

Government finishes exercise on “restriction-testing declaration” in respect of specified “restricted area” in Kowloon Tong and enforcement operation for breaches of compulsory testing notice

The Government yesterday (January 5) exercised the power under the Prevention and Control of Disease (Compulsory Testing for Certain Persons) Regulation (Cap. 599J) to make a "restriction-testing declaration" effective from 7pm yesterday, under which people (hereafter referred to as "persons subject to compulsory testing") within the specified "restricted area" in Kowloon Tong (i.e. Rock View Gardens, 36 Tat Chee Avenue, Yau Yat Tsuen, Kowloon Tong) were required to stay in their premises and undergo compulsory testing. Persons subject to compulsory testing were required to stay in their premises until all such persons identified in the area had undergone testing and the test results were mostly ascertained. Moreover, the Government issued a compulsory testing notice yesterday, requiring persons who had been present at the above building for more than two hours from December 16, 2021 to January 5, 2022, even if they were not present in the "restricted area" at the time when the declaration took effect, to undergo compulsory testing on or before January 7, 2022. The Government announced the completion of the compulsory testing exercise at around 7am today (January 6) and carried out enforcement action in the "restricted area" afterwards to verify that all people in the "restricted area" had undergone compulsory testing in accordance with the requirements of the relevant declaration and compulsory testing notice. The Government announced that the enforcement operation ended at around 9.30am today.

In this exercise, the Home Affairs Department (HAD) (including the Sham Shui Po District Office), the Hong Kong Police Force, the Department of Health (including the Tobacco and Alcohol Control Office), and the Food and Environmental Hygiene Department mobilised around 110 staff to arrange for implementation of the declaration and enforcement actions for breaches of the compulsory testing notice issued earlier.

The Government provided simple food for persons subject to compulsory testing, including canned food, cup noodles and corn kernels, so as to facilitate the dinner arrangements of some persons subject to compulsory testing. One box of masks and hand sanitizer were also provided to each person subject to compulsory testing to help them fight against the virus.

The HAD also set up a hotline for people restricted by the declaration to make enquiries and seek assistance.

The Government thanks persons subject to compulsory testing for their support and understanding. With everyone's co-operation and efforts, coupled with the tireless efforts of the testing contractors, residents have been informed about their testing results by SMS notification. After finishing the compulsory testing exercise at around 7am today, the Government took enforcement action in the "restricted area" immediately to verify that all people in the "restricted area" had undergone testing according to the requirements of the declaration and the compulsory testing notice. Persons who could present an SMS notification containing a negative testing result or wore a wristband as proof of having undergone the compulsory testing could leave the "restricted area" through the designated exit after providing personal information to a prescribed officer. The enforcement operation was completed at around 9.30am. Test records of around 60 persons subject to compulsory testing were checked. Nobody was found to have not undergone compulsory testing. Taking into account the above situation, the Secretary for Food and Health revoked the "restriction-testing declaration" in accordance with Cap. 599J (see attachment).

The Government thanks all participating government staff and the testing agencies for their hard work. The Government is also grateful to those subject to compulsory testing for their support and understanding, and their full co-operation during this period in undergoing testing and waiting for the results at home.

The Government will seriously follow up on the compliance situation of the compulsory testing notices and the "restriction-testing declaration" by persons subject to compulsory testing. Any person who fails to comply with the compulsory testing notices commits an offence and may be liable to a fixed penalty of \$5,000. The person will also be issued with a compulsory testing order, requiring him or her to undergo testing within a specified time frame. Failure to comply with the order or the "restriction-testing declaration" is an offence and the offender may be liable to a fine of level 4 (\$25,000) and imprisonment for six months.