

Head 5 — FINES, FORFEITURES AND PENALTIES

Details of Revenue

Sub-head (Code)	Actual revenue 2009–10	Original estimate 2010–11	Revised estimate 2010–11	Estimate 2011–12
	\$'000	\$'000	\$'000	\$'000
010 Court fines and statutory penalties.....	480,409	528,959	503,622	500,155
020 Forfeitures.....	257,463	28,684	166,252	34,389
030 Fixed penalty system (Traffic Contraventions) .	241,185	246,888	239,598	246,781
040 Fixed penalty system (Criminal Proceedings) ...	201,189	206,564	196,758	202,660
050 Payments by civil servants.....	2,569	2,100	2,069	1,694
Total	<u>1,182,815</u>	<u>1,013,195</u>	<u>1,108,299</u>	<u>985,679</u>

Description of Revenue Sources

To this revenue head are credited fines imposed by the Courts and penalties imposed by statute, forfeitures resulting from Court orders or from breaches of contracts and agreements with the Government, penalties arising from the fixed penalty system for traffic offences under the Fixed Penalty (Traffic Contraventions) Ordinance (Cap. 237) and the Fixed Penalty (Criminal Proceedings) Ordinance (Cap. 240), the fixed penalty ticket system for parking offences in public housing estates and payments by civil servants in respect of disciplinary proceedings and breaches of contract.

Revenue from fines, forfeitures and penalties generated 0.4% of total revenue in 2010–11.

Underlying Changes in Revenue Yield

The **2010–11** revised estimate of \$1,108,299,000 is a net increase of \$95,104,000 (9.4%) over the original estimate.

Under *Subhead 020 Forfeitures*, the increase of \$137,568,000 (479.6%) is mainly due to the higher than expected revenue from forfeiture cases.

The **2011–12** estimate of \$985,679,000 is a net decrease of \$122,620,000 (11.1%) against the revised estimate for 2010–11.

Under *Subhead 020 Forfeitures*, the decrease of \$131,863,000 (79.3%) is mainly due to anticipated decrease in revenue from forfeiture cases.

Under *Subhead 050 Payments by civil servants*, the decrease of \$375,000 (18.1%) is mainly due to expected decrease in payment by civil servants resigning from the civil service who choose to pay salary in lieu of observing the prescribed notice period.