

**Prosecution Statistics - Calendar Year**

**No. of summonses Issued**

(S.156 and S.480 is usually treated as a bankruptcy offence as it is an offence for an undischarged bankrupt acting as director)

(NA means not applicable)

**Companies (Winding Up and Miscellaneous Provisions) Ordinance (Cap. 32)**

**Companies Ordinance (Cap. 622)**

Year	S.121	S.122	S.156	S.190	S. 241	S. 274	S.168M	S.300B	S.373	S.374	S.377	S.429	S. 480
1997	46	0	4	36	2	31	0	0	NA	NA	NA	NA	NA
1998	50	4	9	21	0	31	0	0	NA	NA	NA	NA	NA
1999	104	4	5	13	0	94	0	0	NA	NA	NA	NA	NA
2000	83	32	14	3	0	79	0	0	NA	NA	NA	NA	NA
2001	98	46	12	10	0	93	0	0	NA	NA	NA	NA	NA
2002	140	28	8	1	0	122	0	0	NA	NA	NA	NA	NA
2003	132	14	18	5	0	127	0	0	NA	NA	NA	NA	NA
2004	116	44	22	0	0	104	0	0	NA	NA	NA	NA	NA
2005	130	2	7	2	0	153	0	0	NA	NA	NA	NA	NA
2006	311	0	3	0	0	324	0	0	NA	NA	NA	NA	NA
2007	270	0	1	0	0	316	0	0	NA	NA	NA	NA	NA
2008	186	10	0	2	0	249	16	0	NA	NA	NA	NA	NA
2009	179	22	0	2	0	200	0	0	NA	NA	NA	NA	NA
2010	92	6	1	0	0	116	0	1	NA	NA	NA	NA	NA
2011	142	0	0	0	0	176	0	0	NA	NA	NA	NA	NA
2012	115	0	1	0	0	141	0	0	NA	NA	NA	NA	NA
2013	78	0	1	0	0	117	0	0	NA	NA	NA	NA	NA
(1-2)2014	9	0	0	0	0	16	0	0	NA	NA	NA	NA	NA
(3-12)2014	32	0	0	2	0	33	0	0	0	0	0	0	0
2015	78	0	0	22	0	105	0	0	0	0	4	0	0
2016	48	0	0	1	0	50	0	0	0	0	20	0	0
2017	13	0	0	0	0	58	0	0	0	0	17	0	0
2018	0	0	0	0	0	61	0	0	0	0	15	0	0
2019	0	0	0	0	0	132	0	0	0	0	62	0	1
2020	0	0	0	0	0	140	0	0	0	0	86	0	0
2021	0	0	0	0	0	135	0	0	0	0	64	0	0
2022	0	0	0	0	0	25	0	0	0	0	22	0	0

**Bankruptcy Ordinance (Cap. 6)**

**Total no. of summonses issued**

Year	S.43A	S.129	S.131	S.132	S.133	S.134	S. 136
1997	0	2	13	0	1	2	0
1998	0	0	7	0	0	2	1
1999	0	0	5	0	1	4	0
2000	0	0	3	0	1	6	0
2001	15	2	16	0	2	11	0
2002	40	14	10	2	5	7	0
2003	41	7	11	0	1	12	0
2004	66	11	12	3	0	5	0
2005	111	23	9	6	0	0	0
2006	67	14	10	0	0	1	0
2007	65	23	12	1	2	10	0
2008	80	32	2	1	4	33	0
2009	118	47	5	0	2	53	0
2010	214	90	4	0	5	161	0
2011	224	90	6	0	0	106	0
2012	238	133	15	0	2	120	1
2013	176	132	0	0	1	159	0
(1-2)2014	37	19	0	0	0	26	0
(3-12)2014	177	111	47	0	0	125	0
2015	311	106	11	0	1	165	0
2016	367	109	4	0	2	123	0
2017	423	90	18	0	0	186	0
2018	317	55	9	0	1	129	0
2019	195	57	40	0	1	175	0
2020	189	84	42	0	0	155	0
2021	276	44	27	0	0	138	0
(1-2)2022	42	16	0	0	0	31	0

