

**COMMISSION OF INQUIRY INTO THE DIAPHRAGM WALL AND
PLATFORM SLAB CONSTRUCTION WORKS AT THE HUNG HOM
STATION EXTENSION UNDER THE SHATIN TO CENTRAL LINK
PROJECT APPOINTED PURSUANT TO SECTION 2 OF THE
COMMISSION OF INQUIRY ORDINANCE (CHAPTER 86)
ON 10 JULY 2018**

WITNESS STATEMENT OF FUNG LIM CHEUNG, JAMES

I, FUNG LIM CHEUNG, JAMES, Project Coordinator (2) of UG Floor Homantin Government Offices, 88 Chung Hau Street, Homantin, Kowloon, do say as follows:-

1. I am the Project Coordinator (2) of Railway Development Division 1-1, Railway Development Office, Highways Department (“HyD”) and have held this position since 3 January 2018.

2. I am a member of the Institution of Civil Engineers, CEng MICE (2011) and member of Hong Kong Institution of Engineers (2013).

3. I make this Witness Statement on behalf of the HyD pursuant to paragraph 10 of the Rules of Procedure and Practice made at the Preliminary Hearing on 24 September 2018. Save where otherwise appears, the facts deposed hereto are within my personal knowledge or are derived from office files and records and sources to which I have access and are true to the best of my knowledge, information and belief. Save as otherwise specified, this Statement adopts the same abbreviations and nomenclature as in the other statements served by the HyD for the present inquiry.

4. This Witness Statement is made in response to paragraph 32 to 40 of Mr. Ma Ming Ching Derek’s Witness Statement [B1/B367] where it was stated that the coupler checklists prepared by Mr. Kobe Wong of MTRCL retrospectively and backdated by him to 10 February 2017 were shown to, *inter alia*, representatives of RDO, BD and the M&V Consultant during the visits of the site office on 7 and 8 June 2018.

5. Upon the instructions of Mr. Johnny Chu, Senior Engineer (“SE/RS(2)”) of RDO, I attended site visits at MTRCL’s Hung Hom site office

as representative of RDO to supervise the M&V Consultant to inspect construction records regarding the diaphragm wall to EWL slab connection on 4, 5 and 6 June 2018 and also in the morning of 7 June 2018. From my recollection, I was not informed by any representative of MTRCL during those site visits that any of the coupler inspection records shown by them to me, BD or to the M&V Consultant were records prepared retrospectively.

6. In none of my visits between 4 and 7 June 2018 did MTRCL's representatives show me the coupler checklists which were signed by Mr Kobe Wong dated 10 February 2017.

7. I did not attend the site visit in the afternoon of 7 June 2018 nor on 8 June 2018, but according to subsequent report from the M&V Consultant, three representatives of the M&V Consultant, namely, Mr. Ron Yeung, Mr. Jerry Chan and Mr. Simon Ho (who has now left the company), attended MTRCL's site office on 7 and 8 June 2018 pursuant to BD's and RDO's instructions. On 9 June 2018, Mr. Yeung reported the M&V Consultant's initial findings to Mr. Johnny Chu via e-mail with attachments which was subsequently copied to me. The said e-mail and attachments are at **Annex FLC-1**. One of the attachments is entitled "Initial brief on Findings for Inspection Record Check 2018.06.08" ("**Initial Findings**").

8. Para 6.1.3 of the Initial Findings recorded the following findings of the M&V Consultant regarding MTRCL's inspection records:

- *Inspection records for only 9 bays (out of 32) were available; and related to Areas C1, C2 & C3. Out of these 9 bays, the inspection covered 50% of installation work at 5 bays and 100% at 4 bays.*
- *The inspection dates were recorded in the document titled "1112 Summary of Inspection on Couplers Installation", but the document was undated and unsigned.*
- *The inspection was recorded on inspection sheet individually for each inspected bay. Although the inspection dates (as recorded in separate undated & unsigned summary) were recorded from 03/08/2015 to 07/10/2015, the supervisor signed off each inspection sheet at same day of 10/02/2017 (about 18 months after the inspections).*

- *The supervisor, who signed off the available inspection sheet for individual inspected bay, was not the nominated supervisor in the QSP.*

9. The above Initial Findings were never shown to me before the said email dated 9 June 2018 at FLC-1 was copied to me. At the time of reading para 6.1.3 of the said email, I considered the individual inspection sheets were prepared on the dates of the inspection, but were not signed off by the supervisor of MTRCL until 10 February 2017. Apparently, there were delays in the signing off of the relevant inspection sheets; but it did not occur to me that MTRCL's inspection sheets themselves were created retrospectively.

10. I confirm that the contents of this Witness Statement are true and correct to the best of my knowledge, information and belief.

Dated this 20th day of October 2018.



FUNG LIM CHEUNG, JAMES
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