

**130th MEETING OF
THE INDEPENDENT POLICE COMPLAINTS COUNCIL (IPCC) MEETING WITH
THE COMPLAINTS & INTERNAL INVESTIGATIONS BRANCH (C&IIB)
HELD AT THE IPCC SECRETARIAT OFFICE
AT 1623 HOURS ON THURSDAY 22 NOVEMBER 2007**

Present: Mr Ronny WONG Fook-hum, SC, JP (Chairman)
Mr YEUNG Yiu-chung, BBS, JP
Dr LO Wing-lok, JP
Mr Daniel CHAM Ka-hung, MH, JP
Dr Charles KOO Ming-yan, MH
Mr Edward PONG Chong, BBS, JP
Mr HUI Yung-chung, BBS, JP
Dr Michael TSUI Fuk-sun
Dr Lawrence LAM Chi-kit, MH
Mr WONG Kwok-yan
Mrs Brenda FUNG YUE Mui-fun, Secy IPCC
Ms Angela HO, SGC IPCC
Mr Brandon CHAU, Deputy Secy IPCC (Joint Secretary)
Mr Alfred MA Wai-luk, DMS (Ag)
Mr Alan FAN Sik-ming, CSP C&IIB
Mr J.P. RIBEIRO, SSP CAPO
Mr CHEUNG Kin-kwong, SP CAPO HQ (Joint Secretary)

In Attendance: Mr Eddie WONG, SAS (PS)
Mr Henry CHAN, SAS (1)
Ms Fiona LI, SAS (2)
Mr Bernard KAN, SAS (3)
Miss Mary KWOK, AS (PS) 1
Mr Tony SIU Kit-hung, SP CAPO K
Mr Eddy TONG Chi-chung, CIP CAPO HQ
Mr Stephen MOK Hing-wing, CIP T2 CAPO K
Ms CHAN Shuk-ming, SIP IPCC C&IIB
Mr Kenneth LAM Chi-ping, SIP SUP CAPO
Ms Mandy LAW Chun-man, SIP T2b CAPO K
Mr Andrew SOO Wan-lok, SIP T4b CAPO K

Absent with Apologies: Hon Daniel LAM Wai-keung, SBS, JP (Vice-chairman)
Dr Hon LUI Ming-wah, SBS, JP (Vice-chairman)
Dr Hon Joseph LEE Kok-long, JP (Vice-chairman)
Prof Benjamin TSOU Ka-yin, BBS
Dr TSE Tak-fu, BBS
Ms Priscilla WONG Pui-sze, JP
Mrs Helena YUEN CHAN Suk-yee
Mr Barry CHEUNG Chun-yuen, JP
Mr Michael B. DOWIE, DMS

PART A CLOSED MEETING

This was the Closed Part of the meeting for the IPCC and representatives of C&IIB to discuss matters of mutual concern. The minutes of the meeting will not be uploaded onto the IPCC Homepage.

PART B OPEN MEETING

OPENING ADDRESS

The Chairman welcomed all to the meeting.

I CONFIRMATION OF THE MINUTES OF THE MEETING HELD ON 20 SEPTEMBER 2007 (Open Part)

2. The minutes of the last meeting (open part) were confirmed without amendment.

II CAPO'S CRIMINAL AND DISCIPLINARY CHECKLIST

3. CSP C&IIB highlighted to the meeting a case on the checklist which was discussed at the Joint Meeting in July 2007 and CAPO had undertaken to relate the Council's recommendation to the policy wing concerned to follow up. The initial reply from the policy wing was that the Council's recommendation had been considered and new measures would be implemented in the near future.

4. The Chairman requested CAPO to tell the meeting about the new measures.

5. CSP C&IIB explained that the new measures were to add a new provision in the Police General Orders to require police officers, under reasonable circumstances and without disruption to operational efficiency, revealed their unique identification numbers (UI numbers) and ranks to members of the public. For constables, sergeants and traffic wardens, they had to disclose their ranks and UI numbers, and for officers above the rank of sergeant, they had to disclose their ranks and surnames. Those were the initial suggestion of the policy wing concerned and CAPO would report back to the Council when the recommendation was implemented.

