

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 30th December 2021 pursuant to an approval in writing of the Secretary for Justice dated 24th September 2021 under section 37E(2) of the Immigration Ordinance:—

- a GRP sampan ‘C704939’, about 7.10 metres in length, 1.90 metres in breadth, fitted with one outboard engine, with 1 unauthorized entrant on board, intercepted by the police on 21st December 2019 at sea off Tolo Channel, Hong Kong Waters;
- an unnumbered GRP speed boat, about 9.18 metres in length, 2.48 metres in breadth, fitted with two outboard engines, with 17 unauthorized entrants on board, intercepted by the police on 22nd August 2020 at sea off the northwest of Lung Kwu Tan, Tuen Mun, Hong Kong Waters.

31 December 2021
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.