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香港大学工商管理学士（法学）（一级荣誉毕业）
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Year Of Call:

2016年（香港）

Practice Areas: 行政和公共法, 仲裁, 调解, 衡平法, 商事法, 公司法及清盘, 竞争法, 知识产权法, 土地法与规划法, Land Law

王凯琦大律师于2016年获得香港大律师执业资格, 并加入德辅大律师事务所。王大律师通过中六生优先录取计划升入香港大学, 以一级荣誉毕业获得工商管理学士（法学）及法学士双学位。在此期间, 王大律师曾作为访问学生于牛津大学法律学院学习, 并获得一级荣誉成绩。随后, 王大律师于剑桥大学获得法学硕士学位, 专攻知识产权法（一级荣誉）。

王大律师积极参与不同法律领域的诉讼及法律咨询业务。她的执业领域覆盖民事、商事、知识产权法、竞争法、衡平法、公法及仲裁事宜。

王大律师于2016年任教香港大学商法暑期课程, 并随后继续担任讲师, 参与商法课程的教学。王大律师亦担任香港大律师公会知识产权法委员会及竞争法委员会成员。

Expertise:

重要案件

- ***Cheung Lai Mui v. Cheung Wai Shing & Ors.*** [2021] HKCFA 19 (led by Mr. William Wong SC and Mr. Alan Kwong) - Court of Final Appeal - proprietary estoppel, common intention constructive trust
- ***Hummingbird Music Limited v. Tang Sze Wing*** (led by Mr. Anson Wong SC) -disputes relating to artist and management agreements of artist "G.E.M." and related television and digital media agreements
- ***SEMK Products Limited & Ors. v. Wong Chi Ming Desmond & Anor.*** (led by Ms. Winnie Tam SC, JP) - copyright infringement, trade mark infringement, passing-off, breach of employment contract, breach of employees' duties and duty of fidelity and good faith surrounding the cartoon



character “B Duck”

- **Wong To Yick v. Singapore Medicine Co.; Wong To Yick v. Shun Sing Trading Limited** – Court of First Instance and Court of Appeal – trade mark infringement and passing-off; related spun off actions and enforcement proceedings
- **Yip Will Aric v. Ko Chun Hay, Kelvin** – bankruptcy (resisted application to set aside statutory demand); appeal (applied for security for costs)
- **Daily Tone Limited & Ors. v. Orient Alliance Inc.** – breach of directors’ duties; obtained expert directions
- **Sky King Machinery Engineering Limited v. China Harbour Engineering Company Limited** – copyright infringement in relation to construction plans
- **The German Swiss International School Foundation Limited & Ors. v. St. Hilary’s Education Limited** – trade mark infringement and passing-off
- **A-Fontaine Company Limited v. Casablanca Group Limited & Ors.** – copyright infringement
- **Mitsubishi Elevator Hong Kong Co. Ltd. v. Hong Kong Mitsubishi Elevators Co. Ltd.** – passing-off; instrument of deception, Various opposition, invalidation, revocation proceedings at Trade Marks Registry
- **洪峻聲 & Anor. v. Gold & Jade Industrial Company Limited (鈺滿堂實業有限公司)** HCIP 6 / 2020 – trade mark infringement and passing-off - interlocutory injunction for the brand 洪瑞珍 sandwiches – final judgment
- **Nanyang Brothers Tobacco v. N.V. Sumatra Tobacco** (led by Ms. Winnie Tam SC, JP) – opposition proceedings involving cross-examination; costs appeal [2019] HKCFI 3115; appeal proper
- **Re Li Shu Chung** [2019] HKCFI 2500 (led by Mr. William Wong SC and Mr. Alan Kwong) – bankruptcy
- **L’Oreal (UK) Limited, Yves Saint Laurent & Others v YLS Brands HK Limited** (led by Ms. Winnie Tam) – 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) – Court of First Instance – anti-suit injunction restraining commencement and continuation of PRC proceedings
- **Chen Hongqing v Mi Jingtian & Others** HCMP 962/2017 (27 June 2017) (led by Mr. Johnny Mok SC and with Mr. Johnny Ma) – Court of First Instance – Appointment of receivers over shares in dispute pursuant to s.21M High Court Ordinance and s.45 Arbitration Ordinance, dispute on security interest and priority
- **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

• ***Re [Ben Sir粗口小講堂]*** OAGM 000001/2017 (24 February 2017) (pending judgment): 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)

