Des Voeux Chambers
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**Constitution Committee:**
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## Get in touch

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How we help you

Des Voeux Chambers (DVC) is a leading set of Chambers in Hong Kong with an illustrious history dating back almost 4 decades.

DVC’s members have cultivated a reputation for intellectual rigour and highly effective advocacy.

The largest set of Chambers in Hong Kong, DVC is presently home to about 90 astute legal minds. Helmed by Winnie Tam SBS, SC, JP, DVC houses 20 members who have been appointed Queen’s Counsel or Senior Counsel in Hong Kong and elsewhere. DVC houses leading specialists in *inter alia*:

- Administrative & Public Law
- Arbitration & Mediation
- Commercial Law
- Company Law & Insolvency
- Competition Law
- Construction Law
- Criminal Law
- Employment & Anti-Discrimination Law
- Family Law
- Intellectual Property
- International Trade
- Land and Planning
- Securities Law
- Tax Law
- Wills, Trusts & Probate Law
DVC members are able to handle cases which involve multiple legal and factual issues, making members adept at responding to your needs. Members of Chambers at all times endeavour to be client-centric and cost-efficient in their approach.

Home to a raft of astute practitioners, several members have been called to the Bar in England & Wales, the People’s Republic of China (Mainland), the United States, Singapore, Australia, New Zealand, Bermuda and the British Virgin Islands. Members are multilingual, culturally sensitive, and accustomed to working with every time zone. Many of DVC’s members also speak Mandarin, Cantonese, and some speak French, German, Russian, Spanish or Japanese.

DVC has a track record of distinguished judicial and public service. Members have sat as Recorders, or as Deputy High Court Judges and/or have been appointed to important public bodies such as the Basic Law Committee, and more recently one of our senior members was appointed The Secretary for Justice. Former distinguished members include The Honourable Mr. Justice Kaplan (in charge of the Construction & Arbitration List) (retired), The Honourable Mr. Justice Stone (in charge of the Commercial Court) (retired), The Honourable Mrs. Justice Barnes and The Honourable Mr. Justice Harris, the current Companies Judge.

DVC houses legal experts and forerunners in various practice areas including administrative and public, arbitration and mediation, chancery, commercial, company law and insolvency, competition, construction, criminal law, employment and anti-discrimination, family, intellectual property, international trade, land and planning, securities and tax law. This broad range of expertise makes DVC a convenient one-stop destination for nearly all areas of civil and commercial advisory work, as well as dispute resolution including mediation and arbitration.

If you need assistance with:

- Legal opinions and advisory work
- Litigation
- International Arbitration

Members of Chambers provide a wide range of assistance, from acting as arbitrators and mediators, and experts in Hong Kong law, and appearing in court/arbitration to providing specialist commercial advice.

Cross-examination of witnesses, drafting legal submissions and conducting legal research are the preserve of Hong Kong’s barristers. This combined with members’ multilingual capabilities give counsel here a leading edge, enabling members to scale down the time and costs associated with the translation of voluminous documents.
How we work

Confidentiality and Independence

Members of Chambers are independent and self-employed. While they may act for opposing sides in the same dispute, they of course, treat privilege and confidentiality seriously.

Licensed Access

The Bar has traditionally retained its role as a ‘referral’ institution both in Hong Kong and the UK. This means that clients’ access to a barrister usually requires a solicitor, the Director of Legal Aid, or the Government. There are some exceptions to this general rule, and barristers may accept instructions directly from recognised institutions. They can also act, without the involvement of a solicitor, as third party neutrals in alternative dispute resolution procedures. For example, as mediators, adjudicators, arbitrators, and umpires.

For more information, please consult Chapter 5 (paras 5.16 to 5.18), Chapter 13 (paras 13.1 to 13.2) and Annexes 3 to 6J of the Bar Code of Conduct.
Who we are

Silks (Senior Counsel)

Daniel Fung
SBS, SC, QC, FCIArb

Patrick Fung
BBS, SC, QC, FCIArb

John Scott
QC, SC, JP

Charles Sussex
SC

Simon Westbrook
SC

Clifford Smith
SC

Chua Guan-Hock
SC

Joseph Tse
SC

Winnie Tam
SBS, SC, JP

Johnny Mok
SC, BBS

Barrie Barlow
SC

Anthony Houghton
SC

William M.F. Wong
SC, JP

Ian Pennicott
QC, SC

Anson Wong
SC

Douglas Lam
SC

José-Antonio Maurellet
SC

Jenkin Suen
SC

Rachel Lam
SC

John Litton
QC (England & Wales)
Who we are

Juniors over 12 years' call

Liza Jane Cruden
Mairéad Rattigan
Alfred Liang
Lawrence K F Ng
Pat Lun Chan
David Tsang
Richard Leung JP
Ling Chun Wai
Richard Zimmerm
Patrick Chong
Frances Irving
Janine Cheung
Catrina Lam
Johnny Ma
Teresa Wu
Yang-Wahn Hew
Calvin Cheuk
Frances Lok
Gary Lam
Adrian Lai
Who we are

Juniors between 5 & 12 years’ call

John Hui
Benny Lo
Alvin Tsang
Alan Kwong
Christopher Chain
Sabrina Ho
Connie Lee
Patrick Siu
David Chen
Alexander Tang
Ebony Ling
Jason Yu
Kerby Lau
Justin Lam
Martin Kok
Jacqueline Law
Michael Lok
Eva Leung
Joseph Wong
Jonathan Chan
Kaiser Leung
Ross Li
Who we are

Juniors under 5 years’ call

Ellen Pang
Vincent Chiu
Tom Ng
Stephanie Wong
Cherry Xu
Terence Tai

Tommy Cheung
Lai Chun Ho
Sharon Yuen
Kevin Lau
Michael Ng
Jasmine Cheung

Rosa Lee
Tiffany Chan
Howard Wong
Look-Chan Ho
Euchine Ng
Tinny Chan

Sakinah Sat
Martin Lau
Who we are

Tenants called to the Bar in 2020

Avery Chan
(joined in 2021)
(Called to the Bar in 2016)

Brian Fan

Cyrus Chua

Jonathan Lee

Door Tenants

John Griffiths
SC, QC, CMG

Jeffrey P. Elkinson

Jonathan Shaw

Kelvin Kwok
Daniel Fung SBS, SC, QC, JP, FCIArb

University College London (LLB) (Hons) - 1974
University College London (LLM) - 1978

Email
danfung@dvcc.hk

View Daniel Fung SC, QC, JP’s latest CV

View Daniel Fung SC, QC, JP’s profile on LinkedIn

Daniel R. Fung, SBS, SC, QC, JP, FCIArb who served as Solicitor General of Hong Kong (1994-8) under Chris Patten, the last Governor of the British Crown Colony of Hong Kong and the Honorable C H Tung, the first Chief Executive of the Hong Kong SAR, is a specialist in complex commercial litigation and in public law, specifically judicial review of legislative and administrative action, supervision of regulated industries including the financial services and the television & broadcasting sectors. In addition, Mr Fung is a specialist in China-United States relations, specifically the security dimension and military-to-military relations, and in Chinese state-owned enterprises covering both domestic and overseas operations.

A graduate of University College London (LLB 1974, LLM 1978) and made a Fellow of his alma mater in 2005, Visiting Scholar to Harvard Law School (1998-99), Senior Visiting Fellow to Yale Law School (1999) and Distinguished Fulbright Scholar accredited to the United States from Hong Kong (2000), Mr Fung was called to the English Bar (at Middle Temple) in 1975 and admitted to the Hong Kong Bar in 1977. Mr Fung was appointed Queen’s Counsel in 1990.


Mr Fung is currently Adjunct Professor of City University of Hong Kong, Visiting Professor of Peking University (2007-2009), Visiting Professor of Sun Yat-Sen University (2004-2007), Co-Chair of the International Advisory Board of the Peking University Law School of the Transnational Law, Chairman of Social Sciences Advisory Board of Lingnan University, Honorary Lecturer in the Department of Professional Legal Education of the University of Hong Kong, CIETAC Arbitrator (from 2001) and Arbitrator, Shanghai International Economic and Trade Arbitration Commission (from 2012).
Mr Fung was Joint General Editor of Arbitration in China (Thomson, 2004) and a contributing author to Global Civics (Brookings, 2010), The Confluence of Affluence: The Pearl River Delta Story (SCMP, 2005), Democracy & the Rule of Law (Library of Congress, 2001), Hong Kong the Super Paradox: Life after Return to China (St Martin’s Press, 2000) as well as numerous articles in academic journals.

Mr Fung also serves as Chairman of the United Nations Peace & Development Foundation, member of the World Economic Forum Global Agenda Council on the Rule of Law (2009 - 2013), President of the International Law Association (ILA) Hong Kong Chapter, Chairman of the Board of International Bridges to Justice (IBJ), Advisory Board Member of Global Thinkers Forum, Member of Advisory Council, American Renewable Energy Institute, Senior Fellow of the Salzburg Global Seminar (SGS), Vice Chairman (2006-2011) and Treasurer (2011-2014) of SGS, Vice-President of the Academy of Experts, Member of the Board of Governors of the East West Center (EWC), Council Member of International Institute for Strategic Studies (IISS) (2004-2012), Council Member of China Law Society (CLS) and Founding Governor of the China-US Exchange Foundation.

In 2003, Mr Fung was awarded the Silver Bauhinia Star for services to constitutional development in Hong Kong and made a Justice of the Peace in 2004. In 2011, Mr Fung was honored by UNDP in recognition of his contribution to the work of UNDP China and the United Nations Millennium Development Goals.

Memberships & Appointments

- Basic Law Consultative Committee – 1985 – 1990 (from inception to promulgation)
- Served on the Central Policy Unit of the Hong Kong Government – 1993 – 1994
- Senior Visiting Fellow to Yale Law School – 1999
- Non-executive Director of the Hong Kong SFC – 1999 - 2004
- Member of the World Bank International Advisory Council on Law and Justice – 1999 – 2005
- Director of the Hong Kong Airport Authority – 1999 – 2005
- Distinguished Fulbright Scholar for Hong Kong to the United States – 2000
- Special advisor to the United Nations Development Programme (UNDP) on Corporate Governance in China – 2001
- Chairman of the Hong Kong Broadcasting Authority – 2002 – 2008
- Visiting Professor to Sun Yat Sen University of Law School China – 2004 – 2007
- Justice of the Peace - 2004
- Visiting Professor to Peking University Law School – 2007 - 2009

To read about Mr Fung’s involvement as Founding Chair of Cambridge Global Conversations, [click this link](#).

To read Mr. Fung’s Executive Summary, in his position as Chairman of the Board of International Bridges to Justice, [click this link](#).
Patrick Fung BBS, SC, QC, FCIArb

Patrick Fung BBS, SC, QC, FCIArb has been in practice at the Bar for over 40 years and at the Inner Bar for over 20 years.

In the course of his career, he has dealt with a great variety of cases involving many branches of the law, spanning over fields of company and commercial law, liquidation and receivership, real properties, trust, probate and charities, Chinese law and custom and New Territories law, judicial reviews etc. and has taken part as Counsel in public inquiries such as the Hong Kong University Inquiry (2000) and the Hong Kong Institute of Education Inquiry (2007) both investigating into allegations of interference with academic freedom.

He is skilled in dealing with cases involving the use of English and Chinese (Cantonese and Putonghua) the number of which has increased considerably in the Courts since the Handover in 1997. He is particularly well-known for handling Chancery cases, especially conveyancing, trust, probate and companies cases. He also appears often in the Lands Tribunal conducting cases under the Land (Compulsory Sale for Redevelopment) Ordinance 545.

Besides acting as an advocate, he is also experienced in performing judicial and semi-judicial functions. He was a Recorder of the Court of First Instance of the High Court from 2006 to 2014. He had presided over appeals to the Inland Revenue Board of Review, the Securities and Futures Appeal Tribunal, the Appeal Tribunal (Buildings) and the Town Planning Appeal Board for many years. He also acts as an Arbitrator from time to time and is on the HKIAC Panel of Arbitrators. He still sits as a Deputy High Court Judge from time to time.

Memberships & Appointments

- Hon. Secretary of the Hong Kong Bar Association (1975)
- Member of the Law Reform Commission of Hong Kong - Sub - Committee on Control of Exemption Clauses (1983 - 1986)
- Stock Exchange of Hong Kong Limited – Member of Listing Committee and Member of Working Party on Corporate Governance (1994 – 1996)
- Chairman of the Mandatory Provident Fund Schemes Appeal Board (1999 - 2005)
- Deputy Chairman of the Takeovers Appeal Committee (2002 – 2003)
Memberships & Appointments (continued)

- Deputy Chairman of the Securities & Futures Appeal Panel (2003 – 2006)
- Chairman of the Appeal Tribunal Panel (Buildings) (2003 – 2010)
- Member of the Antiquities Advisory Board (2005-2010)
- Deputy Chairman of the Town Planning Appeal Board Panel (2005-2011)
- Recorder of the Court of First Instance of the High Court (2006 – 2014)
- Member of the Beijing Municipal Committee of the Chinese People’s Political Consultative Conference (10th and 11th Sessions)

Selected Cases

- HCA 766/2008 Date: 10/03/2010 Lee Tak Yee v. Lee Tak Yan and others
- HCA 2155/2011 Date: 03/01/2014 Fok Chun Yue Benjamin v. Fok Chun Wan Ian and others
- FACV 9/2014 Date: 18/05/2015 Chinachem Charitable Foundation Ltd v. The Secretary for Justice and others. Reported in : (2015) 18 HKCFAR 169
- LDCS 5000 and 6000/2013 Date: 12/06/2015 Cheer Capital Ltd v. Unibase Investment Ltd and others
- CACV 61/2015 and CACV 110/2015 Date: 16/03/2016 Group Leader Limited and another v. Hui Sun Fat and Leung Chun Ha and another

As Recorder or Deputy High Court Judge

- HCA 1194/2010 Date: 15/11/2012 (upheld by Court of Appeal in CACV 275/2012 and Court of Final Appeal in FACV 7/2015) Chau Hoi Shuen, Solina Holly v. Seec Media Group Limited
- HCA 3291/2003 Date: 18/12/2013 (upheld by Court of Appeal in CACV 10/2014 and Court of Final Appeal in FAMV 49/2016) Waddington Ltd v. Chan Chun Hoo Thomas and others
- HCMP 674/2017 Date: 12/03/2020 Totalcorp (Nominees) Ltd v. Hong Kong Sai Kung Ngong Wo Resort Development Ltd

For other cases conducted by Patrick Fung S.C. as Counsel or decided by him as Recorder, please scan the QR Code below and use the “Advanced Search” function for a list of the cases in which the name “Patrick Fung S.C.” or “Patrick Fung” has appeared:

Judiciary Website
Formerly Head of Des Voeux Chambers, Mr. Scott is an accomplished trial advocate with over 30 years’ experience in a wide range of commercial disputes. He has earned a reputation for being a “smooth yet forceful advocate who knows how to cut to the chase”. He has a long-standing track record in complex company, commercial, construction and arbitration cases and is active as both a litigator and an international arbitrator. He also has an extensive family law practice and recently acted on behalf of the Respondent in a milestone family law case: **TO also known as TT and KO** FCMC 12767/2018 [2020] HKFC 149.

Mr. Scott is a Master of the Bench of the Middle Temple, and frequently sits as an arbitrator in Hong Kong, Singapore and elsewhere in the region. He has been appointed as arbitrator in substantial construction and infrastructure projects, and has sat as an ICC, SIAC and HKIAC appointed arbitrator in numerous disputes over the last 20 years. He recently co-authored the latest version of Halsbury’s Laws Vol 25 on Arbitration (Cap. 609).

In the context of commercial litigation, he acted on behalf of the successful appellant in a widely reported Court of Final Appeal decision clarifying the correct test in an application for ancillary relief in aid of foreign proceedings (Compania Sud Americana de Vapores S.A. v. Hin- Pro International Logistics Limited (2016) 19 HKCFAR 586)

In **Bel Global Resources Holdings Ltd. v. Elite Dragon Limited** [2017] HKCFI 718 and HKCFI 1247 Mr. Scott acted for a Hong Kong listed company and obtained a substantial judgment for the Plaintiff against that company’s former managing director.

Mr. Scott has an extensive contentious and non-contentious company law practice having acted in various prominent cases including the contested privatisation of PCCW, and in non-contentious matters, including schemes of arrangement and reductions of capital, having appeared in the high-profile restructuring of the Hutchison, Cheung Kong and Hopewell groups of companies.

His contentious banking expertise entails involvement in landmark cases including acting for the successful bank in **Natamon v. Citibank N.A.** concerning KYC and AML issues.
In matrimonial matters, he has acted in substantial MPS and ancillary relief hearings dealing with various aspects of the valuation of shares in listed and private companies and the valuation of trust property.

Mr. Scott frequently appears in securities regulatory and disciplinary hearings, including in *Re Mayer*, a case concerned with the disqualification of listed company directors.

More recently, Mr. Scott appeared for the SFC in *Re Magic*, a Market Misconduct case concerned with the requirements of corporate disclosure in the course of a Takeover.

Mr. Scott is Chairman of the Standing Committee on Company Law Reform.

**Memberships & Appointments**

- Member of HKICPA Disciplinary Panel A
- Member of HKSAR Barristers Disciplinary Tribunal Panel
- Bencher of the Middle Temple
- Chairman of Standing Committee on Company Law Reform

**Directory Quotes:**

*John Scott QC, SC, JP attracts praise not only as a “very experienced” and “smooth yet forceful advocate who knows how to cut to the chase,” but also for a breadth of practice which incorporates particular strengths in company law, restructuring and insolvency issues and matters arising in the banking industry. Interviewees also report that he is “increasingly involved in matrimonial cases with company aspects.” In the financial services sphere, he acted for the successful defendant in *PT Tugu Pratama Indonesia v. Citibank NA*, a case which helped clarify the law concerning both a bank’s duty of care as a paying agent and the scope of the defence of limitation.*

Chambers & Partners Asia-Pacific (2020)

*John Scott QC, SC, JP “certainly deserves his reputation as a leading silk” in the opinion of more than one interviewee, one of whom especially stresses his “great presence in court,” quickness of response and ability when dealing with witnesses, “to get answers which get to the main points of a case,” qualities which, taken together, “give him an edge.” He devotes much of his time to restructuring and insolvency issues, regulatory matters and construction disputes.*

Chambers & Partners Asia-Pacific (2019)
Directory Quotes:

John Scott QC, SC, JP was recognized by Who’s Who Legal 2020 as a Recommended Senior Counsel for Construction Law

Who’s Who Legal (2020)

John Scott QC, SC, JP was singled out by the Doyles Guide 2020 as a Recommended Senior Counsel and recognised as a Leading Construction & Infrastructure Litigation Barrister - Hong Kong

Doyles Guide (2020)

“John Scott QC, SC. JP has been recognised by the Doyles Guide in the Recommended category for Senior Counsel for Leading Family & Divorce Law Barristers – Hong Kong, 2020”

Doyles Guide (2020)

John Scott QC, SC, JP was named Asia Barrister of the Year for 2018 at the Asia Law Awards

Asia Law Awards (2018)
A former solicitor, Charles transferred to the Bar in England in 1982 and in Hong Kong in 1983. Whilst still appearing in the Hong Kong Courts, he practised in England from 1989 to 1999 at 2 Essex Court (the London chambers now known as Quadrant Chambers).

Charles has a broad commercial and corporate practice, which includes “complex insurance and finance-related disputes” (Chambers Asia 2011), as well as shipping, banking, securities and company litigation and arbitration.

Directory Quotes:

Few interviewees speak of Charles Sussex SC of Des Voeux Chambers without endorsing the view that he is “a natural advocate and brilliant on his feet,” sources variously emphasising his “very smooth style,” his ability to “steer away from the bad points” while at the same time coming up with “inventive arguments that wouldn’t occur to everybody.” His broad commercial litigation skills are often applied to financial services-related cases, and he appeared for businessman Kwok Hiu Kwan, the second-largest shareholder in financial advisory firm Convoy Global Holdings, in High Court proceedings concerning the revocation of Kwok’s voting rights by the company chairman.

Chambers & Partners Asia-Pacific (2020) (Band 1)

Charles Sussex SC of Des Voeux Chambers continues to be characterised by more than one commentator, both as “one of the best advocates in Hong Kong” and “as one of the city’s most versatile silks.” Interviewees also concur in emphasising his presentational skills, one source observing: “He can explain certain concepts, including novel concepts, in a clear, succinct way, going straight to the point expressively and persuasively.” His broad frame of reference includes significant activity on financial services, securities and shipping cases and he represented hedge fund Elliott Management in a prominently reported High Court action against Bank of East Asia.

Chambers & Partners Asia-Pacific (2019)

Charles Sussex SC is referenced as a Leading Senior Counsel in the Doyles Guide 2020 for Maritime, Shipping & Transport Law for Barristers in Hong Kong

Doyles Guide (2020)
Simon Westbrook S.C. has been in continuous practice at the Bar for over 40 years, both in England and Hong Kong, taking silk in 2001. He has handled a wide variety of cases, mostly civil, and appeared in all levels of courts up to and including the UK Privy Council and the Court of Final Appeal. He appears in over 300 cases reported on the Hong Kong Judiciary website.

His areas of specialty include construction and arbitration, securities and regulatory cases, judicial review, professional negligence and commercial litigation. He also handles a wide variety of cases in general practice including criminal law, family work and statutory tribunals and inquests.

He has been consistently recommended in the Chambers & Partners Asia-Pacific legal directories.

He occasionally works as an arbitrator and has sat as a Deputy Judge in the District Court (1990) and the High Court (2009) where he delivered judgment in W. Hing Construction Co Ltd v. Boost Investments Ltd: reported in [2009] 2 HKLRD 501

In the construction field he has handled cases involving performance bonds, re-rating BQ items, defective piling works, claims involving extensions of time, liquidated damages and prolongation costs. Arbitration work includes applications for leave to appeal to the courts, removal of an arbitrator for misconduct and 2 major ICC arbitrations in Singapore.

Securities and regulatory work has involved claims for “grey market” trading, SFC action for and against IPO sponsors, insider dealing, share re-purchase and option schemes, SFC action under section 213 of the SFO and cases before the Securities and Futures Tribunal and the Market Misconduct Tribunal.

Commercial cases include defending a $2 billion claim by a publicly listed company for alleged fraud by its directors, claims for professional negligence involving lawyers, engineers, doctors and valuers, and a well-publicised case where a leading private banker successfully sued her dance instructors for the return of large pre-payments for dance tuition.
Tribunal work includes acting for a major party at the public enquiry in 1999 into the opening of Chek Lap Kok Airport and acting as leading counsel for the tribunal enquiring into Hong Kong’s only fatal air accident. Other tribunal work includes disciplinary tribunals for doctors, lawyers and civil servants and death inquests and Judicial Review of such decisions.

Memberships & Appointments

▷ Deputy Judge in the District Court (1990) and the High Court (2009)

Directory Quotes:

Simon Westbrook SC of Des Voeux Chambers is recognised by interviewees as a barrister who combines the range of a true commercial generalist with a particularly high level of experience in the handling of “regulatory and quasi-criminal matters,” a quality which frequently secures him briefs from the SFC. He is further cited for his careful preparation, excellent presentational and cross-examination skills and as “a very robust performer who will fight every corner for the client.” He acted for Mr Yusuf Alireza, former CEO of Noble Group, in widely reported litigation against the group’s chairman concerning the former’s alleged outstanding share entitlement.

Chambers & Partners Asia-Pacific (2020)

Of Simon Westbrook SC of Des Voeux Chambers, one interviewee asserts: “Everyone in town knows him as one of the best advocates in Hong Kong; he’s a smart and quick thinker and extremely good on his feet.” Sources also note his versatile ability to “practise in all common law areas with style and confidence,” his excellent cross-examination skills and ability to deal with “complex financial issues” attracting further praise. He is particularly well known for his handling of construction, securities-related and professional negligence cases.

Chambers & Partners Asia-Pacific (2019)

Simon Westbrook SC has been identified by Doyles as a Recommended Senior Counsel for Hong Kong Family, Divorce and Matrimonial matters in 2018.

Clifford Smith SC has a broadly based commercial practice and has been involved in some of Hong Kong’s heaviest civil cases, including *ADS v. Wheelock Marden* and the recent Akai litigation. Since taking silk in 2001 his field of practice has broadened even further to include tax, telecommunications and broadcasting law.

He is consistently ranked as a leading Silk in Chambers & Partners (Asia-Pacific) where he has recently been commended for his “impressive thoroughness,” for being “a very active thinker” and for his “outstanding advocacy skills” and his “intelligent technical analysis” as well as his standout ability to “present a powerful argument.”

Well over 200 of his cases have been reported in the law reports.

**Selected Recent Cases**

- **Perfekta Enterprises v. Commissioner of Inland Revenue** [2019] HKCFA 25 Profits tax; CFA considers test for change of intention from holding capital asset to trading (with Justin Lam)
- **Win More Shipping v. Director of Marine** [2019] HKCKI 1137 Application for judicial review of alleged decision to de-register a ship in context of sanctions imposed on North Korea; legal effect of UN Security Council Resolutions (with Adrian Lai)
- **Rafaat Imamam v. Life (China) Co Ltd** [2018] 4 HKLRD 152 Whether court should give pre-approval for litigation funding (with Sabrina Ho and Tommy Cheung) and **Re A** [2020] HKCFI 493 (with Sabrina Ho) involving the same issue re litigation funding.
- **China Solar Energy Holdings (No 2)** [2018] 2 HKLRD 338 Role of provisional liquidators with restructuring powers (with Alexander Tang). This case resulted in Des Voeux Chambers being awarded by Global Restructuring Review the prize, on 26 June 2018 in London, for the most significant insolvency or restructuring related litigation
- **T v. A** [2018] 3 HKLRD 730 Authority to commence arbitration proceedings (with Jason Yu)
Selected Recent Cases (continued)

- **Luen Ford** [2018] 3 HKLRD 718 Winding up petition based on dishonoured cheques given to pay solicitor’s fees (with Edward Tang)
- **University of Hong Kong v. HK Broadcasting** [2016] 4 HKLRD 113 Breach of confidence; injunction to restrain disclosure of audio recordings (with Martin Kok)
- **LDK Solar** [2015] 1 HKLRD 458 Scheme of arrangement involving larger cross-border restructuring (with Kerby Lau)
- **The Almojil 61** [2015] 3 HKLRD 598 Whether agreement to pay part of purchase price created a loan or an acquisition of part ownership under an express trust
- **The Alas** [2014] 4 HKLRD 160 Whether unsatisfied foreign arbitral award was a bar to an in rem action based on the underlying claim for unpaid charter hire

Directory Quotes:

*Clifford Smith SC of Des Voeux Chambers is commended extensively by interviewees who typically characterise him as “an eloquent, hard-working and very fair advocate who doesn’t take bad points” and is “always on top of his material.” References to his consistently “proper and polite” demeanour in court are, however, accompanied by others reporting his ability to “stand his ground relentlessly” when necessary, and the warning: “Don’t underestimate him.” His wide-ranging practice is rich in experience of company law, insolvency, taxation and international trade issues as well as general commercial ones, and he acted successfully for the defendants in Raafat Imam v. Life (China) Company Limited and Others, a Court of First Instance case which addressed the question of court approval of third party litigation funding agreements in Hong Kong.*

Chambers & Partners Asia-Pacific (2020)

*Clifford Smith SC of Des Voeux Chambers is particularly noted for his combination of “very impressive thoroughness” in preparation and a “patient and non-aggressive” presentational style, well calculated to “persuade the people in the courtroom in such a way that no one will be offended.” His broad commercial practice embraces noted niche strengths in the telecommunications and broadcasting spheres. Also an experienced handler of insolvency cases, he acted for the provisional liquidators in the High Court’s consideration of Re China Solar Energy Holdings, a matter concerning the circumstances under which liquidators are appointed and the extent of their restructuring powers.*

Chambers & Partners Asia-Pacific (2019)

*Clifford Smith SC is credited as a Leading Senior Counsel in the Doyles Guide 2020 for Maritime, Shipping & Transport Law for Barristers in Hong Kong*

Doyles Guide (2020)
Chua Guan-Hock SC

Open Exhibitioner in History to read Law, Gonville & Caius College, Cambridge University
BA (Cantab) in Law 1986, MA (Cantab) in Law 1990

Year of Call
1987 (England and Wales)
1987 (Hong Kong)
1994 (Singapore)
2003 (Hong Kong Inner Bar)

Practice areas
Administrative and Public Law.
Chancery, Commercial Law,
Company Law, Tax Law, Mental Health, Insurance Law,
Employment Law, Land Law

Email
ghchua@dvc.com.hk

My practice covers advocacy and advisory work in three main areas: commercial litigation (including insurance, and employment matters), company work, and tax and Chancery matters. I also give expert opinions from time to time on Hong Kong law for use in overseas courts and tribunals.

Over the past 30 years, my practice has included appearing and advising in heavy commercial and company matters, notably in the Court of Final Appeal in ADS v. Wheelock Marden & Others (2000) 3 HKCFAR 70, (2001) 2 BCLC 324, after one of Hong Kong’s longest civil trials lasting 14 months. Over the years, I have worked with many leading Silks from London and Hong Kong in a wide variety of matters including in my main practice areas above.

Directory Quotes:

Chua Guan-Hock, S.C. of Des Voeux Chambers works on a wide range of matters including tax and shareholders disputes. He is described as a “very diligent and good advocate” with one source writing that “he probably looks at details more than any other practitioner in Hong Kong” (Chambers & Partners 2016, Commercial Dispute Resolution). He is commended by sources for his effective handling of matters, ... being “very helpful, thorough and measured” in his approach. He is active across a broad range of corporate, commercial, and financial issues.”

Memberships & Appointments

- Deputy Judge of Court of First Instance, December 2008 onwards and time to time
- Chairman, Appeal Board Panel (Town Planning)
- Chairman, Barristers’ Disciplinary Tribunal
- Deputy Chairman, Telecommunications (Competition Provisions) Appeal Board
- Deputy Chairman, Administrative Appeals Board (from August 2020)
- Member, Higher Rights Assessment Board
- Bar Council Member (1999-2002), Hong Kong Bar Association
- Governor of Marlborough College Malaysia, Iskandar, Malaysia (2012 to date)

Selected Cases

Commercial litigation and Company litigation

- **ADS v. Wheelock Marden & Others** (2000) 3 HKCFAR 70, [2001] 2 BCLC 324. The leading Hong Kong authority on fraudulent trading under s.275 Companies Ordinance, and on misrepresentation. Appeared with David Oliver Q.C., following C.A.’s decision ([1998] 3 HKC 153) where I appeared with Robert Ribeiro S.C. (as he then was). And was Junior to Robert Kotewall S.C. at trial which lasted 14 months.

- **Re Wong To Yick Wood Lock Ointment Ltd** [2003] 1 HKC 484 (C.A.). A leading authority in shareholders’ disputes seeking winding-up and alternative remedy for unfairly prejudicial conduct, and striking out a winding up prayer.


- **AXA Versicherung AG v. Hong Kong Housing Authority** FAMV 3/2006, 1 March 2006. Appeared in Court of Final Appeal to successfully obtain leave to appeal on question of great general or public importance: whether a claim against a foreign insurer, solely for costs, is within O.11 R1(1)(c) for service out of jurisdiction on a necessary or proper party. Appeared with Michael Thomas S.C. Appeared in C.A. [2006] 1 HLRD 316, and High Court [2005] 1 HLRD 801.


- **Re Asia Television Limited** [2015] 1 HLRD 607. Acted for minority shareholder in well publicised unfair prejudice petition under s.168A Companies Ordinance concerning proper corporate practice and requirements of free television station licence. Obtained exceptional relief whereby majority shareholders were ordered to sell majority stake.

- **Shih Hua Investment Co Ltd v. Zhong Aidong** [2017] 3 HKC 393 Acted for 50% shareholder on petition on unfair prejudice and just and equitable winding up. Obtained exceptional interim relief, to reconstitute board of directors with independent professionals.
Selected Cases (continued)

**Tax and Chancery litigation**

- **Arrowtown Assets Ltd v. Collector of Stamp Revenue** (2003) 3 HKCFAR 517. The leading Hong Kong authority on the interpretation of tax statutes, the Ramsay doctrine of fiscal nullity, and stamp duty relief for intergroup transfers under s.45 Stamp Duty Ordinance. Appeared with David Goldberg Q.C.


**Chancery and Mental Health Litigation**

- **Re Estate of Au Kong Tim** (No. 3) [2017] 4 HKLRD 284. Appeared in 3 week probate trial to successfully propound will of testator aged 92, with large estate. Established due execution by assisted or guided hand, testamentary capacity, and knowledge and approval. Appeal allowed by C.A. ([2018] 2 HKLRD 864) concerning testamentary capacity on grounds not raised by Plaintiffs. Application for leave to appeal declined by C.F.A. with important judgment concerning evidence and proof of testamentary capacity: [2018] HKCFA 61.

- **Re, LMSP** HCMH 48/2007. Acting for and advising professional Committee on various issues including potential statutory will, obtaining information and documents relating to MIP’s overseas assets in the P.R.C., and potential legal action on MIP’s behalf against some family members. Advised on and obtained court sanction for approval of compromise of commercial litigation concerning MIP.

- **Re BKR** [2015] 4 SLR 81 (C.A.). The leading Singapore authority on elder abuse by the exercise of undue influence over those with mental impairment, triggering the Court’s Mental Health jurisdiction. Worked with London Queen’s Counsel and Singapore Senior Counsel on research, and preparing Submissions for the Singapore CA, including on the assessment of divergent expert medical evidence; the appointment of Deputies, whether professional or otherwise, concerning a MIP’s property and affairs; and on successfully obtaining indemnity costs.

**Publications**


- Consultant Editor, Lexis Practice Guidance – Hong Kong Taxation

- Contributing Editor, Hong Kong Civil Procedure, 2002 to date

**Languages**

- English and spoken Cantonese
Joseph Tse SC was called to the Hong Kong Bar in 1984 and commenced practice in 1985. He was appointed as a Senior Counsel in 2006. Joseph practises in criminal law with expertise and interest in white collar crime cases. He was a graduate and a post-graduate of the School of Law of the University of Hong Kong as it was known at the time.

Memberships & Appointments

- Senior Vice Chairman of the Bar Council, Hong Kong Bar Association in 2015-2016
- Member of the Bar Council, Hong Kong Bar Association in 2002-2007
- Executive Committee member of The Society for the Rehabilitation and Crime Prevention, Hong Kong (SRACP)
- Chairman of The Service Development Committee and a Project Consultant to its Mock Trial Programme
- Honorary Consultant on Mock Trial Justice Education Project of the SRACP since 2008
- Member of The Service Development Committee of SRACP 2012-13, and its Vice-Chairperson 2013-15, its Chairperson since 2015
- Member of The Executive Committee of SRACP since 2014
- Vice Chairman of the Duty Lawyer Service Council 2017

Selected Cases

- **HKSAR v. Tse Sui-luen** DCCC 350/2006 Defended the self-made entrepreneur on charges of bribery and theft which spanned over a period of 10 years and which involved over $10 million, but successfully secured a sentence of 2 years’ imprisonment.
Selected Cases (continued)

- **HKSAR v. Chan Chi-wan, Stephen** DCCC 1214/2010 Successfully defended the Managing Director of TVB on charges of corruption in relation to his acceptance of secret rewards in hosting a show. The acquittals were later overturned by the Court of Appeal but restored by the Court of Final Appeal - the judgment of which is now the leading authority on corruption offences in the private sector.

- **HKSAR v. Chui Wing-nin** ESS 27729 & 27730/2011 Defended the accused who was the accounts manager in Citic Pacific in relation to an allegation of insider dealing during the very serious financial crisis the group was in. His conviction was overturned by the Court of First Instance (HCMA 15/13).

- **HKSAR v. Hui Rafael Junior and others** HCCC 98/2013 Successfully prosecuted the ex-Chief Secretary of the HKSAR and some of the senior management of SHK on corruption and misconduct in public office offences. Their appeals were dismissed by the Court of Appeal and the Court of Final Appeal.

- **HKSAR v. Lew Mon-hung** HCCC 561/2013 Successfully defended the businessman, column writer and political commentator against charges of Conspiracies to Defraud and Money Laundering. He was convicted separately of perverting the course of justice (DCCC 819/2013) during the investigation of this case when he sent emails and letters to Mr. CY Leung the Chief Executive of HKSAR and the Commissioner of the ICAC to call a halt to his investigation. His appeal to the Court of Final Appeal (FAMC 50/2018) was dismissed.

- **HKSAR v. Wong Ying-ho, Kennedy** DCCC 190/2017 Successfully defended the well-known accused on charges of corruption relating to his efforts in the relisting of failed public companies.

- **HKSAR v. Wong Wai-ho** CACC 38/2017 Represented the accused who was the 7th police officer prosecuted for assaulting Mr. Tsang Kin Chiu during the Occupy Central Movement. His conviction was quashed on appeal.

- **HKSAR v. Fung Wing Yip, Wilson** DCCC 761/2018 Successfully defended the accused who was a senior ex-government official against a charge of accepting bribes from his secret lover in his acquisition of a property in Hong Kong. His conviction on Misconduct in Public Office is currently on appeal.
Winnie Tam SBS, SC, JP

Senior Counsel, Hong Kong Bar
Barrister-at-Law, England and Wales
Head of Chambers, Des Voeux Chambers
Solicitor and Advocate, Republic of Singapore
Solicitor and Advocate, Australian Capital Territory

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winnietam@dvc.com.hk

View Winnie Tam SC, JP’s profile on LinkedIn

Winnie Tam SBS, SC, JP was appointed Senior Counsel in 2006. She served as the Chairman of the Hong Kong Bar Association between January 2015 to January 2017 and has been serving as Chairman of the Committee on Intellectual Property since 2019. Since 2015, she has been appointed a Recorder of the Court of First Instance, High Court of the Hong Kong SAR. In 2016, she was honoured as an Overseas Bencher of the Middle Temple Society of England. In 2019, she succeeded Coleman J. as Chairman of the Hong Kong Advocacy Training Council, and founded the International League of Competition Law (LIDC) Hong Kong Chapter as its founding Chairman. She has also been serving as a member of the Law Reform Commission since 2019.

Winnie has broad experience in corporate commercial, intellectual property, technology, media and entertainment disputes. Apart from her regular involvement as lead Counsel in IP and commercial litigation and arbitration, Winnie has accumulated substantial experience as an international arbitrator.

Winnie is a panel arbitrator of the HKIAC’s Intellectual Property Specialist Panel, a CIETAC panel arbitrator, a member of the Domain Name Disputes Panel of the HKIAC, a member of the Expert Committee of the Hi-tech and IP Arbitration Committee of the South China International Arbitration Commission (SCIA), a panel arbitrator of SCIA, a member of the Chartered Institute of Arbitrators, and a fellow of the Hong Kong Institute of Arbitrators. She is a WIPO panel mediator, JAMS panel mediator, a CEDR-accredited mediator, a panel mediator on Mainland-Hong Kong Investment Disputes under CEPA. In her capacity as a leading intellectual property barrister she has been invited to join a working group of the Department of Justice on the arbitrability of intellectual property rights, and has contributed to the drafting of a bill presented to LegCo in December 2016. Between 2018 and 2020, Winnie served as a member of the Nominations Committee of the HKIAC. In 2020, she was appointed Co-chair of Women in Arbitration (WIA) under HKIAC. Since May 2020, she has been appointed to the Appointments Committee of HKIAC.

Winnie has been appointed as a presiding arbitrator and co-arbitrator under ICC, HKIAC, CIETAC and SCIA rules in cases involving cross-jurisdictional commercial and joint-venture disputes, shareholders disputes, intellectual property and licensing disputes, international gaming rights, licensing disputes and sino-foreign investment disputes. She has been appointed as arbitrator in international arbitrations to be conducted both in English and in Chinese. She has acted as leading counsel and co-counsel in international arbitrations and court actions in aid of international arbitration.
Selected Recent Appointments in Arbitrations

- Appointed as presiding arbitrator in a private equity investment dispute in Mainland China, conducted the arbitration in both Chinese and English under UNCITRAL Rules.
- Appointed as co-arbitrator in two contractual disputes relating to sale of goods and conducted the arbitration in both Chinese and English under HKIAC Rules.
- Appointed by party as co-arbitrator in a complex dispute involving multi-jurisdictional arbitrations and litigations between the parties in a claim exceeding US$200M under HKIAC 2013 Rules with the seat of arbitration in Hong Kong.
- Appointed presiding arbitrator in an arbitration under HKIAC Rules. The dispute arose from a joint venture between a Hong Kong company and a major machinery manufacturing company from Northern Europe with a value exceeding USD 200M in which the terms of technology transfer was the crux of the parties’ dispute. Issues involved complex international issues as well as issues on China law and Hong Kong law.
- Appointed as presiding arbitrator under ICC Rules working with leading international arbitrators in the region. The claim was one on licensing and development of game software involving a claim of at least USD 100M and the first stage award on the merits has been issued.
- Designated by party as Co-arbitrator in an arbitration under HKIAC rules in a dispute over a pharmaceutical distribution agreement.
- Designated by party as a Co-arbitrator in an arbitration under HKIAC rules in a joint venture dispute.
- Designated Co-arbitrator by a party in an ICC arbitration under Austrian law, in which the arbitration seat is Vienna, on a dispute over alleged misuse of technology and know how relating to the construction of manufacturing plants.
- Appointed as presiding arbitrator by (CIETAC) Hong Kong Arbitration Center in a dispute over the sale of goods and consultation services. The arbitration is conducted in Chinese and the arbitration award has been issued.
- Appointed as presiding arbitrator by (CIETAC) Hong Kong Arbitration Center in a dispute over an international sales contract. The arbitration is conducted in Chinese and the ruling on the jurisdiction challenge has been made.
- Appointed as co-arbitrator by the Shenzhen Court of International Arbitration in a cross-border sale of goods dispute worth roughly RMB 30M. Complex issues of company insolvency law are involved. The arbitration is conducted under SCIA Rules.
- Appointed as co-arbitrator to work with international arbitrators in the region in a major dispute between a mainland Chinese company and Japanese companies arising out of an OEM manufacturing agreement. The core allegation is breach of confidence in technology relating to the making of machinery. The arbitration is under UNCITRAL rules. A large amount of technical information is involved.
- Appointed as lead Counsel to attend court to obtain ancillary relief in aid of arbitration in a case involving a dispute between the franchisor and licensee to a popular show.
- Appointed as lead Counsel to represent a manufacturer of hi-tech apparatus in a multiple number of disputes with its competitor in China. Acted as co-lead counsel with US patent counsel in two arbitrations under UNCITRAL rules for clients in the same group of companies. The core allegations related to infringement of multiple patents and use of confidential information by former technical employees. An emergency arbitration procedure was involved in one set of the proceedings.
- Appointed as lead Counsel to work with American lawyers on two arbitrations under HKIAC and ICC rules respectively across two jurisdictions in a dispute involving a technology supply joint venture.
- Appointed as Co-Counsel in a HKIAC arbitration involving a dispute over the use of telecommunications technology.
Selected Cases

- **ABG Juicy Couture LLC v. Bella International Ltd** – HCA 1764 of 2008
- **Acron International Technology Ltd v. Chan Yiu Wai and Law Siu Chan** – FAMV 13/2018
- **Bruce James Stinson v. Gu Ming Gao** – HCA 2352/2012
- **Guccio Gucci SpA v. Cosimo Ludolf Gucci** – HCA 1582/2008
- **Hugo Boss Trade Mark Management GmbH & Co KG v. Britain Boss International Co Ltd** – CACV 114/2015
- **L’Oreal (UK) Ltd, Yves Saint Laurent (YSL) v. YLS Brands HK Ltd** – HCA 2814/2017
- **N.V. Sumatra Tobacco Trading Co v. Nanyang Brothers Tobacco Co Ltd (Triple Happiness)** – TM No.300982350
- **SNE Engineering Co Ltd v. Hsin Chong Construction Co Ltd** – HCA 1466/2012 (26.3.2014)
- **Stichting BDO v. Banco De Oro Unibank Inc** – HCA 1162/2009
- **Tsit Wing (Hong Kong) Co Ltd v. TWG Tea Company Pte Ltd** – HCA 2210/2011, CACV 191/2013, FACV 15/2015, FAMV 6/2015
- **Xcelom Ltd v. BGI-Hong Kong Co Ltd** – HCA 3089/2015

Extracts from Legal Directories

Winnie Tam SC, JP of Des Voeux Chambers combines a busy IP practice with her role as chair of Hong Kong’s Communication Authority and continues to be seen as one of the most accomplished counsel in the space. One source identifies her as “one of the two acknowledged leaders of the Bar” there and adds: “If anyone’s looking for an IP silk, it’s Winnie Tam or John Yan.” Other interviewees describe her as an especially “expert and excellent advocate,” one reporting: “She’s very sharp and quick on her feet and has the ear of the judge.” Particularly well known for her handling of cross-jurisdictional cases, she acted successfully for a subsidiary of the LVMH Moët Hennessy conglomerate in a trade mark infringement and passing-off action against a Hong Kong wine merchant trading under the name Cuvée XLV French Wine.

Chambers & Partners Asia-Pacific (2020)

Winnie Tam SC, JP of Des Voeux Chambers is consistently identified by interviewees as “one of the leading silks for IP in Hong Kong,” one source maintaining that she was chosen to act on a particular matter because she was “the top specialist” in the jurisdiction, the same referee going on to say: “Everything she provides is just excellent and she was absolutely invaluable to the proceedings.” Sources further characterise her as an “extremely strong advocate who has the patience and skill to explain complex IP laws, will fight as hard as she can and has managed to turn around a number of difficult court cases successfully.” A notable feature of her practice is her strong focus on cross-jurisdictional disputes and readiness to appear in both litigated and arbitrated IP disputes.

Chambers & Partners Asia-Pacific (2019)
Extracts from Legal Directories (continued)

Winnie Tam SC, JP was recommended as a Global Leader for Trademarks 2020 by Who’s Who Legal

Who’s Who Legal (2020)

Winnie Tam SC, JP was recognized by Who’s Who Legal 2019 for Intellectual Property Law (Trademarks)

Who’s Who Legal (2019)

Appointments in International Legal Organizations:

- Chairman, International League of Competition Law (LIDC), Hong Kong Chapter
- Vice-Chairman, Women Business Lawyers Committee, IPBA
- Member, China Working Group, Asia Pacific Forum, IBA
- Member, Policy Sub-Committee, Bar Issues Commission, IBA
- Officer, Diversity and Inclusion Council, IBA
- Co-Chairman, Forum for Barristers and Advocates, IBA (2017-2018)

Public Appointments in Hong Kong:

- Chairman, Communications Authority
- Chairman, Performing Arts Committee of the West Kowloon Cultural District Authority
- Member, Law Reform Commission
- Member, Chief Executive’s Council of Advisers on Innovation and Strategic Development
- Member, Board of Directors and Executive Committee of the West Kowloon Cultural District Authority
- Member, Board of Governors, Hong Kong Philharmonic Society Ltd
- Member, Consultative Committee of the Qianhai Special Free Trade Zone (PRC)
- Member, Hong Kong Tourism Board (2014-2019)
- Member, Judicial Officers Recommendation Commission, HKSAR (2016 - 2018)
- Member, ICAC Advisory Committee on Corruption (2013-2018)
- Member, ICAC Operations Review Committee (2007-2012)
Johnny Mok SC, BBS

Johnny Mok SC, BBS graduated from Diocesan Boys’ School in Hong Kong and Philips Exeter Academy in the US in 1975 and 1976 respectively. He obtained his Bachelor’s degree in English from York University in 1980 and in History and Education from the University of Toronto in 1981. Later, he finished his studies of Bachelors of Laws and Postgraduate Certificate in Laws (with five distinctions) at the University of Hong Kong in 1985 and 1986.

Johnny Mok SC, BBS was admitted to the Hong Kong Bar in 1986. In 2006, he was appointed Senior Counsel by the Chief Justice of the Court of Final Appeal. He has been appointed by the Standing Committee of the National People’s Congress to be one of 12 members on the Basic Law Committee. In 2013 and 2016, he was appointed as a Justice of the Peace and awarded the Bronze Bauhinia Star respectively.

Johnny Mok SC, BBS’s practice is centred on cases involving public interest (especially in the field of constitutional law, Basic Law and administrative law). He regularly represents the Hong Kong Government, Secretary for Justice and various public bodies. Johnny Mok SC, BBS also has a range of practice encompassing a wide spectrum of commercial matters, telecommunication, securities transactions and commercial crimes. He also has a deep interest in areas ranging from FinTech, RegTech, use of big data and other technology-related legal issues and advises public bodies and private enterprises on these matters.

Judicial Review in Hong Kong (2nd Edition, LexisNexis), co-authored by Johnny Mok SC, BBS and Richard Gordon QC in England, has been adopted by the University of Hong Kong as its textbook at the Department of Law.

Memberships & Appointments

- Governor, Harrow International School Hong Kong (2019 - up to present)
- Advisor, Institute of Big Data Governance (2018 - up to present)
- Bronze Bauhinia Star (2016)
- Member, Basic Law Committee, appointed by the National People’s Congress (2008 - up to present)
- Justice of the Peace (2015 - up to present)
- Advisor, Our Hong Kong Foundation (2015 - up to present)
Memberships & Appointments (continued)

- Advisor, Bauhinia Foundation Research Centre (2010 - up to present)
- Member, Basic Law Promotion Steering Committee Working Group (2015 - up to present)
- Senior Counsel, High Court, Hong Kong (2006 - up to present)
- Member, Air Transport Licensing Authority, Hong Kong (2001 – 2003)
- Member, Hong Kong Consumer Council (1989-1994)
- Part-time Member, Hong Kong Central Policy Unit (1992)

Selected Cases

- **Sham Wing Kan v. Commissioner of Police**, CACV 270/2017 (2.4.10: CA)
- **Cheung Tak Wing v. Director of Administration**, CACV 577/2018 (14.2.10: CA)
- **Designing Hong Kong Ltd v. Town Planning Board** [2017] 2 HKLRD 60 (CA), FACV 4/2018 (CFA)
- **Hung Shui Fung v. Director of Food and Environmental Hygiene**, CACV 489/2018 (16.12.19: CA)
- **HKSAR v. Lew Mon Hung** (2019) 22 HKCFAR 159 (CFA)
- **Chief Executive of the HKSAR v. Leung Kwok Hung**, CACV 200/2017 (15.2.19: CA)
- **Competition Commission v. Nutanix Hong Kong Limited**, CTEA 1/2017 (14.3.18: Competition Tribunal)
- **Chan Ho Tin v. Lo Ying Ki Alan**, HCAL 162/2016 (13.2.18: Au J)
- **HKSAR v. Wong Ying-ho Kennedy**, DCCC 190/2017 (8.1.18: HH Judge Douglas Yau)
- **Chief Executive of the HKSAR v. Clerk to the Legislative Council** [2017] 4 HKLRD 115 (Au J)
- **Competition Commission v. Nutanix Hong Kong Limited** (Public Interest Immunity), CTEA 1/2017 (28.3.17: Competition Tribunal)
- **Yau Wai Ching v. Chief Executive of the HKSAR** [2017] 1 HKLRD 460 (CA), (2017) 20 HKCFAR 390 (CFA)
- **Sin Chung Yin Ronald v. The Dental Council of Hong Kong** (2016) 19 HKCFAR 528 (CFA)
- **The Registrar of the Hong Kong Institute of Certified Public Accountants v. X**, CACV 244/2016 (20.10.17: CA)
- **Kwok Cheuk Kin v. Secretary for Constitutional and Mainland Affairs** (2017) 20 HKCFAR 353 (CFA)
- **Chau Hoi Shuen, Solina Holly v. SEEC Media Group Ltd** (2015) 18 HKCFAR 582 (CFA)
- **Leung Hon Wai v. Director of Environmental Protection**, FACV 2/2015 (18.12.15: CFA)
  Commission of Inquiry into the Collision of Vessels near Lamma Island on 1 October 2012 (Report: April 2013)
- **HKSAR v. Wong Yuk Man** (2012) 15 HKCFAR 712 (CFA)
- **Secretary of Justice v. Commission of Inquiry** on Allegations relating to The Hong Kong Institute of Education [2009] 4 HKLRD 11 (Report: June 2007)
- **Ming Shiu Chung v. Ming Shiu Sum** (2006) 9 HKCFAR 334 (CFA)
Directory Quotes:

Johnny Mok SC of Des Voeux Chambers stands out for interviewees, not only as an “outstanding advocate,” but more specifically as one who is “a go-to for what looks like a dead duck case or anything involving extreme difficulty,” where he may be relied upon “to think of the points that others haven’t thought of and present them in a way that will be well received by the Bench.” Especially well-known in constitutional law cases, he is a “go-to counsel for the government” and is also noted for “combining commercial and public law expertise.” One source asserted that “his main forte is judicial review cases with a commercial element.”

