

(4) in EDO/CO/1

By fax and by post

15 December 2004

Clerk to Bills Committee
Legislative Council Secretariat
3rd Floor, Citibank Tower
3 Garden Road, Central
Hong Kong

(Attn: Ms Christina SHIU)

Dear Ms Shiu

Bills Committee on Construction Industry Council (No. 2) Bill

Our attention has been drawn to a letter dated 7 December 2004 to you from the Construction Industry Training Authority Staff Association.

In paragraph 5 the Association referred to an “unreasonable dismissal of an employee” and said that the Authority had sent a lawyer’s letter to the Association to “suppress the reasonable action of the Association” in connection with such dismissal.

This is a misrepresentation of what happened. We should like to put the record straight by sending you a copy of the letter which our solicitors sent to the Staff Association on 28 October 2004.

Please note that the Association had made and publicized defamatory attacks on individuals and that such attacks could not be described as “reasonable action” nor could the Authority’s demand for a withdrawal and apology be called an attempt to “suppress” the Association’s actions.

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The Association had not responded to the Authority's reasonable demand and the matter will be pursued by the Authority.

Yours sincerely

Gordon W F Cho
Executive Director

Encl

cc: PCICB (Attn: Ms Agnes Kwan)

WOO, KWAN, LEE & LO

SOLICITORS, NOTARIES, AGENTS FOR TRADEMARKS & PATENTS

胡關李羅 律師行

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Your Ref.

Our Ref. R40024420/2004 PCLL/rf

e-mail peter.lo@wkll.com
 Direct Line: 2847 7826
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 Date: 28th October, 2004.

Construction Industry Training Authority
 Staff Association
 2nd Floor, Wah Hing Commercial Centre
 388 Shanghai Street
 Kowloon, Hong Kong

BY POST

Dear Sirs,

Defamatory Statements

We act for the Construction Industry Training Authority.

The attention of our client has been drawn to a number of defamatory statements made by your association in connection with the termination of the employment contract of a Mr. So Wing Cheong.

On your web-page and in leaflets distributed by you, you have alleged that:

1. our client's members had acted without regard for truth or justice (顛倒是非黑白 發佈混淆視聽的言論來掩飾其黑箱作業);
2. the appeal committee had acted in collusion with the management (上訴委員會與管理層私相相讓, 朋比為奸地作出不公平的裁決); and
3. individual members of the appeal committee acted unjustly (無公義), without integrity (無誠信), were a disgrace to the profession (業界恥辱), acted furtively in secret (黑箱作業) and colluded in evil (狼狽為奸).

The publication of these statements by you will entitle the parties injured to claim substantial damages and other legal remedies from your association and the individual officers of your association.

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Partners	合夥人	Leung Chong Shun	梁卓群	Consultants	顧問	Assistant Solicitors	助理律師	Hung Suet Shan, Catherine	孔翠珊	Ng Siu Mei, Christina	吳少媚
William C. Y. Kwan, Eric	關永基	Kam Hung Ming	甘永明	Sy Pe-shing Wao*	蕭佩清	Au Mei Yee	區美儀	Kwan Boon On, Adah	關文安	Ng Sai Fan	吳守文
Angelina P.L. Lee	李永珍	Wahlan Wai Ho	何偉倫	Charles Y.K. Lee, GBS	李卓輝	Chan Arlene	陳婉儀	Lea Wai Ming	林佩瑛	Sze Chi Man, Jacqueline	謝志文
Cheung Wing Yui	張永裕	Buddy K.H. Chan	陳建勳	Stephen C.M. Lo*	羅卓康	Chan Chor Tin, Candy	陳卓添	Lau Lai Sze	劉麗詩	Shun Cheuk Pan	潘國權
Peter C.L. Lo	羅志力	Don W.Y. Chan	陳文英	Peter Y.W. Lee*	李永平	Chan Chung Hang, Denise	陳楚虹	Frances Wang Kai Lau	王佩儀	Suen Chi Wai	孫志偉
Cheung Wai Ming	張亞明	Leo Kwan Hong, Esq.	關永祥	Glasgow, Noel M.	葛志強	Chan Mei Lee, Joyce	陳美麗	Leo Sin Kan, Virginia	李善恩	Tang Wing On	鄧永恩
Ivy G.C. Chan	陳嘉欣	Perry Ip	葉志平	Yeung Chi Wai	楊志偉	Chan On Lap	陳焯嵐	Lea Wai Man, Monica	李麗嫻	Wong Kwok Wan	黃國文
Ma Ho Fai*	馬浩輝	Lau Chee Yui, Agnes	劉翠瑤	Jackson K.B. Woo	吳卓基	Chen Wai Lun, Lena	陳煥倫	Leung Sai Lun	梁善倫	Wong Sau Yin, Rosella	黃秀恩
Caroline K.S. Lee	李佩儀	Lau Yiu Fai	劉耀輝	Galangani M.C. Yu	余錦榮	Chan Yin Ning, Termy	陳雁翎	Leung Wai Yee, Candice	梁煥怡	Wong Wing Pong	黃景鵬
Yuen Kiu Fai	袁國輝	Lau Yiu Yiu	劉耀瑤	Wong Chi Wai, Alan	黃志偉	Chan Jenny	陳潔儀	Li Hui Kwong, Joyce	李慧光	Wu Angela	吳佩儀
Albert Bui	區國榮	Lau Shui Yiu	劉煥瑤	Tom Koon Yuen, Kelvin	袁國源	Cheng Lai Kul, Edwina	程麗儀	Loi Lai Chey, Anita	李麗芝	Yiu Wai Ping	游偉平
Wiang Wing Yan, Karmah	梁穎嫻			Cheng Kai Chun, Jonathan	鄭啟軒	Fung Po Yau	馮寶瑤	Ma Kai Mei, Flora	馬凱梅	Yiu Yik Wah, Annie	游亦華
Lee Sau Yuen, Sandy	李秀園			Tai Chun Tin, Terence*	戴春添	Fung Wing Yee, Winnie	馮穎儀	Ng Mei Chai, Nichole	吳美琪		
Kwong Yu Tsui	黃宇煇					Hung Suk Han, Veronica	洪淑嫻				

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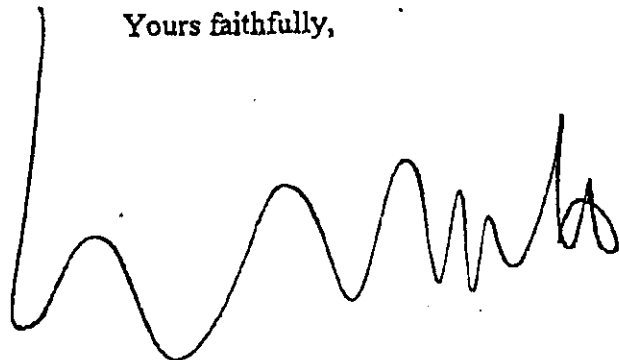
SOLICITORS, NOTARIES, AGENTS FOR TRADEMARKS & PATENTS

In the interest of our client and its staff as well as your association and its officers, our client would call on you to publicly withdraw all the above statements and issue an apology within the next seven days.

If you should fail to do so, our client and all relevant parties shall be compelled to seek legal redress against your association and its officers for its irresponsible actions.

The rights of all parties against persons responsible for the defamation are expressly reserved.

Yours faithfully,

A large, stylized handwritten signature in black ink, consisting of several loops and a long vertical stroke on the left side.

✓ c.c. Client