contractors. After the implementation of short-term improvement measures for further noise reduction by the contractors, the EPD had liaised with the MD again to conduct another on-site inspection on 21 February 2019. The noise level was effectively reduced by up to 3 decibels, i.e. about 50% of the sound energy, through the short-term improvement measures. The result was comparable to the MD’s assessment, and therefore it was considered that the short-term improvement measures was effective. The EPD had also reminded the MD of its role to monitor the contractors and to ensure the smooth operation of the PCWA for the reduction of noise. In addition, the EPD had carried out a blitz inspection in the PCWA on 6 March 2019. The result of the noise assessment remained consistent with that on 21 February 2019, indicating that the short-term improvement measures were effective.

8. The Chairman said that he hoped that the EPD would give a detailed explanation about the relationship between decibel reduction and sound energy reduction after the meeting. He also requested the MD to ensure that the hours of operation of the PCWA would not be lengthened after the implementation of the short-term noise improvement measures.

9. Marine Mgr/Cargo Handling (2) of the MD responded that in January and February 2019, the PCWA had only been in operation on two Sundays from 10:00 a.m.

to 12:00 noon, during which only two lorries were in operation. For the remaining Sundays, the PCWA was seldom in operation. The MD would closely keep in view the operation of the PCWA, prohibit the extension of hours of operation of the PCWA and shorten the hours of operation of the PCWA as far as possible.

(B) Paragraphs 11 to 15 of the Minutes of the Meeting held on 3 January 2019: Installation of IP Camera at the Black Spots of Refuse Disposal by the Food and Environmental Hygiene Department

10. The Chairman asked District Environmental Hygiene Superintendent (Tsuen Wan) (Dist Env Hygiene Supt(Tsuen Wan)) of the Food and Environmental Hygiene Department (FEHD) to report the latest status.

11. Dist Env Hygiene Supt(Tsuen Wan) of the FEHD reported that the two IP cameras installed at the refuse collection points (RCPs) in Bayside Villas and Tung Po Tor Monastery were put into operation starting from 10 October 2018. One and eight suspected cases of fly-tipping had been identified at the RCPs in Bayside Villas and Tung Po Tor Monastery respectively so far. The FEHD would conduct the investigations and institute prosecutions according to the established procedures. On the other hand, the two IP cameras installed at the RCPs in Chung Kai Toi and Ting Kau Carpark were put into operation starting from 19 December 2018. Four suspected cases of fly-tipping had been identified at the RCP in Ting Kau Carpark so far. The FEHD would conduct investigations and institute prosecutions according to the established procedures. The FEHD had also identified two suspected cases of fly-tipping at the RCPs in Gemini Beaches and Lung Yue Road respectively, among which there were three convictions and the remaining case was under prosecution. The FEHD would flexibly relocate the IP cameras according to the actual situations. After the IP cameras installed at the RCPs in Gemini Beaches and Lung Yue Road ceased operation, the IP cameras and warning signs would be retained and the video recording system would be reactivated when necessary. The FEHD held that the IP cameras were effective and was planning to allocate additional resources for incorporation of additional locations for IP cameras. Members were welcomed to propose the locations of installation of IP cameras on or before 29 March 2019. The FEHD would arrange the priority for the locations of installation of IP cameras according to the factors including the feasibility of the installation of IP cameras, seriousness of fly-tipping and number of complaints before submitting the priority list to the EHAC for endorsement.

12. The views, enquiries and suggestions of Members were summarised as follows:

- (1) he was pleased to learn that the FEHD planned to incorporate additional locations of installation of additional IP cameras, and suggested that the FEHD should install IP cameras at black spots such as the rear lanes in Tsuen Wan town centre to facilitate law enforcement (Mr LO Siu-kit);
- (2) he enquired whether, in the plan of the installation of additional IP cameras, law enforcement was taken solely through deploying officers to the locations where fly-tipping was identified at a certain timeslot or prosecution could be

instituted directly through the use of video footage as evidence (Mr LO Siu-kit);

- (3) he enquired about the locations and types of refuse of fly-tipping which were more frequently identified in the morning (Mr LO Siu-kit); and
- (4) she enquired whether the IP cameras were installed at prominent locations and whether the warning signs were posted conspicuously (Ms LAM Yuen-pun, Phyllis).

13. Dist Env Hygiene Supt(Tsuen Wan) of the FEHD responded that the existing mode of law enforcement would be adopted for the offences captured by the IP cameras at the additional locations. The FEHD would conduct investigations and institute prosecutions according to the number plates of the vehicles suspected of fly-tipping in the video footages. The FEHD would also examine the pattern of fly-tipping from the video footages of IP cameras for deploying manpower to carry out inspections and institute prosecutions. The IP cameras could effectively deter members of the public from committing fly-tipping. Besides, the FEHD was mainly responsible for the collection of domestic waste instead of commercial waste. The information of the types of refuse collected would be provided after the meeting. In addition, the FEHD would install IP cameras at prominent locations and put up warning signs conspicuously.

14. The Chairman said that he hoped that the FEHD would coordinate with the Department of Justice and the Hong Kong Police Force (HKPF) and consider the introduction of face recognition system to facilitate prosecution.

(C) Paragraphs 16 to 23 of the Minutes of the Meeting held on 3 January 2019: Strongly Request the Drainage Services Department to Press Ahead the “Upgrading of Tsuen Wan Sewerage” and Advance the Period of Completion to mid 2019 for Commissioning of the Four Dry Weather Flow interceptors As Far As Possible in order to Prevent the Residents from Suffering the Odour Nuisance of the Seawater Following the In-take of Various New Properties along the Coast at Tsuen Wan West Rail One after Another Starting from 2018

15. The Chairman said that as this agenda item was raised by him and the Vice Chairman had not yet arrived to join the meeting, Mr LI Hung-por would take over the chair temporarily.

16. The Acting Chairman welcomed the representatives of the Drainage Services Department (DSD) who specially joined the meeting, including:

- (1) Ms LO Sze-yan, Engineer/Tsuen Kwai 2 (Engr/Tsuen Kwai 2);
- (2) Mr TANG Kin-on, Engineer/Consultants Management 13; and
- (3) Mr NG Ming-lau, Resident Engineer of the Atkins China Limited.

17. Resident Engineer of the Atkins China Limited reported that the works of the concrete structures of the dry weather flow interceptors in Wo Tik Street, Hoi Pa Street and Market Street were nearly completed. The installation, connection as well as the testing stage of the dry weather flow interceptors would commence soon. In addition,

the works in Chung On Street were in progress. It was anticipated that all the works would be completed in the third quarter of 2019.

18. Mr CHOW Ping-tim enquired the DSD about the test progress of the removal of odour through the use of hydrogel.

19. Engr/Tsuen Kwai 2 of the DSD responded that the first stage of the study on odour-control hydrogel was completed. Given the positive effect on inhibition of the generation of hydrogen sulphide by the hydrogel as shown in the first stage of the study, the DSD had started to place hydrogel at more than 30 upstream locations of the water outlets of the three box culverts in Tsuen Wan district since November 2018. In addition, the DSD was currently carrying out the second stage of the study which aimed to test the effectiveness of hydrogel in controlling volatile organic compounds.

20. Mr CHOW Ping-tim said that he welcomed the adoption of different technologies by the DSD for alleviating the impact of the odour. However, as the information provided by the DSD was incomplete, he requested the DSD to arrange a site visit.

21. Engr/Tsuen Kwai 2 of the DSD responded that the explanatory work during the previous site visit was undertaken by the representative of the Hong Kong University of Science and Technology. The DSD would attempt to arrange a site visit again.

22. The Acting Chairman said that he hoped that the DSD would arrange a site visit for the EHAC.

23. The Chairman resumed the chair.

(Note: Mr CHENG Chit-pun joined the meeting at 2:55 p.m.)

(D) Paragraphs 41 to 45 of the Minutes of the Meeting held on 3 January 2019: Request to Enhance the Inspection for and Efforts in Combating the Disposal of Construction Waste Casually in Tsuen Wan District

24. The Chairman said that Senior Environmental Protection Officer (Regional West)2 (Sr Env Protection Offr(Regional W)2) of the EPD and Dist Env Hygiene Supt(Tsuen Wan) of the FEHD would give response to Members' enquiries on behalf of the EPD and the FEHD respectively.

(Note: Mr CHUNG Wai-ping left the meeting at 3:03 p.m.)

25. Dist Env Hygiene Supt(Tsuen Wan) of the FEHD reported that the FEHD had instituted 75 prosecutions from January to February 2019, among which three cases involved illegal dumping of construction waste.

26. Sr Env Protection Offr(Regional W)2 of the EPD reported that the EPD had conducted 139 inspections from December 2018 to January 2019, during which two fixed penalty notices (“FPNs”) were issued and one prosecution was completed.

(Note: Mr LAM Fook-chuen and Ms CHOW Chin-tung left the meeting at 3:09 p.m.)

27. The views, enquiries and suggestions of Members were summarised as follows:

- (1) he enquired how the follow-up work of the illegal dumping of construction waste in private housing estates could be conducted, and whether the EPD could institute prosecution (Mr LI Hung-por);
- (2) he enquired about the enforcement standards against the dumping of construction waste by the residents of private housing estates at the locations such as the roofs in the housing estates (the Hon CHAN Han-pan, Ben);
- (3) he hoped that the EPD would report and provide the data on inspection against the illegal dumping of construction waste at the meeting, and enquired about the information and usage rate of the report hotline (Mr KOO Yeung-pong); and
- (4) in view of the current prevalence of indiscriminate disposal of construction waste in Yeung Uk Road, Texaco Road and Wang Lung Street, he hoped that the EHAC would continue to follow up the captioned matter (the Vice Chairman).

(Note: The Hon CHAN Han-pan, Ben left the meeting at 3:12 p.m.)

28. Sr Env Protection Offr(Regional W)2 of the EPD responded that it was an offence if a person disposed of construction waste in a private housing estate without obtaining the consent of the land owner. The EPD would follow up on the case when witnesses and sufficient evidence were identified in the case. The EPD would learn about the background of different cases before taking follow-up actions, and would brief Members on the approach of handling different situations after the meeting. From December 2018 to January 2019, the EPD received 19 complaints from members of the public about the indiscriminate disposal of construction waste, including the complaints from the hotline. The EPD would continue to provide the data on inspection at the next EHAC meeting.

29. The Chairman stated that he requested the EPD to provide the data on inspection against the illegal dumping of construction waste and its approach of law enforcement under different situations at the EHAC meetings in future. The EHAC would continue to discuss the captioned agenda item at the next meeting.

