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**新創建集團有限公司\***  
**NWS Holdings Limited**

*(incorporated in Bermuda with limited liability)*

**(stock code: 0659)**

## **DISCLOSURE PURSUANT TO RULE 13.13 OF THE LISTING RULES**

This announcement is made by the Company in compliance with the disclosure requirement under Rule 13.13 of the Listing Rules.

The Group acquired a further 17.9% interest in ACT on 31 December 2004. Subsequent to this acquisition, the equity interest held by the Group in ACT increased from 13.5% to 31.4%. The obligation of the Group to provide shareholder loan and guarantee for ACT was increased simultaneously.

As at 21 January 2005, the Group has made advances to ACT in the aggregate amount of HK\$1,613.2 million which represent approximately 8.4% of the total market capitalisation of the Company.

### **BACKGROUND**

This announcement is made by NWS Holdings Limited (the "Company", together with its subsidiaries, the "Group") in compliance with the disclosure requirement under Rule 13.13 of the Rules Governing the Listing of Securities on The Stock Exchange of Hong Kong Limited (the "Listing Rules").

The Group, through the acquisition of 179 shares in Asia Container Terminals Holdings Limited which is the 100%-owned holding company of Asia Container Terminals Limited ("ACT"), acquired a further 17.9% interest in ACT on 31 December 2004. ACT is currently the operator of Container Terminal No. 8 West in Kwai Chung. Subsequent to this acquisition, the equity interest held by the Group in ACT increased from 13.5% to 31.4%. The obligation of the Group to provide shareholder loan and guarantee for ACT was increased simultaneously.

### **ADVANCE TO AN ENTITY**

As at 21 January 2005, the Group has made advances to ACT in the aggregate amount of HK\$1,613.2 million (the "Advances") for financing its project development costs. The Advances include the sum of HK\$264.8 million due from ACT, which is interest free, unsecured and has no fixed repayment term, and the capital commitment and guarantees provided to ACT by the Group up to the amount of HK\$1,348.4 million. The Advances represent approximately 8.4% of the total market capitalisation of the Company.

Pursuant to Rule 13.13 of the Listing Rules, a general disclosure obligation will arise where any of the percentage ratios of the relevant advance to any entity exceeds 8%. Accordingly, the Company is under a general obligation to disclose the details of the Advances and therefore the above disclosure is made in compliance with the said rule.

The Company will comply with the disclosure requirement according to Rule 13.20 of the Listing Rules for so long as circumstances giving rise to such disclosure obligation continues to exist.

### **THE BOARD OF DIRECTORS**

As at the date of this announcement: (a) the executive directors of the Company are Dr. Cheng Kar Shun, Henry, Mr. Doo Wai Hoi, William, Mr. Chan Kam Ling, Mr. Tsang Yam Pui, Mr. Wong Kwok Kin, Andrew, Mr. Lam Wai Hon, Patrick and Mr. Cheung Chin Cheung; (b) the non-executive directors of the Company are Mr. Wilfried Ernst Kaffenberger (alternate director to Mr. Wilfried Ernst Kaffenberger: Mr. Yeung Kun Wah, David), Mr. To Hin Tsun, Gerald and Mr. Dominic Lai; and (c) the independent non-executive directors of the Company are Mr. Kwong Che Keung, Gordon, Mr. Cheng Wai Chee, Christopher and The Honourable Shek Lai Him, Abraham.

By Order of the Board  
**Dr. Cheng Kar Shun, Henry**  
Chairman

Hong Kong, 24 January 2005

\* For identification purposes only