



香港特別行政區
廉政公署

Independent Commission Against Corruption
Hong Kong Special Administrative Region

Press Releases

Man charged by ICAC gets five years' jail for conspiracy to launder \$125m crime proceeds

2024-8-16

A former personal assistant of a businessman, charged by the ICAC, was today (August 16) sentenced to five years' imprisonment at the District Court for conspiring with the businessman to deal with crime proceeds totalling \$125 million, being loans unlawfully obtained by the businessman from a listed company.

Lam Chung-kan (also known as Lin Songgen), 50, was earlier found guilty of five counts of conspiracy to deal with property known or believed to represent proceeds of an indictable offence, contrary to section 25(1) of the Organized and Serious Crimes Ordinance and sections 159A and 159C of the Crimes Ordinance.

In sentencing, Judge Mr Clement Lee Hing-nin noted that the case was premeditated and planned, involved cross-border crimes, and caused the aforesaid listed company to suffer a loss of over \$80 million, all being aggravating factors.

The ICAC investigation arose from a corruption complaint referred by the Securities and Futures Commission (SFC), followed by an operation jointly mounted by the ICAC and the SFC in 2021.

The court heard that at the material time, the defendant was a personal assistant of a businessman Huang Ziqiang. In mid-2015, Huang arranged the defendant and others to hold substantial amount of shares of publicly listed Sunway International Holdings Limited (Sunway). Huang also arranged some individuals to take up senior executive posts of the listed company.

In early 2016, Sunway started operating money lending business. Between July 2016 and September 2017, Huang had obtained five loans totalling \$125 million from the listed company via four local and offshore companies controlled by the businessman through the defendant and others, in an attempt to circumvent regulatory requirements to pretend that those companies were independent borrowers.

ICAC inquiries revealed that after the above-mentioned local and offshore companies received the loans from Sunway, the defendant would dispose of the loan proceeds according to the instructions given by Huang for the use of the latter or the companies controlled by him. Repayments of over \$80 million out of the five loans were defaulted.

ICAC appreciates the full assistance of the SFC and the Hong Kong Exchanges & Clearing Limited during the case investigation.

The prosecution was today represented by Senior Public Prosecutor Audrey Parwani, assisted by ICAC officer Michael Yeung.

[« Back to Index](#)



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新聞公佈

遭廉署起訴男子串謀「洗黑錢」1.25億元判囚五年

2024年8月16日

廉政公署早前落案起訴一名商人的前私人助理，控告他與該名商人串謀處理犯罪得益1.25億元，有關款項為該名商人從一間上市公司透過不法手段獲取的貸款。被告今日(8月16日)在區域法院被判入獄五年。

林松根，50歲，早前被裁定五項串謀處理已知道或相信為代表從可公訴罪行的得益的財產罪名成立，違反《有組織及嚴重罪行條例》第25(1)條及《刑事罪行條例》第159A及159C條。

法官李慶年判刑時指，案中的犯罪行為是有預謀及有計劃，並且涉及跨境犯案，令涉案上市公司損失超過8,000萬，是加重刑責因素。

廉署於接獲證券及期貨事務監察委員會(證監會)轉介的貪污投訴後展開調查，其後與證監會於2021年採取聯合行動。

案情透露，被告於案發時是商人黃自強的私人助理。於2015年中，黃自強安排被告及其他人士持有上市公司新威國際控股有限公司(新威國際)的大量股份，並安排一些人士出任其高層職位以控制該上市公司。

新威國際於2016年初開始經營借貸業務。於2016年7月至2017年9月期間，黃自強透過被告及其他人士控制四間本地及離岸公司，圖繞過相關監管規定，把該些公司佯裝為獨立借貸人，並向新威國際取得五筆貸款合共1.25億元。

廉署調查發現，當上述本地及離岸公司從新威國際收到貸款後，被告按黃自強指示處理貸款，以供黃自強或其所控制的公司使用。該五筆貸款中逾8,000萬元並未償還。

廉署感謝證監會及香港交易及結算所有限公司在案件調查期間提供全面協助。

控方今日由高級檢控官柏愛莉代表出庭，並由廉署人員楊俊賢協助。

[◀ 返回目錄](#)