

ESTATE AGENTS ORDINANCE (Chapter 511)

Pursuant to section 30 of the Estate Agents Ordinance, it is hereby notified that the Disciplinary Committee of Estate Agents Authority has exercised the following disciplinary power against the following licensee:—

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| <i>Licence No.</i>                              | E-441519  |
| <i>Name of Licensee</i>                         | HON Kit Shan  |
| <i>Matter Concerned</i>                         | The licensee, being the sole proprietor of a firm carrying on estate agency business under the name of Fat Tat Kui Property Agency:—<br>(i) in handling the leasing of a property ('the Property'), arranged for the tenant to enter into a tenancy agreement of the Property which was an unauthorized structure; and<br>(ii) failed to ascertain the ownership of the Property before arranging the tenant to sign the tenancy agreement of the Property.   |
| <i>Date of Decision</i>                         | 22 February 2023  |
| <i>Decision on Disciplinary Power Exercised</i> | 1. In respect of the aforesaid matter (i):—<br>(a) The licensee is reprimanded;<br>(b) The licensee is fined HK\$5,000;<br>(c) A condition is attached to the licensee's licence requiring the licensee to attend and complete activities under the Estate Agents Authority Continuing Professional Development Scheme 'Compliance and Effective Management' category by way of seminars or lectures only and thereby acquire 12 points recognised by the Estate Agents Authority within 12 months; and<br>(d) The licensee's licence is suspended for a period of 1 month.<br>2. In respect of the aforesaid matter (ii):—<br>(a) The licensee is reprimanded;<br>(b) A condition is attached to the licensee's licence requiring the licensee to attend and complete activities under the Estate Agents Authority Continuing Professional Development Scheme 'Compliance and Effective Management' category by way of seminars or lectures only and thereby acquire 12 points recognised by the Estate Agents Authority within 12 months; and<br>(c) The licensee's licence is suspended for a period of 1 month.<br>(I) With regard to paragraphs 1(c) and 2(b) above, the Disciplinary Committee, having regard to the principle of totality, decided that the following condition is attached to the licence concerned of the licensee:—<br>'The above-named licensee shall, during the period of 12 months from 13 March 2023 to 12 March 2024, attend and complete activities under the Estate Agents Authority Continuing Professional Development Scheme 'Compliance and Effective Management' category by way of seminars or lectures only and thereby acquire 12 points recognised by the Estate Agents Authority.'<br>(II) With regard to the suspension sanctions in paragraphs 1(d) and 2(c) above, the Disciplinary Committee, having regard to the principle of totality, decided that the licensee's licence will be suspended for a period of 1 month from 7 April 2023 to 6 May 2023 (both dates inclusive). |