Year	Total
1997	137
1998	125
1999	230
2000	221
2001	305
2002	377
2003	368
2004	383
2005	443
2006	730
2007	700
2008	615
2009	628
2010	690
2011	744
2012	766
2013	664
(1-2)2014	107
(3-12)2014	527
2015	803
2016	724
2017	805
2018	587
2019	663
2020	696
2021	684
(1-2)2022	136

**No. of Convictions**

(S.156 and S.480 is usually treated as a bankruptcy offence as it is an offence for an undischarged bankrupt acting as director)  
(NA means not applicable)

Companies (Winding Up and Miscellaneous Provisions) Ordinance (Cap. 32)									Companies Ordinance (Cap. 622)				
Year	S.121	S.122	S.156	S.190	S. 241	S. 274	S.168M	S.300B	S.373	S.374	S.377	S.429	S. 480
1997	16	0	3	30	2	9	0	0	NA	NA	NA	NA	NA
1998	38	0	3	22	0	18	0	0	NA	NA	NA	NA	NA
1999	83	8	11	10	0	73	0	0	NA	NA	NA	NA	NA
2000	42	6	5	4	0	36	0	0	NA	NA	NA	NA	NA
2001	97	58	14	3	0	93	0	0	NA	NA	NA	NA	NA
2002	107	26	10	3	0	94	0	0	NA	NA	NA	NA	NA
2003	97	12	18	5	0	93	0	0	NA	NA	NA	NA	NA
2004	79	40	16	0	0	68	0	0	NA	NA	NA	NA	NA
2005	80	8	7	1	0	79	0	0	NA	NA	NA	NA	NA
2006	131	0	6	0	0	130	0	0	NA	NA	NA	NA	NA
2007	274	0	2	0	0	289	0	0	NA	NA	NA	NA	NA
2008	110	2	0	1	0	160	2	0	NA	NA	NA	NA	NA
2009	135	16	0	0	0	150	5	0	NA	NA	NA	NA	NA
2010	83	2	1	0	0	104	0	0	NA	NA	NA	NA	NA
2011	88	0	0	0	0	103	0	0	NA	NA	NA	NA	NA
2012	87	0	1	0	0	107	0	0	NA	NA	NA	NA	NA
2013	44	0	0	0	0	62	0	0	NA	NA	NA	NA	NA
(1-2)2014	13	0	0	0	0	25	0	0	NA	NA	NA	NA	NA
(3-12)2014	26	0	1	0	0	31	0	0	0	0	0	0	0
2015	51	0	0	14	0	66	0	0	0	0	1	0	0
2016	31	0	0	3	0	32	0	0	0	0	4	0	0
2017	15	0	0	0	0	33	0	0	0	0	11	0	0
2018	0	0	0	0	0	32	0	0	0	0	8	0	0
2019	0	0	0	0	0	66	0	0	0	0	30	0	0
2020	0	0	0	0	0	104	0	0	0	0	58	0	0
2021	0	0	0	0	0	69	0	0	0	0	43	0	0
(1-2)2022	0	0	0	0	0	22	0	0	0	0	14	0	0

Bankruptcy Ordinance (Cap. 6)							
Year	S.43A	S.129	S.131	S.132	S.133	S.134	S. 136
1997	0	0	4	0	0	2	0
1998	0	0	8	0	0	1	1
1999	0	0	9	0	0	3	0
2000	0	0	6	0	2	3	0
2001	9	0	8	0	2	11	0
2002	35	13	10	0	2	6	0
2003	22	8	8	2	3	12	0
2004	34	7	7	3	0	5	0
2005	66	12	3	0	0	0	0
2006	73	12	0	0	0	0	0
2007	54	16	17	0	2	9	0
2008	60	29	4	0	1	24	0
2009	83	33	2	0	4	44	0
2010	177	78	2	0	4	149	0
2011	200	90	6	0	2	107	0
2012	182	112	3	0	2	111	1
2013	146	104	12	0	1	142	0
(1-2)2014	16	28	0	0	0	33	0
(3-12)2014	151	93	47	0	0	123	0
2015	189	93	9	0	1	140	0
2016	210	101	1	0	1	110	0
2017	265	73	2	0	1	133	0
2018	266	67	20	0	0	148	0
2019	236	63	42	0	2	184	0
2020	187	93	45	0	0	196	0
2021	162	52	13	0	0	124	0
(1-2)2022	29	7	5	0	0	21	0

