



# DAILY INFORMATION BULLETIN

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REPORT OF THE INSIDER DEALING TRIBUNAL  
SUCCESS HOLDINGS LIMITED CASE

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THE REPORT OF THE INSIDER DEALING TRIBUNAL INQUIRY INTO SUSPECTED INSIDER DEALINGS IN THE SHARES OF SUCCESS HOLDINGS LIMITED (SHL) HAS BEEN PUBLISHED AND IS AVAILABLE FOR SALE TODAY (SATURDAY).

IN DECEMBER 1993, THE FINANCIAL SECRETARY REFERRED A CASE TO THE INSIDER DEALING TRIBUNAL, FORMED UNDER SECTION 15 OF THE SECURITIES (INSIDER DEALING) ORDINANCE, INVOLVING DEALING IN THE SHARES OF SHL IN MID-1992.

IN LATE MARCH 1994, THE GOVERNOR APPOINTED TWO LAY MEMBERS TO THE TRIBUNAL TO HEAR THE CASE.

THE SUBSTANTIVE TRIBUNAL HEARINGS LASTED FROM MAY 2 TO 18 AND THE TRIBUNAL SUBMITTED ITS REPORT TO THE FINANCIAL SECRETARY ON JUNE 24, 1994.

"BEING THE FIRST INQUIRY INSTITUTED UNDER THE ORDINANCE, THE TRIBUNAL DELIBERATED ON SOME IMPORTANT ISSUES OF PRINCIPLE RELATING TO THE STANDARD OF PROOF TO BE ADOPTED FOR ITS INQUIRIES AND THE CALCULATION OF PROFITS GAINED OR LOSSES AVOIDED," THE SECRETARY FOR FINANCIAL SERVICES, MR MICHAEL CARTLAND, SAID.

"THE TRIBUNAL FOUND THAT INSIDER DEALING TOOK PLACE DURING MAY 15 TO JUNE 12, 1992 INVOLVING MR LAU HON-CHUNG PASSING INSIDE INFORMATION TO MS CHAN DAN-NAR WHO IN TURN DEALT IN SHL SHARES ON THE BASIS OF THAT INFORMATION.

"THE TRIBUNAL THEREFORE EXERCISED ITS POWERS UNDER SECTION 23 OF THE ORDINANCE TO MAKE ORDERS FOR MR LAU AND MS CHAN TO PAY FINANCIAL PENALTIES OF \$473,934 AND \$236,967 RESPECTIVELY AND TO DISQUALIFY THEM FROM BEING A DIRECTOR OF LIQUIDATOR OR A RECEIVER OR MANAGER OF THE PROPERTY OF ANY LISTED COMPANY, OR BE CONCERNED IN OR TAKE PART IN THE MANAGEMENT OF ANY LISTED COMPANY FOR A PERIOD OF TWO YEARS FROM JULY 15, 1994," MR CARTLAND SAID.

MR CARTLAND ALSO POINTED OUT THAT MR LAU HAD BEEN ORDERED BY THE TRIBUNAL TO PAY \$439,360 OF EXPENSES INCURRED BY THE TRIBUNAL FOR THE INQUIRY.

"IN CONSIDERING THE PUBLICATION OF THE REPORT, THE FINANCIAL SECRETARY, PURSUANT TO SECTION 22(4) OF THE ORDINANCE, DECIDED TO TAKE OUT ONE OF THE APPENDICES WHICH IS RELATED TO A PRIVATE HEARING HELD BY THE TRIBUNAL.

"THE CONTENTS OF THE APPENDIX ARE CONSIDERED TO BE TANGENTIAL TO THE INQUIRY AND THEIR DELETION WILL NOT AFFECT THE REPORT," MR CARTLAND SAID.

"THE UNDERLYING IMPORTANCE OF THIS CASE IS THAT IT IS THE FIRST INQUIRY OF THE INSIDER DEALING TRIBUNAL, THE EXPERIENCE OF WHICH SETS THE SCENE FOR FUTURE INQUIRIES.

"I AM GLAD THAT THE TRIBUNAL SYSTEM HAS PROVED TO WORK WELL SO FAR AND IN A MANNER THAT APPEARS TO BE MORE EFFECTIVE AND EFFICIENT THAN THE CRIMINAL SYSTEMS ADOPTED IN OTHER JURISDICTIONS.

