

IMMIGRATION ORDINANCE (Chapter 115)
(Section 37E(4))

NOTICE OF SEIZURE OF A SHIP

Notice is hereby given under section 37E(4) of the Immigration Ordinance (Chapter 115) that the following ships were seized by me on 6 July 2023 pursuant to an approval in writing of the Secretary for Justice dated 22 May 2023 under section 37E(2) of the Immigration Ordinance:—

- a GRP pleasure vessel, ‘707513’, about 7.65 metres in length, 2.03 metres in breadth, fitted with one outboard engine, with 10 unauthorized entrants on board, intercepted by the police on 2 August 2019 at sea off of Sam Mun Tsai, Tai Po, Hong Kong Waters;
- an unnumbered GRP speed boat, about 7.82 metres in length, 2.35 metres in breadth, fitted with one outboard engine, with 6 unauthorized entrants on board, intercepted by the police on 18 March 2021 at sea off the northwest of Hong Kong International Airport, Hong Kong Waters;
- an unnumbered GRP speed boat, about 7.00 metres in length, 2.02 metres in breadth, fitted with one outboard engine, with 5 unauthorized entrants on board, intercepted by the police on 20 March 2021 at sea off the northwest of Black Point, Tuen Mun, Hong Kong Waters;
- an unnumbered GRP speed boat, about 7.55 metres in length, 2.14 metres in breadth, fitted with one outboard engine, with 3 unauthorized entrants on board, intercepted by the police on 17 May 2021 at sea off the northwest of Hong Kong International Airport, Hong Kong Waters.
- an unnumbered GRP sampan, about 7.00 metres in length, 1.97 metres in breadth, fitted with one outboard engine, with 3 unauthorized entrants on board, intercepted by the police on 23 May 2021 at sea off the northwest of Hong Kong International Airport, Hong Kong Waters;
- an unnumbered steel cargo vessel, about 14.20 metres in length, 4.20 metres in breadth, fitted with six outboard engines, with 3 unauthorized entrants on board, intercepted by the police on 7 August 2021 at sea off the west of Lung Kwu Chau, Tuen Mun, Hong Kong Waters;
- an unnumbered GRP sampan, about 6.83 metres in length, 2.15 metres in breadth, fitted with one outboard engine, with 11 unauthorized entrants on board, intercepted by the police on 15 October 2021 at sea off of River Trade Terminal, Tuen Mun, Hong Kong Waters;
- an unnumbered GRP sampan, about 8.30 metres in length, 2.00 metres in breadth, fitted with one outboard engine, with 7 unauthorized entrants on board, intercepted by the police on 20 January 2022 at sea off the southeast of Tap Shek Kok, Tuen Mun, Hong Kong Waters.

7 July 2023
ID163C

K. W. AU *Director of Immigration*

Note:—

Under section 37E(5) of the Immigration Ordinance, any person who has a claim to a ship which has been seized (in this section and in section 37F referred to as the claimant) may, within 30 days of the publication in the Gazette of notice of the seizure, give notice in writing to the Director that he claims that the ship is not liable to forfeiture.

Under section 37E(6) of the Immigration Ordinance, a notice under section 37E(5) shall state an address within Hong Kong at which the claimant may be served in any proceedings arising out of the claim and in any such proceedings a document addressed to the claimant and sent by post to, or delivered at, that address shall for the purposes of this Part be deemed to be duly served on the claimant.

Under section 37E(8) of the Immigration Ordinance, if, on the expiry of the period of time specified in section 37E(5) for the giving of a notice of a claim, no such notice has been given in writing to the Director, the ship shall thereupon be deemed to be duly forfeited to the Government.

Under section 37E(9) of the Immigration Ordinance, a person has a claim for the purposes of this section and section 37F if:—

- (a) he is the owner of the ship, or of an interest in the ship, or is the agent of the owner; or
- (b) he was in possession of the ship at the time it was seized.