

## Head 92 — DEPARTMENT OF JUSTICE

**Controlling officer:** the Director of Administration and Development will account for expenditure under this Head.

**Estimate 2025–26** ..... **\$2,507.7m**

**Establishment ceiling 2025–26** (notional annual mid-point salary value) representing an estimated 1 410 non-directorate posts as at 31 March 2025 reducing by eight posts to 1 402 posts as at 31 March 2026..... **\$1,065.2m**

In addition, there will be an estimated 103 directorate posts as at 31 March 2025 reducing by one post to 102 posts as at 31 March 2026.

**Commitment balance**..... **\$29.2m**

### Controlling Officer’s Report

#### Programmes

<p><b>Programme (1) Prosecutions</b>  <b>Programme (2) Civil</b>  <b>Programme (3) Constitutional and Policy Affairs</b>  <b>Programme (4) Law Drafting</b>  <b>Programme (5) International Law</b></p>	<p>These programmes contribute to Policy Area 11: Legal Administration (Secretary for Justice).</p>
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#### Detail

##### Programme (1): Prosecutions

	2023–24 (Actual)	2024–25 (Original)	2024–25 (Revised)	2025–26 (Estimate)
Financial provision (\$m)	784.6	1,013.0	826.8 (–18.4%)	<b>1,058.8</b> (+28.1%)
				(or +4.5% on 2024–25 Original)

#### *Aim*

**2** The aim is to advise and decide whether or not criminal proceedings should be undertaken and to prosecute cases in the courts.

#### *Brief Description*

**3** The Prosecutions Division advises upon and prosecutes criminal cases in all the courts of Hong Kong. Government Counsel across the Division prosecute in trials; appear in appeals, applications for bail and asset recovery cases; and assist the coroner in inquests. Most cases in the Magistrates’ Courts are prosecuted by Court Prosecutors. Some cases are briefed out to members of the Bar and solicitors in private practice. Besides, the Division advises law enforcement agencies and other government departments and agencies on criminal law and procedure, and the effects of legislation. Meanwhile, the Division also supports the work of the Secretary for Justice’s Office.

**4** The advisory function of the Prosecutions Division is performed by Government Counsel in various sections. One section is involved in the Division’s training and management matters; other sections are involved in the preparation of cases for trial; whilst specialist sections advise on areas as diverse as corruption, fraud, labour and immigration, vice, obscenity, gambling, anti-terrorism, triads and organised crime, human rights and the Basic Law, complaints against the Police, narcotics, recovery of the proceeds of crime, customs and excise, computer crime, copyright and market misconduct.

**5** In 2024, the aim of the programme was generally met and the overall performance under the programme was satisfactory.

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6 The key performance measures are:

### *Targets*

	Target	2023 (Actual)	2024 (Actual)	2025 (Plan)
providing advice for law enforcement agencies within 14 working days upon receipt of request, or for a complex case, interim reply within 14 working days (%).....	100	95.3	96.7	<b>100</b>
preparing and filing indictments in the Court of First Instance within seven days of committal of the accused in the Magistrates' Courts (%).....	100	100	100	<b>100</b>
preparing and delivering charge sheets to the Registrar of the District Court within 14 days after the date of the order of transfer of the case from the Magistrates' Courts to the District Court (%).....	100	100	100	<b>100</b>

### *Indicators*

	2023 (Actual)	2024 (Actual)	2025 (Estimate)
cases conducted by Government Counsel.....	3 554	4 282	<b>4 285</b>
cases conducted by Counsel instructed to prosecute in all courts .....	1 286	1 173	<b>1 175</b>
court days undertaken by Government Counsel .....	3 789	4 822	<b>4 825</b>
court days undertaken by Court Prosecutors in Magistrates' Courts.....	8 081	7 334	<b>7 335</b>
court days undertaken by Counsel instructed to prosecute in the Magistrates' Courts in place of Court Prosecutors .....	2 505	3 136	<b>3 140</b>
cases prepared for the Court of First Instance.....	446	452	<b>455</b>
cases prepared for the District Court.....	1 311	1 618	<b>1 620</b>
items of legal advice provided .....	15 486	17 740	<b>17 740</b>
appeals conducted .....	544	757	<b>760</b>

7 The conviction rates for 2023 and 2024 are:

	2023 (Actual)	2024 (Actual)
Magistrates' Courts		
- defendants convicted after trial (%) .....	60.7	<b>60.8</b>
- defendants convicted after trial and defendants convicted on their own pleas (%).....	70.2	<b>68.9</b>
District Court		
- defendants convicted after trial (%) .....	79.8	<b>82.3</b>
- defendants convicted after trial and defendants convicted on their own pleas (%).....	95.1	<b>96.0</b>
Court of First Instance		
- defendants convicted after trial (%) .....	55.8	<b>58.7</b>
- defendants convicted after trial and defendants convicted on their own pleas (%).....	87.6	<b>91.8</b>

The conviction rates are defendant-based and relate to any substantive or alternative offence on which the defendant has been convicted. It does not take into account acquittals of other charges if any.