/"I WOULD .....

"I WOULD ALSO LIKE TO THANK THE TRIBUNAL FOR HAVING CONDUCTED A THOROUGH ENQUIRY IN A METICULOUS MANNER," MR CARTLAND SAID.

COPIES OF THE REPORT ARE AVAILABLE FOR SALE AT THE GOVERNMENT PUBLICATIONS CENTRE ON THE GROUND FLOOR OF GENERAL POST OFFICE BUILDING, CONNAUGHT PLACE, CENTRAL.

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MOU BETWEEN HK AND CANADA

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THE GOVERNMENTS OF HONG KONG AND CANADA WILL SIGN A MEMORANDUM OF UNDERSTANDING (MOU) AIMED AT STRENGTHENING CULTURAL CO-OPERATION BETWEEN THE TWO PLACES.

THE MOU WILL BE SIGNED AT ABOUT 10.30 AM ON MONDAY (AUGUST 1) BY THE SECRETARY FOR RECREATION AND CULTURE, MR JAMES SO, ON BEHALF OF THE HONG KONG GOVERNMENT AND THE CANADIAN MINISTER OF FOREIGN AFFAIRS, MR ANDRE OUELLET, IN THE SECRETARIAT CONFERENCE HALL, FIRST FLOOR, CENTRAL GOVERNMENT OFFICES ANNEXE, LOWER ALBERT ROAD, CENTRAL.

THE MOU FOLLOWS AN EARLIER ONE SIGNED IN 1991, BETWEEN THE TWO GOVERNMENTS ON FILM AND TELEVISION CO-OPERATION.

HONG KONG AND CANADA HAVE CLOSE TIES, WHICH HAVE BEEN SUCCESSFULLY CEMENTED BY RECIPROCAL FESTIVALS, HELD IN THE TWO PLACES, WHICH FEATURED SPORTING AND CULTURAL EVENTS.

THE SIGNING OF THE MOU ON CULTURAL CO-OPERATION WILL GIVE IMPETUS TO FURTHER DEVELOPMENT OF THIS MUTUALLY BENEFICIAL RELATIONSHIP.

UNDER THE MOU THE THINGS THAT HONG KONG AND CANADA WILL ENDEAVOUR TO DO WILL INCLUDE:-

- \* FACILITATION OF EXCHANGES OF ARTISTS AND SPORTSMEN IN CULTURAL AND SPORTS ACTIVITIES;
- \* ENCOURAGEMENT OF ORGANISATION OF CULTURAL AND SPORTS PROGRAMMES TO STRENGTHEN RELATIONS IN THESE FIELDS BETWEEN THE TWO SIDES;
- \* ENCOURAGEMENT OF EXCHANGES AND CO-OPERATION BETWEEN ARTS AND SPORTS ORGANISATIONS;
- \* PROMOTION OF THE PROVISION OF SPONSORSHIPS AND SCHOLARSHIPS FOR THE PERFORMANCE, STUDY, TRAINING AND RESEARCH OF ARTS AND SPORTS;
- \* ENCOURAGEMENT OF TEACHING, RESEARCH AND PUBLICATION IN ARTS, CULTURE AND SPORTS;
- \* PROVISION OF EASY ACCESS TO EACH OTHER'S CULTURAL VENUES AND FACILITIES;
- \* FACILITATION OF CULTURAL AND INTELLECTUAL EXCHANGES BETWEEN THE APPROPRIATE ORGANISATIONS OF BOTH SIDES THROUGH VARIOUS MEANS;

/\* PROMOTION OF .....

- \* PROMOTION OF THE TRANSLATION AND DISSEMINATION OF LITERARY WORKS BUT COPYRIGHTS PROTECTED;
- \* FACILITATION OF EXCHANGES IN CINEMATOGRAPHY, BROADCASTING AND BOOK PUBLISHING; AND
- \* ENCOURAGEMENT OF EXCHANGES AND VISITS OF PERSONS ENGAGED IN VARIOUS FORMS OF ARTS AND CULTURAL WORK.

TO CELEBRATE THE SIGNING OF THE MOU, AND TO BID FAREWELL TO THE HONG KONG DELEGATION TO THE XV COMMONWEALTH GAMES, A RECEPTION WILL BE HELD ON TUESDAY (AUGUST 2) MORNING IN THE EXHIBITION HALL OF CITY HALL.

