

Ms Connie Szeto
Clerk to Select Committee to Inquire into
Matters Relating to the Post-service
Work of Mr Leung Chin-man
Legislative Council
Legislative Council Building
8 Jackson Road
Hong Kong
Fax: (852) 2840 0797

BY FAX

13 May 2009

Dear Ms Szeto,

**Select Committee to Inquire into Matters Relating
to the Post-Service Work of Mr Leung Chin-Man**

I refer to your letter of 20 April 2009 and attach my second supplemental witness statement dated 13 May 2009 on the issues and/or questions set out in the Appendix to your said letter.

I also refer to the last paragraph of A5(b) of my supplemental witness statement dated 8 April 2009 in which I stated that I was still awaiting advice from the Buildings Department ("BD") on the actual period covered in respect of Mr S T Lam's reply to Chief Executive Officer (Administration) ("CEO(A)") that BD had no contractual dealings with New World China Land Ltd ("NWCL") or its parent company. Please be informed that BD has confirmed that it had not entered into any contractual dealings with NWCL or its parent company, New World Development Co., Ltd, up to 22 May 2008, the day when Mr S T Lam of BD sent his reply to Ms Pearl Siu, CEO(A) of DEVB.

Yours sincerely,



(Mrs Susan Mak)

Encls. (4 pages)

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

**2nd Supplemental Witness Statement of
Mrs Susan MAK LOK Suet-ling**

I, Susan MAK LOK Suet-ling, worked as the Deputy Secretary for Development (Planning and Lands)¹ in the Planning and Lands Branch ("PLB") of the Development Bureau ("DEVB") from 9 July 2007 to 11 February 2009. During the period, I was responsible for policy issues under the purview of the Lands and Planning Division of PLB. In preparing this 2nd supplemental statement, I set out the questions raised by the Select Committee in its Clerk's letter to me dated 20 April 2009 and then provide my answers to the best of my knowledge. I am attending the Senior Executive Fellows Programme of the John F. Kennedy School of Government in Boston, USA and do not have access to records of DEVB. For Question 1, the information in the answer was provided to me by colleagues in DEVB and I do not recall having handled any other application that is not on the list provided by DEVB colleagues. For Question 2, I can only provide the answer to the best of my recollection. I have also requested colleagues in DEVB to check the Bureau's records. The result of their checking is the same as my recollection as reflected in the first paragraph of my answer to Question 2.

- Q1. The number of post-service work applications from former directorate civil servants that you have handled during your service as the Deputy Secretary of Development (Planning and Lands)¹ in the DEVB with the following details –**
- (a) the respective ranks of the applicants;**
 - (b) whether the post-service work applied for was full-time or part-time, and paid or unpaid;**
 - (c) the last bureau/department each applicant has served before leaving the Government, and the major duties he/she undertook in the position; and**
 - (d) the nature of the post-service work applied for and the major duties and responsibilities of the work.**

A1. Please see table at Annex.

Q2. Whether there were any discussions on matters relating to Mr LEUNG Chin-man's application for taking up the post-service work with New World China Land Limited and termination of the appointment during the period from 1 August 2008 and 11 February 2009 (i.e. before you were posted to the Civil Service Bureau ("CSB") in February 2009): (a) between you and Mr Raymond YOUNG Lap-moon, Permanent Secretary for Development (Planning and Lands), and/or other officers in the DEVB; (b) between you and CSB; and (c) between you and other bureaux/departments. If yes, please provide the details including the dates, the form (e.g. formal/informal meetings, telephone conversation, emails, etc.), the content and relevant records.

A2. I have not had any discussions with Mr Raymond YOUNG Lap-moon or other officers in DEVB, or with CSB or with other bureaux/departments on matters relating to Mr LEUNG Chin-man's application for taking up post-service work with New World China Land Limited (NWCL) and termination of the appointment during the period from 1 August 2008 to 10 December 2008 when LegCo decided to set up a Select Committee to inquire into the matter.

However, since LegCo's decision to set up a Select Committee to conduct inquiries into matters relating to Mr LEUNG's post-service work with NWCL and until 11 February 2009, I have been in touch with some relevant bureaux/departments (including CSB, DoJ, Buildings Department and Lands Department) for the purpose of compiling information and documents in response to the various requests from the Select Committee. I have also sought legal advice in respect of the Inquiry.