It should be noted that while it is the duty of Counsel and Court Prosecutors to prosecute vigorously in courts, they have to act in a fair and objective manner. It is wrong to strive to secure a conviction at all costs. The question of guilt or innocence is a matter for the court to decide. Therefore, conviction rates in criminal cases are not and should not be taken as performance indicators. They are published regularly for reference only.

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### *Matters Requiring Special Attention in 2025–26*

- 8 During 2025–26, the Prosecutions Division will continue to:
- promote co-operation amongst prosecutors at the global level in the combat against crime;
  - enhance the quality of criminal justice by promoting transparency in public prosecutions, liaising closely with justice partners and reviewing the disclosure arrangements of law enforcement agencies;
  - provide training programmes for counsel in order to enhance the standards of advocacy and preparation in criminal cases; and
  - enhance the public’s understanding of the criminal justice system and their role in the system.

### **Programme (2): Civil**

	2023–24 (Actual)	2024–25 (Original)	2024–25 (Revised)	<b>2025–26 (Estimate)</b>
Financial provision (\$m)	619.5	877.6	670.1 (–23.6%)	<b>848.4</b> (+26.6%)
				(or –3.3% on 2024–25 Original)

### *Aim*

9 The aim is to provide legal advice to the Government on civil matters, to undertake civil litigation and other forms of dispute resolution and to draft contracts on commercial and other matters.

### *Brief Description*

- 10 The work of the Civil Division includes:
- representing the Government and various other bodies in courts and tribunals in all forms of civil litigation and dispute resolution (including non-construction arbitration and mediation);
  - providing legal advice on planning, land, building, environment and housing matters;
  - providing legal advice on commercial law matters and drafting commercial contracts, licences and franchises;
  - providing legal advice on legislation and civil law matters;
  - providing advice and support to the development of the wider use of mediation to resolve disputes in Hong Kong;
  - supporting the work of the Secretary for Justice’s Office, in particular on promoting wider use of mediation in the Guangdong-Hong Kong-Macao Greater Bay Area and promoting the strengths of and opportunities for Hong Kong’s legal and dispute resolution services on all fronts;
  - promoting and developing the dispute resolution services of Hong Kong in the context of the Guangdong-Hong Kong-Macao Greater Bay Area and the Belt and Road Initiative; and
  - formulating and promoting bills, strategies and measures relating to arbitration in accordance with the policy objectives of the Government.

11 In 2024, the aim of the programme was generally met and the overall performance under the programme was satisfactory.

12 The key performance measures are:

### *Targets*

	Target	2023 (Actual)	2024 (Actual)	<b>2025 (Plan)</b>
taking appropriate follow-up action on civil litigation cases within seven working days upon referral by client department (%) .....	100	100	100	<b>100</b>
providing legal advice within 14 working days upon receipt of instructions/requests (%)# .....	92	99	99	<b>92</b>

# If achieving the target is not possible due to the complexity of cases, the client department will be advised of the estimated time within which the advice will be provided.

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### *Indicators*

	2023 (Actual)	2024 (Actual)	2025 (Estimate)
civil litigation cases current on 31 December .....	42 187	43 657	<b>43 655</b>
new proceedings (including non-construction arbitration and mediation) brought by the Government.....	1 807	1 882	<b>2 345</b>
new proceedings (including non-construction arbitration and mediation) brought against the Government .....	2 208	2 384	<b>2 385</b>
person days of court appearances.....	1 759	1 698	<b>1 640</b>
items of legal advice provided .....	14 085	16 050	<b>16 050</b>
commercial tenders, consultancy briefs, contracts, licences and franchises drafted/vetted .....	805	721	<b>720</b>