AT THE RECEPTION, THE HONG KONG AMATEUR GYMNASTIC ASSOCIATION WILL GIVE A RHYTHMIC GYMNASTIC PERFORMANCE.

THIS WILL BE FOLLOWED BY MUSIC TO BE PERFORMED BY STUDENTS OF THE HONG KONG ACADEMY FOR PERFORMING ARTS WHO WILL ALSO PERFORM AT THE COMMONWEALTH GAMES TO BE HELD IN VICTORIA, CANADA NEXT MONTH.

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ATTENTION NEWS EDITORS:

YOU ARE INVITED TO SEND REPRESENTATIVES TO COVER THE SIGNING CEREMONY OF THE MEMORANDUM OF UNDERSTANDING ON CULTURAL CO-OPERATION BETWEEN HONG KONG AND CANADA ON MONDAY (AUGUST 1), AND THE RECEPTION ON TUESDAY (AUGUST 2).

MEDIA REPRESENTATIVES COVERING THE SIGNING CEREMONY ARE REQUESTED TO ARRIVE AT THE SECRETARIAT CONFERENCE HALL, FIRST FLOOR, CENTRAL GOVERNMENT OFFICES ANNEXE, LOWER ALBERT ROAD, CENTRAL BY 10.15 AM ON MONDAY AND THE RECEPTION BY 11.15 AM ON TUESDAY.

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#### PENSION SCHEME ENSURES SECURE OLD AGE

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THE OLD AGE PENSION SCHEME IS A PROPOSAL TO ENSURE OLD AGE FOR EVERYONE, THE ACTING DIRECTOR OF SOCIAL WELFARE, MRS LOUISE WONG, SAID TODAY (SATURDAY).

SHE MADE THE ABOVE REMARK AT A DISTRICT BRIEFING ON SOCIAL SECURITY SCHEMES AT KWONG YUEN COMMUNITY HALL IN SHA TIN.

SHE SAID THE PENSION SCHEME WOULD DEFINITELY AFFECT THE PRESENT 560,000 ELDERLY CITIZENS AGED 65 AND OVER.

"IT WILL ALSO AFFECT OTHER NON-ELDERLY CITIZENS, NOT JUST BECAUSE AS EMPLOYERS OR EMPLOYEES THEY WILL BE CONTRIBUTING 1.5 PER CENT OF THEIR ASSESSABLE INCOME TOWARDS THE SCHEME, BUT BECAUSE EVERY ONE OF US WILL EVENTUALLY REACH OLD AGE SOME TIME IN LIFE," MRS WONG ADDED.

SHE NOTED THAT THE SOCIAL WELFARE DEPARTMENT WOULD HELP TO MAKE THE SCHEME KNOWN TO THE DEPARTMENT'S CLIENTS SO THAT IT WOULD BE WIDELY DISCUSSED AND THOUGHT UPON.

SHE SAID THE DEPARTMENT WOULD HOLD FORUMS ON THE SUBJECT AT THE DISTRICT LEVEL.

"WE SHALL ALSO BRING UP THIS SUBJECT IN OUR DISTRICT SERVICES CO-ORDINATING COMMITTEES SO THAT THE NON-GOVERNMENTAL ORGANISATIONS WOULD ALSO ENCOURAGE DISCUSSION OF THE SCHEME AMONG THEIR SERVICE USERS," MRS WONG SAID.

SHE INVITED MEMBERS OF THE PUBLIC TO GIVE THEIR VIEWS, NOTING THAT THE VIEWS OF THE COMMUNITY WERE VERY IMPORTANT IN HELPING THE ADMINISTRATION FORMULATE A SCHEME WHICH WOULD PROVIDE A SECURE OLD AGE FOR THE PUBLIC.

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APPEAL TO SOCIAL SECURITY BOARD DROPS

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THE SOCIAL SECURITY APPEAL BOARD RECEIVED A TOTAL OF 137 APPEALS IN 1993/94, REPRESENTING A DECREASE OF 24 CASES, OR 15 PER CENT AS COMPARED WITH THE PRECEDING YEAR.

