

Three months' jail for possessing false ICAC warrant card

21 October 2014

A man, charged by the ICAC, was today (Tuesday) sentenced to three months' imprisonment at the Eastern Magistracy for possessing a false ICAC warrant card.

Wang Xiao, 24, financial analyst, earlier pleaded guilty to one count of possessing a false instrument, contrary to Section 75(2) of the Crimes Ordinance.

In sentencing, Principal Magistrate Ms Bina Chainrai remarked that she did not accept the defendant's argument that the false ICAC warrant card was his toy and personal collectable.

The magistrate added that in view of the seriousness of the offence committed by the defendant, a custodial sentence was imposed on him. The starting point of four and a half months in jail was reduced to three months after his guilty plea and clear record were taken into account.

The case arose from a referral from the Police. Subsequent ICAC enquiries uncovered the above offence.

The court heard that at the material time, the defendant came to Hong Kong with a working visa for his employment as a financial analyst with a finance company in Hong Kong.

On February 13, 2014, the defendant took a taxi from Central to Tin Hau and left a cardholder on the back seat. The cardholder was subsequently handed over to the Police by the taxi driver.

Upon inspection, the Police discovered that the cardholder contained a plastic card with "Independent Commission Against Corruption warrant card", "Name Wong Hiu, Sean" and "Post Senior Ombudsman" printed on the front cover.

In addition, the plastic card also bore a photograph of the defendant and a logo of the ICAC.

The cardholder was then passed to the ICAC for verification, which confirmed that the purported warrant card was in fact a false instrument.

The court heard that there was no ICAC officer named "Wong Hiu, Sean" and the ICAC had never issued a warrant card to the said "Wong Hiu, Sean".

When interviewed under caution by ICAC officers, the defendant admitted that he had possessed the false ICAC warrant card and carried it on a daily basis until he accidentally left it together with his cardholder in the taxi.

The Police had rendered full assistance to the ICAC during its investigation.

The prosecution was today represented by Senior Public Prosecutor Jonathan Lin, assisted by ICAC officer Ken Wong.

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男子管有虛假廉署授權證判囚三個月

2014年10月21日

一名男子管有虛假廉政公署授權證，早前被廉署拘控。被告今日(星期二)在東區裁判法院被判入獄三個月。

王驍，二十四歲，財務分析師，早前承認一項管有虛假文書罪名，違反《刑事罪行條例》第75(2)條。

主任裁判官錢禮判刑時指，她不接受被告辯稱有關虛假廉政公署授權證是玩具卡及用作私藏的說法。

裁判官又表示，被告觸犯的罪行性質嚴重，因此須判處他監禁。量刑起點為監禁四個月，但考慮到被告認罪及無案底，故將刑期減至三個月。

廉署較早時接獲警方轉介案件，調查後揭發上述罪行。

案情透露，被告於案發時以工作簽證來港，在一間金融公司出任財務分析師。

被告於二〇一四年二月十三日乘坐的士從中環往天后，途中遺下一個卡片套在的士後座。的士司機其後將卡片套轉交警方處理。

警方檢視後發現該卡片套載有一張塑膠卡，其正面印有「廉政公署執行處授權證」、「姓名：王驍」和「職位：高級調查專員」。該塑膠卡並載有一張被告的照片和一個廉署的標誌。

有關卡片套其後交由廉署鑑定，而該張看來是廉署授權證的塑膠卡事實上屬於虛假文書。

案情透露，廉署並無姓名為「王驍」的廉署人員，亦從未向該「王驍」發出授權證。

被告在警誡下接受廉署人員問話時，承認一直管有該偽造的廉署授權證，並每日攜帶該偽造廉署授權證，直至意外地把卡片套遺留在的士上。

警方在廉署調查案件期間提供全面協助。

控方今日由高級檢控官連普禧代表出庭，並由廉署人員黃志剛協助。

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