

Road maintenance works contractor convicted of contravening Noise Control Ordinance

Shun Yuen Construction Company Limited carried out road maintenance works on Castle Peak Road, Yuen Long at night, breaching the conditions of a construction noise permit (CNP). The company was convicted and fined \$14,000 at Fanling Magistrates' Courts today (December 10) for contravening the Noise Control Ordinance (NCO).

A spokesman for the Environmental Protection Department (EPD) said the department received a complaint from a member of the public in April that a contractor carried out road re-surfacing works on Castle Peak Road – Ping Shan, Yuen Long at night, creating excessive noise and disturbances. The EPD immediately sent officers to the scene for an investigation and confirmed that the total of breakers used by the contractor involved for carrying out the road works exceeded the number that was allowed, and that no noise enclosure was erected to reduce the construction noise, breaching the conditions of the relevant CNP. The EPD immediately revoked the CNP for the concerned works and initiated prosecution action against the contractor involved under the NCO.

The spokesman said that the NCO aims to protect the public from disturbance of their rest. Construction contractors should arrange for construction works to be carried out during daytime and non-general holidays as far as possible to minimise disturbances to nearby residents. If road maintenance works need to be carried out at night due to busy traffic in certain road sections during the daytime period, construction contractors must obtain a CNP from the EPD in advance, and must strictly comply with the conditions of such a CNP. Otherwise, it constitutes an offence. Offenders are liable to a maximum fine of \$100,000 on first conviction. A maximum fine of \$200,000 may be imposed on a subsequent conviction.