Chambers & Partners Asia-Pacific (2020)

Johnny Mok SC of Des Voeux Chambers is said by one source to be “one of those people who appear in the most high-profile cases,” while another observes: “If you’re in a really bad situation, just go to him and he’ll come up with something: the chances of success will increase considerably.” Interviewees base these judgements on their view of Johnny Mok SC as “an excellent elocutionist and swift and fierce advocate who knows how to package a case and what points to push.” A favoured choice of government agencies requiring representation in judicial review cases, he is also sought after for technology-related and competition law cases and appeared for the applicant in Competition Commission v. Nutanix Hong Kong Limited and Others, the first case to be considered by the new Competition Tribunal in Hong Kong.

Chambers & Partners Asia-Pacific (2019)

Johnny Mok SC of Des Voeux Chambers is described by sources as an “obviously very sought after” barrister who is “seen in many high-profile cases.” He is known for his ability to “come up with extremely persuasive arguments that no one else could think of” and which “could turn bad cases into good ones, leading to success.” Maintaining a versatile commercial and public law practice, he is particularly well known for his frequent representation of government bodies in judicial review cases, but is by no means restricted to this role, lately acting successfully for four dentists in Court of Final Appeal proceedings which overturned disciplinary sanctions imposed upon them by the Dental Council of Hong Kong.

Chambers & Partners Asia-Pacific (2018)
Barrie Barlow, S.C. has been practising as an advocate for over 40 years, accumulating along the way a wide breadth of experience in all the principal areas of civil litigation. He combines a strong interest in the law with a practical curiosity for the facts and a zeal for the contest. He enjoys trials, but his experience includes areas as diverse as company, tax, public law, commercial fraud and other appeals in the Court of Final Appeal; banking, securities, insurance, corporate rescue, commercial fraud, estate and probate appeals in the Court of Appeal; corporate fraud trials for liquidators and others plus a diverse range of civil trials, public law trials, trials of real property proceedings, a wide range of company law and liquidation proceedings and innumerable tax appeals in the Court of First Instance; and a range of arbitration and tribunal cases - which is reflected in over 200 reported cases. He also sits as an Arbitrator. He has given expert evidence on Hong Kong’s banking, company and taxation law in Courts in the U.S.A., U.K. and Australia. He is regularly called upon to speak on company law and taxation law.

Selected Cases

Company and Securities Law:

- **Ge Qinfu and others v. L&A International Holdings Ltd and Others** [2020] HKCA 687
- **Liquidator of Wing Fai Construction Co Ltd (In Liq.) v. Yip Kwong Robert and Others** [2018] 1 HKC 472
- **Lam Hong Keung Keith v. Dainy Estates Ltd and Others** [2018] 1 HKLRD 409
- **Active Base Ltd v. Liquidators of Moulin Global Eyecare Ltd** (2009) 12 HKCFAR 621
- **Re Legend International Resorts Ltd** [2006] 3 HKC 565
- **Credit Lyonnais v. S.K. Global HK Ltd** [2003] 4 HKC 104
- **SFC v. Mandarin Resources Corp Ltd and Chim Pui Chang** [1997] 1 HKC 214
- **COSCO v. Mitrans Shipping Co Ltd** [1995] 3 HKC 123
- **Cheng v. Panel on Takeovers and Mergers** [1994] 1 HKC 413
Selected Cases (continued)

Commercial Cases (including Commercial Fraud):

- Giorgio Armani SPA v. Elan Clothes Co Ltd [2020] 1 HKLRD 354
- China Shanshui Cement Group Ltd v. Zhang Caikui and Others [2017] 2 HKLRD 719
- Libertarian Investments Ltd v. Thomas Alexej Hall (2013) 16 HKCFAR 681
- Re Gabriel Ricardo Diaz-Azedo [2010] 5 HKLRD 474
- Wah Nam Holdings Ltd v. Excel Noble Ltd [2000] 3 HKC 118
- Bicoastal Corp v. Shinwa Co Ltd [1994] 1 HKLR 65
- Mandarin Resources Corp Ltd v. Cheng Heng Soon David and others [1988] 1 HKLR 108

Taxation Law:

- Yue Yuen Marketing Co Ltd v. CIR [2012] 4HKLRD 761
- Shui On Credit Co Ltd v. CIR (2009) 12 HKCFAR 392
- Ngai Lik Electronics Co Ltd v. CIR (2009) 12 HKCFAR 296
- ING Baring Securities (HK) Ltd v. CIR (2007) 10 HKCFAR 417
- Emerson Radio Corporation v. CIR (1999) 2 HKCFAR 501
- Orion Caribbean Ltd v. CIR [1996] 1 HKC 505
- CIR v. Swire Pacific Ltd [1979] HKLR 612

Banking and Insurance Law:

- DBS Trustees Asia (Jersey) Ltd v. Arboit and Sutton (2019) 22 HKCFAR 392

Public and Constitutional Law:

- The Democratic Republic of the Congo v. FG Hemisphere Associates LLC (2011) 14 HKCFAR 95
- Attorney General of Hong Kong v. Ng Yuen-Shui [1983] 2 AC 629
- Hang Wah Chong Co Ltd v. Attorney General of Hong Kong [1981] 1 WLR 1141
- In re Golden Wall Shirts Factory Ltd and the Director of Trade Industry and Customs [1981] HKLR 144
Directory Quotes:

Barrie Barlow, S.C. is “a barrister with an encyclopaedic range of dispute types, and [the silk] you “definitely want fighting for you if you have a difficult case.” He is also recognized as a “fierce trial lawyer who has the tools for a fact-heavy case” and a “formidable opponent who knows his stuff and represents a very safe pair of hands.”

Chambers & Partners Asia-Pacific (2020)

Barrie Barlow S.C. of Des Voeux Chambers is identified by interviewees both as “one of the busiest silks in Hong Kong” and as “a fearless advocate” whose “willingness to fight his client’s corner” constitutes his “greatest strength.” His careful preparation, determination “to leave no stone unturned” and expert trial craft are all also singled out for specific praise. Active across the commercial and public law spectrum, and in taxation and real property cases, he successfully represented a respondent in The Liquidator of Wing Fai Construction v. Yip Kwong Robert and Others, a High Court case which helped clarify the law concerning misfeasance claims against former directors of liquidated companies.

Chambers & Partners Asia-Pacific (2019)

Barrie Barlow S.C. of Des Voeux Chambers is characterised by more than one source as a “very tenacious” and “very forceful advocate” who “will fight to the utmost for his client,” and is admired for his ability to “take on difficult cases and turn them into winners.” His impressively broad practice embraces expertise in commercial, public and taxation law and experience accumulated in many jurisdictions over more than 40 years, and he has lately been particularly active in insolvency and company receivership cases.

Chambers & Partners Asia-Pacific (2018)

Barrie Barlow S.C. of Des Voeux Chambers is “always well liked by clients, who enjoy his tenacious approach to matters.” He is frequently instructed to act on matters of public and constitutional law and offers valuable qualifications to practise in England and Wales and New Zealand.

Chambers & Partners Asia-Pacific (2016)
Anthony Houghton SC has a practice encompassing both advocacy, in courts and in arbitrations, and acting as an arbitrator. These roles are undertaken in general commercial disputes, with a particular focus on construction and engineering matters that derives from his dual professional qualifications as a lawyer and as a surveyor.

Mr. Houghton began his professional career as a Chartered Quantity Surveyor in the UK and he practised in that field in Asia for some years in the mid-1980’s. Mr Houghton read law and gained his LLB from London University, and was called to the Bar in 1989. He has practised as a barrister, in Des Voeux Chambers, since 1989.

He has acted as counsel on a wide variety of commercial and property related disputes in arbitrations, and before the courts at all levels in Hong Kong.

He has acted as arbitrator on disputes with claimed values of up to approximately US$ 650 million, and has acted as a sole arbitrator on many cases, primarily in Hong Kong. He has also been a tribunal member or chairman of arbitral tribunals on a variety of disputes, mainly seated in Asia and the Middle East, with disputes and proceedings subject to several different legal systems and rules.

His advocacy practice has been recognised by leading independent directories in Asia and the UK, and he gets mention among “Leading Silks” in one such directory as “a highly civilised and fair-minded arbitrator and effective counsel”.

Mr. Houghton is a regular speaker at academic and professional conferences and a frequent tutor at courses organised by the Chartered Institute of Arbitrators for whom he is an approved course director, as well as the Hong Kong Bar Association, and the Law Society.

Mr. Houghton is a panel member on many regional arbitration panels.

Memberships & Appointments

- Chairman of the Deposit Protection Appeals Tribunal
- Recorder of the Court of First Instance (2013 - )
- Chartered Arbitrator of the Chartered Institute of Arbitrators
- Fellow Member of the Hong Kong Institute of Arbitrators
Memberships & Appointments (continued)

- Member of Special Committees of the Hong Kong Bar Association; on Arbitration and ADR; Construction; and Discipline
- Member of the Royal Institution of Chartered Surveyors and of the Hong Kong Institute of Surveyors
- Founding Member of the Society for Construction Law, Hong Kong
- Former Honorary Legal Adviser to the Hong Kong Institute of Surveyors
- Former Chairman of the East Asia Branch of the Chartered Institute of Arbitrators

Publications, Lectures and Talks

- Articles for “Asian Dispute Review,” “The Hong Kong Surveyor,” and the “Construction Law Journal”
- Contributing editor to McInnes, Hong Kong Construction Law
- Speaker at various conferences in Hong Kong, and throughout Asia
- Frequent tutor on arbitration matters

Directory Quotes:

Anthony Houghton SC received acclaim in the Leading Senior Counsel category by the Doyles Guide and was recognised as a Leading Construction & Infrastructure Litigation Barrister - Hong Kong, 2020

Doyles Guide (2020)

Anthony Houghton SC was recognised as Leading Senior Counsel in Hong Kong’s Construction and Barristers list in the 2017 edition of Doyles.

Doyles Guide (2017)
Dr. Wong has been in practice in Hong Kong since 1998. In 2010, he was also called to the Bar of the British Virgin Islands. In 2013, Dr. Wong was appointed as a Senior Counsel in Hong Kong. He is one of the Vice Chairmen of the Board of Review of the Inland Revenue. Dr. Wong is currently the Chairman of the Arbitration Committee of the Hong Kong Bar Association.

Dr. Wong’s practice covers a wide spectrum of contentious commercial litigation. He has a special focus and substantial experience in the areas of company, insolvency and securities law. He frequently represents clients in contentious shareholders and/or investors disputes and disputes in liquidation. He is the first Hong Kong barrister to be admitted, on an ad hoc basis, to the Bermudian courts to conduct trials and appeals. He is experienced in offshore litigation. He also acted as an expert witness on HK company law in the Peoples’ Republic of China, and international arbitration. Dr. Wong also sits as an arbitrator in a substantial number of international commercial arbitrations.

Dr. Wong additionally specializes in contentious trusts and probate matters. He was the lead counsel in a multi-jurisdictional purpose trusts litigation in Bermuda involving an amount which exceeded US$ 2 billion. He has also given legal opinions on various trust and probate matters. He was instructed to advise and work on a number of substantial trusts litigation and related matters.

On non-contentious work, Dr. Wong specializes in corporate restructuring and capital reduction. He was involved in the capital reduction of CLP, Guangdong Investment and Hong Kong Construction. He was also involved in the Wheelock Holding Company privatization, PCCW privatization, the Denway Motors privatization, the Stone Group privatization, the Sunlife Insurance Transfer Scheme and the 3D Gold Scheme.

Academically, Dr. Wong graduated from the Business Faculty of the Chinese University of Hong Kong in 1994 as the Rhodes Scholar of the year. In 1996, he obtained his degree in Jurisprudence from Wadham College, Oxford and this year was recognised as a Distinguished Friend of Oxford (DFO.) In 2004, he also obtained his LL.M degree from the Peking University. In 2012, he was awarded the Doctoral Degree from Peking University with a dissertation on corporate insolvency laws.

Dr. Wong also serves on a number of special committees of the Hong Kong Bar Council. He is the Vice Chairman of the Committee on Overseas Lawyers Examination. He is also an advisor to the Middle Temple Society in Hong Kong.

Memberships & Appointments

- Justice of the Peace (1 July 2019)
- Chairman of the Board, ICC (From 1 August 2018 - 31 March 2020)
- Member, ICFC and SCFC (From 1 August 2018 - 31 March 2020)
- Deputy High Court Judge (From 31 July 2017)
- Vice Chairman of the Private Columbaria Appeal Board (2017-)
- Member, Criminal and Law Enforcement Injuries Compensation Boards (2017-)
- Member, Insurance Appeals Tribunal (2017-)
- Vice-Chairman, Municipal Services Appeals Board (2016-)
- Vice Chairman of the Board of Review, Inland Revenue (2015-)
- Member, Appeals Tribunal, The Hong Kong Federation of Insurers (2014-2020)
- Fellow, Chartered Institute of Arbitrators
- Distinguished Fellow, Centre for Financial Regulation and Economic Development,
- Faculty of Law, The Chinese University of Hong Kong
- Chairman of the Arbitration Committee of the Hong Kong Bar Association
- Member, Advisory Committee on the Promotion of Arbitration, Department of Justice
- Vice Chairman of the Standing Committee on China Practice Development (2014-2016)
- Overseas Member, Chancery Bar Association of England & Wales (2011-)
- Vice Chairman, Hong Kong Bar Association Special Committee on Bar Qualification Examination (2006-)
- Vice Chairman, Hong Kong Bar Association Special Committee on Mainland Affairs (2005-2018)
- Advisor, The Hong Kong Middle Temple Society (1999-)

Publications

Co-Editor to Hong Kong Company Law Cases (2008 - 2019) - published in 2020 by
- DVC in collaboration with Kluwer
- One of the editors of Hong Kong Civil Procedure 2001 and Hong Kong Civil Procedure 2002
Selected Cases

- **Mo Ying v. Brillex Development Limited and Another** [2014] 3 HKLRD 224 - a leading case on the applicable legal principle of common intention constructive trust.
- **Securities and Futures Commission v. Tiger Asia Management LLC and Others** [2013] 16 HKCFAR 324 - A leading Court of Final Appeal decision on the jurisdiction limit of Section 213 of the Securities and Futures Ordinance, Cap. 571.
- **Re Raymond Lee Cho Min and Lee Priscilla Hwang** [2012] 4 HKLRD 581 - a decision which set out the judicial approach to the application of Section 29 of the Bankruptcy Ordinance, Cap. 6.
- **Re Tan Sri Datuk Lau Gek Pok alias Lau Gek Poh** [2012] 5 HKLRD 75 - a leading case on DNA tests in a probable context.
- **Hallmark Cards Incorporated v. Yun Choy Ltd (in Compulsory Liquidation) and Another** [2012] 1 HKLRD 396 - a case on the priority of trusts claims in an insolvency regime.
- **Top One International (China) Property Group Co Ltd and Another v. Top One Property Group Ltd and Others** [2011] 1 HKLRD 606 - commercial disputes involving the legal principles on unless orders and extension of time under the new CJR rules.
- **Sunlink International Limited (Provisional Liquidators Appointed) & Ors v. Wong Shu Wing & Ors** [2010] 5 HKLRD 653 - leading case on shareholders’ rights to vote in an insolvency situation.
- **Hang Fung Jewellery Company Limited** [2010] 2 HKLRD 1 - established the retention of property right via a trust mechanism in the case of an insolvency.
- **Re PCCW Ltd** [2009] 3 HKC 292 - sets out the legal principles for the sanction of a scheme of arrangement and the problem associated with split voting.

Directory Quotes:

*Observations concerning William Wong SC, JP of Des Voeux Chambers tend to allude to his prominence as a busy and popular “company law specialist.” Interviewees go on to stress not only his academic grasp of the subject, but also that he is a “really practically-minded” adviser and advocate in the field and a “sound tactician with a keen sense of strategy” who “knows how best to play his cards in an adversarial case.”*

*Chambers & Partners Asia-Pacific (2020)*

*William Wong SC, JP was singled out as a legal expert by Lawdragon 500 in the 2020 Guide for Leading Global Restructuring & Insolvency Lawyers*

*Lawdragon 500 (2020)*

*William Wong SC, JP of Des Voeux Chambers is pinpointed by a number of sources as “definitely a go-to counsel” for company law and insolvency issues, an area in which he is both “very much an academic guru” and a “fantastic, very quick operator with a lot of commercial sense.” Interviewees also emphasise that he is “extremely practical and results-oriented” and a “very good strategist who can see what people really want to achieve and often thinks ahead of the other side.”*

*Chambers & Partners Asia-Pacific (2019)*
Ian Pennicott QC, SC

LLM (Cantab.) Corpus Christi College, Cambridge University
BA (Hons) Kingston University

Email
ianpennicott@dvc.com.hk

Practised from DVC between 1984 and 1989. Practised from Keating Chambers, the leading construction set in the UK, from 1989 to date. Returned to full time practice at DVC in 2010. Extensive experience in all aspects of (i) arbitration law and procedure both as advocate and arbitrator, (ii) building, engineering and construction litigation and arbitration, (iii) negligence claims against construction professionals (architects, engineers, project managers and building/quantity surveyors and (iii) the law as it applies to the environment.

Memberships & Appointments

- MCIArb (UK)
- Member of the Technology and Construction Bar Association (UK)
- Member of the Commercial Bar Association (UK)
- Member of the Society of Construction Law (UK & Hong Kong)
- Panel of Arbitrators, Hong Kong International Arbitration Centre
- Bencher of the Middle Temple

Directory Quotes:

Ian Pennicott QC, SC of Des Voeux Chambers is a veteran construction specialist, equally at home in litigation or arbitration proceedings, and active as both counsel and arbitrator in the latter context. A peer describes him as “a true construction lawyer and one of the best in Hong Kong,” while an instructing solicitor sums him up as “our favourite counsel, always at the top of our list, very hands-on and so detailed and thorough that he doesn’t need a junior.” He acted prominently as the senior counsel representing the government-appointed panel on the commission of inquiry into alleged shoddy workmanship on the MTR Corporation’s HKD97.1 billion Sha Tin–Central Link rail project.

Chambers & Partners Asia-Pacific (2020)
Directory Quotes:

Ian Pennicott QC, SC of Des Voeux Chambers is described by one source as “one of the most prominent construction silks in Hong Kong and a very good, commercially pragmatic leader who is very thorough and every kind of well prepared.” A view from an instructing solicitor’s perspective is provided by an interviewee who lists a catalogue of desirable qualities: “Practical, pragmatic, very user-friendly, low maintenance and willing to roll up his sleeves - the complete package.” He acted for Bauer Hong Kong in a High Court consideration of its dispute over an arbitral award with a Japanese and a Hong Kong-based construction company.

Chambers & Partners Asia-Pacific (2019)

Ian Pennicott QC, SC has been recognised in the Preeminent Senior Counsel category by the Doyles Guide and is singled out as a Leading Construction & Infrastructure Litigation Barrister - Hong Kong, 2020

Doyles Guide (2020)

Ian Pennicott QC, SC was recognised by Who’s Who Legal 2019 and 2020 for construction law as a Global Elite Thought Leader. Ian Pennicott QC, SC of Des Voeux Chambers is “a leading name for counsel work and is one of the best in Hong Kong” according to impressed commentators, and is “highly regarded by lawyers and client’s alike.” He specialises in construction arbitration and litigation, as well as negligence claims and environmental laws.

Global Elite Thought Leader Ian Pennicott QC, SC is high in demand, according to impressed peers who laud “great advice, which is always to the point”.

Who’s Who Legal (2019-2020)
Anson Wong SC obtained his Bachelor of Laws degree at the University of Hong Kong (1st Class Honours) and his Master of Laws degree at the University of Cambridge. He was admitted to the Bar in 1999 as the only Bar Scholar of that year. In 2014, he was promoted to the rank of Senior Counsel at the age of 37. Anson has been appointed by the Chief Justice as a Deputy High Court Judge of the Court of First Instance and by the Government to sit in various quasi-judicial boards and tribunals.

Anson is a seasoned litigator with a broad range of civil and commercial practice encompassing company and securities law, insolvency matters, domestic and international commercial disputes, intellectual property law, property and trust matters, probate and administration of estate, and professional negligence claims. Throughout his practice, Anson has represented many well-known commercial entities, business tycoons and celebrities in a wide spectrum of civil disputes. Apart from court litigation, Anson has also participated in various domestic and international arbitrations as an advocate or an arbitrator.

Since 2012, Anson has been ranked in the renowned “Chambers & Partners”.

Memberships & Appointments

- Chairperson of Resolvability Review Tribunal
- Chairperson of Resolution Compensation Tribunal
- Member of Disciplinary Chair Committee of Securities and Futures Commission
- Legal Adviser of Office of the Ombudsman
- Deputy High Court Judge, Court of First Instance of HKSAR (2017 & 2018)
- Chairman, Municipal Services Appeal Board
- Deputy Chairman, Inland Revenue Board of Review
- Former Member, Anti-Money Laundering and Counter-Terrorist Financing (Financial Institutions) Review Tribunal
- Member, Payment Systems and Stored Value Facilities Appeals Tribunal
- Member, Deposit Protection Appeals Tribunal
- Council Member, Hong Kong Bar Association
- Former Chairman, Standing Committee on Discipline of Hong Kong Bar Association
Selected Cases

- **Cheung Kwai Yin v. Moral Luck Finance Ltd** (2015) 18 HKCFAR 343 (civil procedure)
- **Tradepower (Holdings) Ltd. (in liquidation) v. Tradepower (Hong Kong) Ltd. & others** (2009) 12 HKCFAR 417 (insolvency law, company law)
- **Hebei Enterprises Ltd v. Livasiri & Co. (a firm)** (2008) 11 HKCFAR 321 (professional negligence case)

Court of Appeal

- **Xiamen Xinjingdi Group v. Eton Properties Ltd** [2016] 2 HKLRD 1106 (arbitration law, trust law, tort law and conflicts of law)
- **Lee Yuk Shing v. Dianoor International Ltd (in liquidation)** [2016] 4 HKC 535 (tort law, commercial law)
- **Grand Field Group Holdings Ltd v. Chu King Fai & Others** [2016] 1 HKLRD 1316 (company law)
- **Lin Heung Tea House v. Guangzhou Catering Services Enterprises Group Co Ltd** [2015] 4 HKC 333 (trade marks law)
- **Tsai Shao Chung v. Asia Television & Others** [2012] 4 HKLRD 52 (company law)
- **SFC v. Cheung Keng Ching & Others** [2011] 4 HKC 453 (securities law)
- **Xiamen Xinjingdi Group v. Eton Properties Ltd & Others** [2011] 1 HKLRD 781 (arbitration law)
- **Bang & Olufsen A/S v. To Hok Chung** [2007] 1 HKLRD 85 (CA) (registered design law)

Court of First Instance / District Court

- **Mathnasium Centre Licensing, LLC v. Chang Chi Hung** [2019] 4 HKLRD 565; [2019] 2 HKLRD 173 (contempt of court)
- **Dickson Holdings Enterprise Co Ltd v. Moravia CV & Ors** [2019] 3 HKLRD 210 (company law; arbitration law)
- **Dickson Valora Group (Holdings) Co Ltd v. Fan Ji Qian** [2019] 2 HKLRD 173 (arbitration law; anti-suit injunction)
- **Lee Good Lynette Siu Yin & Ors v. Cheung Wai Ming Daisy** [2019] 6 HKC 16 (probate and administration of estate)
- **Lam Kin Chung v. Soka Gakkai International of Hong Kong Ltd** [2018] 2 HKLRD 769 (company law; law of charity)
- **Ngan In Leng & Others v. Chu Yuet Wah** (No. 1) [2013] 1 HKLRD 717; (No. 2) [2013] 1 HKLRD 740 (civil procedure)
- **Re New Smart Energy Group Ltd** [2013] 1 HKLRD 506 (company law)
- **Macau First Universal International Ltd** [2012] 2 HKLRD 494 (company law)
- **Kinform Ltd v. Tsui Loi & Others** (No. 1) [2011] 5 HKLRD 57; (No. 2) [2011] 5 HKLRD 80 (contempt of court)
- **Re Mandarin Capital Advisory Ltd** [2011] 2 HKLRD 1003 (company law)
- **Apple Daily Ltd v. Oriental Press Group Ltd** [2011] 2 HKC 28 (copyright law)
- **Oriental Press Group Ltd v. Tung Lai Lam** [2011] 2 HKC 294 (anti-discrimination law)
- **Re Victorious Run Ltd** [2010] 3 HKLRD 473 (company law)
Directory Quotes:

Anson Wong SC of Des Voeux Chambers maintains an extremely versatile practice, one source describing him as “good in every area he acts in,” another as “one of the best all-rounder silks for corporate or commercial litigation, particularly those involving shareholder disputes.” He is further characterised as “fantastic with clients, responsive to those instructing him and a pleasure to work with,” and as “a robust and very tough advocate who prepares extremely well and whose opponents need to check and recheck their own work very thoroughly.” He acted for W&Q Investment in a long and complex chain of proceedings disputing the control of Aeso Holdings.

Chambers & Partners Asia-Pacific (2020)

DVC’s Anson Wong SC has been credited by Who’s Who Legal 2020 for Litigation and is recognised as a Global Leader in the Recommended category.

Who’s Who Legal (2020)

Anson Wong SC of Des Voeux Chambers stands out for “supreme clarity of thought,” one interviewee noting that he “always thinks very clearly and analyses everything very carefully,” another that he is “very clear and succinct in identifying the issues he needs to target.” He is also applauded as a barrister who is “acutely aware of the client’s needs and provides practical strategies and timely assistance.” He maintains a broad civil and commercial practice with noted strengths in such areas as securities-related, property and professional negligence issues and a noteworthy body of intellectual property work.

Chambers & Partners Asia-Pacific (2019)
Douglas Lam SC was a management consultant with the Hong Kong office of McKinsey & Company before he joined the Hong Kong Bar in 1999. He is fluent in Cantonese and Putonghua.

Mr Lam practice specialises in cross-border commercial disputes and company and corporate insolvency matters. His clients include many of the largest financial institutions, multinational corporations and investment funds in the world. He has acted as leading counsel in numerous complex contract and shareholder disputes involving Mainland Chinese and foreign parties, winding-up petitions of publicly listed companies, and contentious applications arising out of company liquidations.

Mr Lam also advises and appears regularly as leading counsel in banking and securities disputes, regulatory matters involving the Securities and Futures Commission, contentious trust and probate matters, commodities contract disputes, insurance and shipping related litigation and arbitrations. In recent years, Mr Lam SC has also been instructed in high value disputes concerning the division of family assets in matrimonial proceedings, particularly those involving issues of constructive trust and asset tracing.

Recent cases include:

1. Acted for Skyhigh Investment Limited, a wholly owned entity of New Horizon Capital Partners (新天域資本), one of the largest China-focused private equity funds in the world, in respect of a USD 65 million investment in Guangzhou Guocui Flowers (廣州國萃花卉交易有限公司). Successfully obtained in the Hong Kong Court a worldwide Mareva injunction against founding shareholders in the sum of USD 105,726,000 in aid of arbitration proceedings in Hong Kong. See e.g. Skyhigh Investment Limited v. Yu Jun and Others [2020] HKCFI 913, 1 June 2020 (instructed by Reed Smith Richards Butler, Hong Kong office). Hong Kong arbitration proceedings ongoing.

2. Acted for Classroom Investments Inc., a wholly-owned subsidiary of the Ontario Teachers’ Pension Plan Board, one of the largest pensions funds in the world, in a USD 175 million investment in China Hospitals Inc., a private hospital group in Mainland China. Successfully obtained in the Hong Kong Court worldwide Mareva and proprietary injunctions against founding shareholders in the sum of USD 175 million in aid of arbitration proceedings in Hong Kong. Successfully obtained an arbitration award of over USD 231 million in 2018 (information in public domain) (instructed by Kirkland & Ellis, Hong Kong office).
3. Acting for Mr Lau Wing Yan in a complex shareholders dispute involving multiple proceedings in Hong Kong, Panama and the British Virgin Islands. Successfully resisted an application by opposing parties for an anti-suit injunction in Hong Kong. See e.g. Plain Sail Holdings Limited and Anor v. Lau Wing Yan [2020] HKCFI 653 (instructed by DLA Piper, Hong Kong office). Actions ongoing.

4. Acted for China Alarm Holdings Acquisition LLC in a shareholders dispute concerning a USD 16 million investment in a Chinese security and alarm company. Successfully obtained judgment in the Hong Kong court against the founding shareholders for over USD 15 million. Appeal by opposing party dismissed. See e.g. China Alarm Holdings Acquisition LLC and Anor v. Ing Alexander Yim Leung and Ors (unreported) CACV 98/2016, 8 December 2017 (instructed by Laracy & Co.).

5. Acted for Ms Zhang Lan (張蘭) in a complex shareholders dispute concerning a USD 50 million investment by CVC Capital Partners into 俏江南. CEITAC arbitration proceedings concluded in 2018 (instructed by 段和段中國律師事務所).

Mr Lam SC was appointed Senior Counsel on 2 May 2015 and has since been consistently ranked as a leading company and commercial silk by Chambers and Partners. He was named “Barrister of the Year” at the Asia-Pacific Dispute Resolution Awards in September 2017.

Mr Lam SC is also an accredited mediator.

**Memberships & Appointments**

- Chairperson of the Insurance Appeals Tribunal (IAT) (2017-present)
- Chairman of the Buildings Appeal Tribunal (2015 - present)
- Deputy Chairman of the Administrative Appeals Board (2016 - present)
- Member of the Independent Police Complaints Council (2017 - present), Chairman of the Legal Committee (2018 - present)
- Member of the SFC Disciplinary Chair Committee (2018 - present)
- Member of the Estate Agents Authority (2016 - present)
- Member of the Special Committee of the Bar Association on Overseas Admissions (Civil) (2013 - present) and the Investment Committee (2015 - present)
- Accredited Mediator (CEDR)
Directory Quotes:

Douglas Lam SC of Des Voeux Chambers focuses his practice principally on cross-border commercial, company and insolvency-related disputes. Sources report that he maintains “a very busy practice,” that “people like his advice because he’s very practical” and that he is persuasive both on his feet and on paper, his written work in particular being “succinct, cogent and very punchy.” He acted successfully for the Hong Kong Chiu Chow Po Hing Buddhism Association in Court of Appeal proceedings in which the association’s receiver was challenging a judge’s earlier ruling concerning the assessment of that receiver’s costs.

Chambers & Partners Asia-Pacific (2020)

Douglas Lam SC of Des Voeux Chambers is described by one interviewee as a “very experienced practitioner and natural advocate with a very busy commercial and arbitration practice,” other sources stressing his “very smooth advocacy” and “very accommodating and patient manner with clients and solicitors,” one adding that “he is well liked by the court because his submissions are very realistic and full of common sense.” Particularly well known for his handling of cross-border commercial disputes, he acted successfully for Merrill Lynch International Bank and Merrill Lynch (Asia Pacific) in High Court appellate proceedings in which the moneylender plaintiffs’ contention that they were due damages for a supposed negligent misstatement on the part of Merrill Lynch was dismissed with costs.

Chambers & Partners Asia-Pacific (2019)

Douglas Lam SC is credited as a Leading Senior Counsel in the Doyles Guide 2020 for Maritime, Shipping & Transport Law for Barristers in Hong Kong

Doyles Guide (2020)

Douglas Lam SC netted the Barrister of the Year Award at the Asia Law Awards 2017

Asia Law Awards (2017)
José-Antonio Maurellet S.C. is a Hong Kong born Eurasian. He is an English, Cantonese and French native speaker. He also can speak some Mandarin. José read law at St Edmund Hall, Oxford University. He was called to the Hong Kong Bar in 2000 and to the Inner Bar in 2016. He was admitted in 2020 as a solicitor of the Eastern Caribbean Supreme Court, British Virgin Islands circuit.

He is an Associate Member of 3 Verulam Buildings in London.

He has advised and acted in numerous shareholder disputes, winding up petitions, and applications arising out of liquidations of companies (for example applications for provisional liquidators, receivers, validation orders, S.221 examinations, unfair preference proceedings).

He has also appeared in schemes involving:

- Privatisations (Re Joyce Boutique Group Ltd, Re China Agri-industries Holdings Ltd, Re Dah Chong Hong Holdings Ltd, Re China Power Clean Energy Development Company, Re HAECO, Re eContext and Re Wheelock Properties) as well as

- Creditor schemes (Re Kaisa Group Holdings, Mongolia Mining Corporation and Z-Obee Holdings, Re Tai Kam Construction Engineering, Re UDL Holdings Ltd)

He also regularly acts in disputes arising from banking/financial services, in particular alleged mis-selling of financial products. He has previously acted for the Securities and Futures Commission as well as the Listing Division of the Stock Exchange of Hong Kong. He has appeared before the Listing Appeals Committee as well as the Takeovers and Mergers Panel.

José is a member of the HKIAC Panel of Arbitrators and the Panel for Financial Services Disputes; as well as the HKIAC Panel of Emergency Arbitrators. He currently is a Council member of the Hong Kong International Arbitration Centre as well as a former member of its Appointments Committee.

He regularly appears as counsel in arbitrations, and has acted in Court related proceedings such as injunctions in aid of arbitral proceedings as well as applications for leave to enforce and leave to set aside arbitral awards. He also sits as an arbitrator from time to time.

He is also a CEDR accredited mediator.

He was a Contributing Editor to the Hong Kong Civil Procedure (“the White Book”) from 2003 to 2018, is a Consultant Editor of the Hong Kong Law Reports and Digest and is also a Contributing Editor to “Company Law in Hong Kong.”
Memberships & Appointments

Arbitration related

- Council member of the Hong Kong International Arbitration Center Panel of Arbitrators (“HKIAC”) (since October 2018)
- Member of the Appointments Committee of the HKIAC (May 2017 to May 2020)
- Member of the Panel of Arbitrators of HKIAC
- Member of the HKIAC Panel of Arbitrators for Financial Services Disputes
- Member of the HKIAC Panel of Emergency Arbitrators
- Member of the Approved List of Arbitrators of the Chinese European Arbitration Center
- Xiamen International Financial Arbitration Centre, listed arbitrator

Statutory board/tribunal, advisory panels and other appointments

- Member of the examining panel of Higher Rights of Audience Assessment Board (March 2020-)
- Member of the High Court Rules Committee (August 2018-)
- Member of Panel A of the disciplinary tribunal of the Hong Kong Institute of Certified Public Accountants (2017-)
- Law Reform Commission, Access To Information sub-committee member (May 2013 - now)
- Law Reform Commission, outcome-related fee arrangements for arbitration sub committee member (November 2019-now)
- Member of the Independent Police Complaints Council (2016-2019)
- Buildings Ordinance Appeals Tribunal, Chairman (2012 – 2018)
- Member of the Board of Review (2011 – 2013)
- Member of the Disciplinary Board Panel under the Lands Survey Ordinance (2007 - 2013)
- Deputy District Judge (December 2012)
- Deputy High Court Judge (mid May to mid June 2018 & mid February to mid March, and end of July to mid August 2019, mid June to early July & mid to end of August 2020)

Hong Kong Bar Association

- Vice Chairman (2017-2019, three terms)
- Standing Committee on International Practice (past vice chairman)
- Standing Committee on Practice Development (past vice chairman)
- Standing Committee on Professional Development (past vice chairman)
- Standing Committee on Bar Scholarship (member)
- Committee on Financial and Securities Law (member)
- Member, Barristers Qualification Examination – Panel on Company Law (2013-)
Memberships & Appointments (continued)

Academic

- Hong Kong University, External Examiner for the PCLL “Commercial Dispute Resolution” and “Corporate and Commercial Transactions I”

Selected Cases

To view a list of selected cases please click link below:


Directory Quotes:

More than one interviewee speaks of Jose-Antonio Maurellet SC of Des Voeux Chambers as being “in his prime” just now, sources variously describing him as “one of Hong Kong’s busiest junior silks” and a “very quick-witted, extremely effective advocate” who is particularly “good at making sure the court understands the main points and at coming up with incisive responses to questions from the Bench.” His broad commercial practice incorporates a notable emphasis on company, insolvency and bankruptcy issues, one source going so far as to call him “basically, the god of insolvency law in Hong Kong.” He acted for the eponymous company in Re Mongolian Mining Corporation, a case which established a number of points concerning schemes of arrangement which lacked previous Hong Kong authority.

Chambers & Partners Asia-Pacific (2020)

José-Antonio Maurellet SC was singled out as a legal expert by Lawdragon 500 in the 2020 Guide for Leading Global Restructuring & Insolvency Lawyers

Lawdragon 500 (2020)

José-Antonio Maurellet SC of Des Voeux Chambers receives several tributes from interviewees who variously characterise him as “one of the best operators at the Bar,” “a force of nature” and “the man to go to for company matters.” Sources are also quick to emphasise his communication skills, one pointing to his “ability to explain really complex issues in very plain language and with really clear examples,” another to his “way of getting a point across that establishes a dialogue and a natural rapport with the court.” In addition to the general company law expertise to which several commentators refer, he is also noted for his specific command of insolvency issues and was one of the counsel acting for the petitioning shareholder in the widely reported Re China Solar Energy Holdings High Court case.

Chambers & Partners Asia-Pacific (2019)

José-Antonio Maurellet SC was recognized by Who’s Who Legal 2019 for Litigation

Who’s Who Legal (2019)
Jenkin Suen SC has maintained a leading civil practice, specialising in commercial and chancery disputes, company and insolvency litigation, land and planning law, public law and regulatory litigation. He is adept in both trial and appellate advocacy, and is regularly engaged in major commercial, regulatory and public law cases.

Jenkin regularly acts for listed companies, banks, funds, insurance companies and transnational conglomerates in commercial, contractual and trust disputes, with active appearances in court trials, appeals, interlocutory applications and arbitrations. He has been involved in major cases such as the *Henry Fok estate and Convoy* litigations. Among others, he is appearing before the Court of Final Appeal (CFA) on an important question of contractual interpretation in financial advisor engagement agreements (*Eminent Investments (Asia Pacific) Ltd v. DIO Corporation*). In the realm of company law, he is particularly known for his expertise in shareholder disputes and schemes of arrangement. Aside from private companies and individuals, he frequently represents the Official Receiver, liquidators, the Registrar of Companies and the Insurance Authority.

In terms of land and planning law, Jenkin is often instructed in landmark cases involving important questions of statutory and contractual construction, planning law and administrative law. He represents developers and public bodies/the Government alike, such as the Director of Land, the Secretary for Development, the Town Planning Board (TPB) and the Land Registry, on both advisory and contentious matters. Among others, he represented the TPB in a landmark case on protective costs order (*Designing Hong Kong Ltd v. TPB*, before CA and CFA) and as leading counsel in two mega town planning appeals involving complex planning and expert evidence.

In his regulatory practice, Jenkin represents the Securities and Futures Commission on a wide spectrum of advisory and contentious works including hearings before the Market Misconduct Tribunal (MMT), the Securities and Futures Appeals Tribunal and the Companies Court. As regards public law, Jenkin advises and represents a wide range of public bodies (such as the President of the Legislative Council, the Privacy Commissioner, the Mandatory Provident Fund Schemes Authority, the Urban Renewal Authority, the Protection of Wage on Insolvency Fund Board, the Medical Council and Hospital Authority) and the Government (such as the Chief Executive (CE), the SJ, the Building Authority, the Director of Immigration, the Director of Public Prosecutions (DPP), the Education Bureau...
and the Secretary for Home Affairs) on important issues of constitutional law, election, planning, immigration, administrative appeals and disciplinary actions. For instance, he appeared recently for the Government in the judicial review concerning the Emergency Regulations Ordinance and the Prohibition on Face Covering Regulations (before CFI and CA) and a habeas corpus application on the National Security Law.

Alongside his private practice, Jenkin has written extensively in the legal field. He is the co-author of Shareholders’ Rights and Remedies in Hong Kong (2011), the first practitioner text on the law of shareholders’ remedies in Hong Kong. He is also a contributing author to Company Law in Hong Kong - Practice and Procedure (since 2007) and a contributing editor to Hong Kong Civil Procedure (since 2007).

Memberships & Appointments

- Member, Committee on Constitutional Affairs & Human Rights (HKBA), since 2017
- Member, Committee on Land, Trust and Probate (HKBA), since 2018
- Member, Standing Committee on Code of Conduct (HKBA), since 2018
- Member, Committee on Companies Law (HKBA), 2018-2020
- Trainer, The Bar’s Pupils Core Advocacy Programme, since 2017
- Chairman, Appeal Tribunal Panel (Buildings), 2015-2018
- Council Member, The Bar Council, 2007-2009

Selected Cases

Commercial/ Company/ Insolvency

- **Wang Yanlong v. NPCC (Hong Kong) Ltd**, HCMP 2190/2018. Application for rectification under section 42 of Companies Ordinance.
- **Tse’s Brothers Co Ltd v. Kinghall Development Ltd & Anor** HCA 1341/2012 / HCA 2401/2012. Trial on land and trust law.
- **Fok Chun Yue Benjamin v. Yau Wing Co Ltd** HCMP 3250/2015. Leave application for statutory derivative action.
- **Hansen International Ltd v. High Fashion Apparel Ltd** HCA 1724/2014. Interim injunction against removal of CEO.
- **Sanctuary Systems Ltd v. Orient International Holdings Hong Kong Co Ltd & Anor** HCA 479/2010. Trial on Quistclose trust.
Selected Cases (continued)

Land/Planning

- **Senso Investment Limited v. Director of Lands** LDMR 1/2012. Compensation claim under the Foreshore and Sea-bed (Reclamations) Ordinance.
- **Dairy Farm Company, Limited v. SJ on behalf of Director of Land** HCMP 2423/2017. Trial on right of way and construction of Government lease.
- **Kong Hong Kui Thomas v. Wu Yuk Chun Judy** CACV 190/2019. Appeal on representation and estoppel in dispute on landed property.
- **Lam Ar Fu Peter v. Building Authority** HCAL 2259/2018. Judicial review against decision of Appeal Tribunal (Buildings).
- **I Villas Ltd v. SJ** HCA 1883/2014. Trial on construction of lease covenants.
- **Cheermark Investment Ltd v. The Director of Lands** [2018] 1 HKLRD 79. Appeal on statutory compensation for resumption of land.

Regulatory

- **Cai Hongping v. SFC** SFAT 3/2020. Review application before the Securities and Futures Appeals Tribunal.
- **Re Combest Holdings Limited** HCCW 118/2020. Petition under Sections 212 and 214 of the SFO and application for appointment of provisional liquidators.
- **Re Magic International Holdings Limited** Proceedings before the Market Misconduct Tribunal.
- **SFC Shandong Molong Petroleum Machinery Company Limited** HCMP 1094/2019. Proceedings under Section 214 of the SFO.
- **Re Sound Global Ltd** HCMP 868/2019. Proceedings under Section 214 of the SFO.

Public law

- **Tong Ying Kit v. HKSAR** HCAL 1601/2020. Habeas corpus application on the National Security Law.
- **Loh Ming Yin v. Hong Kong Examinations and Assessment Authority** HCAL 1087/2020. Judicial review on invalidation of public examination question.
Selected Cases (continued)

Public law

- **So Tsun Fung v. The Commissioner of Police** HCAL 3376/2019. Injunction application in judicial review.
- **Lok Man Tai Felix v. Architects Registration Board** [2019] 2 HKLRD 745. Appeal on disciplinary decision.
- **Chan Ho Tin v. Lo Ying Ki Alan** [2018] 2 HKLRD 7. Election Petition.
- **Commissioner of Registration v. Registration of Persons Tribunal** [2018] 4 HKLRD 810. Judicial Review against decision of Registration of Persons Tribunal.

Directory Quotes:

New silk Jenkin Suen SC of Des Voeux Chambers is singled out in particular by interviewees for the exceptional quality of his research and the fact that he has “clearly thought through all the points” of an issue, the results of which preparation are “crisp, logical arguments,” underpinning “a calm and measured approach and well thought out advice.” His versatile practice extends across the full commercial, public law and regulatory spectrum, and he is regularly active on behalf of government officials and agencies, particularly on land and planning issues.

Chambers & Partners Asia-Pacific (2020)

Jenkin Suen SC of Des Voeux Chambers maintains an impressively varied practice, being described by one source as “very good in regulatory, planning and administrative law matters” while another notes that he “knows a lot about company law and shareholder issues.” The latter interviewee adds that Suen is also notable for his combination of a measured approach with very quick reactions and opines that he is clearly “going to go places,” while a third contributor reports that he is a “very client-oriented and solution-focused and very well liked by solicitors.” He is often instructed on behalf of government bodies in planning disputes.

Chambers & Partners Asia-Pacific (2019)
Rachel Lam SC

M.A. (Oxon)
BPP Law School (Bar Vocational Course)
LLM (Harvard)
M.St. IHRL (Oxon)
2019 (Hong Kong Inner Bar)

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View Rachel Lam SC’s profile on LinkedIn

Rachel’s practice relates mainly to insolvency, restructuring, regulatory, company and commercial matters. She joined Des Voeux Chambers in 2006 after winning a series of scholarships and prizes for academic excellence. She is qualified in three jurisdictions - Hong Kong, England & Wales and New York State - and has enjoyed establishing her practice in Hong Kong.

Rachel has acquired extensive experience in insolvency and restructuring matters, company and commercial litigation, as well as in the securities field.

She acts regularly for liquidators and a wide range of companies. Her company and commercial litigation practice comprises commercial trust matters, corporate claims, derivative actions, and commercial injunctions.

In connection with this, she has dealt with a number of corporate restructurings, schemes of arrangement, and privatisations, including amongst others, The Grande Holdings Limited and China Assets (Holdings) Limited schemes.

Her regulatory and securities practice encompasses market misconduct and related disciplinary, compliance and contentious matters. She advises clients in relation to the multifarious issues which can crop up in both contentious and non-contentious settings, and has acted both for and against the SFC in High Court proceedings.

In connection with these areas of practice, she regularly deals with complex issues of law and has advised and represented financial institutions, investors, listed companies and their directors, trustees, beneficiaries, regulators, and shareholders.

She is a Contributing Editor to Hong Kong Company Law Cases (2008 - 2019) - published in 2020 by DVC in collaboration with Kluwer.

Memberships & Appointments

- Member, Committee on Companies Law, Hong Kong Bar Association
- Member, Committee on Intellectual Property, Hong Kong Bar Association
- Member, Competition Commission
- Adjudicator, Immigration Tribunal
- Member, Standing Committee on Company Law Reform
- Member of the Criminal and Law Enforcement Injuries Compensation Boards
Selected Cases

Company, Commercial & Trusts:

- **Lam Tak Choi v. Chow Tai Fook Jewellery Co Ltd** [2020] HKCFI 362
- **Emperor Securities Ltd v. SMI Investment (HK) Ltd & Ors** [2020] HKCFI 129
- **Société Générale, Singapore Branch v. Inter Pacific Group Pte Ltd & Ors** [2019] HKCFI 2405
- **Hong Ziyun v. Chan Kwan Ming & Ors** [2019] 4 HKLRD 405
- **Tang Jialin v. Sinopac Securities (Asia) Ltd & Ors** [2019] HKCFI 2087
- **Dickson Valora Group (Holdings) Co Ltd v. Fan Qi Jian** [2019] 2 HKLRD 173
- **Re China Assets (Holdings) Ltd** HCMP 1875/2017
- **Chen Mei Lan v. The Registrar of Companies** [2017] 1 HKLRD 924
- **China Baoli Technologies Holdings Ltd v. Orient Equal International Group Ltd** HCA 1399/2016
- **Excel Courage Holdings Ltd v. Wong Sin Lai** [2014] 3 HKLRD 642 & HCCL 34/2013
- **Talal El Makdessi v. Team Y&R Holdings Hong Kong Ltd** HCMP 1054/2011
- **East Epoch International Ltd v. Wong Poon Ting** [2010] 3 HKLRD 495

Insolvency & Restructuring:

- **Chin Kam Chiu v. FTI Consulting, Inc & Others** [2020] HKCFI 611
- **Re National Arts Entertainment and Culture Group Ltd** [2020] HKCFI 151
- **Wah Nam Group Ltd v. Roderick John Sutton & Anor** [2020] HKCA 30
- **Ho Chor Ming v. Hong Kong Chiu Chow Po Hing Buddhism Association Ltd** [2018] 3 HKLRD 270 & [2019] HKCA 495
- **Re Wah Nam Group Ltd** HCCW 166/2000
- **Speedy Brilliant Investments Ltd v. China Health Group Ltd** HCCW 816/2016
- **Re The Grande Holdings Ltd** HCCW 177/2011
- **Re STX Pan Ocean (Hong Kong) Co Limited** [2014] 5 HKLRD 581
Selected Cases (continued)

Insolvency & Restructuring:

- **Re Lehman Brothers Commercial Corporation Asia Ltd** [2014] 3 HKLRD 448
- **Re Days International Ltd** [2014] 1 HKLRD 20
- **Re Gabriel Ricardo Dias-Azedo** [2013] 4 HKLRD 549
- **Re Pioneer Iron and Steel Group Co Ltd** HCCW 322/2010
- **Re Moulin Global Eyecare Holdings Ltd** HCCW 470/2005
- **Re Chung Winston** [2013] 2 HKLRD 649
- **Re Titanium Technology Ltd** [2011] 3 HKLRD 134

Regulatory:

- Various engagements by the Securities and Futures Commission
- Founder Holdings Limited Inquiry

Intellectual Property:

- **Lion Capital LLP v. The Registrar of Trade Marks** [2011] 1 HKLRD 272
- **Hitachi, Ltd v. Hitachi Wei Chu (Hong Kong) Ltd** [2007] 4 HKLRD 431

Directory Quotes:

*New silk Rachel Lam SC of Des Voeux Chambers is a “very busy” and “very bright and knowledgeable” counsel with a “calm yet persuasive advocacy style which is very succinct but covers every point.” Experienced in a variety of commercial, intellectual property and regulatory issues, she stands out in particular for her expertise in the insolvency sphere, interviewees observing that she is “very much front and centre in the market” and the “preferred counsel” of a number of leading liquidators and professional trustees. She served as a member of the team representing the receiver in the appellate case Ho Chor Ming v. Hong Kong Chiu Chow Po Hing Buddhism Association Ltd.*

Chambers & Partners Asia-Pacific (2020)

*Rachel Lam of Des Voeux Chambers is noted both for “very intelligent and very detailed work” and for what one source calls “a particularly impressive advocacy style - eloquent and passionate and yet calm; a very powerful combination.” Another source ascribes to her “all the gravitas of a silk.” In addition to a busy company and commercial, regulatory and insolvency-related practice, she is also active in the intellectual property arena and acted for start-up company Acron International Technology in appellate proceedings which represented Hong Kong’s first case concerning an employer’s entitlement to lay claim to an employee’s inventions.*

Chambers & Partners Asia-Pacific (2019)
John is admitted to the Bars of Hong Kong (1990), England & Wales (1989), Northern Ireland (2013) and the Supreme Court of the Eastern Carribbean (BVI) (2013). He is a registered lawyer in the Dubai International Financial Centre Court and the Asatana Financial Centre Court. He is also a Fellow of the CIArb and the HKIArb. He is a member of Landmark Chambers in London and practises in Hong Kong, the United Kingdom and internationally (particularly Cayman Islands and the BVI). He took silk in England in 2010. He has an extensive civil practice in Hong Kong including town planning, complex rating cases, commercial litigation and arbitration.