(E) Paragraphs 46 to 49 of the Minutes of the Meeting held on 3 January 2019: Request the Government to Intervene in Following up on the Cases involving Dangerous Dead Trees at Private Places that Threatening the Safety of Passers-by in order to Safeguard the Lives and Safety of the General Public

30. The Chairman said that the representatives of the department responsible for giving response were Senior Land Executive/Control 2 (Sr Land Ex/Control 2) and Administrative Assistant/Lands (Adm Asst/Lands) of the District Lands Office, Tsuen Wan and Kwai Tsing (DLO).

31. Adm Asst/Lands of the DLO reported that during the inspection in early March 2019, the staff of the DLO found that some of the problematic trees which were identified earlier had been removed. Besides, according to the management office of Allway Gardens, a few dead branches at the higher position could only be removed after the quotations were received and the work would be completed as soon as possible.

32. Ms LAM Yuen-pun, Phyllis thanked the DLO for its assistance in following up the situation and hoped that the DLO would continue to follow up on the remaining work with the management office of Allway Gardens.

33. The Chairman stated that Members agreed that the captioned agenda item would not be further discussed at the next meeting.

(F) Paragraphs 50 to 54 of the Minutes of the Meeting held on 3 January 2019: Request for Strengthening the Law Enforcement on the Playing of Promotional Recordings Continuously and Loudly by the Shops

34. The Chairman said that the representatives of the departments responsible for giving response were Neighbourhood Police Co-ordinator, Police Community Relations Office (Tsuen Wan District) of the HKPF and Sr Env Protection Offr(Regional W)2 of the EPD.

(Note: Mr LO Siu-kit left the meeting at 3:24 p.m.)

35. Neighbourhood Police Co-ordinator, Police Community Relations Office (Tsuen Wan District) of the HKPF reported that in January and February 2019, the HKPF had received 13 complaints and 1 complaint in Ho Pui Street, 1 complaint and 2 complaints in San Tsuen Street, and 4 complaints and 2 complaints in Chuen Lung Street respectively. However, the police officers could only issue verbal advice to the shops due to insufficient evidence.

36. Sr Env Protection Offr(Regional W)2 of the EPD reported that the EPD had conducted 52 inspections and issued 4 written warnings in December 2018 and January 2019.

37. The Chairman stated that Members agreed that the captioned agenda item would not be further discussed at the next meeting.

(G) Paragraphs 24 to 35 of the Minutes of the Meeting held on 3 January 2019: Request the Government Departments to Seriously Handle the Trespass and Unchecked Parking of Shared Bicycles in Tsuen Wan District and Immediately Put Forth Effective Improvement Proposals to Keep Up With the Objective of Harmonious Sharing of Shared Bicycles among Members of the Public for Maintaining the Public Safety and Clean Environment in Housing Estates

38. The Chairman said that as this agenda item was raised by him, the Vice Chairman would take over the chair temporarily.

39. The Acting Chairman said that he welcomed Mr CHEUNG Kim-hung, Michael, Engineer/Tsuen Wan 2 (Engr/Tsuen Wan 2) of the Transport Department (TD) who specially joined the meeting. In addition, the representatives of the departments responsible for giving response were Chief Inspector of Police (Operations) 1 (Tsuen Wan) (CIP(OPS1) (Tsuen Wan)) of the HKPF, Sr Land Ex/Control 2 of the DLO and Dist Env Hygiene Supt(Tsuen Wan) of the FEHD.

40. Neighbourhood Police Co-ordinator, Police Community Relations Office (Tsuen Wan District) of the HKPF reported that the HKPF had issued one summons in January 2019 to institute prosecution against a cyclist who did not switch on the white cycle lamp at the front and one summons in February 2019 to institute prosecution against a cyclist who committed cycling on footpath.

41. Engr/Tsuen Wan 2 of the TD reported that the operators of Automated Dockless Bicycle Rental Services (ADBRS) had removed a total of 700 ADBRS bicycles in urban areas including Tsuen Wan in February 2019. The TD would continue to urge the ADBRS operators to remove the ADBRS bicycles in Tsuen Wan district as soon as possible.

42. Sr Land Ex/Control 2 of the DLO reported that during the latest joint operation, a total of 23 bicycles were removed by the DLO and 6 of them were the ADBRS bicycles.

43. Dist Env Hygiene Supt(Tsuen Wan) of the FEHD reported that the FEHD had also participated in the joint clearance operation and would provide manpower and vehicles for removal of the illegally parked and abandoned bicycles.

44. The views, enquiries and suggestions of Members were summarised as follows:
- (1) given that some shared bicycles of the operators which had ceased business were still found abandoned in Tsing Lung Tau, he requested that the scope of the joint clearance operation of bicycles should cover the junction of Lung Yue Road and Lung Tang Road, the Castle Peak Road near Hong Kong Garden as well as Tsing Lung Tau Tsuen (Mr NG Hin-lung, Norris);
 - (2) he hoped that the TD would report on the improvement of the situation of indiscriminate parking of bicycles by ADBRS operators in Tsuen Wan district, if any (Mr CHOW Ping-tim);

- (3) he enquired whether the TD had the information about the rumour claiming that the operators of shared bicycles would cease business soon (Mr CHOW Ping-tim); and
- (4) he requested the TD to report on the number of shared bicycles which had been seized in Tsuen Wan district separately (Mr CHOW Ping-tim).

45. Sr Land Ex/Control 2 of the DLO responded that the DLO would participate in the joint clearance operations co-ordinated by the Tsuen Wan District Office (TWDO).

46. Assistant District Officer (Tsuen Wan) (ADO(TW)) of the TWDO responded that the joint clearance operation was not carried out in Lung Yue Road and Lung Tang Road from October to December 2018. The TWDO would carry out the joint clearance operations at the locations of serious illegal parking of bicycle as relayed by Members.

47. Engr/Tsuen Wan 2 of the TD responded as follows:

- (1) the ADBRS operators had seized a total of about 700 ADBRS bicycles in urban areas including Tsuen Wan district, Kwai Tsing district, Hong Kong Island and Kowloon;
- (2) the TD did not have any information about the cessation of business of the ADBRS operators;
- (3) the situation of illegal parking of bicycles in Tsuen Wan district was improved; and
- (4) the TD would provide the number of shared bicycles which had been seized in Tsuen Wan district after the meeting.

(H) Paragraphs 55 to 59 of the Minutes of the Meeting held on 3 January 2019: Construction of Noise Barriers at Tuen Mun Road Return of a Quiet Home Environment for Tsing Lung Tau and Sham Tseng

48. The Chairman said that he welcomed Mr WONG Chi-keung, Brian, Engineer/Monitoring and Projects of the TD who specially joined the meeting. The Highways Department (HyD) and EPD had submitted the written replies on the captioned matter prior to the meeting for Members' perusal. Besides, CIP(OPS1) (Tsuen Wan) of the HKPF would give response to Members' enquiries on behalf of the HKPF.

49. Neighbourhood Police Co-ordinator, Police Community Relations Office (Tsuen Wan District) of the HKPF reported that the HKPF had taken 18, 14 and 12 law enforcement actions against speeding from December 2018 to February 2019 respectively.

50. Engineer/Monitoring and Projects of the TD reported that during vehicle examination, the TD would examine the exhaust pipes of vehicles for damages or other defects. In the past three years, the TD had annually conducted examinations for more than 300 000 vehicles on average, and about 168 vehicles did not pass the vehicle examinations due to the problems with the exhaust pipes. The TD would conduct the

examinations through idling the vehicles with running engines. This was different from the vehicles running on roads with engines operating at high speed and high load for emission of loud noise by the motorists. Therefore, the noise nuisance of vehicles caused by undesirable driving behaviour of motorists could not be reported through the annual vehicle examinations.

51. Mr NG Hin-lung, Norris said that during the on-site inspection conducted with the staff of the EPD during evening peak hours in late February 2019, the noise level of 64 decibels was recorded. Although the noise level did not exceed the noise standards set out in the Noise Control Ordinance, the situation was not satisfactory. He hoped that the department would conduct measurement of noise level at night when there was low vehicular flow and vehicles were running at a higher speed, and expedite the construction of noise barriers at the 100-metre-long road section which was closest to the residential area of Hong Kong Garden. According to the department, noise barriers could not be provided at Phase 1 of Sea Crest Villa due to technical limitations. In this connection, he suggested that the HyD should install noise absorptive materials at the two-metre-high noise barriers outside Sea Crest Villa to mitigate the sound level of the noise rebounded on the residential area. He requested the department to continue to follow up with him on the traffic noise nuisance at the two aforementioned locations. He also hoped that the HKPF and TD would provide the figures on the law enforcement actions against the vehicles which had undergone improper modification or poor maintenance.

52. CIP(OPS1) (Tsuen Wan) of the HKPF responded that during the law enforcement operations on Tuen Mun Road from December 2018 to February 2019, the tow-away actions were taken for once, twice and once respectively. If the police officers found that the continuous running of the vehicles on roads might jeopardize the safety of other road users, the vehicles would be towed away for vehicle examinations.

53. Engineer/Monitoring and Projects of the TD reported that in the past three years, 168 vehicles did not pass the vehicle examinations on average every year due to the problems with the exhaust pipes identified during the examinations. The reasons for the failure in the vehicle examinations included defect in the silencers of the exhaust pipes, leakage at exhaust pipes or excessively long exhaust pipes, etc.

54. The Chairman said that the EHAC would continue to discuss the captioned item under the matters arising from the minutes of the previous meeting.

(I) Paragraphs 60 to 63 of the Minutes of the Meeting held on 3 January 2019: Issue about Recycling Flow of the “Regulated Electrical Equipment”

55. The Chairman said that he welcomed Mr LAI Kwok-wai, David, Senior Environmental Protection Officer (Waste Management Policy)⁶ (Sr Env Protection Offr(Waste Mgt Policy)⁶) of the EPD who specially joined the meeting.

56. Sr Env Protection Offr(Waste Mgt Policy)⁶ of the EPD reported that the “Producer Responsibility Scheme on Waste Electrical and Electronic Equipment” (WPRS) was implemented in 2018. When members of the public purchased a new regulated electrical equipment (REE), the seller was required to provide the statutory free removal service through door-to-door collection of the same type of waste equipment. The Waste Electrical and Electronic Equipment Treatment and Recycling Facility (WEEE·PARK), which was developed by the Government to underpin the WPRS, had processed a total of about 13 700 tonnes of waste electrical and electronic equipment (WEEE) from October 2017 to January 2019. Currently, the WEEE·PARK was effective in processing all of the WEEE collected, and the operator had also met the requirement of collection of the WEEE after three working days upon purchase on customer’s request for 99.9% of the total number of the cases. Members of the public could also request the operator to arrange free removal service of WEEE at 2676 8888. Given the improvements made by the operator to the hotline system and staff deployment, the hotline service was able to cope with the public demand currently. Besides of the WEEE · PARK, nine recyclers had obtained the Waste Disposal Licence for e-Waste as at March 2019.

