



HCA 2761/03

2867 2045

23 October, 2003

Messrs. Cheung, Chan & Chung
Unit 5505, 55th Floor
No. 183 Queen's Rd East
Wanchai
Hong Kong

BY FAX (2845 3467)
AND BY HAND

Dear Sirs,

Re: HCA 2761/2003

We refer to our Request For Further and Better Particulars of the Statement of Claim ("the Request"), which was sent to you under cover of our letter of yesterday's date.

It has come to our attention that there is a minor typographical error in the Request.

In particular:

- the reference to "Under paragraph 10(e)" should read "Under paragraph 18(e)"
- the reference to "Under paragraph 10(f)" should read "Under paragraph 18(f)"

We have enclosed a copy of the Request as corrected. Please disregard the document enclosed under cover of our letter of yesterday's date.

We look forward to receiving your client's reply within the next 7 days.

Yours faithfully,

A handwritten signature in black ink, appearing to read 'G. Payne', is written above the name of the sender.

(Gregory Payne)
Senior Government Counsel

IN THE HIGH COURT OF THE
HONG KONG SPECIAL ADMINISTRATIVE REGION
COURT OF FIRST INSTANCE
ACTION NO. 2761 OF 2003

BETWEEN

FIRST STAR DEVELOPMENT LIMITED

Plaintiff

and

THE HONG KONG HOUSING AUTHORITY

1st Defendant

THE SECRETARY FOR JUSTICE
(ON BEHALF OF THE GOVERNMENT
OF THE HONG KONG SPECIAL
ADMINISTRATIVE REGION)

2nd Defendant

**REQUEST FOR FURTHER AND BETTER PARTICULARS OF THE
STATEMENT OF CLAIM**

Under paragraph 18(e)

Of the allegation:

“the 2nd Defendant did not refrain from allowing, causing, procuring or influencing the 2nd Defendant’s governmental departments or agencies, or the 1st Defendant, to thwart, obstruct, frustrate or delay the process and progress of either the development of the Development or the sale of the units, including in particular, the allowing, causing, procuring or influencing the Director of Lands and/or the 1st Defendant to delay or obstruct the grant of Pre-Sale Consent to the Plaintiff in contravention of the PSPS Practice and beyond the ordinary course of events”;

Request

1. Give full particulars of all acts, which are relied upon by the Plaintiff, that thwarted, obstructed, frustrated, and/or delayed the development of the Development or the sale of the units.

Under paragraph 18(f)

Of the allegation

"the 2nd Defendant did not refrain from, or from allowing, such conduct as may be designed to, or would effectively result in, the thwarting, obstructing, frustrating or delaying of the process and progress of either the development of the Development or the sale of the units, whether by acting through its governmental departments or agencies or the 1st Defendant, or otherwise liaising or colluding or acting in concert with them to the said effect"

Request

2. Give full particulars of all conduct, which is relied upon by the Plaintiff, that was designed to or resulted in the development of the Development or the sale of the units being thwarted, obstructed, frustrated, and/or delayed.

Dated this 23rd day of October 2003

Gregory Payne
Senior Government Counsel
for the 2nd Defendant

2003, No. 2761

IN THE HIGH COURT OF THE
HONG KONG SPECIAL ADMINISTRATIVE REGION
COURT OF FIRST INSTANCE
ACTION NO. 2761 OF 2003

BETWEEN

FIRST STAR DEVELOPMENT LIMITED Plaintiff

and

THE HONG KONG HOUSING AUTHORITY 1st Defendant

THE SECRETARY FOR JUSTICE 2nd Defendant
(ON BEHALF OF THE GOVERNMENT
OF THE HONG KONG SPECIAL
ADMINISTRATIVE REGION)

**REQUEST FOR FURTHER AND BETTER PARTICULARS
OF THE STATEMENT OF CLAIM**

Filed this day of 2003
at a.m./p.m.

DEPARTMENT OF JUSTICE
2ND FLOOR, HIGH BLOCK,
QUEENSWAY GOVERNMENT OFFICES,
66 QUEENSWAY,
HONG KONG

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