

Teacher admits accepting illegal rebates over purchase of violins

26 July 2016

A teacher of a music company, charged by the ICAC, today (Tuesday) admitted at the Tsuen Wan Magistracy that she had accepted over \$7,100 in illegal rebates for referring its students to buy violins from a supplier of musical instruments.

Betty Ho Shuk-man, 57, a musical instrument instructor of Greenery Arts Limited (GA), pleaded guilty to two counts of agent accepting an advantage, contrary to Section 9(1)(a) of the Prevention of Bribery Ordinance.

Deputy Magistrate Mr Jim Chun-ki adjourned the case to August 16 this year for sentence, pending a community service order report. The defendant was granted cash bail of \$5,000.

The court heard that at the material time, the defendant was employed by GA to teach violin and music theory courses.

Apart from teaching music courses, the defendant was also required to sell musical instruments and related products to its students. However, she was not allowed to promote or sell musical instruments or related products of other suppliers to students.

Chairman Instruments Trading Limited (CITL) was a supplier of musical instruments in Hong Kong.

The court heard that in late 2013, the defendant told a mother of two sons, who were then students of GA, that her elder son needed a bigger violin. She introduced CITL to the mother, and said it provided better violins.

Acting on the advice of the defendant, the mother visited the office of CITL on November 2, 2013, and bought a violin with accessories at over \$5,400. The defendant had never told the mother that she would receive a rebate out of her purchase.

On December 20, 2013, the defendant received over \$1,400 from CITL by cheque deposited in her bank account as a reward for referring the mother to CITL to purchase the violin with accessories.

The court heard that in March 2014, another mother intended to buy a bigger violin for her daughter, who was a then student of GA. The defendant told the mother that GA had a very limited choice of violins and introduced CITL to her.

Acting on the advice of the defendant, the mother visited the office of CITL on March 10, 2014, and bought a violin with accessories at about \$11,900. The defendant had never told the mother that she would receive a rebate out of her purchase.

On April 14, 2014, the defendant received about \$5,700 from CITL by cheque deposited in her bank account as a reward for referring the mother to CITL to purchase the violin with accessories, the court was told.

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

The prosecution was today represented by prosecuting counsel Priscilia Lam, assisted by ICAC officer Alex Ho.

[Back to Index](#)

導師承認收受非法回佣轉介學生購買小提琴候判

2016年7月26日

一名音樂公司導師，在轉介其兩名學生向一間樂器供應商購買小提琴時，收受共逾七千一百元的非法回佣，被廉政公署起訴。被告今日(星期二)在荃灣裁判法院承認控罪。

何淑敏，五十七歲，青苗藝智有限公司(青苗藝智)樂器導師，承認兩項代理人收受利益罪名，違反《防止賄賂條例》第9(1)(a)條。

暫委裁判官詹俊祺將案件押後至本年八月十六日判刑，以待被告的社會服務令報告。她獲准以現金五千元保釋。

案情透露，被告於案發時為青苗藝智聘用的導師，負責教授小提琴及樂理課程。

除教授音樂課程外，被告並需向學生銷售其樂器和相關產品。但她不得向青苗藝智的學生宣傳或銷售其他供應商的樂器。

俊文樂器貿易有限公司(俊文樂器)為香港其中一間樂器供應商。

案情透露，被告於二〇一三年年底向兩子之母親表示，她需為其長子更換一部較大的小提琴，其兩子當時都是青苗藝智的學生。被告遂向該母親介紹俊文樂器，指其小提琴質素較佳。

該母親聽取被告的意見後，於二〇一三年十一月二日前往俊文樂器的辦事處，並選購了一部價值逾五千四百元的小提琴連配件，惟被告從未告訴該母親她會因此而獲取回佣。

被告於二〇一三年十二月二十日收到俊文樂器以支票方式存入其銀行帳戶的逾一千四百元，作為轉介該母親向俊文樂器購買上述小提琴連配件的報酬。

案情透露，另一名母親於二〇一四年三月有意為其女兒購買一部較大的小提琴，其女兒當時是青苗藝智的學生。被告指青苗藝智可提供給她選擇的小提琴十分有限，遂向該母親介紹俊文樂器。

該母親聽取被告的意見後，於二〇一四年三月十日前往俊文樂器的辦事處，並選購了一個價值約一萬一千九百元的小提琴連配件，惟被告從未告訴該母親她會因此而獲取回佣。

被告於二〇一四年四月十四日收到俊文樂器以支票方式存入其銀行帳戶的約五千七百元，作為轉介該母親向俊文樂器購買上述小提琴連配件的報酬。

青苗藝智在廉署調查案件期間提供全面協助。

控方今日由控方大律師林芷瑩代表出庭，並由廉署人員何文駿協助。

[返回目錄](#)