57. Mr TAM Hoi-pong enquired whether the recycling of the WEEE was still undertaken by the Kowloon Bay Waste Recycling Centre, and enquired about the types of WEEE which could be treated by the nine recyclers. He hoped that the EPD would arrange a site visit to the WEEE · PARK so as to learn whether the components of the WEEE could be reused after dismantling.

58. Senior Environmental Protection Officer (Waste Management Policy)⁶ of the EPD responded as follows:

- (1) when the WPRS was first launched, a great number of members of the public used the recycling service of WEEE at the same time. The EPD called for the temporary storage of some WEEE in the Kowloon Bay Waste Recycling Centre;
- (2) currently, the storage of WEEE in the Kowloon Bay Waste Recycling Centre was suspended. The land was ready for other development purposes;
- (3) after making improvement to the operation and treatment process by the operator engaged by the EPD, the WEEE · PARK was currently able to process the recyclables collected every day;
- (4) at present, the nine recyclers who had obtained the Waste Disposal Licence for e-Waste were mainly responsible for the recycling of computers, televisions, monitors, printers and washing machines. The WEEE · PARK would process the remaining types of REE;
- (5) the EPD would arrange a site visit to the WEEE · PARK for the EHAC; and
- (6) according to the licensing regulations of the Waste Disposal Ordinance, the recyclers were required to ensure that the recycling rate of WEEE which were collected and processed should reach at least 80% so that the materials could

be recycled for reuse. Only the remaining 20% or less of the non-recyclable waste could be disposed of.

59. The Chairman said that he hoped that the EPD would arrange a site visit to the environmental protection facilities for the EHAC.

(J) Paragraphs 67 to 76 of the Minutes of the Meeting held on 3 January 2019: The Need for Improving the Way of Tree Planting as Revealed by Typhoon Slashes

60. The Chairman said that the Development Bureau (DEVB) and HyD had submitted the written replies on the captioned matter prior to the meeting for Members' perusal. The representatives of the departments responsible for giving response were Adm Asst/Lands of the DLO, Contract Project Coordinator/2 (New Territories West) (Contract Project Coordinator/2 (W)) of the Civil Engineering and Development Department (CEDD), Deputy District Leisure Manager (Tsuen Wan) 2 (Dep District Leisure Mgr(Tsuen Wan)2) of the Leisure and Cultural Services Department (LCSD) and Dist Env Hygiene Supt(Tsuen Wan) of the FEHD.

61. Dep District Leisure Mgr(Tsuen Wan)2 of the LCSD reported as follows:

- (1) there was a total of 695 collapsed trees in the venues under the LCSD's management in Tsuen Wan district, among which 337 trees would be replanted. The replanting rate was 48%;
- (2) as some of the sites for tree planting were unsatisfactory or of excessively high density of trees in the past, the LCSD would review all affected lots and replant the appropriate number and species of trees according to the surrounding environment; and
- (3) when reviewing the applications made by other works departments for roadside tree planting, the LCSD would tender advice through drawing reference from the "Street Tree Selection Guide" issued by the DEVB.

62. Adm Asst/Lands of the DLO reported that the DLO was not a works department and tree planting was not under the purview of the DLO. However, the DLO would provide assistance in land allocation to the works departments when necessary.

63. Contract Project Coordinator/2 (W) of the CEDD reported that the CEDD would plant appropriate trees according to the needs and instructions of the maintenance department in the design stage and would hand over the works as well as the trees to the maintenance department.

64. The views, enquiries and suggestions of Members were summarised as follows:

- (1) in view of the large amount of collapsed trees after the passage of typhoon and the undesirable conditions of the soil in the tree pits and the roots of the trees which were identified in the parks and on the roadside, he hoped that the departments would improve the method of tree planting in tree pits (Mr NG Hin-lung, Norris);

- (2) given that the roadside tree planting through the tree pits in the past did not provide adequate space for the growth of roots, and some collapsed trees in Tsing Lung Tau had not yet been replanted, he hoped that the DEVB, HyD and LCSD would submit the enhanced approach of tree planting to the EHAC for discussion or directly explain to the district councillors of the constituency areas concerned before replanting the roadside trees (Mr NG Hin-lung, Norris);
 - (3) he opined that if the planting method currently in use was adopted, the replanted trees were very likely to collapse again during the typhoon slash in summer under the impact of extreme weather (Mr NG Hin-lung, Norris);
 - (4) he hoped that the HyD would send the officer responsible for tree planting to attend the EHAC meeting (Mr NG Hin-lung, Norris);
 - (5) she enquired about the department responsible for roadside tree planting and about the decision-making of roadside tree planting (Ms LAM Yuen-pun, Phyllis);
 - (6) he opined that the number of collapsed trees in the parks and playgrounds under the LCSD's management as stated in the paper submitted by the LCSD could not reflect the actual situation (Mr LAM Faat-kang);
 - (7) he enquired how the LCSD would decide to replant trees at the locations with memorable significance in the parks (Mr LAM Faat-kang);
 - (8) the department had not yet replanted the roadside trees in Ma Wan and in the areas from Shek Wai Kok Estate to Cheung Shan Estate. He hoped that the LCSD would replant trees for replacing the collapsed trees in the areas within 10 metres from both sides of the roads or footpaths as soon as possible (Mr TAM Hoi-pong);
 - (9) he enquired the DLO about the handling of trees in the areas more than 10 metres away from both sides of a road or footpath (Mr TAM Hoi-pong);
 - (10) he requested the DLO to replant trees in the areas more than 10 metres away from both sides of a road or footpath (Mr TAM Hoi-pong); and
 - (11) he hoped that the LCSD would provide the locations of tree replanting for the monitoring and discussion by Members (the Chairman).
65. Dep District Leisure Mgr(Tsuen Wan)2 of the LCSD responded as follows:
- (1) the trees which were planted in the areas within 10 metres from both sides of a road which was not an expressway by works departments such as the HyD and CEDD would be handed over to the LCSD for maintenance. The works departments would carry out tree planting according to the guidelines of the DEVB and consult the LCSD thereafter. If the roadside trees maintained by the LCSD collapsed, the LCSD would be responsible for replanting the collapsed trees;
 - (2) the parks and playgrounds as stated in the LCSD's paper referred to the more than 70 parks and playgrounds apart from the major parks in Tsuen Wan district, among which more collapsed trees were found in Kwok Shui Road Park and Jockey Club Tak Wah Park;

- (3) the trees which were included in the Register of Old and Valuable Trees in Tsuen Wan district remained unaffected despite of the passage of typhoon this time. However, an aged camphor tree in Jockey Club Tak Wah Park was prone to collapse due to serious leaning. To ensure the public safety, the LCSD should remove the camphor tree. The recycling of the camphor tree was subsequently arranged by the Tree Team of the LCSD for other purpose with a view to fully utilising the resources;
- (4) the LCSD would replant the roadside trees according to the actual situations such as the safety and the surrounding environment of the locations concerned. The LCSD would arrange replanting for most of the collapsed trees inside the tree guards;
- (5) the LCSD was mainly responsible for the maintenance of trees in the areas within 10 metres from both sides of a road which was not an expressway; and
- (6) the LCSD would contact the Tree Team for provision of information about roadside tree replanting.

66. Adm Asst/Lands of the DLO responded that tree planting was not under the purview of the DLO. However, the Vegetation Contract Management Team of the Lands Department would provide the non-routine tree maintenance for the trees in the unleased and unallocated government land which were located more than 10 metres away from both sides of a public road and were not maintained by any other government departments.

67. The Chairman said that the EHAC would invite the Greening and Landscape Office of the DEVB to send the representatives to attend the next meeting.

(K) Paragraphs 77 to 84 of the Minutes of the Meeting held on 3 January 2019: Strongly Request to Enhance the Rodent Control and Prevention

68. The Chairman said that the representatives of the departments responsible for giving response were Senior District Engineer/General (3) (Sr Dist Engr/G (3)) of the HyD, Assistant Housing Manager/Shek Wai Kok 2 (Asst Housing Mgr/SWK 2) of the Housing Department (HD), Dep District Leisure Mgr(Tsuen Wan)2 of the LCSD and Dist Env Hygiene Supt(Tsuen Wan) of the FEHD.

69. Asst Housing Mgr/SWK 2 of the HD reported that the HD was very concerned about the environmental hygiene of the housing estates, in particular the rodent control and prevention. To effectively prevent rodent infestation, it was necessary to eliminate the three survival conditions of rodents, namely “food”, “harbourage” and “passages”. “Food” referred to the elimination of the food sources of rodents. The HD would enhance the manpower for cleaning dirty areas such as the refuse rooms and drains, and remove all the abandoned food remnants. Regarding the “harbourage”, i.e. the hiding places of rodents, the HD would step up the inspections of the outlets of drains, planters and public areas. If rodent burrows or places attracting rodents to hide away were identified, the HD would immediately take follow-up actions through filling and sealing the burrows or places concerned. For “passages”, the HD would install

the rodent guards at appropriate locations on the external walls of all buildings and provide the temporary wire mesh under the channel gratings of the drain outlets through which rodents could easily get access for prevention of rodents. The HD would identify the appropriate locations in the public areas of the public housing estates for placement of rodenticides and rodent traps, carry out publicity and educational work such as putting up posters about home hygiene, organise annual cleaning campaigns and enhance the collaboration with the Estate Management Advisory Committee. The Marking Scheme for Estate Management Enforcement would also be adopted. Under the scheme, the tenant would be required to move out if 16 penalty points or above were accrued in 2 years with a view to discouraging littering.

70. Dist Env Hygiene Supt(Tsuen Wan) of the FEHD reported that the FEHD would continue to strengthen the pest control work in the district, including deploying its staff to the housing estates to brief the responsible persons on rodent control technologies, give advice and conduct on-site inspections. The FEHD had also strengthened the anti-rodent work in public areas. In the second half of 2018, the Rodent Infestation Rate (RIR) was 2, which was lower than that (i.e. 8.2) in the first half of 2018. The FEHD would continue to step up its efforts in pest control.

