

CONFIDENTIAL
MEMO

From : <u>Director of Corruption Prevention</u> Ref. : <u>(2) in CPD/PD/6</u> Tel. No. : <u>2826 3187</u> Fax No. : <u>2521 8479</u> Date : <u>6 November 2001</u>	To : <u>Secretary for Planning and Lands</u> (Attn : <u>Mr. Eric Johnson</u>) Your Ref. : <u>in PLB(CR) 51/57/99</u> Fax No. : _____ dated : <u>18.10.2001</u> Total No. of Pages : _____
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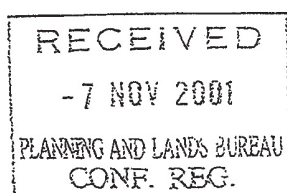
West Kowloon Reclamation Concept Plan Competition
Declarations of Interest

Thank you for inviting our views concerning declaration of interest by members of the Technical Panel of the above competition.

2. We note your dilemma that, on the one hand, you want the members to declare conflict of interest, and on the other, they are not informed of the identities of the entrants. The Competition Document lists the Technical Panel and the Jury members, and the Professional/Special Advisors, and clearly states that persons closely associated with them are ineligible for the competition. Nevertheless, you wish to identify any ineligible entrants at an early stage to avoid the situation of having to disqualify publicly the winner who is ineligible in the first place.

3. From the corruption prevention viewpoint, we always advocate the avoidance of conflict of interest and encourage declaration when such conflict arises. Therefore, all persons closely associated with the Competition (including Technical Panel members) should be asked to declare conflict of interest to the best of their knowledge. In this regard, the declaration requirement should apply to not only the Technical Panel but also the Jury and the Professional Advisor. To facilitate declaration and to check eligibility, they have to be informed of the identities of the entrants. However, the Competition Documents pledge strict confidentiality of the entrants and anonymity of the submitted proposals. We recommend that you seek the entrants' consent to waive the restrictions as appropriate.

4. In order that the integrity of the technical assessment and the final selection of the winners will not be compromised, we suggest that if the declaration is made without disclosure of the entrants' identities, the revelation of their identities (for vetting eligibility purpose) should be the last step before announcement of the winners. Alternatively, the declaration should be made based on the sight of a list of entrants but with anonymity of the proposals maintained.



(Evelyn Chan)

for Director of Corruption Prevention
Independent Commission Against Corruption

C.C.

D of Plan (Attn. Mr. C. K. Li)

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Source : Mr Raymond YOUNG, witness appearing before the Select Committee