As a former member of the “A” Panel of Treasury Counsel for the UK Government he has huge experience of judicial review in a broad range of administrative and public law cases (including town and environmental law matters) in Hong Kong and the United Kingdom for both private and public sector clients. He appears before the Lands Tribunal, Town Planning Appeal Board, Court of First Instance, Court of Appeal and the Court of Final Appeal. Recent Hong Kong Cases include Nam Sang Wai Development Co. Ltd v. Town Planning Board, CLP Hong Kong Ltd v. Commissioner Rating and Valuation, Mayer Corporation Development International Ltd v. Alliance Financial Intelligence Ltd, Jonnex International Ltd. v. Town Planning Board and Song Liang Zhong v. Chan Sze Wan & Others and Hong Kong Resort Company Ltd v. Town Planning Board.

Memberships & Appointments

- Northern Ireland Bar [2013]
- Supreme Court of the Eastern Caribbean (BVI) [2013]
- Dubai International Financial Centre Courts (DIFC) [2017]
- Astana International Financial Centre Courts [2018]
- Fellow Member of the Chartered Institute of Arbitrators (CIarb) [2020]
- Fellow Hong Kong Institute of Arbitrators (HKIArb) [2018]
Selected Cases

- **Hong Kong Resort Co. Ltd v. Town Planning Board** [2020] HKEC 2324
- **CL v. SCG** [2019] 2 HKLRD 144
- **Song Lian Zhong v. Chan Sze Wan** [2018] HKCA 685
- **CLP Power Hong Kong Ltd v. Commissioner of Rating and Valuation** (2017) 20 HKCFAR 168
- **Lindenford Ltd v. Town Planning Board** [2012] HKEC 1236
Liza Jane Cruden has a civil commercial and chancery practice appearing in a broad range of cases. This encompasses varied contract, company and partnership, trusts, professional negligence, building and construction, matrimonial, employment and discrimination matters with an emphasis on real property. She has extensive experience in property and land law matters, from Government leases and licenses, rating, New Territories land, Deeds of Mutual Covenant, conveyancing and landlord and tenant, to equitable mortgages, easements and derogation from grant.

Liza Jane appears as an advocate in appellate, trial and interlocutory court proceedings as well as arbitrations. Her advocacy role extends to hearings in statutory, administrative and disciplinary Tribunals such as the Lands Tribunal, the Appeal Tribunal (Buildings), Medical Council inquiries and of other professional bodies and institutes. She is included on various lists of mediators. Liza Jane advises in writing and consultation in all areas of her practice.

Memberships & Appointments

- Member of the Bar Council of the Hong Kong Bar Association (from 2009 to 2017)
- Member of the Standing Committee on Overseas Admission, Hong Kong Bar Association
- Member of the Special Committee on Civil Justice Reform, Hong Kong Bar Association
- Member of the High Court Rules Committee under section 55(1)(d) of the High Court Ordinance, Cap.4 (2009 to 2015)
- Member of the Chartered Institute of Arbitrators since 2002
- Accredited as a Mediator by CEDR in 2007
- Member of the Honourable Society of Gray’s Inn
- Examiner of the Hong Kong Bar Association Overseas Barristers Qualification Examinations (2009 to 2017)
- Hong Kong Advocacy Training Council Executive Committee Member from 2012, Hon. Treasurer 2016
- International Advocacy Training Council Executive Committee Member from 2019
Publications/Lectures/Talks

- Regularly conducts training courses, workshops and talks organised by the Hong Kong Bar Association on areas of practice including Civil Justice Reform, Drafting, Professional Conduct and Advocacy. Internationally, involved in advocacy training and similar activities in other jurisdictions.
- Land Compensation and Valuation Law in Hong Kong (4th Ed.) Co-Author
Mairéad is a senior junior Counsel with a strong company/commercial background and has developed an extremely busy matrimonial practice.

Mairéad joined Des Voeux Chambers in 1991 and has acted for clients such as HSBC, Cartier, Mansion House, Sun Alliance, Paramount Publishing, Shun Shing Construction and Samsung Corporation among others. She has appeared in numerous reported cases across a broad spectrum of family matters from Children’s Proceedings to complex financial and multijurisdictional disputes, she also regularly advises and acts for trustees and other third parties in such disputes. She has also given expert opinions on Hong Kong family law in proceedings in various overseas jurisdictions and is a qualified Collaborative Practitioner. She is contributing author of Family Law & Practice in Hong Kong and is a member of the Bar’s Special Committee on Family Law.

Mairéad has extensive expertise in Matrimonial Law including:

- **Forum and Jurisdiction**
- **All forms of Ancillary Relief including cases involving pre and post nuptial settlements, companies, trusts and trustees as third parties**
- **Advising trustees in ancillary relief proceedings**
- **Children Cases: Custody, Care and Control, Access, Removal, Wardship and Hague Convention cases.**
- **Multijurisdictional disputes including financial and children’s proceedings.**

Mairéad is also experienced in Company and Insolvency law including:

- **Advising and representing parties to winding up proceedings, including creditor’s petitions, just and equitable petitions and public interest petitions**
- **Reductions of Capital**
- **Schemes of Arrangement, including Insurance Schemes and Schemes in Insolvency**
- **Minority shareholder actions**
- **Interlocutory applications in winding up petitions, including appointment of provisional liquidators and interim receivers, applications for injunctions, applications pursuant to sections 182 and 290 of the Companies Ordinance**
- **Advising and representing parties in most forms of commercial disputes.**
Directory Quotes:

Mairéad Rattigan of Des Voeux Chambers is described by interviewees as a “go-to senior junior, all-rounder matrimonial barrister” who “knows the field and is well respected by judges,” her status as “an exceptionally good, forceful but fair advocate” attracting special praise. Experienced in both the financial and child-focused spheres of the family law discipline, she offers focused expertise on ancillary relief issues, including those involving trustees, and also advises extensively on cross-jurisdictional questions.

Chambers & Partners Asia-Pacific (2020)

Mairéad Rattigan of Des Voeux Chambers is acclaimed as a “very experienced” and “great practitioner” in this space, operating in both the financial and child-related sectors of the practice area and being valued, not so much as a barrister favouring one side or the other than as someone who “sees the big picture” and can address matters holistically.

Chambers & Partners Asia-Pacific (2019)

Mairéad Rattigan is accredited in the Preeminent Junior Counsel category by the Doyles Guide 2020 for Leading Family & Divorce Law Barristers – Hong Kong

Doyles (2020)

Mairéad Rattigan is acclaimed by Doyles as a Preeminent Junior Counsel for her expertise in Hong Kong Family, Divorce and Matrimonial Law (2016-2018)

Doyles (2016-2018)
Alfred Liang

MA (Oxon)

Email
alfliang@dvchk

Alfred received his legal education in England. He obtained his MA degree in Jurisprudence at the University of Oxford. Called to the Bar in England and Hong Kong in 1991, he has been in practice in Hong Kong since 1992.

Alfred practices in a wide range of areas in the chancery and commercial fields. He advises on and acts in cases involving commercial law, land and property law, probate and administration, equity and trust, banking and finance, defamation and professional negligence. He also has experience in shipping and insurance matters and matters involving personal injury.

Selected Cases

- **Ng Yee Wah v. Lam Chun Wah** (CFI) [2012] 4 HKLRD 40. Company law - Scope of director to inspect documents of company at common law and under s121 of Companies Ordinance Cap 32. Whether there was any need for director to explain why inspection was sought, what were circumstances in which director’s right of inspection could be interfered with and whether exercise of director’s right of inspection was a matter of discretion for court.

- **Re Loo Che Chin** (CFI) [2013] 2 HKLRD 739 – Probate and administration of estate. Whether it would be necessary or convenient to pass over an executor and appoint accountant nominated by him in his stead where it was found that there was a complete breakdown of relationship and mutual distrust between him and some beneficiaries and there had been no effective communication between executor and some beneficiaries some time before process of administration of estate.

- **Nanyang Commercial Bank Ltd v. Nativivat** [2013] (CFI) 2 HKLRD 749 – Banking Law. Civil Procedure. Perquisites of interpleader relief. When summary determination was available in interpleader proceedings. How beneficial entitlement of funds in a joint bank account was to be determined and what was effect of a survivorship clause per se and to what extent it evidenced parties’ intention as to ownership of funds. Whether presumption of advancement as between parent and adult child was still applicable in Hong Kong, unlike some other jurisdictions, and in what circumstances it could be raised. Where funds were placed into joint account of aging parent and adult child, whether an inference of gift or resulting trust might be drawn.
Lawrence K F Ng is an experienced advocate and has appeared in all levels of court in Hong Kong. He has a broad civil practice, with emphasis on the following areas: commercial and company litigation, defamation, property and probate law and employment law. He was called to the Bar in Hong Kong in 1993.

He has recently appeared before the Court of Final Appeal in the following landmark cases:

1. **Jonathan Lu v. Paul Chan Mo Po** (2018) 21 HKCFAR 94, where the Court of Final Appeal laid down a definitive ruling on the meaning of malice in the context of the qualified privilege defence (led by Andrew Caldecott QC and Gerard McCoy SC).
2. **Incorporated Owners of Po Hang Building v. Sam Woo Marine Works Ltd** (2017) 20 HKCFAR 241, where the Court of Final Appeal upheld the constitutionality of section 63B of the District Court Ordinance (Cap.336) on the basis that it is proportionate and does not go beyond what is reasonably necessary for the achievement of the legitimate aims.
3. **Big Island Construction (HK) Ltd v. Wu Yi Development Co Ltd** (2015) 18 HKCFAR 364 where the Court of Final Appeal held that the decision of the English Court of Appeal in *Seldon v. Davidson* [1968] 1 WLR 1083 should not be followed in Hong Kong and that there is no presumption of an implied obligation to repay from the mere fact of payment to a stranger because the making of a bare payment to another may in the nature of things be explicable by reference to a wide variety of possibilities (led by Denis Chang SC).
4. **Oriental Press Group v. Fevaworks Solutions** (2013) 16 HKCFAR 366 is the first case in Hong Kong on the liability of a website host for defamatory postings by internet users (led by Michael Thomas SC);
5. **Oriental Daily Publisher Ltd v. Ming Pao Holdings Ltd** (2012) 15 HKCFAR 299 is the leading authority in Hong Kong on quantum of damages in defamation cases (led by Michael Thomas SC);
6. **Champion Concord Ltd v. Lau Koon Foo** (2011) 14 HKCFAR 837 concerned the construction of a settlement agreement entered into as a result of mediation and a challenge to the jurisdiction of the Court of Appeal (led by John Scott SC).

He has recently appeared for the chairman of the Emperor Group, Dr Yeung Sau Shing Albert in his defamation claim against Google Inc and in successfully opposing Google’s application to set aside service of the writ outside jurisdiction: **Dr Yeung Sau Shing Albert v. Google Inc** [2014] 4 HKLRD 493; [2015] 1 HKLRD 26.

He appeared as counsel for the respondent in **Landune International Ltd v Cheung Chung Leung** [2006] 1 HKLRD 39 (CA), the leading Court of Appeal case on the no reflective loss principle in company law in Hong Kong.
He represented the plaintiff in *Golden Eagle International (Group) Ltd v. GR Investment Holdings Ltd* [2010] 3 HKLRD 273, the first reported case in Hong Kong on the new “sanctioned offers” provisions contained in O.22, rr.23 & 24, RHC.

He also has experience in employment and tort law. In *Sun Min v. Hong Kong Ming Wah Shipping* (2006) 9 HKCFAR 49; [2005] 1 HKC 381 (CA); [2004] 2HKC 1, he acted for a pregnant employee who succeeded in her claim against her employer for damages for wrongful termination of employment. In *H v. Lau Ka Yee Michael* [2006] 4 HKLRD 579, he represented a victim of sexual abuse in his claim against a former priest and the Catholic Diocese of Hong Kong. This case is the first of its kind in Hong Kong.

Lawrence K F Ng sat as a Deputy District Judge for periods in 2015, 2016 and 2018. He is a Consultant Editor of the Hong Kong Law Report & Digest (since 2005) and a Contributing Editor of Hong Kong Civil Procedure (since 2002). He was an Associate Editor of Hong Kong Cases (2000-2006).

Academically, Lawrence K F Ng obtained an LLB degree (First Class Honours) from HKU and an LLM degree from Yale Law School. At HKU, he was awarded the Simon Lee Medal in Law.

Memberships & Appointments

- Chairman, Appeal Tribunal Panel (Buildings) (2018 to 2021)
- Deputy District Judge (January 2015, May 2016 and February 2018)
- External Examiner, PCLL Civil Litigation course at HKU (since 2007), CUHK (since 2015) and CityU (since 2015)
- Chairman, Hong Kong Bar Association Standing Committee on Barristers Qualification Examination (2005 to 2019)
- Bar Council Member, Hong Kong Bar Association (2002 to 2007 and 2009 to 2012)
- Member, Inland Revenue Board of Review (2005 to 2007)

Selected Cases

- *Fupo Investments Ltd v. Ma Wing Kwong* [2019] 5 HKLRD 119 (land law – possessor rights over land – family assets – actions for possession of family properties against son based on wrongful occupation)
- *Big Island Construction v. Wu Yi Development* [2018] 2 HKLRD 1145 (personal liability of director for costs)
- *Multi-Winner Investment Ltd v. Lau Ming Yee* [2017] 1 HKLRD 328 (defamation – qualified privilege defence in the context of building management) (led by Jason Pow SC)
- *Po Hang Building (IO) v. Sam Woo Marine Works Ltd* [2016] 2 HKLRD 1068 (constitutionality of s.63B of the District Court Ordinance)
- *Pacific Dunlop Garment v. Fundamental Global* [2014] 6 HKC 339 (CA) (whether option to purchase land was validly exercised)
- *FBC Construction v. Big Island Construction* HCA 1363/2008; CACV 83/2009 (statutory derivative action; summary judgment application)
- *Lui Lin Kam v. Nice Creation Development* [2006] 3 HKLRD 655 (meaning of continuous contract under the Employment Ordinance)
Pat Lun is an experienced Hong Kong barrister and was called to the Bar of England and Wales in 1994.

Since joining Des Voeux Chambers in 1995, Pat Lun’s practice has encompassed a broad spectrum of commercial litigation, common law tort claims, contract disputes, trust and probate disputes and company law matters. Pat Lun has regularly advised on and appeared as an advocate in a wide range of appellate, trial and interlocutory proceedings and in statutory tribunals.

Notable examples of cases include:

- **Libertarian Investments v. Thomas Alexej Hall** (2013) 16 HKCFAR 681. Landmark case on breach of fiduciary duty and equitable compensation. The Court of Final Appeal confirmed the lower courts’ finding that the Defendant breached fiduciary duties owed to the Plaintiff, but concluded that it was not desirable or necessary to order an account to be taken. Instead, the Court made an order for equitable compensation requiring the Defendant to compensate the trust fund for the loss caused to it by the Defendant’s breach of his fiduciary duty. Involved at all 3 levels of the litigation.

- **Zhang Hong Li v. DBS Bank** (2019) 22 HKCFAR 392. Notable case on “anti-bartlett” provisions, trustees duties and equitable compensation. Involved at all 3 levels as junior counsel.

- **Joe Zhou v. SAIF Partners II L.P.** (2019) HKCA 766 – Trial (and subsequent appeal) concerning the breakdown in a Cayman Islands venture capital firm, ELP partnership, fiduciary duties and equitable compensation relief.

- **The Liquidator of Wing Fai Construction v. Robert Yip & Ors.** [2018] HKCFI 1369 Successfully represented the 2nd Respondent in the Liquidator’s (dismissed) action against the respondents for damages arising from alleged acts of misfeasance.

David Tsang

B.Sc (Q.S.) (Hons)

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David specialises in Arbitration, Building, Construction and Commercial Law and has been a staple member of DVC since 1996.

He joined the Bar in 1994 bringing with him a raft of invaluable experience in the building sphere. He worked as a Chartered Quantity Surveyor for professional consultants, contractors and the Hong Kong Government. His professional involvement included building and civil projects in Hong Kong and in China.

David’s legal practice covers a broad spectrum of advisory work, drafting and advocacy both in the Hong Kong Courts and in arbitration.

David’s spectrum of clientele includes developers, employers, contractors, sub-contractors, architects, surveyors and engineers.

Memberships & Appointments

- HKIAC List of Arbitrators and the HKIA/HKIS Joint Panel of Arbitrators
- Royal Institution of Chartered Surveyors – 1989
- Fellow of the Royal Institution – 1995
- Member of the Hong Kong Institute of Surveyors – 1990
- Fellow of the HKIS - 1998

Selected Cases

- **Paul Y. Management Ltd v. Eternal Unity Development Ltd**, HCA571/2007, 8 January 2010, Unreported. This case involved property development and an ensuing application for a split trial.

- **廈門新景地集團有限公司 formerly known as 廈門市鑫新景地房地產有限公司 v. Eton Properties Ltd and Another** [2009] 4 HKLRD 353. This case involved property development and the enforceability of a Mainland Arbitral Award. The arguments turned on the issues of “impossibility” and “public policy.”

Directory Quotes:

*David Tsang is acknowledged in the Recommended Junior Counsel category by the Doyles Guide and is recognised as a Leading Construction & Infrastructure Litigation Barrister in Hong Kong, 2020*

**Doyles (2020)**

*David Tsang was recognised as a Recommended Junior Counsel in Hong Kong’s Construction and Barristers list in the 2017 edition of Doyles.*

**Doyles (2017)**
Richard Leung JP

Richard joined the legal profession in 1994 after an extensive foray into the world of accounting. He brings together resourcefulness, energy and years of senior level experience at KPMG and Hutchison Paging Ltd to his legal practice – and has now been at the Bar for over 20 years. He specialises in commercial law, company law, construction, arbitration and civil law. His business acumen and thought-out advice has resulted in a healthy list of predominantly local clientele.

Richard has been involved in a slew of cases, which range from contentious estate duty matters to shareholder/director conspiracy.

His company law and civil expertise is augmented not only by his accounting background but also by his leading arbitration and Company Secretaryship credentials. Richard is a Chartered Arbitrator and Accredited Mediator. He was a Past President of the Hong Kong Institute of Chartered Secretaries (2006) and a Past Chair of the Chartered Institute of Arbitrators (East Asia Branch) (2015/16 and 2016/17).

On 1 July 2018, he was appointed Justice of the Peace.

Memberships & Appointments

- Director of the Financial Dispute Resolution Centre
- Fellow Member of the Hong Kong Institute of Chartered Secretaries (1995)
- Fellow Member of the Chartered Association of Certified Accountants (1995)
- Fellow Member of the Hong Kong Institute of Certified Public Accountants (1997)
- Past President of the Hong Kong Institute of Chartered Secretaries (2006)
- Chartered Arbitrator of the Chartered Institute of Arbitrators (2009)
- Past Chair of the Chartered Institute of Arbitrators (East Asia Branch) (2015/16 and 2016/17)
- Accredited Mediator (General Commercial) of the Mediation Council of the HKIAC
- Arbitrator (HKIAC, AIAC, SCIA, SHIAC, TJAC, FDRC) the HKIAC

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Memberships & Appointments (continued)

- Presiding Member of the Guardianship Board (2007-2013)
- Adjudicator of the Registration of Persons Tribunal (2007-2013)
- Member of the Board of Review (2006-2016)
- Chairman of the Appeal Board for the Hotel and Guesthouse Accommodation (2012-2018)
- Chairman of the Appeal Board for the Clubs (safety of Premises) (2012-2018)
- Chairman of the Appeal Board for Bedspace Apartments (2012-2018)
- Member of the Obscene Articles Tribunal (since 2012)
- Chairman of the Appeal Tribunal Panel (Building Ordinance) (2018-2021)
- Member of the Disciplinary Board Panel, Land Survey Ordinance (2019-2021)
CW received his legal education in England, having obtained an LLM degree (First Class) from the University of Cambridge before serving pupillage in Hong Kong. Called to the English and Hong Kong Bar in 1996, he has been a member of Des Voeux Chambers since 1999. He completed a Diploma in EU Competition Law at King’s College London in 2018.

As a barrister, CW’s practice encompasses a broad range of civil and commercial matters including banking, insurance, insolvency, land, securities, companies, trusts, administrative law, disciplinary inquiries and professional negligence. A versatile practitioner, he appears regularly in all levels of courts and other tribunals. He has recently advised several Hong Kong and PRC companies in dealing with requisitions in connection with their bids to obtain listing status on the Hong Kong Stock Exchange.

In addition, CW was described by Chambers & Partners as having “particular expertise in IP law” (2012). According to World Trademark Review (2019), he “specialises in civil and commercial cases and intellectual property is a substantial component of his practice”.

CW is a Fellow of the Chartered Institute of Arbitrators. He is registered on the list of arbitrators and the Panel of IP Arbitrators at the Hong Kong International Arbitration Centre. He has appeared as counsel in arbitration as well as sitting as a sole arbitrator. He acts regularly for listed companies, financial institutions and governmental bodies. As an accredited mediator (HKMAAL), he also regularly acts as a mediator in commercial and IP cases.

**Memberships & Appointments**

- Chairperson, Hong Kong Mediation Council, Hong Kong International Arbitration Centre (HKIAC) (2019-2020)
- Fellow of the Chartered Institute of Arbitrators (2008-)
- Deputy Judge of the District Court, HKSAR (Dec 2015)
- Vice-chairperson, Mediation Committee, Hong Kong Bar Association (2018-)
- Vice-chairperson, Committee on Intellectual Property, Hong Kong Bar Association (2020-)
- Member, Standing Committee on Overseas Admissions, Hong Kong Bar Association (2015-)
- Member, Standing Committee on Discipline, Hong Kong Bar Association (2016-)
Selected Cases

- **夢造者 Infinitus & Device, TMA 303505987**, 20 July 2020. Successfully resisted an opposition to an application to register a device mark before on the ground of bad faith.

- **Monster Hunt TM, TMA 303670623AB, 8 January 2020.** Successfully resisted an opposition to an application to register a bilingual mark before the Registrar of Trade Marks.


- **Louis Vuitton Malletier v. Cuvee XLV French Wine Ltd** [2019] HKCFI 1963. Obtained judgment for a fashion house in the first full-blown trial before the IP Judge in Hong Kong against a wine trader for infringement of a well-known trade mark.

- **Xcelcom Ltd v. BGI-Hong Kong Co Ltd [2017] 1 HKLRD 421**. Acted for the patentee in one of the first cases in Hong Kong involving infringement of a biochemical technology patent in an application for interlocutory injunction.

- **China Construction Realty Ltd v. Lucky Dragon Ltd HCA 1237/2012**. Successfully defended a defendant and its director against charges of contempt of court in a case involving claims in conspiracy to defraud creditors.

- **Nokia Corporation v. TCT Mobile [2014] 2 HKLRD 43**. In the context of a dispute under a patent license agreement, the case raised interesting issues of specific discovery where the licensor (represented by CW) sought documents to prove royalties due under the agreement.

In addition, CW has taken part in many international arbitrations administered by the HKIAC in cases concerning commercial disputes, technology transfer, business secrets and patent infringement.

Publications and seminars

- **Hong Kong Civil Procedure, Contributor (1999- now)**
- **Spearheading “Generic.com:The shifting boundaries of trade mark territory” - a DVC IP webinar critiquing the analysis of the recent decision in booking.com presented in conjunction with DVC’s Benny Lo and Stephanie Wong (August 2020)**
- **“Soft Skills for the Hardcore Commercial Mediator”, a webinar under the HKMC Mediation Insight Series (2020)**
- **“Mediation in China”, presented to the UIA Mediation Forum, Milan (2020)**
- **“驰名商标在中国大陆、香港及其他地区的法例与应用”, co-presented with Sakinah Sat to Dentons Shenzhen (2019)**
- **“南京香港調解論壇-商事調解的應用、優勢與培訓”, co-presented with Joint Mediation Hotline in Nanjing (2019)**
- **“The Carrot, the Stick and the Pill: the Intersection between IP and Competition Law” in DVC’s Legal Tech Forum (May 2019)**
- **“Evolving IP Issues in Brand Protection in the Digital Marketing Era”, co-organised by HKU and DVC (March 2018)**

Directory Quotes:

*Ling Chun Wai of Des Voeux Chambers is a recommended IP expert and is referenced in World Trademark Review 2019 as “a specialist in civil and commercial cases, and intellectual property is a substantial component of his practice.”*

World Trademark Review (2019)

*“Ling Chun Wai of Des Voeux Chambers represents parties in a diverse array of commercial and administrative cases and is a seasoned pro in IP, particularly trademark disputes.”*

World Trademark Review (2018)
Richard Zimmern has advised on and appeared in a broad range of commercial and corporate disputes, in litigation and arbitration; including company and insolvency, banking, international arbitration, public, securities, shipping and professional negligence matters.

His practice focuses on cross-border commercial litigation and company and insolvency matters. Richard has acted in numerous joint venture contract and shareholder disputes, winding-up petitions, and applications arising out of the liquidations of companies.

Richard is also an accredited mediator, member of Chartered Institute of Arbitrators and member of the Board of Review of the Inland Revenue.

Memberships & Appointments

- MCIArb (2007 to date)
- CEDR appointed mediator (2007 to date)
- Member of Board of Review (IRO) (2015 to date)

Selected Cases


- **Commission of Inquiry into the Collision of Vessels near Lamma Island** on 1st October [2012]. Acted on behalf of Islands Ferry, the owner of the Sea Smooth, one of the MVs involved in the collision, during the course of the 3-month Inquiry

- **FG Hemisphere v. Democratic Republic of Congo, China Railway Group** [2011] 14 HKCFAR 95 and 395. Injunction of US$104million, relief sought of equitable execution over a sovereign state for a foreign ICC arbitral award. Issues of sovereign immunity in Hong Kong and relationship with Basic Law. This landmark judgment from the Court of Final Appeal voluntarily referred matters to the NPCSC under 158 of Basic Law for interpretation.

- **Re a Solicitor v. Law Society of Hong Kong** (2008) 11 HKCFAR 117: Landmark decision on stare decisis and the proper approach for exceptions to the rule in Young v Bristol Aeroplane, and the standard of proof and approach of appellate courts to disciplinary proceedings

- **New World Development v. SEHK** [2005] 2 HKLRD 612 CA; [2006] 9 HK CFAR 234 to CFA. Judicial review of the SEHK disciplinary tribunal procedures, in particular the right to full legal representation and the application of the common law right to a fair hearing to its regulatory procedures.
Patrick Chong

PCLL (University of Hong Kong)
LLB (University of Western Australia)

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Patrick has experience in a wide-range of civil litigation and advisory work including property (conveyancing and building management disputes), land resumption and compensation, companies and insolvency, probate, trust, commercial, banking, shipping, sale and carriage of goods, civil fraud, defamation, arbitration and personal injuries. He is also regularly instructed in regulatory offence and white collar crime cases.

Memberships & Appointments

- Part-time Tutor in Advocacy, University of Hong Kong (2002-2004)
- Bar Free Legal Service Scheme Panel Member
- Hong Kong Bar Association’s List of Mediators
- A Fellow of the Hong Kong Institute of Arbitrators

Selected Cases

- **Director of Lands v. Yin Shuen Enterprises Ltd** (2003) 6 HKCFAR 1, led by Benjamin Yu SC
- **Dragon House Investment Ltd v. The Secretary for Justice** (2005) 8 HKCFAR 668, led by Benjamin Yu SC
- **European Asia (Hong Kong) Investment Ltd v. Wong Shun On Anthony** [2011] 1 HKLRD 35, led by Benjamin Yu SC
- **Lam Hon Hung v. Shui Hing Textiles International Ltd & Another** [2009] 2 HKLRD 418
- **GT Oil Co Ltd v. Hana Bank** HCCL32/2004, led by Chua Guan-Hock SC
- **Chow Shun Yung v. Weh Pih Stella** CACV390/2004, led by Denis Chang SC
- **Ho Yin Yuk v. Lam Ka Lok** HCA12957/1999
- **Kin Yat Industrial Co Ltd v. MGA Entertainment (HK) Ltd** HCA1177/2006
- **Beate Gobel v. Fossil (East) Ltd** HCA2530/2003
- **Chau Fung Yee v. Lee Chi Ming** [2000] 3 HKC 601
Frances was brought up and educated in Scotland, and trained as a social worker at Edinburgh University. She worked in this field for many years, in matters relating to children’s welfare, both in Scotland and then Hong Kong, before taking up practice at the Bar. She was called to the Bar in 1996 in London and 1997 in Hong Kong.

She joined Des Voeux Chambers in 1999 having served part of her pupillage there.

Frances has developed a busy practice exclusively in the family jurisdiction and with all aspects of matrimonial law.

She has experience in many ancillary relief cases involving:

- Nuptial settlements
- Trust and companies
- Third party interests
- Jurisdiction and forum disputes

She was one of the team of counsel who acted in the Court of Final Appeal case of **LKW v. DD**.

A great deal of Frances’ work concerns children’s issues, being:

- Custody, Care and Control
- Relocation applications
- Applications under the Guardianship of Minors Ordinance
- Wardship
- Hague Convention cases
Directory Quotes:

Frances Irving of Des Voeux Chambers acts exclusively in the family law space, operating across the full spectrum of practice area disciplines, but being particularly well known for her handling of matters affecting children, including custody, care and control, removal application and wardship issues. Sources characterise her as “very highly regarded, very detail-focused and very, very well prepared” and as a “tough and well-respected advocate who is not afraid of a scrap” when the occasion demands it.

Chambers & Partners Asia-Pacific (2020)

Frances Irving of Des Voeux Chambers concentrates wholly on family matters, operating in both the financial and custody spaces, her expertise covering such areas as nuptial settlements, ancillary relief and third party interests. She is best known for her work where the interests of children are concerned - and where she has valuable prior experience as a social worker - one source calling her “very experienced” in this area and pointing out that she “fights her corner” here particularly tenaciously.

Chambers & Partners Asia-Pacific (2019)

Frances Irving received acclaim by the Doyles Guide as a Leading Junior Counsel in the Hong Kong edition under the Leading Family & Divorce Law Barristers category - 2020

Doyles (2020)

Frances Irving has been recognised by Doyles as a Leading Junior Counsel in the Family, Divorce and Matrimonial arena from 2016 - 2018 inclusive.

Doyles (2016–2018)

Frances is a committee member of the Hong Kong Family Law Association and a contributing author to Family Law and Practice in Hong Kong.
Janine Cheung

LL.B. University of Hong Kong (1997)
P.C.LL. University of Hong Kong (1998)

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View Janine Cheung’s profile on LinkedIn

Janine joined Des Voeux Chambers and commenced full practice in 2001. She has a broad civil and commercial practice appearing in a wide spectrum of cases, with particular emphasis on the following areas:

- Commercial disputes particularly in relation to corporate insolvency, mortgage disputes, company liquidation, shareholder’s disputes, derivative actions and commercial injunctions;
- All aspects of matrimonial law;
- Building and construction litigation including arbitration and advisory work;
- Employment disputes with a focus on post-termination restraints and in particular Springboard relief;
- Property and in particular building management and conveyancing disputes;
- Sale and carriage of goods litigation including in particular, cross-border trade disputes;
- Defamation and in particular defamation in the context of the internet.

Janine is fluent in English and Chinese (spoken and written) and has a basic working knowledge of Mandarin.

Memberships & Appointments

- Bar Council member (2001-2004), Member of the Bar Council’s Special Committee on Welfare (2004 – present)
- External Assessor, Civil Advocacy P.C.LL course, University of Hong Kong (2009-2011)
- Alumni of and guest advocacy advisor to the Philip C. Jessup International Moot Team of the University of Hong Kong (2001 – 2004)
- Alumni of and guest advisor to the University of Hong Kong English Debating Team (2001 – 2004)
Catrina Lam

LLB, University College London, University of London (1998)
PCLL, University of Hong Kong (1999)
PgD in EU Competition Law, King’s College London (2016)
MA in EU Competition Law (Distinction), King’s College London (2018)

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View Catrina Lam’s profile on LinkedIn

Catrina is a senior junior operating across a wide spectrum of contentious commercial litigation, with an emphasis on competition, public and securities law.

In the sphere of competition law, she has advised and appeared in many of the first landmark cases in Hong Kong including acting on behalf of the Competition Commission in Competition Commission v. Nutanix Hong Kong Ltd & Ors (CTEA 1/2017), the first enforcement action brought before the Competition Tribunal, and in Competition Commission v. Quantr Ltd & Anor (CTEA 1/2020), the first enforcement case brought following a successful leniency application. She is also acting in Taching Petroleum Co Ltd v. Meyer Aluminium Ltd (CTA 1/2018), the first case in which an alleged competition rule infringement is being raised as a defence to a claim. She has advised undertakings in various sectors including telecommunications, raw materials, beauty products, tobacco, trade development and financial sectors on a broad range of competition issues. She appeared on behalf of PCCW-HKT in two of the first cases on competition law before the then Telecommunications (Competition Provisions) Appeal Board (led by Sir Peter Roth QC, currently The Hon Mr Justice Roth, President of the Competition Appeal Tribunal in the United Kingdom). She is on the Competition Commission’s Panel of External Counsel and has been appointed as a Non-Governmental Adviser to the International Competition Network since 2018. She is the Chairman of the Hong Kong Bar Association’s Special Committee on Competition Law. In October 2016, she undertook a 2-week secondment at Monckton Chambers in London. She obtained a Master of Arts in EU Competition Law with Distinction from King’s College London in 2018.

In her public law practice, Catrina has advised and represented Government officials and public bodies including the Chief Executive, Chief Executive in Council, Secretary for Justice, Secretary for Development, Secretary for Labour and Welfare, Communications Authority, Director of Fire Services, Lands Department, Housing Authority, Town Planning Board and the Information and Technology Commission, as well as private litigants.

Catrina has advised and appeared on behalf of individuals, corporations and the SFC in market misconduct, directors’ disqualification and related proceedings. She has also appeared in various disciplinary proceedings before the Securities and Futures Appeal Panel.
Other case highlights include acting for China State Construction Engineering (Hong Kong) Limited in the 67-day commission of inquiry into excess lead found in drinking water; Chan Chun Chuen Tony in committal proceedings for the forgery of the late Mrs Nina Wang’s will, proceedings to set aside payments totalling HK$2.064 billion made by Mrs Nina Wang on the ground of undue influence and an application for leave to appeal to the Court of Final Appeal against property and profits tax assessments totalling HK$330m; Hong Kong Dragon Airlines Limited in respect of Cathay Pacific’s route license applications to fly from Hong Kong to Shanghai, Beijing and Xiamen; Turbo Top Limited (a subsidiary of Cheung Kong) for an injunction to restrain dock workers from entering Cheung Kong Center and protesting at its surrounding open space; Trustee of the Ho Family Trust in respect of a Mareva injunction application in the Akai Holdings Limited liquidation; as well as the Hong Kong Housing Authority in opposing a high-profile judicial review against the public listing of Link REIT.

Catrina was appointed as a Deputy District Judge in September 2014 and a Temporary Deputy Registrar of the High Court in May 2018.

She has been appointed to sit on 7 statutory appeal boards. She has been serving as the Secretary of the Middle Temple Society in Hong Kong since 2009 and was appointed an Honorary Member of The Honourable Society of the Middle Temple in 2018.

Catrina speaks English, Cantonese and Putonghua, and is a CEDR accredited mediator.

Memberships & Appointments

**Competition related**

- Chairman, Special Committee on Competition Law, Hong Kong Bar Association [2018 - present]
- Vice Chairman, International League of Competition Law, Hong Kong Chapter [2019 - present]
- Non-Governmental Adviser to the International Competition Network [2018-present]
- Panel of External Counsel to the Competition Commission [2016 - present]

**Statutory board/tribunal and other appointments**

- Temporary Deputy Registrar, High Court of the HKSAR [May 2018]
- Deputy District Judge, District Court of the HKSAR [September 2014]
- Member, Special Committee on Constitutional Affairs and Human Rights, Hong Kong Bar Association [2020 -present]
- Member, Special Committee on Arbitration, Hong Kong Bar Association [2017 - present]
- Deputy Chairman, Education Appeal Boards Panel under the Education Ordinance (Cap 279) [2018-2019]
- Vice Chairman, Licensing Appeals Board under the Public Health and Municipal Services Ordinance (Cap132) [2018-2019]
Statutory board/tribunal and other appointments (continued)

- Member, Appeal Board and Rules Committee under the Accreditation of Academic and Vocational Qualifications Ordinance (Cap 592) [2017 - present]
- Member, Disciplinary Panel A of the Hong Kong Institute of Certified Public Accountants [2017 - present]
- Member, Board of Review (Inland Revenue Ordinance) [2016 – present]
- Chairman, Buildings Appeal Tribunal [2015 - present]
- Member, Bar Council [2013]
- Honorary Member, The Honourable Society of the Middle Temple [2018 - present]
- Secretary, The Middle Temple Society of Hong Kong [2009 - present]

Selected Cases

To view a list of selected cases please click the link below:


Directory Quotes:

Catrina Lam of Des Voeux Chambers is widely identified as Hong Kong’s “front runner for competition matters”, having “had the lion’s share of the cases so far heard” and being a member of the Competition Commission’s panel of external counsel. Interviewees pay tribute to her “sharp legal mind and provision of clear, punchy advice” and to the “particularly impressive calmness and ability of quick response” she shows when “surprising or difficult issues” are raised in the court room.

Chambers & Partners Asia-Pacific (2020)

Catrina Lam of Des Voeux Chambers operates across a broad swathe of the civil law spectrum, but stands out in the opinion of many commentators for what one calls her “depth of knowledge of competition law in Hong Kong, the US and the EU,” one interviewee maintaining that she has “pretty much monopolised the market in this respect.” More generally, she is admired as a practitioner who “thinks outside the box and always tests the limits of the evidence, is not afraid to tell solicitors and clients when they have a bad case and can be a fighter - but always at the right moment.” She acted for the Competition Commission in Competition Tribunal proceedings - that body’s first - against Nutanix and other companies in connection with their alleged involvement in bid-rigging.

Chambers & Partners Asia-Pacific (2019)
Johnny Ma

BCL (University of Oxford)
LLB (University of Hong Kong)

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Johnny obtained his LLB from the University of Hong Kong in 1998 with first class honours. After finishing his BCL at the University of Oxford and his pupillage, he joined Chambers in 2001.

Johnny was recently at the vanguard of one of the first remote hearings held in Hong Kong. Following the temporary closure of Hong Kong Court operations necessitated by COVID-19, Johnny acted in a judicial review involving the powers of the Independent Police Complaints Council earlier this year. At the hearing, the judge acknowledged that the hearing was conducted smoothly and successfully for the first time in the Judiciary’s Technology Court.

Johnny has established a broad civil and commercial practice. He specializes in probate and administration matters. He notably acted for Chinachem Charitable Foundation Limited in the probate action at all levels from the Court of First Instance up to the Court of Final Appeal, and also subsequently in the high profile and complex proceedings dealing with the construction and implementation of Nina Wang’s will. He regularly advises on contentious as well as non-contentious probate and administration matters such as validity and/or construction of wills, procedural matters in obtaining grants, duties of personal representatives, and beneficiaries’ rights and entitlements etc. He has also acted and advised in niche matters involving mentally incapacitated persons and issues involving mental capacity in different contexts such as contentious probate, Mental Health Ordinance (Cap. 136) proceedings, and Enduring Power of Attorney Ordinance (Cap. 501) proceedings.

More recently, Johnny has focused on judicial review matters and appeared in a number of cases involving constitutional rights and legal issues with significant general and/or public importance. In addition to the judicial review concerning the Independent Police Complaints Council, he has also forefronted cases touching on equality and discrimination on the ground of sexual orientation (e.g. the rights of same-sex couples married overseas to elect joint tax assessment in Leung Chun Kwong, the right to same-sex marriage or civil partnership in MK, the right to recognition of foreign same-sex marriage in Sham Tsz Kit), and the right to freedom of expression, assembly and/or demonstration (e.g. the right to hold public meetings in the Forecourt of CGO East Wing).
Selected Cases

➤ **Lui Chi Hang Hendrick v. Independent Police Complaints Council.** HCAL 2924/2019 (CFI). Acted for the respondent in opposition to the Applicant’s claim that the respondent was acting *ultra vires* in conducting a proactive fact-finding study.

➤ **Chui Fee Ming v. Food and Environmental Hygiene Department.** HCAL 73 & 110/2013 (CFI), CACV 219 & 220/2014 (CA); CACV 489 & 490/2018 (CA). Acting for the respondents concerning the rights of the Applicants to display banners at demonstration sites on Government land on a regular and prolonged basis.

➤ **Leung Chun Kwong v. Secretary for Civil Service & Anr.** HCAL 258/2015 (CFI), CACV 126/2017 (CA); FACV 8/2018 (CFA). Acted for the respondents concerning the rights of the Applicant who entered into a same-sex marriage overseas to leverage entitlement to civil servants’ spousal benefits and to elect joint tax assessment as a married person, alleging discrimination on the ground of sexual orientation.

➤ **Secretary for Justice v. Chinachem Charitable Foundation Limited & Ors.** HCMP 853/2012 (CFI), CACV 44/2013 (CA). Acted on behalf of the Foundation in the matter concerning the proper construction of the Will of Nina Wang, which raised multi-layered and convoluted legal issues on, *inter alia*, trust law and charity law.

➤ **Chinachem Charitable Foundation Ltd v. Chan Chun Chuen & Anr.** HCAP 8/2007 (CFI), CACV62/2010(CA), FAMV 20/2011 (CFA). Acted on behalf of the Foundation in challenging the validity of an alleged will on multiple grounds including *inter alia* forgery, want of knowledge and approval, want of testamentary capacity and want of testamentary intent.
Teresa received her legal education from the University of Hong Kong and graduated with a First Class Honours in LLB and completed her PCLL with distinctions in subjects. She also obtained the post-graduate BCL degree from Oxford University where she was awarded prizes before she was called to the Bar in 2000. She subsequently joined Des Voeux Chambers a year later.

Teresa has a broad civil practice; she practises in all areas of General Civil, and mainly in Arbitration, Building Management, Commercial, Land, Landlord and Tenant, Mental Health, Probate and Administration, Public Law and Trust matters etc. She frequently advises and appears in Court on different levels for the Government, developers, landlords and tenants, companies across different sectors and jurisdictions and professional trustees, committees and PRs in contentious and non-contentious settings.

Apart from acting as counsel in arbitrations and also court applications in support of arbitration proceedings and involving challenges to and enforcement of arbitral awards etc., Teresa has recently developed a growing practice sitting as an arbitrator. In addition to acting as counsel, Teresa has been engaged to sit as an arbitrator in commercial cases.

Teresa has also been invited to contribute to and edit leading texts and annotated ordinances widely referred to and cited by legal practitioners.

Memberships & Appointments

- Adjudicator, Immigration Tribunal (2018)
- Legal Adviser, Private Columbaria Appeal Board (2018)
- Member, Board of Review (2015)
- Deputy District Judge (April 2014)
- Legal Adviser, Fishermen Claims Appeal Board (2014)
- Legal Adviser, Travel Agents Registry, Tourism Commission (2013)
- Legal Adviser, EMSD Disciplinary Boards (2013)
- Legal Adviser, Licensing Appeals Board (2010)
- Legal Adviser, Nursing Council (2006)
Selected Cases

- *In the Estate of Chow Yei Ching* [2020] HKCFI 1792
- *DP Properties Ltd v. E Cube Club (Tsuen Wan) Ltd (formerly known as Play House (Tsuen Wan) Ltd) & Another* [2020] HKCFI 1252
- *Ah Pin Say Nai v. Tam Mee Ling also known as Mee Ling Tam, the administratrix of the estate of Kwok Leung Lam also known as Kwok Leung Lam also known as Lam, Kwok Leung, Deceased* [2019] HKCFI 2856
- *Lau Wai Kuen Kenneth, Executor of the Estate of Lau Wan Hei, Deceased v. The Secretary for Justice for and on behalf of the Director of Lands & Others* [2019] 5 HKLRD 86
- *China Medical Technologies, Inc. (in Liquidation) & Others v. Wu Xiaodong & Others* [2019] HKCFI 1488
- *Asia Pacific Infrastructure Investment Fund, LP v. Keyway Holdings Ltd* [2018] HKCFI 1639
- *Happy Enough Ltd v. The Director of Lands* [2018] 1 HKLRD 79
- *Building Authority v. Appeal Tribunal (Buildings)* [2017] 3 HKLRD 818
- *Ho Wai Ping v. Ho Ka Man Carmen* [2017] 2 HKLRD 158; [2018] HKCA 31
- *Celebrity Special Situations Fund I, LP (formerly known as Donglin Special Situations Fund I, LP) v. China Linkage International Ltd* [2018] HKCFI 63
- *China Gas Holdings Ltd v. Li Xiao Yun & Another* [2016] 19 HKCFAR 522
- *Chan Kam Chuen & Others v. Director of Lands & Others*, HCAL 145/2014
- *Kong Colin Chung Ping & Another v. Kong Wing On & Others*, CACV 72/2014 & CACV 69/2015
- *Lam Chi Ying (in her personal capacity and as the Administratrix of the Estate of Lui Hung (alias Lui Chun Hung, deceased) v. To Pik Ha (in her personal capacity and as the Administratrix of the Estate of Lui Wai Hang, deceased)*, HCA 1930/2013 & HCMP 557/2013
- *Jade’s Realm Ltd v. Director of Lands for and on behalf of the Government of the Hong Kong Special Administrative Region*, HCA 1509/2012
- *Tsang Luk Yuk Yin & Others v. The Secretary for the Environment, Transport & Works*, [2008] 2 HKLRD 33
Yang-Wahn Hew

M.A. (Oxon) P.g.D.L.
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Certificate in Sports Arbitration
(AIAC, Kuala Lumpur)

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Yang is Malaysian and worked at Standard Chartered Bank before joining the Bar. His practice focuses mainly on high-value commercial, company, and insolvency cases with an international dimension and claims for equitable and declaratory relief. He has been described by Chambers and Partners as an “Up and Coming Junior” who is a “good advocate and solid performer” who is “very knowledgeable” with a “particular insight into insolvency matters”, down to earth and “very good at company law matters” and as having “extensive administrative and public law experience”. He has also been complimented for his “diligent research and technical skill”.

His experience includes acting for James Ting, a former director of Akai Holdings Ltd. (in compulsory liquidation) at the trial of Akai’s claim for nearly US$1 billion of equitable compensation (see Akai Holdings Ltd. (in compulsory Liquidation) v. Everwin Dynasty Ltd., & ors. (No. 2) [2016] 3 HKC 307), obtaining both urgent injunctive relief and an arbitral award of around US$595 million in relation to a major Chinese real estate group, and conducting substantial contempt proceedings against the “third wife”, and a daughter, of the late Lim Por Yen (see Arboit v. Koo Siu Ying (No. 2) [2016] 3 HKLRD 154 and Arboit v Koo Siu Ying and [2015] 3 HKLRD 319).

Yang’s practice often concerns the solvency and affairs of listed companies. In Re Mongolian Mining Corporation (in Provisional Liquidation in the Cayman Islands) [2018] HKCFI 2035, Yang obtained leave for the company to convene a meeting in relation to a proposed scheme of arrangement, which was eventually sanctioned by the Court, and in Rexlot Holdings Ltd. [2020] HKCFI 2212 he acted for the bondholders (Rachel Lam S.C. acting for the Trustee) and obtained an order winding-up the Company. He has also advised as to suitability to act as a Director.

Administrative and public law is another of Yang’s major areas of practice and interest. He has acted both for and against the Government in various cases with significant implications for commercial and/or fundamental rights. Most notably, he appeared for the Secretary for Justice, in a judicial review which arose out of the Inquiry on Allegations relating to the Hong Kong Institute of Education. He has also recently acted for the Director of Immigration, or for the Secretary of Security, in several judicial reviews concerning immigration and human rights, such as Re FAR [2017] 2 HKLRD 1166, Sarkar v. TCAB [2019] 4 HKC 484, and Shove Sherpa v. The Director of Immigration [2020] 1 HKC 548 (CA).

Yang’s considerable experience also covers other practice areas in particular trust and probate, securities, employment, family law, and professional negligence.
In December 2019 and January 2020, Yang sat as a Deputy District Judge. He also sits on 2 government appeal boards.

Yang is a Contributing Editor to Hong Kong Company Law Cases (2008 - 2019) - published in 2020 by DVC in collaboration with Kluwer and has been a Contributing Editor of Hong Kong Civil Procedure (“the White Book”) since 2007. He is also a Contributing Editor to the Butterworth’s Hong Kong Contract Law Handbook (4th Edition, 2019), The Annotated Ordinances of Hong Kong: Electronic Transactions Ordinance (CAP 553, 2018 Re-issue), The Annotated Ordinances of Hong Kong: Immigration Ordinance (CAP 115, 2020 Re-issue), and to the upcoming re-issue of the Hong Kong Company Law Cases.