71. Sr Dist Engr/G (3) of the HyD reported that regarding the replacement of more than 20 porous drainage channel gratings in the old areas in Tsuen Wan, the contractor engaged by the HyD had completed the replacement of 10 porous drainage channel gratings so far. The replacement of the remaining gratings would be completed gradually in March 2019.

72. Dep Dist Leisure Mgr(Tsuen Wan)² of the LCSD reported that the LCSD would continue to make effort in implementing rodent prevention and control work in the venues under its management.

73. The views, enquiries and suggestions of the Chairman and Members were summarised as follows:

- (1) he thanked the HD for its efforts in carrying out rodent control and prevention work in Shek Wai Kok Estate and the situation was improved (Mr MAN Yu-ming);
- (2) as some tenants of the public housing estates always fed the stray animals, he opined that it was necessary to step up warning and take law enforcement actions when appropriate (Mr MAN Yu-ming);
- (3) he hoped that the FEHD would liaise with the HD to step up the inspections of food premises in the housing estates with a view to lowering the chance of appearance of the rodents (Mr MAN Yu-ming);
- (4) he opined that the cold weather earlier was one of the reasons for the decrease in the RIR and hoped that the FEHD would introduce new technologies for rodent elimination as soon as possible (Mr LI Hung-por);
- (5) she enquired about the calculation method of the RIR and the ability of the rodents to identify the rodent baits (Ms LAM Yuen-pun, Phyllis);

- (6) the rodent infestation in Lo Tak Court had become more serious after the main burst of water mains in Castle Peak Road and the passage of typhoon "Mangkhut" (Mr KOT Siu-yuen);
- (7) he commended the HD and FEHD for their efforts in anti-rodent work. He thought that the operations were effective, but there was still room for improvement (Mr KOT Siu-yuen);
- (8) he requested the HD to tackle the problem of poor hygiene condition in some units of Fuk Loi Estate as soon as possible. He also requested the FEHD to discuss the improvement of the hygiene condition of the podium of the buildings with the owners' corporations of the single-block buildings in Lo Tak Court as soon as possible (Mr KOT Siu-yuen);
- (9) the situation of feeding stray animals by the tenants of public housing estates was improved. He hoped that the HD would continue to step up warning and law enforcement actions in the locations including Shek Kuk House (Mr CHAN Chun-chung, Jones);
- (10) as the situation of rodent infestation in rural areas was improved, he commended the FEHD for achieving satisfactory results in its anti-rodent operations (Mr CHAN Chun-chung, Jones); and
- (11) he requested the HD to strengthen its action against the tenants feeding the stray animals and to take law enforcement actions accordingly (the Chairman).

(Note: Mr WONG Wai-kit left the meeting at 4:37 p.m.)

74. Asst Housing Mgr/SWK 2 of the HD responded as follows:

- (1) the HD would continue to follow up on the situation of Shek Wai Kok Estate for elimination of rodent infestation;
- (2) he would relay Members' views to the staff of Fuk Loi Estate for follow-up;
- (3) the HD would concurrently give advice and take law enforcement action with a view to discouraging the tenants from feeding the stray animals; and
- (4) the HD would deploy manpower to various housing estates to take law enforcement actions at the black spots of the feeding of stray animals during particular timeslots.

75. Dist Env Hygiene Supt(Tsuen Wan) of the FEHD responded as follows:

- (1) the FEHD would liaise with the HD to conduct inspections of the hygiene conditions in the vicinity of the food premises in the public housing estates;
- (2) the FEHD would assign its staff to follow up on the improvements of the locations as suggested by Members;
- (3) the Pest Control Advisory Section of the FEHD had all along been keeping in view and considering the introduction of new anti-rodent technologies which were applicable to Hong Kong such as the rodent trapping devices driven by pressurized gas (A24) or infrared monitoring devices for identifying locations where rodents were frequently spotted. The FEHD had already launched a pilot scheme in some areas. If the outcome was

satisfactory, the application of these devices would be extended to other districts;

- (4) the FEHD would determine the locations of placing the baits according to the complaints from members of the public and actual situations, and would regularly review the locations where the rodents had consumed the baits as well as whether there were dead rodents near the baits. If the baits were not consumed by rodents, the FEHD would make replacement with another kind of baits or consider placing the baits at another location so as to ensure the effectiveness of the baits; and
- (5) the FEHD would first place the baits in a designated area and calculate the percentage of the baits which were gnawed by rodents to determine the RIR.

76. The Chairman said that the EHAC would continue to discuss the captioned item under the matters arising from the minutes of the previous meeting.

(L) Paragraphs 85 to 91 of the Minutes of the Meeting held on 3 January 2019: Follow Up on Handling the Fallen Trees after the Typhoon and Request the Government to Allocate Additional Resources to Handle the Renewable Resources Recycled from Yard Waste

77. The Chairman said that the DEVB had submitted a written reply on the captioned matter prior to the meeting for Members' perusal and the representative of the department responsible for giving response was Dep Dist Leisure Mgr(Tsuen Wan)² of the LCSD.

78. Dep Dist Leisure Mgr(Tsuen Wan)² of the LCSD reported that in the past, the LCSD had all along been delivering some of the dead branches to Ngau Tam Mei for treatment. The composting containers in the venues under its management would also be used for treatment of the dead branches and leaves. The LCSD would also continue to study other measures of better use of tree resources.

79. The Chairman stated that the captioned item would not be further discussed by the EHAC at the next meeting.

(M) Paragraphs 111 to 117 of the Minutes of the Meeting held on 3 January 2019: Request the Departments to Improve the Footbridge Cleanliness and Enhance the Public Education, and Strongly Request for Frequent Enhancement of Cleansing Services of Tsuen King Circuit Flyover to Maintain its Cleanliness

80. The Chairman said that the representatives of the departments responsible for giving response were Sr Dist Engr/G (3) of the HyD and Dist Env Hygiene Supt(Tsuen Wan) of the FEHD.

81. Sr Dist Engr/G (3) of the HyD reported that the HyD had carried out the cleansing work for four footbridges in Tsing Lung Tau and Tsuen King Circuit in January and February 2019 respectively. The photos of the footbridges after cleansing had been sent via email to the district councillors of the constituency areas. The HyD would

arrange the cleansing of the four footbridges once a month and provide the district councillors of the constituency areas with the timetable of footbridge cleansing. Besides, the Lighting Division of the HyD had completed the repair for the damaged street lights on the footbridges.

82. Dist Env Hygiene Supt(Tsuen Wan) of the FEHD reported that the FEHD was mainly responsible for the provision of routine street sweeping services and would assign its staff to conduct blitz inspections and take law enforcement actions. The FEHD had already installed the additional dog excreta collection bins and displayed warning banners at the locations concerned to remind the dog owners to remove the dog faeces.

83. The views, enquiries and suggestions of the Chairman and Members were summarised as follows:

- (1) he was discontented that the HyD had only provided the photos of the footbridges after cleansing for the district councillors of the constituency areas, and therefore requested the HyD to provide the photos of the footbridges before and after cleansing for the EHAC for follow-up (the Chairman);
- (2) he had visited the footbridge in Tsuen King Circuit before the meeting and opined that the HyD did not carry out the cleansing work because the hygiene condition of the footbridge remained unchanged (Mr LAM Kwok-on);
- (3) he hoped that the department would inform Members before cleansing the footbridges next time (Mr LAM Kwok-on);
- (4) he requested the HyD to send the information about the cleansing of footbridges via email to the Members whose constituency areas were near the footbridges concerned (Mr LI Hung-por);
- (5) she was not sure whether she had received the email from the HyD, but she had received the photos from the HyD which only showed the entrance/exit of the footbridges. She hoped that the HyD would provide the photos showing the cleansing of the interior of the footbridges (Ms LAM Yuen-pun, Phyllis);
- (6) she hoped that the HyD would strengthen the cleansing of the interior of the footbridges and enhance the approach of cleansing for removal of the accumulated stains over the years (Ms LAM Yuen-pun, Phyllis);
- (7) he had received the email from the HyD regarding the information about the cleansing of footbridges. The marks of dog faeces on the footbridges in Tsing Lung Tau were removed. However, given the significant number of members of the public who kept pets in the district, the odour of urine remained on the footbridges. He hoped that the HyD would maintain the frequency of cleansing at once a month (Mr NG Hin-lung, Norris); and
- (8) he suggested that the department should use strong cleansing agents for cleansing the footbridges (the Chairman).

84. Sr Dist Engr/G (3) of the HyD responded that the HyD would provide the EHAC with the photos of the footbridges before and after cleansing. Also, the HyD would confirm that the emails were sent to the Members concerned in future and would liaise with Members to conduct inspection during the next cleansing of footbridge.

IV Item 3: Strongly Request the Tobacco and Alcohol Control Office of the Department of Health to Improve and Strengthen the Law Enforcement in Tsuen Wan District for Further Protecting the Residents of Tsuen Wan District from the Secondhand Smoke and Restoring the Government's Legislative Intent of the Designation of No Smoking Areas in Protection of the Public from the Smoking Nuisance

(EHAC Paper No. 78/18-19)

85. The Chairman said that as this agenda item was raised by him, the Vice Chairman would take over the chair temporarily.

86. The Acting Chairman welcomed the representatives of the Department of Health (DH) who specially joined the meeting, including:

- (1) Dr LAM Man-chung, Manny, Senior Medical & Health Officer (Tobacco and Alcohol Control Office)1 (Sr Med & Health Offr (TACO)1);
- (2) Mr WONG Wai-leung, Edmond, Chief Tobacco and Alcohol Control Inspector; and
- (3) Dr LUI Siu-yun, Medical & Health Officer (Community Liaison)1.

