

Written Statement for Holden Chow Investigation Committee

I, LAM Cheuk-ting, was appointed a member of the Select Committee to Inquire into Matters about the Agreement between Mr. LEUNG Chun-ying and the Australian firm UGL Limited (henceforth referred to as “the Select Committee”) on 3rd February, 2017.

During the Select Committee’s third meeting on 25th April, 2017, the discussion focused on the Proposed Amendments to the “Proposed major areas of study” of the Select Committee (henceforth referred to as “the Document”) submitted by Mr. Chow.

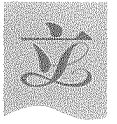
I first saw the Document at the meeting on 25th April 2017 in a printed form, which showed no traces of edits by the subject of inquiry, Mr. CY Leung. I have also never checked the electronic copy of the concerned document beforehand. At the meeting on 25th April 2017, members of the Select Committee were told by the Chairman, and it was also said so on the Document, that the Document was submitted by Mr. Chow, I therefore believed he was the one who proposed the amendments.

Furthermore, at the meeting on 25th April 2017, Mr. Chow had repeatedly claimed that the amendments were his own opinion. After re-watching the meeting’s video recording¹, I would like to raise several examples where it is suggested, or even claimed by Mr. Chow himself, that he was the one who made those amendments.

¹ <https://webcast.legco.gov.hk/public/zh-hk/SearchResult?MeetingID=M17040066>

Remark:

IC has redacted the part of the contents of this written statement which IC considers contain information relating to the closed-door deliberations of the Select Committee to Inquire into Matters about the Agreement between Mr LEUNG Chun-ying and the Australian firm UGL Limited.



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- 1) At 00:07:40 when he was introducing the Document and explaining how the changes came about, he said, “So I went back and studied the matter further...and after thinking back and forth I think it would be better if...so I’ve added some amendments to this Document” in Chinese (我都番去好細心咁研究……咁我再番去反復思考呢我就覺得，既然係咁，不如……喺我今次個修訂裡面呢我都加左少少野)
- 2) At the 32nd minute when he was referring to the changes made in II.c of the Document, his exact words were “Let me explain my changes...actually if you notice my wording in part c” in Chinese (“或者我都再講少少點解我咁樣改法……因為其實你留意到我 c 嗰度嘅寫法呢”)
- 3) At 01:12:00, when discussing about the proposed amendments at I.e. of the Document, he also said, “I referred it as the document the Australian media publicized because I wanted to make it clear that I’m referring to that document” in Chinese (“我講得好清楚係澳洲傳媒公開嗰份，我想講清楚係嗰份”)
- 4) At 01:28:55, when he was explaining the intention of the addition of the words ‘original intention’ at II.c of the Document, he said, “If my proposal of the words ‘original intention’ is not agreed upon by the committee members, maybe I will go back, and spend more time on II.c, and fine-tune it further” in Chinese (如果我今日提出呢個「原意」，呢個字眼，呢樣野係未能夠為大家接受嘅，我或者我自己再番去，我再花少少時間，再就著呢個 2c 裡面，我再可能有啲 fine-tune)
- 5) At 01:29:58, in the same discussion as point 3 above, he said, “You would’ve noticed, in this Document, I mentioned/suggested the words ‘original intention’ more than once” in Chinese (你留意到我呢，喺今次呢份修改入面呢，對於嗰個「原意」



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嗰個字呢，其實坦白講我唔止提過一次)

- 6) At 01:30:14, again, he said, “I have added in ‘original intention’ as well” in Chinese (我都有加埋嗰個「原意」入去)
- 7) At 01:31:03, he said, “This document, I have a part in writing it” in Chinese (呢份野，我有份寫)
- 8) At 01:43:23, his exact words were “As the one who drafted this Document...Please forgive me for wanting to hold my ground regarding certain points/amendments” in Chinese (我自己作為喺呢個修改裡面嘅，作為起草者呢……我對某啲既野呢請原諒我我係有啲既堅持)

The examples above illustrate clearly that Mr. Chow claimed ownership of the amendments. He had claimed the changes were his, the wording was his, the proposal was his, the document was drafted by him therefore he refused to compromise, and that the words ‘original intention’ were suggested and added by him. CY Leung’s role regarding the amendments was never mentioned.

In addition, during the meeting on 25th April 2017, when all other members of the committee were discussing about the Document, they repeatedly referred them as the amendments “he [Mr. Chow] proposed”(00:38:34 喺周浩鼎議員提嗰個 II.c), and were “his efforts” (01:37:18 周浩鼎議員花左好多心機落呢份文件度), “his changes”(00:50:07 佢而家呢度就寫 I.f), “his additions”(00:39:27 佢將一啲唔需要嘅內容加左落去). He never corrected other members’ referral to the amendments as his nor suggested the amendments were made on behalf of any other person.



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Therefore, in response to (a) whether Mr. Chow had made any representation(s) to the Select Committee or myself as to the origin of the Document before, at or after the meeting on 25th April 2017, I would like to make it clear that I was never aware that the Document handed in by Mr. Chow was edited by CY Leung, the subject of the investigation committee, until [REDACTED]. Mr. Chow's rhetoric and insistence in including his proposed amendments in the meeting on 25th April 2017, together with the fact that he was the one who submitted the document, had misled me into thinking the Document was his work. I saw no reason to question the origin of the work at that time.

[REDACTED]

[REDACTED]

[REDACTED] If I had known that the Document was edited by CY Leung or had incorporated his opinions beforehand, I would immediately dismiss them due to serious conflict of interests. CY Leung should have never interfered with the Select Committee by approaching any member in private. If he would like the Select Committee to consider his opinion, he should have conveyed his opinion in writing and submit it via a formal channel, and not secretly asked Mr. Chow to submit the document prepared by the subject of investigation.

In response to (b), to my recollection, I have never made any enquiry with Mr. Chow or his representative(s) regarding the origin of the Document Mr. Chow submitted to the



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Select Committee.

In conclusion, in view of the points I raised in this statement, the rhetoric of the meeting on 25th April 2017 has therefore led me to believe the Document was written by Mr. Chow, and Mr. Chow alone. [REDACTED]

[REDACTED]. To my recollection, I have never made enquiries with Mr. Chow or his representative(s) regarding the origin of the Proposed Amendments Mr. Chow submitted to the Select Committee.

If I am invited by the Investigation Committee to attend a hearing, I would make time for it, answer questions and/or provide further information if required to the Investigation Committee. I reserve the right to add more information to my written statement at a later time.

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LAM Cheuk-ting
30.4.18