

Head 121 — INDEPENDENT POLICE COMPLAINTS COUNCIL

Controlling officer: the Secretary-General, Independent Police Complaints Council will account for expenditure under this Head.

Estimate 2009–10 **\$28.3m**

Controlling Officer's Report

Programme

Police Complaints Administration

This programme contributes to Policy Area 9: Internal Security (Secretary for Security).

Detail

	2007–08 (Actual)	2008–09 (Original)	2008–09 (Revised)	2009–10 (Estimate)
Financial provision (\$m)	15.2	16.5	17.8 (+7.9%)	28.3 (+59.0%)
				(or +71.5% on 2008–09 Original)

Aim

2 The aim of the Independent Police Complaints Council (IPCC) is to ensure that investigations of reportable complaints by the Complaints Against Police Office (CAPO) of the Hong Kong Police Force are carried out in a thorough, impartial and efficient manner.

Brief Description

3 The main functions of the IPCC include:

- to observe, monitor and review the handling and investigation of reportable complaints by CAPO, and to make recommendations, where appropriate, to the Commissioner of Police (the Commissioner) and/or the Chief Executive (CE) in respect of the handling and/or investigation of reportable complaints;
- to monitor actions taken or to be taken in respect of any members of the police force by the Commissioner in connection with reportable complaints, and to advise, where appropriate, the Commissioner and/or the CE of its opinion on such actions;
- to identify any faults or deficiencies in any practices or procedures adopted by the police force that have led to or might lead to reportable complaints, and to make recommendations, where appropriate, to the Commissioner and/or the CE in respect of such practices or procedures;
- to review submissions made by the Commissioner pursuant to the IPCC Ordinance; and
- to promote public awareness of the role of the IPCC.

4 The number and complexity of reportable complaints received and processed are the main indicators of IPCC's work. Performance is assessed having regard to the thoroughness with which investigation reports received from the Commissioner are examined and the quality of the comments given to the Commissioner on these reports.

5 IPCC has broadly achieved its aim. Its overall performance, as reflected by the number and thoroughness of investigation reports reviewed and processed, has been maintained at a satisfactory level.

6 The key performance measures are:

Targets

	Target	2007 (Actual)	2008 (Actual)	2009 (Plan)
standard response time for enquiries				
immediately for enquiries by				
telephone or in person (%)	100	100	100	100
within ten days for enquiries in				
writing (%)	100	100	100	100

Head 121 — INDEPENDENT POLICE COMPLAINTS COUNCIL

	Target	2007 (Actual)	2008 (Actual)	2009 (Plan)
standard response time for monitoring of complaints				
within three months for normal cases (%).....	100	99.9	100	100
within six months for complicated cases (%).....	100	99.8	100	100
within six months for review cases (%)^.....	100	96.9	100	100

^ The description of the target is revised from “within six months for appeal cases” to “within six months for review cases” with effect from 2009, so as to tally with the IPCC Ordinance.

Indicators

	2007 (Actual)	2008 (Actual)	2009 (Estimate)
reportable complaints registered by CAPO‡	2 569	2 714	2 700
reportable complaints received by the IPCC from CAPO‡	2 774	2 693	2 700
reportable complaints endorsed by the IPCC and returned to CAPO‡	2 509	2 572	2 700
	(including 461 cases received in 2006)	(including 498 cases received in 2007)	

‡ The term “complaint cases” is revised to “reportable complaints” with effect from 2009, so as to tally with the IPCC Ordinance.

Matters Requiring Special Attention in 2009–10

7 In 2009–10, the IPCC will:

- become a statutory body and gradually employ its own staff to replace civil servants seconded from the Government;
- continue to examine all investigation reports submitted by CAPO in detail to ensure that each and every reportable complaint against the Police is investigated in a thorough, impartial and efficient manner; and
- continue to organise publicity activities to enhance public awareness of the role of the IPCC under the IPCC Ordinance.

Head 121 — INDEPENDENT POLICE COMPLAINTS COUNCIL

ANALYSIS OF FINANCIAL PROVISION

Programme	2007-08 (Actual) (\$m)	2008-09 (Original) (\$m)	2008-09 (Revised) (\$m)	2009-10 (Estimate) (\$m)
Police Complaints Administration	15.2	16.5	17.8 (+7.9%)	28.3 (+59.0%)
				(or +71.5% on 2008-09 Original)

Analysis of Financial and Staffing Provision

Provision for 2009-10 is \$10.5 million (59.0%) higher than the revised estimate for 2008-09. This is mainly due to the increased provision for meeting the staff on-costs of seconded civil servants previously funded centrally by the Government and the gratuities, fringe benefits and cash allowances to contract staff upon replacement of the seconded civil servants, increased operating expenses to cover rental and support services which were either funded in other Heads of expenditure or provided free of charge by government departments before the IPCC becomes a statutory body, and increased cash flow requirement for capital account items.

Head 121 — INDEPENDENT POLICE COMPLAINTS COUNCIL

Sub-head (Code)	Actual expenditure 2007-08	Approved estimate 2008-09	Revised estimate 2008-09	Estimate 2009-10	
	\$'000	\$'000	\$'000	\$'000	
Operating Account					
Recurrent					
000	Operational expenses	15,206	16,526	17,789	26,400
	Total, Recurrent	15,206	16,526	17,789	26,400
	Total, Operating Account	15,206	16,526	17,789	26,400
Capital Account					
Subventions					
852	Independent Police Complaints Council - minor plant, vehicles and equipment (block vote).....	—	—	—	1,883
	Total, Subventions	—	—	—	1,883
	Total, Capital Account.....	—	—	—	1,883
	 Total Expenditure	<u>15,206</u>	<u>16,526</u>	<u>17,789</u>	<u>28,283</u>

Head 121 — INDEPENDENT POLICE COMPLAINTS COUNCIL

Details of Expenditure by Subhead

The estimate of the amount required in 2009–10 for the salaries and expenses of the Independent Police Complaints Council is \$28,283,000. This represents an increase of \$10,494,000 over the revised estimate for 2008–09 and of \$13,077,000 over actual expenditure in 2007–08.

Operating Account

Recurrent

2 Provision of \$26,400,000 under *Subhead 000 Operational expenses* is for the salaries, allowances and other operating expenses of the Independent Police Complaints Council. The increase of \$8,611,000 (48.4%) over the revised estimate for 2008–09 is mainly due to the increased provision for meeting the staff on-costs of seconded civil servants previously funded centrally by the Government and the gratuities, fringe benefits and cash allowances to contract staff upon replacement of the seconded civil servants, and increased operating expenses to cover rental and support services which were either funded in other Heads of expenditure or provided free of charge by government departments before the IPCC becomes a statutory body.

Capital Account

Subventions

3 Provision of \$1,883,000 under *Subhead 852 Independent Police Complaints Council - minor plant, vehicles, and equipment (block vote)* is for procurement of equipment, maintenance, and minor works costing above \$150,000 but not exceeding \$2,000,000 for each item.