Memberships & Appointments

- Registered Foreign Lawyer, Singapore International Commercial Court
- Deputy District Judge (2019, 2020)
- Member, Board of Review (Inland Revenue Ordinance)
- Bar Association’s Special Committees on (1) Legal Education (2) Overseas Admissions
- Lecturer (Non-Clinical) in the Department of Professional Legal Education, University of Hong Kong
- Tutor for the HKICPA Professional Diploma in Insolvency

Selected Cases

- **Arboit v. Koo Siu Ying (No. 2)** [2016] 3 HKLRD 154. Yang (leading Kaiser Leung) continued to act for the liquidators in the finale to these proceedings where Queeny Au-Yeung J. having earlier found the Defendants guilty of contempt in [2016] HKEC 556, thoroughly reviewed the authorities on and the approach to be adopted by the courts in imposing punishment for civil contempt.

- **Arboit v. Koo Siu Ying** [2015] 3 HKLRD 319. Yang (led by Mark Strachan Q.C., S.C.) successfully refuted accusations of abuse of process and oppression that had been levelled against a liquidator who had brought contempt proceedings arising out of orders made

- **Akai Holdings Ltd. (in compul liq) v. Everwin Dynasty Ltd. & ors.** [2012] 4 HKLRD 248; [2012] 3 HKC 485. Yang (led by Mark Strachan) appeared for James Ting in this case which concerned the correct approach to take where an application to amend pleadings might prejudice a potential limitation defence. This was the first time the Court of Appeal considered and contrasted the approach espoused by the Hong Kong Court of Appeal in Extramoney Ltd. v. Chan, Lai, Pang & Co. [1992] 1 HKLR 244, with that subsequently set out by the English Court of Appeal in Welsh Development Agency v. Redpath Dorman Long Ltd. [1994] 1 WLR 1409.

- **AXA China Region Insurance Co Ltd. v. Lin Kwai Ying Katie** [2012] 2 HKLRD 1139. Chung J. granted the Defendant’s (represented by Yang) application to strike out a defective Statement of Claim in this employment dispute. The Judgment contains useful observations on pleading the tort of causing loss by unlawful means and examined pressing issues relating to the extent of the Labour Tribunal’s jurisdiction.
Selected Cases (continued)

▶ **Re FAR** [2017] 2 HKLRD 1166. Albert Wong J. rejected the Applicant’s application for judicial review of the decisions of the Director of Immigration (represented by Yang) and of the Torture Claims Appeals Board under the Unified Screening System. The judgment is an instructive example of how the Courts approach the question of alleged mental suffering, as well as the concept of extended state acquiescence given the test set out by the Court of Appeal in **AM v. Director of Immigration** [2014] 1 HKC 416.

▶ **Sarkar v. TCA** [2019] 4 HKC 484. Yang successfully resisted, on behalf of the Director of Immigration, this application for judicial review before Bruno Chan DHCJ. This is the leading Hong Kong case on the relationship between *res judicata/issue estoppel* and legitimate expectation in non-refoulement proceedings, wherein his Lordship agreed with the Director’s analysis.

▶ **Shove Sherpa v. Director of Immigration** [2020] 1 HKC 548 (CA). Yang appeared for the Director of Immigration in this appeal, where the Court of Appeal confirmed that Article 24(2) of the Basic Law of the HKSAR provided an exhaustive list of the categories of HKSAR permanent residents, who have the right of abode in Hong Kong, and reiterated its approach to determining an appeal.

Directory Quotes:

_Hew Yang-Wahn of Des Voeux Chambers “acts across a very broad range of commercial, judicial review and, increasingly, family-related cases, being particularly well known for his insolvency-related expertise.” He is further noted, in the words of one source, for his “ability to understand a very complex structure and complicated documentation and to provide incisive opinions within a tight time frame.”_

Chambers & Partners Asia-Pacific (2018)
After obtaining First Class honours in both architecture and law from the University of Hong Kong and the Bachelor of Civil Law from the University of Oxford, Calvin joined Des Voeux Chambers in 2006.

Calvin has since developed a broad practice with special emphasis on construction disputes. He is regularly instructed in disputes relating to large infrastructure and construction projects in Hong Kong, Macau, Taiwan and the PRC, including cross-harbour tunnel, casinos, coal mines, commercial complexes, hotels and residential developments.

Calvin has appeared in various levels of the courts, including the Court of Final Appeal. Calvin is also regularly instructed to appear in arbitrations. He was appointed as a Deputy District Judge in 2018.

He was counsel to the Commission of Inquiry into the Construction Works at and near the Hung Hom Station Extension, the final report of which was recently published in April 2020. Currently, he is also the Chairman of the Society of Construction Law Hong Kong and the Vice Chairman of the Committee on Construction Law of the Hong Kong Bar Association.


Membership & Appointments

- Chairman of the Society of Construction Law Hong Kong (2020)
- Vice Chairman of the Committee on Construction Law of the Hong Kong Bar Association (since 2019)
- Deputy District Judge (2018)
- Member of the Standing Committee on Barristers Qualification Examination of the Hong Kong Bar Association (since 2016)
- Member of the Committee on Arbitration of the Hong Kong Bar Association (since 2014)
Selected Cases

- The Commission of Inquiry into the Construction Works at and near the Hung Hom Station Extension under the Shatin to Central Link Project (The MTR Inquiry)
- Re Hsin Chong Construction Co Ltd [2019] HKCFI 1531
- Unistress Building Construction Ltd v. Top Dollars Development Ltd [2018] 1 HKLRD 237

Directory Quotes:

Calvin Cheuk is accredited in the Leading Junior Counsel category by the Doyles Guide for Leading Construction & Infrastructure Litigation Barristers - Hong Kong, 2020

Doyles Guide (2020)


WWL says:
Calvin Cheuk is commended for his “excellent technical background” and “great eye for detail”

Who’s Who Legal (2020)
Frances Lok

B.A. (CUHK)
M.A. (OXON)
LL.M. (HARV)

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Frances practices mainly in commercial, company and insolvency areas, with experience in conflict of laws and jurisdictional disputes. She frequently handles matters concerning ancillary relief in aid of foreign proceedings and registration of PRC judgments.

Frances is experienced in trust, probate and shareholders’ disputes. She regularly acts for listed companies, their shareholders and directors in winding up petitions, unfair prejudice petitions and derivative actions.

Frances speaks fluent Mandarin. She appears for banks, state owned enterprises and individuals in court hearings or arbitrations conducted in English or Chinese. Frances has experience in being engaged to provide legal opinions on Hong Kong law in PRC proceedings to assist the PRC courts.

Selected Cases

- **Convoy Global Holdings Ltd & Anor v. Kwok Hiu Kwan & Anor** [2020] HKCFI 1496 struck out a claim brought by a listed company and its subsidiary against the former’s shareholders for declarations and injunctions based on s.131 of the Securities and Futures Ordinance.
- **Re Margaret Chiu** [2020] 2 HKLRD 1118 obtained bankruptcy order against a debtor who alleged (relying on s.6D(3) of the Bankruptcy Ordinance) that the judgment creditor unreasonably failed to accept her offer to compound.
- **Ge Qingfu & Ors v. L&A International Holdings Ltd & Ors** [2019] HKCFI 808 defended a director of a listed company in a claim for breach of fiduciary duties by placing shares for an improper purpose.
- **黄书建 v 代威** [2019] HKCFI 1386 resisted a judgment debtor’s application to set aside the registration of a judgment of the Higher People’s Court of Beijing Municipality under the Mainland Judgments (Reciprocal Enforcement) Ordinance.
- **In re Fonfair Company Limited** [2018] HKCFI 358 acting for the minority shareholder, resisted two winding-up and unfair prejudice petitions.
- **Hai Kuo Shipping 1201 Limited v. Everwin Shipping (Hong Kong) Company Limited & Ors** [2018] HKCFI 1906 obtained judgment for the owner of a bulk carrier against the defendants for breach of a Bareboat Charterparty, Memorandum of Agreement and a Deed of Guarantee.
- **Verralls Amy v. Maria Gina La Giglia** [2018] 5 HKLRD 362 obtained security for costs for the administratrix under a will (the validity of which was challenged).
- **Harbour Front Limited v. Leung Yuet Keung & Ors** HCA 1143/2016 (29/12/2017) struck out two common law derivative actions.
- **Cosmigo Ltd v. Monin Asia KL SDN BHD** HCMP 905/2017 (8/11/2017) obtained indemnity costs in an application to set aside a statutory demand.
Selected Cases (continued)

- **Liu Qian v. Sunway International Holdings Limited** CACV 88/2017 (1/9/2017) set aside a summary judgment entered against a listed company, the claim of which was based on the company’s alleged failure to honour certain convertible notes.

- **好好國際物流股份有限公司 & Anor v. Avere Trust Group Limited** HCMP 586/2016 (7/2/2017) obtained judgment including declarations and injunctive relief for a Taiwanese logistic company against a trust company in Hong Kong for breach of a Trust Deed.

- **Yu Cho Lam v. Commissioner of Police & Ors** [2016] 1 HKLRD 257 acted as Amicus Curiae of the Court of Appeal in a case concerning apparent bias.

- **Bank of China Ltd v. Yang Fan** [2016] 3 HKLRD 7 resisted an application to discharge a Mareva injunction in aid of PRC proceedings.

- **CSCC Huangpu Wenchong Shipbuilding Co Ltd v. Dry Bulk Services Limited (formerly known as KC Maritime Limited)** HCMP 1626/2016 (19/12/2016) obtained a worldwide Mareva injunction with ancillary disclosure order in aid of arbitration proceedings in London.

- **Compania Sud Americana De Vapores S.A. v. Hin-Pro International Logistics Limited** (2016) 19 HKCFAR 586 on appeal to the Court of Final Appeal, restored the freezing injunctions granted ex parte at first instance (subsequently discharged inter partes which decision was upheld by the Court of Appeal) under s.21M of the High Court Ordinance.

- **Re Hin-Pro International Logistics Ltd** [2016] 1 HKLRD 1367; [2016] 5 HKLRD 282 obtained leave to amend a creditor’s winding-up petition to include post-petition debts.

- **Re Leung Yat Tung** [2016] 4 HKLRD 462 obtained priority payment under s.38(5B) of the Bankruptcy Ordinance for a petitioning creditor.

- **Lee Sai Nam v. Li Shu Chung & Anor** HCA 1711/2009 (9/12/2015) resisted a claim in money had and received, knowing receipt of trust properties and dishonest assistance.

- **WCL Corporation Ltd v. Zhou Jia Jin** HCA 1442/2014 (17/9/2014) resisted an application to discharge an ex partes Mareva injunction.

- **Standard Bank Offshore Trust Company Jersey Ltd as Trustee of the St George’s Settlement v. Belgravia Properties Ltd** [2013] 5 HKLRD 337 obtained order under s.111 (2) of the then Companies Ordinance (Cap. 32) for a court ordered annual general meeting.

- **Re Wan Sing Hon** [2010] 4 HKLRD 621 application for grant ad colligenda bona and injunctions.

- **Chinachem Charitable Foundation Ltd. v. Chan Chun Chuen** [2009] 4 HKLRD 149 obtained specific discovery under the principles stated in **Re Fulld (No.2) [1965]** P 405.

- **Re Wong Shui Pui** HCCA 2138/2007 (18/8/2008) resisted an application under s.36 of the Probate and Administration Ordinance and NCPR r.44.

- **A v. The Securities and Futures Commission & Anor** [2008] 1 HKLRD 591 acted for the SFC in a judicial review and clarified the scope of its power to insist on an interview being audio recorded.
Directory Quotes:

Frances Lok of Des Voeux Chambers is widely regarded as one of the junior Bar’s most dependable members and maintains a “very busy practice,” within which she is particularly well known, on the one hand as “a very worthy adversary” and “a tough, fierce fighter who makes her client’s stance clear,” and on the other as a barrister whose assiduous attention to detail means that “her cross-examination often exposes fallacies in testimony,” while “her written work is always very solid and first-rate.” Particularly prominent in company, insolvency and trust and probate-related disputes.

Chambers & Partners Asia-Pacific (2020)

Frances Lok of Des Voeux Chambers operates a broad commercial practice of which company and insolvency matters and trust and probate issues occupy a substantial portion. Commentators concur in identifying two key characteristics of her work. The first is a “very conscientious” attention to detail which equips her particularly well to “analyse complex points of law.” The second is her “incredibly fierce and effective” cross-examination style. She was one of the counsel acting for the plaintiffs in K&L Gates v. Melco Crown Gaming, a complex recovery action arising out of large-scale embezzlement on the part of a former partner of the client firm.

Chambers & Partners Asia-Pacific (2019)

Frances Lok has been recognised by the Doyles Guide 2020 for Estates & Probate Litigation in the Recommended Junior Counsel category.

Doyles Guide (2020)
Gary Lam

HKIAC (Accredited General Mediator)
PCLL, University of Hong Kong (2005)
LLB, University of Hong Kong (2004)
BBA (LAW), University of Hong Kong (2003)

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Gary has a general commercial practice (including insolvency, companies, lands, conveyancing, defamation and intellectual property), contentious probate practice, family practice (mainly including ancillary relief and dependents’ maintenance) and public law practice.

He has been appointed to various judicial offices, notably, Deputy District Judge of the District Court (2016 and 2017) and Temporary Deputy Registrar (commonly known as Deputy Master) of the High Court (2018). His judicial experience has enabled him to critically assess cases readily from the practical perspective that the Court would adopt, and to advance submissions effectively to the Court.

Gary is also an accredited mediator.

Memberships & Appointments

- Temporary Deputy Registrar, High Court (January 2018)
- Member of Torture Claims Appeal Board/Non-refoulement Claims Petition Office (February 2017 – current)
- Deputy District Judge (May-June 2016, February 2017)
- Member of the Transport Tribunal’s Panel (2015 – current)

Selected Cases

Company and insolvency

- **Chen Lingxia v. 中国金谷国际信托有限責任公司**, HCA 2012/2018 – Company law – conflicts of law- ownership of shares transferred under PRC agreements
- **Fok Chun Yue Benjamin v. Yau Wing Co Ltd & another**, HCCW 3250/2015 – Company law - derivative action
- **Winbless Inc v. Silver Shadow Co Ltd**, HCCW 369, 370 and 375/2011 – Company law - winding-up petitions against unregistered foreign companies
Selected Cases (continued)

Adverse possession


Probate

- **So Yee Mui v. Lam Pui Chi**, CACV 283/2010 – Probate

Town Planning

- **Wong Wai Tsak Tong v. Town Planning Board**, TPA No 6/2018 – Acting for Town Planning Board in a Town Planning Appeal involving columbarium and religious institution

Inland revenue

- **Wong Wing Wah v. Collector of Stamp Revenue**, [2020] 1 HKLRD 651 – constitutionality of buyer’s stamp duty

Compulsory sale for development


Intellectual property

- **Tsit Wing (Hong Kong) Co Ltd v. TWG Tea Co Pte Ltd**, [2013] 2 HKLRD 505, [2013] 5 HKC 578 – Intellectual property – trade marks

Judicial review


Arbitration

- **Company A v. Company D, HCCT 31/2018**, 15 February 2019
- **Symphony Partners Ltd v. Fullerton Bay Investment Ltd**, [2018] 4 HKLRD 264
- **Company A v. Company D, HCCT 31/2018**, 3 October 2018

Anti-suit injunction

- **Sea Powerful II Special Maritime Enterprises (ENE) v. Bank of China Ltd**, [2016] 3 HKLRD 52; [2016] 1 HKLRD 1032 – anti-suit injunction to enforce arbitration agreement

Remedies


Family

- **CYYC v. TVKT**, FCMC 14649/2014 – Family – ancillary relief
- **LPC v. CYC**, FCMP 61/2012 – Provision for dependant
Adrian graduated from Cambridge University and the China University of Political Science and Law. He is also a Certified Public Accountant of Hong Kong and holds the specialist qualification in insolvency matters.

Adrian maintains a predominantly civil practice and has been engaged as counsel on matters relating to arbitration, banking, commercial, company, construction, professional accountants/auditors’ negligence and professional disciplinary proceedings.

Through practice, Adrian has developed a wealth of experience and expertise on arbitration matters. He is on the Panel of Arbitrators of Hong Kong International Arbitration Centre and has been appointed as sole or co-arbitrator on international commercial arbitrations. Apart from sitting as an arbitrator, Adrian has been engaged as counsel to advise or appear in international or domestic commercial arbitration, investor-State arbitration and State-State arbitration. Insofar as arbitration-related litigations are concerned, he appeared as counsel in important cases such as FG Hemisphere v. Congo, Pacific China Holdings v. Grand Pacific Holdings, Shangdong Hongri v. Petrochina Int'l, S v. B, Re Insignia Technology, Gongbenhai v. HKIAC and TNB v. China National Coal. He is often invited to speak on topical issues relating to arbitration.

Adrian maintains an academic interest in international law. He graduated with a Master’s degree on Public International Law and also attended The Hague Academy of International Law. He also spoke on the topics of “Jurisdictional Immunities and Chinese State-Owned Enterprises” at the Colloquium on International Law and international investment dispute resolution on other occasions.

Memberships & Appointments

- Deputy Adjudicator of the Small Claims Tribunal (December 2013 - January 2014)
- Panel B member of the Disciplinary Committee of the Hong Kong Institute of Certified Public Accountants (February 2014 - January 2018)
- Adjudicator of the Registration of Persons Tribunal (December 2014-November 2018)
- Member of the Appeal Panel (Housing) (April 2016 - March 2018)
- Fellow of the Hong Kong Institute of Certified Public Accountants
- Fellow of the Association of Chartered Certified Accountants
- Fellow of the Chartered Institute of Arbitrators
John Hui

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BBA (Law) (HKU)

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View John Hui’s profile on LinkedIn

John Hui has established a diverse civil practice with a particular focus on commercial disputes, corporate and insolvency law, and securities law. He also has substantial experience in applications for interim reliefs such as injunctions, freezing orders and appointments of provisional liquidators and receivers. He recently appeared in the complex and high-profile Convoy Mareva injunction matter where his side successfully secured an injunction freezing over HK$700 million in assets, and acted for the provisional liquidators in the notable Hsin Chong winding up proceedings. John was additionally involved in the award-winning China Solar Energy Holdings Limited case which is now the leading authority on whether provisional liquidators can be appointed for the purpose of pursuing a corporate debt restructuring.

John also has a niche practice in defamation and competition law. He has acted in a number of high-profile cases such as the Bawang defamation trial, appeared as a junior in the landmark decision of Television Broadcasts Limited v. Communications Authority & The Chief Executive in Council [2016] 2 HKLRD 41, and in his own right in Taching Petroleum Co Ltd v. Meyer Aluminium Limited [2018] 2 HKLRD 1284, another leading authority dealing with setting up breach of competition law as a defence in civil proceedings. The latter is one of only a few competition matters being litigated in Hong Kong’s embryonic competition landscape.

John has been described, by Chambers & Partners, Asia-Pacific 2020, as “very accessible and friendly”, and he is applauded for his ability to “effectively put across to the client his very clever ideas and solutions”, and “quick answers in court”.

In December 2018, John was appointed to sit as a Deputy District Judge.

Memberships & Appointments

- Appointed as Deputy District Judge (December 2018)
- Appointed to the Panel of External Counsel - Competition Commission (2016)
- Member of the Publications Sub-Committee of the Hong Kong Bar Association (2012)

Selected Cases

- Television Broadcasts Limited v. The Communications Authority & The Chief Executive in Council [2016] 2 HKLRD 41 (CFI) (Junior Counsel for Communications Authority) - Judicial review concerning (i) whether a finding of breach of the competition provisions in the Broadcasting Ordinance engages Articles 10 and 11 of the Hong Kong Bill of Rights, and (ii) the Communications Authority’s substantive findings on competition law issues.
Selected Cases (continued)

- **Convoy Collateral Ltd v. Cho Kwai Chee** [CACV 197/2020, HCA 399/2018] – Successfully obtained (on appeal) a Mareva injunction freezing over HK$700 million worth of assets.

- **Re Da Yu Financial Holdings Ltd** [HCMP 2196/2018] – Leading authority on schemes of arrangement dealing with professional fees and outmoding the practice of parallel schemes.


- **Re China Solar Energy Holdings Limited** [2018] 2 HKLRD 338 – Prior leading authority on whether provisional liquidators can be appointed for the purpose of pursuing a corporate debt restructuring.

- **Fountain II Ltd v. Ping An Securities (Holdings) Ltd** [2020] 1 HKLRD 429 – Re Greentech Technology International Limited HCA 2415/2019 – injunctions restraining allotment of new shares in listed companies.

- **PT Tugu Pratama Indonesia v. Citibank N.A.** [2018] 5 HKLRD 277 (Junior Counsel for the bank) – Successfully defended a claim against the bank for breach of duty of care as paying agent. This case also explored the rules of attribution of directors’ knowledge to their company in the context of section 26 of the Limitation Ordinance.

- **Taching Petroleum Co Ltd v. Meyer Aluminium Limited** [2018] 2 HKLRD 1284 – Leading authority dealing with setting up breach of competition law as a defence in civil proceedings.


- **Super Worth International Limited v. ICAC** [2016] 1 HKLRD 281 (CA) HCMP1320/2012 (CFI) – Leading Hong Kong authority on (i) the applicable law of legal professional privilege and (ii) whether legal professional privilege should be extended to accountants advising on tax law.

Directory Quotes:

John Hui of Des Voeux Chambers is applauded by interviewees for the well-balanced variety of his broad practice which incorporates noted skills in such diverse areas as competition, defamation and insolvency, and further noted as a “very accessible and friendly” counsel who is clearly “on the way up” and is already developing a clientele in his own right. He acted successfully for Meyer Aluminium in a Court of First Instance case concerning a dispute with Taching Petroleum which set a new precedent with regard to the extent to which contravention of the Competition Ordinance conduct rules may be cited as a defence in civil proceedings.

Chambers & Partners Asia-Pacific (2020)

Within his varied range, John Hui of Des Voeux Chambers practises extensively on insolvency, directors’ duties and competition issues and is also particularly adept in the handling of matters arising in the financial services, securities, broadcasting and telecommunications spheres. Solicitors are impressed by his consistent readiness to “come up with new ways of tackling an issue,” one observing that he is not only able to do this even within a context of “very messy evidence,” but also that he can “effectively put across to the client his very clever ideas and solutions.” Peers admire his “very careful but very practical” approach and “quick answers” in court.

Chambers & Partners Asia-Pacific (2019)
Dr. Benny Lo graduated from Cambridge University in Law in 2006 (with firsts in contract, equity and land) and subsequently obtained the Postgraduate Certificate in Laws (with distinction) from the University of Hong Kong. He was one of the two recipients of the Charles Ching Memorial Scholarship awarded by the Hong Kong Bar Association in 2007.

Benny’s practice focuses on commercial, company, general civil and intellectual property dispute resolution and he advises clients in litigation and international arbitration matters. Of particular note is his wealth of experience in company matters covering a wide spectrum of work including winding-up petitions, shareholder disputes, derivative actions, share capital reductions, appointment of provisional liquidators and injunction applications. Given his technological background, Benny also devotes part of his practice to IP matters as well as commercial matters with an IP element (especially patents, trademarks, copyright and registered design). In recent years, he has developed a substantial practice acting as counsel in arbitrations teamed up with local and international law firms.

Apart from acting as counsel, Benny has a growing practice sitting as an international arbitrator. He is an HKIAC, SIAC, ICC, CIETAC, BAC, LCIA, WIPO, CIarb, FIBA (BAT) and AIAC arbitrator and has been engaged as sole arbitrator or co-arbitrator on commercial, commodities trading, shareholder disputes, intellectual property, maritime, professional negligence, sports and investor-state matters. His jurisdiction award on a public policy issue was concurred with by the Hong Kong High Court in *Grandom Asia Holding Ltd v. Henry Wai & Co (a firm)* [2018] 1HKL RD 808, the first time the Hong Kong court considered the arbitrability of solicitor-client fee disputes. Recently, he was appointed as co-arbitrator in an investment treaty arbitration *Jin Hae Seo v. The Republic of Korea* brought under the US-Korea Free Trade Agreement, having sat with a former Judge of the International Court of Justice and a former member of the International Law Commission of the United Nations.

Outside of practice, Benny is also active in public service. He has been appointed by the Chief Justice of Hong Kong to sit as a Temporary Deputy Registrar of the High Court and as Deputy District Judge. He has also been appointed by the Hong Kong Government to serve on various administrative and quasi-judicial boards and tribunals.
Appointments & Memberships

- Temporary Deputy Registrar, High Court (2017, 2019)
- Deputy District Judge (2017)
- HKIAC (General and IP), SIAC, CIETAC, BAC, LCIA, WIPO, CIArb, FIBA (BAT) and AIAC Arbitrator
- Chartered Arbitrator and Fellow Member, Chartered Institute of Arbitrators
- Registered Foreign Lawyer, Singapore International Commercial Court (SICC)
- Former Visiting Lecturer (International Arbitration and Dispute Settlement postgraduate program), Tsinghua University School of Law
- HKMAAL, HKIAC and WIPO Mediator
- Chairman, Appeal Tribunal Panel (Buildings)
- Member, Liquor Licensing Board, Appeal Panel (Housing) and Fishermen Claims Appeal Board (Trawl Ban)
- Member, Asian Patent Attorneys Association

Selected Cases

- **George YC Mok & Co v. New Land Properties Development Ltd** [2020] 3 HKLRD 74: Co-Counsel (with Jack Chan) representing former client of a Hong Kong solicitors firm in applying for striking out and dismissal of a claim for legal fees

- **Philipp Doodt & Ors v. Huang Shihua & Ors** [2020] HKCFI 241: Co-Counsel (with Jasper Wong) representing a PRC Mainland enterprise in opposing an application for interim payment and the appeal thereof

- **King’s Glory Educational Centre Ltd v. Tsang Woon Ming** (unreported) HCCW 456/2016: Junior Counsel (led by Anson Wong SC) representing a renowned Hong Kong educational group in an application to strike out a winding-up petition as an abuse of process.

- **AVC Property Development Co Ltd v. Joyful Grace Trading Ltd & Anr** (unreported) CACV 208/2016: Sole Counsel representing a corporate landlord in a tenancy dispute touching upon the application of Holme v Brunskill (1878) LR 3 QBD 495 in the discharge of guarantor’s liability.

- **Crestron Electronics, Inc v. Crestron Asia Ltd** (unreported) HCA 222/2017: Junior Counsel (led by Winnie Tam SC) representing a licensee and distributor of home and office automation solutions in an injunction hearing touching upon the exhaustion of trademark rights.

- **Ip Fung Kuen v. Sam Kee Frozen Meat Co Ltd & Ors** (unreported) CACV 107/2016: Sole Counsel representing a beneficial owner of shop premises in a family property dispute in resisting an appeal from a judgment following a 14-day trial at first instance.

- **Xcelom Ltd v. BGI-Hong Kong Co Ltd** (No. 1) [2017] 1 HKLRD 421 and (No. 2) [2017] 1 HKLRD 436: Junior Counsel (led by Winnie Tam SC, JP) representing a leading Chinese genomic company in defending an injunction application brought by a Hong Kong biotechnology company based on alleged patent infringement in respect of a non-invasive screening test for chromosomal abnormalities.
Selected Cases (continued)

- **Re First China Financial Network Holdings Ltd** [2015] 5 HKLRD 530: Junior Counsel (led by Anson Wong SC) representing a former chairman of a Hong Kong-listed company in defending director disqualification proceedings brought by the SFC under s.214 of the Securities and Futures Ordinance (Cap. 571).

- **Novo Steel (HK) Ltd v. Peako Engineering Co Ltd** [2015] 2 HKLRD 598; [2015] 3 HKC 100: Sole Counsel representing the plaintiff in a sale of goods case in which the Court clarified the approach to the calculation of interest under RHC Order 22.

- **Re Pioneer Industries (Holdings) Ltd** [2015] 1 HKLRD 1: Sole Counsel representing the applicants in an application for relief under s.122(1B) of the former Companies Ordinance (Cap. 32) and s.610 of the Companies Ordinance (Cap. 622) in which the Court clarified the law on whether a written resolution for an AGM passed outside the statutory time limit constitutes a “meeting” in the context of s.111 of the former Cap.32.
After graduating from Oxford University, Alvin joined Des Voeux Chambers in 2008. He now engages in a wide range of civil & commercial litigation, including contractual disputes, company law, building management, land law and matrimonial matters. He has advised on and acted alone in High Court and Family Court trials (for variation of maintenance orders and judgment summonses) and interlocutory proceedings including Mareva injunction applications.

Selected Cases


- **Guangdong Finance v. Wong Wai Hing** DCMP 2370/2014, HH Judge Andrew SY Li, 12th June 2015 – trial of mortgagee action by a licensed money-lender and for sale of mortgaged property (mortgage signed by only one of the co-owners) under the Partition Ordinance, Cap. 352.

- **廣東長虹電子有限公司 v. Inspur Electronics (HK) Ltd** [2015] 2 HKLRD 714 – application to the Court Appeal to set aside refusal of leave to appeal by the first instance judge. The first instance judge had made an order granting leave to enforce a Mainland arbitral award under the Arbitration Ordinance, Cap. 609.

- **Emagist Entertainment Ltd v. Nether Games (Hong Kong) Ltd** [2013] 1 HKLRD 898, DHCJ Woo, 7th January 2013 – application for an interlocutory mandatory injunction for delivery up of source codes to an online game.

- **To Chun Wa and another v. Goldsort Co Ltd and others** [2012] 3 HKLRD 424 - application for a charging order absolute.


- **Lau Chi Ching Karen v. Wing Hang Bank Ltd** HCA 103/2014, DHCJ Kent Yee, 15th August 2014 - successfully struck out a HK$65 billion claim made against Wing Hang Bank Ltd.

- **Chen Zhixuan v. Fung Man Kwong** HCA 172/2013, DHCJ Mayo, 29th October 2013 - appeal against decision of Master on summary judgment. Upheld Master’s decision granting summary judgment on a debt.
Alan Kwong graduated from the University of Cambridge and the University of Hong Kong with first class honours in Politics and Law.

Alan practices mainly civil and commercial law, with a special focus on the areas of land disputes, companies, general commercial disputes and securities matters. Alan has been consistently instructed to act for banks and major listed companies in complicated civil disputes and insolvency disputes. Alan also appeared before the Court of Appeal in a number of leading authorities on land disputes in relation to common intention constructive trusts and estoppel.

Selected Cases

Companies, Insolvency and Commercial Disputes

- **Societe Generale, Singaporean Branch v. Inter Pacific Group Pte & Ors** [2019] HKCFI 2947; [2019] HKCFI 2484; [2019] HKCFI 2405. Acted for an international bank in a tracing claim; obtained a Mareva injunction freezing assets up to US$79.8 million

- **Re Luen Tat Watch Bank Manufacturer Limited; Allied Ever Holdings Ltd v. Li Shu Chung & Ors** (HCCW 497/2009, 27th November 2017). Discharged and removed liquidators who were guilty of misconduct and who were sanctioned by indemnity costs (led by Wong Yan Lung S.C. and William Wong S.C., JP)

- **Goal Upward Investment v. Osmand Mohammed Arab & Anor** [2016] 5 HKLRD 158. Acted for an investor in a contractual dispute involving specific performance and computation of time

- **Chan Kai Yan & Anor v. Leung Chi Kit & Ors (Re: Lucky Ford Industrial Ltd)** [2013] 3 HKLRD 550. Acted for the minority shareholders of a joint venture company which owned and operated a shopping centre in Mong Kok; wound up the subject company and obtained costs on a common fund basis against the majority shareholders; one of the leading authorities on costs in s.168A/s.177(1)(f) petition. (led by William Wong S.C., JP)


Selected Cases (continued)

- **Re : Wako Giken (HK) Limited** [2010] 4 HKLRD 121. Leading authority on interlocutory injunctions in the context of ss.177(1)(f)/168A Petition; acted for the minority shareholders of a Japanese company, and obtained an interlocutory injunction in respect of control over subsidiary companies in the PRC (led by Clifford Smith S.C. and Anson Wong S.C.)

**Land Disputes**

- **Mo Ying v. Brillex Development Ltd & Anor** [2015] 2 HKLRD 985; [2014] 3 HKLRD 224. One of the leading authorities on common intention constructive trusts and estoppel by standing by; acted for a professional investor and successfully resisted a wife’s claim for beneficial ownership (led by Audrey Eu S.C.).

- **Cheung Lai Mui v. Cheung Wai Shing & Ors** [2020] HKCA 148; HCA 1652/2012 (10th April 2017). Conducted a 14-day trial in respect of a family land dispute in Sai Kung; another Court of Appeal authority on the constituting elements of common intention constructive trust and proprietary estoppel (led by William Wong S.C., JP)

- **Hong Kong Hua Qia Co Ltd v. Cham Ka Tai** [2015] 4 HKC 167. Acted for a mistress; established a beneficial interest in a property by virtue of the doctrine of promissory estoppel

- **Leung Siu Man & Ors v. Leung Yiu Tai** [2019] HKCFI 1971. Acted for siblings in a family dispute; established beneficial interest in a property by virtue of the doctrine of common intention constructive trust

- **IO of Morlite Building v. Asia Century Ltd & Ors** [2016] 6 HKC 467. This authority concerned the Court’s approach to the underlying dispute in applications taken out by the incorporated owners to enforce charges registered against the subject properties of individual owners

**Civil Procedure**

- **Dickson Valora Group (Holdings) Co Ltd & Anor v. Fan Ji Qian** [2019] 2 HKLRD 173. Leading authority on granting an anti-suit injunction based on quasi-contracts (led by Anson Wong S.C.)

- **Dickson Valora Group (Holdings) Co Ltd & Moravia CV & Ors** [2019] 3 HKLRD 173. Resisting applications for (i) striking out an unfair prejudice petition on the ground of lacking locus standi; and (ii) staying the petition in favour of arbitration (led by Anson Wong S.C.)

- **Li Sin Man Seline & Anor v. Li Shu Chung & Anor** [2018] 3 HKLRD 294. This authority concerned the Court’s powers in granting interim certificates under Order 62, rule 17(1)

- **EastLong Hong Electronics Co Ltd v. Inspur Electronics (HK) Ltd** [2015] 2 HKLRD 714. Appeal against leave to enforce Mainland award

- **Choi Chung Bun Vincent v. Australia China Holdings** [2013] 2 HKC 36. Appeared before the Court of Appeal to set aside the costs order of the Court of First Instance in interlocutory proceedings; this authority concerned the approach to costs in setting aside default judgment

- **Top One International (China) Property Group Co Ltd v. Top One property Group Ltd & Ors** [2011] 1 HKLRD 606. Leading authority on relief against sanctions

- **Sun Focus Investment Ltd v. Tang Shing Bor & Anor** [2012] 5 HKLRD 853. One of the leading authorities on costs against non-parties under section 52A of the High Court Ordinance and Order 62 rule 6A of the Rules of the High Court
Christopher Chain was awarded the Bar Scholarship and called to the Hong Kong Bar in 2008. He graduated from the University of Hong Kong at the age of 19 and went on to complete postgraduate studies at the University of Oxford.

Christopher has extensive experience as a trial and appellate advocate, notably conducting a substantive appeal as sole advocate before the Court of Final Appeal within his first year of practice.

He has been recognized by Chambers and Partners Asia-Pacific 2020 as a “very busy junior with a high-powered practice”, receiving praise for his “very quick mind”, “impressive advocacy skills”, and “very creative readiness to argue things from a different angle.”

Christopher’s practice spans across an exceptionally wide scope. He is often specifically instructed for cases with complex and unusual elements covering the entire spectrum of civil work, ranging from general commercial and companies cases, to more specialist practice areas such as aviation, insurance, medical negligence, securities, and others.

Christopher has sat as a Deputy District Judge, currently sits on 5 government appeal boards, and has acted as amicus curiae on appointment by the High Court.

**Memberships & Appointments**

- Appointed as Deputy District Judge (June 2018)
- Appointed as Member of Appeal Board (Hotel and Guesthouse Accommodation) (from 21st April 2016)
- Appointed as Member of Appeal Board (Clubs (Safety of Premises)) (from 21st April 2016)
- Appointed as Member of Appeal Board (Bedspace Apartments) (from 21st April 2016)
- Appointed to Panel of Chairmen of Appeal Tribunal (Buildings) (from 1st December 2015)
- Appointed as Member of the Inland Revenue Board of Review (from 1st January 2019)
- Appointed as amicus curiae by the High Court in judicial review proceedings *Director of Agriculture, Fisheries, and Conservation v. Administrative Appeals Board* (reported at [2017] 2 HKLRD 349)
Selected Cases

- **So Keung Yip & Sin (a firm) v. Gold Horn International Enterprises Group Ltd** (HCA 1027/2019, HCA 1639/2019, HCMP 1164/2019) – Multi-million dollar legal fees dispute between law firm and former clients; represented law firm and successfully obtained unprecedented conditions for taxation of bills (interim payment of 80% to law firm and 20% payment into court)

- **Re China Cultural City Limited** (HCCW 313/2019) – Represented interests of the Liaison Office of the PRC Central Government in a private joint venture with Hong Kong business partner and successfully obtained winding-up order of joint venture company based on debt of over HK$100 million; obtained seminal judgment on standing of beneficial assignees and beneficiaries of debt held under a bare trust to petition for winding-up

- **MG Charter Ltd v. Beijing Caissa International Travel Service Ltd** (HCA 1635/2012; HCCL 7/2014) – Ongoing RMB 200 million dispute over wholesale block sale of airline seats on Beijing-Maldives route involving complex expert issues of an airline’s capacity and ability to fly; obtained seminal judgment on permissible circumstances in which a qualified factual witness can give opinion evidence

- **Re the “TS Singapore”, the “MCC Jakarta”, and the “Xin Nan Tai 77”** (HCAJ 48/2011, 148/2012, 49/2013) – Obtained successful result in trial and appeal of a collision dispute involving 3 vessels in crossing situation near East Lamma Traffic Separation Scheme (reported at [2018] 4 HKLRD 1; [2016] 1 HKLRD 149)

- **OUE Lippo Healthcare Limited v. David Lin Kao Kun** (HCCT 4/2019) – Represented Singapore listed company in successfully obtaining leave to enforce a HK$330 million SIAC arbitration award, together with a Mareva injunction and appointment of receivers; obtained seminal judgment where the meaning of “proper notice” under the New York Convention and Arbitration Ordinance (Cap. 609) was clarified

- **Lasmos Ltd v. Southwest Pacific Bauxite (HK) Ltd** (HCCW 277/2017) – Represented offshore precious metals mining company and successfully obtained dismissal of winding-up petition, where the Companies Court adopted an entirely new practice regarding arbitration clauses in the context of winding up petitions (reported at [2018] 2 HKLRD 449)

Directory Quotes:

*Christopher Chain of Des Voeux Chambers attracts increasing attention as a “very busy junior with a high-powered practice” whom interviewees also single out for his “very quick mind,” “impressive advocacy skills” and “very creative readiness to argue things from a different angle.” “Within a broad practice which embraces, among others, general commercial, company, financial services and insolvency-related issues, he has built up a particularly noteworthy body of experience of cases arising in the shipping and aviation spheres.”*

Chambers & Partners Asia-Pacific (2020)

*Christopher Chain is recognised in the latest Doyles Guide (2020) as a Leading Junior for Maritime, Shipping & Transport Law.*

Doyles Guide (2020)
Sabrina Ho

LLB (First Class Honours) – The University of Hong Kong (2003-2006)
LLB - The University of Southampton (2005)
PCLL - The University of Hong Kong (2006-2007)

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View Sabrina Ho's profile on LinkedIn

Sabrina joined Chambers in 2009 upon completion of her pupillage. She practises in all areas of civil work, with an emphasis on commercial, company and insurance law.

Sabrina is a contributing author to the Companies Ordinance, Commentary and Annotations published by Sweet & Maxwell. She is the author of the Hong Kong Annotated Ordinance - Insurance Ordinance (Cap 41), the Hong Kong Annotated Ordinance - Dutiable Commodities Ordinance (Cap 109) published by LexisNexis and the Butterworths Hong Kong Insurance Law Handbook. She is a contributing editor to the Hong Kong Company Law Cases (2008 - 2019) - published in 2020 by DVC in collaboration with Kluwer and the Hong Kong Civil Procedure (the White Book) published by Bloomsbury Books Limited.

She was a former member of the Companies Law Committee of the Hong Kong Bar Association. She is currently a member of the Arbitration Committee of the Hong Kong Bar Association.

Fluent in Mandarin and written Chinese, Sabrina has been involved in various complex Court cases and arbitrations (both HKIAC and CIETAC arbitrations) concerning Mainland corporates and individuals. She is a committee member of the Hong Kong and Mainland Legal Profession Association. She was a former legal consultant of Jiangsu Sunfair Law Firm, Nanjing (江蘇南京三法律師事務所).

Sabrina graduated from the University of Hong Kong with First Class Honours in LLB. She obtained an LLM (Commercial Law) with Distinction in the London School of Economics and Political Science.

Memberships & Appointments

- Temporary Deputy Registrar of the Hong Kong High Court for periods in 2020
- Committee Member of the Hong Kong and Mainland Legal Profession Association
- Member of the Arbitration Committee, Hong Kong Bar Association
- Former Member of the Companies Law Committee, Hong Kong Bar Association
- Former Legal consultant of Jiangsu Sunfair Law Firm, Nanjing (江蘇南京三法律師事務所)
Selected Cases

Arbitration

- **Beijing CIETAC Arbitration in Beijing** Represented the Respondents and Claimants by Counterclaim in a trial (led by Clifford Smith SC).
- **HKIAC Arbitration in Hong Kong** Represented the Respondents and Claimants by Counterclaim in a trial (led by Douglas Lam SC).

Commercial and Company

- **Chan Chi Wai & Anor v. Chan Sau Wah & Ors** CACV 81/2019 [2019] 3 HKLRD 330 Represented the Plaintiff in a trial and a subsequent appeal relating to trust over landed properties.
- **Kung Kin Wing & Anor v. Splendid Profit International Holdings Limited** HCIP 78/2019 [2020] HKCFI 894 Represented the Plaintiffs by original action in a trial concerning the ownership of the trademark of 傷心酸辣粉.
- **Chow Lily v. Chow Wai Wai Violet & Ors** HCAP 22/2019 Successfully represented the Defendants in a probate dispute concerning the Estate of a well-known businessman in Hong Kong (led by Benjamin Yu SC and Teresa Wu)
- **Shek Kin Pong & Ors v. FTLife Insurance Co Ltd** HCA 739/2016 Represented the Defendant by Original Action and Plaintiff by Counterclaim in a trial relating to contractual interpretation of Agent’s contract.
- **Harbour Front Limited v. Money Facts Limited & Ors** HCMP 1987/2018 Represented the Petitioner in an unfair prejudice petition to successfully obtain an interlocutory injunction (led by Clifford Smith SC). Successfully resisted the Respondent’s appeal to the Court of Appeal.
- **Rafaat Imam v. Life (China) Co Ltd & Ors [2018]** 4 HKLRD 152 Represented the Defendants in a seminal judgment in order to oppose an application for leave for third party funding (led by Clifford Smith SC).

Insurance

- Represented FTLife Insurance Company Limited (formerly known as Ageas Insurance Company (Asia) Limited) in various actions, including the trial in HCA 1599/2014
- Appeared in various hearings before the board of the Hong Kong Federation of Insurers and the Federation of Professional Insurance Brokers Association
Selected Cases (continued)

**Administrative Law**

- **U Storage Group Limited v. the Director of Fire Services** HCAL 490/2019
  Represented the Director of Fire Services and the Director of Buildings in a seminal judicial review by mini-storage operators against measures imposed by the Director of Fire Services (led by Catrina Lam).

- **Tomorrow Finances Ltd v. Director of Fire Services** HCAL 1467/2018 [2019] HKCFI 3025
  Successfully represented the Director of Fire Services in a judicial review by mini-storage operators against measures imposed by the Director of Fire Services (led by Catrina Lam).

**Directory Quotes:**

Sabrina Ho of Des Voeux Chambers stands out for her ability to establish a rapport with all participants in the legal process, one source identifying her as a “very diligent junior, trusted by many of the senior members of the Bar community,” while another notes that “she is well liked by all solicitors for her handling of clients, while both clients and the Bench find her friendly and respectable.” Nor are interviewees slow to praise her “succinct and clear” court presentation, more than one emphasising her flair for “skilful cross-examination.” Most active in the commercial, company and insurance spheres, she is increasingly seen in a sole or leading advocate role, playing such a part in Shek Kin Pong & Others v. FTLife Insurance Co Ltd, a pioneering case concerning so-called ‘claw-back clauses’ in insurance agents’ contracts in which she successfully represented the defendant company.

Chambers & Partners Asia-Pacific (2020)

Sabrina Ho of Des Voeux Chambers is characterised by peers as a “very busy,” “very hard-working, excellent junior” who “has done very well” in recent cases. Solicitors value her as a “very user-friendly barrister who proactively asks where assistance on particular issues is required,” “keeps clients calm, reassuring them that the matter is being supported as it should be,” and “presents well, not taking silly points and not upsetting the judges.” Within a broad commercial remit, she offers particularly focused expertise in the areas of company law and insurance and contributed to the successful outcome for the defendant in Elite Dragon Limited v. BEL Global Resources Holdings Limited, a High Court case which largely concerned the application of the law governing the extent of directors’ fiduciary duties.

Chambers & Partners Asia-Pacific (2019)
Connie obtained double First Class Honours in both BSS (Govt. & Laws) and LLB at the University of Hong Kong as well as her Masters degree in Bachelor of Civil Law at the University of Oxford.

She was awarded the Bar Scholarship in 2008 before she joined Chambers in 2009.

She has a broad civil and commercial practice practice in litigation and arbitration including those with cross-border elements. Her practice also has particular emphasis on company and insolvency matters. She has been instructed in making applications which include appointments of provisional liquidators and for schemes of privatization and schemes of arrangements. She acts for liquidators and trustees in bankruptcy as well as receivers from time to time.

She has experience in representing directors of listed companies in disciplinary proceedings of the Hong Kong Stock Exchange (both before the Listing Committee and the Listing Appeal Committee). She also recently acted for one of the directors in the claim arising out of Convoy's HK$2.8 billion stock placement exercise: Convoy Global Holdings Limited v. Cho Kwai Chee Roy & Ors HCA2922/2017.

She also advises on regulatory and competition law matters. She represented the SFC in the first trial for reversing an IPO (over a HK$1 billion buy-back offer) under section 213 of the SFO: SFC v. Hontex International Holdings CACV 182/2012 & HCMP630/2010 (led by Mr. Simon Westbrook S.C.). Since 2016, she has been appointed to the Competition Commission’s Panel of External Counsel. She represented one of the parties in a 4-week trial on liability and penalty before the Competition Tribunal: Competition Commission v. W. Hing Construction Company Limited & Ors [2020] HKCT 1, [2019] 3 HKLRD 46, the first case on market sharing and price fixing in Hong Kong; see also: [2018] 5 HKLRD 437.

In September 2018 and 2019, Connie was appointed to sit as a Deputy District Judge. She is a Fellow of the Chartered Institute of Arbitrators and Arbitrators’ and Mediators’ Institute of New Zealand Inc. She also serves on 5 administrative and quasi-judicial boards and tribunals.

She is a Contributing Editor to Hong Kong Company Law Cases (2008 - 2019) - published in 2020 by DVC in collaboration with Kluwer.

Memberships & Appointments

- Deputy District Judge (September 2018 & September 2019)
- Chairman of the Appeal Boards (the Entertainment Special Effects Ordinance) from June 2020:
Memberships & Appointments (continued)

- Member of the Appeal Panel (Housing) since February 2020;
- Lay Assessor of the Medical Council of Hong Kong since January 2020;
- Member of the Board of Review (Inland Revenue Ordinance) since January 2020;
- Adjudicator of the Immigration Tribunal since October 2019;
- Chairman of the Appeal Tribunal Panel (Buildings) since December 2018;
- Panel of External Counsel to the Competition Commission since 2016;
- Reviewer, Hong Kong Conversion Examination Board for PCLL Admission since 2018;
- Member, Hong Kong Bar Association, Committee on Company Law in 2018;
- Member, Hong Kong Bar Association, Committee on Competition Law since 2016;
- Hong Kong Bar Association’s List of Mediators;
- Part-time Tutor in Contract Law, University of Hong Kong (2010);
- Member of the Executive Committee of the Women in Arbitration initiative (WIA) appointed under the auspices of the HKIAC (2020-2022)

Selected Cases

- **Mak Wai Man & Ors v. Richfield Realty Limited** [2019] 2 HKLRD 759, acted for the employer in a trial which held that team-based commission paid to employees are deductible from holiday pay.
- **Re: Everglory Energy Limited** HCCW 198/2016 (Judgment dated 20.7.2016), a shareholders’ petition involving an application for urgent injunctive relief and opposing an application for validation order (led by Mr. Ronny Tong S.C.) and successfully obtained an interim order to reconstitute the Board (led by Mr. Chua Guan-Hock S.C.); see [2017] 3 HKC 393.
- **Re HNA Group Co. Ltd** [2014] 4 HKLRD 463, costs upon the withdrawal of a winding up petition.
- **Re: Pedagogic Innovations Limited** [2014] 1 HKLRD 613, stay of voluntary winding up under section 228A of Cap. 32 (with Mr. José-Antonio Maurellet S.C.).
- **Re Pacific Bulk Shipping Ltd** HCMP 1244/2015, acted for the Receivers applying for interim relief and declaratory relief as to the validity of their appointment.
- **Re-Wheelock Properties Ltd** [2010] 4 HKLRD 857, confirming a scheme of
Patrick Siu

BA (Oxon) (1st Class Honours)
PCLL (CUHK) (Distinction)
PgD in EU Competition Law (KCL)

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Patrick is a general commercial practitioner with an emphasis on company and insolvency litigation. Patrick’s experience spans a broad spectrum of civil practice, including appearances before all levels of courts, the Securities and Futures Commission, the Hong Kong Stock Exchange and administrative appeals boards.

Before joining the Bar, Patrick worked as an Administrative Officer with the Hong Kong Government for four years.

Memberships & Appointments

➢ Adjudicator, Registration of Persons Tribunal (December 2020 - present)
➢ Member, Review Body on Bid Challenges (January 2020 - present)
➢ Chairman, Appeal Tribunal Panel (Buildings) (December 2018 - present)
➢ Deputy Adjudicator, Small Claims Tribunal (September - December 2017)
➢ Fellow, Chartered Institute of Arbitrators (FCIArb)
➢ Fellow, Hong Kong Institute of Arbitrators (FHKIArb)
➢ Full Member, Society of Trust and Estate Practitioners (TEP)

Publications

➢ Article on the “Appointment of joint and several liquidators in Hong Kong” featured in the Law Quarterly Review (LQR. 2020 136 (Jul) 375-379.

