

10 = Mr YIP KIM PO - 11 pages ESC 4511/07

D1 Male YIP KIM-PO, 葉劍波 (5509 0494 3134), DOB: [REDACTED] 1959, Aged: 48 years, Hong Kong Identity Card: [REDACTED] Occupation: Company Director, Address: [REDACTED] Wang Ma Kok Road, Stanley, Hong Kong.

D2 Male KWOK CHI-NGAI, 郭志毅 (6753 1807 3015), DOB: [REDACTED] 1957, Aged: 50 years, Hong Kong Identity Card: [REDACTED] Occupation: Unemployed, Address: Room [REDACTED] /F, [REDACTED] 54-64B Nathan Road, Tsim Sha Tsui, Kowloon, Hong Kong.

CHARGE:-

(1) Conspiracy to defraud (D1, D2)

Statement of Offence:-

contrary to Common Law and punishable under section 159C(6) of the Crimes Ordinance, Cap 200, Laws of Hong Kong

Particulars of Offence:-

YIP Kim-po, KWOK Chi-ngai you are charged that between 28th June 2004 and 1st June 2006, conspired together with ZHU Weibing and DING Yun to defraud the Bangkok Bank Public Company Limited, Hong Kong Branch by dishonestly. (i) obtaining from the bank a credit facility known as Trade Financing; (ii) submitting to the bank false invoices of Kenlap P.G.C. Manufacturer Company Limited, to utilize that facility; (iii) receiving advances under the Trade Financing when there was no genuine commercial transactions underlying the invoices.

CHARGE:-

(2) False Statement by a Company Director (D1 only)

Statement of Offence:-

contrary to section 21 of the Theft Ordinance, Cap 210, Laws of Hong Kong

Particulars of Offence:-

YIP Kim-po, you are charged that on 22nd April 2005, being an officer of a body corporate called Ocean Grand Holdings Limited, with intent to deceive members or creditors of the body corporate about its affairs, published or concurred in publishing a written statement or account, namely Ocean Grand Holdings Limited Annual Report for 2004, which to your knowledge was or might be misleading, false or deceptive in a material particular, namely that the turnover of Ocean Grand Holdings Limited was HK \$ 2,832,638,000

Case to be transferred to High Court.

D1 - Bail refused, Remanded in jail custody

D2 - Cash \$200,000 bail

14 MAR 2008

- CHARGE:-** (3) False Statement by a Company Director *only*
- Statement of Offence:-** contrary to section 21 of the Theft Ordinance, Cap 210, Laws of Hong Kong
- Particulars of Offence:-** YIP Kim-po, you are charged that on 14th July 2005, being an officer of a body corporate called Ocean Grand Chemicals Holdings Limited, with intent to deceive members or creditors of the body corporate about its affairs, published or concurred in publishing a written statement or account, namely Ocean Grand Chemicals Holdings Limited Annual Report for 2005, which to his knowledge was or might be misleading, false or deceptive in a material particular, namely that turnover of Ocean Grand Chemicals Holdings Limited was HK \$ 1,017,839,000 .
- CHARGE:-** (4) False Statement by a Company Director *only*
- Statement of Offence:-** contrary to section 21 of the Theft Ordinance, Cap 210, Laws of Hong Kong
- Particulars of Offence:-** YIP Kim-po, you are charged that on 15th December 2005, being an officer of a body corporate called Ocean Grand Chemicals Holdings Limited, with intent to deceive members or creditors of the body corporate about its affairs, published or concurred in publishing a written statement or account, namely Ocean Grand Chemicals Holdings Limited 2005 Interim Report, which to his knowledge was or might be misleading, false or deceptive in a material particular, namely that turnover of Ocean Grand Chemicals Holdings Limited was HK \$ 536,240,000.
- CHARGE:-** (5) False Statement by a Company Director *only*
- Statement of Offence:-** contrary to section 21 of the Theft Ordinance, Cap 210, Laws of Hong Kong
- Particulars of Offence:-** YIP Kim-po, you are charged that on 22nd March 2006, being an officer of a body corporate called Ocean Grand Holdings Limited, with intent to deceive members or creditors of the body corporate about its affairs, published or concurred in publishing a written statement or account, namely Ocean Grand Holdings Limited Second Interim Report from 1st January 2005 to 31st December 2005, which to his knowledge was or might be misleading, false or deceptive in a material particular, namely that turnover of Ocean Grand Holdings Limited was HK \$ 3,044,505,000.

CHARGE:-

(6) Fraud

D1 only

Statement of Offence:-

contrary to section 16A of the Theft Ordinance, Cap 210, Laws of Hong Kong.

Particulars of Offence:-

YIP Kim-po, you are charged that on or about 16th November 2005, by deceit, namely by falsely representing in a circular issued to prospective investors in a proposed bond issue of Ocean Grand Holdings Limited dated 16th November 2005, that the turnover of Ocean Grand Holdings Limited for the year ended 31st December 2004 was HK\$ 2,832,638,000 and with intent to defraud, you induced the prospective investors to commit an act, namely investing in the bond issue which resulted in a benefit to Ocean Grand Holdings Limited, or a substantial risk of prejudice to the investors.

CHARGE:-

(7) Fraud

D1 only

Statement of Offence:-

contrary to section 16A of the Theft Ordinance, Cap 210, Laws of Hong Kong.

Particulars of Offence:-

YIP Kim-po, you are charged that on or about 27th February 2006, by deceit, namely by falsely representing in a circular issued to prospective investors in a proposed bond issue of Ocean Grand Holdings Limited dated 27th February 2006, that the turnover of Ocean Grand Chemicals Holdings Limited for the six months ended 30th September 2005 was HK\$ 536,240,000 and with intent to defraud, you induced the prospective investors to commit an act, namely investing in the bond issue which resulted in a benefit to Ocean Grand Holdings Limited, or a substantial risk of prejudice to the investors.

CHARGE:-

(8) Forgery

D2 only

Statement of Offence:-

contrary to section 71 of the Crimes Ordinance, Cap 200, Laws of Hong Kong.

Particulars of Offence:-

KWOK Chi-ngai, you are charged that on or about 28th March 2006, in Hong Kong, made a false instrument, namely, an invoice of Kenlap P.G.C. Manufacturer Company Limited dated 28th March 2006 and numbered PGC-06031, with the intention that you would use it to induce somebody to accept it as genuine, and by reason of so accepting it, to do some act, or not to do some act, to his own or any other person's prejudice