

CONTROLLING OFFICER'S REPLY

SB166

(Question Serial No. 3426)

Head: (30) Correctional Services Department

Subhead (No. & title): ()

Programme: (1) Prison Management

Controlling Officer: Commissioner of Correctional Services (WONG Kwok-hing)

Director of Bureau: Secretary for Security

Question:

Please provide a breakdown by average working hours, longest working hours, standard earnings and overtime earnings for each type of work engaged by persons in custody in various correctional facilities in the past 5 years.

Asked by: Hon TIK Chi-yuen (LegCo internal reference no.: 279)

Reply:

According to Rule 38 of the Prison Rules (Cap. 234A), all convicted adult persons in custody (PICs) are required to engage in work (unless they have been certified by the Medical Officer seconded to the Correctional Services Department (CSD) as unfit for work on medical grounds). According to Rule 43 of the Prison Rules, PICs' hours of labour shall not be less than 6 nor more than 10 daily, exclusive of meals.

CSD does not maintain any statistics on the average or the longest working hours of PICs who have engaged in different types of work. A PIC who works and a PIC who, through no fault of his/her own, is unable to work, and an unconvicted person on remand who elects to engage in the service or industries of the prison in accordance with Rule 39 and Rule 201 of the Prison Rules respectively, may receive payment in accordance with rates approved by the Commissioner of Correctional Services. The earning rates are calculated on the basis of the earnings per week (see **Table**).

If overtime work by PICs is necessary for meeting operational needs, CSD will arrange for PICs to work overtime on a voluntary basis and they will be compensated with overtime earnings (i.e. 1.5 times of earnings).

Earnings Scheme for PICs
Earnings per week for adult PICs (effective from 26 September 2022)

Rate scale	Earning grade	Earnings per week (HK\$)
Basic rate#	-	24.74
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Apprentice	A	46.65
	B	55.24
	C	62.84
	D	79.99
	E	96.93
	F	113.34
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Skilled	A	66.95
	B	83.62
	C	100.31
	D	133.42
	E	167.30
	F	200.89

PICs who are unable to work due to medical reasons, or newly convicted persons who are undergoing an induction programme and have not yet been assigned work are eligible for the basic earning grade.

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