OF THE 137 APPEALS, 25 WERE COMPREHENSIVE SOCIAL SECURITY ASSISTANCE CASES, 108 WERE SOCIAL SECURITY ALLOWANCE CASES, AND FOUR WERE ASSOCIATED WITH THE TRAFFIC ACCIDENT VICTIMS ASSISTANCE SCHEME, ACCORDING TO THE LATEST ANNUAL REPORT OF THE BOARD.

ALL APPEALS WERE HEARD BY MEMBERS OF THE BOARD WHO ARE ALL UNOFFICIALS APPOINTED BY THE GOVERNOR. THEY ACT AS AN INDEPENDENT BODY TO PROVIDE A MEANS OF REDRESS FOR PERSONS NOT SATISFIED WITH THE DECISION OF THE SOCIAL WELFARE DEPARTMENT IN RESPECT OF ELIGIBILITY AND PAYMENT OF SOCIAL SECURITY BENEFITS.

THE BOARD HAD SO FAR HEARD 70 CASES FOR THE YEAR AND ANOTHER 49 CASES BROUGHT FORWARD FROM THE PRECEDING YEAR.

OF THESE 119 APPEALS HEARD DURING THE YEAR, THE BOARD SUBSTANTIATED THE DECISION OF THE DEPARTMENT IN 54 CASES AND OVERRULED ITS DECISION IN 65 CASES.

TO KEEP MEMBERS OF THE PUBLIC WELL AWARE OF THE WORK OF THE BOARD, POSTERS ABOUT THE APPEAL BOARD ARE DISPLAYED AT THE DEPARTMENT'S SOCIAL SECURITY FIELD UNITS AND THE TRAFFIC ACCIDENT VICTIMS ASSISTANCE SECTION. LEAFLETS ARE ALSO AVAILABLE FOR COLLECTION AT THESE OFFICES.

FURTHERMORE, WHENEVER A PERSON IS NOTIFIED IN WRITING BY THE DEPARTMENT OF THE RESULT OF HIS APPLICATION FOR SOCIAL SECURITY BENEFITS, HE IS ALSO INFORMED OF HIS RIGHT TO APPEAL TO THE BOARD IF HE IS DISSATISFIED WITH THE DEPARTMENT'S DECISION.

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SATURDAY, JULY 30, 1994

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PERFORMANCE PLEDGE OF OFTA

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THE OFFICE OF THE TELECOMMUNICATIONS AUTHORITY (OFTA) ANNOUNCED TODAY (SATURDAY) THE PERFORMANCE PLEDGE FOR ITS SERVICES FOR 1994/95.

"EVER SINCE OUR ESTABLISHMENT IN JULY 1993, OFTA HAS BEEN STRIVING TO IMPROVE OUR SERVICE TO THE TELECOMMUNICATIONS INDUSTRY AND THE GENERAL PUBLIC.

"THE ANNOUNCEMENT OF THE PERFORMANCE PLEDGE REPRESENTS ANOTHER MAJOR STEP TAKEN BY OFTA IN ENSURING AN EFFICIENT, RELIABLE AND PROFESSIONAL SERVICE TO BE PROVIDED TO THE COMMUNITY," SAID THE DIRECTOR-GENERAL OF TELECOMMUNICATIONS, MR ALEX ARENA.

"OFTA WILL CLOSELY MONITOR THE IMPLEMENTATION OF THE PERFORMANCE PLEDGE AND PUBLISH THE RESULTS ANNUALLY," MR ARENA ADDED.

THE PERFORMANCE PLEDGE COVERS A WIDE RANGE OF SERVICES AND ACTIVITIES OF OFTA IN THE AREAS OF PROCESSING OF LICENCE APPLICATIONS, INVESTIGATION OF RADIO INTERFERENCE AND TYPE APPROVAL OF RADIO EQUIPMENT.

LEAFLETS INTRODUCING OFTA'S PERFORMANCE PLEDGE HAS BEEN PUBLISHED AND CAN BE OBTAINED AT:

OFFICE OF THE TELECOMMUNICATIONS AUTHORITY  
29TH FLOOR, WU CHUNG HOUSE  
213 QUEEN'S ROAD EAST  
WAN CHAI  
HONG KONG

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SITE SAFETY AFTER BAD WEATHER URGED

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CONTRACTORS AND SITE MANAGEMENT STAFF ARE URGED TO TAKE ALL NECESSARY SAFETY MEASURES TO ENSURE THAT THE WORK SITE ON THE WHOLE AS WELL AS INDIVIDUAL WORK PROCESSES ARE SAFE BEFORE ALLOWING WORKERS TO START WORK.

