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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)

VOLUNTARY ANNOUNCEMENT

Recent Progress of Legal Action commenced by the Foxconn Related Companies against the Company in the PRC

References are made to the announcements of Foxconn International Holdings Limited respectively dated 11 June and 5 November, 2007, and 10 January, 13 March, 10 April and 30 June, 2008 regarding, amongst others, legal action commenced by the Foxconn Related Companies against the Company. References are also made to the announcements of the Company respectively dated 12 June, 13 June, 9 October, 2 November, 22 November and 19 December, 2007, and 11 January, 28 February, 14 March, 11 April and 30 June, 2008 regarding, amongst others, legal action commenced by the Foxconn Related Companies against the Company.

The Board would like to announce recent progress of the matters referred to in the afore-mentioned announcements.

The Company has recently received a “Decision on Withdrawal of Case” (撤銷案件決定書) from the Public Security Bureau in the PRC, under which the criminal investigation filed against the Company was withdrawn by the Public Security Bureau on the basis of material changes regarding evidence of the case. The Public Security Bureau arrested certain responsible officers, namely Mr. Zhao Jun, Mr. Chen Yong and Mr. Liu Fuxing of Beijing JZSC Judicature Appraisal Center for Intellectual Property (北京九州世初知識產權司法鑑定中心) appointed for the purpose of assessing the evidence of the case for allegedly destructing and fabricating evidences regarding the case and allegedly accepting bribe.

In addition, Mr. Zhang Chaozheng, a former employee of the Company was arrested by the Public Security Bureau and charged by the People's Procuratorate of the PRC for allegedly accepting bribe from the Foxconn Related Companies and for allegedly stealing confidential information in relation to the Company for the Foxconn Related Companies.

Further, Mr. Xia Zuoquan, a non-executive director of the Company, received a "Decision on Release of Bail" (解除取保候審決定書) from the Public Security Bureau, under which the Public Security Bureau terminated all investigations against Mr. Xia on the basis of material changes regarding evidence of the case.

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

Hong Kong, 2 December 2008

As at the date of this announcement, the Board of Directors of BYD Company Limited comprises Mr. Wang Chuan-fu being the executive Director, Mr. Lu Xiang-yang and Mr. Xia Zuo-quan being the non-executive directors, and Ms. Li Dong, Mr. Wu Chang-qi and Mr. Lin You-ren being the independent non-executive directors.