

Statement by Department of Justice

In response to protesters' request for the DoJ not to initiate prosecutions for cases under investigation, a spokesman for the Department of Justice (DoJ) today (June 27) pointed out that all investigations are conducted by law enforcement agencies which will after investigation and when necessary refer to the DoJ for independent decisions on whether to prosecute.

The DoJ makes each prosecutorial decision based on evidence, the applicable laws and the Prosecution Code. Unless there is sufficient admissible evidence to support a reasonable prospect of conviction, no prosecution should be commenced. If there is sufficient evidence to initiate a prosecution, the DoJ will then consider whether it is in the public interest to do so, including the nature and seriousness of the offence, the attitude and psychological conditions of the suspect, etc.

Irrespective of how an incident is defined by any person, it would not affect the DoJ in discharging its prosecutorial duties impartially in accordance with Article 63 of the Basic Law.

The spokesman stressed that the Government has put a stop to the legislative exercise relating to the Fugitive Offenders Ordinance. The current term of the Legislative Council will end in July next year, after which the Bill will lapse. The Government accepts this reality.

The spokesman appealed to protesters to act peacefully and rationally when expressing their opinions and take into account the needs of other members of the public.