### *Matters Requiring Special Attention in 2025–26*

**13** During 2025–26, the Civil Division will advise on the legal aspects of:

- proceedings involving the Government, in particular those involving the Basic Law and Bill of Rights issues, administrative law issues, immigration matters, revenue matters, charities and trusts, contempt of court, election matters, contractual/commercial disputes, personal injuries and other damages claims, land matters, building matters, town planning matters and environmental issues;
- legislative proposals to implement the Judiciary’s Information and Technology Strategy Plan to facilitate court users by providing them with an electronic option for court processes and to introduce remote hearings;
- legislative amendments to tax legislation;
- legislative amendments or proposals with regard to civil aviation and transport related matters;
- legislative review and proposals for improving the healthcare system;
- legislative proposals for improving fire safety in old buildings;
- legislative proposals with regard to family procedure matters;
- legislative proposals for reform on the prevention of cruelty to animals;
- legislative proposals to enhance the regulatory framework and improve governance of self-financing post-secondary education institutions;
- legislative proposals for adaptation of laws as part of the Systematic Review of Statutory Laws of Hong Kong;
- legislative proposals to unlock Tso/Tong lands;
- legislative proposals to strengthen the regulation of collective investment schemes;
- legislative proposals to facilitate the development of digital government;
- legislative proposals on basic housing units regulatory regime;
- legislative amendments to combat public rental housing tenancy abuse;
- access to information and protection of personal data privacy, civil service and discipline, statutory powers and duties and legal advisers to statutory boards and committees;
- the English and Chinese texts of contracts, undertakings, tender documents, public franchises, licences and other legal documents for the Government, in addition to drafting and vetting such texts;
- the regulation of companies, securities, banks, insurance, information technology, electronic transactions, e-commerce, transportation, broadcasting and telecommunications as well as proposals for reform;
- various major projects including the Huanggang Port Redevelopment co-location arrangement;
- matters relating to the Hong Kong Investment Corporation Limited and its funds which include the “Hong Kong Growth Portfolio”, “Greater Bay Area Investment Fund”, “Strategic Tech Fund”, and “Co-Investment Fund”;
- implementation of initiatives under the Guangdong-Hong Kong-Macao Greater Bay Area mediation platform;
- establishment of the Greater Bay Area Arbitrators Panel;
- implementation of the various measures under the policy initiative of deepening mediation culture including strengthening the regulatory system of the mediation profession and the ongoing monitoring and review of the implementation of the policy on incorporating a mediation clause in government contracts;
- organising mediation training for civil servants in collaboration with the Civil Service College;
- providing support in the implementation of the Pilot Scheme on Community Mediation; and
- providing support in the establishment of the Sports Dispute Resolution Scheme.

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### Programme (3): Constitutional and Policy Affairs

	2023–24 (Actual)	2024–25 (Original)	2024–25 (Revised)	2025–26 (Estimate)
Financial provision (\$m)	144.6	136.1	128.9 (–5.3%)	134.6 (+4.4%)
				(or –1.1% on 2024–25 Original)

#### *Aim*

**14** The aim is to provide support to the Secretary for Justice in relation to the discharge of his duties; to provide advice on overall legal policy issues and, in particular, in respect of the Basic Law and human rights law in assisting the Government’s formulation of policies (including those in relation to the legal system, the legal profession and dispute resolution); to provide advice on electoral law; to provide comments on the law and other initiatives of the Mainland and other parts of the Cross Strait cum Hong Kong and Macao; and to review chosen areas of the law and provide research and secretariat support to the Law Reform Commission.

#### *Brief Description*

**15** The relevant work of the Secretary for Justice’s Office (including the Legal Enhancement and Development Office (LEAD Office) and the Law Reform Commission Secretariat) and the Constitutional and Policy Affairs Division includes:

