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To: SY CHAN/LABOUR/HKSARG@LABOUR,
Cc:
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Subject: Fw: Freedom of Information request - Statistics on legal proceedings against employment agencies
From: Emily CL LAW/LABOUR/HKSARG - Tuesday 26/01/2021 14:41

From: Charlie Yeung <foi+request-559-8d602faa@accessinfo.hk>
To: FOI requests at Labour Department <ads-a-2@labour.gov.hk>
Date: 26/01/2021 14:16
Subject: Freedom of Information request - Statistics on legal proceedings against employment agencies

Dear Labour Department,

Please could you provide the following statistics on legal proceedings carried out by the Labour Department against employment agencies ("EAs") in 2019 and 2020 respectively?

1. Number of investigations opened against EAs in respect of:
(i) overcharging job-seekers; (ii) unlicensed operations; (iii) confiscation of personal belongings; (iv) providing particulars of job-seekers that are inconsistent with facts; (v) failing to provide services according to arrangements set out in service agreements; (vi) false claims of authorisations by foreign governments (or failure to display such accreditations/certifications); (vii) failure to provide payment receipts; (viii) failure to explain rights, benefits, and obligations to job-seekers and employers; (ix) failure to provide reference materials/sample forms relating to rights, benefits, and obligations to job-seekers and employers; (x) improper involvement in financial affairs of job-seekers; (xi) providing false vacancies; and (xii) other offences.
2. Number of cases against EAs which were referred to the Department of Justice for legal advice in respect of (i to xii above).
3. Number of summons issued against EAs in respect of (i to xii above). Please provide the number of cases prosecuted and concluded as well as number of cases not prosecuted upon referral to the Department of Justice for legal advice.
4. Number of dismissals and acquittals for EAs prosecuted in respect of (i to xii above).
5. Number of convictions obtained against EAs in respect of (i to xii above).
6. Details of sentences (i.e. penalties) for EAs convicted in respect of (i to xii above).

Yours faithfully,

Charlie

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