"THOUGH MANY OF THE CONSTRUCTION SITES MIGHT HAVE SUSPENDED THEIR WORK DURING THE INCLEMENT WEATHER, IT WOULD BE MOST IMPORTANT TO CHECK THE SITE CONDITIONS, INCLUDING VARIOUS PLANTS ON THE SITE, AND TO MAKE SURE THAT THE SITE IS SAFE BEFORE RESUMING NORMAL WORK IN ORDER TO PROTECT WORKERS FROM ACCIDENTS," THE LABOUR DEPARTMENT'S CHIEF FACTORY INSPECTOR, MR CHAN TAT-KING, SAID TODAY (SATURDAY).

"DURING THIS WEEK, OUR FACTORY INSPECTORS HAVE STEPPED UP INSPECTIONS TO SITES TO BRING THE MESSAGE TO THE MANAGEMENT AND WARNED THEM OF ANY POSSIBLE HAZARDS WHICH REQUIRED IMMEDIATE RECTIFICATIONS BEFORE RESUMPTION OF NORMAL OPERATION," HE SAID.

MR CHAN POINTED OUT THAT DURING THE INSPECTIONS, SOME COMMON HAZARDS WERE FOUND AT SITES AFTER THE HEAVY RAINSTORM.

/THEY INCLUDE .....

THEY INCLUDE :

- \* FLOODED EXCAVATIONS OR CAISSONS;
- \* DAMAGED BAMBOO SCAFFOLDS OR DAMAGED WORKING PLATFORMS ON THESE SCAFFOLDS;
- \* CAVING IN OF THE SIDES OF EXCAVATIONS AND DAMAGE TO THE SHORING;
- \* ANCHORAGE OF LIFTING APPLIANCES MAY COME LOOSE;
- \* LEAKAGE OF ELECTRICITY FROM ELECTRICAL INSTALLATIONS; AND
- \* MISSING SAFETY FENCINGS.

THE CHIEF FACTORY INSPECTOR REITERATED THAT UNDER THE GENERAL DUTIES PROVISIONS OF THE FACTORIES AND INDUSTRIAL UNDERTAKINGS ORDINANCE, EMPLOYERS ARE REQUIRED TO PROVIDE A SAFE PLANT AND A SAFE SYSTEM OF WORK FOR THEIR EMPLOYEES.

MEANWHILE, EMPLOYEES ARE REQUIRED TO CO-OPERATE WITH THEIR EMPLOYERS AND ASSIST THEM TO DISCHARGE THEIR LEGAL OBLIGATION BY USING SAFETY EQUIPMENT PROVIDED BY THEIR EMPLOYERS.

"OUR FACTORY INSPECTORS WILL CONTINUE TO MONITOR THE SITUATION TO ENSURE THAT CONTRACTORS HAD THE HAZARDOUS SITUATIONS DULY RECTIFIED BEFORE SENDING ANY WORKER TO RESUME WORK," MR CHAN SAID.

"WE WILL NOT HESITATE TO PROSECUTE ANY EMPLOYER OR EMPLOYEE WHO BREACHES THE STATUTORY REQUIREMENTS.

"AN EMPLOYER WHO FAILS TO OBSERVE THE GENERAL DUTIES REQUIREMENTS WILL BE LIABLE TO A MAXIMUM FINE OF \$200,000 AND IMPRISONMENT FOR SIX MONTHS WHILE AN EMPLOYEE WILL BE LIABLE TO A MAXIMUM FINE OF \$50,000 AND IMPRISONMENT FOR SIX MONTHS," HE ADDED.

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HONG KONG MONETARY AUTHORITY  
MONEY MARKET OPERATIONS

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	\$ MILLION	TIME (HOURS)	CUMULATIVE CHANGE (\$ MILLION)
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OPENING BALANCE IN THE ACCOUNT	3,134	0930	+390
CLOSING BALANCE IN THE ACCOUNT	2,482	1000	+390
CHANGE ATTRIBUTABLE TO :		1100	+390
MONEY MARKET ACTIVITY	+390	1130	+390
LAF TODAY	-1,042	1500	
LAF RATE 2.50 BID/4.50 OFFER	TWI 123.0	*-0.1*	30.7.94

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