

BUILDINGS ORDINANCE (Chapter 123)

It is hereby notified that the Registered Contractors' Disciplinary Board ('the Board') conducted an inquiry under section 13 of the Buildings Ordinance (Chapter 123) ('the Ordinance') on 16 March 2023 and was satisfied that:—

- (1) Prestige Construction & Engineering Co., Limited ('the Contractor'), being a registered general building contractor ('RGBC') on the register of general building contractors under section 8A(1)(a) of the Ordinance, has been negligent or misconducted itself in relation to building works carried out at two sites, namely (i) Parkway Court, 4 Park Road, Hong Kong ('Premises 1') and (ii) Ning Yeung Terrace, 78A-78B Bonham Road, Hong Kong ('Premises 2') between 30 October 2012 and 20 November 2012 and between 16 April 2014 and 24 June 2014 respectively (section 13(2)(b) of the Ordinance) (Charge 1);
- (2) The Contractor, being a RGBC, has certified minor works commenced under the simplified requirements at Premises 1 and Premises 2 that have been carried out in contravention of the Ordinance between 30 October 2012 and 20 November 2012 and between 16 April 2014 and 24 June 2014 respectively (section 13(2)(f) of the Ordinance) (Charge 2);
- (3) IP Tak-wing, who is the Authorized Signatory ('AS') appointed by the Contractor to act for it for the purpose of the Ordinance under section 8B(2)(d) and 8B(8)(b) of the Ordinance, has been negligent or misconducted himself in relation to building works carried out at Premises 2 between 16 April 2014 and 24 June 2014 (section 13(2)(b) of the Ordinance) (Charge 3); and
- (4) IP Tak-wing, being the AS of the Contractor, has certified minor works commenced under the simplified requirements at Premises 2 that have been carried out in contravention of the Ordinance between 16 April 2014 and 24 June 2014 (section 13(2)(f) of the Ordinance) (Charge 4).

The Board ordered that:—

- (a) For Charge 1, the Contractor be prohibited from certifying or carrying out any minor works commenced under the simplified requirements for 4 months, with effect from the Gazette date of these findings and orders;
- (b) For Charge 2, the Contractor be fined HK\$50,000;
- (c) For Charge 3, IP Tak-wing be reprimanded;
- (d) For Charge 4, IP Tak-wing be fined HK\$5,000;
- (e) the Contractor and IP Tak-wing do jointly and severally pay the costs of inquiry of the Board in the sum of HK\$58,000; and
- (f) the Contractor and IP Tak-wing do jointly and severally pay the costs of the Building Authority in the sum of HK\$26,000.

11 August 2023

HO Kui-yip, Vincent *Chairman,*
Registered Contractors' Disciplinary Board