

Extract from Mr LEUNG Chin-man's letter dated 25 March 2009

To: Miss Connie Szeto,  
Clerk to the Select Committee.

25 March 2009

Dear Madam,

With reference to your letter dated 27 February 2009 regarding the inquiry conducted by the Select Committee, I provide the required information and documents as follows:

Appendix IV of your letter

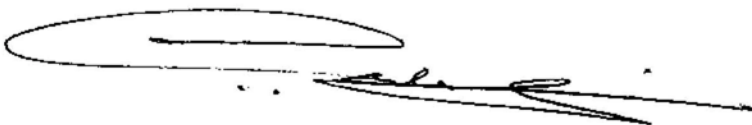
As regards the documents under items 1 and 2, I had only the employment contract but cannot find it in my home. I believe that I must have left it in my temporary office in New World Centre and have not taken it away with me. I trust the Select Committee will be able to obtain this and other relevant documents from NWCL.

As regards documents mentioned under item 3, there is not any written document as I had sought a mutual and unconditional resolution of my employment contract with Mr. Henry Cheng on the phone only.

As regards item 4, a copy of my public statement relating to the resolution of my employment contract with NWCL is attached. (R10)

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Yours sincerely,



(LEUNG Chin Man)

To: Miss Connie Szeto,  
Clerk to the Select Committee.

1 April 2009

Dear Madam,

Thank you for your letter of 31 March 2009.

With reference to my responses to item 3 of Appendix IV and item 13 of Appendix V (of your letter dated 27 February 2009) in my letter of 25 March 2009, I would like to clarify that on checking my emails, I found that the NWCL actually emailed to me a termination of employment contract on 18 August 2008, which I signed and returned to them accordingly. I only printed and signed one copy. NWCL did not, however, subsequently send me a copy signed by NWCL afterwards. In this connection, I have forwarded the relevant emails (with the attached <sup>(R13)</sup> documents) to Miss Ivy Leong of your office right away. So a termination of employment contract does exist though I do not have a copy containing both my and the company's signatures.

I confirm that there is an employment contract between me and NWCL but this is not in my possession now (I have searched my home and just could not find it!). As I am confident that NWCL have this document and that the Select Committee should be able to obtain a copy from NWCL, I did not pursue the matter any further.

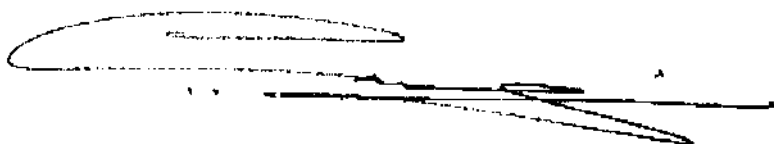
Further to the above, I just found an email that I sent to NWCL on 20 July 2008 providing my bio data to the company and mentioning that I accepted the terms of

employment and my post title as Executive Director and Deputy Managing Director. I have forwarded this email to Ivy as well. (R12)

Please convey my apology to the Chairman and Vice-chairman of the Committee for my failing to recall that I did actually sign a termination of employment contract last year and for not having searched my emails before I sent my earlier letter to you. This is because I prepared my last submission within a rather short time and in the middle of a jet leg right after my return from a long trip in the United States in late March.

I would appreciate if you would inform the Chairman and Vice-chairman that I would like to reassure the Committee that I will continue to make my best endeavors to provide them with all the information and documents in my possession so as to facilitate their enquiries.

Yours sincerely,

A handwritten signature in black ink, appearing to be 'LEUNG Chin Man', written over a horizontal line.

(LEUNG Chin Man)

By fax and by mail

**To: Ms Connie Szeto**

**Secretary of the Select Committee.**

**9 April 2009**

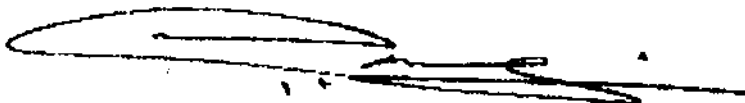
**Dear Madam,**

**With reference to your letter of 6 April 2009 regarding the Select Committee requiring me to produce certain specified documents relating to ~~the~~ my previous employment with NWCL, I would like to inform you that I have been endeavoring to obtain those documents from the foresaid company since the very moment I received your telephone call and the abovementioned letter from you later on 6 April.**

**I regret to say that up this point in time (5.30 pm), I have not yet received a positive response from NWCL. I would like to assure the Committee that I will continue with my effort to get hold of those documents throughout the Easter holidays and will let you know the outcome on the first working day next week.**

