



Press Releases

Seventeen charged for alleged roles in ITFC bribery and vote-rigging in 2016 LegCo Election

2019-9-5

Seventeen persons, including five office bearers of a taxi association, were charged by the ICAC in the past three days (September 2 to 4) in two cases for their alleged roles in a bribery and vote-rigging scam for a number of persons to register as electors of the Information Technology Functional Constituency (ITFC) with false qualifications, in order for them to vote for a particular candidate at the 2016 Legislative Council (LegCo) General Election.

The 2016 LegCo General Election (the Election) was held on September 4, 2016. The ITFC is one of the 29 functional constituencies in the LegCo.

A person, who is registered as an elector in a Geographical Constituency or is eligible and has applied to be so registered, who possesses the membership of a professional body specified in the Legislative Council Ordinance, including the Institute of Electrical and Electronics Engineers, Inc., Hong Kong Section (IEEE), is eligible to register as an elector in the ITFC with the Registration and Electoral Office (REO). To qualify for IEEE membership, an individual must fulfil certain academic or professional criteria.

In the first case, 14 defendants will appear at the Eastern Magistracy tomorrow (September 6) for mention, pending transfer of the case to the District Court.

Five of the defendants are four office bearers and a staff member of the Taxi Drivers & Operators Association (TDOA), including Li Wai-man, 52, corporate affairs director of TDOA; Yeung Yiu-hung, 33, vice secretary of TDOA; Wong Suen-lai, 44, financial director of TDOA; Lui Ah-fook, 45, executive committee member of TDOA; and Poon Sau-fong, 51, clerk of TDOA.

Five other defendants charged in the same case are Lui Wai-fong, 39, accounts clerk; Lui Lai-fong, 42, housewife; and Lui Lai-mui, 45, cashier; all younger sisters of Lui Ah-fook; as well as Lui Ah-fook's son Lui King-yin, 23, student; and Chan Ki-nam, 48, construction worker and brother-in-law of Lui Wai-fong.

The remaining four defendants are Chan Wing-hang, 22, student; Kwok Ka-kin, 22, student; Lim Chak-him, 22, student, and Ng Ka-ho, 21, salon assistant; all associates of Lui King-yin.

The 14 defendants face a total of 12 charges, namely one of conspiracy to engage in corrupt conduct at an election by offering an advantage to others, contrary to Section 11(1)(a) of the Elections (Corrupt and Illegal Conduct) Ordinance (ECICO) and Section 159A of the Crimes Ordinance; one of conspiracy to defraud, contrary to Common Law; and 10 of engaging in corrupt conduct at an election by accepting an advantage, contrary to Section 11(1)(e) of the ECICO.

One of the conspiracy charges alleges that between April 14 and September 4, 2016, Li Wai-man, Lui Ah-fook, Lui Wai-fong and Lui King-yin, conspired together and with other persons unknown, to engage in corrupt conduct at the Election by, without reasonable excuse, offering \$1,000 to each of a total of 36 persons as an inducement for them to vote for a particular candidate.

Among the 36 persons are 10 defendants in this case, while the remaining 26 persons are their relatives, schoolmates and associates.

Lui Wai-fong and Lui King-yin each further faces an alternative charge of conspiracy to engage in corrupt conduct at an election by offering an advantage to others, contrary to Section 11(1)(a) of the ECICO and Section 159A of the Crimes Ordinance.

The two alternative charges against Lui Wai-fong and Lui King-yin respectively allege them of offering \$1,000 to each of the 17 and six of the above 36 persons for the same purpose during the abovementioned period.

Another conspiracy charge alleges that between April 12 and July 16, 2016, Li Wai-man, Yeung Yiu-hung, Poon Sau-fong and Wong Suen-lai, conspired together and with another clerk of TDOA, to defraud the REO by dishonestly:

- (i) making and effecting applications for full membership in the IEEE, for about 240 persons with input of false information about their professional qualification and education;
- (ii) making or causing to make applications to the REO for registration in the ITFC by those persons on the strength of their membership obtained with the IEEE; and
- (iii) causing and inducing staff members of the REO to approve those applications and include those persons in the 2016 provisional register of electors and final register of electors for the ITFC election, so that they would become entitled to vote in the ITFC.