87. Mr CHOW Ping-tim introduced the paper.

88. Sr Med & Health Offr (TACO)1 of the DH responded as follows:

- (1) the DH would adopt a progressive and multi-pronged approach comprising legislation, publicity and education, law enforcement, promotion of smoking cessation and taxation for stepping up tobacco control. The smoking prevalence in Hong Kong had reduced from 23% in 1982 to 10% in 2017;
- (2) according to the Smoking (Public Health) Ordinance, indoor public areas and workplaces as well as outdoor areas such as parks, schools and sports grounds were designated as statutory no smoking areas (“NSAs”);
- (3) the Director of Health, by notice published in the Gazette, designated as a NSA the whole or a part of any area that consisted of the termini of two or more modes of public transport and was used for effecting and facilitating interchange between them, or any bus terminus of more than one specified route as defined in the Public Bus Services Ordinance;
- (4) since 2009, the Government had designated NSAs in public transport facilities (“PTFs”) by phases for those areas identified as fulfilling the criteria as set out in section 3(1AB) of the Smoking (Public Health) Ordinance. There were currently over 240 PTFs designated as NSAs including those in Tsuen Wan district;
- (5) the DH would regularly update the list of PTFs in the aforementioned subsidiary legislation in view of the opening of new venues, change in the

- routing of the bus routes in the PTFs through which the PTFs would no longer fulfil the aforementioned criteria as well as the reorganisation of bus terminus;
- (6) according to the latest situation, there were no newly provided PTFs which fulfilled the criteria as set out in section 3(1AB) of the Smoking (Public Health) Ordinance and no amendments to the NSAs designated in the PTFs in Tsuen Wan district were required ; and
 - (7) the DH would continue to liaise with the TD and other relevant departments and conduct site inspections regularly. The DH would also timely update the designated NSAs and the boundaries of the NSAs in the PTFs as and when necessary.
89. The views, enquiries and suggestions of Members were summarised as follows:
- (1) when there was a race meeting, a great number of members of the public would gather and smoke in the corridor on the ground floor of Tsuen Kam Centre. Even though this area had met the criteria for designation as a statutory NSA as set out in the Smoking (Public Health) Ordinance, the staff of the FEHD could only carry out the prosecution work through the count of littering currently. He had reflected the situation to the DH in writing half a month ago, but no response was given. He thus hoped that the DH would deploy its staff to conduct inspections in Tsuen Kam Centre, give an account of the failure to designate the said area as the NSA and consider designating the said area as the statutory NSA (Mr KOT Siu-yuen);
 - (2) he thought that the TACO was unable to timely institute prosecution against the smokers at the staircases of buildings or the NSAs in restaurants due to insufficient manpower (Mr NG Hin-lung, Norris);
 - (3) he opined that the Sea Crest Villa Bus Terminus had met the criteria of PTF as set out in section 3(1AB) of the Smoking (Public Health) Ordinance, but it was not designated as the statutory NSA. He hoped that the DH would follow up on it (Mr NG Hin-lung, Norris);
 - (4) the number of smokers decreased after the Smoking (Public Health) Ordinance was promulgated. However, as private places were not included in the Ordinance, the smokers changed to smoke in private places where the TACO had no authority to enforce law. He thus suggested that legislative amendment should be made to the Ordinance so that the TACO could enforce law in private places (Mr LAM Faat-kang);
 - (5) the areas that came within nobody's jurisdiction such as the footbridges outside Luk Yeung Galleria were not designated as the statutory NSAs because of good ventilation. The residents nearby were affected by secondhand smoke. He suggested that the DH should set a restriction on the number of people who were permitted to smoke at similar locations (Mr LAM Faat-kang);
 - (6) members of the public still gathered and smoked at the entrance/exit on the ground floor of Lei Muk Shue Estate Shopping Centre even after the conflict between the smokers and law enforcement officers of the TACO. The situation was not improved (Mr WONG Ka-wa);

- (7) some members of the public gathered and smoked at the bus stop off Hong Shue House. Although the rubbish bins with ashtray for disposal of cigarette butts had been removed by the FEHD as requested, the smokers made their own containers for disposal of the cigarette butts. He opined that the said location was close to the covered buildings and thus requested the TACO to take law enforcement actions and report on the number of prosecution at the said location (Mr WONG Ka-wa);
- (8) he requested the TACO to increase manpower and step up the actions against smoking in restaurants by members of the public (Mr WONG Ka-wa);
- (9) he opined that there was insufficient manpower in the TACO and inadequacy in the legislation (Mr MAN Yu-ming);
- (10) youngsters gathered and smoked at the staircases in Shek Wai Kok Estate, but the security guards of the public housing estate could only give advice which could not improve the problem of illegal smoking (Mr MAN Yu-ming);
- (11) at present, the residents of Shek Wai Kok Estate who smoked therein would be fined or allotted penalty points whereas the residents of other public housing estates who smoked therein would only be fined and no penalty points would be allotted. He opined that it was necessary to review the regulations adopted by the HD (Mr MAN Yu-ming);
- (12) he thought that the retail price of cigarettes should be increased to discourage the public from smoking (Mr MAN Yu-ming); and
- (13) he opined that the number of smokers decreased due to the TACO's success in the publicity and education work in recent years. He hoped that the TACO would set up more patrol teams to enhance the inspections of black spots such as staircases and rear lanes and step up the law enforcement work within the areas of public housing estates (Mr CHAN Chun-chung, Jones).

90. Sr Med & Health Offr (TACO)1 of the DH responded as follows:

- (1) the DH had conducted about 1 400, 1 500 and 1 600 inspections in Tsuen Wan district from 2016 to 2018 respectively, and issued 475 summonses and FPNs in 2018;
- (2) the TACO of the DH was the major department for the enforcement of the Smoking (Public Health) Ordinance. The TACO would send its staff to conduct inspections upon receipt of complaints about illegal smoking;
- (3) the DH would also take the initiative to conduct inspections for the situation of illegal smoking which was fairly serious in the statutory NSAs as set out in the Smoking (Public Health) Ordinance, if any;
- (4) the indoor venues including private clubs which had met the criteria as set out in the Smoking (Public Health) Ordinance were under the purview of the DH;
- (5) apart from the HKPF, the Smoking (Public Health) Ordinance had conferred the HD, FEHD and LCSD the authority to issue FPNs in the statutory NSAs under their management;

- (6) if the DH received complaints from other departments about illegal smoking in the statutory NSAs under its management, the DH would send its staff to conduct inspections and issue FPNs without prior warning once identified;
- (7) according to the Smoking (Public Health) Ordinance, “indoor” was interpreted as an area having a ceiling or roof, or a cover that functioned as a ceiling or roof; and enclosed at least up to 50% of the total area on all sides, except for any window or door, or any closeable opening that functioned as a window or door. The DH would enforce law when the said criteria were met;
- (8) when illegal smoking was identified in statutory NSAs, venue managers of the areas concerned were authorised to request the smoker to extinguish the lighted cigarette, cigar or pipe. If the smoker refused to do so, the venue managers were authorised to request the smoker to provide his name, address and documentary proof of identity and to leave the NSAs. They might also seek assistance from the HKPF if necessary. Besides, the venue managers could hand over the information including the name and address of the smoker to the DH for making consideration of prosecution;
- (9) subsequent to the provision of a large amount of additional indoor NSAs through the amendment of the Smoking (Public Health) Ordinance in 2006, more than 240 PTFs were designated as NSAs in 2010. Also, starting from 31 March 2016, eight bus interchanges located within the tunnel portal areas were designated as the statutory NSAs. Since 2018, the smoking ban had been further extended to cover three additional bus interchanges leading to expressways or tunnels including the Tuen Mun Road Bus Interchange;
- (10) the DH would actively explore the initiatives such as designation of new NSAs for promoting the smoking ban with a view to protecting the public from second-hand smoke. When designating a new NSA, the DH would take into consideration the public acceptance of the location concerned and whether the NSA could be clearly defined; and
- (11) in addition to the existing establishment of around 100 officers in the law enforcement team, the DH had set up an additional task force comprising 20 retired police officers in 2018 to strengthen the inspections and law enforcement during nighttime and public holidays, and at the locations where illegal smoking was serious. The Government would continue to review the staffing establishment of the TACO from time to time and seek additional resources according to the established procedures where necessary.

91. Asst Housing Mgr/SWK 2 of the HD responded that as the security guards of the public housing estates were not authorised to institute prosecution, the task force of the HD would conduct operations on a regular basis through deploying manpower to carry out inspections and institute prosecution in all public housing estates and black spots of smoking in the district according to the procedures.

92. Dist Env Hygiene Supt(Tsuen Wan) of the FEHD responded that the staff of the FEHD would conduct inspections and institute prosecution in the venues under its management.

93. The views, enquiries and suggestions of Members were summarised as follows:
- (1) he was disappointed with the slow progress of the anti-smoking campaign by the DH given that the legislation had been made for 30 years (Mr CHOW Ping-tim);
 - (2) the chief enforcement agency should be the TACO because the law enforcement action against members of the public who smoked in the NSAs was considered as an additional duty to other departments (Mr CHOW Ping-tim);
 - (3) the serious problem of smoking outside the betting branch at Tsuen Kam Centre and footbridges as pointed out by Members was comparable to that at the bus interchanges which were subsequently designated as NSAs by the DH. He requested the DH to review the inadequacies of the Smoking (Public Health) Ordinance and designate NSAs in public areas (Mr CHOW Ping-tim);
 - (4) he suggested that the DH should consider making legislative amendments to allow members of the public to act as the witnesses who provided assistance in instituting prosecution against smokers in NSAs (Mr CHOW Ping-tim);
 - (5) he thought that the manpower of the TACO was insufficient to handle the inspection work over the territory and suggested that smoking rooms should be provided in the streets to save the public from second-hand smoke. He also requested the DH to extend the coverage of NSA for law enforcement (Mr CHOW Ping-tim);
 - (6) he opined that the number of smokers, in particular female smokers, would increase again after the banning of e-cigarettes (Mr CHOW Ping-tim);
 - (7) he hoped that the DH would review the existing legislation as soon as possible and report the number and geographical distribution of prosecution regularly so that EHAC could give views and provide assistance for the more efficient law enforcement (Mr CHOW Ping-tim);
 - (8) despite the strengthened establishment of the law enforcement team of the TACO, its manpower was still insufficient. He hoped that the TACO would improve the problem of illegal smoking in Tsuen Wan and over the territory (Mr CHOW Ping-tim);
 - (9) he hoped that the DH would improve the community problem prevalent in Tsuen Kam Centre for years (Mr KOT Siu-yuen);
 - (10) he thought that the TACO should review the limitations of the existing legislation and increase the number of NSAs for instituting prosecution more efficiently through utilising the existing manpower (Mr KOT Siu-yuen);
 - (11) he hoped that the DH would enhance its communication with the EHAC so as to promote a healthy lifestyle (Mr KOT Siu-yuen);
 - (12) he suggested that the TACO should set up additional patrol teams to carry out patrols at the black spots regularly so as to enhance the deterrent effect (Mr WONG Ka-wa);

- (13) he suggested that the problem should be tackled at the root through enhancing publicity and education as well as increasing the retail price of cigarettes gradually with a view to reducing the incentive of smoking of the public (Mr MAN Yu-ming); and
- (14) although the departments such as the HD were authorised to institute prosecution against smoking offenders, they in fact could not assist in law enforcement due to insufficient manpower (Mr MAN Yu-ming).

