

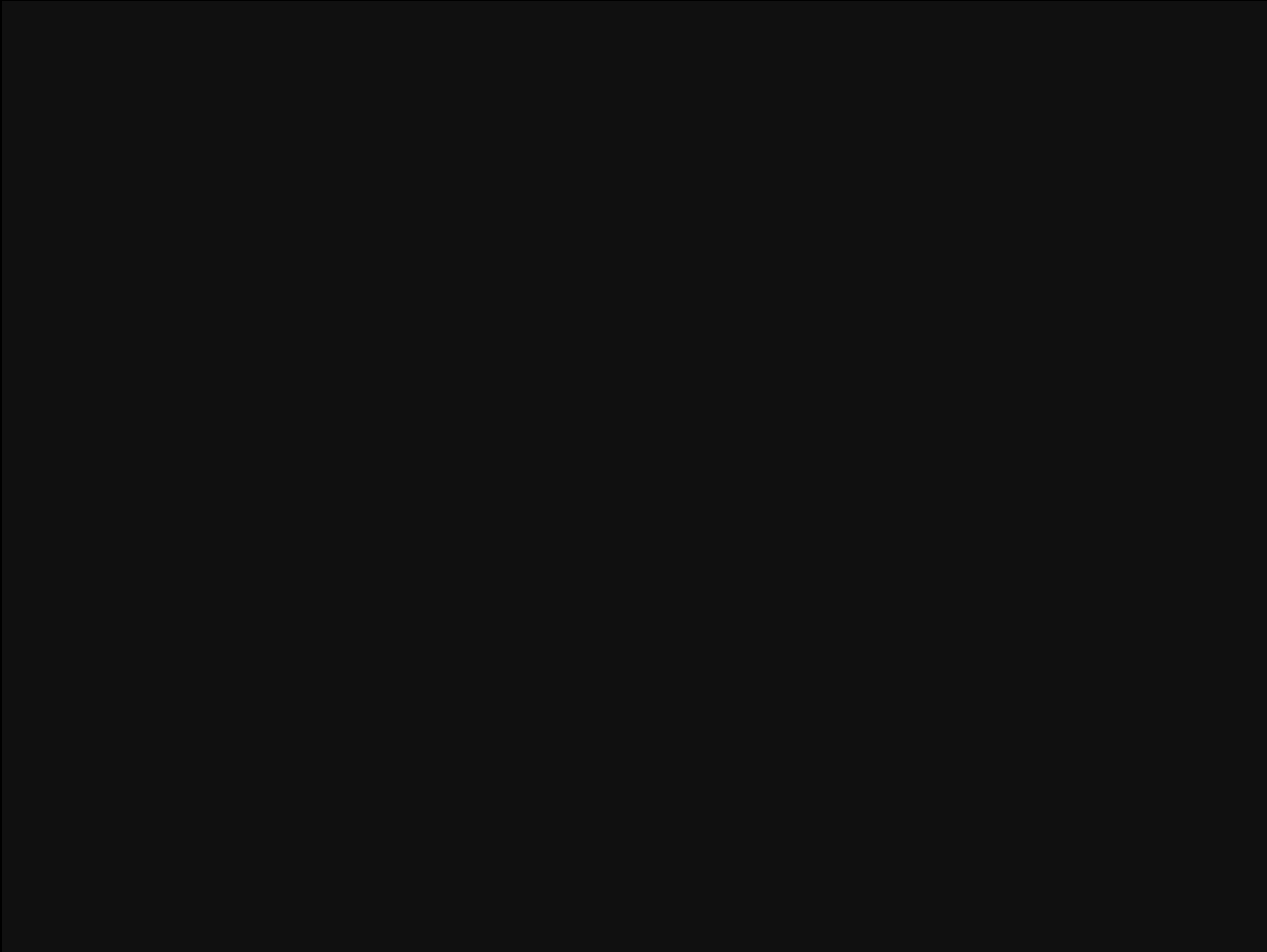


# **New Era of the Independent Police Complaints Council (IPCC) in Hong Kong**

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# **Police life in Hong Kong**





Where is it going?

Where should it be going?



HK Civilian Oversight built  
on public

- Confidence
- Acceptance
- Demand



## Complaints System

- Transparency
- Fair, thorough & impartial investigation



# **History of Hong Kong Complaints System**

# History (1)



- The Complaints Against Police Office (CAPO) was set up in 1974
- Complaints investigated by CAPO
- In 1977, Unofficial Members of the Executive and Legislative Councils Police Group (UPG) oversaw the work of CAPO



# History (2)



- In Jan 1986, UPG became PCC (Police Complaints Committee)
- In December 1994, PCC renamed as IPCC (Independent Police Complaints Council)
- In July 1996, IPCC Bill was introduced but withdrawn
- But still committed to enhance transparency and monitoring role

# History (3)



- In July 2007, IPCC Bill introduced to the Legislative Council for debates
- On 12 July 2008, IPCC Bill passed its third hearing
- Came into force on 1 June 2009
- Review by Legislative Council after 1 year

# IPCC (1)



- IPCC – an independent statutory body
- Members appointed by the Chief Executive of HKSARG
- Chairman, 3 vice-chairman and 14 non-official members
- Current chairman – a Senior Law Counsel

# IPCC (2)



- IPCC employs its own staff
- Reviewing and monitoring functions discharged under a statutory basis
- Codified current two-tier police complaints system
- Codified current administrative arrangements

# Categorization of Complaints



<u>Reportable</u>	<u>Notifiable</u>
On duty / off duty but identified as a police officer	Off duty / not identified as a police officer
Made in good faith	Vexatious or frivolous
Aggrieved party with means of contact	Third party / Anonymous compliant
Police practice or procedures	Staff / Belated complaint

# IPCC - Statutory Power (1)



- Require explanations on categorization of complaints
- Observe police interviews & collections of evidence
- Monitor and give recommendations on reportable complaints investigations
- Interview persons for considering investigation report

# IPCC - Statutory Power (2)



- Require information/material
- Police must comply with IPCC's requirements unless prejudice to
  - Security of HK
  - Investigation of crime

# IPCC - Statutory Power (3)



- Require explanations on actions taken / to be taken
- Require report on actions in connection with IPCC's recommendations
- Report to CE of HKSAR



# Police - Statutory Duty



- Submit list of reportable and notifiable complaints to IPCC
- Reconsider categorization on IPCC's advice
- Notify IPCC of police interviews and collection of evidence
- Submit interim reports, investigation reports, amended and supplementary reports
- Consult IPCC on police orders / manuals amendment in respect of complaints handling

# **Commitment**



**Hong Kong Police is determined to**

- **comply with the IPCC Ordinance**
- **investigate complaints thoroughly, impartially and fairly**
- **show transparency**
- **increase public confidence**



**Thank you**