



## Press Releases

### Driver admits using false log book entries to deceive Government

**2018-8-10**

A Motor Driver of the Social Welfare Department (SWD), charged by the ICAC, admitted at the West Kowloon Magistracy today (August 10) that he had used vehicle log books with false entries to deceive the Government in order to conceal his unauthorised absence from duty for performing a part-time job.

Lam Ping-fai, 55, pleaded guilty to eight charges of agent using document with intent to deceive his principal, contrary to Section 9(3) of the Prevention of Bribery Ordinance.

Acting Principal Magistrate Ms Ada Yim Shun-ye adjourned the case to August 24 for sentence, pending a community service order report. The defendant was granted bail.

The court heard that at the material time, the defendant, who was employed by the Government Logistics Department (GLD) as a full-time Motor Driver, was posted to the Emergency Relief Support Unit (ERSU) of SWD.

At the ERSU, the defendant was tasked to drive a truck to perform delivery service, and required to provide a daily record of his work by compiling a vehicle log book of SWD, including the times when he reported on and off duty.

Since 2008, the defendant had been employed by a subsidiary of a bus company as a part-time shuttle bus driver at the restricted area of the Hong Kong International Airport. He was required to punch his time cards at the subsidiary's office at the airport when he reported on and off duty, and paid remuneration on an hourly basis.

The court heard that in late 2016, the ICAC investigated a corruption complaint against the defendant in relation to his false attendance records.

In examining entries on four vehicle log books of SWD and his time cards kept by the bus company's subsidiary from January 1 to August 31, 2016, ICAC officers found that there were 37 days when there were overlaps of his reported working hours of the two jobs. The length of the overlap period ranged from nine minutes to 254 minutes, making 59 hours and 33 minutes in total.

In order to cover up his unauthorised outside work, the defendant made a total of 47 entries in the four vehicle log books of SWD, falsely claiming that he was duly carrying out his duty as a Motor Driver, and submitted the log books to his supervisor on eight occasions.

SWD confirmed that the defendant was not on vacation leave or time-off during the periods of the false

entries, the court was told.

SWD and GLD had rendered full assistance to the ICAC during its investigation into the case.

The prosecution was today represented by ICAC officer Wily Chan.

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## 新聞公佈

### 汽車司機承認以虛假行車記錄簿記項欺騙政府候判

2018年8月10日

一名社會福利署(社署)汽車司機使用載有虛假記項的行車記錄簿欺騙政府，以隱瞞其未經批准缺勤以從事兼職工作，早前被廉政公署拘控。被告今日(八月十日)在西九龍裁判法院承認控罪。

林秉輝，五十五歲，承認八項代理人使用虛假文件意圖欺騙其主事人罪名，違反《防止賄賂條例》第9(3)條。

署理主任裁判官嚴舜儀將案件押後至八月二十四日判刑，以待被告的社會服務令報告。被告獲准保釋。

案情透露，被告於案發時受僱於政府物流服務署為全職汽車司機，獲調派至社署轄下的社會保障科緊急救濟支援組。

被告在該組負責駕駛一輛貨車，以執行送遞工作，並須於社署的行車記錄簿內記錄每天的工作，包括報到上班及下班的時間。

被告自二〇〇八年起受僱於一間巴士公司的附屬機構為兼職穿梭巴士司機，在香港國際機場禁區工作。當他報到上班及下班時，須在該附屬機構位於機場的辦事處打時間卡，而被告的工資是以時薪支付。

案情透露，廉署於二〇一六年底調查一宗指稱被告使用虛假值勤記錄的貪污投訴。

廉署人員審查四本社署行車記錄簿及被告於二〇一六年一月一日至八月三十一日期間的時間卡紀錄，發現被告於上述期間兩份工作的報稱上班時間在三十七天有所重疊，重疊時間由九分鐘至二百五十四分鐘不等，合共達五十九小時三十三分鐘。

被告為隱瞞他從事未獲授權的外間工作，在四本社署行車記錄簿作出共四十七項虛假記項，聲稱他正執行其汽車司機的職務，並八次將有關記錄簿遞交予其上司。

案情透露，社署證實被告並沒有在虛假記項的日期放補假或例假。

社署及政府物流服務署在廉署調查案件期間提供全面協助。

控方今日由廉署人員陳嘉敬代表出庭。

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