

Ex-senior executive of telecom company jailed for accepting \$1.7m bribes

17 October 2014

A former senior executive of a listed telecommunications company, charged by the ICAC, was sentenced to 16 months' imprisonment at the District Court today (Friday) for accepting bribes totalling \$1.7 million for disclosing confidential tender information to a sole director of a technology company.

Wong Tin-wah, 53, a former assistant vice president of PCCW Limited (PCCW), was also ordered to pay \$1.7 million in restitution to PCCW.

In sentencing, Judge Sham Siu-man remarked that the bribery offences committed by the defendant were serious in nature and created unfairness in PCCW's tendering system.

The judge added that the starting point of two years in jail was reduced by one-third to 16 months after taking into account the defendant's guilty plea.

The defendant earlier pleaded guilty to three counts of agent accepting an advantage, contrary to Section 9(1)(a) of the Prevention of Bribery Ordinance.

The court heard that at the material time, the defendant supervised one of the four technical departments of PCCW that were engaged in the design and development of broadband networks and installation of technical products for the broadband networks of its clients.

The technical departments were required to purchase technical products, for which suppliers were invited to submit tenders. Upon receipt of the tenders, the technical departments were tasked to evaluate the technical aspects of them.

In 2005, the defendant came to know a salesperson of a then technical product supplier. According to the Company Registry records, the defendant and the salesperson later set up Un-sky Technology Limited (UTL) in August 2006.

In September 2006, the defendant resigned his directorship at UTL and transferred all his shares of UTL to the salesperson, who remained as the sole director cum shareholder of the company.

About two years later, the sole director cum shareholder of UTL asked the defendant to provide her with confidential information of PCCW in order to assist UTL in bidding contracts of PCCW. The defendant acceded to the request.

Between August 2009 and November 2012, UTL was invited to submit tenders for 12 contracts of various technical products required by PCCW.

Upon request of the sole director cum shareholder of UTL, the defendant continuously provided her with confidential information of PCCW, including the identities of major bidders and the possible price reduction trend of the technical products of PCCW.

In the end, UTL was selected by PCCW as one of the suppliers in the said 12 contracts, of which the technical department supervised by the defendant was the major user.

On three occasions between July 2010 and February 2012, the defendant accepted \$500,000, \$700,000 and \$500,000 in cash respectively from the sole director cum shareholder of UTL.

Subsequently, PCCW purchased a large number of technical products worth about \$174 million from UTL, the court was told.

The case arose from a corruption complaint referred by PCCW, which had rendered full assistance to the ICAC during its investigation.

The prosecution was today represented by Senior Public Prosecutor Jonathan Lin, assisted by ICAC officer Thomas Ho.

[Back to Index](#)

電訊公司前高層收受一百七十萬元 賄款判囚十六個月

2014年10月17日

一名上市電訊公司前高層人員收受一百七十萬元賄款，將公司有關投標的機密資料披露予一名科技公司唯一董事，被廉政公署拘控。被告今日(星期五)在區域法院被判入獄十六個月。

黃天華，五十三歲，電訊盈科有限公司(電訊盈科)前助理副總裁，亦被命令須向電訊盈科歸還一百七十萬元作為賠償。

法官沈小民判刑時指，被告所犯的貪污罪行性質嚴重，又令電訊盈科的投標制度出現不公平的情況。

法官續稱，量刑起點為監禁兩年，但考慮到被告承認控罪，故將他的刑期扣減三分之一至十六個月。

被告前早承認三項代理人收受利益罪名，違反《防止賄賂條例》9(1)(a)條

案情透露，被告於案發時負責監督電訊盈科四個技術部門中的其中一個。該等部門負責設計和發展寬頻網絡，並為公司客戶安裝科技產品以設立寬頻網絡。

有關技術部門負責為電訊盈科邀請供應商投標以採購科技產品，並對接獲的標書進行技術評估。

被告於二〇〇五年認識了電訊盈科當時一名科技產品供應商銷售員。根據公司註冊紀錄，兩人於二〇〇六年八月成立齊天科技有限公司(齊天科技)。

二〇〇六年九月，被告辭任齊天科技董事一職並將所有股份轉予該銷售員。此後，該銷售員成為齊天科技的唯一董事兼股東。

約兩年後，齊天科技唯一董事兼股東要求被告提供電訊盈科的機密資料給她，以協助齊天科技投標電訊盈科的合約。被告答允有關要求。

二〇〇九年八月至二〇一二年十一月期間，齊天科技獲邀請投標十二份電訊盈科所需的科技產品合約。

被告應齊天科技唯一董事兼股東的要求，持續向她提供電訊盈科的機密資料，包括主要投標者的身份及有關電訊盈科科技產品價格可能出現下調的趨勢。

結果，齊天科技獲電訊盈科選為上述十二份合約的供應商之一，而由被告負責監督的技術部門則為主要用戶。

二〇一〇年七月至二〇一二年二月期間，被告三次接受齊天科技唯一董事兼股東分別五十萬元、七十萬元及五十萬元的現金。

案情透露，電訊盈科其後向齊天科技採購大量科技產品，總值約一億七千四百萬元。

廉署早前接獲電訊盈科轉介的貪污投訴。電訊盈科在廉署調查案件期間提供全面協助。

控方今日由高級檢控官連普禧代表出庭，並由廉署人員何智恒協助。

[返回目錄](#)