



GOON YEE TONG LIMITED

澳洲東莞同鄉會公義堂

2nd Floor, 50 Dixon Street Haymarket NSW 2000 Australia | P.O. Box K218, Haymarket NSW 2000 Australia
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Latest Newsletter

Dear directors and members,

On 11 April 2023 and 9 May 2023, the Board of Goon Yee Tong Limited (GYT) attempted to pass a resolution to suspend the membership of Mei Fong Wong (Mei Lee) for a period of two years pursuant to Clause 10(1)(b) & (d) of GYT's Constitution. By consent as between Ms Wong and GYT, and without a hearing on the merits, both suspensions have been declared ineffective, invalid and void by the Supreme Court of NSW. Mei Fong Wong remains a member and director of GYT.

On 3 July 2023, His Honour Justice Black of the Supreme Court made orders in proceedings commenced by Mei Fong Wong (or Mei Lee) against Goon Yee Tong Limited, Justin Chan, Colin Chau and Tony Wong.

A copy of the orders accompanies this letter.

In accordance with orders 3 and 6 of the orders, the Company states as follows:

- a. the Plaintiff, Mei Fong Wong (or Mei Lee) has not acted with any impropriety in seeking information and the books and records of Goon Yee Tong Limited,
- b. the Plaintiff was entitled as a director of Goon Yee Tong Limited to seek that information and those books and records, and
- c. any statements to the contrary of (a) and (b) above previously made by Goon Yee Tong Limited, were incorrect.
- d. on 11 April 2023 and 9 May 2023, the Board of Goon Yee Tong Limited purported to attempt to suspend the membership of Mei Fong Wong (Mei Lee) for a period of two years,
- e. by consent as between Ms Wong and Goon Yee Tong Ltd, and without a hearing on the merits, both suspensions have been declared ineffective, invalid and void by the Supreme Court of NSW,
- f. the Plaintiff remains a member and director of the First Defendant, and
- g. any statements to the contrary of (d), (e) and (f) above previously made by Goon Yee Tong Limited, were incorrect.

President

Goon Yee Tong Limited,

21 August 2023

IN THE MATTER OF GOON YEE TONG LIMITED
Wong V Goon Yee Tong Limited & Others
Supreme Court Proceeding No. 185831/2023



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The following orders have been made:

Black J makes orders (as amended) in accordance with the Shorty Minutes of Order initialed by him and placed in the file.

By consent as between the Plaintiff and First Defendant, the Second – Fourth Defendants neither consenting to nor opposing Orders 1 – 3 and 6 and consenting to Orders 9 and 10:

1. Subject to the Undertaking (as defined in the Originating Process in this proceeding filed 9 June 2023) (the Undertakings), the Court makes an order in accordance with paragraph 1 of the

Originating Process, that is, the Court orders that the First Defendant permit, allow and facilitate

the Plaintiff to immediately inspect and copy the books and financial records of the First Defendant, including the Requested Documents (as defined in the Originating Process) (the Requested Documents),

2. Subject to the Undertakings, the Court makes an order in accordance with paragraph 2 of the Originating Process, that:

a. the Plaintiff's daughter, Tica Lee, and the Plaintiff's solicitor, Nigel Hill, each be authorized to inspect and copy the books and financial records of the First Defendant, including the

Requested Documents, on behalf of the Plaintiff; and

b. the First Defendant permit, allow and facilitate Tica Lee and Nigel Hill to immediately inspect and copy the books and financial records of the First Defendant, including the

Requested Documents.

3. In accordance with paragraph 3 of the Originating Process, the Court notes the agreement of the Plaintiff and the First Defendant that by 10 July 2023, the First Defendant is to cause to be

published to the directors and members of the First Defendant, in both English and Chinese, a copy of these orders with a statement to the effect that:

a. the Plaintiff, Mei Fong Wong (or Mei Lee) has not acted with any impropriety in seeking information and the books and records of Goon Yee Tong Limited,

b. the Plaintiff was entitled as a director of Goon Yee Tong Limited to seek that information and those books and records, and

c. any statements to the contrary of 3(a) and 3(b) above previously made by Goon Yee Tong Limited, were incorrect.



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4. In accordance with paragraph 5 of the Originating Process, the Court makes a declaration, that the resolution purportedly passed by a meeting of the board of directors of the First Defendant on

11 April 2023 to suspend the Plaintiff's membership of the First Defendant for two years was ineffective, invalid and void.

5. In accordance with paragraph 6 of the Originating Process, the Court makes a declaration, that the resolution purportedly passed by a meeting of the board of directors of the First Defendant on

9 May 2023 to suspend the Plaintiff's membership of the First Defendant for two years was ineffective, invalid and void.

6. In accordance with 8(e) of the Originating Process, the Court notes the agreement of the Plaintiff and the First Defendant that by 10 July 2023, the First Defendant is to cause to be published to the directors and members of the First Defendant, in both English and Chinese, a copy of these orders and a statement to the effect that:

a. on 11 April 2023 and 9 May 2023, the Board of Goon Yee Tong Limited purported to attempt to suspend the membership of Mei Fong Wong (Mei Lee) for a period of two years,

b. by consent as between Ms Wong and Goon Yee Tong Ltd, and without a hearing on the merits, both suspensions have been declared ineffective, invalid and void by the Supreme Court of NSW,

c. the Plaintiff remains a member and director of the First Defendant, and

d. any statements to the contrary of 6(a), 6(b) and 6(c) above previously made by Goon Yee Tong Limited, were incorrect.

7. The Court notes that the balance of the relief sought by the Plaintiff in paragraphs 3, 7, 8, 9 and 10 of the Originating Process is opposed by the Defendants and remains to be determined by the Court.

8. Direct the Plaintiff to file and serve Points of Claim, recording those matters resolved by admission and identifying the contested facts and matters for which it contends, by 4pm on 10 July 2023.

8A. Note the Plaintiff has filed all her evidence in chief, no further evidence in chief to be relied on by her without leave.

9. The costs of the Interlocutory Process filed 9 June 2023 abide the final costs orders in respect of the Originating Process.

10. The Interlocutory Process filed 9 June 2023 be otherwise discontinued.

11. The Defendants file and serve their Points of Defences and all affidavit evidence on which they rely by 4pm on 28 July 2023, no evidence to be relied on if not filed and serviced by that date without leave.

12. The Proceedings be listed for further directions on 31 July 2023, with a view to allocating a hearing date.