



## Press Releases

# Two directors of consultant charged by ICAC over Bridge Project false concrete cube test records

2021-11-5

Following the conviction of 19 then laboratory staff of an engineering consultant of the Civil Engineering and Development Department (CEDD) for producing false records on concrete cube compression tests for the Hong Kong-Zhuhai-Macao Bridge (HZMB) Hong Kong Project, the ICAC today (November 5) further charged two then directors of the engineering consultant for defrauding the CEDD of a payment of about \$2 million by concealing the falsified tests conducted by its staff.

The ICAC investigation arose from a corruption complaint referred by the CEDD, which led to the successful prosecution of 19 then laboratory staff of Jacobs China Limited (JCL) earlier. Two then directors of JCL were charged by the Commission today upon further legal advice sought from the Department of Justice.

Albert Leung Wing-keung, 64, then director of operations of JCL, and Leslie Harry Swann, 70, then divisional director of JCL, jointly face one count of fraud, contrary to Section 16A of the Theft Ordinance. They will appear before the West Kowloon Magistrates' Courts this afternoon for mention, pending the case to be transferred to the District Court for plea.

In 2012, the CEDD established the Public Works Regional Laboratory at Siu Ho Wan (the Laboratory) to meet the demand for construction materials compliance tests arising from the HZMB Hong Kong Project. The CEDD outsourced the management and operation of the Laboratory to JCL under a consultancy agreement.

Pursuant to the agreement, JCL was fully responsible for the quality of the testing services at the Laboratory and was required to strictly follow the standard testing procedures accredited under the Hong Kong Laboratory Accreditation Scheme. JCL was required to report to the CEDD any errors in the performance of services which came to its knowledge. The CEDD would withhold making payments to JCL should the latter fail to comply with the terms stipulated in the agreement.

At the material time, Leung was responsible for overseeing JCL's projects in Hong Kong, including the above consultancy agreement. Swann reported to Leung and was responsible for the management and operation of the Laboratory.

The charge alleges that between July 28, 2016 and May 10, 2017, Leung and Swann deliberately concealed that staff of JCL had used tested or high strength concrete cubes or a metal calibration cylinder to substitute the original concrete sample cubes delivered to the Laboratory for construction material compliance testing, and with intent to defraud, induced the CEDD to release a payment of around \$2 million to JCL, which resulted in benefit to JCL and prejudice to the CEDD.

During the ICAC's investigation into the case, the CEDD, the Highways Department and the Transport and Housing Bureau have rendered full assistance to the Commission.

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## 新聞公佈

# 港珠澳大橋工程混凝土磚測試記錄造假案廉署再起訴兩名顧問公司董事

2021年11月5日

土木工程拓展署(土木署)一間工程顧問公司19名時任實驗室職員就港珠澳大橋香港工程項目混凝土磚壓力測試記錄造假，早前被廉政公署落案起訴並定罪。廉署今日(11月5日)再落案起訴該工程顧問公司兩名時任董事，控告他們涉嫌向土木署隱瞞其職員在測試中造假，以詐騙款項約200萬元。

廉署接獲土木署轉介的貪污投訴後展開調查，早前已成功檢控19名嘉科工程顧問有限公司(嘉科)時任實驗室職員。廉署向律政司徵詢進一步法律意見後，今再落案起訴兩名嘉科時任董事。

梁永強，64歲，嘉科時任營運董事；及Leslie Harry Swann，70歲，嘉科時任部門董事，同被控一項欺詐罪名，違反《盜竊罪條例》第16A條。二人將於今日下午在西九龍裁判法院應訊，以待案件稍後轉介區域法院答辯。

土木署於2012年成立小蠔灣工務區域試驗所(試驗所)，為港珠澳大橋香港工程項目進行建築材料合規測試。嘉科獲土木署外判顧問合約，管理及營運該試驗所。

根據顧問合約要求，嘉科須對試驗所進行的測試質素全面負責，並須嚴格遵循香港實驗所認可計劃的認可標準測試程序。嘉科如發現測試服務的質素有任何誤失，須向土木署匯報。如嘉科未能符合合約條款，土木署會暫緩發放款項。

案發時，梁永強負責監督嘉科的香港項目，包括上述顧問合約。Swann是梁永強的下屬，負責管理及營運上述試驗所。

控罪指梁永強及Swann涉嫌於2016年7月28日至2017年5月10日期間，故意隱瞞嘉科職員曾使用已經測試或高強度的混凝土磚或金屬校準柱，以代替送交上述試驗所作建築材料合規測試的混凝土原始樣本磚，意圖詐騙而誘使土木署向嘉科發放約200萬元款項，而導致嘉科獲得利益及土木署蒙受不利。

土木署、路政署和運輸及房屋局在廉署調查案件期間提供全面協助。

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