



比亞迪股份有限公司
BYD COMPANY LIMITED

*(a joint stock company incorporated in
the People's Republic of China with limited liability)*
(Stock Code: 1211)



比亞迪電子(國際)有限公司
BYD ELECTRONIC (INTERNATIONAL) COMPANY LIMITED

*(incorporated in Hong Kong under
the Companies Ordinance with limited liability)*
(Stock code: 285)

RULE 13.09(1) ANNOUNCEMENT

**Legal Action commenced by the Foxconn Related Companies
against the Group in Hong Kong**

Reference is made to the announcements of BYD and as the case may be, BYD Electronic dated 12 June, 13 June, 9 October, 2 November, 22 November and 19 December, 2007, and 11 January, 28 February, 14 March and 11 April, 2008. As mentioned in the announcement dated 2 November, 2007, BYD and its subsidiary BYD (H.K.), the only defendants to the New Hong Kong Action to have been served as of right in Hong Kong with the Writ, applied to the High Court of the HKSAR for a stay of the New Hong Kong Action on the ground that the Intermediate People's Court in Shenzhen, instead of the High Court of the HKSAR, was the most appropriate forum to hear the dispute. Capitalised terms used herein shall have the same meaning as ascribed to them in the said announcements.

The hearing of the Stay Application took place on 11 and 12 June, 2008 in Chambers at the Court of First Instance of the High Court of the HKSAR and the Honourable Court's judgment in respect of the Stay Application was handed down on 27 June, 2008. The Stay Application was dismissed and an order nisi that costs of the Stay Application be to the Foxconn Related Companies, to be taxed if not agreed, was also made.

BYD and the other defendants to the New Hong Kong Action are seeking legal advice in light of the Judgment. BYD and BYD (H.K.) reserve the right to appeal against the decision of the Court of First Instance. However, if necessary, they will prepare for a full trial of the New Hong Kong Action and defend the action vigorously. The Group also reserves the right to file counterclaims against the Foxconn Related Companies. Further announcement(s) regarding the progress of the New Hong Kong Action will be made as and when appropriate.

Reference is made to the announcements of BYD Company Limited (“**BYD**”) and as the case may be, BYD Electronic (International) Company Limited (“**BYD Electronic**”) dated 12 June, 13 June, 9 October, 2 November, 22 November and 19 December, 2007, and 11 January, 28 February, 14 March and 11 April, 2008. As mentioned in the announcement dated 2 November, 2007, BYD and its subsidiary BYD (H.K.) Co. Limited (“**BYD (H.K.)**”), the only defendants to the New Hong Kong Action to have been served as of right in Hong Kong with the Writ, applied to the High Court of the HKSAR for a stay of the New Hong Kong Action on the ground that the Intermediate People’s Court in Shenzhen instead of the High Court of the HKSAR was the most appropriate forum to hear the dispute (the “**Stay Application**”). Other defendants to the New Hong Kong Action are subsidiaries of BYD, including certain subsidiaries of BYD Electronic.

Capitalised terms used herein shall have the same meaning as ascribed to them in the announcements mentioned in the preceding paragraph.

The hearing of the Stay Application took place on 11 and 12 June, 2008 in Chambers at the Court of First Instance of the High Court of the HKSAR and the Honourable Court’s judgment in respect of the Stay Application was handed down on 27 June, 2008 (the “**Judgment**”). The Stay Application was dismissed and an order nisi that costs of the Stay Application be to the Foxconn Related Companies, to be taxed if not agreed, was also made.

BYD and the other defendants to the New Hong Kong Action are seeking legal advice in light of the Judgment. BYD and BYD (H.K.) reserve the right to appeal against the decision of the Court of First Instance. However, if necessary, they will prepare for a full trial of the New Hong Kong Action and defend the action vigorously. The Group also reserves the right to file counterclaims against the Foxconn Related

Companies. Further announcement(s) regarding the progress of the New Hong Kong Action will be made as and when appropriate.

By order of the board of
BYD Company Limited
Wang Chuan-fu
Chairman

By order of the board of
**BYD Electronic (International)
Company Limited**
Li Ke
Director

Hong Kong, 30 June, 2008

As at the date of this announcement, the board of directors of BYD Company Limited consists of WANG Chuan-fu as executive director, LU Xiang-yang and XIA Zuo-quan as non-executive directors, and LI Dong, WU Chang-qi and LIN You-ren as independent non-executive directors.

As at the date of this announcement, the board of directors of BYD Electronic (International) Company Limited consists of LI Ke and SUN Yi-zao as executive directors, WANG Chuan-fu and WU Jing-sheng as non-executive directors, and CHAN Yuk-tong, FENG Xu-chu and Antony Francis MAMPILLY as independent non-executive directors.