• **Arbitrations**

• Commercial Arbitration – HKIAC Rules – contractual dispute on success fees and contractual dividends

• Commercial Arbitration – HKIAC Rules – loan agreement and interests

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

• Commercial Arbitration – HK CIETEC Rules – sale of goods dispute; resisted jurisdictional challenge

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

• Commercial Arbitration – HKIAC Rules – confidentiality clause and restrictive covenants

职务及任命

- 香港大律师公会知识产权法委员会成员（2017年至今）
- 香港大律师公会竞争法委员会（2017年-2021年）
- 香港大学法律学院讲师（法学学士及法律硕士的商事法课程；法律研究与写作；争议解决模拟法庭）（2018年-2021年）
- 香港大学法律学院商事法兼职讲师（2016年-2018年）
- 香港大学法律辩论及争议解决必修课程教练（2016年-2017年，2017年-2018年）

出版物及讲座

- Author of “Butterworths Hong Kong Trade Marks Law Handbook” (3rd Ed.)
- Author, “Halsbury’s Laws of Hong Kong - Current Service” (issue 121)

- Speaker, for the “Dispute Resolution on Intellectual Property” series on 智拾網 (<http://www.zhi10.com/>)
- 《香港公司法案例汇编》特约编辑（2008–2019）-- 由德輔Des Voeux Chambers和威科集团于2020年共同发行
- “The Storm over a Teacup: Hong Kong Top Court Clarifies IP Law”, Journal of Intellectual Property Law & Practice, Oxford University Press (2016) 11 (6): 408-410 (co-authored with Martin Kok)
- “Overview: Civil Procedure”, The UK Supreme Court Year Book (2015) 352
- “Overview: Civil Procedure”, Cambridge Journal of International and Comparative Law - UK Supreme Court Issue (2015) 300
- “Fiduciary Duties and Equitable Compensation in Hong Kong”, King’s Law Journal (2015) 26: 14-20 (co-authored with Mr. Tom Ng)
- CPD Seminar: “Property Litigation: Constructive Trust, Proprietary Estoppel, and Adverse Possession” (with Mr. Alan Kwong and Mr. Martin Kok) (June 2018, October 2017)
- CPD Seminar: “Litigating Trade Mark and Passing-Off Disputes” (with Mr. Martin Kok) (September 2017)
- CPD Seminar: “Recent Cases on International Arbitration” (with Mr. Michael Lok and Mr. Vincent Chiu) (August 2017)
- CPD Seminar: “Unlocking the Law of Restitution” (with Mr. Martin Kok) (June 2017)
- CPD Seminar: “Minority Shareholders’ Remedies” (with Mr. Martin Kok) (February 2017)
- CPD Seminar: “Injunctions: Holding the Ring in Commercial Litigation” (with Mr. Martin Kok) (January 2017)
- CPD Seminar: “Breach and Confidence and Misuse of Private Information in Hong Kong” (with Mr. Martin Kok) (October 2016)
- Joint Mediation Helpline Office CPD Seminar and Workshop: “Mediating Intellectual Property Disputes” (with Mr. Ling Chun Wai, Ms. Stephanie Cheung, Mr. Clement Tang, Ms. May Chan) (January 2017)

奖学金及奖项

- Middle Temple Society Scholarship (2016)
- Sir Edward Youde Memorial Fellowship for Overseas Studies (2014-15)
- Peter Vine Postgraduate Law Scholarship (2014-15)
- Wu Prize in Animal Law (2014)
- XXIV Old Buildings Commercial Equity Speed Moot Overall Individual Winnier (2014)
- Dean’s Honours List (2010-11; 2012-13)
- Mayer Brown JSM Scholarship (2012-13)
- HSBC Hong Kong Scholarship (2011-12)
- C.V. Starr Scholarship (2011-12)
- HKU Worldwide Undergraduate Student Exchange Scholarships (2011-12)
- Hang Seng Bank Community Service Scholarships (2010-11)
- HKU Foundation Entrance Scholarship (2008-09)
- Harvard Book Prize (2008)

过往职务

- Editor, Cambridge Journal of International and Comparative Law - UK Supreme Court Issue (2014 - 2015)
- Mr. Justice Birss' Court Marshall, the English High Court of Justice (2014)
- Committee Member, Oxford Lawyers without Borders (OxLWOB) (2012 - 2013)
- Member, Free Legal Advice Scheme of the University of Hong Kong (2013 - 2014)
- Research Assistant to Mr. Thomas Cheng (2012-2014)