Selected Cases

Insolvency and Bankruptcy

➢ Re: Hong Kong Pak Tat Trading Co [2020] HKCFI 287: Acted for a liquidator in resisting a removal application by the petitioner, who was dissatisfied with the liquidator’s decision to sell the company’s only asset in the form of its shareholding in a PRC subsidiary.

➢ Re Ho Yuk Wah David [2019] 1 HKLRD 961: Acted for the respondents in resisting the trustees’ application for production of documents, clarifying the scope of the court’s jurisdiction in making a disclosure order.
Selected Cases (continued)


- **Re Lee Siu Fung, Siegfried** [2017] 1 HKLRD 1155: Acted for the trustees-in-bankruptcy in seeking an order for private examination against the bankrupt, who is the patriarch of the Siu Fung Group.

Commercial and Company

- **Yung Siu Wa v. Raffles Family Office Limited** [2018] 5 HKLRD 816: Acted for the defendants in dismissing an application by a director for inspection of documents on the ground that it was made for “improper purpose.”

- **Re Convoy Global Holdings Limited** [2018] HKCFI 1729: Acted for a third party purchaser in dismissing an application for an injunction to restrain Convoy from disposing of its shareholding in another listed company.

- **Re China Shanshui Investment Company Limited** [2018] HKCFI 1184: Acted for the former patriarch of the Shanshui group in obtaining a court-ordered EGM to facilitate the reconstitution of the board of a listed company.

- **Re Xinhua News Media Holdings Limited** [2017] 5 HKLRD 153: Acted for Xinhua News Media, a listed company, in resisting a shareholder’s application to nominate directors to the board.

- **Re: Belgravia Properties Limited** [2013] 5 HKLRD 337: Acted for the company, clarifying the law on the circumstances under which the Court would order an annual general meeting.

Land Law

- **有利工業貨倉大廈業主立案法團 v. 怡豐興業有限公司** [2019] HKLdT 10: Acted for the incorporated owners in obtaining an injunction to remove unauthorized structures on the external wall of an industrial building.


- **Re: Estate of Kong Wing Hong** [2014] 2 HKLRD 517: Acted for the executor, clarifying the law on the interpretation of tenancy agreements and implication of terms thereto in the context of probate and administration.
David Chen

David has a broad civil practice with specialisms in banking and finance, bankruptcy, civil fraud, commercial disputes, company and insolvency law, and experience in arbitration, matrimonial and intellectual property law. He regularly appears, led and unled, in the High Court and the Court of Appeal.

David has acted for and against major banks, listed companies, liquidators and receivers. Notable recent cases include a mis-selling claim against HSBC, the “China Shanshui” litigation and acting for Hong Kong Broadband Network (a listed company) in its successful defence against PCCW (another listed company) for trademark infringement.

He is a Contributing Editor to Hong Kong Company Law Cases (2008 - 2019) - published in 2020 by DVC in collaboration with Kluwer.
Alex graduated from the University of Oxford in 2005 and trained as a solicitor with Allen & Overy in 2006. He qualified as a corporate associate in 2008 and worked for 2 years with Latham & Watkins in Hong Kong, specializing in Listing Rules compliance and equity offerings.

In 2011, Alex decided to join the Bar. Since then he has been involved in a wide variety of cases. These include listco, fund and other company disputes, company, insolvency/bankruptcy, commercial, matrimonial, and probate and contempt matters before Arbitral Tribunals and all levels of Court.

He is a Contributing Editor to Hong Kong Company Law Cases (2008 - 2019) - published in 2020 by DVC in collaboration with Kluwer.

### Selected Cases

#### Listco, Fund and other Company Disputes
- **HKIAC/A18180** - HKIAC Arbitration before Mr. Anthony Neoh SC, the Hon. Robert Tang and Mr. Daniel Fung SC, JP - PRC company law dispute
- **Basab Inc. v. Superb Glory Holdings Ltd** (FAMV 16/2017, 24 August 2017) - Reinforcement of Charge over Listco shares - Reflective Loss Principle
- **To Pui Kui v. Hultucktong Co Ltd** (FAMV 10.50/2015, 1 April 2016, HCA 51/2007, 6 January 2016) - Family shareholding dispute
- **Re Asia Television Limited** [2015] 1 HKLRD 607 – Shareholders’ dispute
- **Grand Field Group Holdings Limited v. Chu King Fai** (HCA 771/2009, 17 June 2014) - breach of fiduciary duties by Listco directors

#### Insolvency/Bankruptcy
- **Re C Mahendra Exports (HK) Ltd** [2019] HKCFI 1556 - Winding-Up based on Henderson abuse when Previous Injunction against Winding-Up dismissed by consent
Selected Cases (continued)

- **Re Cai Sui Rong** [2019] HKCFI 514 - Bankruptcy - Cross-Examination Order
- **Re Cai Sui Xin** [2019] 6 HKC 329 - Bankruptcy - Jurisdiction
- **Re China Solar Energy Holdings Limited** [2018] 2 HKLRD 338 – Winding-up – Principles re appointing Provisional Liquidators in an award-winning case that changed the landscape
- **Re Shandong Chenming Paper Holdings Ltd** [2018] HKCFI 93, (HCMP 3060/2016, 17 October 2017), pending appeal - jurisdiction to wind-up foreign company with listing status in Hong Kong
- **Re Silver Faith Holdings Limited** [2018] HKCFI 403, 41; (HCCW 111/2014, 18 October 2017) - Security for Costs
- **Re G Ltd** [2016] 1 HKLRD 167 Hong Kong Court assistance of Foreign Provisional Liquidators

**Mareva/Proprietary Injunctions and Contempt Proceedings**

- **Essilor Manufacturing (Thailand) Co Ltd v. Wong Kam Wai** [2020] HKCA 351 - Mareva/Proprietary Injunction
- **China Metal Recycling v. Chun Chi Wai** [2018] 1 HKLRD 455 - Alleged Breach of Receivership/Injunction Order; Breach of Unless Order/Relief from Sanction
- **歌斐資產管理有限公司 v. Yang Kai** (HCMP 703/2017, 4 July 2017) - Discharge of 21M Injunction
- **Wu Yang v. Dayuan International Development Ltd** (HCCW 103/2015, 2 April 2015) – shareholders dispute / Mareva injunction

**Others**

- **Li Shu Chung v. Stevenson Wong & Co** [2018] 5 HKLRD 336 - Taxation of Solicitors’ Bills
- **China Construction Bank (Asia) v. Shanghai Pudong Development Bank** (CACV 14/2016, 26 May 2017) – Dispute re Letters of Credit
- **Lee Bing Fai Stephen v. Hong Kong Automobile Association** (HCA 25/2015, 4 December 2015) – sports law – stay of Court proceedings in favour of local proceedings
- **SIAC ARB090/12/MJL** - SIAC Arbitration before Mr. John Champion - Trade Dispute
- **Cheng Ngar Man, Angela v. Vishal Prakash Melwani** (CACV 274/2013, 5 October 2015) - Dispute over Family Assets
Ebony Ling

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BCL (2011), University of Oxford

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Ebony graduated from the University of Oxford and the University of Hong Kong. She ranked first in her LLB class and has received numerous scholarships and awards, including the Bar Scholarship and Charles Ching Memorial Scholarship.

She is developing a broad commercial and civil practice and has been involved in land disputes, company and insolvency cases, property and trusts cases, commercial matters, employment disputes, intellectual property matters, as well as regulatory and public law cases.

Ebony is recently appointed as a member of the Appeal Board (Hotel and Guesthouse Accommodation), Appeal Board (Clubs (Safety of Premises)) and Appeal Board (Bedspace Apartments). She was also appointed as a Deputy Adjudicator in the Small Claims Tribunal in 2019.

Selected Cases

Land Law

- **Wan Kwok Leung v. Director of Lands** [2019] 1 HKLRD 1129 Represented the Director of Lands in applications for determining the amount of compensation for the lands resumed under the Lands Resumption Ordinance (Cap 124)

- **Kong King Ong Alexander v. Kan Heung Wing & ors** [2013] 1 HKLRD 1136 Defended a striking-out application relating to the answering of requisitions by a vendor of a property

- **The Incorporated Owners of Foo Hoo Centre v. Hong Kong Alliance in Support of Patriotic Democratic Movements of China** (HCMP 1037/2014) Represented the Incorporated Owners in an application for an injunction to restrain the Defendant from using the subject property as the “June 4th Museum”

Company and Insolvency

- **Re Wheelock and Company Ltd** (HCMP 359/2020) Represented the Company in an application for its privatization and reduction of capital

- **Re The Grande Holdings Ltd** [2013] 4 HKLRD 353 Represented a creditor in a winding-up petition

- **China Star Enterprise Hong Kong Ltd v. Tony Hung Wing San**, [2012] 5 HKLRD 290 & [2013] 5 HKLRD 271 Applied for a court-ordered meeting under section 114B(1) of the Companies Ordinance and obtained a declaration that a resolution of the company was validly passed
Selected Cases (continued)

**Property and Trusts**

- **Tiffany & Co. of New York Ltd v. King’s Diamond Trading Co & ors** (HCA 409/2020) Represented the Defendants diamond traders in Tiffany & Co.’s claim against them in respect of the title over a 9-carat diamond and a 7-carat diamond allegedly stolen by a third party from Tiffany & Co.

- **Liu Wai Keung v. Liu Wai Man** [2015] 1 HKLRD 490 Represented the Respondent in an appeal involving the construction of “trust property… in the possession of the trustee” under section 20(1)(b) of the Limitation Ordinance (Cap 347)

- **Komal Patel & Ors v. Chris Au & ors** (HCA 183/2014) Represented the Plaintiff in a dispute over beneficial shareholding of a company which owned and operated a high-end restaurant business through various subsidiaries.

**Employment**

- **Tadjudin Sunny v. Bank of America, National Association** (CACV 12/2015) Represented the Plaintiff in the appeal in an employment law case concerning the implied term of anti-avoidance in an employment contract

**Intellectual Property**

- **Wong To Yick Wood Lock Ointment Ltd v. Merika Medicine Factory Ltd & anor** (HCA 562/2014) Represented the Defendant in a trademark infringement and passing off case

**Regulatory and Public Law**

- **Re Youh, Alan Chuen Po** [2013] 2 HKLRD 485 Represented the Hong Kong Bar Association in the first case in which it appeared in contested local admission proceedings

- **Ho Chung Yan, Albert v. Leung Chun Ying & anor** (HCAL 85/2012) Represented the former Chief Executive at a hearing for application for leave to appeal in an election petition

- **Kwong Wing Kie v. Licentiate Committee of the Medical Council** (CACV 206/2014; HCA 121/2012) Applied for a judicial review of the decision of the Licentiate Committee of the Medical Council refusing the Applicant’s application to take the licensing examination

- Represented the **Private Columbaria Licensing Board** in the first 4 appeals brought against it in the Private Columbaria Appeal Board in respect of its decisions to reject applications for licence and temporary suspension of liability (PCAB 1-4/2019)
Jason joined Chambers in 2012 after accepting numerous scholarships and prizes for his academic achievements. He completed his degree in Jurisprudence from the University of Oxford in 2009 with First Class Honours, ranking first in his class in Contract Law and ninth overall. In 2011, he obtained a Distinction in his BCL degree at the University of Oxford. He was awarded the Bar Scholarship in the same year.

Jason has appeared in all levels of court in Hong Kong (including the Court of Final Appeal in *Ryder v. Timely* (2015) 18 HKCFAR 544, one of the leading cases on illegality in the conflict of laws).

**Selected Cases**

- **Re Bank of East Asia**, HCMP 1812/2016 - acting for hedge fund in unfair prejudice petition to challenge share placements (led by Charles Sussex SC and José-Antonio Maurellet SC)


- **China Baoli v. Orient Equal**, HCA 1399/2016 - represented lender in multi-party and muti-jurisdiction litigation involving complex issues of conflicts of law, fraud and nature of repo financial products (led by Charles Sussex SC)

- **Lee v. Hong Kong Automobile Association** [2015] 3 HKLRD 689 - resisted stay of proceedings for review of disqualifications decisions of sporting authority


- **Commercial arbitration, HKIAC** - acted for large North American pensions fund in trial concerning distressed private equity investment of US$200 million (led by Douglas Lam SC)
Directory Quotes:

Jason Yu of Des Voeux Chambers is variously described by sources as “a diligent and thorough junior, fully capable of doing his own advocacy” and “a leading, outstanding junior member of the Hong Kong Bar.” Notably active in the company law, insolvency, intellectual property, regulatory and commercial arbitration spheres, he served as a member of the team acting for hedge fund Elliott International in Court of First Instance proceedings concerning a dispute with the Bank of East Asia over an alleged improper placement of shares.

Chambers & Partners Asia-Pacific (2020)

Jason Yu of Des Voeux Chambers is singled out by a peer who “cannot sing his praises enough” as “an outstanding individual in his generation of juniors,” an opinion echoed by a solicitor side comment that he is a “smart and highly responsive” individual with uncommon “talent and extensive experience” for his level of seniority. Sources also emphasise his “excellent research skills and written submissions.” Company and insolvency, regulatory and intellectual property issues are significant elements of his practice and he is also active, as counsel, in a number of commercial arbitrations.

Chambers & Partners Asia-Pacific (2019)

Jason Yu of Des Voeux Chambers is “in a lot of big cases” and is, in an opinion shared by a number of referees, “seen as one of the rising stars of his seniority.” Particularly active in company matters, he also offers extensive experience of intellectual property and conflict of laws issues. Highly popular with many leading silks, who “trust his research and judgment,” he is also acknowledged for “very powerful advocacy” in his own right.

Chambers & Partners Asia-Pacific (2018)
Kerby was admitted to University under the Early Admissions Scheme with a full scholarship and obtained first class honours in his undergraduate degree and his Bachelor of Civil Law degree from the University of Oxford.

He came top at Oxford for chancery law subjects, and was awarded prizes for best performance in Trusts Law and Company Law.

Kerby became a tenant of Des Voeux Chambers in 2013. His practice has a particular emphasis on advisory and advocacy work involving (i) contentious probate, wills, trusts and estates litigation; and (ii) company and insolvency law. He has provided expert evidence on HK probate and estates law in foreign proceedings.


Selected Cases on Trusts, Probate and Administration of Estates

- **Fok Chun Yue Benjamin v. Fok Chun Wan Ian and Ors** HCA 2155/2011; CACV 13,16,17/2014 - Case involving the multi-billion estate of the late Henry Fok Ying Tung

- **Re Estate of Au Kong Tim** HCAP 7/2010 (CFI); [2018] 2 HKLRD 864 (CA); [2018] HKCFA 61 (CFA) - Acted for intended beneficiary/executor seeking to propound a will concerning a billion-dollar estate

- **HSBC Trustee (Hong Kong) Ltd v. Alexander Laufer And Others** HCMP 2967/2015 - Acted for beneficiaries in a leading case concerning power and duty of an executor to pay for foreign estate duties

- **Re Estate of Kwok Wing Fai** HCMP 2742/2017 - Acted for court-appointed administratrix in proceedings concerning interpretation of a will

- **Re Estate of Chan Chung Han (various)** - Acted for independent administratrix appointed by Court in proceedings concerning administration of estate and contentious disputes

- **Re Estates of Wong Shing Kwong and Poon Pau Chee (various)** - Acted for beneficiaries in applications for accounts, removal of administrator, and interlocutory injunctions

- **Re Lai Suet Ching** HCCA 1364/2015 - Acted for beneficiaries in a caveat action, involving disputes among siblings as to who should administer the estate of their mother, including the un-administered estate of their father.
Selected Cases (continued)

- **Vidhya Nativivat and Ors v. Vitoon Nativivat** [2013] 4 HKLRD 340, CACV 23/2013 - Acted for the executor; main issue concerned standing of executor to commence action before grant of probate.

- **Kwok Shuk Kuen Maria And Another v. Li Wun And Another** HCAP8/2011 - Junior counsel in probate trial involving the Estate of the founder of Shun Hing Hoo.

- **Kong Colin Chung Ping And Another v. Kong Wing On And Others** HCMP 2045/2012 - Acted for the executor in administration action involving Estate of a co-founder of the On Hong Ning Drug Company.

Selected Cases on Company law and corporate insolvency

- **Re Aeso Holding Ltd (various)** - Acted in a series of legal proceedings concerning shareholder dispute/board fight over a listed company.


- **Re Sing Pao Media Enterprises Limited** HCCW 120/2015 - Acted for a major creditor in an application to appoint provisional liquidators over the holding company of a local newspaper, Sing Pao Daily News.

- **Re Birmingham International Holdings Limited** HCMP 395/2015 - Acted for a significant shareholder in an application to remove receivers appointed over the holding company of an English football club, Birmingham City Football Club.

- **Re Hong Kong Mercantile Exchange Ltd** HCCW 10/2014 - Acted for the supporting creditor in a winding up petition.

- **Joseph Ghossoub v. Team Y&R Holdings Hong Kong Ltd And Others** HCMP 1074/2015 - Acted for shareholder in an unfair prejudice petition and application for stay in favour of foreign jurisdiction.

Selected Scholarships and Prizes

- University of Oxford, Swire University College Scholarship, 2007-2011
- University of Oxford Prize for Best Performance in Company Law, 2010
- University of Oxford Prize for Best Performance in Trusts Law, 2010
- Bar Scholarship 2012
- Middle Temple Advocacy Scholarship 2013

Directory Quotes:

*Kerby has been recognised by the Doyle’s Guide 2020 in its list of Leading Estates & Probate Litigation Barristers in Hong Kong and is credited as a Recommended junior counsel*  
*Doyles Guide (2020)*
Justin Lam

BA (Oxon), First Class
BCL (Oxon), Distinction

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Justin has a broad practice in civil and commercial law. He has been involved in a wide range of civil cases, with an emphasis on company, probate, trusts and land matters.

He appears regularly in the High Court, including the Court of Appeal, as an advocate in his own right and as junior counsel.

Prior to joining Chambers as a tenant in 2013, Justin completed his degree in Jurisprudence from the University of Oxford in 2010 with First Class Honours, graduating second in his class. In 2011, he obtained his BCL degree from the University of Oxford with distinctions in all subjects. He was awarded the Bar Scholarship in 2012.

Justin is also a fluent Mandarin speaker.

Selected Cases


- **Liao Chen Toh v. Loyal International Enterprises Co. Ltd. & Ors**, HCA 2302/2014 (applications against ex-director for delivery up of corporate documents and removal as bank signatory, proprietary injunction for misappropriated funds of approximately US$100 million and Bankers Trust orders – led by Dr. William Wong SC, JP)

- **Fantastic State v. Tien’s Organic Farm** [2018] HKCFI 2473, [2019] HKCA 687 (application to set aside ex parte injunction on right of way and appeal – led by Mr. Benjamin Yu SC)

- **Uni-Creation Investments Ltd v. Secretary for Justice** [2017] 2 HKLRD 139, [2017] 4 HKC 125, [2018] 2 HKC 531 (application for declaration of compliance with offensive trade clause in government lease regarding construction of columbarium and appeal – led by Mr. Benjamin Yu SC)
Selected Cases (continued)

- **Au Kai To Karel v. End User Technology** [2019] HKCA 72 (appeal against judgment on contractual claim against listed company and subsidiary)
- **Commissioner of Inland Revenue v. Perfekta Enterprises Ltd** HCIA 1/2016, [2018] HKCA 373, FACV 11/2018 (case stated from decision of Board of Review on imposition of profits tax and appeal – led by Mr. Clifford Smith SC)
- **Company A v. Company D** [2018] HKCFI 2240 (application for appointment of receivers in aid of arbitration)
- **Lee Goo Lynette Siu Yin v. Cheung Wai Ming Daisy** [2019] HKCFI 1086 (application for removal of personal representative of HK$500+ million estate – led by Mr. Anson Wong SC)
- **Chinese Strategic Holdings Ltd v. James Wardell** [2019] HKCFI 1236 (application for removal of liquidators – led by Dr. William Wong SC, JP)
- **He Jiping v. Wang Zhenping & Anor**, HCA 200/2005 (trial involving dispute as to whether shares are held on express trust – with Mr. Jenkin Suen SC)
- **Tech Garden Asia Ltd v. Yuneec International Co Ltd**, HCMP 2421/2015 (application for interim injunction in aid of arbitration in relation to an exclusive distributorship contract)
- **Re China Solar Energy Holdings Ltd** [2017] 2 HKLRD 1074 (acting for the investors in an application by provisional liquidators for approval to enter into various restructuring agreements – led by Dr. William Wong SC, JP)

Directory Quotes:

Justin Lam of Des Voeux Chambers is rated “a very strong junior” by sources, an assessment borne out by his very active caseload and the frequency with which he is selected to support distinguished senior counsel on significant cases – working, for instance, alongside Benjamin Yu in a number of iterations of the company law dispute Waddington Ltd v. Chan Chun Hoo Thomas and Others. Experienced in litigation to High Court level, he is regularly seen on company, financial services, land and trust-related cases.

Chambers & Partners Asia-Pacific (2020)

Justin Lam of Des Voeux Chambers focuses on company, probate, trust and land issues, interviewees emphasising his prominence in the last of these areas particularly strongly. He is widely viewed as “one of the up-and-coming barristers at the junior end of the Bar,” more than one source stressing that he is “very good in research and very quick in terms of turnover,” while an instructing solicitor reports that he “works his socks off and provides enormous assistance to other members of the counsel team.”

Chambers & Partners Asia-Pacific (2019)
Martin Kok

BCL, University of Oxford (Distinction)
LL.B., University of Hong Kong (First Class)
(Rank 1)
M.Sc., University of Oxford
Rhodes Scholar (2011)
Bar Scholar (2013)
Charles Ching Scholar (2013)

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Martin is a Rhodes Scholar, and is also a Bar Scholar and a Charles Ching Scholar. He obtained a Distinction in his postgraduate BCL degree at the University of Oxford, after he received First Class Honours in his LLB at the University of Hong Kong (ranking first in his year).

He joined Des Voeux Chambers in 2014, and his practice covers both advisory and advocacy work in civil, public, and matrimonial law. Martin has also provided expert opinion on Hong Kong law before the Supreme People’s Court of the PRC.

Martin is a part-time Lecturer (Non-Clinical) at the Department of Law of the University of Hong Kong. His writings have appeared in publications ranging from the Restitution Law Review to the Journal of Intellectual Property Law & Practice.

As from 2016, Martin has served as a Member to three Practice Area Committees of the Hong Kong Bar Association, namely the Committee on Companies Law, the Committee on Competition Law, and the Committee on Constitutional Affairs and Human Rights.

Selected Cases

- **Yeung Bing Kwong Kenneth v. Mount Oscar Ltd** [2019] 3 HKLRD 575 – Court of Appeal – Appeal in relation to a declaration and injunctive relief that a company’s ordinary resolution to remove a director is invalid or otherwise null and void
- **Ageas Insurance Company (Asia) Ltd v. Lam Hau Wah Inneo** CACV 65/2014 (9 January 2015) (led by Mr. Mark Strachan SC) – Court of Appeal – Contractual dispute between insurance company and former regional director and agency manager
- **The University of Hong Kong v. Hong Kong Commercial Broadcasting Co Ltd** [2016] 4 HKLRD 113; [2016] 4 HKC 583 (Trial); [2016] 1 HKLRD 536; [2015] 6 HKC 677 (Interlocutory injunction) (led by Mr. Clifford Smith SC) – Court of First Instance – Injunction restraining for breach of confidence in connection with discussions in the Council of the University of Hong Kong
- **Leung Lai Kwok Yvonne v. The Chief Secretary for Administration and Ors** HCAL 31/2015 (5 June 2015) (led by Mr. Anson Wong SC and with Mr. Ernest Ng) – Court of First Instance – Leave application to apply for judicial review of decisions in relation to the public consultation on the method of electing the Chief Executive of the HKSAR
Selected Cases (continued)

- **Sima Sai Er v. Next Magazine Publishing Ltd and Ors.** HCA1500/2014 (8 August 2014) (led by Mr. Anson Wong SC) - Court of First Instance - Interlocutory injunction restraining publication of materials on the ground of breach of confidence/ misuse of private information

- Relevant employees whose shares in China Shanshui Investment Company Limited held by **Zhang Caikui on trust and Anor. v. Zhang Caikui and Anor.** HCA 1661/2014 etc. (10 November 2017) (led by Winnie Tam SC, JP) - Court of First Instance - application for joinder as an intervener or additional defendant

- **Re First Natural Foods Holdings Limited** HCMP 205/2013 (17 February 2017) - Court of First Instance - Petition brought by SFC pursuant to S.214 of the Securities and Futures Ordinance (Cap. 571) in respect of the affairs of a Bermudan company listed in Hong Kong

- **Re China Fishery Group Ltd. and China Fisheries International Limited** HCMP 367. 368/2015 (17 March 2016) (led by William Wong SC, JP) - Court of First Instance - Application for the continuation of ex parte orders appointing provisional liquidators

- **Re Luen Tat Watch Bank Manufacturer Limited** HCCW 497/2009 (27 November 2017) (led by Wong Yan Lung SC, William Wong SC, JP and with Alan Kwong) - Court of First Instance - Application for an order to stay the winding-up order against the company and to discharge the appointment of liquidators

Arbitration and Tribunals

- Administrative Appeals Board - Appeal in Yiu Wing Ching, **John v. Privacy Commissioner for Personal Data** AAB No. 46/2014 against the decision of the Privacy Commissioner for Personal Data to terminate investigation (25 March 2015)

- Commercial Arbitration - UNICITRAL Rules - Dispute as to the construction of contractual agreement governing public utility (led by Jonathan Crow QC and Anson Wong SC) (2016)

- Commercial Arbitration - UNICITRAL Rules - Application to challenge the Arbitral Tribunal’s jurisdiction in the context of contractual dispute over hotel development in the PRD (led by Ambrose Ho SC) (27 August 2015)

- Commercial Arbitration - HKIAC Rules - Emergency arbitration procedure in relation to interim relief to restrain disposal of shares and removal of directorship

- Commercial Arbitration - HKIAC Rules - Contractual dispute in relation to the operation of a wharf business in the PRC

Scholarships & Awards

- Rhodes Scholarship (2011)
- Bar Scholarship (2013)
- Charles Ching Memorial Scholarship (2013)
Jacqueline Law

LLB (2011) (First Class Honours), University of Hong Kong
PCLL (2012) (Distinction), University of Hong Kong
BCL (2013), University of Oxford
Bar Scholar (2013)
Charles Ching Scholar (2013)

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Jacqueline was awarded the Bar Scholarship and Charles Ching Memorial Scholarship in 2013. She is developing a broad civil and commercial practice in line with Chambers’ profile with niche experience in company and insolvency, trust and probate, land, intellectual property and arbitration-related matters.

Since joining Chambers in 2014, Jacqueline has appeared led and as sole advocate in trials concerning claims of undervalue transactions, common intention constructive trust, adverse possession, loss of cross-border vehicle licence, torts of maintenance and champerty, administration of estate, and ownership of properties (land and company shares).

She has experience in handling contested applications involving summary judgment, stay of proceedings, examination and production orders in a liquidation, removal of executor and estate accounts, specific discovery and expunge of documents, charging order, striking out, expert evidence and injunctions.

Her arbitration practice includes acting as sole advocate in a 5-day arbitration on breach of shareholders’ agreement in 2015, and two HKIAC arbitrations for a law firm on outstanding legal fees from former clients in 2018. She has also appeared led in an Emergency Arbitration in 2018, as well as various court proceedings concerning interim measures in aid of arbitration, stay of proceedings in favour of arbitration, and enforcement of awards.

Jacqueline also has a particular interest in matrimonial practice. She has provided advice and representation to husbands, wives and separating unmarried parents in matters ranging from variation of maintenance orders (interim and final), enforcement of undertakings, applications for litigation funding, avoidance of disposition, to preliminary issue trials on the ownership of the matrimonial home and the financial provision for children of unmarried couples.

Selected Cases

- **X v. Jemmy Chien** [2020] HKCFI 286 (led by Douglas Lam S.C.) and [2019] HKCFI 2172: Resisting application to setting aside HKIAC arbitral award; security as condition for progressing with setting aside application.
- **U v. S** [2018] 4 HKLRD 749 (led by Douglas Lam S.C.): Adjournment of enforcement of CIETAC Award proceedings pending setting aside proceedings in the PRC.
Selected Cases (continued)

- **Arjowiggins HKK2 Ltd v. X Co** [2016] HKCFI 1901 (with Teresa Wu): For the award debtor in applying to set aside an arbitral award and resisting its enforcement in Hong Kong.
- **Far East Consortium Limited v. Occupiers Entering or Remaining at the Lot Without the Consent of the Plaintiff** [2019] HKCFI 2298: For the developer in applying for injunction.
- **Siu Chi Tat v. Land Zone Ltd** [2018] HKCFI 2582: Injunction relating to trespass to land.
- **Chiu Pak Wo v. Chiu Yim Kam** [2019] HKCFI 2517: Application for inventory and accounts.
- **Lam Wai Sun v. Chan Yan Yee** [2018] HKCFI 1056: For the executrix in a trial on removal, order for sale of property and estate accounts.
- **Siberian Mining Group Co Ltd v. Daily Loyal Ltd** [2019] HKCFI 138 (led by Douglas Lam S.C.): Injunction restraining a noteholder from objecting to proposed placement of shares in a listed company.
- **Li Fu Hua (also known as Denise Li) v. Chen Ming Chih** [2018] HKCFI 2786 (led by Douglas Lam S.C.): Striking out an unfair prejudice petition.
- **Re Joint Silver Ltd** [2016] HKCFI 2119 (led by Douglas Lam S.C.): For the Liquidators in a Petition to wind up a company already in creditors' voluntary liquidation.
- **Re Ricco (International) Company Ltd** [2017] 6 HKC 487: For the Company in setting aside an allotment of shares contravening s.47A of the former Companies Ordinance (Cap. 32).
- **LCC v. LWMA** [2017] HKFC 75 (led by Douglas Lam S.C.): For the Petitioner wife in a preliminary issue trial on the beneficial ownership of the matrimonial home etc.
- **LLC v. LWMA** [2016] HKFC 89: For the Petitioner wife in applying for litigation funding under section 3 of the MPPO (Cap. 192).
- **LCC v. LWMA** [2018] HKFC 100 and [2018] HKFC 156: Costs of preliminary issue trial.
Michael Lok

BCL (Oxon), Distinction, St John’s College
LLB (LSE), First Class Honours, Top of Year
Island School, Hong Kong
Bar Scholarship
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Michael appears frequently in the Court of First Instance and the Court of Appeal (both as sole advocate and as led junior to leaders from within and outside Chambers), including the sole conduct of a six-day trial (on defamation) during his ‘second six’ of pupillage/limited practice. Michael has also appeared in the Court of Final Appeal and the Judicial Committee of the Privy Council. In December 2019, he sat as Deputy Presiding Officer of the Labour Tribunal.

Michael’s practice spans across all aspects of commercial litigation, with particular focus on the areas of bankruptcy, company and insolvency, in which Michael has appeared for many professional parties and financial institutions.

Michael has also acted for/against the Securities and Futures Commission, and acted for a respondent in one of the first decisions of the Competition Tribunal (which establishes the use of the Carecraft procedure in the Tribunal).

In the non-contentious context, Michael has advised on and appeared in multiple schemes of arrangements (involving privatisations as well as creditor schemes) and other restructuring proceedings (such as ‘Gobee.Bike’, National Arts Entertainment and Culture Group Ltd and Hong Kong Mercantile Exchange Ltd).

Other areas of Michael’s practice include land and trust, intellectual property, family law and public law. Michael also regularly takes part in international arbitration and related matters.

Amongst other academic and public responsibilities, Michael is the Co-Founder of the Company and Insolvency Law Society and Chairman of the Island School Council.

In July 2020, Michael was granted special rights of audience to appear before the Judicial Committee of the Privy Council, led by Richard Hacker QC (E&W), John Carrington QC (BVI) and William Wong SC, JP (HK).

He is a Contributing Editor to Hong Kong Company Law Cases (2008 - 2019) - published in 2020 by DVC in collaboration with Kluwer.
Notable Cases

- **Secretary for Justice v. Global Merchant Funding Limited** (2016) 19 HKCFAR 192 (definition of ‘loan’ under the Money Lenders Ordinance) (led by Simon Westbrook SC and with Derek CL Chan) (Court of Final Appeal)


- **New Castle Investments Ltd v. WFC Holding Ltd and Others** [2020] HKCA 755 (tenancy dispute) (led by Edward Chan SC) (Court of Appeal)

- **Lau Yu v HSBC** [2018] HKCA 744 (bankruptcy petition representing the petitioning bank) (led by Linda Chan SC, as she then was) (Court of Appeal)

- **Competition Commission v. Kam Kwong Engineering Company Ltd and Others** [2020] HKCT 3 (Competition Tribunal)

- **Re Convoy Global Holdings Ltd** [2020] 3 HKC 403 (general meetings: powers of chairman) (led by William Wong SC)

- **Re Hsin Kuang Restaurant (Holdings) Ltd** [2020] HKCFI 1314 (statutory derivative action) (led by Rachel Lam SC)

- **Re Tang Yau Sing (ex p GF Securities (Hong Kong) Brokerage Limited)** [2020] HKCFI 877 (bankruptcy petition)

- **Re Madison Lab Ltd** [2020] HKCFI 382 (injunction to restrain presentation of winding-up petition) and [2020] HKCFI 1409 (indemnity costs against creditor)

- **Re National Arts Entertainment and Culture Group Ltd** [2020] HKCFI 275 (scheme of arrangement)

- **Re Li Wing Sang (ex p Credit Suisse AG, Hong Kong)** [2019] HKCFI 924 (bankruptcy petition representing the petitioning bank)

- **Re Cai Sui Rong (ex p HSBC)** [2019] HKCFI 514 (bankruptcy petition representing the petitioning bank) (led by Douglas Lam SC)

- **Re Pearl Oriental Oil Ltd** [2018] 5 HKLRD 567 (statutory derivative action: written notice under s. 733)

- **Re Enice Holding Co Ltd** [2018] 4 HKLRD 736 (scheme of arrangement; privatisation; cross-border restructuring) (led by William Wong SC)

- **Dyson Technology Limited and Another v. German Pool Group Company Limited and Others** HCA 833/2011; HCA 1233/2017 (copyright; patent; threats; injunction) (led by Winnie Tam SC)


- **Bay Capital Asia Fund, LP (in official liquidation) v. DBS Bank (Hong Kong) Ltd** HCMP 3104/2015 (2.11.2016) (common law power to provide cooperation)
Eva joined Des Voeux Chambers as a tenant in 2014. She has been involved in a wide range of civil cases, including company, commercial, trusts, land, and public law matters. Prior to obtaining her degree in Jurisprudence from Oxford University in 2012, Eva graduated from the Chinese University of Hong Kong with a Bachelor of Business Administration degree majoring in Economics, with First Class Honours.

Between her legal studies and pupillage, in 2012 and 2013, Eva assisted Mr. David Perry Q.C. in two cases in the United Kingdom Supreme Court, namely R v. Varma [2012] UKSC 44 (concerning confiscation orders) and R (Nicklinson) v. Ministry of Justice [2014] UKSC 38 (concerning assisted suicide and euthanasia). She was provided with a full reimbursement placement to follow the case before the Supreme Court. She also served as Judge’s Marshall for a few months, in the Court of Final Appeal (with the Hon. Ma CJ) and the Court of Appeal (with the Hon. Lam V-P), and the Divisional Court of England and Wales (Royal Courts of Justice) in London (with the Hon. Royce J).

Since her practice began in 2014, Eva has been involved in significant cases at all levels of courts, including two CFA cases, reported CA cases, and also certain widely reported public nuisance and trespass injunction applications. Eva also frequently represents clients in substantive hearings and conducted trial proceedings as sole counsel. Facilitated by her commercial background, Eva is developing a specialty in company law and tax law. She has provided advice to corporate clients and has conducted different seminars in the specific area of tax law.

Selected Cases

Arbitration and Anti-Suit Injunction/Company and Commercial Litigation


- **China Medical Technologies Inc (In Liquidation) and Others v. Wu Xiaodong and Others**, HCA 3391/2016 and CAMP 179/2019. Chabra Injunction. (Represented the innocent third party in successfully discharging a Chabra Injunction against properties held solely in the third parties’ name, with indemnity costs – with Ms. Teresa Wu at the CFI and led by Ms. Rachel Lam S.C. at the CA level)
Selected Cases (continued)

- **High Fashion New Media Corporation Ltd v. Leong Ma Li and Another**, HCA 1953/2014; HCMP 108/2016 & 1707/2016. (i) Breach of fiduciary duties. (Acted for the company and obtained an *inter partes* injunction for compliance with directors’ resolutions – led by Dr. William Wong S.C., J.P.) (ii) Committal – breaches of undertaking and injunction order (Acted for the company as sole counsel in two related committal proceedings; trials conducted with Mr. Jonathan Chang S.C.)

**Public Nuisance, Trespass and Judicial Review**

- **Lai Hoi Ping and Another v. Unknown Persons**, HCA 2104/2014. Public nuisance injunction (successfully obtained an *ex parte* injunction and continued *inter partes* injunction restraining public nuisance - led by Mr. Johnny Mok S.C. and Mr. José-Antonio Maurellet S.C.)

- **Best Galaxy v. Unknown Persons**, HCA 1731/2016. Trespass and private nuisance injunction (successfully obtained an *ex parte* injunction and continued *inter partes* injunction restraining trespass and private nuisance concerning a piece of land in Fanling – led by Mr. Johnny Mok S.C. and Dr. William Wong S.C.)

- **Luk Yuk Han v. Hong Kong Housing Authority & The Appeal Panel (Housing)**, HCAL 87/2016. Judicial Review. (Acted for the Housing Authority as sole counsel and successfully resisted an application for leave to apply for judicial review in relation to constitutional rights guaranteed by the Basic Law and the Bill of Rights.)

**Intellectual Property**

- **Acron International Technology Ltd v. Chan Yiu Wai and Another**, HCA 1709/2010; CACV 32/2016 ([2017] 3 HKLRD 799); FAMV 13/2018. Employees’ Invention. (Appeared as junior counsel in the trial and successfully claimed against a former employee for patent of an invention innovated during the course of her employment; the first Hong Kong trial in this regard; successfully resisted the appeals to the Court of Appeal as well as the application for leave before the Court of Final Appeal – led by Ms. Winnie Tam S.C. and Ms. Rachel Lam S.C.)

**Land/Property/ Chancery Litigation**

- **Mok Yim Hei v. Hong Kong Housing Authority**, CACV 147/2015 (successfully appealed against Lands Tribunal’s judgment concerning quantum of management fees awarded against HKHA – led by Mr. Johnny Mok S.C.)

- **Highmax Overseas Ltd and Others v. Chau Kar Hon, Quinton and Another** ([2014] 3 HKLRD 584. Beddoe Order. (Acted for a trustee company in a Beddoe Order appeal – led by Mr. Douglas Lam S.C.)

- **Global Fair Industrial Ltd v. Menno Leendert Vos**, FAMV 7/2015. Knowing Receipt and Dishonest Assistance. (Successfully resisted an application for leave to appeal to the Court of Final Appeal – led by Mr. Douglas Lam S.C.)

- **Chung Pui Tong v. The Personal Representative Chung Sau Miu (also known as Chung Sau Mui, or Sau Mui Chung), deceased, and Others**, HCA 3150/2016; [2019] HKCFI 2966. Proprietary injunction, Knowing Receipt and Dishonest Assistance. (Successfully applied and continued an *inter partes* injunction against the Defendants for the disposal of estate properties - as sole counsel)

**Revenue/Tax Related**

- Various advisory work concerning tax-related litigations or prosecutions under the Inland Revenue Ordinance, Cap. 112, and settlement agreements with the Inland Revenue Department (including non-compliance incidents and tax evasion – led by Mr. Chua Guan-Hock S.C., and as sole counsel)
Joseph Wong

BBA (Finance and Accounting) (HKUST)
JD (CUHK)
BCL (Oxford)
LL.M. (Harvard University)

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Prior to joining the Bar, Joseph graduated from the LL.M. at Harvard University and BCL at the University of Oxford. He previously obtained a Bachelor of Business Administration (double major in Finance and Accounting) at HKUST and read law in the Juris Doctor programme at CUHK.

Joseph joined Des Voeux Chambers in 2015 upon completion of his pupillage with Mr Edwin Choy SC, Mr Jenkin Suen SC, Ms Rachel Lam SC and the late Mr Harry Liu. He is developing a broad civil and commercial practice. He has been involved in a wide range of cases including contractual disputes, intellectual property, family, Part 2 applications under the Mental Health Ordinance, trusts, probate, land, and bankruptcy/insolvency matters. He has also been frequently instructed to work on injunction matters on an urgent basis. He has given legal opinions to various entities including multi-national companies and HK-listed companies for compliance, SFC-regulatory and other purposes. He is fluent in the Chinese language and spoken Putonghua and has experience dealing with contentious work in Chinese. He has also acquired substantial experience working in international arbitrations.

Selected Cases

- **Hong Kong Karaoke Licensing Alliance Ltd v. Neway Music Ltd** (CAMP 131/2020 & CACV 328/2020; 4 September 2020) - Sole advocate in a remote hearing before the Court of Appeal in an action involving a substantial intellectual property dispute
- **SC v. OEI & Anor** (HCCT 48 & 66 /2019; 24 August 2019) - Substantive hearing involving applications for setting aside / seeking leave to enforce an arbitral award in an international arbitration held at the HKIAC, led by Mr. John Scott S.C., JP
- **Chow Kwan Yee v. Leung Mei Yin May & Anor** (HCA 1260/2017; 13 December 2019) - Trial involving a monetary dispute between family members, with Mr. Alan Kwong
- **Ip Pui Lam Arthur & Anor v. Ho Yuk Wah David (a bankrupt) & Others** (HCA 971/2012; Trial on 4-6, 30 September 2019) - A 4-day trial involving complex claims of beneficial ownership of corporate entities and assets by the bankrupt, led by Ms Rachel Lam S.C.
- **Poon Chi Hang v. Lai Ho Sun** (HCMP 1020/2013; 5 May 2017) (CACV 119/2017; 27 June 2019) - Sole advocate in a 3-day trial involving an adverse possession claim in the Court of First Instance (led by Dr. William Wong S.C., JP in the appeal)
Selected Cases (continued)

- **China Medical Technologies, Inc. (In liquidation) v. Wu Xiaodong & Others** (HCA 3391/2016 & HCA 1417/2013; 22 May 2019) - A 3-day substantive hearing for continuation / discharge of a worldwide *ex parte* Mareva injunction, with Mr Edward Alder

- **Zhang Yan Yin v. Korchina Culture Investment Ltd & Ors** (HCA 30/2018; 18 December 2018) - Sole advocate in a substantive hearing on an injunction involving substantial landed properties in the PRC

- **Hongfan International Ltd v. Hong Kong Yahe Co., Ltd** (HCMP 1633/2017; 22 November 2018) - Substantive hearing for discharge of an injunction restraining presentation of statutory demand in a multi-national commercial dispute, with Mr Alvin Tsang

- **Ninotre Investment Ltd & Anor v. L & A International Holdings Ltd** (HCMP 64/2018; 14 November 2018) - Substantive hearing for an application for inspection of documents involving a listed company, with Mr Justin Lam

- **Ip Pui Lam Arthur & Anor v. Ho Yuk Wah David (a bankrupt) & Others** (HCA 2587/2017; 20 April 2018) - Substantive hearing for continuation and discharge of an *ex parte* proprietary injunction, led by Mr Clifford Smith S.C.

- **China Art Bank Company Limited v. Xu Zhiqiang** (HCA 2178 & 2543 / 2015; 1 June 2017; 26 July 2017) (CAMP 12/2017; 7 February 2018) - Sole advocate in the discharge of a Mareva injunction, consolidation and security for costs applications; opposing applications for leave to appeal before the Court of First Instance and Court of Appeal

- **SNE Engineering Co Ltd v. Chim Kee Machinery Co Ltd** (HCA 2025/2012; 24 March 2016) (CACV 101/2016; 11 July 2016) - A 6-day trial involving a construction-related dispute arising out of MTRC’s construction of the Guangzhou-Shenzhen-Hong Kong Express Rail Link, led by Mr Ian Pennicott Q.C., S.C. both at trial and in the appeal

- **Lo Kwong Hung & Anor v. The Registrar of Companies** [2018] 1 HKLRD 173 - a case involving questions on the construction of the word “creditor” and standing of the applicants under s.765(1) Companies Ordinance (Cap 622) regarding restoration of companies which have previously been struck off, with Mr Christopher Chain

- **Chen Mei Lan & Anor v. The Registrar of Companies & Others** [2017] 1 HKLRD 924 - a case involving an application to expunge a PRC criminal judgment from trial based on the rule in *Hollington v. Hewthorn* that a previous criminal conviction and judgment are inadmissible as evidence in subsequent civil proceedings, with Ms Rachel Lam (now Ms Rachel Lam S.C.)
Jonathan Chan

BA in Economics (Distinction),
University of California, Berkeley
JD (First Class Honours),
University of Hong Kong
LLM, University of Cambridge

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Jonathan joined Des Voeux Chambers in 2015. He has been involved in a wide variety of civil and commercial cases, with an emphasis on construction, company, insolvency, bankruptcy, competition, trusts and land matters. He regularly appears in the Court of First Instance and the Court of Appeal, both in his own right and as junior counsel, and routinely receives instructions for advisory work. His experience includes: acting as junior counsel in Ge Qingfu & Ors v. L&A International Holdings Ltd & Ors [2020] HKCA 687, the landmark Court of Appeal decision on the jurisdictional limits under sections 728-730 of the Companies Ordinance (Cap. 622); appearing as junior counsel in Re China Solar Energy Holdings Ltd (No. 2) [2018] 2 HKLRD 338, the leading authority on provisional liquidators’ restructuring powers; and representing the defendant as junior counsel in Taching Petroleum Co Ltd v. Meyer Aluminium Ltd [2018] 2 HKLRD 1284, the first decision of the Hong Kong Court dealing with contravention of a competition conduct rule being raised as a defence to a civil claim.

Jonathan also has a growing construction practice, having worked on disputes over defective design, workmanship defects, variations, termination, delays and liquidated damages, in court litigations as well as in arbitrations. His recent notable cases include acting as junior counsel in The Commission of Inquiry into the Construction Works at and near the Hung Hom Station Extension under the Shatin to Central Link Project, a high-profile public inquiry which is expected to have a profound impact on the construction industry in Hong Kong.

Jonathan obtained his JD degree with First Class Honours from the University of Hong Kong and his LLM degree from the University of Cambridge. Prior to reading law, he studied Economics at the University of California, Berkeley, and graduated with Distinction.

He is a Contributing Editor to Hong Kong Company Law Cases (2008 - 2019) - published in 2020 by DVC in collaboration with Kluwer.

Selected Cases

- Ge Qingfu & Ors v. L&A International Holdings Ltd & Ors [2020] HKCA 687-landmark decision by the Court of Appeal to clarify the scope and application of sections 728-730 of the Companies Ordinance (Cap. 622) and the boundaries between the various remedies available to shareholders under Part 14 of the CO (with Mr. Justin Lam)
Selected Cases (continued)

- **Re China Solar Energy Holdings Ltd (No. 2)** [2018] 2 HKLRD 338 - leading authority on whether provisional liquidators can be appointed for the purpose of pursuing a corporate debt restructuring; whether listing status was an asset (led by Mr. José-Antonio Maurellet SC and with Mr. John Hui)

- **Re China Solar Energy Holdings Ltd** [2017] 2 HKLRD 1074 - role of provisional liquidator, approval of documents relating to restructuring (led by Mr. José-Antonio Maurellet SC)

- **Ge Qingfu & Ors v. L&A International Holdings Ltd & Ors** [2018] HKCFI 2742; HCMP 2222/2016 - 8-day trial of an originating summons seeking relief under Sections 728-730 of the Companies Ordinance (Cap. 622): breach of directors’ duties concerning a grant of share options in a listed company (with Mr. Justin Lam)

- **Taching Petroleum Co Ltd v. Meyer Aluminium Ltd** [2018] 2 HKLRD 1284 - leading authority as regards setting up breach of competition law as a defence in civil proceedings and the relevant procedures under section 113 of the Competition Ordinance (Cap. 619); alleged price collusion in breach of the first conduct rule in section 6(1) of the Competition Ordinance (Cap. 619) (with Mr. John Hui)

- **L v. X Ltd** [2017] HKCFI 1043; HCMP 1002/2017 - application for leave to commence statutory derivative action under Sections 732 and 733 of the Companies Ordinance (Cap. 622)) (as sole counsel)

- **Guang Sheng Investment Development Group Ltd v. China Investment Fund Co Ltd** [2016] HKCFI 1182; HCA 1847/2016 - discharging an ex parte injunction order; chairman's power to adjourn general meeting (led by Dr. William Wong SC, JP)

- **Securities and Futures Commission v. Tse On Kin** HCMP 210/2017 - disqualification order under Section 214 of the Securities and Futures Ordinance (Cap. 571) (led by Mr. Douglas Lam SC)

- **Ng Po Yu & Anor v. Lam Kai On, the executor of the estate of Wong Mui** [2018] HKCFI 1618; HCA 77/2014 - 4-day trial involving a claim of common intention constructive trust, proprietary estoppel and reimbursement (with Mr. Gary Lam)

- **Xiao Zhiyong v. Asia Equity Value Ltd** [2017] HKCFI 1309; HCSD 46/2016 - setting aside a statutory demand based on contravention of the Money Lenders Ordinance (Cap. 163); whether loans were exempted loans; whether loan agreements were illegal for charging excessive interest rates (with Mr. John Hui)

- **Leung So Hung Siem v. Carson Wen** [2019] HKCA 678; CACV 357/2018 - appeal regarding an application to set aside a statutory demand (as sole counsel)

- **A Solicitor v. The Law Society of Hong Kong** [2015] HKCA 302; CACV 182/2014 - appeal against sentence and costs order in disciplinary proceedings (as sole counsel)

- **Resorts World At Sentosa Ltd v. Sze Siu Hung** [2018] HKCFI 1646; HCMP 1167/2017 - registration of foreign judgment in Hong Kong; proper construction of Section 6(1) (a)(iii) of the Foreign Judgments (Reciprocal Enforcement) Ordinance (Cap. 319) (led by Mr. Anson Wong SC and with Mr. John Hui)

- **Chu Kwok Fai v. Tang Fai** DCCJ 3768/2015; [2017] HKDC 510 - 4-day trial conducted in Chinese; a claim based on breach of contract and unjust enrichment (as sole counsel); [2018] HKDC 92 leave to appeal and stay of execution (as sole counsel)

- **Siberian Mining Group Ltd v. Cheung Keng Ching & Ors** [2017] 2 HKC 512 - a claim based on alleged fraud and fraudulent breach of trust; principles concerning amendment of pleadings made outside limitation period (with Mr. John Hui)

- **W v P** [2016] HKCFI 316; HCCT 55/2015 - setting aside an award made by the arbitral tribunal in an arbitration (led by Mr Douglas Lam SC)
Kaiser Leung

Bachelor of Laws (University of Durham)  
(First Class Honours)  
Master of Laws (University of Cambridge)  
(First Class Honours)

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Kaiser has a broad civil and commercial practice, with a particular emphasis on construction, company, insolvency, and securities law. He appears regularly at various levels of courts, including the Court of First Instance and the Court of Appeal. He has also advised on various commercial matters and has been involved in international arbitrations conducted in Hong Kong.