94. Sr Med & Health Offr (TACO)1 of the DH responded as follows:

- (1) in addition to law enforcement which was one of the tobacco control policies, the DH adopted a multi-pronged approach comprising publicity, education, promotion of smoking cessation and taxation for stepping up tobacco control;
- (2) the World Health Organisation also recommended increasing the retail price of cigarettes with a view to reducing the attractiveness of cigarettes to smokers, in particular young smokers;
- (3) starting from 21 June 2018, it was a statutory requirement for the tobacco companies to enlarge the area of the graphic health warning on the packet of cigarettes from 50% to 85% and to display the Quitline 1833 183 on the packet to encourage the public to quit smoking;
- (4) the Quitline service would refer smokers who would like to quit smoking to receive various types of free smoking cessation services and medication for smoking cessation;
- (5) e-cigarettes, which delivered an aerosol for users to inhale through heating a solution, were gaining popularity in Hong Kong. Given the promotion of e-cigarette products, youngsters were the major target of users;
- (6) currently, the DH was making effort to make legislation on banning the import, manufacture, sale, advertising and distribution of e-cigarettes, aiming at the elimination of e-cigarettes before the prevalence of e-cigarettes use in Hong Kong. The DH also hoped that Members would support the legislative amendment;
- (7) in 2018, the DH had received 18 100 complaints about illegal smoking over the territory, conducted a total of about 32 200 inspections and issued about 8 800 FPNs and summonses; and
- (8) members of the public could assist the DH in instituting prosecution if they could identify the smoking offender, provide the relevant information of the smoking offender and appear in court to give evidence where necessary.

95. The views, enquiries and suggestions of the Acting Chairman and Members were summarised as follows:

- (1) he opined that strengthening law enforcement was more effective than enlarging the graphic health warnings printed on the cigarette packets (Mr KOT Siu-yuen);
- (2) he was discontented with the DH's failure to take Members' views into consideration (Mr CHOW Ping-tim);

- (3) the DH should examine Members' views seriously instead of making minor amendments to the legislation only. He requested that the proportion of enclosed area to the total area on all sides of a venue in the criteria of an indoor area should be increased (Mr CHOW Ping-tim);
- (4) he hoped that the DH would designate the additional PTF in Parc City of late as the NSA as soon as possible (Mr CHOW Ping-tim); and
- (5) he hoped that the DH would enhance the communication with the EHAC and report the number of law enforcement so as to enhance the joint efforts in improving the problem of second-hand smoke in the district (Mr CHOW Ping-tim).

96. The Acting Chairman stated that he requested the DH to review and revise the requirement of the percentage of enclosed area in the definition of an indoor venue so that the footbridges in question could be designated as the NSAs. He also hoped that the DH would continue to step up the education and inspections, and suggested that the DH should listen to Members' views and designate the area outside the betting branch in Tsuen Kam Centre, the Sea Crest Villa Bus Terminus and the PTF in Parc City as the statutory NSAs. The EHAC would continue to discuss the captioned item at the next meeting.

97. The Chairman resumed the chair.

V Item 4: Request to Immediately Draw Up the Construction Schedule of Noise Barriers on Tsuen Wan Road and Formulate the Short-term Measures in order to Reduce the Annoyance Caused to the Residents
(EHAC Paper No. 79/18-19)

98. The Chairman welcomed Mr CHAN Wai-tak, Senior Engineer/Project 1 (Sr Engr/Project 1) of the TD who specially joined the meeting. The HyD had submitted a written reply on the captioned matter prior to the meeting for Members' perusal. Besides, CIP(OPS1) (Tsuen Wan) of the HKPF would give response to Members' enquiries.

99. Ms LAM, Lam Nixie introduced the paper.

100. Sr Engr/Project 1 of the TD responded that the TD had all along been discussing with the Police as to whether speed enforcement cameras should be installed at the road section concerned. The TD had decided to install speed enforcement cameras on Tsuen Wan Road after discussing with the HKPF in January 2019. It was expected that the works would commence during the year.

101. CIP(OPS1) (Tsuen Wan) of the HKPF responded that the Traffic New Territories South of the HKPF would handle the speeding of vehicles.

102. Ms LAM, Lam Nixie said that she had learnt much earlier that the installation of noise barriers in Tsuen Wan Road should tie in with the widening works of Tsuen Wan Road. She hoped that the HyD would provide the works schedule of the project concerned. She also expressed discontent with the HyD's failure to send the representative to attend the EHAC meeting and to provide further information in its written reply.

103. The Chairman said that the HyD had stated in its written reply that given the structural constraints of Tsuen Wan Road, the HyD would only consider the installation of noise barriers in Tsuen Wan Road under the premise of the commencement of the widening works of Tsuen Wan Road. He hoped that the department concerned would provide the schedule for the completion of the study report on the widening works of Tsuen Wan Road. The EHAC would send a letter to the HyD to express discontent with its failure to send its representative to attend the EHAC meeting and urged the HyD to send its representative to attend the next EHAC meeting and give response to Members' enquiries. The EHAC would discuss the captioned item under the matters arising from the minutes of the previous meeting.

VI Item 5: How Should the Members of the Public Properly Handle the "Items of Left-out Materials" that are Blocked from Channels for Recycling
(EHAC Paper No. 80/18-19)

104. The Chairman said that the EPD had submitted a written reply on the captioned matter prior to the meeting for Members' perusal.

105. Mr NG Hin-lung, Norris introduced the paper.

106. Sr Env Protection Offr(Regional W)2 of the EPD stated that Members' enquiries and suggestions would be conveyed to the subject officers for follow-up.

107. Mr NG Hin-lung, Norris said that he requested the EHAC to send a letter to the EPD to express regret at the EPD's written reply. He hoped that the EHAC would continue to follow up on the captioned item.

108. The Chairman said that he opined that the EPD should extend the scope of the producer responsibility scheme to increase the quantities of recovered recyclable materials and should not just consider the value of the materials after recycling and the profits of producers, with a view to eradicating the problem of pollution. The EHAC would send a letter to the EPD to express regret at the EPD's written reply and urged the EPD to send its representative to attend the next EHAC meeting and give response to Members' enquiries.

VII Item 6: Request to Fully Improve the Planters and the Environmental Hygiene of the Construction Sites in Tsuen Wan District

(EHAC Paper No. 81/18-19)

109. The Chairman said that the EPD had submitted a written reply on the captioned matter prior to the meeting for Members' perusal. Dep Dist Leisure Mgr(Tsuen Wan)² of the LCSD and Dist Env Hygiene Supt(Tsuen Wan) of the FEHD would give response to Members' enquiries.

110. The Vice Chairman introduced the paper.

111. Dist Env Hygiene Supt(Tsuen Wan) of the FEHD responded as follows:

- (1) the FEHD was mainly responsible for providing routine street cleansing services including the clearance of refuse in roadside planters. The works contractor would undertake the cleansing work of the construction site where the planters were under construction;
- (2) the FEHD would conduct the specific law enforcement actions at the black spots of littering;
- (3) if the FEHD found that the performance of the cleansing contractor was unsatisfactory, the cleansing contractor would be punished and get demerit points which might affect the bidding exercise of the cleansing contractor in future;
- (4) the planters next to footbridge no. NF251 had been enclosed due to the construction work. Although the cleansing work at the location concerned was undertaken by the works contractor, the FEHD had specially carried out the cleansing work at the location concerned and had informed the relevant departments of the situation; and
- (5) the FEHD would continue to follow up on the hygiene condition of Ka Loon Tsuen in Tsing Lung Tau.

112. Dep Dist Leisure Mgr(Tsuen Wan)² of the LCSD responded that the LCSD was responsible for providing maintenance for plants in the planters within 10 metres of kerbs of non-expressway public roads, whereas the clearance of refuse within the said areas was undertaken by the FEHD. The LCSD had already requested the contractor to beautify the planters in Ka Loon Tsuen. In addition, the LCSD would conduct monthly assessment of the performance of the contractor and would draw reference from the assessment reports during tendering exercise in future.

113. The views, enquiries and suggestions of the Chairman and Members were summarised as follows:

- (1) he requested the HyD to follow up on the hygiene condition of the works next to footbridge no. NF251 (the Chairman);
- (2) he hoped that the FEHD would step up law enforcement against disposal of cigarette butts at the entrance/exit of the park in Yeung Uk Road (the Chairman);

- (3) he enquired about the department responsible for the cleansing of the small enclosed areas for plantation in Tsuen Wan district (Mr TAM Hoi-pong);
- (4) the LCSD was responsible for the plants in the planters whereas the FEHD was responsible for clearing the refuse inside the planters. The works contractor would undertake the cleansing work of the construction site where the planters were under construction (the Chairman);
- (5) he suggested that the FEHD should provide the rubbish bins at the black spots of littering, and hoped that the FEHD would review the policy direction of reducing the number of rubbish bins (The Vice Chairman);
- (6) littering in Hoi Kwai Road some years ago was improved after the removal of rubbish bins (Mr KOO Yeung-pong); and
- (7) he suggested that the FEHD should clear the refuse when watering the plants in the roadside verge greening zones, and that the FEHD should consider the introduction of devices with vacuum function for clearance of refuse with a view to enhancing the efficiency (Mr KOO Yeung-pong).

(Note: Mr CHUNG Ho-yin joined the meeting at 5:20 p.m.)

114. Dist Env Hygiene Supt(Tsuen Wan) of the FEHD responded as follows:

- (1) the objective of the policy of reducing the number of rubbish bins which was implemented in recent years was to tie in with the policy of waste reduction of the EPD and to encourage the public to reduce waste disposal;
- (2) the FEHD would relocate the rubbish bins according to the actual situations such as the pedestrian flow and usage of the rubbish bins. On the other hand, however, the littering problem was solved after the removal of rubbish bins from some locations;
- (3) he would relay to the Headquarters of the FEHD the proposal on the use of devices with vacuum function for clearance of rubbish;
- (4) the FEHD would ensure the safety of the cleansing workers while providing cleansing service at the central median greening zones;
- (5) the FEHD had urged the cleansing contractors to strengthen the cleansing service at the roadside verge greening zones; and
- (6) members of the public might furnish the FEHD with the information including the number plate of the offending vehicle, date and time of the littering incident, and the type of litter. The FEHD would consider instituting prosecution after taking statement from the informant and conducting the investigation. The FEHD would provide Members with the report forms after the meeting.