- providing support to the Secretary for Justice in relation to his duties as a Member of the Executive Council, a designated officer attending meetings of the Legislative Council (LegCo) and as the principal legal adviser to the Chief Executive;
- assisting in the formulation, co-ordination and implementation of policy initiatives to strengthen rule of law education, enhance Hong Kong’s status as an ideal regional and international hub for deal making and dispute resolution, as well as a leading centre for international legal services and capacity building in this region and beyond, and integrate with the national development;
- providing legal advice on the Basic Law and assisting the promotion of knowledge in it;
- advising on compliance with the human rights provisions of the Basic Law, the provisions of international human rights treaties as applied to the Hong Kong Special Administrative Region (HKSAR), the Hong Kong Bill of Rights Ordinance (Cap. 383), and anti-discrimination legislation;
- providing legal advice on constitutional development and election matters;
- advising whether a policy or a legislative proposal is contrary to established principles underlying the legal system;
- advising on legal issues arising out of statutory and non-statutory appeals, objections, representations and petitions to the Chief Executive/Chief Executive in Council (including prisoners’ petitions for remission of sentence/pardon, petitions to the Chief Executive under Articles 48(12) and 48(13) of the Basic Law, references of cases to the intermediate appellate court under the Criminal Procedure Ordinance (Cap. 221) or the Magistrates Ordinance (Cap. 227) as the case may be), appeals and judicial reviews by claimants for non-refoulement protection, and surrender of fugitives; considering claims for statutory and ex gratia compensation; and handling responses to public enquiries and complaints;
- promoting bills related to the legal system, the legal profession and those effecting relevant subjects of law reform or miscellaneous amendments to various ordinances;
- providing comments and information on the laws and other initiatives of the Mainland and other parts of the Cross Strait cum Hong Kong and Macao; attending to matters on the further liberalisation of the Mainland’s legal services market and on co-operation arrangements with the Mainland and other parts of the Cross Strait cum Hong Kong and Macao; organising seminars and activities to promote Hong Kong’s international legal and dispute resolution services in the Mainland in the context of the Belt and Road Initiative and the Guangdong-Hong Kong-Macao Greater Bay Area;
- providing advice to the Government on LegCo procedures and practices; and
- providing research and secretariat support to facilitate the work of the Law Reform Commission chaired by the Secretary for Justice.

**16** In 2024, the aim of the programme was generally met and the overall performance under the programme was satisfactory.

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17 The key performance measures are:

### *Indicators*

	2023 (Actual)	2024 (Actual)	2025 (Estimate)
bills promoted by the Constitutional and Policy Affairs Division in each LegCo session.....	2	3	1
petitions (from prisoners) handled .....	26	46	46
items of legal advice (including policy affairs work) given on:			
overall legal policy affairs matters.....	2 843	2 729	2 729
Basic Law matters.....	1 028	1 077	1 077
human rights issues.....	830	762	762
constitutional development and election matters.....	550	256	400
Mainland law and related matters.....	707	816	816
ongoing Law Reform Commission projects .....	7	6	6
speeches prepared (both for LegCo and elsewhere) .....	192	238	211
Basic Law seminars conducted.....	9	9	5
briefings given in the Mainland and to Mainland delegations in Hong Kong.....	66	60	51
international and regional events (including meetings of international organisations, promotional and capacity building events relating to the rule of law and dispute resolution)			
number of events organised.....	23	43	40
number of participants.....	53 639	42 468	32 625

### *Matters Requiring Special Attention in 2025–26*

18 During 2025–26, the Secretary for Justice’s Office (including the LEAD Office and the Law Reform Commission Secretariat) and the Constitutional and Policy Affairs Division will continue to:

- foster and reinforce a proper understanding of the rule of law and cultivate a culture with a strong sense of law-abidingness and respect for the legal and judicial system;
- further enhance the competitiveness of Hong Kong’s legal regime and promote Hong Kong’s diversified legal and dispute resolution services domestically and internationally to meet the needs of all walks of life (including the general public), and to integrate with the national development;
- support the Secretary for Justice as Chairman of the Law Reform Commission to lead the project of “Systematic Review of the Statutory Laws of Hong Kong”;
- provide support to the Working Group on Class Actions and relevant policy bureau to study and consider the proposals of the Report of the Law Reform Commission on Class Actions and to make recommendations to the Government on how to take the matter forward;
- provide support to the relevant Task Force to examine and consider whether the recommendations in the Report of the Law Reform Commission on Periodical Payments for Future Pecuniary Loss in Personal Injury Cases should be implemented and, if so, how;
- explore further opportunities for Hong Kong legal and dispute resolution professionals to provide services in the Mainland;
- develop working relationships with counterparts in the Mainland and other parts of the Cross Strait cum Hong Kong and Macao;
- take forward the legislative exercise in respect of the Evidence Ordinance (Cap. 8) to establish a legislative framework for the admission of hearsay evidence in criminal proceedings with a view to addressing the recommendations in the Report of the Law Reform Commission on Hearsay in Criminal Proceedings; take forward the recommendations in the Report of the Law Reform Commission on Double Jeopardy and work out details of the legislative amendments; and provide for the procedural rules for implementing a new statutory appeal procedure for the prosecution to appeal against rulings of no case to answer given by Court of First Instance judges in criminal trials under the Criminal Procedure Ordinance;

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- hold discussions with the Mainland authorities for further development of judicial co-operation in civil and commercial matters and, where necessary, take forward the implementation of the co-operation mechanism in Hong Kong by way of legislative exercise; and
- organise visits and training programmes in Hong Kong for Mainland officials and seminars and other promotional activities in the Mainland in order to develop and enhance mutual understanding of the legal systems and professional practices in Hong Kong and the Mainland and to promote Hong Kong's legal and dispute resolution services in the context of the Belt and Road Initiative and the Guangdong-Hong Kong-Macao Greater Bay Area.