The announcement by NWCL on Mr LEUNG's appointment on 1 August 2008 had aroused much public and media concern and in the days immediately following, Mr LEUNG's involvement in the Hung Hom Peninsula development had been widely reported in the media. During that time, I believe that I might have had some casual conversations with my colleagues in DEVB and other bureaux/departments on Mr LEUNG's employment with NWCL, but I cannot remember the content of such conversations nor can I recall with whom I had had such conversations.

Susan MAK LOK Suet-ling
13 May 2009

**Post-service work applications from former directorate civil servants
handled by Mrs Susan Mak during her service as the
Deputy Secretary of Development (Planning and Lands)1
in the Development Bureau (9 July 2007 to 11 February 2009)
(Other than Mr LEUNG Chin-man's application with New World China Land Limited)**

No.	(a) Rank of applicant	(b) Post-service work (full-time or part-time, paid or unpaid)	(c) Last bureau/department the applicant served before leaving the Government and major duties of the last position undertaken by the applicant	(d) Nature of post-service work applied for and major duties and responsibilities of the work
1	D4 and above	one-off appointment, paid	Planning Department – overseeing planning studies; servicing the Town Planning Board and other statutory/advisory bodies; providing planning advice to government bureaux/departments; enforcement against unauthorized developments	education – teaching in an academic institution
2	D4 and above	part-time, unpaid	Planning Department – overseeing planning studies; servicing the Town Planning Board and other statutory/advisory bodies; providing planning advice to government bureaux/departments; enforcement against unauthorized developments	advisory – serving as a member of a board of a statutory organization
3	D4 and above	part-time, unpaid	Lands Department – responsible for all aspects of land administration	advisory – serving as a member of a statutory organization
4	D4 and above	one-off appointment, paid	Planning Department – overseeing planning studies; servicing the Town Planning Board and other statutory/advisory bodies; providing planning advice to government bureaux/departments; enforcement against unauthorized developments	education – speaking in a training programme organized by an academic institution
5	Below D4	full-time, paid	Lands Department – management of the Land Administration Office of the Lands Department	consultancy – serving as a consultant of a statutory organization
6	D4 and above	part-time, paid	Constitutional and Mainland Affairs Bureau – as Hong Kong Special Administrative Region Government (HKSARG)'s representative in an office set up outside Hong Kong	management – serving as an independent non-executive director of a company

	(a)	(b)	(c)	(d)
No.	Rank of applicant	Post-service work (full-time or part-time, paid or unpaid)	Last bureau/department the applicant served before leaving the Government and major duties of the last position undertaken by the applicant	Nature of post-service work applied for and major duties and responsibilities of the work
7.	D4 and above	full-time, paid	Constitutional and Mainland Affairs Bureau – as HKSARG's representative in an office set up outside Hong Kong	management – managing and directing a company's operation in a region of the Mainland
8.	D4 and above	part-time, unpaid	Lands Department – responsible for all aspects of land administration	advisory – serving as a member of a committee of the governing body of a statutory organization
9	D4 and above	one-off assignment, unpaid	Lands Department – responsible for all aspects of land administration	research – serving as a member of the editorial board for a research project
10	D4 and above	one-off appointment, unpaid	Planning Department – overseeing planning studies; servicing the Town Planning Board and other statutory/advisory bodies; providing planning advice to government bureaux/departments; enforcement against unauthorized developments	education – speaking in a training programme organized by an academic institution
11	D4 and above	part-time, unpaid	Planning Department – overseeing planning studies; servicing the Town Planning Board and other statutory/advisory bodies; providing planning advice to government bureaux/departments; enforcement against unauthorized developments	advisory – serving as a member of a committee of a statutory organization
12	D4 and above	part-time, unpaid	Lands Department – responsible for all aspects of land administration	advisory – serving as a member of a committee of a statutory organization
13	D4 and above	part-time, unpaid	Planning Department – overseeing the undertaking of various planning studies; servicing the Town Planning Board and other statutory/advisory bodies; providing planning advice to government bureaux/departments; enforcement against unauthorized developments	advisory – serving as a member of a committee of a statutory organization