**Please inform the Committee that I have acted in good faith in this matter and convey my deep apology to them again for any inconvenience caused my inability to find those documents.**

**Regards,**



**(CM Leung)**

To: Miss Connie Szeto, Clerk to the Select Committee

15 April 2009

Dear Madam,

Thank you for your letter of 14 April 2009. My response to the two matters that you raised in your said letter is as follows:

- (a) I confirm, as far as I can remember now, that there do not exist any other documents including but not limited to e-mails, fax messages, correspondence and records of any kind, falling within the description of items 1 and 3 of Appendix IV to your letter dated 27 February 2009 except the following three documents : (1) the termination of my employment contract with New World China Land (NWCL) signed by me and NWCL; (2) the draft offer letter sent to me by the Secretary of NWCL (the Co Secretary) in July 2008; and (3) my email dated 20 July 2008 to the Co Secretary, in which I mentioned the said draft offer letter in (2) above and forwarded my bio data to her (Note: This email was forwarded to you by email as soon as I found it i.e. on 31 March 2009). The draft offer letter was meant to show me the terms of my employment with NWCL, and the termination of my employment contract with NWCL was a document that the latter asked me to sign so that the verbal mutual resolution of contract between me and Mr. Cheng Kar-shun, chairman of NWCL was formally and properly documented.
- (b) I confirm that the two documents mentioned in (1) and (2) of (a) above are not in my possession or under my control. As I cannot find the draft offer letter mentioned in (2) of (a) above, I decided to check the matter with NWCL today and was informed by the latter that the Co Secretary did send an email to me on 20 July 2008 attaching the draft offer letter (and a draft press release on my appointment) to which I replied by email on the same day.

With regard to the termination of employment contract mentioned in (1) of (a) above, I remember that I printed one copy from my computer, signed it and sent it to NWCL by ordinary mail. I did not subsequently receive a copy of that document signed by both parties from the latter. In other words, the only copy of the termination of employment contract that I have now is the electronic copy emailed to me by NWCL on 18 August 2008, which I have already forwarded to you. (I can, of course, print a copy from my computer and sign it for submission to you but I do not believe that is what the Select Committee would like to receive from me).

I have during these two days conducted another very detailed search of all the mails in my email record as well as all the documents in my possession. To my great disappointment, I still cannot find the two documents mentioned in (1) and (2) (nor the email attaching the latter document) of (a) above. I regret to say, therefore, that I cannot produce my own copies of the two documents to the Committee.

Finally, I should like to explain why I do not have in my possession or under my control a copy of my employment contract with NWCL and my own copy of the draft offer letter emailed to me by the Co Secretary. What happened is that after I and NWCL agreed to mutually resolve my employment contract in mid-August 2008, I considered the matter having come to an end and I have since lost all interest in it. I did not really care about those documents, which I considered to be useless at that time. I simply did not think about or look for them after the resolution of my employment contract with NWCL, and I suspect I must have deleted the email from the Co Secretary attaching the draft offer letter. I hope the Committee can understand why I felt that way after all that that happened in August 2008. It was not until I received your letter of 27 February 2009 that I realized that I am required by the Committee to produce my own copies of those documents.

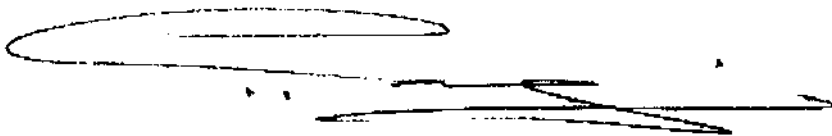
I would like to emphasize that I have done everything within my power and to the best of my memory to find and produce all the documents in my

possession or under my control. Throughout all my four letters to you (this letter and those of 25 March, 1 April and 9 April 2008), I have tried my best to respond to the request from the Committee based on my memory about the documents that the Committee required me to produce. I have laid myself entirely open to and frank with the Committee in this matter (admitting the failure of my memory regarding the existence of the termination of employment contract, indicating that there was a draft offer letter having been shown to me by NWCL but without being able to produce my copy of it, and failing to check my email record thoroughly before sending my first letter dated 25 March 2009 to you). I would like to declare that I have not knowingly held back any document in my possession or under my control from the Committee. I would, of course, like to tender my apology to the Committee again for this unsatisfactory state of affairs. As you can see throughout your contacts with me, I have always endeavored to cooperate with the Committee.

Please let me know if there is anything further that the Committee would like me to clarify further.

Many thanks!

Yours sincerely,

A handwritten signature in black ink, appearing to be 'CM Leung', written over a horizontal line.

(CM Leung)