

**Notice of the Commission of Inquiry
into the Collision of Vessels near Lamma Island on 1 October 2012**

On 22 October 2012, the Chief Executive in Council appointed the Honourable Mr Justice Michael Victor LUNN, Justice of Appeal of the Court of Appeal of the High Court as Commissioner and Chairman, and Mr Benjamin TANG Kwok-bun, GBS, JP as Commissioner, of a commission of inquiry under section 2 of the Commissions of Inquiry Ordinance (Cap.86) (the Commission). The Terms of Reference of the Commission are:

Inquire into the facts and circumstances leading to and surrounding the collision of the two vessels that took place near Lamma Island, Hong Kong on 1 October 2012:

- (a) ascertain the causes of the incident and make appropriate findings thereof;
- (b) consider and evaluate the general conditions of maritime safety concerning passenger vessels in Hong Kong and the adequacy or otherwise of the present system of control; and
- (c) make recommendations on measures, if any, required for the prevention of the recurrence of similar incidents in future.

The Chief Executive in Council has directed that the determination of any criminal or civil liability of any person shall be outside the terms of reference of the Commission.

Any person who has any information relevant to the subject matter of the inquiry is invited to provide such information together with all relevant

documents to the Secretariat of the Commission, either by post to 12/F, West Wing, Central Government Offices, Lower Albert Road, Central, Hong Kong, or by fax (2810 8604) or by email (secretariat@coi-lamma.gov.hk). The Commission would be grateful if such information and documents could be provided to the Commission as soon as possible.

The Commission will hold a preliminary hearing at 10:00 a.m. on Wednesday, 5 December 2012, at the hearing room on the 1st floor, Main Wing, Central Government Offices, Lower Albert Road, Central, Hong Kong. This hearing is open to the public as, it is anticipated, will be all subsequent hearings. There will be a simultaneous closed-circuit video/audio broadcast of proceedings to an overflow room nearby to the hearing room. Any person who has information relevant to the events the subject of the Inquiry is invited to attend. During the hearing, the Commission will deal with, amongst other things, the procedure and timetable for the Inquiry. Persons whose conduct is the subject of the Inquiry, and against whom criticisms might be made, may make application to the Commission to be legally represented in the proceedings. If they wish, persons who are otherwise concerned in the events the subject of the Inquiry may make application to the Commission to participate or to be legally represented in the proceedings.

Laurie Lo

Secretary to the Commission