VIII Item 7: Concern about the Greening and Management of the Planters at the Roundabout Next to the Toll Plaza in Ma Wan

(EHAC Paper No. 82/18-19)

115. The Chairman welcomed the representatives of the government departments who specially joined the meeting, including:

- (1) Mr FUNG Ming-hang, Engineer/NTW (Customer Services) Application 1 (Engr/NTW (Customer Services) Application 1) of the Water Supplies Department (WSD); and
- (2) Mr CHEN Kin-tung, Tommy, Senior Estate Surveyor/Central (Sr Estate Surveyor/Central) of the DLO.

The Architectural Services Department (ArchSD) had submitted a written reply on the captioned matter prior to the meeting for Members' perusal. Besides, Dep Dist Leisure Mgr(Tsuen Wan)² of the LCSD and Dist Env Hygiene Supt(Tsuen Wan) of the FEHD would give response to Members' enquiries.

116. Mr TAM Hoi-pong introduced the paper.

117. Sr Estate Surveyor/Central of the DLO responded as follows:

- (1) the roundabout was a public road under the purview of the HyD. The HyD was also responsible for the management and maintenance of roads;
- (2) in general, the plants in the roadside verge greening zone were managed by the HyD with assistance from the LCSD;
- (3) Ma Wan was a large-scale comprehensive development project comprising the construction of infrastructure. The developer would directly discuss with and seek approval from the relevant government departments for the planning and design of the infrastructure. For instance, the engineers of the developer would directly make applications for approval of the road design to the HyD and TD, and the horticultural consultants of the developer would directly contact the LCSD to seek approval for the design of the greening zone;
- (4) according to the record, the HyD had taken over the planter structures on the road and roundabout of the captioned location from the developer since 2008;
- (5) the horticultural consultants of the developer had requested the LCSD to take over the greenery plants in the planters at the roundabout in 2015. However, the LCSD refused to take over the plants in the planters because the developer failed to provide the LCSD with the record of the Government's approval on the design of the greening zone of the planters at the roundabout;
- (6) to prevent deterioration in the condition of the greening zone at the roundabout, the DLO had intervened to provide assistance in exploring solutions and had provided non-routine pruning service specially for the plants in the planters so as to maintain an acceptable hygiene condition;
- (7) after co-ordination, the LCSD undertook to take over the greenery plants in the planters under the premise of water supply readily available for the planters;
- (8) the DLO had started to coordinate the exploration of the feasibility of the provision of water supply for the planters since 2018, including studying the possibility of connection of water supply at Tsing Ma Control Area Toll Plaza. Recently, the DLO had also confirmed with the WSD that the government water mains next to the slope near the roundabout were available for

connection. The DLO was currently coordinating the study on the possibility of extending the water mains to the top of the viaduct; and

- (9) however, the DLO was recently notified by the HyD that unlike the planters erected on the soil, the planters at the roundabout were parts of the viaduct. Hence, it was doubtful that the government water mains near the slope would be extended to the planters at the roundabout of the viaduct. The DLO would coordinate with other departments to study the solution to the technical problem on water supply.

118. Engr/NTW (Customer Services) Application 1 of the WSD responded that after reviewing the current water mains record plan, the WSD held that water supply could be made available at the roundabout through the connection of the existing government water mains via Ma Wan Road or Pak Yan Road at the lower deck of the viaduct. If the water pipe under construction was laid via the viaduct under the management of the HyD, the applicant should obtain the approval of the HyD before submitting the application of water supply to the WSD.

119. Sr Dist Engr/G (3) of the HyD responded that the HyD was mainly responsible for the maintenance and repair of public roads and bridge structures. The greenery plants in the planters at the roundabout were not under the purview of the HyD. Given that the viaduct beneath the roundabout was a reinforced concrete structure, the bridge structure would be affected if pipelaying works was implemented inside the viaduct. Therefore, the applicant was required to provide the design to prove that the design would not affect the safety of the bridge structure when submitting the application of water supply.

120. The Chairman enquired whether the application should be made by the developer or the departments concerned.

121. Sr Estate Surveyor/Central of the DLO responded that the developer handed over the road and the roundabout in 2008 and attempted to request the Government to take over the greenery plants in the planters in 2015. The DLO would continue to coordinate with the works departments concerned to search for the previous records of communication between the developer and the departments so as to ascertain whether the developer had actualised the greening design through construction of the roundabout according to the plan approved by the Government, and whether the stance of the developer that the planters had already been handed over was reasonable. If the department had approved the provision of greenery plants in the planters at that time or the approved plan only comprised the provision of hard landscape at that time, the Government should execute the takeover procedure according to the guidelines set out in the plan.

122. The views, enquiries and suggestions of the Chairman and Members were summarised as follows:

- (1) the residents had been keeping in view the problem for about half a year, but the DLO and HyD still could not provide concrete evidence to prove that the greenery plants and soil in the planters belonged to the developer. Thus, he enquired about the conditions of the greenery plants and soil at the time the department took over the roundabout for delineation of the responsibilities of the department and developer as well as formulation of the direction of follow-up action in future (Mr TAM Hoi-pong);
- (2) he enquired whether the HyD had reserved space at the top of the viaduct for the pipelaying work to connect the government water mains beneath the viaduct (Mr TAM Hoi-pong);
- (3) the department had previously connected the water pipes across the roads at the roundabout for the temporary water supply to water the plants and the vehicles would run over the pipes. However, according to the LCSD, this method was no longer used due to the occupational safety; therefore, the LCSD could only study the connection of water pipes via the bridge under the management of the HyD for watering the plants (Mr TAM Hoi-pong); and
- (4) he thought that the mode of development of Ma Wan was a mess, and enquired the DLO about the timetable of investigating on the record of communication (the Chairman).

123. Sr Estate Surveyor/Central of the DLO responded that there was a small number of cases about comprehensive development comprising the construction of infrastructure. Also, the developer had directly discussed with and sought approval from different works departments for the design plan at that time. Therefore, the DLO did not retain a complete set of relevant records. The DLO hoped that the works department concerned would search for the respective records under their possession with a view to ascertaining that the design had been approved by the Government. Fortunately, at present, the scope of the search had been narrowed down to the stage of project design from 2000 to 2004. He expressed apology for taking long processing time.

(Note: Mr KOT Siu-yuen left the meeting at 5:52 p.m.)

124. The representative of the HyD said that the HyD would determine the suitability of the pipelaying work only after considering the conditions of the reinforced concrete structure of the viaduct. However, given that the bottom of the planters was supported by an entire piece of reinforced concrete panel, the reinforced concrete should be cut open for the pipelaying work. The HyD would provide technical advice on the design of the water supply submitted by the applicant.

125. The representative of the LCSD stated that according to the record, the LCSD had discussed with the developer the design of the plants in the planters in the vicinity of Pak Lam Road and Fong Yuen Road and had proposed the provision of water supply.

However, the scope of discussion did not include the planters of the roundabout. Given that the planters of the roundabout were located at a lot beside the government road, the LCSD was readily to undertake the maintenance of the plants in the planters after the completion of the pipelaying work by the developer or the works department for watering the plants. Regarding the request for construction of water supply facilities by the LCSD, the LCSD was unable to undertake the construction work because the construction work at a venue under the LCSD's management could only be conducted by the ArchSD at the request of the LCSD or by the contractors, but the roundabout was not a venue under the LCSD's management.

126. The Chairman said that he hoped that the DLO would complete the investigation as soon as possible. In the worst-case scenario, the planters would be covered with a concrete layer, or pot plants would be put into the planters for replacement of the greenery plants which could be removed for watering when necessary. The EHAC would continue to discuss the captioned item at the next meeting.

IX Item 8: Endorsement of the List of Minor Environmental Improvement Programme 2019/20

(EHAC Paper No. 83/18-19)

127. The Secretary introduced the paper.

128. The priority, titles and proponents of the projects were set out as follows:

<u>Priority</u>	<u>Title of Project</u>	<u>Proponent</u>
(1)	Provision of Planters and Greening in Tsuen Wan District	-
(2)	Construction of a Rain Shelter and a Bench at Wing Shun Street near Waterside Plaza Shopping Arcade and Lamp Post FA5237, Tsuen Wan	Mr CHOW Ping-tim
(3)	Provision of Benches at Route Twisk near Lamp Post W4922, Tsuen Wan	Mr LAM Kwok-on
(4)	Improvement of a Footpath at Yau Lai Road near Lamp Post BC0085, Tsuen Wan	Mr WONG Wai-kit
(5)	Construction of a Rain Shelter at Hoi Kwai Road near Clague Garden Estate and Lamp Post GC1014, Tsuen Wan	Mr KOO Yeung-pong
(6)	Extension of Rain Shelter in Lo Tak Court near Wing Lung House and Lamp Post FB5506, Tsuen Wan	Mr KOT Siu-yuen
(7)	Extension of a Rain Shelter close to Tsuen King Circuit Bus Terminus near Lamp Post AC1459, Tsuen Wan	Ms LAM Yuen-pun, Phyllis
(8)	Construction of a Rain Shelter at Lai Chi Road near Lamp Post FA1727, Tsuen Wan	Mr WONG Wai-kit Ms LAM, Lam Nixie

<u>Priority</u>	<u>Title of Project</u>	<u>Proponent</u>
(9)	Extension of a Rain Shelter at Castle Peak Road near Si Yuen School of the Precious Blood, Tsuen Wan	Mr LO Siu-kit
(10)	Extension of a Rain Shelter at Castle Peak Road near Sham Tseng Village Bus Stop and Lamp Post DC0569, Tsuen Wan	Mr CHENG Chit-pun
(11)	Extension of a Rain Shelter at Mei Wan Street near Waylee Industrial Centre close to Tsuen Wan Police Station, Tsuen Wan	The Hon TIEN Puk-sun, Michael
(12)	Provision of Benches at Chuen Lung Street near Tsuen Wan Market and Lamp Post FC0273, Tsuen Wan	Mr LO Siu-kit
(13)	Provision of a Bench close to Bayview Garden Bus Terminus near Lamp Post DC2197, Tsuen Wan	Ms LAM, Lam Nixie
(14)	Extension of the Rain Shelter at Lung Yue Road near Lamp Post FC3760, Tsuen Wan	Mr NG Hin-lung, Norris
(15)	Provision of Benches at Shek Wai Kok Road near Shek Ho House and Lamp Post FA5861, Tsuen Wan	Mr CHAN Chun-chung, Jones Mr MAN Yu-ming
(16)	Extension of the Rain Shelter near Tower 1, Summit Terrace and Lamp Post AC3429, Tsuen Wan	Ms LAM Yuen-pun, Phyllis
(17)	Construction of a Rain Shelter at Texaco Road near Saving Logistics Centre and Lamp Post FA1807, Tsuen Wan	The Hon CHAN Han-pan, Ben
(18)	Construction of a Rain Shelter with a Chess Table and Benches at Castle Peak Road near Hong Kong Garden Block 1 and Lamp Post BC0944, Tsuen Wan	Mr NG Hin-lung, Norris
(19)	Construction of a Rain Shelter at Ma Tau Pa Road near Chelsea Court and Lamp Post CC0572, Tsuen Wan	The Hon CHAN Han-pan, Ben
(20)	Provision of Benches at Lei Shu Road near Lamp Post AC3463, Tsuen Wan	Mr WONG Ka-wa
(21)	Construction of a Rain Shelter on Ma Tau Pa Road near Gunzetal Building and Lamp Post CC0575, Tsuen Wan	The Hon CHAN Han-pan, Ben
(22)	Provision of Benches close to Waterside Plaza Shopping Arcade near Lamp Post FA6861, Tsuen Wan	Mr CHOW Ping-tim
(23)	Provision of a Bench at Castle Peak Road near Rhine Terrace and Lamp Post BC1062, Tsuen Wan	Mr CHENG Chit-pun