### Programme (4): Law Drafting

	2023–24 (Actual)	2024–25 (Original)	2024–25 (Revised)	<b>2025–26 (Estimate)</b>
Financial provision (\$m)	165.8	201.3	185.6 (–7.8%)	<b>222.2</b> (+19.7%)
				(or +10.4% on 2024–25 Original)

### Aim

- 19 The aim is to draft legislation and to make the texts of legislation readily accessible.

### Brief Description

- 20 The work of the Law Drafting Division includes:

- drafting of legislation in the English and Chinese languages and assisting policy bureaux in steering such legislation through the law-making process;
- compiling the loose-leaf edition of the Laws of Hong Kong;
- maintaining a legislation database for free access through the Internet; and
- supporting the work of the Secretary for Justice's Office.

21 In 2024, the aim of the programme was generally met and the overall performance under the programme was satisfactory.

- 22 The key performance measures are:

### Indicators

	2023 (Actual)	2024 (Actual)	<b>2025 (Estimate)</b>
bills gazetted.....	42	33	<b>28</b>
subsidiary legislation gazetted .....	170	194	<b>182</b>
pages of bills/subsidiary legislation gazetted (English) .....	5 197	4 306	<b>4 000</b>
pages of bills/subsidiary legislation gazetted (Chinese) .....	5 197	4 306	<b>4 000</b>
pages of legislation compiled for publication in the Loose-leaf Edition@.....	1 185	209	<b>800</b>
pages of Committee Stage Amendments (CSAs) proposed by the Government (English)Δ .....	74	189	<b>132</b>
pages of CSAs proposed by the LegCo members (English)Δ.....	10	3	<b>6</b>
pages of CSAs proposed by the Government (Chinese)Δ .....	67	169	<b>118</b>
pages of CSAs proposed by the LegCo members (Chinese)Δ .....	10	3	<b>6</b>
drafts of bills/subsidiary legislation released .....	2 232	2 732	<b>2 700</b>
items of legal advice provided .....	4 268	4 972	<b>4 900</b>

@ The Loose-leaf Edition was being gradually phased out since 2017 and it will be completely replaced in March 2025. Full updates of the master checklists and the indices etc. will be included in the last Loose-leaf issue to be published in March 2025.

Δ The nature of the work is different. For CSAs proposed by the Government, Law Drafting Division has to take instructions from policy bureaux, draft the amendments and assist in their scrutiny by LegCo. For CSAs proposed by LegCo members, Law Drafting Division has to examine the amendments to make sure that they are in the correct format and liaise with the proposers to prepare the final agreed copies.

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### *Matters Requiring Special Attention in 2025–26*

23 During 2025–26, the Law Drafting Division will:

- monitor closely the demand of LegCo regarding scrutiny of legislation; and
- make available resources needed for the legislative schedule for 2025–26, which is expected to be heavy.

### **Programme (5): International Law**

	2023–24 (Actual)	2024–25 (Original)	2024–25 (Revised)	<b>2025–26 (Estimate)</b>
Financial provision (\$m)	155.0	226.4	191.9 (–15.2%)	<b>243.7</b> (+27.0%)
				(or +7.6% on 2024–25 Original)

### *Aim*

24 The aim is to provide advice on international law issues to the Government, to participate in or advise on negotiation of international agreements, to support promotion of legal co-operation with international organisations, and to handle requests for international legal co-operation efficiently.

### *Brief Description*

25 The work of the International Law Division includes:

- providing advice on all aspects of public international law, including the application to the HKSAR of multilateral and bilateral international agreements, maritime and aviation law, consular privileges and immunities, and resolution of trade disputes;
- negotiating and advising on international agreements, including those on surrender of fugitive offenders, mutual legal assistance, transfer of sentenced persons, investment promotion and protection, air services, avoidance of double taxation and tax information exchange;
- participating in the activities of international organisations such as the Hague Conference on Private International Law, the United Nations Commission on International Trade Law and the Asia-Pacific Economic Cooperation; negotiating multilateral instruments; and fostering international co-operation;
- providing advice on the international legal aspects of the HKSAR’s laws as well as providing capacity building for local, regional and international legal talents;
- handling requests to and from the HKSAR for surrender of fugitive offenders, mutual legal assistance in criminal matters, transfer of sentenced persons and enforcement of confiscation orders as well as requests for assistance in international child abduction cases, and advising on matters involving international legal co-operation; and
- supporting the work of the Secretary for Justice’s Office.

