

**Written submission of 31 December 2005 by  
Mr LEUNG Chin-man, former Director of Buildings**

- (1) At the hearing of the PAC on 19 December 2005, some Legco members asked Professor Lui questions about the opinions he gave at the two meetings of BAC (for example, the question of benefit of doubt and the question of unfairness ). Some Legco members went further to ask Professor Lui whether he found himself playing a very special role or exercising a great deal of influence and also suggested that Professor Lui's point about the benefit of doubt had been given great weight. I would like to clarify that if the suggestion was that the then BA made his decision under the great influence of the views of Professor Lui, then it is factually incorrect. I would like to invite PAC members to refer to the reasons for the BA's decisions as recorded in the minutes of the two BAC meetings. Legco members will then note that those reasons did not include the argument of Professor Lui (i.e. the benefit of doubt should go to the applicant).
- (2) Professor Lui's views were merely for the reference of the then BA. They had never been the determining factor on the decision of the latter in this case.