Six other charges allege that on or about May 21, 2016, each of Lui Ah-fook, Lui Wai-fong, Lui Lai-fong, Lui Lai-mui, Lui King-yin and Chan Ki-nam engaged in corrupt conduct at the Election by, without reasonable excuse, accepting \$1,000, as an inducement for them to vote for a particular candidate.

Three other charges allege that on or about May 22, 2016, each of Chan Wing-han, Kwok Ka-kin, and Lim Chak-him respectively accepted \$850 for the same purpose.

The remaining charge alleges that on or about May 22, 2016, Ng Ka-ho, accepted \$700 for the same reason.

In the second case, the three defendants are Li Lam-cheong, 47, executive committee member of TDOA; Chan Chun-shing, 60, member of TDOA; and Chan Hiu-tung, 31, receptionist and daughter of Chan Chun-shing.

The trio will appear at the Eastern Magistracy tomorrow (September 6) for plea.

They face a joint charge of conspiracy to engage in corrupt conduct at an election by offering an advantage to others, contrary to Section 11(1)(a) of the ECICO and Section 159A of the Crimes Ordinance.

The conspiracy charge alleges that between April 27 and September 4, 2016, the trio conspired together and with other persons unknown, to engage in corrupt conduct at the Election by, without reasonable excuse, offering \$1,000 to each of five persons, namely Chan Chun-shing, Chan Hiu-tung, as well as two family members and a friend of the Chans, as an inducement for the five persons to vote for a particular

candidate.

Chan Chun-shing and Chan Hiu-tung each further faces one count of engaging in corrupt conduct at an election by accepting an advantage, contrary to Section 11(1)(e) of the ECICO.

The two charges allege that on or about May 21, 2016, Chan Chun-shing and Chan Hiu-tung each engaged in corrupt conduct at the Election by, without reasonable excuse, accepting \$1,000, as an inducement for them to vote for a particular candidate.

All defendants of the two cases have been released on ICAC bail, pending their court appearance tomorrow.

The REO has rendered full assistance to the ICAC during its investigation into the cases.

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新聞公佈

廉署起訴十七人涉嫌二○一六年立法會資訊科技界選舉賄選及種票

2019年9月5日

廉政公署過去三日(九月二日至四日)分兩宗案件先後起訴十七名人士，當中包括一個的士協會的五名理事會成員，控告他們涉嫌參與賄選及種票勾當，致使多名人士以虛假資歷登記成為資訊科技界功能界別(資訊科技界)的選民，以便他們在二○一六年立法會換屆選舉中投票予某候選人。

二○一六年立法會換屆選舉(該選舉)於二○一六年九月四日舉行。資訊科技界是立法會二十九個功能界別之一。

已登記為地方選區選民，或符合資格登記為地方選區選民並已申請作出如此登記的人士，如具備《立法會條例》訂明專業團體的會員身分，則符合資格向選舉事務處登記成為資訊科技界選民。電機暨電子工程師學會香港分會(IEEE)屬有關訂明專業團體，要取得其個人會員資格，必須符合某些學術或專業條件。

首宗案件的十四名被告將於明日(九月六日)在東區裁判法院應訊，以待案件轉介區域法院。

其中五名被告為的士司機從業員總會(的總)的四名理事會成員及一名職員，包括李為民，五十二歲，的總會務總監；楊耀鴻，三十三歲，的總副秘書長；王宣麗，四十四歲，的總財務總監；雷亞福，四十五歲，的總幹事；及潘秀芳，五十一歲，的總文員。

另外五名同案被告，包括雷亞福三名妹妹—雷偉芳，三十九歲，會計文員；雷麗芳，四十二歲，主婦；及雷麗梅，四十五歲，收銀員；雷亞福兒子雷敬賢，二十三歲，學生；及陳琪南，四十八歲，建築工人，雷偉芳丈夫的姐夫。

