

## Press Release

11/03/05

### Four alleged of perverting justice over corruption investigation have case transferred to District Court

Four persons, appearing at Eastern Magistracy this (Friday) morning for alleged conspiracy to pervert the course of public justice in relation to a corruption investigation, had their case transferred to the District Court.

Kevin Barry Egan, 58, barrister-at-law; Andrew Lam Ping-cheung, 53, solicitor; Kanjanapas Chong Kwong Derek, also known as Wong Chong-kwong, 37, businessman; and Mandy Chui Man-si, 25, company director, were earlier charged by the ICAC.

Magistrate Mr Ian Candy adjourned the case to April 1, 2005 for plea at the District Court.

Egan was granted bail of \$50,000 in cash with one surety of \$50,000. Lam was allowed cash bail of \$200,000, while Wong and Chui were each granted bail of \$200,000 in cash with one surety of \$200,000.

The defendants, apart from Lam, were ordered to surrender their travel documents to court and not to leave Hong Kong. Lam, who was earlier ordered to surrender his travel documents, today had his Re-entry Permit returned upon application and was allowed to travel to the Mainland only.

The defendants were also required to reside at their reported addresses and inform the ICAC 24 hours in advance should there be any intended change. In addition, the defendants were ordered not to contact witnesses in connection with the case.

The four faced a total of five charges, including conspiracy to pervert the course of public justice, conspiracy to disclose and disclosing information about the identity of a participant in a witness protection programme, and perjury.

One of the charges alleged that Egan, Lam, Wong and Chui, knowing that Wong and others had been arrested in an ongoing investigation by the ICAC, and that criminal proceedings arising from the investigation were possible, conspired with another person to pervert the course of public justice.

The defendants were said to have done a series of acts which had a tendency to pervert the course of public justice, namely to obstruct and hinder the investigation and possible proceedings by seeking to gain access to a person whom they believed to be co-operating with and assisting the ICAC in that investigation, with a view to ascertaining what she had said to ICAC investigators and influencing her against providing assistance or information to the ICAC.

Lam and Egan were also charged with one count of conspiracy to disclose, without lawful authority or reasonable excuse, to journalists of the Hong Kong media, information about the identity of a participant in a witness protection programme, contrary to Section 17(1)(a) of the Witness Protection Ordinance (WPO).

Egan further faced two alternative WPO charges of allegedly disclosing to a reporter information about the identity of a person who was a participant in a witness protection programme.

Chui was also charged with one count of perjury. The charge alleged that Chui, being lawfully affirmed as a deponent, had wilfully made false statements on affirmation for the purpose of a habeas corpus proceeding.

The above alleged offences took place between July 11 and 17, 2004.

The prosecution was today represented by Senior Government Counsel Alex Lee, assisted by ICAC officer Raymond Yuen.