

Duo in court for alleged \$400,000 video production contracts fraud

5 November 2015

A former Assistant Manager of Hong Kong Cyberport Management Company Limited (HKCM) and a proprietor of a video production company appeared in Eastern Magistracy today (Thursday) after being charged by the ICAC with fraud in relation to the award of over \$400,000 worth of video production service contracts.

Jenny Poon Lok-yan, 39, former Assistant Manager of HKCM, and Ho Chi-kwong, 55, sole proprietor of Video Factory, who were charged on Tuesday (November 3), faced a joint charge of conspiracy to defraud, contrary to Common Law. Poon alone faced a charge of fraud, contrary to Section 16A(1) of the Theft Ordinance.

The defendants pleaded not guilty to the charges. Magistrate Mr Jason Wan Siu-ming adjourned the case until December 17 this year for a pre-trial review.

The case arose from a corruption complaint. Subsequent ICAC enquiries revealed the above alleged offences.

At the material time, Poon was employed by HKCM as Assistant Manager of its Technology Centre, whose duties included sourcing contractors to assist the centre in its film and video production. Ho was the sole proprietor of Video Factory, a company specialised in video production.

The joint charge alleged that between February 1, 2013 and March 20, 2014, Poon and Ho conspired together to defraud staff members of HKCM by making false quotations of video production services issued by contractors other than Video Factory, submitting to HKCM the false quotations as genuine quotations together with quotations of Video Factory, and falsely representing that Video Factory was the genuine lowest bidder.

As a result, Poon and Ho allegedly caused and induced staff members of HKCM to approve the award of 25 contracts of video production services to Video Factory, and part with a total sum of \$335,200 as the contract price of those contracts.

The other charge alleged that between December 1, 2013 and September 1, 2014, Poon falsely represented to staff members of HKCM that quotations of video production services submitted by contractors other than a freelance cameraman were genuine, and that the freelance cameraman was the genuine lowest bidder.

With intent to defraud, Poon allegedly induced staff members of HKCM to approve the award of 15 contracts of video production services to the freelance cameraman, and part with a total sum of \$77,000 as the contract price of those contracts.

Poon and Ho were granted cash bail of \$20,000 each, and ordered not to contact either directly or indirectly any prosecution witnesses.

HKCM had rendered full assistance to the ICAC during its investigation.

The prosecution was today represented by ICAC officer Yvonne Nam.

廉署起訴二人疑涉四十萬元錄像製作合約詐騙案今提堂

2015年11月5日

廉政公署落案起訴一名香港數碼港管理有限公司(數碼港公司)前助理經理及一名錄像製作公司東主，控告他們就批出總值共逾四十萬元的錄像製作服務合約時涉嫌詐騙。被告今日(星期四)在東區裁判法院應訊。

潘樂欣，三十九歲，數碼港公司前助理經理，及何志光，五十五歲，錄像工廠獨資東主，於星期二(十一月三日)同被控一項串謀詐騙罪名，涉嫌違反普通法。潘另被控一項欺詐罪名，涉嫌違反《盜竊罪條例》第16A(1)條。

被告否認控罪。裁判官溫紹明將案件押後至本年十二月十七日進行預審。

廉署早前接獲貪污投訴，調查其後揭發上述涉嫌罪行。

潘於案發時獲數碼港公司僱用為其科技中心的助理經理，其職責包括尋找承辦商協助該科技中心製作電影及錄像。何則為錄像工廠的獨資東主，錄像工廠是一間專門從事錄像製作的公司。

其中一項控罪指潘及何涉嫌於二〇一三年二月一日至二〇一四年三月二十日期間，一起串謀詐騙數碼港公司的職員，即製造錄像工廠以外的承辦商發出的虛假錄像製作服務報價單，向數碼港公司遞交該些虛假報價單當作真確的報價單並附上錄像工廠的報價單，以及訛稱錄像工廠均真確地為出價最低的競投公司。

潘及何涉嫌以上述手法致使及誘使數碼港公司的職員批准將二十五份錄像製作服務合約判給錄像工廠，並放棄一筆總額為三十三萬五千二百元的款項，即該等合約的合約價。

另一項控罪指潘涉嫌於二〇一三年十二月一日至二〇一四年九月一日期間向數碼港公司的職員訛稱，由一名自由攝影師以外的承辦商遞交的報價單為真確的報價單，而該名自由攝影師均真確地為出價最低的競投人。

潘涉嫌意圖詐騙而誘使數碼港公司的職員批准將十五份錄像製作服務合約判給該名自由攝影師，並放棄一筆總額為七萬七千元的款項，即該等合約的合約價。

潘及何各獲准以現金二萬元保釋，並受命不得直接或間接接觸任何控方證人。

數碼港公司在廉署調查案件期間提供全面協助。

控方今日由廉署人員南慧欣代表出庭。