



Press Releases

Ex-HKEX senior executive and consultant charged with bribery and MIPO over IPO applications

2020-3-25

A former Joint-head of the IPO Vetting Team of the Hong Kong Exchanges & Clearing Limited (HKEX) and an Initial Public Offering (IPO) consultant have been charged by the ICAC this (March 25) morning for alleged bribery and misconduct in public office (MIPO) involving a total of \$9.15 million in connection with the IPO applications of various listed companies.

Eugene Yeoh Kim-loong, 43, former Joint-head of the IPO Vetting Team of the Listing Department of the HKEX, faces two charges – one of public servant accepting an advantage, contrary to Section 4(2)(a) of the Prevention of Bribery Ordinance (POBO); and one of MIPO, contrary to Common Law.

Richard Lum Chor-wah, 60, IPO consultant, faces one count of offering an advantage to a public servant, contrary to Section 4(1)(a) of the POBO.

The defendants will be brought to the West Kowloon Magistracy this morning for mention.

At the material time, Yeoh was one of the two Joint-heads overseeing the IPO Vetting Team of the Listing Department of the HKEX. He was responsible for vetting IPO applications for compliance with the Listing Rules and the Companies Ordinance, and endorsing recommendations of approval or rejection before those IPO applications were tabled to the Listing Committee or GEM Listing Approval Group.

Lum was an IPO consultant providing advice and assistance to companies who intended to make IPO applications.

The MIPO charge alleges that between June 20, 2017 and April 30, 2019, Yeoh, being a public official, namely Joint-head of the IPO Vetting Team of the Listing Department of the HKEX, wilfully misconducted himself in the course of or in relation to his public office, without reasonable excuse or justification.

Yeoh has allegedly concealed from or failed to declare or disclose to the HKEX the transfer of a total sum of \$9.15 million from Lum to Yeoh's wife.

Yeoh has also allegedly failed to declare a conflict of interest in connection with his handling and processing of various IPO applications in which Lum participated; and failed to abstain from the deliberation and decision making in respect of those IPO applications.

One of the bribery charges alleges that on or about December 21, 2017, Yeoh accepted from Lum a sum of \$2 million, without lawful authority or reasonable excuse, as an inducement to or reward for being or remaining favourably disposed to the IPO application of Shen You Holdings Limited.

The other bribery charge alleges that on or about December 21, 2017, Lum offered the abovementioned \$2 million to Yeoh for the same purpose without lawful authority or reasonable excuse.

The case arose from a **corruption complaint referred by the Securities and Futures Commission (SFC)**. The SFC and the HKEX have rendered assistance to the ICAC during its investigation into the case.
[Back to Index](#)



新聞公佈

廉署起訴港交所前高層及顧問涉嫌就上市申請貪污及公職人員行為失當

2020年3月25日

廉政公署今日(三月二十五日)早上落案起訴香港交易及結算所有限公司(港交所)首次公開招股審查組一名前聯席主管，以及一名上市顧問，控告他們涉嫌就數間上市公司的上市申請，貪污賄賂及公職人員行為失當，涉款共九百一十五萬元。

楊金隆，四十三歲，港交所上市部首次公開招股審查組前聯席主管，被控兩罪名，即一項公職人員接受利益，違反《防止賄賂條例》第4(2)(a)條；以及一項公職人員行為失當，違反普通法。

林楚華，六十歲，上市顧問，被控一項向公職人員提供利益罪名，違反《防止賄賂條例》第4(1)(a)條。

兩名被告將於今日早上被帶往西九龍裁判法院應訊。

楊金隆於案發時是其中一名負責監督港交所上市部首次公開招股審查組工作的聯席主管，該組共有兩名聯席主管。楊金隆負責審閱首次公開招股申請，以確保申請符合《上市規則》及《公司條例》的要求。他亦會在提交該等首次公開招股申請予上市委員會或創業板上市審批小組審議前，同意有關批准或拒絕的建議。

林楚華是一名上市顧問，向有意提出首次公開招股申請的公司提供建議和協助。

該項公職人員行為失當控罪指，楊金隆涉嫌於二〇一七年六月二十日至二〇一九年四月三十日期間，身為公職人員，即港交所上市部首次公開招股審查組聯席主管，於履行其公職過程中或在與其公職有關的事上，無合理辯解或理由而故意作出失當行為。

楊金隆涉嫌對港交所隱瞞或沒有向港交所申報或披露，林楚華把合共九百一十五萬元的款項轉賬予楊金隆的妻子。

楊金隆又涉嫌於處理及審閱多項林楚華參與的首次公開招股申請時，沒有申報利益衝突情況；以及沒有避免參與該等首次公開招股申請的討論及決策過程。

其中一項貪污控罪指，楊金隆涉嫌於或大約於二〇一七年十二月二十一日，無合法權限或合理辯解而從林楚華接受二百萬元的款項，作為傾向於或保持傾向於優待申西控股有限公司的首次公開招股申請的誘因或報酬。

另一項貪污控罪指，林楚華涉嫌於或大約於二〇一七年十二月二十一日，無合法權限或合理辯解，以相同目的向楊金隆提供上述二百萬元。

廉署接獲證券及期貨事務監察委員會(證監會)轉介的貪污投訴而展開調查。證監會及港交所在廉

署調查案件期間提供協助。
[返回目錄](#)