

**Select Committee to Inquire into Matters Relating to
the Post-service Work of Mr LEUNG Chin-man**

**Further information to be provided by Mr David CHOW Chor-kong
(Select Committee's letter dated 27 April 2009)**

Q1. At the hearing of the Select Committee held on 23 April 2009, you mentioned that you had made reference to previous post-service work applications from former directorate civil servants in the Housing Branch of the Transport and Housing Bureau ("THB") when assessing Mr LEUNG Chin-man's application for taking up the post-service work with New World China Land Limited. Please (a) advise the number of these applications and whether the applications included Mr LEUNG's application for taking up the post-service work with Fineland Real Estate (Holdings) Company Limited; and (b) provide the following details in respect of each of the applications:

- (i) the rank of the applicant;*
- (ii) whether the post-service work applied for was full-time or part-time, and paid or unpaid;*
- (iii) the nature of the post-service work applied for and the major duties and responsibilities of the work; and*
- (iv) the major duties of the applicant when he/she served in the Housing Branch or the Housing Department.*

A1.

- (a)** At the time of assessing Mr. LEUNG Chin-man's application for taking up the post-service work with New World China Land Limited, I made reference to eight post-service work applications from former directorate civil servants handled by the THB / Housing Department (HD) on five previous occasions. These include Mr. LEUNG's application for taking up the post-service work with Fineland Real Estate (Holdings) Company Limited in November 2007 which was handled by my former colleague when I was on leave at the time of processing.
- (b)** Details in respect of each of these applications are set out in the table attached (Table A). The information listed in Table

A is compiled by colleagues in HD on the basis of my recollection of the cases to which I had made reference.

Q2. *During the hearing on 23 April 2009, you mentioned that you had handled 7 post-service work applications from former directorate civil servants during your service as the Assistant Director (Administration) ("AD(Adm)") in the Housing Branch of THB. Please provide the following details in respect of each of these applications:*

- (a) the rank of the applicant;*
- (b) whether the post-service work applied for was full-time, and paid or unpaid;*
- (c) the nature of the post-service work applied for and the major duties and responsibilities of the work;*
- (d) the major duties of the applicant when he/she served in the Housing Branch or the Housing Department*
- (e) the parties you had consulted during the processing of the application;*
- (f) whether you had conducted file research for the application. If yes, the details; and*
- (g) your views and recommendations in respect of the application.*

A2. I processed Mr. LEUNG Chin-man's application for taking up post-service work with New World China Land Limited in June 2008. Up to and including this application, I had handled a total of ten post-service work applications from former directorate civil servants on seven occasions.

Details in respect of each of these applications, except for Mr. LEUNG Chin-man's application for taking up post-service work with New World China Land Limited the details of which have already been provided to the Select Committee previously, are set

out in the table attached (Table B). The information listed in Table B is compiled by colleagues in HD. I do not recall having handled any other case not listed in the Table.

- Q3. *During your service as AD(Adm) in the Housing Branch of THB, whether you had come across any matters relating to the Hunghom Peninsula Private Sector Participation Scheme development including but not limited to discussions at the Senior Officials' Meetings? If yes, please provide the details.*
- A3. During my service as the AD(Adm) in the Housing Branch of THB, I had not come across any matters relating to the Hunghom Peninsula Private Sector Participation Scheme development. Nor was the subject raised for discussion at the Senior Officials' Meetings.

