



Press Releases

Ex-bank employee charged with conspiracy to accept bribes

2021-9-8

A former bank employee was charged by the ICAC yesterday (September 7) with conspiracy to accept bribes in relation to two bank loans amounted to \$12 million by concealing the identity of the ultimate controller of two Small and Medium Enterprises (SMEs).

The ICAC investigation arose from a corruption complaint. Upon completion of the investigation, the ICAC sought legal advice from the Department of Justice, which advised charges be laid against the former bank employee.

Tsang Kin-man, 46, former team head of the trade service department of the Hongkong and Shanghai Banking Corporation Limited (HSBC), faces two counts of conspiracy for an agent to accept an advantage, contrary to Section 9(1)(a) of the Prevention of Bribery Ordinance and Section 159A of the Crimes Ordinance.

The defendant was released on ICAC bail, pending his appearance in the Eastern Magistrates' Courts tomorrow (September 9) for plea.

At all material times, the defendant was the team head of the trade service department of HSBC. One of his duties was to promote finance products of the bank to corporate clients. Should a corporate client decide to engage HSBC's services, the request would be followed up by relationship managers of the bank.

The charges allege that between August 20, 2010 and November 19, 2012, the defendant conspired together with a friend for the defendant to, without lawful authority or reasonable excuse, accept two bribes consisting of a certain amount out of the loan limits granted by HSBC to Waty International Company Limited (WICL) and Mondex International Industries Limited (MIIL) as an inducement to or reward for the defendant to conceal the fact that the friend was the person who had ultimate control over the two SMEs.

ICAC enquiries revealed that the defendant referred WICL and MIIL to his colleagues for applications of bank loans in 2010. Although the two SMEs were respectively held by two nominal owners, the defendant's friend had ultimate control over the two companies and the two SMEs were allegedly set up solely for the purpose of making loan applications to various banks. When handling the two loan applications concerned, the identity of the ultimate controller of the two SMEs was one of the material factors for consideration. HSBC eventually granted two loans totalling \$12 million to the two SMEs in 2012.

HSBC has rendered full assistance to the ICAC during its investigation into the case.

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新聞公佈

廉署起訴前銀行職員涉嫌串謀收賄

2021年9月8日

廉政公署昨日(九月七日)落案起訴一名前銀行職員，控告他涉嫌串謀收受利益，就兩筆總額一千二百萬元的貸款向銀行隱瞞兩間中小企業的最終控制人身份。

廉署早前接獲貪污投訴遂展開調查，完成調查後向律政司徵詢法律意見，並按有關法律意見落案起訴有關前銀行職員。

曾建文，四十六歲，香港上海滙豐銀行有限公司(滙豐銀行)前貿易服務部主管，被控兩項串謀使代理人接受利益罪名，違反《防止賄賂條例》第9(1)(a)條及《刑事罪行條例》第159A條。

被告獲廉署准予保釋，以待明日(九月九日)在東區裁判法院答辯。

被告於案發時是滙豐銀行貿易服務部主管，他其中一項職責是向銀行企業客戶推廣金融產品。如企業客戶決定採用滙豐銀行的服務，則會交由滙豐銀行的客戶經理跟進。

兩項控罪指被告涉嫌於二〇一〇年八月二十日至二〇一二年十一月十九日期間，與其友人一同串謀，使被告在無合法權限或合理辯解下接受兩筆賄款，當中涉及滙豐銀行批予華麗國際有限公司(華麗國際)及萬德國際實業有限公司(萬德國際)貸款限額中的若干款項，作為隱瞞其友人是該兩間中小企業的最終控制人的誘因或報酬。

廉署調查發現，被告於二〇一〇年轉介華麗國際及萬德國際予其同事向滙豐銀行申請貸款。該兩間中小企業被指名義上各由一名人士持有，但被告友人才是最終控制人，成立目的是要向不同銀行申請貸款。而該兩間中小企業的最終控制人身份，是滙豐銀行在處理這兩筆貸款申請時其中一項重要考慮因素。滙豐銀行最終於二〇一二年向該兩間中小企業批出兩筆總額一千二百萬元的貸款。

滙豐銀行在廉署調查案件期間提供全面協助。

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