Total no. of convictions	
Year	Total
1997	66
1998	91
1999	197
2000	104
2001	295
2002	306
2003	280
2004	259
2005	256
2006	352
2007	663
2008	393
2009	472
2010	600
2011	596
2012	606
2013	511
(1-2)2014	115
(3-12)2014	472
2015	564
2016	493
2017	533
2018	541
2019	623
2020	683
2021	463
(1-2)2022	98

**Amount of Fines (HK\$)**

(S.156 and S.480 is usually treated as a bankruptcy offence as it is an offence for an undischarged bankrupt acting as director)  
(NA means not applicable)

Companies (Winding Up and Miscellaneous Provisions) Ordinance (Cap. 32)									Companies Ordinance (Cap. 622)				
Year	S.121	S.122	S.156	S.190	S.241	S.274	S.168M	S.300B	S.373	S.374	S.377	S.429	S. 480
1997	48,500	0	5,000	88,562	4,500	18,800	0	0	NA	NA	NA	NA	NA
1998	50,910	0	32,500	29,906	0	18,110	0	0	NA	NA	NA	NA	NA
1999	75,250	2,600	15,000	11,600	0	42,500	0	0	NA	NA	NA	NA	NA
2000	26,200	1,500	9,000	4,800	0	20,100	0	0	NA	NA	NA	NA	NA
2001	83,400	43,000	20,900	2,300	0	51,200	0	0	NA	NA	NA	NA	NA
2002	130,400	23,300	12,500	2,500	0	107,105	0	0	NA	NA	NA	NA	NA
2003	177,500	17,000	23,750	13,000	0	162,300	0	0	NA	NA	NA	NA	NA
2004	140,200	60,000	19,000	0	0	119,200	0	0	NA	NA	NA	NA	NA
2005	145,650	15,000	28,000	2,500	0	126,650	0	0	NA	NA	NA	NA	NA
2006	208,800	0	10,000	0	0	212,500	0	0	NA	NA	NA	NA	NA
2007	474,000	0	11,500	0	0	483,100	0	0	NA	NA	NA	NA	NA
2008	193,200	2,000	0	2,000	0	291,300	3,500	0	NA	NA	NA	NA	NA
2009	234,900	25,000	0	0	0	250,900	7,500	0	NA	NA	NA	NA	NA
2010	163,400	4,000	10,000	0	0	197,000	0	0	NA	NA	NA	NA	NA
2011	175,600	0	0	0	0	205,600	0	0	NA	NA	NA	NA	NA
2012	161,700	0	30,000	0	0	187,200	0	0	NA	NA	NA	NA	NA
2013	104,200	0	0	0	0	145,250	0	0	NA	NA	NA	NA	NA
(1-2)2014	19,500	0	0	0	0	38,800	0	0	NA	NA	NA	NA	NA
(3-12)2014	60,000	0	0	0	0	69,300	0	0	0	0	0	0	0
2015	73,200	0	0	19,200	0	95,700	0	0	0	0	1,500	0	0
2016	43,800	0	0	4,500	0	47,300	0	0	0	0	3,000	0	0
2017	21,250	0	0	0	0	52,300	0	0	0	0	13,950	0	0
2018	0	0	0	0	0	59,000	0	0	0	0	13,000	0	0
2019	0	0	0	0	0	163,700	0	0	0	0	71,100	0	0
2020	0	0	0	0	0	148,900	0	0	0	0	100,200	0	0
2021	0	0	0	0	0	115,500	0	0	0	0	83,500	0	0
(1-2)2022	0	0	0	0	0	29,000	0	0	0	0	27,000	0	0