餘下四名被告為陳永鏗，二十二歲，學生；郭家健，二十二歲，學生；林澤謙，二十二歲，學生；及吳嘉浩，二十一歲，髮型屋助理；同為與雷敬賢相關的人士。

十四名被告被控共十二項罪名，即一項串謀在選舉中作出舞弊行為提供利益予他人，違反《選舉(舞弊及非法行為)條例》第11(1)(a)條及《刑事罪行條例》第159A條；一項串謀詐騙，違反普通法；以及十項在選舉中作出舞弊行為接受利益，違反《選舉(舞弊及非法行為)條例》第11(1)(e)條。

其中一項串謀控罪的被告為李為民、雷亞福、雷偉芳及雷敬賢。控罪指四人涉嫌於二○一六年四月十四日至九月四日期間，一同串謀和與其他身分不詳的人串謀，在該選舉中作出舞弊行為，無合理辯解而向共三十六名人士提供每人一千元，作為他們投票予某候選人的誘因。

該三十六人中，十人為本案被告，其餘二十六人是他們的親屬、同學及相關人士。

雷偉芳及雷敬賢另各被控一項交替控罪，即串謀在選舉中作出舞弊行為提供利益予他人，違反《選舉(舞弊及非法行為)條例》第11(1)(a)條及《刑事罪行條例》第159A條。

兩項交替控罪指雷偉芳及雷敬賢分別涉嫌在上述期間，以相同目的向上述三十六人中的十七名人士及六名人士各提供一千元。

另一項串謀控罪的被告為李為民、楊耀鴻、潘秀芳及王宣麗。控罪指四人涉嫌於二〇一六年四月十二日至七月十六日期間，一同串謀和與的總另一名文員串謀詐騙選舉事務處，即不誠實地：

- (i) 輸入二百四十名人士的虛假專業資格及學歷資料，向IEEE申請成為正式會員並完成申請；
- (ii) 憑著該些人士所取得的IEEE會員身分，向選舉事務處申請或致使向選舉事務處申請登記成為資訊科技界選民；以及
- (iii) 致使和誘使選舉事務處職員批准有關申請，並將該些人士載入二〇一六年資訊科技界的臨時選民登記冊及正式選民登記冊內，使他們有權在資訊科技界選舉中投票。

其他六項控罪指雷亞福、雷偉芳、雷麗芳、雷麗梅、雷敬賢及陳琪南分別涉嫌於或約於二〇一六年五月二十一日，在該選舉中作出舞弊行為，無合理辯解而接受一千元作為他們投票予某候選人的誘因。

另外三項控罪指陳永鏗、郭家健及林澤謙分別涉嫌於或約於二〇一六年五月二十二日以相同目的接受八百五十元。

餘下一項控罪指吳嘉浩涉嫌於或約於二〇一六年五月二十二日以相同目的接受七百元。

第二宗案件的三名被告為李林昌，四十七歲，的總幹事；陳俊成，六十歲，的總會員；及陳曉彤，三十一歲，接待員，陳俊成的女兒。

三名被告將於明日(九月六日)在東區裁判法院答辯。

三人同被控一項串謀在選舉中作出舞弊行為提供利益予他人，違反《選舉(舞弊及非法行為)條例》第11(1)(a)條及《刑事罪行條例》第159A條。

串謀控罪指他們涉嫌於二〇一六年四月二十七日至九月四日期間，一同串謀和與其他身分不詳的人串謀，在該選舉中作出舞弊行為，無合理辯解而向陳俊成、陳曉彤及陳氏的兩名家庭成員和一名友人提供每人一千元，作為該五人投票予某候選人的誘因。

陳俊成及陳曉彤另各被控一項在選舉中作出舞弊行為接受利益，違反《選舉(舞弊及非法行為)條例》第11(1)(e)條。

兩項控罪指陳俊成及陳曉彤分別涉嫌於或約於二〇一六年五月二十一日，在該選舉中作出舞弊行為，無合理辯解而接受一千元作為他們投票予某候選人的誘因。

兩宗案件所有被告已獲廉署准予保釋，以待明日應訊。

選舉事務處在廉署調查有關案件期間提供全面協助。

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