Kaiser’s recent notable cases include acting for the MTR Corporation Limited (led by Mr. Philip Boulding QC and Mr. Jat Sew-Tong SC) in The Commission of Inquiry into the Construction Works at and near the Hung Hom Station Extension under the Shatin to Central Link Project, the final report of which is expected to have a long-term impact on the construction industry.

In addition to his civil and commercial practice, Kaiser also has experience in matters concerning international law. He acted for the Asia Pacific Institute of International Law (led by Mr. Daniel R Fung SC, JP) in the submission of an amicus curiae brief on questions of jurisdiction and justiciability of issues in The Republic of the Philippines v. The People’s Republic of China (the South China Sea Arbitration). Prior to joining the Bar, he worked at the Office of The Prosecutor of the International Criminal Tribunal for the Former Yugoslavia in The Hague, where he was involved in the prosecution of war crimes.

Kaiser is a recipient of the Bar Scholarship (2014), the Charles Ching Memorial Scholarship (2015), and the Society of Construction Law Hong Kong Scholarship (2015). He was called to the Bar and joined Des Voeux Chambers in 2015 after obtaining First Class Honours in both Bachelor of Laws and Master of Laws at the University of Durham and the University of Cambridge respectively. He is a contributing editor to Hong Kong Civil Procedure.

Memberships & Appointments

- Member, Committee on Construction Law, Hong Kong Bar Association
- Member, Committee on International Law, Hong Kong Bar Association

Directory Quotes:

Kaiser Leung made his debut this year in the Recommended Junior Counsel category of the Doyle’s Guide for Leading Construction & Infrastructure Litigation Barristers- Hong Kong, 2020

Doyles Guide (2020)
Selected Cases

- **Lau Reimer Mary Jean v. Ting Wai Monastery Ltd** [2018] 1 HKLRD 346 - acted for the interested parties in a petition for the winding-up of a company formed for charitable purposes, based on an unsatisfied statutory demand, and the appointment of provisional liquidators.

- **Re Rad Source Technologies Asia Ltd** HCCW253/2017 - acted for the petitioner in a winding-up petition based on an unsatisfied statutory demand.

- **Bruno Arboit as Sole Liquidator of Highfit Development Company Limited (in Liquidation) v. Koo Siu Ying and Liang Meng Chu, Pearl** [2016] 3 HKLRD 154 - (with Mr. Yang-Wahn Hew) - acted for the Liquidator in committal proceedings.


- **Re Shun Yue Enterprises (Hong Kong) Limited (In Compulsory Liquidation)** HCCW 57/2016 - acted for the Joint and Several Liquidators in an application for the production of documents.

- **Re Kwai Hing & Sheung Wan Hsin Kuang Restaurant Limited** HCMC 2747 & 2751/2017 - acted for the companies in extension of time applications for general meetings and laying of financial statements under sections 429 and 610 of the Companies Ordinance.

- **Pan Shi Liang v. Harsen Industries Ltd** HCMC 1917/2017 & HCA 193/2018 - acted for the applicant in an application for leave to commence a statutory derivative action.

- **Ng Im Fong Loretta (executrix of the estate of Lui Kwan Cheung, the Deceased) v. Charm Investments Ltd** HCMC 86/2019 - acted for the plaintiff in an application for the inspection of the company's register of members.

- **Lo Yuk Sui v. Fubon Bank (Hong Kong) Limited** [2017] 2 HKLRD 477 - (led by Mr. Anson Wong SC) - acted for the plaintiff in an application for enhanced costs and interest.

- **Sun Cheong Construction Co Ltd v. IO of King Fu, Ho Fu, Ki Fu & Ka Fu Buildings** HCCT 27/2010 & CACV 67/2019 - (with Mr. Gary Lam) - acted for the incorporated owners in a dispute concerning defective works provided by the contractor in a renovation project of residential buildings.

- **Threshold Consultants Ltd v. Boost Investments Ltd** HCCT 58/2017 - (with Mr. Gary Lam) - acted for the employer in a dispute concerning delay in a renovation project of a shopping mall.

- **Choi Kee Engineering (HK) Co Ltd v. Leighton-Able JV** DCCJ 1100/2019 - acted for the subcontractor in a dispute concerning metal works and outstanding payments.

- **Punjab National Bank v. Nirav Deepak Modi & Ors** HCA 872/2018 - (with Mr. Lawrence K F Ng) acted for the plaintiff in an application for Mareva injunction.

- **Oriental Press Group v. Google Inc** HCA 2474/2015, 2476/2015 & 2477/2015 - (with Mr. Lawrence K F Ng) - acted for the plaintiffs in resisting applications to set aside leave for service out of jurisdiction in relation to a defamation action.

- **Big Island v. Wu Yi** HCA 1957/2005, 714/2007 & 886 2007 - (with Mr. Lawrence K F Ng) acted for the applicants in applications for non-party costs orders.

- **W v. L** FCMC 14114/2015 - acted for the proposed intervener in an application for leave to be joined and named as intervener in matrimonial proceedings.

- **Manulife (International) Ltd v. Choi Wai Ling** DCCJ 4042/2016 & CAMP 68/2017 - acted for the defendant in a dispute between insurance company and its agent.

- **Li Kuen Jay v. Lok Chun Cheong** DCCJ 1922/2016 - acted for the defendant in a case concerning water leakage in residential premises.
Ross Li

LLM (The University of Cambridge)
PCLL (The Chinese University of Hong Kong)
Juris-Doctor
(The Chinese University of Hong Kong)
LLM in Common Law
(The Chinese University of Hong Kong)
Bachelor of Economics and Finance
(The University of Hong Kong)

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Selected Cases


➤ **Fok Chun Yue Benjamin v. Yau Wing Limited**, HCMP 3250/2015, 21 January 2016

➤ **Re In the matter of Nanik Dayaram (a Bankrupt)**, HCB 7651/2011, 7 October 2015


Ross joined Des Voeux Chambers as a tenant in 2015. He is developing a broad civil and commercial practice. He has dealt with cases involving trusts, probate, land, company and corporate insolvency matters and undertakes drafting and advisory work on a regular basis. He is fluent in both English and Chinese (including Mandarin) and has previously been instructed to appear in proceedings conducted in Chinese.
Ellen Pang

LLB (Peking U)
JD (HKU)
BCL (Oxon)

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Ellen is developing a broad practice in civil and criminal law. She has been involved in a wide range of cases concerning trusts, land and company matters. Ellen has also been involved in criminal cases.

Ellen completed her LLB in Chinese Law at Peking University and was an associate of Fangda Partners’ Beijing Office, where she specialised in PRC-related dispute resolution. She obtained the PRC Legal Qualification Certificate in 2011. Before joining Chambers, Ellen obtained her Juris Doctor degree with First Class Honours at the University of Hong Kong and her Bachelor of Civil Law degree at the University of Oxford.

Ellen is fluent in both oral and written Chinese. She has previously been instructed to appear in proceedings conducted in Chinese (Mandarin and Cantonese).

Ellen was awarded the Bar Scholarship in 2015 and the Charles Ching Memorial Scholarship as well as The Society of Construction Law Hong Kong Bar Scholarship in 2016.

Scholarships & Awards

- Bar Scholarship (2015)
- Charles Ching Memorial Scholarship (2016)
- Society of Construction Law Hong Kong Bar Scholarship (2016)
- China Oxford Scholarship (2014)
- HKU JD Subject Prize (Criminal Law)
- HKU JD Subject Prize (Contract Law)
- China Resources Co. Scholarship (Full-tuition Scholarship for LLB)
Vincent was called to the Bar in 2016 and joined Des Voeux Chambers in the same year.

Vincent has a broad civil and commercial practice. He has appeared as a sole advocate in the Court of Appeal and High Court on various occasions.

On top of the various reported cases in company & insolvency, employment and other commercial and land matters, Vincent also frequently handles cyberfraud injunctions, family property disputes, contentious probate, and banking and regulatory matters. More recently, Vincent has ventured into the realm of mental health cases, having been a party to an important decision which affirmed the Hong Kong courts’ inherent protective jurisdiction over mentally incapacitated persons: [2019] HKCFI 2919. On the arbitration front, Vincent appeared as a led junior in a 6-day arbitration trial (HKIAC rules) and as the Presiding Arbitrator’s assistant in a 3-day arbitration (HKIAC rules).

Since 2016, Vincent has served as a Lecturer (Non-clinical) at the University of Hong Kong, teaching Equity & Trusts. He also frequently speaks at CPD seminars in a variety of areas.

Vincent is fluent in English, Mandarin and Cantonese.

Memberships & Appointments

- ACIarb
- Lecturer (Non-clinical) (Equity & Trusts) at University of Hong Kong (Since 2016)

Selected Cases

Court of Appeal

- **Mak Kam Chiu v. IO of Fu Ming Court** [2019] HKCA 1373 - successfully upheld Lands Tribunal’s decision to strike out on the grounds of *res judicata*
- **Miss Leung So Hung Siem v. Mr Carson Wen & Ors** [2019] 1 HKLRD 1123 ; [2019] 2 HKC 387 - leave to appeal requirement for refusal to extend time
- **Re Leco Watch Case Manufactory Ltd** [2017] 2 HKLRD 388 (CA) - liquidators’ personal liability for costs for gross negligence in failing to properly prosecute appeal proceedings which were dismissed for want of prosecution.
Selected Cases (continued)

Court of First Instance

- **Kiu Hung International Holdings Limited v. Cheung Kai Fung** [2020] HKCFI 2288 - discharging injunction to restrain presentation of winding-up petition
- **Rich Profit Creation Ltd v. Ko Chung Lun & Ors** [2020] HKCFI 1459 - successfully obtained interim payment
- **Roth v. Orlov** [2020] 3 HKLRD 240 - appointment of expert valuer in unfair prejudice petition
- **Re ACE International (BVI) Ltd** [2020] 2 HKLRD 508 - winding-up petition on unfair prejudice grounds of foreign company with no place of business in HK
- **Re TBS** [2019] HKCFI 2919 (inherent protective jurisdiction over mentally incapacitated persons to make any interim access or care arrangements pending appointment of guardian)
- **China Wah Yan Healthcare Ltd & Ors v. Dr Chan Leung Kwok Clement** [2019] HKCFI 2047 - interlocutory injunction on restrictive covenant in employment matter
- **Roth v. Orlov** [2019] HKCFI 875 - discovery in unfair prejudice petition
- **Leung Woon Ming v. Full Flush Holdings Limited** [2018] HKCFI 2703 - trial of employment dispute
- **Harbour Front Ltd v. Money Facts Ltd & Ors** [2018] HKCFI 2596 - interlocutory injunction in unfair prejudice petition
- **Chung Yuen Chu & Anor v. Cosimo Borrelli & Ors** [2018] 2 HKLRD 898 - dispute on commercial mortgage
- **Pong Seong Teresa & Ors v. Chan Norman** [2018] HKCFI 788 - imprisonment order against judgment debtor, following oral examination along with post-judgment Mareva injunction and prohibition order
- **Chen Lian Ting v. Zhang Qin & Ors** HCA 2273/2016 (unrep., 31.5.2017) - successfully resisted striking-out application of a multiple derivative action
- **Richfield Realty Limited v. Mak Wai Man & Ors** HCLA 28-31/2015 (unrep., 23.6.2016) - succeeded on one of the grounds of appeal (and retrial: see below)

Lands Tribunal / District Court

- **Mak Kam Chiu v. IO of Fu Ming Court** [2019] HKLdT 11- (Striking out application on res judicata grounds) (application for leave to appeal dismissed: [2019] HKLdT 43)

Arbitration

- **HKIAC Arbitration** - represented a property developer against a management company in a 6-day arbitration trial
- **HKIAC Arbitration** - acted as the Presiding Arbitrator’s assistant in a 3-day arbitration trial
Tom Ng

BCL (Dist.) (Oxon.)
LLB & BBA (Law) (1st Class Hon.) (HKU)
Bar Scholar (2015)
Charles Ching Scholar (2016)
FHKIarb

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Tom is developing a broad civil and commercial practice, with a particular focus on company and insolvency work, banking law, and trust and probate matters. Tom has appeared as sole trial counsel before the Court of First Instance and the District Court, and as sole advocate before the Court of Appeal. He was a Marshall to Mr. Justice Reyes in 2009 and to Mr. Justice Harris in 2016.

Tom has published more than 10 items in overseas and local peer-reviewed journals, including the Law Quarterly Review and the Cambridge Law Journal. His publications have been referred to by practitioners’ texts, such as Chitty on Contracts and Clerk & Lindsell on Torts.

Selected Cases

Company and Insolvency

- **Re Allied Weli Development Ltd** (CACV 58/2016, 18 July 2017) (sole advocate before a 3-member Court of Appeal: whether the court has jurisdiction to wind up a foreign company)
- **Re Gain Semiconductor Ltd** [2020] HKCFI 596 (unfair prejudice trial)
- **Re Minloy Ltd** [2019] HKCA 461 (unfair prejudice; appeal)
- **Re Golden Gate International Kindergarten and Nursery Ltd** [2018] HKCFI 641 (winding up; whether debt contingent)
- **Re Posismo Ltd** [2018] HKCFI 344 (winding up; whether sham agreement)
- Garson Real Property Agencies (HK) Ltd v Ho Pui Fong [2018] HKCFI 911 (injunction against former sole director)
- **Re Kaisa Group Holdings Ltd** [2017] 1 HKLRD 18 (Scheme of arrangement: application for sanction by non-Hong Kong company)
- **Re Luen Tat Watchband Manufacturer Limited** (HCCW 497/2009, 27 November 2017) (stay of winding up order)
- **Re Petrocom Energy Limited** (HCCW 20/2014, 8 September 2017) (stay of winding up order)
- **Re CIF International Construction Co Ltd** (HCMP 3219/2016, 14.3.2017) (Application to declare dissolution void and removal of liquidator)
- **Re New Resources Holdings Ltd** (HCMP 2985/2014, 8 June 2017) (whether transfer of shares to be registered)
- **Re Lucky Resources (HK) Ltd** [2016] 4 HKLRD 301 (Petition to wind-up company based on an arbitration award)
Selected Cases (continued)

Banking
- **Habib Bank Zurich (Hong Kong) Ltd v. Creation Castle Ltd** [2020] HKCFI 1062 (bank’s duties to its customer)
- **HSBC v. SMI Holdings Group Ltd** [2019] HKCFI 1948 (bank’s duties to its customer)
- **PT Tugu Pratama Indonesia v. Citibank N.A.** [2018] 5 HKLRD 277 (trial: bank’s duties to its customer)
- **Liquidator of Almond Ltd v. Citibank** [2019] HKCFI 634 (acting for Citibank (Hong Kong) Ltd)
- **AKBank v. Mainford Ltd** [2018] HKCFI 405 (injunction)
- **AKBank v. Mainford Ltd** [2018] HKCFI 363 (bankers’ books order)

Land, trust and probate
- **Li Ping Chun v. Liang Tonghua** (CACV 220/2016, 19 October 2017) (sole advocate before a 3-member Court of Appeal: acting for the Plaintiffs-administrators)
- **Kong Hon Kui Thomas v. Wu Yuk Chun Judy** [2019] HKCA 1449 (appeal: acting for the personal representatives)
- **Kong Hon Kui Thomas v. Wu Yuk Chun Judy** [2019] HKCFI 742 (sole trial counsel acting for the Plaintiffs-personal representatives)
- **Fok Chun Yue Benjamin v. Fok Chun Wan Ian & Ors** (HCA 92/2016) (acting for the Plaintiff)
- **Re the Estate of Lim Por Yen** [2018] HKCFI 637 (interrogatories to be administered on the executor)
- **Re Fortune King Trading Ltd** (HCCW 432/2012, 19 May 2017) (whether company held land on trust)
- **Cheung Ping Sum v. Wong Chi Hang** (HCMP 1490/2016, 15 July 2016)

Jurisdiction challenge
- **Madison Communications Private Ltd v. Le Ecosystem Technology India Private Ltd** [2017] 5 HKLRD 284 (jurisdiction challenge: whether exclusive jurisdiction clause applies: whether the Defendant had a defence)
- **Excelsior Capital Asia (HK) Ltd v. Zhang Hengshun** [2018] HKCFI 181 (jurisdiction challenge; setting aside leave for service out; acting for the Defendant-partners)
- **PAG Holdings Ltd v. Gorthy** (HCA 3040/2016, HCMP 282/2017, 21 July 2017) (application for anti-suit injunction and stay in favour of arbitration)

General civil and commercial, asset tracing
- **Progetto Jewellery Co Ltd v. Lau Chiu Ying** [2020] HKCFI 209 (13-day trial; sole trial Counsel)
- **Acute Result Holdings Ltd v. Lioncap Global Management Ltd** [2019] HKCFI 1580
- **Mathnasium Center Licensing LLC v. Chang Chi Hung** [2019] 2 HKLRD 375
- **Chinacast Education v. Mozart Management Co Ltd** [2018] HKCFI 851 (specific discovery)

Public law, human rights and public institution
- **MTR v. Tsang Kin Shing** [2018] HKCFA 56 (acting for MTR)
- **TVB v. Persons unlawfully and willfully damaging any property of the Plaintiff** [2019] HKCFI 2723
- **Lingnan University v. Alan Tang** [2019] HKCFI 2749 (acting for Lignan University)
Stephanie Wong

B.B.A. (Law), University of Hong Kong
(First Class Honours)
LL.B., University of Hong Kong
(First Class Honours)
LL.M., University of Cambridge

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Stephanie was admitted to the University of Hong Kong through the Early Admission Scheme, where she graduated with First Class and Dean’s List Honours for both her B.B.A.(Law) and LL.B. degrees. She was also a Visiting Student at the Faculty of Law, University of Oxford, where she completed the one-year undergraduate programme with First Class results. Following her undergraduate studies, she went on to obtain an LL.M. at the University of Cambridge, and graduated with a First in Intellectual Property law.

Stephanie accepts instructions for both advocacy and advisory work and has been instructed on matters covering a wide range of areas of law. Her practice covers general Civil, Commercial, Intellectual Property, Competition, Chancery, Public Law and Arbitration.

Stephanie is a Lecturer (Non-Clinical) at the Department of Law of the University of Hong Kong. She is also currently serving as a Member to two Practice Area Committees of the Hong Kong Bar Association, namely the Committee on Intellectual Property Law and the Committee on Competition Law.

She is a Contributing Editor to Hong Kong Company Law Cases (2008 - 2019) - published in 2020 by DVC in collaboration with Kluwer.

Memberships & Appointments

- Committee Member, Committee on Intellectual Property Law, Hong Kong Bar Association (2017 - present)
- Committee Member, Committee on Competition Law, Hong Kong Bar Association (2017 - present)
- Lecturer (Non-Clinical) on Commercial Law, Department of Law, The University of Hong Kong (2016 – present)

Selected Cases

- NANYANG BROTHERS TOBACCO v. N.V. SUMATRA TOBACCO (led by Ms. Winnie Tam SC) - opposition proceedings involving cross-examination; costs appeal [2019] HKCFI 3115
- Cheung Lai Mui v. Cheung Wai Shing & Ors. [2020] 2 HKLRD 15 (led by Mr. William Wong SC and Mr. Alan Kwong) – Court of Appeal – constructive trust and estoppel
- Re Li Shu Chung [2019] HKCFI 2500 (led by Mr. William Wong SC and Mr. Alan Kwong) - bankruptcy
Selected Cases (continued)

- **L'Oreal (UK) Limited, Yves Saint Laurent & Others v. YLS Brands HK Limited** (led by Ms. Winnie Tam SC) – Court of First Instance – Default judgment and interlocutory injunction applications in relation to trade mark infringement and passing-off

- **Chen Hongqing v. The persons whose names are set out in the second column of the Schedule hereto** [2018] HKCFI 1170 (led by Mr. Johnny Mok SC, BBS, JP) - Court of First Instance - anti-suit injunction restraining commencement and continuation of legal proceedings in the PRC

- **Chen Hongqing v. Mi Jingtian & Others** HCMP 962/2017 (27 June 2017) HCMP 962/2017 (27 June 2017) (led by Mr. Johnny Mok SC, BBS, JP and with Mr. Johnny Ma) – Court of First Instance – Appointment of receiver over shares in dispute pursuant to s.21M High Court Ordinance and s.45 Arbitration Ordinance

- **Operation Smile, INC. v. Beam International Foundation Ltd** [2018] HKLRD 120 (led by Ms. Winnie Tam SC, JP) – Court of First Instance – Trade mark infringement and passing-off

- **Goal Upward Investment Limited v. Osman Mohammed Arab** [2016] 5 HKLRD 158 (with Mr. Alan Kwong) – Court of First Instance – Interlocutory injunction to restrain liquidators from negotiating with potential investors for the purposes of restructuring a listed company

- **Cheung Lai Mui, the executrix of the estate of Cheung Ping Kau and the administratrix of the estate of Cheung Ping Fuk (alias Cheung Bing Fuk) v. Cheung Wai Shing & Others** HCA 1652/2012 (10 April 2017) (with Mr. Alan Kwong) – Court of First Instance, trial – dispute relating to a piece of land in the New Territories involving claims on common intention constructive trust, proprietary estoppel, estoppel by standing by, adverse possession, and claim for accounts and enquiry of the rent received by a tenant-in-common

- **Hang Heung Cake Shop Company Limited v. Tsoi Chik Sang Lawrence & Others** HCA 335/2016 (23 December 2016 as sole advocate and 15 February 2017 led by Mr. Charles Sussex SC) – Court of First Instance – Interlocutory injunction in relation to trade mark infringement, passing-off, and conflicts over directorship and shareholding

- **巨展皮具香港有限公司 v. 上海兄弟海運有限公司 and Another** HCA [2018] HKCFI 53 – Unjust enrichment and constructive trust proprietary claim based on email fraud

- **The Incorporated Owners of Hertford Mansion (Un Chau Street) v. Wong Shing Kwan** DCMP 2924/2016 (5 June 2017) – Interpretation of Deed of Mutual Covenant and apportionment of management fees for building renovation

- **Beijing Shen Tong Cultural Club Ltd v. Chau Chung Kai & Another** HCA 414/2015 (30 November 2016) (led by Mr. William Wong SC, JP) – Resisted partial summary judgment for specific performance of payment of HK$270 million

- **Leung Wai Ip v. Chan Ming Fai** DCCJ 677/2014 (15 August 2016) (with Mr. Jonathan Chang) – District Court – Opposed leave to appeal against decision in relation to an adverse possession action

- **Re《Ben Sir 粗口小講堂》OAGM 000001/2017 (24 February 2017): Full hearing before the Obscene Articles Tribunal for re-classification of the subject book for and on behalf of Ming Pao Publications Limited (Siu Ming Creation)

Commercial Arbitration – HKIAC Rules – patent licensing agreement and patent infringement

Commercial Arbitration – HK CIETEC Rules – contractual dispute; resisted jurisdictional challenge

Commercial Arbitration – HKIAC Rules – pleadings through to evidentiary hearing – contractual and guarantee agreement dispute

Commercial Arbitration–HKIAC Rules–contractual dispute in relation to confidentiality clause and restrictive covenants
Cherry Xu

Cherry is developing a broad practice in civil and commercial law. She has been involved in a wide range of cases including commercial disputes, securities, company, insolvency and bankruptcy, competition, intellectual property, probate, land, judicial review and regulatory matters.

Cherry was born and raised in Fujian, China. She was admitted to the University of Hong Kong via the Gaokao scheme in the Mainland in 2007, ranking the first in her home city. Before attending the University of Hong Kong, she spent one foundational year with the Law Faculty in Fudan University, where she obtained a basic understanding of the PRC legal system. In 2012, she obtained her LLB degree from the University of Hong Kong with First Class Honours, ranking top of her year. After completing the PCLL programme with distinction, she was elected the Rhodes Scholar for Hong Kong in 2013 and proceeded to read BCL at Oxford University. In 2014, she graduated from the BCL degree with a distinction in competition law. In addition to the distinguished Rhodes Scholarship, she has been awarded various scholarships including the Charles Ching Memorial Scholarship in 2016.

Prior to joining Chambers as a tenant in 2016, Cherry completed pupillage with William Wong SC, Johnny Ma, Rachel Lam SC and Derek CL Chan SC.

Cherry is a native Mandarin speaker and is fluent in English and Cantonese.

Selected Cases

Company and Insolvency

➢ *Sky Joy Investment Ltd v. Zheng Dunmu & Another* (HCA 385/2016, 16.08.2017), representing the plaintiff in a dispute over the equitable interest in the shares in a listed company, which concerned the creation of equitable mortgage and priority between competing equitable interests.

➢ *Sky Joy Investment Ltd v. Zheng Dunmu & Another* [2018] HKCA 259 (unreported, CACV 205/2017, 04.05.2018), representing the plaintiff; successfully resisted the appellant’s application to file new evidence at the appeal stage.

➢ *Chen Lingxia v. 中国金谷国际信托有限责任公司 & Others* [2019] HKCFI 379; (unreported, HCA 2012/2018, 15.2.2019), interlocutory applications concerning disputes over the title to the shares of a Hong Kong company, involving charge / mortgage over the shares executed in the PRC and purported auctions of the underlying debt and/or the charge / mortgage on Taobao in the PRC.
Selected Cases (continued)

- **Canton Plus Enterprise Ltd & Another v. Tong Zhenjun & Others** [2018] HKCFI 1402; (HCA227/2017, 15.12.2017), representing the plaintiffs in an interlocutory application for an order to preserve and inspect documents, in a dispute over corporate affairs and management.

- **China Shanshui Cement Group Ltd & Others v. Mi Jingtian & Others** [2018] HKCFI 1553 (unreported, HCA 762/2017, 19.07.2018), dispute concerning disputes between shareholders of companies listed on the Hong Kong Stock Exchange, and their subsidiaries, as well as the validity of the appointment of the directors of such companies; representing the defendants in this action and successfully applied to discharge interlocutory injunction against the defendants.

### Commercial


- **Better Marine International Limited v. Zhong Shan Company Limited** [2020] HKCA 145, representing the plaintiff in an appeal against the first instance judgment in favour of the client; successfully resisted the appeal which was dismissed with costs order in favour of client.

### Competition

- **Taching Petroleum Co., Ltd v. Meyer Aluminium Ltd** [2018] HKCFI 2095; (unreported, HCA 1929/2017, 07.09.2018), the first case in Hong Kong where a competition defence was raised in civil proceedings; representing the plaintiff; concerning the transfer of proceedings to the Competition Tribunal and the other case management matters.

- **Taching Petroleum Co., Ltd v. Meyer Aluminium Ltd** [2019] HKCFI 515; (unreported, HCA 1929/2017, 22.02.2019), concerning whether the civil proceedings should be stayed pending the resolution of the issues relating to the competition defence in Competition Tribunal proceedings.

- **Taching Petroleum Co., Ltd v. Meyer Aluminium Ltd** [2019] HKCT 1; [2019] 2 HKLRD 205, concerning the making of a confidentiality protocol in competition proceedings concerning a competition defence raised in civil proceedings.
Terrence Tai

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Terrence joined Des Voeux Chambers in 2016 after completion of pupillage with Anson Wong SC, Jenkin Suen (now Jenkin Suen SC) and Calvin Cheuk. Terrence completed his Juris Doctor degree at the University of Hong Kong ranking second in his year. He has also obtained his Bachelor of Civil Law degree at the University of Oxford (graduating with Distinction). Terrence was also awarded the Bar Scholarship and the Charles Ching Memorial Scholarship in 2015 and 2016 respectively.

Terrence is developing a broad civil and commercial practice and has experience in matters across a wide range of cases. In particular, he has worked on various banking, company, corporate insolvency and restructuring matters. Terrence was also involved in a number of trust and probate cases and has a particular interest in both contentious and non-contentious mental health cases.

He is a Contributing Editor to Hong Kong Company Law Cases (2008 - 2019) - published in 2020 by DVC in collaboration with Kluwer.

Selected Cases

Company and Insolvency

- **Re Sandmartin International Holding Ltd** [2020] HKCA 146 – Application under s.740 of the Companies Ordinance for the inspection of documents by shareholders
- **Re Topmix (International) Co Ltd** [2020] HKCFI 245 - Application under s.740 of the Companies Ordinance for the inspection of documents by shareholders
- **Re Pearl Oriental Oil Ltd** [2018] HKCFI 2559 – Application to restrain directors of a listed company to act as chairman of special general meeting
- **Re China City Construction (International) Co Ltd** [2019] 3 HKLRD 491 – Application to wind up a company in voluntary winding-up

Scheme of Arrangement /Cross-border insolvency

- **Re Asia Television Limited** (HCMP 1278/2017) - debt restructuring scheme
- **Re Enice Holding Ltd** [2018] 4 HKLRD 736 - privatisation scheme
- **Re Moody Technology Holding Ltd** [2020] 2 HKLRD 187 - recognition of Bermuda provisional liquidation
- **Re Sun Cheong Creative Development Holding Limited** (HCMP 1327/2020) – recognition of Cayman Island provisional liquidation
Selected Cases (continued)

**Assets Recovery / Civil Fraud**

- Acted in various cyber fraud cases (from seeking urgent ex parte injunctions, disclosure orders, to seeking default judgment and vesting orders) including:
  1. *GF Trading SA v. Mingzi Trading Co Ltd* (HCA 2011/2017);
  3. *Bitfury Group Ltd v. Hongkong Zitan Trade Ltd* (HCA 2011/2018);
  4. *Intl Fcstome Markets LLC v. Hong Kong Ruilongxiang Trading Co Ltd* (HCA 763/2019);

**Mental Health Law**

- *To Lee Wah v. Yum Huin Ming* [2019] HKCFI 1441 – Trial of validity of enduring powers of attorney
- Acted in various contentious and non-contentious applications under the Mental Health Ordinance, including application for directions, interim relief and interim receivers, appointment of Committee, sales of properties, appointment of s.24 payee and applications dealing with Committee’s costs. Advised Committees and interested parties in Part II applications under the Mental Health Ordinance:
  1. *Re LWY* (HCMH 71/2012);
  2. *Re CKY* (HCMH 67/2016);
  3. *Re WHY* (HCMH 72/2016);
  4. *Re CFS* (HCMH 70/2017);
  5. *Re YHM* (HCMH 62/2017);
  6. *Re LSL* (HCMH 60/2019)
  7. *Re NYMT* (HCMH 32/2019);
  8. *Re TSH* (HCMH 69/2018);
  9. *Re SL* (HCMH 1/2019);
  10. *Re FSKB* (HCMH 60/2019)

**Employment & Confidential Information**

- *Hong Kong Scrap Yard Ltd v. Cheung Chi Yuen* (HCA 1044/2018) – Interlocutory injunctive relief against former employee for misappropriating company property
- *MiraDry, Inc v. James Lam* [2018] HKCFI 2452 – Mareva Injunction in aid of arbitration against former employee for breach of duties
- *Oracle Systems Hong Kong Ltd v. Yang Xiaoxi* (HCA 1215/2019) – Interlocutory Injunction against former employee for making use of company’s trade secrets

**Private International Law**

- *Dickson Valora Group (Holdings) Co Ltd v. Fan Ji Qian* [2019] 2 HKLRD 173 – “quasi contractual” anti-suit injunction against a non-party to an arbitration clause
- *Dickson Valora Holdings Enterprise Co Ltd v. Moravia CV* [2019] 3 HKLRD 210 – stay of unfair prejudice petition in favour of arbitration
- *Step Perfect Ltd v. Gregory Goldstein & Anor* (HCA 846/2017) – Stay of proceedings, forum non conveniens, dismissal of interlocutory injunction application

**Arbitration**

- HKIAC Arbitration – Claim by sub-contractor against a contractor under pile removal subcontracts
- HKIAC Arbitration – Claim under an investment agreement
- ICC Arbitration – Claim under convertible note
Tommy Cheung has actively worked on insolvency and bankruptcy matters. Notably, he appeared as junior counsel in two milestone decisions in insolvency law: Re CW Advanced Technologies Ltd [2018] 3 HKLRD 552 (as amicus curiae, on issues to consider for common law recognition and assistance of a moratorium granted by a foreign Court, led by Dr. William Wong SC, JP) and Re CEFC Shanghai International Group Ltd [2020] 1 HKLRD 676 (the first application to the Hong Kong Court for recognition of liquidation in Mainland China and cross-border insolvency assistance at common law, with Mr. Look-Chan Ho). He was also instructed by a co-founder of the BaWang Group as sole counsel to present a petition to wind up the parent company of BaWang International (Group) Holding Limited.

Moreover, Tommy has handled cases concerning banking, land, trusts, probate, intellectual property, competition, employment, family, commercial and companies. Recently, he represented one of the parties in a 4-week trial before the Competition Tribunal: Competition Commission v. W Hing Construction Co Ltd and Others [2020] 2 HKLRD 1229, [2019] 3 HKLRD 46; [2018] 5 HKLRD 437 (the pioneering case on market sharing, price fixing and determination of penalty in Hong Kong, with Ms Connie Lee). He is also regularly instructed to appear in interlocutory applications, including applications for ex parte orders and urgent injunctions as sole counsel. He is able to provide written submissions and conduct hearings in both English and Chinese, and has previously rendered Chinese opinions on Hong Kong laws for use in the People’s Courts in Mainland China.

Outside of his practice, Tommy is a part-time lecturer at the Department of Law of the University of Hong Kong, teaching land law, conveyancing, commercial law and legal research & writing. He also routinely gives seminars on recent developments in civil and commercial law.

Memberships & Appointments

- Committee Member, Committee on Land, Trusts and Probate; Committee on Construction Law; and Committee on Competition Law, Hong Kong Bar Association (2020 – 2021)
Selected Cases

- **Re CW Advanced Technologies Limited** [2018] 3 HKLRD 552 - Appeared as amicus curiae to assist the Court in determining the relevant issues for common law recognition and assistance of a moratorium granted by a foreign Court of a jurisdiction not being the company’s place of incorporation (led by Dr. William Wong SC, JP)

- **Re CEFC Shanghai International Group Limited** [2020] 1 HKLRD 676 - Appeared for the joint and several liquidators of the company in the first application to the Hong Kong Court for recognition of liquidation in Mainland China and cross-border insolvency assistance at common law (with Mr. Look-Chan Ho)

- **Competition Commission v. W Hing Construction Co Ltd and Others** [2020] 2 HKLRD 1229; [2019] 3 HKLRD 46; [2018] 5 HKLRD 437 - Acting for one of the parties in the first case on market sharing, price fixing and determination of penalty in Hong Kong (with Ms. Connie Lee)

- **Raafat Imam v. Life (China) Company Limited and Others** [2018] 4 HKLRD 152 - Opposing on jurisdictional and procedural grounds the Plaintiff’s application for a declaration that a civil action funding agreement does not offend the law prohibiting maintenance and champerty and/or falls within the recognised exception relating to access to justice (led by Mr. Clifford Smith SC and with Ms. Sabrina Ho)

- **Lee Goo Lynette Siu Yin and Others v. Cheung Wai Ming Daisy in her capacity as executor of the estate of Li Sing Kui and Others** HCMP 1836/2017 - Opposing application for removal of executor (led by Mr. Douglas Lam SC and with Ms. Jacqueline Law)

- **Chen Wai Wah v. Law Ting Pong Secondary School** CACV 517/2019 & HCLA 22/2018 - Opposing the teacher’s appeal on the grounds that the payment in lieu of notice clause relied upon by the school had been incorporated into the employment agreement and was not an unenforceable penalty clause (sole advocate)

- **Sunterly Limited v. The Incorporated Owners of Far East Mansion** HCA 1049/2019 - Opposing the Plaintiff’s application for injunction to restrain the Incorporated Owners from carrying out building and construction works of and relating to an escalator at the common parts of the building (sole advocate)

- **ADL Express Limited v. A&B Logistics Limited and Others** HCA 3033/2017 - Application for ex parte domestic Mareva injunction in the sum of around HKD 23 million (with Mr John Hui); application for ex parte worldwide Mareva injunction (sole advocate); opposing application for variation of the worldwide Mareva injunction (sole advocate)

Scholarships and Awards

- Bar Scholarship
- Des Voeux Chambers Scholarship
- Magdalen College Prize for Distinction in BCL
- South Square Prize for Corporate Insolvency Law
- Baker & McKenzie Prize in Commercial Law
- The Minvie Leung Prize for Property Litigation
- Society of Construction Law Hong Kong Scholarship
- LexisNexis Book Prize for Legal Research Skills
- Dean’s Honours List
- 25 other scholarships and awards for undergraduate and postgraduate studies
Chun Ho joined Chambers in 2017. He completed his degree in Philosophy (with Distinction) at Yale University and went on to obtain a Double First in law from the University of Cambridge in 2014. In the following year, he completed his BCL degree at the University of Oxford. He was awarded the Bar Scholarship in 2016.

He is developing a broad civil practice encompassing company and insolvency works, securities and regulatory matters, and a wide spectrum of other civil and commercial disputes, with particular experience in shareholders’ disputes, breach of fiduciary duties claims, civil fraud, asset recovery claims and defamation. He is regularly instructed to appear in court (including for interlocutory applications on an urgent ex parte basis) and arbitration proceedings as sole counsel.

He has been appointed as a part-time lecturer of law (non-clinical) in Equity and Trust and Contract Law at the University of Hong Kong.

Chun Ho is fluent in English, Mandarin and Cantonese.

**Selected Cases**

**Company and Insolvency**

- *Singasia Holdings Ltd v. 劉新生* [2019] HKCFI 2555; HCCW 257/2019 (17 October 2019) (as sole advocate for application of validation order for a listed company)
- *Yung Siu Wa v. Raffles Family Office Ltd* [2018] 5 HKLRD 816 (as sole advocate, on the proper tests for inspection of company documents)
- *Convoy Collateral Limited v. Cho Kwai Chee Roy and Others* HCA 399/2018
- *Marrakesh Investments Ltd v. Tangiers Holdings Ltd* [2017] HKCFI 2343; HCCW 352/2016 (28 November 2017) (sole advocate, costs hearing on withdrawal of winding-up petition)
Selected Cases (continued)

Commercial Arbitration
- UNCITRAL rules - acting in a dispute relating to an oil field investment with claims over US$1 billion (led by William Wong SC, JP)
- HKIAC rules - acting in a dispute relating to the acquisition of a business in the PRC with claim over RMB$450 million (led by Anson Wong SC)
- UNCITRAL rules - acting in an insurance dispute with claim over US$10 million
- HKIAC rules - acting in a debt recovery with claim over US$60 million (led by Rimsky Yuen SC)
- HKIAC rules - acting in a debt recovery claim with amount over HK$200 million (sole advocate)
- HKIAC rules - acting in a shareholder dispute representing a shareholder claiming over HK$100 million damages (sole advocate)

Bankruptcy
- Re Wu Shuk Chun HCB 3672/2018 (ex parte application for proprietary and Mareva injunction against recipient of bankrupt’s assets, as sole advocate) (October 2019)

General Civil and Commercial
- s.21M ex parte application for post-judgment Mareva injunction (as sole advocate) (January 2020)
- BinChuang Resources Co. Limited v. Lockwood Group Limited HCA 2167/2019 (ex parte proprietary and Mareva injunctions against various parties involving claim of around HK$100 million, with back-to-back enforcement measures in the UK, (as sole advocate) (November 2019)
- Song Xuan v. Xu Zhongping [2017] HKCFI 2232; HCA 1687/2017 (5 December 2017) (resisting Mareva injunction application in the sum HK$200 million, led by Anson Wong SC)
- S.21M ex parte application for prohibitory injunction against a Chinese resident (July 2017)
Selected Cases (continued)

Defamation

➢ *Tsang Kwong Chiu Kevin v. Tang Wing Hang* [2018] HKCFI 1479; HCA 619/2018 (27 June 2018) (as sole advocate, interlocutory injunction application to restrain publication of defamatory statements)

➢ *Ng Woon King v. Cheng Kam Wah* [2018] HKDC 491; DCCJ 2235/2017 (8 May 2018)

Family

➢ Discovery applications for purpose of section 17 proceedings (October 2019)

➢ Application for Discharge of Non-Molestation Order (December 2017)

➢ Application for ancillary relief (May 2017)
Sharon Yuen

LLM, Harvard Law School (2016)
PCLL, University of Hong Kong (2015)
BBA (LAW) & LLB (First Class Honours), University of Hong Kong (2012, 2014)

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Sharon joined Des Voeux Chambers in 2017 after completing her BBA (Law) and LLB degree at the University of Hong Kong with First Class Honours and her LLM degree at Harvard Law School.

She is developing a broad civil practice involving cases concerning company and insolvency matters, trust and property, probate, public law, land, and other civil and commercial disputes. She appears regularly in courts as a sole advocate or a led junior.

Selected Cases

General Civil and Commercial

- **Natural Dairy (NZ) Holdings Ltd v. Chen Keen & Ors** [2020] HKCFI 2491 – Mareva injunction involving assets exceeding HK$900 million; relevance of criminal restraint order (led by Rachel Lam SC)
- **Chui Mong Shui & Anor v. Wealth Asia Credits Ltd & Anor** [2020] HKCFI 2098 – 3-day trial; setting aside of consent order based on undue influence (sole advocate)
- **Emperor Securities Limited v. SMI Investment (HK) Limited** [2020] HKCFI 129 – appointment of receivers; gross dilution of security interest (led by Rachel Lam SC)
- **Christine Ruth Ong Chai Hoon & Ors v. Lam Kin Chung & Ors** [2019] HKCFI 2772 – resisting security for costs; reciprocal enforcement regime between Singapore and Hong Kong (sole advocate)
- **Hong Ziyun v. Chan Kwan Ming & Ors** [2019] 4 HKLRD 405 – staying of action in favour of PRC court; exclusive jurisdiction clause and forum non conveniens (led by Rachel Lam SC)
- **Tin Lik v. Deutsche Bank AG & Ors** (CACV 145/2016) – leave to appeal to the Court of Final Appeal on questions of equitable set-offs (with Mr. John Hui)

Company and Insolvency

- **China Latin (International) Engineering Co Ltd v. Keyes Global Holdings Ltd** [2020] HKCFI 977 – resisting injunction to restrain the presentation of winding-up petition (with Mr. Christopher Chain)
- **Re Gold Bless International Investment Limited** [2019] HKCFI 1234 – resisting appointment of provisional liquidators (led by José-Antonio Maurellet SC); award of indemnity costs for tactical issuance of petition (sole advocate)
- **China Latin (International) Engineering Co Ltd v. Keyes Global Holdings Ltd** [2020] HKCFI 977 – resisting injunction to restrain the presentation of winding-up petition (with Mr. Christopher Chain)
Selected Cases (continued)

**Company and Insolvency**
- *Re Gold Bless International Investment Limited* [2019] HKCFI 1234 – resisting appointment of provisional liquidators (led by José-Antonio Maurellet SC); award of indemnity costs for tactical issuance of petition (sole advocate)
- *Re Hsin Chong Construction Company Limited* [2019] HKCFI 1211 – validation order; payment out of joint venture account with Samsung (sole advocate)
- *Re Jessop & Baird (Hong Kong) Limited* (HCA 352/2016) – striking out of winding-up petition; alternative remedy available (led by José-Antonio Maurellet SC)
- *Kwok Hiu Kwan v. Convoy Global Holdings Ltd & Ors* [2018] HKCFI 1729 – resisting injunction to restrain sale of Listco shares (led by Dr. William Wong SC, JP, with Mr. Michael Lok)
- *Re China Shanshui Investment Company Limited* [2018] HKCFI 1184 – reconvening of extraordinary general meeting (led by Simon Westbrook SC, with Mr. Alexander Tang)
- *Re X Ltd and Y Ltd* (HCCW 118-119/2017) – sanction application by provisional liquidators to sell business (led by José-Antonio Maurellet SC, with Mr. Michael Lok); appointment of provisional liquidators (with Mr. Michael Lok)

**Asset Recovery**
- *Ciklus S.A. v. Airwallex (Hong Kong) Limited* (HCA 128/2020) – constructive trust and unjust enrichment; anti-money laundering legislation (led by Jin Pao SC)
- *Sensio Inc v. Koaby Trading* [2020] 2 HKLRD 1198 – bank disclosure; distinction between proprietary and non-proprietary claims (sole advocate)

**Public Law**
- *Dairyfarm Establishment & Anor v. CIR* (CACV 544/2018) – power to annul of CIR; tax reserve certificate as security for multiple assessments (led by Johnny Mok SC)
- *Chapman Development Limited v. CIR (Board of Review)* – transaction for dominant purpose of obtaining a tax benefit under s. 61A of IRO (led by Johnny Mok SC)
- Various advisory work including statutory interpretation of the scope of charity exemption under s. 88 of the IRO.

**Other selected cases**
- *Qvist Henrik v. Clatronic Far East Ltd* [2019] HKCFI 2464 – 6-day employment trial; summary dismissal based on habitual neglect of duties (with Mr. Christopher Chain)
- *Lee Pak Yan v. Sha Lo Tung Development Co Ltd* [2019] HKCFI 2159 – striking out; vacating of registration of lis pendens against New Territories land lots (led by Maggie Wong SC)
- *Baynard Ltd & Anor v. Secretary for Justice & Ors* [2019] HKCFI 852 – O.14A determination of issues concerning effect of modification letters (led by Chua Guan-Hock SC)
Kevin is a Bar Scholar. He joined Chambers upon completion of his pupillage with Mr. Jenkin Suen SC, Mr. John Hui, Mr. Christopher Chain and Mr. Jonathan Ah-weng in 2017.

After graduating with first-class LLB and BBA (Law) degrees from the University of Hong Kong, Kevin then obtained his LLM (first-class) from the University of Cambridge.

Kevin is developing a broad civil practice and has been involved in cases concerning trusts, insolvency, SFC regulation, land, probate, judicial review, and commercial and corporate matters.

Kevin is also part-time tutor at the University of Hong Kong and is the contributing author for various publications.

Memberships & Appointments

- Lecturer (Non-clinical), HKU [2017-2019], teaching the Law of Contract
- Lecturer (Non-clinical), HKU [2020-present], teaching Equity & Trusts
- Lecturer (Non-clinical), HKU [2019-present], Coach for Red Cross International Humanitarian Law Moot

Scholarships & Awards

- Bar Scholarship [2016]
- Queens’ College Foundation Scholarship [2016]
- Sir Edward Youde Memorial Fellowship [2015]
- Des Voeux Chambers Junior Scholarship [2015]
- Mayer Brown JSM Scholarship for LLB Students [2014]
- LLB Subject Prizes in: (1) Legal Systems, (2) Business Associations, (3) International Law (Duke University, on exchange) and (4) Equity & Trusts
- Dean’s Honour List

Publications and Lectures

- Civil disobedience and civil procedure in the Occupy Central injunctions – Civil Justice Quarterly 2016, v.35, n.3, p.210-218
- Annotated Ordinances of Hong Kong: Crown Proceedings Ordinance (Cap.300) (Contributing editor, with Adrian Lai)
- Annotated Ordinances of Hong Kong: Misrepresentation Ordinance (Cap.284) (Contributing editor, with Adrian Lai)
Publications and Lectures (continued)

- Annotated Ordinances of Hong Kong: Immigration Ordinance (Cap. 115) (with Mr. Yang-Wahn Hew)
- CPD-accredited lecture: Contracts, KYC and Data Protection for Hong Kong Start-ups
- CPD-accredited lecture: Introduction to Blockchain: Legal issues and Challenges
- CPD-accredited lecture: Pre-action Discovery & Access to Documents in Related Proceedings

Selected Cases

**Insolvency / bankruptcy Law**

- **Re X Ltd** [2020] 1 HKLRD 745 – duty of provisional liquidators to disclose their interests as “financial advisors” (as sole advocate)
- **Re Qin Jun** [2018] 4 HKLRD 379 – bankruptcy appeal based on new points not run at first instance (led by Mr. Douglas Lam SC and with Mr. Anson Tso)

**Commercial / Company Law**

- **So Sheung Hin Ben v. Chubb Life Insurance Co Ltd** [2018] 5 HKC 47 – disputing bankruptcy debt on the basis of implied term of good faith (with Mr. John Hui)
- **Chan Yuen Tung v. Ko Kin Hang** (HCA 1864/2013) – trial of existence of oral agreement (with Mr. Christopher Chain)
- **Chen Hongqing v. The Persons whose Names are set out in the Second Column of the Schedule Hereunto** (HCA 2648/2017) – anti-suit injunction and jurisdiction challenge (led by Mr. José-Antonio Maurellet SC and with Mr. Alexander Tang)
- **Zhang Caikui v. China Shanshui Investment Co Ltd and Others** [2018] HKCFI 1184 – Injunctive relief based on unfair prejudice petition (led by Mr. Simon Westbrook SC, and with Mr. Alexander Tang and Ms Sharon Yuen)

**Land Law**

- **Goldcrest Management Holdings Ltd v. Great Wish Corporation Ltd** [2018] HKDC 416 – resisting third party intervention in distraint for rent (as sole advocate)
- **Mohinisons Co Ltd v. Koonex Technology Ltd** [2019] HKLdT 57 – trial for possession of land and damages for failure to keep premises in good and tenantable repair and condition (as sole advocate)

**Public Law**

- **Chow Ting v. Teng Yu Yan Anne** [2019] 4 HKLRD 459 – election petition based on material irregularity in LegCo election (led by Mr. Johnny Mok SC and with Mr. Adrian Lai)
Michael Ng

LL.M., University of Cambridge  
(First Class Honours)  
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Michael obtained First Class Honours in both his LL.M. at the University of Cambridge and LL.B. at King’s College London. He joined Des Voeux Chambers in 2018 upon completion of his pupillage with Mr. Ian Pennicott SC, QC, Mr. Osmond Lam, Mr. Johnny Ma, Mr. Alan Kwong, and Mr. Jason Yu.

Michael has a broad civil and commercial practice, including Company and Insolvency, Commercial, Property, Trusts, Intellectual Property, Arbitration, and Construction. He accepts instructions for both advocacy and advisory work, and has appeared in the High Court and the District Court both in his own right and as junior counsel.