Bankruptcy Ordinance (Cap. 6)							
Year	S.43A	S.129	S.131	S.132	S.133	S.134	S. 136
1997	0	0	0	0	0	10,000	0
1998	0	0	0	0	0	0	0
1999	0	0	10,000	0	0	5,000	0
2000	0	0	9,000	0	7,000	6,000	0
2001	42,000	0	16,700	0	0	25,200	0
2002	57,600	26,000	10,500	0	2,500	15,000	0
2003	40,500	11,000	21,500	0	15,000	18,700	0
2004	53,300	9,000	12,000	0	0	8,500	0
2005	128,000	20,000	9,000	0	0	0	0
2006	134,400	28,000	0	0	0	0	0
2007	89,400	20,500	8,000	0	2,000	17,000	0
2008	113,500	12,000	0	0	2,000	48,000	0
2009	159,500	9,000	0	0	4,000	87,500	0
2010	335,300	28,500	1,800	0	0	279,500	0
2011	388,400	32,600	8,000	0	0	195,200	0
2012	370,000	24,500	0	0	2,000	217,400	3,000
2013	292,400	19,000	0	0	2,000	282,600	0
(1-2)2014	29,000	4,000	0	0	0	58,000	0
(3-12)2014	295,100	13,000	0	0	0	225,800	0
2015	382,000	0	0	0	2,000	276,300	0
2016	433,600	3,000	0	0	2,000	218,100	0
2017	544,500	0	0	0	0	262,400	0
2018	533,400	19,000	5,000	0	0	286,800	0
2019	480,400	0	2,700	0	2,000	401,300	0
2020	402,100	0	0	0	0	389,300	0
2021	355,500	0	0	0	0	248,000	0
(1-2)2022	55,300	0	0	0	0	38,500	0

Total amount of fines (HK\$)	
Year	Total
1997	175,362
1998	131,426
1999	161,950
2000	83,600
2001	284,700
2002	387,405
2003	500,250
2004	421,200
2005	474,800
2006	593,700
2007	1,105,500
2008	667,500
2009	778,300
2010	1,019,500
2011	1,005,400
2012	995,800
2013	845,450
(1-2)2014	149,300
(3-12)2014	663,200
2015	849,900
2016	755,300
2017	894,400
2018	916,200
2019	1,121,200
2020	1,040,500
2021	802,500
(1-2)2022	149,800

Remarks: Penalties other than fines including imprisonment, suspended sentence and community service order etc. are not shown in this table

**Offences under Companies (Winding Up and Miscellaneous Provisions) Ordinance (Cap. 32)  
(formerly titled as the Companies Ordinance (Cap. 32) before 3 March 2014)**

- S.121 - director failing to preserve proper books of accounts for 7 years (see Note below)
- S.122 - director failing to make out a profit and loss account and balance sheet (see Note below)
- S.156 - undischarged bankrupt acted as the director of a company without the leave of the court (see Note below)
- S.190 - officer failing to make out and submit to the Official Receiver a statement as to the affairs of the company
- S.241 - director in creditors' voluntary winding-up failing to comply with requirements as to creditors' meeting
- S.274 - officer failing to keep proper books of accounts for 2 years prior to commencement of winding-up
- S.168M - person contravening a disqualification order
- S.300B - officer failing to submit statement of affairs of company to receiver

Note: S.121, S.122 & S.156 were repealed on 3 March 2014 but have continuing effect under Schedule 11 to the Companies Ordinance, Cap.622 or by virtue of s.23 of the Interpretation and General Clauses Ordinance, Cap.1, or both

**Offences under Companies Ordinance (Cap. 622)**

- S.373 - director failing to keep sufficient accounting records
- S.374 - director failing to keep accounting records in a proper place
- S.377 - director failing to preserve accounting records for 7 years
- S.429 - director failing to lay financial statements etc. in general meeting
- S.480 - undischarged bankrupt acted as the director of a company without the leave of the court

**Offences under Bankruptcy Ordinance (Cap. 6)**

- S.43A - bankrupt failing to submit annual statement of earnings and acquisition
- S.129 - bankruptcy offences which include failure to deliver property; failure to deliver books of accounts; making omission or misstatement in the statement of affairs etc.
- S.131 - undischarged bankrupt obtaining credit
- S.132 - bankrupt transferring his property with intent to defraud his creditors
- S.133 - bankrupt, having been engaged in a trade and having outstanding at the date of the bankruptcy order, guilty of gambling or rash and hazardous speculations
- S.134 - bankrupt failing to keep/preserve proper accounts
- S.136 - debtor concealing himself to avoid service