

**Prosecutions instituted by C&ED in respect of  
contravention of section 118 of the Copyright Ordinance  
between August 2007 and April 2012**

Types of Charges	Charges	Convictions <sup>#</sup>	Imprisonment	Fine (\$)
<b>Section 118(1)(a):</b> makes for sale or hire an infringing copy	60	24	2 months to 30 months	5,000 to 10,000
<b>Section 118(1)(b):</b> imports an infringing copy into Hong Kong (otherwise than for private and domestic use)	65	42	14 days to 10 months	3,000 to 70,000
<b>Section 118(1)(c):</b> exports an infringing copy from Hong Kong (otherwise than for private and domestic use)	30	13	2 months to 21 months	3,000 to 14,000
<b>Section 118(1)(d):</b> sells, lets for hire, or offers or exposes for sale or hire an infringing copy for the purpose of or in the course of any trade or business	1 513	1 253	6 days to 15 months	500 to 50,000
<b>Section 118(1)(e):</b> exhibits in public or distributes an infringing copy for the purpose of or in the course of any trade or business which consists of dealing in infringing copies	211	180	28 days to 35 months	500 to 50,000
<b>Section 118(1)(f):</b> possesses an infringing copy with a view to its being sold or let for hire; or its being exhibited in public or distributed which consists of dealing in infringing copies	2 137	1 844	2 days to 20 months	500 to 60,000
<b>Section 118(1)(g):</b> distributes an infringing copy (otherwise than the circumstance mentioned under section 118(1)(e)) to such an extent as to affect prejudicially the copyright owner	49	23	1 month to 3 months	2,000 to 6,000
<b>Section 118(2A):</b> possesses an infringing copy of a computer program, a movie, a television drama, or a musical recording for the purpose of or in the course of any trade or business with a view to its being used by any person for the purpose of or in the course of that trade or business	191	121	2 months to 6 months	1,000 to 60,000

Types of Charges	Charges	Convictions <sup>#</sup>	Imprisonment	Fine (\$)
<b>Section 118(4)(d):</b> possesses an article specifically designed or adapted for making copies of a particular copyright work which article is used or intended to be used to make infringing copies of the copyright work for sale or hire or for use for the purpose of or in the course of any trade or business	7	4	8 months to 10 months	10,000 to 30,000
<b>Section 118(8):</b> possesses an article knowing or having reason to believe that it is used or is intended to be used to make infringing copies of any copyright work for sale or hire or for use for the purpose of or in the course of any trade or business	40	28	2 months to 32 months	2,000 to 80,000
<b>Total</b>	<b>4 303*</b>	<b>3 532*</b>	<b>2 days to 35 months</b>	<b>500 to 80,000</b>

<sup>#</sup> Figures cover cases that have been completed in April 2012 or before.

\* Between August 2007 and April 2012, C&ED instituted 2 740 prosecutions under section 118 which involved 4 303 charges resulting in 3 532 convictions.