NOTICE UNDER RULE 19 OF THE COMPETITION TRIBUNAL RULES

COMPETITION TRIBUNAL ENFORCEMENT ACTION NO. 2 OF 2017

Pursuant to rule 19 of the Competition Tribunal Rules, [Cap 619D], ("the CTR") the Registrar hereby gives notice that an application under section 92 and 94 of the Competition Ordinance, Cap.619, has been filed by the Competition Commission ("the Applicant") on 14 August 2017 against W. Hing Construction Company Limited, Sun Spark Construction Limited, Lau Chung Yan and Lau Chun Kwok Adam (in partnership trading as Mau Hang Painting & Decoration Co), Cheung Yiu Fai Danny and Wong Tung Hoi (in partnership trading as Tai Dou Building Contractor), Kam Kee Machine Electrical Iron Works Company Limited, Hui Tak Cheong Kanly and Hui Tak On Bryan (in partnership trading as Hip Yick Construction Company), Suen Sik Kau (trading as Tai Wah Civil Engineering), Poon Wai Woon and Poon Kai Wo Julio (in partnership trading as Wai Sun Iron & Decoration Co), Yeung Kwok Yee (trading as Wide Project Engineering & Construction Co) and Luen Hop Decoration Engineering Co Limited ("the Respondents").

The Applicant states that the Respondents have contravened the First Conduct rule by making and giving effect to a market sharing agreement and a price fixing agreement, and/or engaging in concerted practices of the same nature, in relation to the provision of renovation services at Phase 1 of On Tat Estate, a public rental housing estate in Kwun Tong, Kowloon.

The Applicant seeks orders for pecuniary penalty against all the Respondents and a declaration that each of them has contravened the First Conduct Rule.

Any person who has a sufficient interest in the matters to which the application relates may apply for leave to intervene in the proceedings in accordance with rule 20 of the CTR within 28 days from the date on which this notice is published.

The application for leave to intervene must be made by filing the application in Form 3 in the Schedule to the CTR.

Published on 15 August 2017

Registrar
Competition Tribunal