



Press Releases

Six in 2016 LegCo Election bribery and vote-rigging case have sentences increased up to 23 months' jail after review

2022-5-20

Six persons charged by the ICAC with bribery and vote-rigging at the 2016 Legislative Council General Election (the Election) were today (May 20) ordered by the Court of Appeal (CA) to serve up to 23 months in jail after a review of their sentences. They were among the 11 defendants jailed for up to 12 months for taking part in the above scam for arranging over 100 persons to register as members of a professional organisation with false qualifications and to become electors of the Information Technology Functional Constituency (ITFC) of the Election to facilitate them to vote for a particular candidate. Of the six persons, four of them were associated with a taxi association.

The six defendants were Li Wai-man, 55, then corporate affairs director of Taxi Drivers & Operators Association (TDOA); Yeung Yiu-hung, 36, then vice secretary of TDOA; Poon Sau-fong, 53, then clerk of TDOA; Lui Ah-fook, 48, then executive committee member of TDOA; and Lui Wai-fong, 42, and Lui King-yin, 25, respectively younger sister and son of Lui Ah-fook.

On October 22, 2021, they received jail sentences ranging from three to 12 months after pleading guilty to multiple charges – conspiracy to defraud, conspiracy to engage in corrupt conduct at an election by offering an advantage to others and engaging in corrupt conduct at an election by accepting an advantage.

The Department of Justice (DoJ) subsequently sought a review of their sentences. The application was today heard by Mr Justice Derek Pang Wai-cheong, Madam Justice Maggie Poon Man-kay and Madam Justice Anthea Pang Po-kam, all Justices of Appeal of the CA. In allowing the DoJ's application, the CA increased the sentences of the six defendants to jail terms ranging from 10 months to 23 months.

Li and Yeung Yiu-hung had their jail terms respectively increased to 23 months and 20 months. Poon and Lui Ah-fook were respectively ordered to serve 15 months and 11 months in jail. The sentences of Lui Wai-fong and Lui King-yin were also increased to 10 months.

The court heard that the Election was held on September 4, 2016 and two candidates competed in the ITFC. At the material time, Li conspired together with Yeung Yiu-hung and Poon to defraud the Registration and Electoral Office (REO) by applying for full membership in the Institute of Electrical and Electronics Engineers, Inc., Hong Kong Section (IEEE) for TDOA members with false information about their professional qualification and education, making applications to the REO for registration in the ITFC by those persons and inducing the latter to approve applications, so that they would be entitled to vote in the ITFC.

With Li's knowledge, Lui Ah-fook invited his three younger sisters to join an "IT Club" for \$1,000 each, under a condition that the trio were required to register as voters and vote as instructed in the ITFC of above election (the scheme). Lui Wai-fong also extended the invitation to a co-defendant, who was her relative, while Lui King-yin mentioned the scheme with four co-defendants associated with him. Lui Ah-fook then forwarded the personal particulars of 36 persons to Li in the same month.

As a result, about 127 persons, including Li, Yeung Yiu-hung, Poon, and the aforesaid 36 persons associated with the Luis, were registered as full members of the IEEE. Relevant membership fees were paid by Yeung Yiu-hung with his credit cards, which were subsequently settled by Li, mostly through cash deposits at automatic teller machines.

Afterwards the REO received the voter registration forms of 124 persons. ICAC investigation discovered that they all carried the same typo. A total of 118 of them were included in the 2016 Final Register of Electors of the ITFC.

Lui Wai-fong, Lui King-yin and Lui Wai-fong's relative subsequently each collected \$1,000 from Lui Ah-fook, while Lui King-yin paid each of his four associates \$700 to \$850.

In addition, Li urged Yeung Yiu-hung, Lui Ah-fook and Lui Wai-fong to vote for Yeung Chuen-sing who competed in the ITFC at the election. Lui Wai-fong and Lui King-yin also made the same appeal to their associates on the polling day. Yeung Chuen-sing's rival was elected at the end.

The REO had rendered full assistance to the ICAC during its investigation into the case.

The prosecution was today represented by Senior Assistant Director of Public Prosecutions David Chan and Acting Senior Public Prosecutor Dimitri Au Yeung, assisted by ICAC officer Oscar Lau.

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新聞公佈

2016年立法會選舉賄選種票案六人加刑至最高囚23個月

2022年5月20日

六名在2016年立法會換屆選舉參與賄選及種票勾當人士的刑期，今日(5月20日)經上訴法庭覆核後，增加至最高23個月。廉署早前起訴11人參與有關勾當，致使逾百人以虛假資歷登記專業團體會員，並成為該選舉資訊科技界功能界別(資訊科技界)選民，以投票予某候選人。有關人士包括上述六人，當中四人與一個的士協會有關，早前被判囚最高12個月。

六名被告為的士司機從業員總會(的總)時任會務總監李為民，55歲，的總時任副秘書長楊耀鴻，36歲，的總時任文員潘秀芳，53歲，的總時任幹事雷亞福，48歲，及雷亞福的妹妹和兒子，即雷偉芳，42歲，和雷敬賢，25歲。

他們早前承認多項罪名，即串謀詐騙、串謀在選舉中作出舞弊行為提供利益予他人，以及在選舉中作出舞弊行為接受利益，於2021年10月22日被判囚三個月至12個月不等。

律政司其後就六人的刑期申請覆核。上訴庭法官彭偉昌、潘敏琦及彭寶琴今日審理有關申請後，批准律政司的申請，將六名被告的刑期增加到10個月至23個月不等。

李為民及楊耀鴻的刑期分別增加至23個月及20個月。潘秀芳及雷亞福分別改判15個月及11個月。雷偉芳及雷敬賢則同加刑至10個月。

案情透露，該選舉於2016年9月4日舉行。資訊科技界議席由兩名候選人競逐。案發時李為民、楊耀鴻及潘秀芳一同串謀詐騙選舉事務處，為的總會員以虛假專業資格及學歷資料向電機暨電子工程師學會香港分會(IEEE)申請成為正式會員，然後向選舉事務處申請登記該些人成為資訊科技界選民，並誘使對方批准申請，使他們有權在資訊科技界選舉中投票。

雷亞福在李為民知情下，邀請三位妹妹加入一個「IT產業會」，以每人獲取1,000元，但三人必須登記成為選民，並在上述選舉資訊科技界中按指示投票(該計劃)。雷偉芳亦邀請一名親戚，即同案另一名被告參加該計劃，雷敬賢則向另外四名與他相關的被告提及該計劃。雷亞福其後把36人的個人資料轉發給李為民。

約127人因而登記為IEEE正式會員，當中包括李為民、楊耀鴻、潘秀芳，以及上述與雷氏一家有關的36人。相關的會籍申請費用以楊耀鴻數張信用卡繳付，而費用最終由李為民支付，當大部分以現金透過自動櫃員機存入。

選舉事務處其後收到124人的選民登記表，廉署調查發現有關表格上均載有同一個錯字，上述其中118人獲加入2016年資訊科技界的正式選民登記冊內。

雷偉芳、雷敬賢及雷偉芳該名親戚其後各自從雷亞福收取1,000元。雷敬賢則分別支付700元至850元

予其四名相關人士。

李為民並呼籲楊耀鴻、雷亞福及雷偉芳投票給上述選舉資訊科技界候選人楊全盛。雷偉芳及雷敬賢於投票日向其相關人士中作出同樣呼籲。楊全盛的競選對手最終當選。

選舉事務處在廉署調查案件期間提供全面協助。

控方今日由高級助理刑事檢控專員陳大偉及署理高級檢控官歐陽巽熙代表出庭，並由廉署人員劉藻桓協助。

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