26 In 2024, the aim of the programme was generally met and the overall performance under the programme was satisfactory.

27 The key performance measures are:

### *Indicators*

	2023 (Actual)	2024 (Actual)	<b>2025 (Estimate)</b>
international agreements on legal co-operation in criminal matters initialled .....	9	10	<b>11</b>
briefings, negotiation and discussion (no. of working sessions) .....	675	654	<b>660</b>
items of legal advice provided .....	40 074	42 179	<b>42 200</b>
new requests dealt with in various categories of mutual legal assistance .....	311	344	<b>345</b>
court appearances .....	41	63	<b>65</b>



***Matters Requiring Special Attention in 2025–26***

**28** During 2025–26, the International Law Division will continue to:

- provide timely and accurate advice on international law issues and on issues relating to mutual legal assistance;
- negotiate international agreements or contribute as legal advisers in these negotiations;
- participate in the activities of international organisations to foster international co-operation and organise activities with international organisations to raise Hong Kong’s international profile, and handle requests for international legal co-operation effectively; and
- organise and support capacity building activities for local, regional and international legal talents.

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### ANALYSIS OF FINANCIAL PROVISION

	2023–24 (Actual) (\$m)	2024–25 (Original) (\$m)	2024–25 (Revised) (\$m)	2025–26 (Estimate) (\$m)
<b>Programme</b>				
(1) Prosecutions .....	784.6	1,013.0	826.8	1,058.8
(2) Civil .....	619.5	877.6	670.1	848.4
(3) Constitutional and Policy Affairs .....	144.6	136.1	128.9	134.6
(4) Law Drafting.....	165.8	201.3	185.6	222.2
(5) International Law.....	155.0	226.4	191.9	243.7
	1,869.5	2,454.4	2,003.3 (–18.4%)	2,507.7 (+25.2%)
				(or +2.2% on 2024–25 Original)

#### Analysis of Financial and Staffing Provision

##### Programme (1)

Provision for 2025–26 is \$232.0 million (28.1%) higher than the revised estimate for 2024–25. This is mainly due to the anticipated increase in court costs, general departmental expenses, other charges and filling of vacancies. There will be a decrease of six posts in 2025–26.

##### Programme (2)

Provision for 2025–26 is \$178.3 million (26.6%) higher than the revised estimate for 2024–25. This is mainly due to the anticipated increase in other charges, court costs, general departmental expenses and filling of vacancies. There will be a decrease of one post in 2025–26.

##### Programme (3)

Provision for 2025–26 is \$5.7 million (4.4%) higher than the revised estimate for 2024–25. This is mainly due to the anticipated increase in other charges and filling of vacancies, partly offset by the anticipated decrease in general departmental expenses. There will be a decrease of one post in 2025–26.

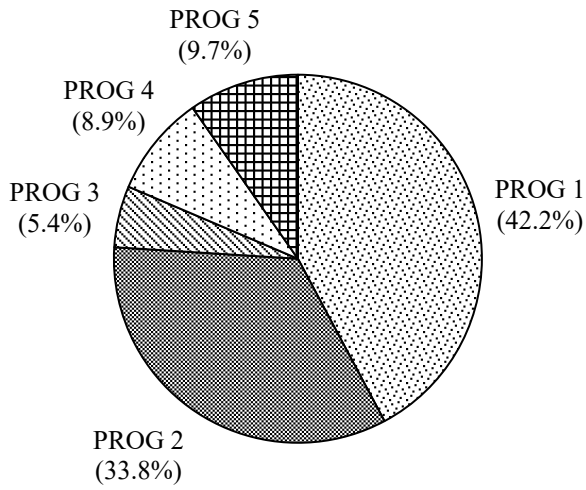
##### Programme (4)

Provision for 2025–26 is \$36.6 million (19.7%) higher than the revised estimate for 2024–25. This is mainly due to the anticipated increase in general departmental expenses, other charges and filling of vacancies. There will be a net decrease of one post in 2025–26.