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Details of the post-service work applications referred to in A1

Occasion	(i) Rank of the applicant	(ii) Whether the post-service work applied for was full-time or part-time, and paid or unpaid	(iii) Nature of the post-service work applied for and the major duties and responsibilities of the work	(iv) Major duties of the applicant when he/she served in the Housing Branch or the Housing Department
1	D4 and above (Note)	Part-time, paid appointment	Independent Non-Executive Director of a company engaged in real estate business in the Mainland of China	<ul style="list-style-type: none"> - to assist in the formulation of housing policies and strategy; - to oversee the overall development of public housing estates; - to act as the chief executive of Housing Authority (HA); - to liaise with the Estate Agents Authority; - to liaise with the Housing Society on housing issues.
2	D4 and above	(a) Part-time, paid appointment (b) Part-time, paid appointment	Non-Executive Director of a company engaged in public transport business Non-Executive Director of a subsidiary company of the company in (a) above	<ul style="list-style-type: none"> - to advise HA on housing related matters; - to oversee the implementation of HA's decision and to optimize achievement of HA's policy; - to monitor and review the rolling public housing production programme; and - to participate in the formulation of corporate strategies.
3	D4 and above	Part-time, paid appointment	Non-Executive Director of a company engaged in public transport business	<ul style="list-style-type: none"> - to advise HA on housing related matters; - to oversee the implementation of HA's decision and to optimize achievement of HA's policy; - to monitor and review the rolling public housing production programme; and - to participate in the formulation of corporate strategies.
4	D4 and above	(a) Part-time, unpaid appointment (b) Part-time, unpaid appointment	Director of a company engaged in logistics business Director of the holding company of the company in (a) above	<ul style="list-style-type: none"> - to advise HA on housing related matters; - to oversee the implementation of HA's decision and to optimize achievement of HA's policy; - to monitor and review the rolling public housing production programme; and - to participate in the formulation of corporate strategies.

Occasion	(i) Rank of the applicant	(ii) Whether the post-service work applied for was full-time or part-time, and paid or unpaid	(iii) Nature of the post-service work applied for and the major duties and responsibilities of the work	(iv) Major duties of the applicant when he/she served in the Housing Branch or the Housing Department
		(c) Part-time, unpaid appointment	Director of the holding company of the company in (b) above.	
5	D4 and above	Part-time, unpaid appointment	Non-Executive Director of a company engaged in logistics business	<ul style="list-style-type: none"> - to advise HA on housing related matters; - to oversee the implementation of HA's decision and to optimize achievement of HA's policy; - to monitor and review the rolling public housing production programme; and - to participate in the formulation of corporate strategies.

Note: This application refers to Mr LEUNG Chin-man's application for taking up post-service work with Fineland Real Estate (Holdings) Company Limited.

Details of the post-service work applications referred to in A2

Table B

Occasion	(a) Rank of the applicant	(b) Whether the post-service work applied for was full-time or part-time, and paid or unpaid	(c) Nature of the post-service work applied for and the major duties and responsibilities of the work	(d) Major duties of the applicant when he/she served in the Housing Branch (HB) or the Housing Department (HD)	(e) The parties whom Mr David CHOW Chor-kong (Mr David CHOW) had consulted during the processing of the application before replying to the Civil Service Bureau	(f) Whether file research for the application had been conducted by Mr David CHOW and if yes, the details	(g) Views and recommendations of Mr David CHOW in respect of the application
1	D4 and above	Part-time, unpaid appointment	Member of the Supervisory Board of a statutory organization responsible for providing housing and related services to the Hong Kong community	Not applicable. The applicant had not worked in HB/HD.	Permanent Secretary for Transport and Housing (Housing) (PSH)	No	It was unlikely that the applicant's proposed appointment would constitute any real or potential conflict of interest with the applicant's former service or give rise to negative public perception.
2	D4 and above	Part-time, unpaid appointment	Non-Executive Director of a company engaged in aviation-related business	(1) to advise Housing Authority (HA) on housing related matters; (2) to oversee the implementation of HA's decision and to optimize achievement of HA's policy; (3) to monitor and review the rolling public housing production programme; and (4) to participate in the formulation of corporate strategies.	PSH	No	Given the business operated by the applicant's prospective employer, it was unlikely that the applicant's proposed appointment would constitute any real or potential conflict of interest with the applicant's former position in HA/HD or give rise to negative public perception.
3	D4 and above	(a) Part-time, paid appointment (b) Part-time, paid	Non-Executive Director of a company engaged in public transport business Non-Executive Director of a	(1) to advise HA on housing related matters; (2) to oversee the implementation of HA's decision and to optimize achievement of HA's policy; (3) to monitor and review the	PSH and Deputy Director (Corporate Services) (DD(CS))	No	HD might have dealings with the applicant's prospective employer in (a) in the planning and provision of public transport services within/ ancillary to public housing estates. However, the applicant had ceased to serve in HD in June 2002.