6. The Chairman expressed his concern on cases A40, A49 and A85 on the checklist in which police officers concerned were advised for failing to record in their police notebooks the use of handcuffs or handcuff transport

belt as required by the Police General Orders. He commented that the use of handcuffs affected a person's liberty and human rights, and the proper recording of the use of handcuffs was therefore an important issue. He enquired if any additional measures would be taken by the police.

7. CSP C&IIB responded by saying that officers concerned in cases A40 and A85 had failed to make proper records concerning their use of handcuff transport belt in their police notebooks as required by the Police General Orders whilst the concerned officer in case A49 failed to make a proper record in his police notebook after giving instruction to a police constable to use handcuffs. According to the Police General Orders, officers using handcuffs or handcuff transport belt were required to record in their police notebooks the date, time, location and the justification about their use of handcuffs or handcuff transport belt. Officers would be reminded of such requirement in the CAPO Monthly Report and in the 'Tips for Smart Cops'. Also, CAPO officers would highlight this requirement to frontline officers during their liaison visits to police formations.

III CAPO'S MONTHLY STATISTICS

8. CSP C&IIB briefed the meeting that 219 complaints were received in August 2007, a decrease of 9.5% (-23 cases) when compared with the statistics of the previous month. (The figure for July 2007 is 242 cases.) For the month of September 2007, 200 complaints were received, which was a decrease of 8.7% (-19 cases) when compared with the statistics of the previous month.

9. The number of 'Neglect of Duty' complaints received in August 2007 was 86 cases, a decrease of 14.9% (-15 cases) when compared with the statistics of the previous month. (The figure for July 2007 is 101 cases.) For the month of September 2007, the number of 'Neglect of Duty' complaints received was 91 cases, which was an increase of 5.8% (+5 cases) when compared with the statistics of the previous month.

10. The number of 'Misconduct/Improper Manner & Offensive Language' complaints received in August 2007 was 60 cases, a decrease of 31.8% (-28 cases) when compared with the statistics of the previous month. (The figure for July 2007 is 88 cases.) For the month of September 2007, the number of 'Misconduct/Improper Manner & Offensive Language' complaints received was 57 cases, which was a decrease of 5% (-3 cases) when compared with the statistics of the previous month.

11. The number of 'Assault' complaints received in August 2007 was 36 cases, an increase of 9.1% (+3 cases) when compared with the statistics of the previous month. (The figure for July 2007 is 33 cases.) For the month

of September 2007, the number of 'Assault' complaints received was 39 cases, which was an increase of 8.3% (+3 cases) when compared with the statistics of the previous month.

12. In the first nine months of 2007, a total of 1,922 complaints were received. It represented an increase of 4.7% (+86 cases) when compared with 1,836 cases of the same period last year.

13. The total number of 'Neglect of Duty' complaints received in the first nine months of 2007 was 812 cases. It represented an increase of 21.4% (+143 cases) when compared with 669 cases of the same period last year.

14. The total number of 'Misconduct/Improper Manner & Offensive Language' complaints received in the first nine months of 2007 was 538 cases. It represented an increase of 4.9% (+25 cases) when compared with 513 cases of the same period last year.

15. The total number of 'Assault' complaints received in the first nine months of 2007 was 364 cases. It represented a decrease of 10.3% (-42 cases) when compared with 406 cases of the same period last year.

16. In response to the slight increase in complaint cases for the first nine months of 2007, CAPO had reminded frontline officers of the increase and had strengthened the works on complaint prevention. CAPO would continue to put in more efforts in complaint prevention in a hope that the complaint figures could be kept to a steady level. No particular trend could be identified from the statistics.

IV ANY OTHER BUSINESS AND CONCLUSION OF THE MEETING

17. The Chairman informed the meeting that the date of the next meeting was set down on 24 January 2008. There being no other business, the open part of the meeting concluded at 1642 hours.

(CHEUNG Kin-kwong)
Joint Secretary
Complaints and Internal
Investigations Branch

(Brandon CHAU)
Joint Secretary
Independent Police
Complaints Council