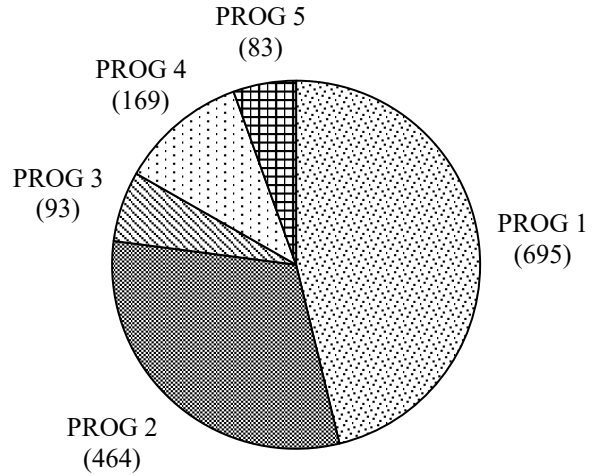
##### Programme (5)

Provision for 2025–26 is \$51.8 million (27.0%) higher than the revised estimate for 2024–25. This is mainly due to the anticipated increase in other charges, general departmental expenses and filling of vacancies.

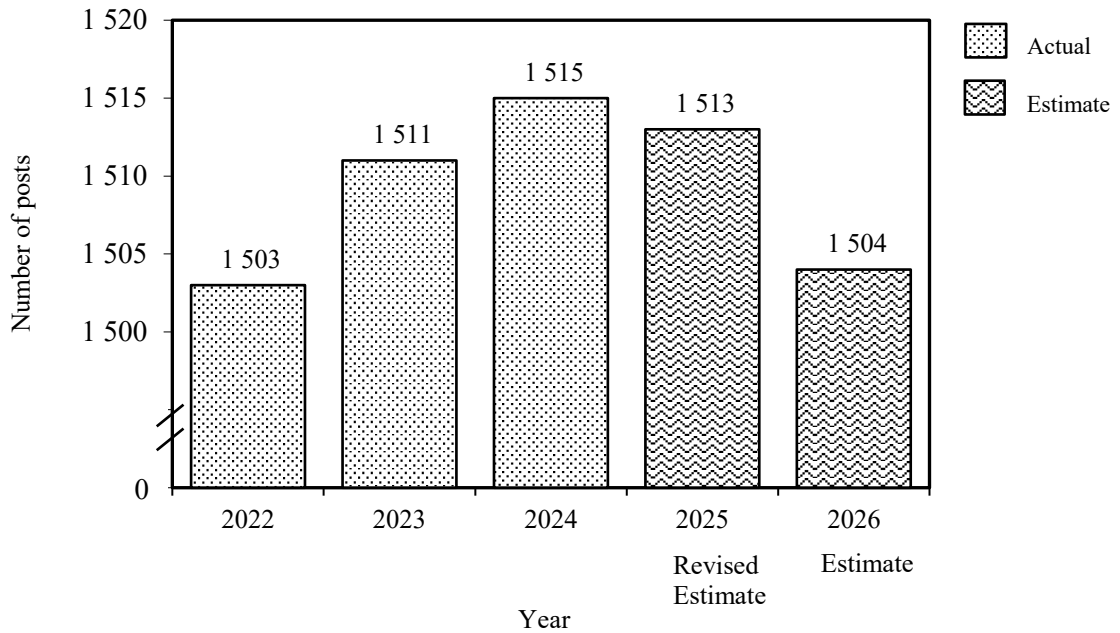
*Allocation of provision to programmes (2025-26)*



*Staff by programme (as at 31 March 2026)*



*Changes in the size of the establishment (as at 31 March)*



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Sub-head (Code)	Actual expenditure 2023–24	Approved estimate 2024–25	Revised estimate 2024–25	<b>Estimate 2025–26</b>	
	\$'000	\$'000	\$'000	<b>\$'000</b>	
<b>Operating Account</b>					
Recurrent					
000	Operational expenses .....	1,760,701	2,132,213	1,867,465	<b>2,195,880</b>
234	Court costs .....	95,023	305,400	119,000	<b>296,850</b>
	Total, Recurrent.....	<u>1,855,724</u>	<u>2,437,613</u>	<u>1,986,465</u>	<u><b>2,492,730</b></u>
Non-Recurrent					
700	General non-recurrent .....	13,197	13,518	13,518	<b>13,636</b>
	Total, Non-Recurrent.....	<u>13,197</u>	<u>13,518</u>	<u>13,518</u>	<u><b>13,636</b></u>
	Total, Operating Account .....	<u>1,868,921</u>	<u>2,451,131</u>	<u>1,999,983</u>	<u><b>2,506,366</b></u>
<b>Capital Account</b>					
Plant, Equipment and Works					
661	Minor plant, vehicles and equipment (block vote).....	560	3,293	3,293	<b>1,380</b>
	Total, Plant, Equipment and Works.....	<u>560</u>	<u>3,293</u>	<u>3,293</u>	<u><b>1,380</b></u>
	Total, Capital Account.....	<u>560</u>	<u>3,293</u>	<u>3,293</u>	<u><b>1,380</b></u>
	Total Expenditure .....	<u><u>1,869,481</u></u>	<u><u>2,454,424</u></u>	<u><u>2,003,276</u></u>	<u><u><b>2,507,746</b></u></u>

