

IN THE HIGH COURT OF THE  
HONG KONG SPECIAL ADMINISTRATIVE REGION  
COURT OF FIRST INSTANCE  
MISCELLANEOUS PROCEEDINGS NO. 2328 OF 2019

21 FEB 2024



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IN THE MATTER OF Fuguiniao Co., Ltd.  
(富貴鳥股份有限公司)

AND

IN THE MATTER OF Section 214 of the Securities  
and Futures Ordinance (Cap. 571)

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BETWEEN

SECURITIES AND FUTURES COMMISSION

Petitioner

and

LAM WO PING (林和平)

1<sup>st</sup> Respondent

LAM WO SZE (林和獅)

2<sup>nd</sup> Respondent

LAM WING HO (林榮河)

3<sup>rd</sup> Respondent

CHAN WAI SHING (陳偉盛)

4<sup>th</sup> Respondent

FUGUINIAO CO., LTD. (富貴鳥股份有限公司)

5<sup>th</sup> Respondent

**BEFORE THE HONOURABLE MR JUSTICE ANTHONY CHAN IN COURT**

**ORDER**

IN THE MATTER of the Petition filed herein on 20 December 2019

UPON reading the Statement of Facts Not in Dispute for the Purposes of a *Carecraft* Settlement  
between the Petitioner and the 4<sup>th</sup> Respondent dated 14 June 2023

AND UPON reading the Affirmation of Tse Ka Yan Margaret filed herein on 20 December 2019  
together with the exhibit referred to therein

AND UPON hearing senior counsel for the Petitioner and counsel for the 4<sup>th</sup> Respondent

IT IS ORDERED that:-

1. Pursuant to section 214(2)(d) of the Securities and Futures Ordinance (Cap. 571), the 4<sup>th</sup> Respondent shall not, without leave of the Court, for a period of 2 years with effect from the date hereof:
  - a. be, or continue to be, a director, liquidator, or receiver or manager of the property or business, of Fuguiniao Co., Ltd (or any of its subsidiaries or affiliates) or any other corporation in Hong Kong; or
  - b. in any way, whether directly or indirectly, be concerned, or take part, in the management of Fuguiniao Co., Ltd (or any of its subsidiaries or affiliates) or any listed corporation (or any subsidiaries or affiliates of a listed corporation) in Hong Kong.
2. The 4<sup>th</sup> Respondent shall on or before 6 March 2024 pay to the Petitioner the agreed sum of HK\$500,000 in full and final settlement of the 4<sup>th</sup> Respondent's share of the Petitioner's costs incurred up to and including the date hereof in these proceedings.

Dated the 24<sup>th</sup> day of January 2024

Registrar

HCMP 2328/2019

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BETWEEN

SECURITIES AND FUTURES COMMISSION	Petitioner
and	
LAM WO PING (林和平)	1 <sup>st</sup> Respondent
LAM WO SZE (林和獅)	2 <sup>nd</sup> Respondent
LAM WING HO (林榮河)	3 <sup>rd</sup> Respondent
CHAN WAI SHING (陳偉盛)	4 <sup>th</sup> Respondent
FUGUINIAO CO., LTD. (富貴鳥股份有限公司)	5 <sup>th</sup> Respondent

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**ORDER**

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Dated this 24<sup>th</sup> day of January 2024.  
Filed this 21<sup>st</sup> day of February 2024.

**Securities and Futures Commission**

The Petitioner  
54/F, One Island East,  
18 Westlands Road,  
Quarry Bay, Hong Kong  
Tel: 2231 1220  
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Ref: 122/LG/1000/0303