<u>Priority</u>	<u>Title of Project</u>	<u>Proponent</u>
(24)	Extension of a Rain Shelter and a Bench at Wing Shun Street near Riviera Plaza and Lamp Post FA5239, Tsuen Wan	Mr CHOW Ping-tim
(25)	Improvement works to the Rack for Letter Boxes at Choi Yuen Tsuen, Tsing Lung Tau, near Lamp Post V9344, Tsuen Wan	Mr NG Hin-lung, Norris
(26)	Extension of the Rain Shelter at Mei Wan Street near Waylee Industrial Centre close to the Bus Terminus, Tsuen Wan	The Hon TIEN Puk-sun, Michael

The above project items 5 and 6, 10 and 11, as well as 21 and 22 gained the same score respectively. The Chairman invited ADO(TW) of the TWDO to determine the priority of the projects by balloting at the meeting. The Works Section of the TWDO would implement the above new projects according to their priorities and the District Minor Works Programme funds available for use.

129. Apart from Mr TAM Hoi-pong who abstained from voting, the EHAC endorsed the Minor Environmental Improvement Projects in 2019/20.

(Post-meeting note: The TWDC endorsed the above Minor Environmental Improvement Projects of the estimates equal to or exceeding \$220,000 proposed for implementation in 2019/20 at its meeting held on 26 March 2019.)

X Item 9: Work Report on Environmental Hygiene in Tsuen Wan District
(EHAC Paper No. 84/18-19)

130. The Chairman welcomed the representatives of the government departments who specially joined the meeting, including:

- (1) Mr CHAN Ho-fai, Nelson, Senior Health Inspector (Acting) (Sr Health Insp (Ag)) of the Joint Office (JO)/FEHD;
- (2) Mr TSO Kwong-wing, Tommy, Professional Officer (1) (Professional Offr (1)) of the JO/BD; and
- (3) Mr KAN Ka-man, Engineer/New Territories West (Customer Services) Inspection of the WSD.

131. The Chairman asked the representatives of the JO to report the latest status of water seepage in buildings in the district.

132. Professional Offr (1) of the JO/BD reported as follows:

- (1) as at late January 2019, the JO received a total of 202 reports of water seepage in Tsuen Wan district, among which 141 cases had been processed. Among the water seepage cases processed, 88 cases were screened out, and 53 cases were concluded. Among the concluded cases, the number of cases in which

- water seepage ceased during investigation was 33, the source of water seepage was identified for 14 cases, and the source of water seepage was not identified for 6 cases. The JO had initiated prosecution in one case; and
- (2) during investigation, if the staff of the JO were denied entry into the premises for investigation, the JO would apply to the court for a “Warrant to Effect Entry into Premises” under the law to enter the premises for investigation and testing. The JO did not issue any “Notice of Intention to Apply for Warrant of Entry” and did not make application to the West Kowloon Magistrates’ Courts for “Warrant of Entry into Premises”.

133. The views, enquiries and suggestions of the Chairman and Members were summarised as follows:

- (1) she enquired why the number of uninvestigated cases of water seepage exceeded half of the number of handled water seepage cases in 2018, and about the reason for the decrease in the number of cases of identified and unidentified source of water seepage as compared with those in the past (Ms LAM Yuen-pun, Phyllis);
- (2) she opined that there was an urgent need for the use of new technologies to confirm the source of water seepage and facilitate the investigations (Ms LAM Yuen-pun, Phyllis);
- (3) she enquired the JO whether the discrepancy between the number of reported cases of water seepage received in Tsuen Wan district and the number of processed water seepage cases was due to the failure to make timely investigation of some cases (Ms LAM Yuen-pun, Phyllis); and
- (4) given the low success rate of the identification of the source of water seepage through colour water test, he hoped that the JO would report the number of the processed water seepage cases at different stages in future for reference (the Chairman).

134. Professional Offr (1) of the JO/BD responded as follows:

- (1) investigation would not be conducted for some of the reported cases of water seepage because the informants withdrew the complaint on their own initiative and the situation of water seepage did not meet the criteria. The uninvestigated cases included the scenario when the staff of the JO found that the humidity did not meet the criteria and was unable to start the investigation during the visit to the flat;
- (2) in 2018, the JO had completed 797 investigations. The number of reports increased because the complainants lodged complaints again about certain cases of which the source of water seepage was not identified;
- (3) as the source of water seepage in some cases could not be identified through colour water test, the JO hoped that new technologies would be used in Tsuen Wan district as soon as possible for carrying out the water seepage tests;
- (4) the JO had launched a pilot scheme in some districts including conducting the test through the application of new technologies such as infrared radiation

and microwave in the third stage of investigation. The JO would also conduct the test through the application of new technologies in the flats which had been affected by water seepage for a longer time or of the more serious water seepage in Tsuen Wan district; and

- (5) the JO would handle the reports of water seepage concurrently. The investigation of a case would generally be completed within 90 days.

135. Sr Health Insp (Ag) of the JO/FEHD responded that the staff of the JO would immediately proceed to the second stage of investigation after confirming that the humidity of the flat had met the criteria upon arrival at the flat of water seepage in the first stage of investigation. The JO thus proposed that the figures of the first and second stage of investigation should be consolidated during the report.

136. The Chairman said that he hoped that the JO would report the figures of the three stages of investigation separately.

137. Dist Env Hygiene Supt(Tsuen Wan) of the FEHD introduced the Work Report on Environmental Hygiene in Tsuen Wan District, and added that the FEHD would advance the large-scale anti-mosquito operation in Tsuen Wan district to March 2019, including mosquito elimination through fogging at slopes and areas with thick undergrowth, clearance of stagnant water as well as providing technical support and organising talks for other departments in preparation so as to prepare for the rainy season. The FEHD would invite Members to participate in the anti-mosquito work and give views accordingly.

XI Item 10: Work Report on Environmental Pollution Control in Tsuen Wan District (December 2018 to January 2019)
(EHAC Paper No. 85/18-19)

138. Sr Env Protection Offr(Regional W)2 of the EPD introduced the Work Report on Environmental Pollution Control in Tsuen Wan District.

139. The Chairman said that in view of the stronger odour from Tsuen Wan Slaughter House recently, he requested the EPD to step up inspections in Tsuen Wan Slaughter House.

XII Item 11: Progress Report on Minor Environmental Improvement Programme and Maintenance Projects in 2018/19
(EHAC Paper No. 86/18-19)

140. Senior Inspector of Works of the TWDO briefed on the progress of the projects and added that new construction project nos. 11 and 14 had been completed. Also, the tender exercise for the new construction project no. 22 had been completed. The contract would be signed on 17 March 2019 and the project cost did not exceed the estimated cost. If the remaining fund was adequate for commencement of new construction projects, the TWDO would continue to carry out tender exercise so that the works contract could be signed in March 2019.

141. The Chairman enquired about the time for the completion of the works which would call for tenders in March 2019.

142. Senior Inspector of Works of the TWDO responded that it was anticipated that the works would take about one month.

XIII Item 12: Work Progress Report of Working Groups under Environmental and Health Affairs Committee

(A) Monitoring Group on Environmental Protection and Green Community

143. Ms LAM Yuen-pun, Phyllis reported that the “Hong Kong Flower Show 2019 cum Game Stalls” co-organised by the Monitoring Group and Jockey Club Riviera Gardens Lutheran Integrated Service Centre would be held from 16 March to 24 March 2019. A game stall with the theme “When Dreams Blossom” would be set up in the Flower Show organised by the LCSD at Victoria Park to promote the message of green lifestyle to the general public.

(B) Monitoring Group on Public Health and Food Safety

144. The Chairman reported that the “First Thing is Health 2018” was successfully held from December 2018 to January 2019. The activity aimed to enhance Tsuen Wan residents’ understanding over precaution against virus infection, awareness of healthy eating and joint efforts to build a healthy community.

(C) Task Force on Environmental Pollution and Improvement

145. Mr CHENG Chit-pun reported that all the activities for the current financial year were completed and thanked Members for their support.

XIV Item 13: Any Other Business

(A) Information Paper

146. Members noted the contents of the following information papers:

- (1) Financial Statement of the Funds Allocated to Environmental and Health Affairs Committee as at 20 February 2019 (EHAC Paper No. 87/18-19);
- (2) Dates of Meetings of Environmental and Health Affairs Committee between May 2019 and September 2019 (EHAC Paper No. 88/18-19);
- (3) Odour Prediction Assessment at the Riviera Gardens and Tsuen Wan Slaughter House (December 2018 to January 2019) (EHAC Paper No. 89/18-19, submitted by the EPD);
- (4) Work Report on the Problem of Sea Water Pollution of the Rambler Channel, Tsuen Wan (December 2018 to January 2019) (EHAC Paper No. 90/18-19, submitted by the EPD)
- (5) Noise Monitoring Result of MTR Tsuen Wan Depot (December 2018 to January 2019) (EHAC Paper No. 91/18-19, submitted by the EPD); and

- (6) Achievement of 2019 year-end clean-up
(EHAC Paper No. 92/18-19, submitted by the EPD).

XV Adjournment of Meeting

147. The Chairman reminded Members that the next meeting was scheduled at 2:30 p.m. on 2 May 2019 (Thursday) and the deadline for submission of paper was 23 April 2019.

148. There being no other business, the meeting was adjourned at 6:32 p.m.

Tsuen Wan District Council Secretariat
23 April 2019