## Head 92 — DEPARTMENT OF JUSTICE

### Details of Expenditure by Subhead

The estimate of the amount required in 2025–26 for the salaries and expenses of the Department of Justice is \$2,507,746,000. This represents an increase of \$504,470,000 over the revised estimate for 2024–25 and \$638,265,000 over the actual expenditure in 2023–24.

#### Operating Account

##### Recurrent

**2** Provision of \$2,195,880,000 under *Subhead 000 Operational expenses* is for the salaries, allowances and other operating expenses of the Department of Justice. The increase of \$328,415,000 (17.6%) over the revised estimate for *Subhead 000 Operational expenses* for 2024–25 is mainly due to the anticipated increase in other charges and general departmental expenses, as well as filling of vacancies.

**3** The establishment as at 31 March 2025 will be 1 513 posts. It is expected that there will be a net decrease of nine posts in 2025–26. Subject to certain conditions, the controlling officer may under delegated power create or delete non-directorate posts during 2025–26 but the notional annual mid-point salary value of all such posts must not exceed \$1,065,232,000.

**4** An analysis of the financial provision under *Subhead 000 Operational expenses* is as follows:

	2023–24 (Actual) (\$'000)	2024–25 (Original) (\$'000)	2024–25 (Revised) (\$'000)	<b>2025–26 (Estimate) (\$'000)</b>
Personal Emoluments				
- Salaries .....	1,053,388	1,118,414	1,088,856	<b>1,142,749</b>
- Allowances .....	42,436	54,318	45,488	<b>45,785</b>
- Job-related allowances.....	19	28	12	<b>50</b>
Personnel Related Expenses				
- Mandatory Provident Fund contribution .....	3,507	3,904	3,491	<b>3,857</b>
- Civil Service Provident Fund contribution .....	90,197	113,819	101,291	<b>131,178</b>
- Disturbance allowance.....	195	199	400	<b>140</b>
Departmental Expenses				
- Remuneration for special appointments .....	11,794	11,870	14,400	<b>14,900</b>
- General departmental expenses .....	303,043	370,586	351,840	<b>383,281</b>
Other Charges				
- Hire of legal services and related professional fees.....	167,527	230,000	163,000	<b>265,740</b>
- Promotion and development of Hong Kong as an international legal and dispute resolution services centre in the Asia-Pacific Region.....	56,684	126,075	78,687	<b>130,200</b>
- Legal services for construction dispute resolution.....	31,911	103,000	20,000	<b>78,000</b>
	1,760,701	2,132,213	1,867,465	<b>2,195,880</b>

**5** Provision of \$296,850,000 under *Subhead 234 Court costs* is for the payment of costs awarded against the Government in criminal and civil cases. This represents an increase of \$177,850,000 (149.5%) over the revised estimate for 2024–25. Since payment of court costs is contingent upon the progress of the relevant negotiations, the level of payment varies from year to year.

#### Capital Account

##### Plant, Equipment and Works

**6** Provision of \$1,380,000 under *Subhead 661 Minor plant, vehicles and equipment (block vote)* represents a decrease of \$1,913,000 (58.1%) against the revised estimate for 2024–25. This reflects the decreased requirement for carrying out projects that are related to minor plant, vehicles and equipment.

## Head 92 — DEPARTMENT OF JUSTICE

### Commitments

Sub-head (Code)	Item (Code)	Ambit	Approved commitment	Accumulated expenditure to 31.3.2024	Revised estimated expenditure for 2024–25	Balance
			\$'000	\$'000	\$'000	\$'000
<b><i>Operating Account</i></b>						
700		<i>General non-recurrent</i>				
	512	Hire of service for translation and Chinese typing .....	5,100	3,296	150	1,654
	513	Conducting mock trials in the Mainland .....	2,400	2,149	—	251
	519	Development of Mainland-related legal services in Hong Kong.....	4,335	2,663	368	1,304
	801	One-off funding support for the development and enhancement of an online dispute resolution and deal making platform by a non-governmental organisation .....	100,000	61,000	13,000	26,000
		Total .....	<u>111,835</u>	<u>69,108</u>	<u>13,518</u>	<u>29,209</u>