Selected Cases

Company and Insolvency

➢ **Re Ping An Securities Group (Holdings) Limited** [2020] 1 HKLRD 429 - resisting an interlocutory application for an injunction restraining a listed company’s proposed rights issue (led by Dr. William Wong SC, JP, with Mr. Peter Chung)

➢ **Re Dickson Valora Group (Holdings) Company Limited** [2019] 3 HKLRD 210 - resisting application for (i) striking out the unfair prejudice petition on the ground of lack of locus standi and (ii) staying the petition in favour of arbitration (led by Mr. Anson Wong SC, with Mr. Alan Kwong)

➢ **Re General Appliance (Holdings) Limited** [2019] HKCFI 1669. [2020] HKCFI 356. [2020] HKCFI 1247 - acted for the petitioner in a petition for unfair prejudice and just and equitable winding-up, including applying for interlocutory injunction and resisting a striking out application (with Mr. Alan Kwong)

➢ **Re Glory Sky Financial Limited** [2019] HKCFI 2982 - appearing for the petitioner to dismiss the winding up petition and oppose an appeal against a garnishee order absolute, with an application for indemnity costs order (as sole advocate)

➢ **Re Winasia Industries Limited** [2019] HKCFI 527 - application for validation order and indemnity costs order against the petitioner (as sole advocate)

➢ **Re Wealthy Up Finance Limited** [2019] HKCFI 3137 - appearing for a creditor dismissing a winding-up petition on the ground of abuse of process (as sole advocate)
Jurisdictional Challenge & Remedies

- **Dickson Valora Group (Holdings) Co Ltd & Anor. v. Fan Ji Qian** [2019] 2 HKLRD 173 - resisting application for a quasi-contractual anti-suit injunction (led by Mr. Anson Wong SC, with Mr. Alan Kwong)

- **Plain Sail Holdings Limited & Anor. v. Lau Wing Yan** [2020] HKCFI 653 - application for an antisuit injunction to restrain Panamanian proceedings on grounds of unconscionability (led by Mr. Ambrose Ho SC)

- **China Baoli Technologies Holdings Ltd & Ors v. Orient Equal International Group Ltd & ors v. Lantau Holdings Ltd & Ors** [2019] HKCFI 288 - resisting application for payment of fortification for an injunction out of court, involving issues concerning authority, res judicata, and foreign law (led by Dr. William Wong SC, JP)

Commercial Injunctions

- **Smart Edge Limited (Receivers and Managers Appointed) v. Lun Hau Mun & Ors** [2020] HKCFI 1900 - resisting an application for a mandatory injunction against directors for delivery up of the Company’s assets, involving disputes over the validity of the receivers’ appointment under a Mezzanine facility and senior secured notes in the total value of over HK$10 billion (led by Dr. William Wong SC, JP)

- **Sky Motion Holdings Limited v. China Create Capital Limited** [2019] HKCFI 2408 - application for a Mareva injunction up to the value of HK$500 million and a proprietary injunction in connection with a dispute over the sale and purchase of shares in and senior secured notes issued by a listed company (as the sole advocate at the ex parte hearing; with Mr. Patrick Chong at the inter partes hearing)

- **BRM Mobilier SAS (In Liquidation) v. Yee Kok-Siong & Titans Genesis Limited** [2019] HKCFI 1324 - application for Mareva/proprietary injunctions against second-level recipients of proceeds of an international fraud (as sole advocate)

General Commercial

- **HEC Finance 03 Ltd v. Chen Jiarong & Anor** [2019] HKCFI 2840 - resisting summary judgment application to enforce a guarantee for a HK$300 million loan, involving the legal issue of non-disclosure of unusual features/arrangements in the context of guarantee (led by Dr. William Wong SC, JP, with Mr. Martin Kok)

- **Choi Lisa Mei Yin v. Yau Pak Kin** [2019] HKCA 812 - civil appeal against the finding of forgery (led by Ms. Audrey Eu SC, with Mr. Alan Kwong)

- **Alpha Financial Press Ltd v. Shanghai Dazhong Public Utilities (Group) Co., Ltd** [2020] HKCFI 1505 - resisting summary judgment application arising out of a contractual claim (as sole advocate)

- **Chan Kai Yan & Anor. v. Leung Chi Kit & Ors** [2019] HKCFI 1828 - resisting application for striking out the action on the ground of, inter alia, reflective loss (led by Dr. William Wong SC, JP, with Mr. Alan Kwong)
Jasmine completed her BA (Hons) in Law at the University of Cambridge on the Prince Philip Scholarship with Triple First Class Honours, obtaining a number of awards and mooting prizes. She went on to complete her BCL degree at the University of Oxford on scholarship with a distinction in Legal Concepts in Financial Law. She joined Chambers as a tenant in 2018 after completion of her pupillage with Mr. José-Antonio Maurellet SC, Mr. Derek CL Chan (now Mr. Derek CL Chan SC), Ms. Rachel Lam (now Ms. Rachel Lam SC) and Mr. Christopher Chain.

Jasmine has a broad civil and commercial practice with a focus on company and insolvency matters. She regularly appears in courts both as sole advocate and as led junior, and has conducted a five-day trial in winding-up proceedings as sole advocate. In particular, she has experience in handling applications for derivative actions, commercial injunctions, appointment of provisional liquidators and receivers and schemes of arrangement, as well as arbitration-related proceedings. She has also been involved in cases concerning property, trust, defamation, family and mental health law.

She is a Contributing Editor to Hong Kong Company Law Cases (2008 - 2019) - published in 2020 by DVC in collaboration with Kluwer.

**Selected Cases**

**Company and Insolvency**

- **Wah Nam Group Ltd v. Roderick John Sutton and another** [2018] HKCA 687: Resisting an appeal in relation to the engagement of the rule against reflective loss (with Ms. Rachel Lam SC)
- **Re L&A International Holdings Limited** (HCCW 72/2019): Conducting five-day trial on behalf of opposing contributory in winding-up petition of listed company on just and equitable grounds, with application to strike out the petition or obtain security for costs (as sole advocate)
- **Kwok Hiu Kwan v. Johnny Chen & Convoy Global Holdings Ltd** [2018] HKCFI 2112; [2020] HKCFI 324: Resisting application for injunctions and declarations in relation to the Chairman’s decision at EGM to disallow voting rights (led by Mr. José-Antonio Maurellet SC and with Mr. Jason Yu)
- **Madison Lab Ltd v. Pu Yan and others** [2020] HKCFI 382 ; HKCFI 1409: Applications for final injunction restraining the presentation of winding-up petitions and striking out of materials on the grounds of without prejudice privilege, and for the award of indemnity costs (with Mr. Michael Lok)
- **Re Topmix (International) Co Ltd and others; Re Topmix Industrial Ltd and others** [2020] HKCFI 245: Shareholders’ applications for orders under section 740 of the Companies Ordinance to inspect the companies’ documents (with Mr. Terrence Tai)
Selected Cases (continued)

- **Chung Keng v. Pearl Oriental Oil Ltd** [2018] 5 HKLRD 567: Application for leave to commence statutory derivative action on behalf of listed company (with Mr. Michael Lok)
- **Wang Pengying (王鹏英) (suing on behalf of herself and all other shareholders in Convoy Global Holdings Limited and Convoy Finance Limited) v. Ng Wing Fai and others** [2019] HKCFI 3074: Applications to strike out common law derivative actions against a listed company (led by Mr. Mr. José-Antonio Maurellet SC and with Mr. Jason Yu)
- **Re UIL Hong Kong Ltd (also known as UIL Hong Kong Ltd)** [2019] HKCFI 2311: Appeared for Petitioner in contested winding-up proceedings involving applications for validation orders and appointment of provisional liquidators (with Mr. Michael Lok)
- **Aeso Holding Limited & Others v. Chan Siu Chung & Others** [2018] HKCFI 1195: Application to appoint provisional liquidators or receivers (led by Mr. Clifford Smith SC and with Mr. Kerby Lau)
- **The Hong Kong and Shanghai Banking Corporation v. SMI Holdings Group Ltd (formerly known as SMI Corporation Ltd)** [2019] HKCFI 1948: Resisting winding-up petition against company (with Mr. Tom Ng)
- **Re China Cultural City Limited** [2020] HKCFI 1598: Appeared for the Petitioner in winding-up proceedings, which raised questions as to the locus standi of a beneficiary of a debt held under a bare trust to present a winding-up petition against a company without joining the trustee (with Mr. Christopher Chain)

General Civil and Commercial

- **Hang Seng Bank Limited v. Lynch Christopher James** DCCJ 3754/2017: Represented Hang Seng Bank in application for summary judgment (as sole advocate)
- **China Cinda (HK) Asset Management Co., Limited v. Linca Industry (Hong Kong) Holdings Company Limited & Chan Rong Ji** [2019] HKCFI 2565: Resisting summary judgment application in claim by bank for breach of guarantee (as sole advocate)
- **Yuen Kam Lok Eddy v. Lau George** [2019] HKDC 1109: Resisting summary judgment application in claim for breach of deed of indemnity between parties to a joint venture (as sole advocate)
- **Yoichi Kuga v. Saronic Holdings Limited** (HCMP 1180/2018): Application for interim relief in aid of Luxembourg proceedings pursuant to s.21M of the High Court Ordinance (Cap. 4) (led by Dr. William Wong SC, JP and with Mr. David Fong)
- **Wang Pengying (王鹏英) (suing on behalf of herself and all other shareholders in Convoy Global Holdings Limited and Convoy Finance Limited) v. Ng Wing Fai and others** [2019] HKCFI 2430: Application for withdrawal of interrogatories (led by Mr. José-Antonio Maurellet SC)
- **Winston & Strawn (a firm) v. Tai Ding Century Limited and Leong Ma Li** [2018] HKCFI 2506: Resisting strike-out application and application for relief from unless order (with Mr. Michael Lok)
- **Jewometaal Stainless Processing BV v. Standard Chartered Bank (Hong Kong) Limited and others** (HCMP 2017/2018): Application for Norwich Pharmacal pre-action disclosure relief with ancillary gagging order (with Mr. Christopher Chain)
- **Medic First Aid International Inc. v. Start Easy Developments Limited** [2020] HKCFI 1059: Application for default judgment (as sole advocate)
Selected Cases (continued)

Arbitration

- **Dickson Valora Group (Holdings) Co Ltd and another v. Fan Ji Qian** [2019] 2 HKLRD 173: Application for “quasi-contractual” anti-suit injunction against defendant who was not party to the arbitration clause in question (led by Ms. Rachel Lam SC and with Mr. Terrence Tai)
- **OUE Lippo Healthcare Ltd v. David Lin Kao Kun** [2019] HKCFI 1630: Application for enforcement of SIAC arbitration award (which was resisted on grounds of forgery and lack of proper notice), and ancillary Mareva injunction (led by Mr. José Maurellet SC and with Mr. Christopher Chain)
- **Chu Kong v. Lau Wing Yan and others** [2019] 1 HKLRD 589: Resisting appeal in relation to mandatory stay of proceedings pending arbitration (led by Mr. José-Antonio Maurellet SC and with Mr. Michael Lok)
- **Dickson Holdings Enterprise Co Ltd v. Moravia CV and others** [2019] 3 HKLRD 210: Application for striking out unfair prejudice petition on the ground of lack of locus standi, alternatively for mandatory stay in favour of arbitration (led by Ms. Rachel Lam SC and with Mr. Terrence Tai)

Others

- Various schemes of arrangement for privatisation of listed companies (led by Mr. José-Antonio Maurellet SC), including **Re Hong Kong Aircraft Engineering Co Ltd** [2019] HKCFI 64, **Re China Power Clean Energy Development Company Limited** (HCMP 756/2019), **Re Dah Chong Hong Holdings Limited** [2020] HKCFI 274, **Re China Agri-Industries Holdings Limited** [2020] HKCFI 750 and **Re Joyce Boutique Group Limited** [2020] HKCFI 800
- **Wong Chi Ho Jimmy v. Wong Oi Lun (by Stephen Liu Yiu Keung, Koo Chi Sum and Andrew Koo Chi Ho, her guardians ad litem)** and **Wong Tai Wai David Jasper** [2020] HKCFI 1073: Appeared on behalf of committee in mental health proceedings concerning production of records under an enduring power of attorney (led by Mr. José-Antonio Maurellet SC)
Rosa Lee

BCL, University of Oxford
(Magdalen College), Distinction
PCLL, University of Hong Kong, Distinction
LLB, University of Hong Kong, First Class Honours
BBA (Law), University of Hong Kong,
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Rosa is a Bar Scholar. After graduating with First Class Honours (ranking 2nd in her year) in LLB and BBA (Law) from the University of Hong Kong, Rosa obtained a Distinction in the BCL from the University of Oxford, ranking 1st in her year in Advanced Property and Trusts, and Comparative Public Law. She joined Chambers in 2018 upon completion of her pupillage with Mr. Anson Wong SC, Mr. Derek Chan SC, Mr. Johnny Ma and Mr. Jason Yu.

Rosa has been involved in cases in respect of both civil and criminal law in a wide range of areas, including company and insolvency work, property, probate and trusts matters, securities and regulatory work, as well as public law and judicial review.

Rosa is a part-time lecturer of law in Equity and Trusts at the University of Hong Kong.

Selected Cases

General Civil and Commercial

- **Cheung Kim Hung v. Commissioner of Police (Re Apple Daily)** HCMP 1220/2020 (challenging the validity of police search warrant, as sole advocate)
- **The Center (76) Limited v. Victory Serviced Offices (HK)** HCA 1020/2020 (acting for the The Center in a multi-million tenancy dispute, as sole advocate)
- **Sun Tian Gang v. Changchun High & New Technology Industries Development Parent Company & Others** [2018] 5 HKLRD 485 (resisting amendment application of pleadings, led by Mr. Anson Wong SC)
- **Smart Focus Inc Limited v. Caroline-Fargo Capital Limited** HCA 221/2019 (acting for a borrower in relation to a non-recourse loan arrangement and successfully obtaining a proprietary injunction, a Mareva injunction, a mandatory interim injunction, and third-party disclosure orders against banks, as sole advocate)
- **Kwok Hiu Kwan v. Convoy Global Holdings Ltd & Ors** [2018] HKCFI 1729 (successfully resisting interim injunction application, led by Mr. José-Antonio Maurellet SC, with Mr. Jason Yu)
Selected Cases (continued)

- **Chen Hongqing v. Jinan Industrial Development Investment Group Co., Ltd & Ors** [2019] HKCFI 2121 (successfully setting aside writ served out of jurisdiction and applying for stay of proceedings, led by Mr. Anson Wong SC, with Mr. Ross Li)

- **Chu Lai Kuen v. Chu Lai Ming Agnes** HCA 2880/2018 (successfully obtaining an injunction in a trusts matter on an ex parte basis which has been continued, as sole advocate)

Bankruptcy

- **Re Lee Ming Cheung** [2020] HKCFI 297; [2020] 2 HKLRD 76 (successfully dismissing a stay of bankruptcy petition application involving a claim for trust property, as sole advocate)

- **LMC v. MKP** [2019] HKCFI 2619 (successfully resisting the setting aside of a statutory demand, as sole advocate)

Arbitration

- Acting for a prominent mobile advertising company in a 10-day arbitration in respect of a multi-million RMB commercial dispute (led by William Wong SC, JP with Martin Kok)

- Acting for a Hong Kong company in a dispute involving the exercise of share option rights (as sole advocate)

- Acting for a leading cosmetic brand in a 6-day arbitration in respect of a distributorship dispute (with Justin Lam)

- Advising on the availability of emergency relief in an arbitration involving a dispute over the sale and purchase of certain interests in a foreign partnership (led by William Wong SC, JP)

Criminal Law

- **HKSAR v. Fung Wing Yip, Wilson** DCCC 761/2018 (on appeal) (defending the accused who was an ex-government official on charges of corruption and misconduct in public office, led by Mr. Joseph Tse SC)

- **HKSAR v. Tang Wing Tung & Ors** STCC 951/2019 (defending the accused on one charge of conspiracy to defraud in a 3-day trial, as sole advocate)
  Acting for the Department of Justice as fiat counsel in the prosecution of cases in Magistrates’ Courts

Other Advisory Work

- Advising on and drafting submissions to the HKEx on the suitability of directors of a listed company under the listing rules (led by Johnny Mok SC, BBS, JP)

- Advising on the applicability of listing rules in relation to conflict of interests and connected/major transactions in a Singapore arbitration (led by Dr. William Wong SC, JP)

- Advising a major media distribution company in Hong Kong on intellectual property law and contract law issues (as sole counsel)

- Advising on the enforceability of a settlement agreement in respect of a shareholders’ dispute in Hong Kong (as sole counsel)
Tiffany Chan

BCL, University of Oxford (Distinction); BA Jurisprudence, University of Oxford (First Class Honours); Bar Scholar and Middle Temple Advocacy Scholar

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Tiffany is a Bar Scholar. She completed her degree in Jurisprudence from the University of Oxford in 2015 with First Class Honours, with first class results in contract, tort, company, family, administrative, and EU law. She was awarded the St. Hugh’s College Final Honour School Prize. In 2017, she obtained a Distinction in her BCL degree at the University of Oxford, with a distinction in intellectual property law and family law. She was also awarded the Mansfield College Graduate Award for Academic Excellence.

Selected Cases

Company and Insolvency

➢ **Convoy Collateral Limited v. Cho Kwai and Ors** HCA 399/2018 (Acting for a Company against various *de jure, de facto* and/or shadow directors for alleged wrongdoings.) With Mr. John Hui and Mr. Howard Wong.

➢ **Wong James Wai Ling v. Forest Ocean International Ltd** HCMP 1586/2018 (Seeking leave to commence statutory derivative action.) As sole advocate.

➢ **Lee Kin Man v. Long Sing Union Engineering Limited** HCA 1873/2019 (Statutory derivative action.) Led by Mr. Douglas Lam SC.

➢ **Chiu Tat Si v. Tune Bright Investments Limited** HCMP 1473/2019 (Application to convene annual general meetings pursuant to s.610(7) Companies Ordinance (Cap.622).) As sole advocate

➢ **Chan Pui Sze & Mak Hau Yin v. Wang Jue** HCMP 1655/2017 (Application to stay s.49 Bankruptcy Ordinance proceedings by joint and several trustees of a bankrupt.) Led by Ms. Rachel Lam SC.

➢ **Tam King Ching Kenny v. Shanghai Industrial Investment (Group) Company Limited & Lau Wing Ching** HCMP 2547/2016 (Opposing application under s. 285 and 255 CWUMPO- to convene creditors’ meeting for appointment of fresh liquidators.) As sole advocate.


➢ **Mok Wan Fung & Anor v. KNK Holdings Limited** HCCW 350/2019 (Acting for the Company.) As sole counsel.
Selected Cases (continued)

General Civil and Commercial

- **Yu Quan Li and Lou XiaoJie v. Suen Kin Wing** (HCA 1671/2018)
  - Ex Parte application for Worldwide Mareva injunction, asset preservation and ancillary disclosure order in the context of fraud. Led by Dr. William Wong SC, JP
  - Application for Banker’s Trust Order. As sole advocate.
  - Opposing an application to stay the civil action pending determination of criminal proceedings against the Defendant. Led by Dr. William Wong SC, JP and Mr. Patrick Siu.

- **Chen Lingxia v. 中国金谷国际信託有限責任公司 and Ors** HCA 2012/2016 (Opposing application to discharge injunction.) Led by Mr. Anson Wong SC, with Ms. Rachel Lam SC and Ms. Cherry Xu.

- **Kwan Shuk Ching v. Wan Mei Yau** HCA 2765/2016
  - Application for inspection and specific discovery of documents. As sole advocate.
  - Opposing an application for sale of a property under the Partition Ordinance. As sole advocate.


- **MG Charter Ltd v. Beijing Caissa International Travel Service Co Ltd** HCA 1635/2012 & HCCL 7/2014
  - Acting for a flight chartering company in a contractual dispute against a retail flight sales company. With Mr. Christopher Chain.
  - Application for specific discovery. As sole advocate.
  - Application for expert directions. With Mr. Christopher Chain
  - Resisting an application to strike out parts of witness statements on the ground that they included opinion evidence. With Mr. Christopher Chain.

- **Yu QuanLi and Lou XiaoJie v. UBS AG** HCA 2975/2018 (Acting for the plaintiffs against the bank for breach of contract, negligence, and vicarious liability for the tort and breach of quistclose trust by an ex-employee.) Led by Dr. William Wong SC, JP and with Mr. Look-Chan Ho.

- **Egner David Parks & Ors v. Cathay Pacific Airways Limited & Anor** HCA 244, 245, 246 and 247 of 2014 (Acting for the plaintiffs for a breach of contract claim.) Led by Mr. Chua, Guan-Hock SC and Mr. Kam K.L. Cheung.

- **Selection One Limited v. Universal Housing Construction Engineering Limited** HCA 669/2019 (Acting for the defendant in a negligence claim against a scaffolding contractor.) As sole advocate.

- **Koo Ming Kown v. Chan Chi Mong Hopkins** HCA 1315/2019 (Claim for passing off.) Led by Mr. Jenkin Suen S.C.

- **Poh Po Lian & Luck Continent v. Jody Tong & Smartgo** HCA 1280/2012 (Worldwide Mareva injunction and ancillary disclosure order; Oral examination orders.) As sole advocate.

- **Tse Moon Lam v. The Personal Representative of the Estate of Carlos Man Vergara, Deceased** DCCJ 5175/2017 (Application for default judgment for adverse possession claim.) As sole advocate.

- **Ronald Ji & Ors v. Hong Kong TV International Media Group Limited** HCA 2735/2017 (Setting aside order for service out of jurisdiction.) As sole advocate.

- **Suen Wai Mo v. Lam Hong Ki & Ors** HCA 133/2020 (Dispute over beneficial ownership of shares in 2 companies). Led by Jenkin Suen SC.
Howard Wong joined Chambers as a tenant in 2018 after serving pupillage with Ms. Maggie Wong SC, Mr. Jenkin Suen SC, Mr. John Hui and Mr. Christopher Chain. After graduating from the London School of Economics, Howard pursued the postgraduate BCL at the University of Oxford. He was awarded the Hong Kong Bar Scholarship in 2018 and the Charles Ching Memorial Scholarship in 2019.

Howard is currently developing a broad civil practice and accepts instructions in all of DVC’s principal areas of practice. He has delivered CPD talks on areas which include probate and trusts, and securities and futures law.

**Scholarships & Awards**

- Bar Scholarship (2018)
- Charles Ching Memorial Scholarship (2019)
- Oxford University Press Book Prize for winning the UK Rounds of the Jessup Moot (2015)
- Nicola Lacey prize (2013)

**Selected Cases**

- **Convoy Collateral Limited v. Cho Kwai Chee & Ors.** (CACV 197/2020) – successfully obtaining a Mareva injunction on appeal to freeze assets in excess of HK$760 million (with William Wong SC, JP and John Hui).

- **Mak Hin Kwan v. Wiki Capital Finance Limited and Ho Kai Hei Daniel** (HCA 2617/2018) – resisting application for striking out involving points of law such as adverse possession, resulting trust, limitation, common intention constructive trust and the Land Registration Ordinance (Cap. 128) (with William Wong SC, JP and Alan Kwong).

- **Re: China Cultural City Limited** (HCCW 313/2019) – resisting a winding up application brought on the ground of an allegedly undisputed debt (with John Hui).


- **Re: Chan John Loong Fai** [2019] HKCFI 1886 (HCB 6991/2017) - representing the Official Receiver in an application to determine whether a candidate was fit to be a trustee in bankruptcy (with Christopher Chain).
Selected Cases (continued)


- **Sophisticated Materials Limited v. Sidepec International Limited and Lei Shing Hong Credit Limited** [2018] HKCFI 2836 (HCA 157/2017) – striking out application regarding resulting and common intention constructive trusts (with Christopher Chain).

- **Zhang Yan & Ors. v. ASA Bullion** (HCA 1555/2018) - resisting an application for the release of funds pursuant to an earlier freezing order (with Cherry Xu).

- **CTBC Bank Co., Ltd v. Campus Garment Manufacturing Company Limited** (HCA 305/2016) – trial in Chinese for enforcement of guarantee by a bank against a guarantor (with Michael Lok).

- **黃正謙 v. 施榮懷** (HCA 2284/2018) – action defending against allegations of intimidation, harassment and unlawful means conspiracy (with Christopher Chain).

- **City Palm Ltd & Ors. v. Fan Chin Wa** (DCCJ 6062 to 6064 of 2018) – action concerning the recovery of land, unjust enrichment, and proprietary estoppel (with Alan Kwong).

- **SEMK Products Limited v. SEMK Global Marketing Limited** – claims for monetary and injunctive relief for infringement of registered marks and passing off (with Connie Lee).

- **Incorporated Owners of Shatin New Town v. Cheung Kwok Keung** (DCCJ 2684/2019) – resisting an application for injunctive relief in the context of a dispute involving incorporated owners (with Lawrence Ng).

- **Ho Ka Fai v. CASCS (Hongkong) Technology Limited** (DCCJ 4062/2019) & **Chen Yuejin v. Hongkong Pai Li Te Trading Co., Limited** (DCCJ 6414/2020) & **Ng Pui Yin v. HK My Trading Limited** (DCCJ 3961/2020)– acting for the defendant against a claim of money had and received

- **Wang Jun v. Sin Yuk Hung & Anor** (HCA 2917/2018) – resisting a summary judgment application for the recovery of debt (with Alan Kwong, before Master; as sole advocate on appeal).

- **Fan Ming Kiu v. Urban Property Management Limited** (HCPI 181/2017)

- **Essilor Manufacturing (Thailand) Co., Ltd v. Wong Kam Wai** (HCA 159/2020 & CAMP 23/2020) – application for allowance for legal expenses under a Mareva injunction order (as sole advocate) and resisting an application to “continue” a Mareva injunction on the ground that the injunction had expired (with Alex Tang and Alan Kwong).

- **SBI Pan-Asia Private Equity Fund & Anor v. Wu Youzhi & Anor** (HCMP 370/2020) – ex parte application for Mareva injunction up to the value of HK$153 million (with Kerby Lau)

Look specialises in corporate insolvency and restructuring, with a particular emphasis on cross-border matters. He is internationally well-known for his high level of legal expertise and frequently advises on transactions involving novel and complex legal issues. He often works on prominent and precedent-setting cases.

Prior to joining the Bar, Look practised for more than 15 years as a solicitor in London and Hong Kong at Freshfields Bruckhaus Deringer and was the Asia head of restructuring and insolvency.

Look’s experience includes advising on:

- CEFC Shanghai International Group’s cross-border insolvency assistance in Hong Kong - the first ever instance of Hong Kong/Mainland cross-border insolvency cooperation
- Shenzhen Everich Supply Chain’s cross-border insolvency assistance in Hong Kong - the second instance of Hong Kong/Mainland cross-border insolvency cooperation
- Allied Properties (H.K.) Ltd’s privatisation scheme of arrangement - the first ever instance of the Hong Kong Court of Appeal sanctioning a scheme of arrangement
- China Lumena New Materials Corp’s scheme of arrangement – the first ever reported instance of a Hong Kong scheme compromising debts governed by Mainland law
- China Huiyuan Juice Group Limited’s bond default – the first ever instance of an in-depth consideration of how the Hong Kong winding-up jurisdiction applies to an offshore entity listed in Hong Kong
- Shanghai Huaxin Group (Hong Kong)’s receivership and liquidation
- China Singyes Solar Technologies Holdings’ scheme of arrangement
- The Hong Kong Building and Loan Agency’s scheme of arrangement
- Provisional liquidation of Asia Today
- Provisional liquidation of Burwill Holdings
- Provisional liquidation of Youyuan International Holdings
- Provisional liquidation of Gold-Finance Holdings
China City Construction’s RMB 2.5 billion bond default
China Shanshui Cement’s bond default
Global restructuring of Korea’s Hanjin Shipping
Implementation of the scheme of arrangement of Asia Television
Insolvent administration of the Icelandic banking group, Kaupthing
Various Lehman Brothers litigations, including the waterfall applications determining the priority of rankings for surplus assets

Look has published extensively on insolvency matters and his publications are widely cited internationally, including with approval by the Hong Kong High Court, UK Supreme Court, English Court of Appeal, English High Court, US Bankruptcy Court, Singapore Court of Appeal, Singapore High Court, Australia Federal Court, New Zealand High Court, and Isle of Man High Court. He is the Co-Editor to Hong Kong Company Law Cases (2008 - 2019) - published in 2020 by DVC in collaboration with Kluwer.

Look is the only barrister in Hong Kong listed in Who’s Who Legal: Restructuring & Insolvency.

Memberships and Appointments

➢ Co-Chair of the Asia Regional Committee, International Insolvency Institute
➢ Co-Founder of the Company and Insolvency Law Society (COINS)

Directory quotes:

*Look-Chan Ho is uniquely, the only barrister to be featured in this year's Who’s Who Legal: Restructuring & Insolvency - 2020 Global Guide.*

Who’s Who Legal (2019-2020)
Euchine Ng

LLM, Trinity College, University of Cambridge (First Class Honours)
PCLL, University of Hong Kong
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Euchine obtained First Class Honours in both her BA in Law and LLM at the University of Cambridge. She joined Des Voeux Chambers in 2019 upon completion of pupillage with Mr. Derek Chan SC, Mr. Christopher Chain, Mr. John Hui and Mr. Johnny Ma.

Euchine is currently developing a broad civil practice and has appeared in the High Court as sole advocate and led junior for various civil and commercial matters. She has been involved in cases concerning a wide range of areas including company and insolvency, bankruptcy, commercial, property, arbitration and intellectual property.

Selected Cases

Company & Insolvency

- **Vitaly Orlov v. Magnus Leonard Roth** (HCMP 1331/2017 & HCMP 2753/2017) – trial involving unfair prejudice petition and cross-petition (with Dr. William Wong SC, JP and Mr. Justin Lam)
  - [2019] HKCFI 2120, [2020] HKCFI 273 – assisted in – trial involving unfair prejudice petition and cross-petition by co-founders of a multinational fisheries business (led by Dr. William Wong SC, JP and with Mr. Justin Lam)
  - [2020] HKCFI 279 – successful application for interim payment and resisting intervention by a non-party (with Mr. Justin Lam)
  - [2020] HKCFI 1072 – successful application for removal of court appointed valuer on ground of basis (led by Dr William Wong SC, JP and with Mr Justin Lam)
- **Hung Yip (HK) Engineering Company Ltd v. Kinli Civil Engineering Ltd** (HCMP 191/2020) – successfully obtained ex parte injunction application to restrain presentation of winding-up petition against company (with Mr. Michael Lok)
- **Wong Tak Ming & Another v. Creative Pacific Limited** (HCMP 687/2019) – resisting minority shareholders’ application for inspection of company’s documents pursuant to s.740 of the Companies Ordinance (Cap.622) (as sole advocate)

General Civil & Commercial

- **Credit One Financial Limited v. Leung Wing Lok & Another** (HCA 3146/2016) – trial of money lender and mortgagee action involving handwriting expert evidence (with Mr. Christopher Chain)
- **New Castle Investments Limited v. WFC Holding Limited** [2020] HKCFI 537 (HCA 1632/2018) – resisting application to set aside default judgment (with Mr. Michael Lok); and on appeal [2020] HKCFI 829 (led by Mr. Edward Chan SC and with Mr. Michael Lok)
Selected Cases (continued)

- **Tang Yuan Yi v. Tokyo International Investment Ltd** [2020] HKCFI 1133 (HCA 2078/2018) – successfully obtained summary judgment for unjust enrichment claim (as sole advocate)

- **Phillip Doodt & Others v. Huang Shihua & Others** (HCA 2482/2018) – successfully resisted application for security for costs against foreign plaintiffs (as sole advocate)

- **魏貞民 v. 小米科技（香港）有限公司 & 小米集團** (DCCJ 2019/4050) – successful application for striking out and dismissal of action (as sole advocate)

- **Wong Hon Chuen v Chung King Chung** [2019] HKDC 1712 (DCEC 987/2018) – successfully resisted an application seeking discovery pursuant to O.24, r.7A of the Rules of the District Court (Cap.336H) representing a non-party (as sole advocate)

**Fraud, Tracing & Trusts**

- **800 Columbia Project Company, LLC v. Various Defendants** (HCA 149, 153, 156, 164 & 393/202)
  - Successfully obtained a series of urgent ex parte Mareva and proprietary injunctions against a total of 21 recipients of stolen funds in a cyber fraud scheme involving US$5.7 million; and disclosure order against the defendants’ banks (as sole advocate)
  - [2020] HKCFI 1293; [2020] HKCFI 1527 – successfully obtained; and monetary and declaratory reliefs against various recipients of the fraudulent funds in default of defence (as sole advocate)

- **Martin Bencher (Scandinavia) A/S v. O Ying Trade Limited & Another** (HCA 2052/2019) – successfully obtained urgent ex parte Mareva and proprietary injunction based on a fraud claim (as sole advocate)

- **Re Tam Kwong Cheung** [2020] HKCFI 1387 (HCMP 699/2020) – successful application for appointment of trustee relying on the inherent jurisdiction of the court and vesting order (as sole advocate)

- **China Railway International Trading (HK) Limited v. Lau Chung Hoi** (HCA 689/2019) – successful application against 9 banks for the disclosure of bankers’ books and records (as sole advocate)

**Bankruptcy**

- **Re Yuan Yiqiang [2019] HKCFI 3168** [2020] HKCFI 259 (HCB 7480/2018) – representing the petitioning judgment debtor in bankruptcy petition; resisting application to review and rescind bankruptcy order (with Mr. Michael Lok)

- **Re Foo Wai Lok** [2020] HKCFI 258 (HCB 6077/2018) – representing the petitioning judgment debtor in bankruptcy petition (with Mr. Michael Lok)

**Judicial Review**

- **Ng Moon Lam v. The Ombudsman** – [2020] HKCFI 1386 (HCAL 3648/2019) successfully resisted leave to apply for judicial review representing the putative respondent (with Mr. Justin Lam)

**Scholarships and Awards**

- Trinity College Graduate Studentship (2017)
- Harry Liu Postgraduate Scholarship (2017)
- Trinity College Senior Scholarship (2015 & 2016)
- Trinity College Council Prize (2015 & 2016)
Tinny Chan

Bachelor of Civil Law, University of Oxford [2018] (Distinction)
Postgraduate Certificate in Laws, University of Hong Kong [2017]
Bachelor of Arts (Jurisprudence), University of Oxford [2016] (First Class Honours)

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Tinny is a Bar Scholar. She joined Chambers in 2019 upon completion of her pupillage with Mr. Derek Chan SC, Mr. Jenkin Suen SC, Mr. Christopher Chain and Mr. Jason Yu.

Tinny graduated with a BA in Jurisprudence (First Class Honours) and a BCL (Distinction) from the University of Oxford. During her studies, Tinny actively participated in various moots, including the Philip C Jessup International Law Moot Court Competition, where her team came second in the UK round and advanced to the semi-final of the international rounds. She was also individually ranked as the 4th best oralist in the international rounds.

Tinny is developing a broad practice and accepts instructions in all areas of Chambers’ work. She has been involved in cases concerning areas of law including company, commercial, securities, competition, injunctive relief, probate and judicial review. She has also appeared in the Court of Appeal, the High Court and the District Court as a led junior and sole advocate.

Selected Cases

Company & Insolvency

- **Joint Provisional Liquidators of the CECEP COSTIN New Materials Group Limited v. RSM Nelson Wheeler and Anor** (HCMP 1011/2019) – application for production of documents under s.286B, Cap. 32 and pursuant to common law power to provide recognition and assistance to foreign liquidators (led by Ms. Rachel Lam SC)

- **Re Hsin Kuang Restaurant (Holdings) Limited** (HCMP 481/2019) – representing director-shareholder in application for joinder in derivative action (led by Ms. Rachel Lam SC)

- **National Arts Entertainment and Culture Group Ltd (in provisional liquidation for restructuring purposes)** [2020] HKCFI 275 – acting for joint provisional liquidators in application for sanction of scheme of arrangement under s.673 of the Companies Ordinance (led by Mr. Michael Lok)

- **Emperor Securities Ltd v. SMI Investment (HK) Ltd and Ors** [2020] HKCFI 129 – application for interim receivership (led by Ms. Rachel Lam SC)
Selected Cases (continued)

General Civil & Commercial

- **Esports Business Development Ltd v. Wong Chun Yee Christopher** (HCA 1953/2018) – claim for damages for loss of opportunity etc. in respect of breach of loan agreement (led by Mr. Jenkin Suen SC)
- **Harsen Industries Ltd v. Wong Yee Chuk** [2020] HKCFI 600 – resisting strike-out and stay applications based on alleged settlement agreement (led by Mr. Jason Yu)
- **Lam Tak Choi v. Chow Tai Fook Jewellery Co Ltd** [2020] HKCFI 362 – resisting application for summary determination of question of law under Order 14A (led by Ms. Rachel Lam SC and Mr. Justin Lam)
- **Qvist Henrik v. Clatronic Fat East Ltd and Anor** [2020] 1 HKLRD 703 – contesting application for indemnity costs and enhanced rate of interest in light of previous sanctioned offer (as sole advocate)
- **Xu Liu Chun v. Wu Chang Jiang** [2019] HKCA 975 – resisting application of leave to appeal against order for interim payment (led by Mr. Jenkin Suen SC)

Fraud & Commercial Injunctions

- **CW Baice Ltd v. The Wisdomobile Ltd and Ors** (HCCT 14/2020) – representing the defendants in a contractual dispute of over USD 13 million and resisting Mareva injunction (as sole advocate)
- **Koon Yuen Kim v. Greentech Technology International Ltd and Ors** (HCA 2415/2019) – application for interim injunction under s.729 of Companies Ordinance to restrain company from completing share transfer agreement and issuing new shares (led by Ms. Rachel Lam SC and Mr. Jason Yu)
- **Chan Ting Ting v. Guo George and Ors** (DCCJ 4406/2020) – obtaining ex parte Mareva and proprietary injunction against recipients of sums obtained via internet fraud (as sole advocate)
- **Eric Savage & Ors v. Kokomo Capital Ltd** (HCA 2014/2019) – obtaining ex parte proprietary injunction for investment funds held under Quistclose trust (led by Mr. Christopher Chain)

Judicial review and regulatory work

- **Cai Hongping v. Securities and Futures Commission** (SFAT Application No.3 of 2019) – representing the SFC in application for review of SFC’s decision to prohibit sponsor from re-entering the industry under s.196(1)(iii) of the Securities and Futures Ordinance (led by Mr. Jenkin Suen SC)
- **U Storage Group Ltd v. Director of Fire Services and Anor** (HCAL 490/2019) – representing the putative respondents in rolled-up hearing for judicial review of legality of guidance note issued for abatement of fire hazards (led by Ms. Catrina Lam and Ms. Sabrina Ho)
- **Re Swiss Reinsurance Co Ltd and Anor** [2019] HKCFI 2850 – representing the Insurance Authority in an application for sanction of scheme to transfer long term business under s.24 of the Insurance Ordinance (led by Mr. Jenkin Suen SC)
Sakinah obtained both her BA (Jurisprudence) and BCL from the University of Oxford. She joined Des Voeux Chambers in 2019 upon completion of her pupillage with Mr. Derek Chan SC, Mr. Alan Kwong, Mr. Christopher Chain and Mr. Jason Yu. She was awarded the Bar Scholarship in 2018.

Sakinah has a broad civil and commercial practice, including intellectual property, company and insolvency, commercial, probate and trusts matters, property and arbitration. She accepts instructions for both advocacy and advisory work, and has appeared in the High Court both in her own right and as junior counsel.

Selected Cases

- **The Joint and Several Trustees of the Property of So Ching Wan (now a discharged bankrupt) v. Assen Limited (in liquidation) and others** HCB 4475/2002 (resisting application under section 29 of the Bankruptcy Ordinance, led by Mr. Anson Wong SC and Mr. Alan Kwong)
- **Re Hsin Chong Construction (Asia) Limited** HCCW 316/2018 (winding up petition, as sole advocate)
- **Re Wu Lianmo** HCB 5250/2019 (bankruptcy petition, as sole advocate)
- **Wong Luen Hang and another v. Topmix Industrial Ltd and others** HCMP 1064/2019, HCMP 1065/2019 (resisting application under section 740 of the Companies Ordinance, led by Mr. Alan Kwong)
- **Re Global Succeed Group Limited** HCCW 210/2019 (winding up petition, as sole advocate)
- **Re Lee Sing Leung Robin** HCB 3709/2019 (bankruptcy petition, as sole advocate)
- **Kung Kin Wing and another v. Splendid Profit International Holdings Limited and ors** HCIP 78/2019 (acting for plaintiff in a trial on trademark ownership, led by Ms. Sabrina Ho; application for interlocutory injunction led by Mr. CW Ling)
- **Re Seafrigo Hong Kong Limited** HCMP 2147/2019 (unfair prejudice petition, as sole advocate)
Selected Cases (continued)

- **Wong To Yick Wood Lock Ointment Ltd v. Sing & Japan International Technology Limited**
  HCA 2589/2014, HCA 562/2014 & HCMP 1550/2014 (resisting a specific discovery application, led by Ms. Winnie Tam SC, JP and Mr. Colin Shipp.)

- **Re Carnival Group International Holdings Limited**
  HCCW 48/2020 (winding up petition, as sole advocate)

- **Progetto Jewellery Company Limited v. Lau Chiu Ying & anor**
  HCA 2548/2014 (resisting application for leave to appeal, as sole advocate)

- **GM Commercial Consultants Corp v. Euro-Asia Zhong Ji (HK) Limited**
  HCMP 2025/2019 (application for order for sale, as sole advocate)

  HCA 1027/2019, HCA 1639/2019 & HCMP 1164/2019 (application for summary judgment and imposition of conditions for taxation of solicitor’s bills, led by Mr. Christopher Chain)

- **Cheung Lai Mui v. Cheung Wai Shing & ors**
  HCA 1652/2012 (application for payment out of sums paid into Court, as sole advocate)

- **Re AGW Holdings Limited**
  HCCW 225/2011 (discovery application, as sole advocate)

- **Zhang Jizhi v. Hong Kong TV International Media Group Limited & anor**
  HCA 624/2019 (resisting application for summary judgment, led by Mr. Christopher Chain)

Scholarships and Awards

- Bar Scholarship (2018)
Martin Lau

LLB (First Class Honours), HKU (2016)
PCLL (Distinction), HKU (2017)
BCL (Distinction), Oxon (2018)

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View Martin Lau's profile on LinkedIn

A graduate from Diocesan Boys’ School, Martin read law at the University of Hong Kong and the University of Oxford.

Martin first obtained his Bachelor of Laws with First Class Honours (ranking second in class) from the University of Hong Kong. He then completed his Postgraduate Certificate of Laws with Distinction, ranking first in class in Property Litigation as well as achieving the highest average mark in all litigation subjects.

Beyond Hong Kong, Martin also studied at Pembroke College, Oxford for the degree of Bachelor of Civil Law. During that course, he achieved individual subject distinctions in all subjects taken, as well as an overall distinction for his degree.

Academics aside, Martin is also a keen mooter. He participated in a number of mooting competitions. Notably, his team attained the overall 1st runner up in the Red Cross International Humanitarian Law Moot 2017.

Martin was called to the bar in 2019. He is developing a civil practice in all areas of Chambers’ work.

He is a Contributing Editor to Hong Kong Company Law Cases (2008 - 2019) - published in 2020 by DVC in collaboration with Kluwer.

Selected Cases

- **Remedy Asia v. Patrick Tong & Ors** [2020] HKCFI 398 – Claims for directors’ breach of duties
- **Resorts World at Sentosa Pte Ltd v. Wong Fei Fu** [2020] HKCFI 1236 - Registration of foreign judgment
- **Re Lionstar Manufacturing Limited** [2019] HKCFI 1664 – Companies winding-up
- **Jessop & Baird (Hong Kong) v. Neo Hwee Khim & Ors** [2019] HKCFI 2583 – Contempt of Court
- **An Arbitration Administered by the HKIAC** - Disputes over the ownership of a real property
Scholarships and Awards

- Middle Temple Advocacy Scholarship (2019)
- Pembroke College Prize (2018)
- Minvie Leung Prize for Property Litigation (2017)
- Red Cross International Humanitarian Law Moot First Runner Up (2017)
- Sweet & Maxwell Edlyn Yap Prize for Litigation (2017)
- Deacons Prize in Law (2016)
- Dean’s Honours List (2016; 2014; 2013)
- Joint University Mooting Competition Champion (2016)
- Professor Dafydd Evans Memorial Scholarship (2016)
- Betty Ho Prize in Law (2013)
- Freshfields Prize in Legal Skills (2013)
- Ho Fook Prize (2013)
- Linklaters Prize for Overall Excellence in Law: Year I (2013)
- HKU Foundation Scholarship for Outstanding Students (2012)

Publications and Lectures

Avery Chan (joining in 2021) (Called to the Bar in 2016)

LLB (First Class Honours), University of Nottingham
BCL, University of Oxford

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avery.chan@dvc.hk

Avery is developing a broad civil practice with an emphasis on commercial, company, and probate cases. He has appeared as trial and appellate counsel in practice areas including probate, commercial, company, construction, and property disputes both as sole advocate and led junior. Avery also has experience in a multitude of interlocutory applications, including summary judgment, specific discovery, striking out, and expert evidence.

Prior to joining the bar in 2016, Avery obtained his LLB from the University of Nottingham with first class honours. He went onto complete his BCL in the University of Oxford.

Selected Cases

Land and Property

- **Sogo Hong Kong Co. Ltd. v. Commissioner of Rating and Valuation** [2019] HKLdT 68, appeared for the Appellant in a 4-day trial on liability of rate and Government rent for two advertising signs concerning issues on interpretation of statute and definition of advertisement (led by C.Y. Li SC)

- **好順利大廈業主立案法團 v. Wealth Gear Limited and others** (LDBM 220-222&226/2014), appeared for the Appellant for leave to appeal and substantive appeal against judgment on breach of DMC (led by C.Y. Li SC and with K.K. Lau)

- **Lee Ping Sum v. The Personal Representatives of the Estate of Ng Hoi Ling Pauline, Deceased** [2019] HKDC 925, appeared for the Plaintiff and successfully obtained a declaratory default judgment for adverse possession (sole advocate)


Probate and Succession

- **WSI represented by SLHL also known as LLH v. WKT, the executrix of WYC** (FCMP 141/2016), appeared for the applicant in a 4-day trial and successfully applied for financial provision under the Inheritance (Provision for Family and Dependents) Ordinance Cap. 481 for a minor (sole advocate)
Selected Cases

Company

- **Forever Up Holdings Ltd v. Tong Yan Wa** [2018] HKCFI 2775, appeared for the Plaintiff and successfully applied for the removal of false company records filed by a fraudster impersonating its director (sole advocate)

- **Jen Kit Josephine v. Chan Sau Wai Shirley & Ors** (HCMP 1151/2018) appeared for the Respondent companies to resist an application to call for an EGM (sole advocate)

Commercial

- **胡少芬 v. 葉玉枝 and Another** [2019] HKCFI 2329, appeared for the 1st and 2nd Defendants and successfully set-aside a substituted service order and a default judgment on grounds of material non-disclosure (led by C.Y. Li SC)

- **Bangkok Bank Public Co Ltd v. Hui Yan Moon and another** [2019] HKCFI 32, appeared for the 2nd Defendant in appealing against a summary judgment on personal guarantee (led by Edward Chan SC)

Employment and Post-employment restrictive covenants

- **Europtex Fashion Limited v. Lam Kwai Seung** (HCA 1986/2017), appeared for the plaintiffs applying for an injunction against the disclosure and for the delivery-up order of confidential information (with Adrian But)

- **Greater China Appraisal Ltd v. Tsang Kang Po and others** [2018] HKCFI 2552, appeared for the Defendants resisting an application for an injunction against breach of confidence and a spring-board injunction (with Adrian But)

Winding Up and Bankruptcy

- **Re Guangdong Zhenrong Energy Co. Ltd.** (HCCW 231/2016), appeared for the Petitioner and successfully applied for winding up order against an overseas company based in the Mainland (with Lawrence Hui)

- **Re: Tsoi Wai Tai (a bankrupt)** (HCB 7534/2016), appeared for the Petitioner and successfully applied for a non-commencement order against a bankrupt (sole advocate)

Others

- **Chung Ming Pui v. Sze Wai Lan** (FCMC 9506/2014), appeared for the applicant and successfully applied for an order for committal and warrant for arrest for contempt of court (sole advocate)
Brian Fan

BCL (Oxon) (Distinction)
LLB (HKU) (First Class Honours)

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View Brian Fan’s profile on LinkedIn

Brian is a Bar Scholar. He graduated first in class with a Bachelor of Laws degree from the University of Hong Kong, and further obtained his Bachelor of Civil Law with distinctions in all subjects from the University of Oxford as a Jockey Club Scholar. During his studies, Brian won a string of international and domestic mooting competitions and best oralist awards, including notably, Champion and Oralist Award at the International Herbert Smith Freehills Competition Law Moot in 2017.

Brian joined Chambers in 2020 upon completion of his pupillage with Dr. William Wong SC, JP, Mr. Tony Li, Mr. Christopher Chain and Mr. Jason Yu. He is developing a broad civil practice and accepts instructions in all of Chambers’ principal areas of practice.

His notable recent cases include successful resistance of a Mareva injunction for US$620 million against a former director of a Japanese listed company (Universal Entertainment Corporation v. Kazuo Okada [2020] HKCFI 1406), led by Dr. William Wong SC, JP. He has also appeared as a sole advocate in the High Court.

Brian has been appointed part-time Lecturer (Non-Clinical) at the Department of Law, University of Hong Kong effective from September 2020.

He is a Contributing Editor to Hong Kong Company Law Cases (2008 - 2019) - published in 2020 by DVC in collaboration with Kluwer.

Memberships & Appointments

- Part-time Lecturer (Non-Clinical), Department of Law, The University of Hong Kong (effective from September 2020)

Scholarships and Awards

- Bar Scholarship (2019)
- Sir Oswald Cheung Memorial Fund PCLL Scholarship (2018)
- Hong Kong Jockey Club Graduate Scholarship (2017)
- Gallant Ho Prize in Law (2017)
- Herbert Smith Freehills International Competition Law Moot Champion and Oralist Award (2017)
- Joint University Mooting Festival Champion and Best Speaker Award (2015)
- International Oxford IP Moot Quarter-finalist and Best Written Submissions Award (2015)
- Basic Law Moot Champion and Best Speaker Award (2014)
- 20 other academic scholarships or awards
Cyrus Chua

PCLL (Distinction), University of Hong Kong
BCL (Distinction), University of Oxford
BA (Law) (Triple Firsts), University of Cambridge

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View Cyrus Chua's profile on LinkedIn

Cyrus joined Chambers in 2020 after successfully completing pupillage under the supervision of Joseph Tse SC, Christopher Chain, Jason Yu and Justin Lam. He is now developing a broad commercial chancery practice, with an emphasis on corporate litigation, insolvency, commercial disputes, arbitration and conflict of laws.

Prior to joining Chambers, Cyrus read the BA (Law) at Gonville and Caius College, Cambridge and the BCL at Corpus Christi College, Oxford. He was awarded multiple university prizes, including the Vinerian Scholarship (Proxime Accessit) for second best academic performance in the BCL. Cyrus also worked as a research assistant for Professor Sir Roy Goode in the publication of Cape Town Convention and Aircraft Protocol Official Commentary (4th Ed.).

Cyrus grew up in Singapore and is a native speaker of Mandarin Chinese. He has experience drafting, and dealing with, legal documents in Simplified Chinese.