Occasion	(a) Rank of the applicant	(b) Whether the post-service work applied for was full-time or part-time, and paid or unpaid	(c) Nature of the post-service work applied for and the major duties and responsibilities of the work	(d) Major duties of the applicant when he/she served in the Housing Branch (HB) or the Housing Department (HD)	(e) The parties whom Mr David CHOW Chor-kong (Mr David CHOW) had consulted during the processing of the application before replying to the Civil Service Bureau	(f) Whether file research for the application had been conducted by Mr David CHOW and if yes, the details	(g) Views and recommendations of Mr David CHOW in respect of the application
		appointment	subsidiary company of the company in (a) above	(4) rolling public housing production programme; and to participate in the formulation of corporate strategies.			Given the change in circumstances and the lapse of time, it was unlikely that the information which the applicant had come across during the applicant's tenure in HA/HD would enable the applicant's prospective employers to gain undue/unfair advantage over their competitors. The possibility that the applicant's former position in HA/HD might benefit directly or specifically the applicant's prospective employers was also remote. No objection to the applications was recommended.
4	D4 and above	Part-time, paid appointment	Non-Executive Director of a company engaged in public transport business	(1) to advise HA on housing related matters; (2) to oversee the implementation of HA's decision and to optimize achievement of HA's policy; (3) to monitor and review the rolling public housing production programme; and (4) to participate in the formulation of corporate strategies.	PSH and DD(CS)	No	The application was submitted by the same applicant for application 3 above. The assessment is the same as application 3 above and no objection to the application was recommended.
5	D4 and above	(a) Part-time, unpaid appointment (b) Part-time,	Director of a company engaged in logistics business Director of the holding	(1) to advise HA on housing related matters; (2) to oversee the implementation of HA's decision and to optimize	PSH and DD(CS)	No	HD did not have dealings with the prospective employers and with the logistics sector. It was unlikely that the information which the applicant had come across during

Occasion	(a) Rank of the applicant	(b) Whether the post-service work applied for was full-time or part-time, and paid or unpaid	(c) Nature of the post-service work applied for and the major duties and responsibilities of the work	(d) Major duties of the applicant when he/she served in the Housing Branch (HB) or the Housing Department (HD)	(e) The parties whom Mr David CHOW Chor-kong (Mr David CHOW) had consulted during the processing of the application before replying to the Civil Service Bureau	(f) Whether file research for the application had been conducted by Mr David CHOW and if yes, the details	(g) Views and recommendations of Mr David CHOW in respect of the application
		unpaid appointment (c) Part-time, unpaid appointment	company of the company in (a) above Director of the holding company of the company in (b) above	achievement of HA's policy; (3) to monitor and review the rolling public housing production programme; and (4) to participate in the formulation of corporate strategies.			the applicant's tenure in HA/HD would enable the applicant's prospective employers to gain undue/unfair advantage over their competitors. The possibility that the applicant's former position in HA/HD to benefit directly or specifically the applicant's prospective employers was also remote. No objection to the application was recommended.
6	D4 and above	Part-time, unpaid appointment	Non-Executive Director of a company engaged in logistics business	(1) to advise HA on housing related matters; (2) to oversee the implementation of HA's decision and to optimize achievement of HA's policy; (3) to monitor and review the rolling public housing production programme; and (4) to participate in the formulation of corporate strategies.	PSH	No	HD did not have dealings with the prospective employer and with the logistics sector. No objection to the application was recommended.