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本司檔號 Our Ref: ESCC 1269/2017
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31 May 2017

Mr Kenneth CHEN
Clerk to the Legislative Council
The Legislative Council Complex
1 Legislative Council Road
Central, Hong Kong

By Fax (2845-2444) and By Post

Dear Mr CHEN,

**Application for Special Leave of the Legislative Council
for officers of and persons employed by the Council to give evidence in respect
of proceedings held before the Council on 2 November 2016
in the criminal proceedings of:**

HKSAR v LEUNG Chung-hang, Sixtus & 4 Others
(Case No. ESCC 1269/2017)

This is an application for Special Leave of the Legislative Council ("LegCo") under section 7 of the Legislative Council (Powers and Privileges) Ordinance (Cap. 382) and rule 90 of the Rules of Procedure of the Legislative Council of the Hong Kong Special Administrative Region (Instrument No. A501) for the following officers of and persons employed by the LegCo to give evidence in the criminal proceedings instituted against Mr LEUNG Chung-hang, Sixtus (D1), Ms YAU Wai-ching (D2), Mr YEUNG Lai-hong (D3), Ms CHUNG Suet-ying (D4) and Mr CHEUNG Tsz-lung (D5), in respect of the proceedings held before the LegCo on 2 November 2016 (the "Council meeting"):-

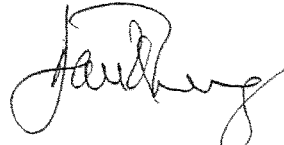
	Name	Role	Remarks
1	Ms CHAN Suk-han, Julie 陳淑嫻	Senior Security Assistant of the LegCo	- witnessed the events that happened during the Council meeting

2	Ms LI Yuk-wah 李玉華	Security Assistant (I) of the LegCo	- witnessed the events that happened during the Council meeting
3	Ms CHOY Yiu-man 蔡瑤雯	Security Assistant (II) of the LegCo	- witnessed the events that happened during the Council meeting
4	Mr CHEUNG Shui-shing 張瑞成	Security Assistant (I) of the LegCo	- witnessed the events that happened during the Council meeting
5	Mr CHAU Kai-ho 周繼豪	Security Assistant (I) of the LegCo	- witnessed the events that happened during the Council meeting
6	Mr KWAN Yiu-kee 關耀基	Senior Security Assistant of the LegCo	- witnessed the events that happened during the Council meeting
7	Mr LAU Kin-wai, Daniel 劉健偉	Security Officer of the LegCo	- witnessed the events that happened during the Council meeting
8	Mr LAM Tsz-fung 林子峰	Senior Information Technology Officer of the LegCo	- Provided video discs containing CCTV footage which capture the events that happened during the Council meeting

The reasons for the application are as follows. D1 to D5 have been prosecuted on one charge of "Taking part in an unlawful assembly" contrary to section 18 of the Public Order Ordinance (Cap. 245), and an alternative charge of "Attempted Forcible Entry" contrary to section 23 of the Public Order Ordinance (Cap. 245) and section 159G of the Crimes Ordinance (Cap. 200). It is the prosecution case that on 2 November 2016 while the Council meeting was held in the Chamber of the LegCo, D1 and D2 entered the Chamber seeking to take the LegCo Oath and were requested to leave the Chamber by the President, who suspended the Council meeting. When the Council meeting later resumed in Conference Room 1, D1 to D5, together with other persons, charged at the relevant security officers guarding the entrance to Conference Room 1 and attempted to enter Conference Room 1 in a violent manner, thereby committing the above offences. The evidence of the above-named witnesses will be necessary in the trial of D1 to D5, and may involve events which had happened in the Chamber and in Conference Room 1 while the Council meeting was held.

D1 to D5 pleaded not guilty to the above offences at the hearing on 26 May 2017. The court set down a Pre-trial Review on 14 July 2017. It is expected that the date of the trial will be fixed soon.

Please do not hesitate to contact me or Mr Derek Lau (2867-3513) if we can be of any further assistance.

A handwritten signature in black ink, appearing to read 'David Leung', with a stylized flourish at the end.

(David Leung, SC)

Deputy Director of Public Prosecutions

c.c. WDSIP Rainbow KWONG, OC RPOEIT 1 HKI (By Fax (2200-4518) only)