Selected Cases

Corporate litigation and Insolvency

- Instructed (with William Wong S.C., JP and Justin Lam) to act for shareholders in an ongoing multiple derivative action for breach of directors’ duties.
- Assisted in advising former directors on the prospects of defending a liquidator’s claim for breaches of directors’ duties, unfair preference and fraudulent conveyance.
- Assisted in advising a listed company on the scope of Companies (Winding Up and Miscellaneous Provisions) Ordinance s.182.
- Instructed to assist in the just and equitable winding up of an exempted holding company in the Cayman Islands under Corporate Litigation and Insolvency

Commercial Disputes

- Instructed (with Christopher Chain) to advise on the interpretation and enforcement of a multi-million dollar consultancy contract.
Selected Cases (continued)

Arbitration and Conflict of Laws

➢ Assisted in applying for leave to serve Hong Kong proceedings on foreign defendants in Mainland China.
➢ Assisted (during pupillage) in a HKIAC arbitration concerning the enforcement of a worldwide patent licensing agreement.

Scholarships and Awards

➢ Thomson Reuters Law Prize (HKU, 2019)
➢ The Sweet & Maxwell Edlyn Yap Prize for Litigation (HKU, 2019)
➢ Vinerian Scholarship (Proxime Accessit) (Oxford, 2018)
➢ Monckton Chambers Prize in Competition Law (Oxford, 2018)
➢ Clifford Chance Prize for European Union Law (Cambridge, 2017)
➢ Herbert Smith Freehills Prize for Conflict of Laws (Cambridge, 2017)
➢ Falcon Chambers Prize for Land Law (Cambridge, 2016)
➢ One Chancery Lane Prize for Tort Law (Cambridge, 2015)
Jonathan Lee
BCL, University of Oxford (2019) (Distinction)
PCLL, University of Hong Kong (2018)
BA (Law), University of Cambridge (2017)
(Double First Class Honours)

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View Jonathan Lee’s profile on LinkedIn

Jonathan is a Bar Scholar. He joined Chambers in 2020 upon completion of his pupillage with Mr Peter Duncan SC, Mr Christopher Chain, Mr Jason Yu and Mr Justin Lam.

Jonathan graduated from the University of Cambridge with a BA (Law) with Double First Class Honours, having obtained a number of awards and having reached the semi-finals of the BPP-OUP National Mooting Competition (representing the University of Cambridge). He went on to obtain the BCL from the University of Oxford with distinction. He has also published in a number of peer-reviewed law journals.

Jonathan is currently developing a broad practice and accepts instructions in all areas of Chambers’ work. He has been involved in cases concerning company law, probate and trusts, commercial law, intellectual property law and arbitration. He has appeared in the High Court as junior counsel.

He is a Contributing Editor to Hong Kong Company Law Cases (2008 - 2019) - published in 2020 by DVC in collaboration with Kluwer.

Memberships & Appointments
➤ Part-time Lecturer (Non-Clinical), Department of Law, The University of Hong Kong (effective from September 2020)

Selected Cases
➤ Hao Tian International Securities Ltd v Ng Shui Cheong [2020] HKCFI 1590 (with Mr Justin Lam) – Successfully defended appeal against Master’s order for summary judgment

Scholarships and Awards
➤ Bar Scholarship (2019)
➤ Prize Scholarship (2015, 2017)
➤ Des Voeux Chambers Junior Scholarship (2015)
➤ Eunice and Alton Kramer Prize for Law (2015)

Publications
➤ “Equitable Compensation and Brickenden: Fiduciary Loyalty and Causation”. Trust & Trustees (September 2020, Forthcoming)
➤ “A Hardly Obvious Question” [2020] 1 IPQ 74
➤ “Substantiating Substantive Review” [2018] PL 632
➤ “Reforming Parasitic Accessory Liability in English Law” 7 King’s Student L. Rev. 52 (2016)
About DVC

Today, Des Voeux Chambers, the largest set of barristers chambers in Hong Kong, is headed by Winnie Tam SC, JP and is home to about 90 astute legal minds, many of whom have helmed numerous groundbreaking cases. 20 members have been called to the Inner Bar and/or appointed Senior Counsel in Hong Kong and/or Queen’s Counsel in England. Several members are qualified in other jurisdictions such as England, the People’s Republic of China (Mainland), the United States, Australia, Singapore and the British Virgin Islands. DVC is consistently rated by Chambers & Partners as a Leading Set of Chambers in Band 1, and has been awarded “Chambers of the Year” 6 times by Asian Legal Business.

DVC also has a history of distinguished judicial and public appointments. Eminent appointments include judges in the High Court of HKSAR. Our first head of chambers, Neil Kaplan QC was the judge in charge of the Construction and Arbitration List. DVC has a strong international arbitration practice with many leading international arbitrators. Mr Justice Harris, the current Companies Judge was also a member of DVC which houses many leading practitioners in Company and Insolvency law. DVC also publishes its own set of company law reports, the Hong Kong Company Law Cases. DVC members also consistently sit as Recorders, Deputy High Court Judges, Deputy High Court Masters and Deputy District Court Judges.

In terms of public service, our members have served as the Chairman of the Hong Kong Bar Association, Chairman of the United Nations Peace & Development Foundation, Chair of the Communications Authority, Member of the World Economic Forum Global Agenda Council on the Rule of Law. John Griffiths SC, CMG, QC was a former Attorney General of Hong Kong. Daniel R Fung, SC, SBS, QC was the first Chinese Solicitor General of Hong Kong and Teresa Cheng SC, GBS, JP, formerly from DVC, is Hong Kong’s current Secretary for Justice.

Prominent positions also include various appointments helmed by DVC’s current Head under the auspices of the International Bar Association, (IBA) and the Inter-Pacific Bar Association, (IPBA.) These comprise variously, Co-Chairman, Forum for Barristers and Advocates, IBA, Member, Policy Sub-Committee, Bar Issues Commission, IBA, Member, China Working Group, Asia Pacific Forum, IBA, Officer, Diversity and Inclusion Council, IBA, and Vice Chairman, Women Business Lawyers Committee, IPBA.

DVC also houses visiting scholars to Harvard Law School, a Chairman of the Standing Committee on Company Law Reform, Chairman of the Society of Construction Law of Hong Kong, a Vice Chairman of the Board of Review of the Inland Revenue, Vice Chairman of the Committee of the HKIAC, a Non-executive Director of the Securities and Futures Commission and Non-governmental Advisers to the International Competition Network, (Overseas) Bencher(s) of the Middle Temple Society of England, Chairman of the Hong Kong Advocacy Training Council, Chairman of the League of Competition Law (LIDC), Hong Kong Chapter and a Member of the Board of Advisors, Shenzhen Lanhai Research Institute on Legal Services in the Greater Bay Area.

DVC’s members additionally include professors of numerous universities and notably, 4 Rhodes Scholars and over 20 Bar Scholars.
Why instruct us?

확연한 새로운 문구를 작성해 주세요.

[*] DVC also has a history of distinguished judicial and public appointments. Eminent appointments include judges in the High Court of HKSAR. Our first head of chambers, Neil Kaplan QC was the judge in charge of the Construction and Arbitration List. DVC has a strong international arbitration practice with many leading international arbitrators. Mr Justice Harris, the current Companies Judge was also a member of DVC which houses many leading practitioners in Company and Insolvency law. DVC also publishes its own set of company law reports, the Hong Kong Company Law Cases. DVC members also consistently sit as Recorders, Deputy High Court Judges, Deputy High Court Masters and Deputy District Court Judges.

[*] In terms of public service, our members have served as the Chairman of the Hong Kong Bar Association, Chairman of the United Nations Peace & Development Foundation, Chair of the Communications Authority, Member of the World Economic Forum Global Agenda Council on the Rule of Law. John Griffiths SC, CMG, QC was a former Attorney General of Hong Kong. Daniel R Fung, SC, SBS, QC was the first Chinese Solicitor General of Hong Kong and Teresa Cheng SC, GBS, JP, formerly from DVC, is Hong Kong’s current Secretary for Justice.

[*] Prominent positions also include various appointments helmed by DVC’s current Head under the auspices of the International Bar Association, (IBA) and the Inter-Pacific Bar Association, (IPBA.) These comprise variously, Co-Chairman, Forum for Barristers and Advocates, IBA, Member, Policy Sub-Committee, Bar Issues Commission, IBA, Member, China Working Group, Asia Pacific Forum, IBA, Officer, Diversity and Inclusion Council, IBA, and Vice Chairman, Women Business Lawyers Committee, IPBA.

[*] DVC also houses visiting scholars to Harvard Law School, a Chairman of the Standing Committee on Company Law Reform, Chairmen of the Society of Construction Law of Hong Kong, a Vice Chairman of the Board of Review of the Inland Revenue, Vice Chairmen of the Committee of the HKIAC, a Non-executive Director of the Securities and Futures Commission and Non-governmental Advisers to the International Competition Network, (Overseas) Bencher(s) of the Middle Temple Society of England, Chairman of the Hong Kong Advocacy Training Council, Chairman of the League of Competition Law (LIDC), Hong Kong Chapter and a Member of the Board of Advisors, Shenzhen Lanhai Research Institute on Legal Services in the Greater Bay Area.
Administrative and Public Law

This area of law principally involves legal challenges to decisions of public bodies and continues to develop at a rapid pace.

Many members have been involved in landmark administrative and public law cases, such as the Link REIT litigation, the injunctions relating to Occupy Central, and an appeal to the Court of Final Appeal involving important questions of state immunity. Members regularly appear as independent counsel and act separately and distinctly for both applicants and respondents (i.e. the HKSAR government or public bodies) in such cases.

Members are also frequently involved in commercial judicial reviews, including acting for the Hong Kong Stock Exchange, and in various public inquiries.

What the directories say:

This new silk is singled out for his “exceptional quality of...research” and “crisp, logical arguments,” underpinning “a calm and measured approach and well thought out advice.” His “versatile practice extends across the full commercial, public law and regulatory spectrum, and he is regularly active on behalf of government officials and agencies.”

Chambers & Partners Asia-Pacific (2020)

One member is noted for his impressively varied practice, being described as “very good in...administrative law matters,” and is singled out for his “very quick reactions,” and for giving “client-oriented and solution focused” advice.

Chambers & Partners Asia-Pacific (2019)
Related Barristers

- Daniel Fung SBS, SC, QC, JP
- Chua Guan-Hock SC
- Ian Pennicott QC, SC
- Alfred Liang
- Richard Zimmern
- Teresa Wu
- Adrian Lai
- Sabrina Ho
- Eva Leung
- Cherry Xu
- Sharon Yuen
- Jasmine Cheung
- Tinny Chan
- Brian Fan
- Simon Westbrook SC
- Johnny Mok SC, BBS, JP
- Jenkin Suen SC
- Lawrence K F Ng
- Catrina Lam
- Yang-Wahn Hew
- John Hui
- Ebony Ling
- Ross Li
- Tommy Cheung
- Kevin Lau
- Rosa Lee
- Sakinah Sat
- Jonathan Lee
- Clifford Smith SC
- Barrie Barlow SC
- John Litton QC
- Ling Chun Wai
- Johnny Ma
- Gary Lam
- Christopher Chain
- Martin Kok
- Stephanie Wong
- Lai Chun Ho
- Michael Ng
- Euchine Ng
- Martin Lau

Click here to view DVC’s Administrative and Public Law Sector Booklet 2020
Arbitration & Mediation

Recent years have seen a greater push towards alternative dispute resolution as a more cost-efficient and effective means to resolve disputes. Hong Kong enjoys a geographical advantage as well as a well-established system which renders it an internationally attractive place for ADR to take place.

Mediation is often preferred for being a quick and structured method/avenue to resolve disputes. The recent signing of the UN Convention on International Settlement Agreements Resulting from Mediation (also known as the Singapore Convention) by over 40 countries reflects the global commitment and growing popularity of this form of ADR. With the recent decision of the Shanghai Intermediate People’s Court decision in *Daesung Industrial Gases* confirming that non PRC arbitration institutions may conduct hearings in the PRC, this will likely allow further involvement of Hong Kong lawyers in arbitrations conducted there.

DVC’s members have a deep bench of experience and a strong track record in the context of a variety of disputes. They act as counsel or accept appointments as single arbitrators or co-arbitrators across a tribunal. Areas of expertise range from general commercial and property disputes to more specialised areas, such as maritime/shipping and intellectual property.

DVC’s members continue to contribute to the development of ADR in Hong Kong and beyond. In addition to appointments with, for instance, the Hong Kong International Arbitration Centre (HKIAC) and the Hong Kong Mediation Council (HKMC), members regularly deliver lectures and talks on ADR both within and outside Hong Kong.

What the directories say:

*Notably active in the company law, insolvency, intellectual property, regulatory and commercial arbitration spheres, this junior is variously described as “a diligent and thorough junior, fully capable of doing his own advocacy at the Hong Kong Bar.”*

Chambers & Partners Asia-Pacific (2020)

*Noted for being an “extremely strong advocate”, this member also has a “strong focus on cross-jurisdictional, litigated and arbitrated disputes”*

Chambers & Partners Asia-Pacific (2019)
Related Barristers

Daniel Fung SBS, SC, QC, JP
Charles Sussex SC
Anthony Houghton SC
Douglas Lam SC
John Litton QC
David Tsang
Richard Zimmern
Teresa Wu*
Frances Lok
John Hui*
Sabrina Ho
Ebony Ling
Jacqueline Law*
Joseph Wong
Ross Li
Stephanie Wong
Lai Chun Ho
Michael Ng*
Tiffany Chan
Tinny Chan
Avery Chan* (joining in 2021) (Called to the Bar in 2016)
Jonathan Lee
Patrick Fung BBS, SC, QC
Simon Westbrook SC
William M.F. Wong SC, JP
José-Antonio Maurellet SC
Liza Jane Cruden
Richard Leung JP
Patrick Chong
Yang-Wahn Hew
Gary Lam
Benny Lo
Connie Lee*
Jason Yu
Michael Lok
Jonathan Chan
Vincent Chiu*
Cherry Xu
Sharon Yuen
Jasmine Cheung
Look-Chan Ho
Sakinah Sat
Brian Fan
John Scott QC, SC, JP
Winnie Tam SBS, SC, JP
Ian Pennicott QC, SC
Jenkin Suen SC
Lawrence K F Ng
Ling Chun Wai
Catrina Lam
Calvin Cheuk
Adrian Lai
Christopher Chain
Alexander Tang
Martin Kok
Eva Leung*
Kaiser Leung
Tom Ng
Tommy Cheung
Kevin Lau
Rosa Lee
Euchine Ng
Martin Lau
Cyrus Chua

*Arbitration only

Click here to view DVC’s Arbitration and Mediation Law Sector Booklet 2020
Commercial Law

DVC is recognised as a pre-eminent commercial set in Hong Kong.

Hong Kong is a hub for commercial dispute resolution through arbitration and mediation, given its sophisticated legal system, accessibility to a considerable pool of experts and its unified regime based on UNCITRAL Model Law, as customised for the Hong Kong market. The fact that Hong Kong awards are enforceable in the majority of leading jurisdictions around the world makes it an attractive venue for dispute resolution.

DVC’s members are active as litigators, arbitrators and mediators.

Members possess a deep bench of knowledge in the commercial litigation arena, often advising on complex local and cross-jurisdictional commercial litigations. DVC’s members are also at the forefront of leading developments and precedent-setting decisions - many of which have had far-reaching repercussions on the Hong Kong landscape.

Members deploy robust legal acumen as well as sound commercial strategy in order to navigate multi-layered and thorny disputes and have a proven track record for generating commercially-driven, innovative and constructive solutions.

Niche strengths include banking, trade disputes, insurance, telecommunications, broadcasting, commercial fraud, commercial arrangements and contracts, and sale of goods, distributorship agreements amongst others.

As regards PRC related work, members are well placed to provide legal opinions in the commercial dispute and international arbitration arenas, which relate to legal procedures, matters of substance and litigation strategies.

What the directories say:

*With a practice that focuses principally on cross-border commercial, company and insolvency-related disputes, this silk maintains “a very busy practice,” and is well liked for his advice because “he’s very practical.” He is lauded for being “persuasive both on his feet and on paper”, his written work in particular is “succinct, cogent and very punchy.”*

Chambers & Partners Asia-Pacific (2020)

*This DVC member is acknowledged for her “very conscientious” attention to detail and her “incredibly fierce and effective cross-examination style” [in the operation of] her “broad commercial practice.”*

Chambers & Partners Asia-Pacific (2019)
Related Barristers

- Daniel Fung SBS, SC, QC, JP
- Charles Sussex SC
- Chua Guan-Hock SC
- Barrie Barlow SC
- Ian Pennicott QC, SC
- José-Antonio Maurellet SC
- John Litton QC
- Alfred Liang
- David Tsang
- Richard Zimmern
- Catrina Lam
- Calvin Cheuk
- Adrian Lai
- Alvin Tsang
- Sabrina Ho
- Alexander Tang
- Kerby Lau
- Jacqueline Law
- Joseph Wong
- Ross Li
- Tom Ng
- Terrence Tai
- Sharon Yuen
- Jasmine Cheung
- Howard Wong
- Tinny Chan
- Avery Chan * (joining in 2021) * (Called to the Bar in 2016)
- Jonathan Lee
- Patrick Fung BBS, SC, QC
- Simon Westbrook SC
- Winnie Tam SBS, SC, JP
- Anthony Houghton SC
- Anson Wong SC
- Jenkin Suen SC
- Liza Jane Cruden
- Lawrence K F Ng
- Richard Leung JP
- Patrick Chong
- Teresa Wu
- Frances Lok
- John Hui
- Alan Kwong
- Connie Lee
- Ebony Ling
- Justin Lam
- Michael Lok
- Jonathan Chan
- Ellen Pang
- Stephanie Wong
- Tommy Cheung
- Kevin Lau
- Rosa Lee
- Look-Chan Ho
- Sakinah Sat
- Brian Fan
- John Scott QC, SC, JP
- Clifford Smith SC
- Johnny Mok SC, BBS, JP
- William M.F. Wong SC, JP
- Douglas Lam SC
- Rachel Lam SC
- Mairead Rattigan
- Pat Lun Chan
- Ling Chun Wai
- Janine Cheung
- Yang-Wahn Hew
- Gary Lam
- Benny Lo
- Christopher Chain
- David Chen
- Jason Yu
- Martin Kok
- Eva Leung
- Kaiser Leung
- Vincent Chiu
- Cherry Xu
- Lai Chun Ho
- Michael Ng
- Tiffany Chan
- Euchine Ng
- Martin Lau
- Cyrus Chua

Click here to view

DVC’s Commercial Law Sector Booklet 2020
Company Law and Insolvency

DVC houses specialists in company and insolvency law. Members have been involved in landmark company law cases, significant cross-border shareholders’ disputes, as well as insolvency and restructuring matters. Members have represented a range of financial institutions, listed and private corporations, hedge fund trustees, receivers, administrators and liquidators. Members handle matters across the spectrum pertaining to corporate governance, directors’ duties, shareholders’ disputes, and minority protection.

DVC’s members regularly appear in a variety of company disputes, including shareholders’ disputes and unfair prejudice petitions, joint venture disputes, liquidation and winding up litigations, as well as non-contentious matters such as restructuring and internal governance matters.

DVC’s members are often at the forefront spearheading changes in company and insolvency law, appearing as counsel in numerous high-profile cases.

Several members of DVC are co-authors of leading company law and insolvency texts. This includes a joint anaugural publication of Hong Kong Company Law Cases (HKCLC) with Kluwer. With contributors hailing exclusively from Des Voeux Chambers, DVC is the first mover in this space and the only chambers globally to have authored a compendium of this kind. Members regularly deliver lectures and appear at forums and more recently have produced webinars and podcasts to share their expertise.

What the directories say:

Applauded for being “basically, the god of insolvency law in Hong Kong,” this silk is described as being “in his prime.” He is also accredited for being “very quick-witted, [and an] extremely effective advocate” who is particularly “good at coming up with incisive responses to questions from the Bench.”

Chambers & Partners Asia-Pacific (2020)

Singled out for being “good in every area he acts in,” and “one of the best all-rounder silks for corporate or commercial litigation, particularly those involving shareholder disputes,” this silk is further characterised as “fantastic with clients, responsive to those instructing him and a pleasure to work with,” and as “a robust and very tough advocate who prepares extremely well and whose opponents need to check and recheck their own work very thoroughly.”

Chambers & Partners Asia-Pacific (2019)

DVC’s William Wong SC, JP, José-Antonio Maurellet SC and Look-Chan Ho were identified by the Lawdragon 500 Guide (2020) as legal experts in the field of Leading Global Restructuring & Insolvency Lawyers. Des Voeux Chambers was also the only Hong Kong set to be accredited in the Lawdragon Guide 2020.

Lawdragon 500 Guide for 2020
Related Barristers

- Daniel Fung SBS, SC, QC, JP
- Charles Sussex SC
- Chua Guan-Hock SC
- Anthony Houghton SC
- Douglas Lam SC
- Rachel Lam SC
- Mairéad Rattigan
- Pat Lun Chan
- Richard Zimmern
- Catrina Lam
- Calvin Cheuk
- Adrian Lai
- Alvin Tsang
- Sabrina Ho
- David Chen
- Jason Yu
- Martin Kok
- Eva Leung
- Kaiser Leung
- Tom Ng
- Terrence Tai
- Sharon Yuen
- Jasmine Cheung
- Howard Wong
- Tinny Chan
- Avery Chan (joining in 2021)
- Jonathan Lee

- Patrick Fung BBS, SC, QC
- Simon Westbrook SC
- Johnny Mok SC, BBS, JP
- William M.F. Wong SC, JP
- José-Antonio Maurellet SC
- John Litton QC
- Alfred Liang
- Richard Leung JP
- Patrick Chong
- Teresa Wu
- Frances Lok
- John Hui
- Alan Kwong
- Connie Lee
- Alexander Tang
- Kerby Lau
- Jacqueline Law
- Joseph Wong
- Ross Li
- Stephanie Wong
- Tommy Cheung
- Kevin Lau
- Rosa Lee
- Look-CHAN Ho
- Sakinah Sat
- Brian Fan

- John Scott QC, SC, JP
- Clifford Smith SC
- Barrie Barlow SC
- Anson Wong SC
- Jenkin Suen SC
- Liza Jane Cruden
- Lawrence K F Ng
- Ling Chun Wai
- Janine Cheung
- Yang-Wahn Hew
- Gary Lam
- Benny Lo
- Christopher Chain
- Patrick Siu
- Ebony Ling
- Justin Lam
- Michael Lam
- Jonathan Chan
- Vincent Chiu
- Cherry Xu
- Lai Chun Ho
- Michael Ng
- Tiffany Chan
- Euchine Ng
- Martin Lau
- Cyrus Chua

Click here to view DVC’s Company Law & Insolvency Sector Booklet 2020

Click here for a full list of Contributing Editors to the inaugural publication of Hong Kong Company Law Cases (2008 - 2019) - published in 2020 by DVC in collaboration with Kluwer
DVC is at the forefront of this rapidly developing area of the law in Hong Kong. Members have appeared in the first two cases in Hong Kong on competition law and regularly advise corporations on competition, regulatory, and related issues.

Members were also involved in the Taching Petroleum Company Limited v. Mayer Aluminium Limited (unreported, CTA 1/2018 & CTA 2/2018, [2019] HKCT 1, 22.2.2019; unreported, HCA 1929/2017 & HCA 1069/2018, [2019] HKCFI 515, 22.2.2019) case - which broke ground as the leading authority on setting up breach of competition law as a defence in civil proceedings.

In a pioneering decision helmed by some of DVC’s members, the Hong Kong Competition Tribunal decided for the first time the penalties that would be set out for breach of the fist Conduct Rule and whether the civil or criminal approach on costs applied in Competition Commission v. Wing Hing Construction Company Limited [2018] HKCT 6.

Members act in a wide spectrum of competition issues including first and second conduct rules, abuse of dominance, competition law compliance, distribution and pricing, cartel investigations, dawn raids, leniency applications, and public and private enforcement.

Members are active in the Hong Kong Bar Association Committee on Competition Law, the International Competition Network, as well as the Hong Kong Chapter of the International League of Competition Law (LiDC HK.)

What the directories say:

This junior is widely identified as Hong Kong’s “front runner for competition matters,” having “had the lion’s share of the cases so far heard” and being a member of the Competition Commission’s panel of external counsel. She received a nod for her “sharp legal mind and provision of clear, punchy advice” and was noted for the “particularly impressive calmness and ability of quick response” she shows when “surprising or difficult issues” are raised in the courtroom.

Chambers & Partners Asia-Pacific (2020)
What the directories say:

This standout junior has “monopol[ised] the market” in competition law given her depth of knowledge of competition law in Hong Kong, the US and the EU. She is admired as a practitioner who “thinks outside the box and always tests the limits of the evidence, is not afraid to tell solicitors and clients when they have a bad case and can be a fighter – but always at the right moment.”

Recognised for his varied range, particularly...competition issues, solicitors are impressed by his consistent readiness to “come up with new ways of tackling an issue” [even with] “very messy evidence” [He has a distinct ability] to “effectively put across to the client his very clear, clever ideas and solutions.”

Chambers & Partners Asia-Pacific (2019)

Related Barristers

- Johnny Mok SC, BBS, JP
- Ling Chun Wai
- John Hui
- Patrick Siu
- Jonathan Chan
- Tommy Cheung
- Tinny Chan
- Jenkin Suen SC
- Catrina Lam
- Christopher Chain
- Ebony Ling
- Stephanie Wong
- Sharon Yuen
- Avery Chan (joining in 2021)
- Richard Leung JP
- Adrian Lai
- Connie Lee
- Martin Kok
- Cherry Xu
- Euchine Ng
- Brian Fan

Click here to view DVC’s Competition Law Sector Booklet 2020

Click here for DVC’s recent IP and Competition Law webinar “Making FRANDs or Foes: The UK Supreme Court decision in Unwired Planet”
Construction Law

DVC has a strong tradition in the building and construction areas. Members have long standing experience in this field, and benefit from their familiarity with technical know-how in unpicking the facts.

Our first head of Chambers headed the Construction and Arbitration List in the High Court. Other members have held noteworthy offices in the field such as the Chairperson of the Hong Kong International Arbitration Centre, the Chairman of the Hong Kong Bar Association Committee on Construction Law, and Chairman of the Society of Construction Law Hong Kong. To this day, DVC maintains a robust presence in these areas, with a significant array of construction specialists who frequently act as advocates in landmark cases and arbitrators in local and international arbitrations. Notably, in the recent Commission of Inquiry into the Construction Works at and near the Hung Hom Station Extension under the Shatin to Central Link Project, members of DVC acted for the Commission, the Government, and the MTR Corporation Limited respectively. The final report of the Inquiry is expected to have a long-term impact on the construction industry.

DVC members have been and still are active in the various committees of the Hong Kong International Arbitration Centre, the Society of Construction Law Hong Kong and the Hong Kong Bar Association Committee on Construction Law.

What the directories say:

A veteran construction specialist, this Silk is equally at home in litigation or arbitration proceedings, and active as both counsel and arbitrator in the latter context. He is described as "a true construction lawyer and one of the best in Hong Kong," while some clients refer to him as "our favourite counsel, always at the top of our list, very hands-on and so detailed and thorough that he doesn’t need a junior."

Chambers & Partners-Asia Pacific (2020)

Listing a catalogue of desirable qualities, this Silk stands out for being “one of the most prominent construction silks in Hong Kong” and is described as being “every kind of well prepared.” He is also credited as being “practical, pragmatic, very friendly and willing to roll up his sleeves.”

Chambers & Partners-Asia Pacific (2019)

Related Barristers

- John Scott QC, SC, JP
- Ian Pennicott QC, SC
- Richard Leung JP
- Teresa Wu
- Simon Westbrook SC
- Liza Jane Cruden
- Patrick Chong
- Calvin Cheuk
- Anthony Houghton SC
- David Tsang
- Janine Cheung
- Alvin Tsang
Ian Pennicott QC, SC has been recognised in the Preeminent Senior Counsel Category by the Doyles Guide for Leading Construction & Infrastructure Litigation Barristers - Hong Kong, 2020, and he is joined by Anthony Houghton SC who received acclaim in the Leading Senior Counsel Bracket and John Scott QC, SC, JP who was recognised in the Recommended Senior Counsel Bracket.

Calvin Cheuk is accredited in the Leading Junior Counsel Category, while David Tsang is acknowledged in the Recommended Junior Counsel Category and Kaiser Leung makes his debut this year - also in the Recommended Junior Counsel Category for Construction.

Leading Construction & Infrastructure Litigation Barristers - Hong Kong, Doyles Guide 2020

John Scott QC, SC, JP was recognised by Who’s Who Legal 2019 for Construction Law

Ian Pennicott QC, SC was recognised by Who’s Who Legal 2019 for construction law as a Global Elite Thought Leader. Ian Pennicott QC, SC of Des Voeux Chambers is “a leading name for counsel work and is one of the best in Hong Kong” according to impressed commentators, and is “highly regarded by lawyers and clients alike.” He specialises in construction arbitration and litigation, as well as negligence claims and environmental laws.

Calvin Cheuk was recognised by Who’s Who Legal 2019 for construction law as a Future Leader. Calvin Cheuk is described as “an extremely hard worker who really gets into the detail” of a case say sources, who compliment his “meticulous drafting and preparation.”

Click here to view
DVC’s Construction Law
Sector Booklet 2020
Criminal Law

DVC has a growing presence in the area of criminal law, with a particular focus on white collar crime. This sector is spearheaded by experienced criminal law practitioner Joseph Tse SC. DVC provides quality legal representation in white collar and corporate criminal law practice.

Mr. Tse enjoyed a mixed practice for over 10 years before he became totally dedicated to criminal litigation where his interest lies. He is experienced in all aspects of the criminal law, in both trials and appeals, from hardcore crimes to complex white collar crimes. Even as a senior junior counsel he had established for himself a reputation as a fearless advocate for his clients. As a senior counsel, his practice has remained focused mainly on white collar crimes, crimes with a commercial background or context, corruption offences, and cases where the defendants include professionals, businessmen, celebrities, government servants and politicians.

Related Barristers

- Simon Westbrook SC
- Eva Leung
- Tinny Chan
- Jonathan Lee
- Joseph Tse SC
- Ellen Pang
- Sakinah Sat
- Pat Lun Chan
- Rosa Lee
- Brian Fan

Click here to view
DVC’s Criminal Law Sector Booklet 2020
Employment and Anti-Discrimination Law

Employment and Anti-Discrimination law encompasses a wide array of issues, ranging from protecting employees’ interests from discrimination to protecting business-sensitive information and unfair employee competition.

Members of Chambers undertake a wide range of employment work for employers and employees, and advise on and represent clients in matters relating to restrictive covenants, confidential information and trade secrets, partnerships, discrimination, wrongful dismissal, and other disputes concerning contracts of employment. Members also regularly represent clients in seeking injunctive relief, including springboard injunctions.

More specifically, in light of COVID-19, DVC’s members have also advised on:

- employers’ obligations to provide a safe working environment and the consequences of failing to do so
- employers’ obligations if an employee contracts COVID-19
- the applicability of force majeure provisions (with external suppliers or otherwise)
- any contingencies

Related Barristers

- John Scott QC, SC, JP
- Douglas Lam SC
- Liza Jane Cruden
- Catrina Lam
- Adrian Lai
- Ebony Ling
- Tommy Cheung
- Rosa Lee
- Euchine Ng
- Avery Chan (joining in 2021)

- Simon Westbrook SC
- José-Antonio Maurellet SC
- Lawrence K F Ng
- Teresa Wu
- Christopher Chain
- Eva Leung*
- Sharon Yuen
- Tiffany Chan
- Tinny Chan
- Brian Fan

- Chua Guan-Hock SC*
- Jenkin Suen SC
- Janine Cheung
- Yang-Wahn Hew
- Connie Lee
- Vincent Chiu*
- Jasmine Cheung
- Howard Wong
- Sakinah Sat*
- Jonathan Lee

*Employment only

Click here to view DVC’s Employment and Anti-Discrimination Law Sector Booklet 2020
Family Law

DVC has a strong pedigree and presence in the practice of family law in Hong Kong.

Members bring a combination of legal skills and emotional intelligence to guide lay clients through matrimonial settlements and divorce and separation cases. Members specializing in family law have handled complex family and divorce issues, identifying practical solutions, expediting outcomes, and minimalizing the impact to vulnerable individuals, especially children. Given Hong Kong’s diverse international make-up, many cases are multi-jurisdictional, and some of our members have recently played a major role in litigation spanning across Australia, New Zealand, Germany, and Singapore. Members also act for interveners and third parties claiming proprietary intent in property *prima facie* falling within the matrimonial pool.

Members are particularly well-known for their hands-on and tenacious approach in contentious removal, relocation, wardship, and general child custody and welfare proceedings.

Many Hong Kong family cases – particularly big-money cases seeking substantial ancillary relief – concern complicated trust structures and corporations to hold matrimonial assets. This often gives rise to complex international, financial, and jurisdictional matters, including disputes as to the appropriate forum, and complex issues relating to local and foreign property and trust law, all of which are frequent features of general commercial and chancery litigation.

Members have also been involved in a Scheme for Private Adjudication to enable private Adjudication of Financial Disputes in Matrimonial and Family disputes. The scheme takes this type of dispute out of the courts and into private adjudicators’ hands, whilst maintaining Court Supervision of the process.
What the directories say:

Acting exclusively in the family law space, operating across the full spectrum of practice area disciplines, but being particularly well known for her handling of matters affecting children, including custody, care and control, removal application and wardship issues, this junior is known for being very detail-focused and very, very well prepared.” She is also lauded as a “tough and well-respected advocate who is not afraid of a scrap” when the occasion demands it.

This “go-to senior junior, all-rounder matrimonial barrister knows the [family] field and is well respected by judges,” her status as “an exceptionally good, forceful but fair advocate” attracting special praise. Experienced in both the financial and child-focused spheres of the family law discipline, she offers focused expertise on ancillary relief issues, including those involving trustees, and also advises extensively on cross-jurisdictional questions.

Chambers & Partners Asia-Pacific (2020)

Standout strengths for this DVC member include being able to “see the big picture” and the ability to “address matters holistically.” Another member is singled out for her experience in nuptial settlements, ancillary relief and particularly where the interests of children are concerned. She “fights her corner particularly tenaciously.”

Chambers & Partners Asia-Pacific (2019)

Related Barristers

- John Scott QC, SC, JP
- Douglas Lam SC
- Frances Irving
- Gary Lam
- Alexander Tang
- Michael Lok
- Cherry Xu
- Lai Chun Ho
- Rosa Lee
- Tinny Chan
- Brian Fan
- Charles Sussex SC
- Liza Jane Cruden
- Janine Cheung
- Christopher Chain
- Martin Kok
- Joseph Wong
- Terrence Tai
- Sharon Yuen
- Tiffany Chan
- Sakinah Sat
- Simon Westbrook SC
- Mairéad Rattigan
- Yang-Wahn Hew
- Patrick Siu
- Jacqueline Law
- Ellen Pang
- Tommy Cheung
- Jasmine Cheung
- Euchine Ng
- Avery Chan

(joined in 2021)

(Called to the Bar in 2016)
DVC’s John Scott QC, SC, JP has been recognised by the Doyles Guide 2020 in the Recommended category for Senior Counsel.

Mairéad Rattigan is accredited in the Preeminent Junior Counsel category, and Frances Irving received acclaim as a Leading Junior Counsel.

**Leading Family & Divorce Law Barristers**
- Hong Kong Doyles Guide (2020)

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**John Scott QC, SC, JP** has been recognised by Doyles as a Leading Senior Counsel for Hong Kong Family, Divorce and Matrimonial matters in 2018.

**Simon Westbrook SC** has been identified by Doyles as a Recommended Senior Counsel for Hong Kong Family, Divorce and Matrimonial matters in 2018.

For the 3rd year in a row, **Mairéad Rattigan** has been acclaimed by Doyles as a Preeminent Junior Counsel for her expertise in Hong Kong Family, Divorce and Matrimonial Law (2016, 2017 and 2018).

**Frances Irving** has been recognised by Doyles as a Leading Junior Counsel in the Family, Divorce and Matrimonial arena for 3 consecutive years, that is from 2016 - 2018 inclusive.

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[Click here to view DVC's Family Law Sector Booklet 2020]
Intellectual Property

For many businesses intellectual property is not only their badge of identity but their most important corporate asset. This is why IP requires vigilant legal protection and a strategic legal response when disputes arise. This not only necessitates a consideration of alternative dispute resolution but can entail an ability to understand cutting-edge technology and its legal implications.

DVC’s IP specialists have a solid track record in this niche area. Members provide tailored advice to meet the legal and commercial needs of IP owners as well as those who are caught up in infringement litigation, arbitration concerning patents, technology transfer and breach of confidentiality. High profile trade mark litigation forms part of their mainstay and this includes notably several cases featuring Louis Vuitton’s luxury products.

What the directories say:

This Silk is very sharp and quick on her feet and has the ear of the judge.” This silk is recognised for her busy IP practice and well known for her “handling of cross-jurisdictional cases.” She is also acknowledged for being an “excellent advocate.”

Chambers & Partners Asia-Pacific (2020)

Noted for being the top IP specialist in the jurisdiction, this silk “will fight as hard as she can and has managed to turn around a number of cases successfully.” Another is noted for her particularly “impressive advocacy style - eloquent and passionate and yet calm; a very powerful combination.”

Chambers & Partners Asia-Pacific (2019)

Related Barristers

- Winnie Tam SBS, SC, JP
- Rachel Lam SC
- Benny Lo
- Ebony Ling
- Jacqueline Law
- Ross Li
- Anson Wong SC
- Ling Chun Wai
- Christopher Chain
- Jason Yu
- Michael Lok
- Stephanie Wong
- Jenkin Suen SC
- Gary Lam
- Patrick Siu
- Martin Kok
- Eva Leung
- Cherry Xu
Related Barristers

- Tommy Cheung
- Michael Ng
- Euchine Ng
- Brian Fan
- Lai Chun Ho
- Jasmine Cheung
- Sakinah Sat
- Jonathan Lee
- Winnie Tam SC, JP
- Tiffany Chan
- Avery Chan

Winnie Tam SC, JP was recognised as a Recommended Global Leader for Trademarks by *Who's Who Legal 2020*

Winnie Tam SC, JP was recognised by *Who’s Who Legal 2019* for Intellectual Property Law (Trademarks)

Ling Chun Wai of Des Voeux Chambers is a recommended IP expert and is referenced in *World Trademark Review 2019* as “a specialist in civil and commercial cases, and intellectual property is a substantial component of his practice.”

Click here to view DVC’s Intellectual Property Law Sector Booklet 2020

Click here for DVC’s recent IP webinar “Generic.com: The shifting boundaries of trademark territory”

Click here for DVC’s recent IP and Competition Law webinar “Making FRANDs or Foes: The UK Supreme Court decision in Unwired Planet”
International Trade

This area of law includes contracts for the overseas sale and carriage of goods, documentary credits, conflict of law issues concerning these matters, and shipping and admiralty matters. With the huge rise in e-commerce, and rapid growth in international markets (especially in the PRC), this area has considerable significance.

Mediation offers myriad benefits when used as a dispute resolution tool in the shipping industry. In addition to cost-effectiveness and expediency, it is also not restricted to a binary ‘winner-loser’ outcome in the way that litigation is, but rather envisages a ‘mutual gains’ outcome.

DVC has a number of seasoned practitioners who practice in international trade.

What the directories say:

**All of Doyles latest Senior Counsel to be recognised under the Leading category for Maritime, Shipping & Transport Law Barristers – Hong Kong, 2020 hail from Des Voeux Chambers. Included in this category are: Charles Sussex SC, Clifford Smith SC and Douglas Lam SC.**

*Christopher Chain* is also acknowledged as a Leading Junior in the same category.

*Doyles Guide (2020)*

*Noted for being “one of the best advocates in Hong Kong and for being one of the city’s most versatile silks,” this standout specialist “gets to the point expressively and persuasively.” He is “significantly active in the shipping, securities and financial service sectors.”*

*Chambers & Partners Asia-Pacific (2019)*

**Related Barristers**

- Daniel Fung SBS, SC, QC, JP
- Clifford Smith SC
- Douglas Lam SC
- Lawrence K F Ng
- Patrick Chong
- Frances Lok
- Christopher Chain
- Howard Wong
- John Scott QC, SC, JP
- Anthony Houghton SC
- Jenkin Suen SC
- Pat Lun Chan
- Catrina Lam
- Adrian Lai
- Justin Lam
- Avery Chan *(joining in 2021)*
- ( Called to the Bar in 2016)
- Charles Sussex SC
- William M.F. Wong SC, JP
- Rachel Lam SC
- Richard Zimmern
- Teresa Wu
- Benny Lo
- Cherry Xu
- Brian Fan
Land & Planning

Land law includes issues relating to ownership and title, leases and licences, the enforcement of covenants and rights relating to land, property management, and rights by adverse possession.

Planning law includes issues revolving around land resumption, changes in user and zoning, administrative and public law issues relating to land, and environmental concerns. Land and Planning law issues are of critical importance to Hong Kong, given its high population density, and the significance of property to the economy.

Members have niche expertise in Land and/or Planning matters, at various levels of seniority.

What the directories say:

*With strengths in land law, company, and trust and probate matters, this junior is widely viewed as “one of the Up-and-Coming barristers at the junior end of the Bar.” Achieving recognition for being “very good in research and very quick in terms of turnover” he is also noted for “work[ing] his socks off.”*

Chambers & Partners Asia-Pacific (2019)

Related Barristers

- Patrick Fung BBS, SC, QC
- Barrie Barlow SC
- Liza Jane Cruden
- Catrina Lam
- Gary Lam
- Christopher Chain
- Justin Lam
- Eva Leung*
- Kaiser Leung
- Cherry Xu
- Michael Ng
- Tiffany Chan
- Sakinah Sat
- Brian Fan
- Chua Guan-Hock SC*
- Jenkin Suen SC
- Richard Leung JP
- Teresa Wu
- Benny Lo
- Patrick Siu
- Martin Kok
- Joseph Wong
- Tom Ng
- Tommy Cheung
- Jasmine Cheung
- Howard Wong
- Martin Lau
- Jonathan Lee
- Johnny Mok SC, BBS, JP
- John Litton QC
- Ling Chun Wai
- Yang-Wahn Hew
- Alvin Tsang
- Ebony Ling
- Jacqueline Law
- Jonathan Chan
- Stephanie Wong
- Sharon Yuen
- Rosa Lee
- Tinny Chan
- Avery Chan

*Land Law only

(Joining in 2021)

(Called to the Bar in 2016)
Securities Law

Hong Kong is a leading financial centre and is home to one of the largest securities markets. Members have formidable knowledge of corporate tax, securities and licensing matters and have acquired a wealth of expertise, which is frequently deployed to assist clients who are embroiled in structuring, regulatory, and public offering issues.

Members’ capabilities in securities law enable them to navigate and advise on the complex regulatory framework - and related criminal proceedings - which govern today’s financial markets.

What the directories say:

*This silk is recognised for his “high level of experience in the handling of regulatory and quasi-criminal matters,” a quality which frequently secures him briefs from the SFC. He is further cited for his careful preparation, excellent presentational and cross-examination skills and is characterised as “a very robust performer who will fight every corner for the client.”*

Chambers & Partners Asia-Pacific (2020)

*Spotlighted for “coming up with new ways of tackling an issue... even when there is very messy evidence” this DVC member is accredited for “very clever ideas and solutions” and “quick answers in court” in the context of securities law, amongst other areas.*

Chambers & Partners Asia-Pacific (2019)

Related Barristers

- Daniel Fung SBS, SC, QC, JP
- Charles Sussex SC
- Barrie Barlow SC
- Douglas Lam SC
- Rachel Lam SC
- Janine Cheung
- John Hui
- Patrick Fung BBS, SC, QC
- Simon Westbrook SC
- William M.F. Wong SC, JP
- José-Antonio Maurellet SC
- Alfred Liang
- Catrina Lam
- Benny Lo
- John Scott QC, SC, JP
- Johnny Mok SC, BBS, JP
- Anson Wong SC
- Jenkin Suen SC
- Ling Chun Wai
- Yang-Wahn Hew
- Alan Kwong
Related Barristers (continued)

- Christopher Chain
- David Chen
- Justin Lam
- Eva Leung
- Kaiser Leung
- Tom Ng
- Lai Chun Ho
- Rosa Lee
- Euchine Ng
- Brian Fan
- Sabrina Ho
- Alexander Tang
- Martin Kok
- Joseph Wong
- Ross Li
- Cherry Xu
- Sharon Yuen
- Tiffany Chan
- Tinny Chan
- Jonathan Lee
- Patrick Siu
- Jason Yu
- Michael Lok
- Jonathan Chan
- Vincent Chiu
- Tommy Cheung
- Jasmine Cheung
- Howard Wong
- Avery Chan

Click here to view
DVC's Securities Law Sector Booklet 2020

(joining in 2021)
(Called to the Bar in 2016)
Tax Law

DVC houses leading tax practitioners who appear at all levels of court and the Inland Revenue Board of Review, and advise on a host of tax issues including tax compliance and mitigation, strategic tax planning, public offering issues, source of profits, capital and income assets, and tax deductions. Various members routinely act for the taxpayer and Commissioner of Inland Revenue, and have appeared in landmark tax appeals. One of our members has also been a Chairman of the Inland Revenue Board of Review.

Active across the commercial and public law spectrum, and in taxation and real property cases, one of DVC’s senior members acted in the case of The Liquidator of Wing Fai Construction v. Yip Kwong Robert and Others, a High Court case which helped clarify the law concerning misfeasance claims against former directors of liquidated companies.

Various members routinely act for the taxpayer and Commissioner of Inland Revenue, and have appeared in milestone tax appeals. One of our members has also been a Chairman of the Inland Revenue Board of Review.

Recent cases include Poon Cho-Ming John v Commissioner of Inland Revenue [2019] HKCFA 38 and Perfekta Enterprises Ltd v Commissioner of Inland Revenue [2019] 4 HKC 383, a case which relates to profits tax - where the CFA considered the test for change of intention from holding capital asset to trading.

What the directories say:

This Silk is “a barrister with an encyclopaedic range of dispute types, and [the silk] you “definitely want fighting for you if you have a difficult case,“ he is also recognised as a “fierce trial lawyer who has the tools for a fact-heavy case“ and a “formidable opponent who knows his stuff and represents a very safe pair of hands.”

Chambers & Partners Asia-Pacific (2020)

Active across tax cases, this DVC member is identified as “being an expert at trial craft“ and for “leaving no stone unturned.“

Chambers & Partners Asia-Pacific (2019)
Related Barristers

- Clifford Smith SC
- Barrie Barlow SC
- Jenkin Suen SC
- Adrian Lai
- Eva Leung
- Chua Guan-Hock SC
- William M.F. Wong SC, JP
- Catrina Lam
- Christopher Chain
- Howard Wong
- Johnny Mok SC, BBS, JP
- Douglas Lam SC
- Gary Lam
- Justin Lam
- Brian Fan

Click here to view
DVC’s Tax Law
Sector Booklet 2020
Wills, Trusts & Probate

The pillars of the Chancery jurisdiction include trusts, probate, and administration of estates. Many have turned to DVC’s members for assistance in this area, given their breadth of involvement in cases, including high-profile cases like the Nina Wang litigations.

Many of DVC’s members have been at the leading edge of developments in this sector. Barristers have also been involved in recent advancements shaping the mental health panorama in Hong Kong including in the area of management of the property and affairs of Mentally Incapacitated Persons.

What the directories say:

DVC’s Frances Lok and Kerby Lau have been recognised by the Doyles Guide 2020 for Estates & Probate Litigation in the Recommended Junior Counsel category.

Emphasising his ability to “provide enormous assistance,” this junior is singled out for being “one of the up and coming barristers at the junior end” and focuses on (amongst other areas) probate and trust issues.”

Chambers & Partners Asia-Pacific (2019)

Related Barristers

* Daniel Fung SBS, SC, QC, JP  * Patrick Fung BBS, SC, QC
* Charles Sussex SC  * Clifford Smith SC
* Douglas Lam SC  * Jenkin Suen SC
* Liza Jane Cruden  * Alfred Liang
* John Scott QC, SC, JP  * Chua Guan-Hock SC
* Anson Wong SC  * John Litton QC
* Lawrence K F Ng
Related Barristers (continued)

- Pat Lun Chan            - Richard Leung JP            - Ling Chun Wai
- Richard Zimmern         - Patrick Chong            - Catrina Lam
- Johnny Ma                - Teresa Wu               - Yang-Wahn Hew
- Calvin Cheuk             - Frances Lok             - Gary Lam
- Benny Lo                 - Christopher Chain        - Sabrina Ho
- Patrick Siu              - David Chen             - Alexander Tang
- Ebony Ling               - Jason Yu               - Kerby Lau
- Justin Lam               - Martin Kok             - Jacqueline Law
- Michael Lok              - Eva Leung               - Joseph Wong
- Jonathan Chan            - Kaiser Leung            - Vincent Chiu
- Tom Ng                   - Stephanie Wong          - Cherry Xu
- Terrence Tai             - Tommy Cheung           - Lai Chun Ho
- Sharon Yuen              - Kevin Lau              - Michael Ng
- Jasmine Cheung           - Rosa Lee               - Tiffany Chan
- Howard Wong              - Look-Chan Ho          - Euchine Ng
- Tinny Chan               - Sakinah Sat            - Martin Lau
- Avery Chan               - Brian Fan             - Cyrus Chua
  (joining in 2021)        (Called to the Bar in 2016)
Solicitors may contact any of our members directly or may get in touch with Chambers through our Head Clerk or our Practice Development Team.

Subject to the Bar Code, members are also able to accept instructions directly from overseas and in-house lawyers and members of certain professional bodies on matters including advisory work and international arbitration, and may accept appointments as arbitrators, mediators or umpires, without the need for referral by a solicitor. Please contact our Head Clerk or our *Practice Development Team for more information.

* DVC broke ground as the only Chambers in Asia and Australia to be shortlisted by the Financial Times for their APAC Innovative Lawyers Awards 2019 for pioneering Practice Development in a Hong Kong set of Chambers under the Business of Law: New Business & Service Delivery Models category.

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**Head Clerk**

**Elaine Chan**
Elaine leads the clerking team at DVC. She has over 2 decades of experience in advising on the experience, availability and cost of instructing members of DVC.

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**Practice Development Director**

**Aparna Bundro LLB (Hons) PCLL**
Aparna has been recognised as 1 in 30 people to watch in the business of law for 2020. She spearheaded DVC’s award-winning PD Department. A qualified solicitor with over 15 years’ cumulative experience in law, marketing and business development, she has piloted think-tanks, driven sector and client-focused deliverables, and devised collaborative marketing campaigns in an environment which has necessitated future-fit transformation.

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**PD Director (PRC)**

**Jun Du LLB (Hon), LLM**
Jun leads the practice development for PRC matters at DVC. She has over 7 years’ experience in cross-border dispute resolution and institutional development through her practices in HKSAR, Mainland China and the USA. She is committed to deepening mutual understanding of the legal profession in Greater China Region through strategic marketing and operational events.

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