

## Patrick Siu

BA (Oxon)  
JD (CUHK)  
PCLL (CUHK)  
PgD in EU Competition Law (KCL)

**Email Address:**  
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**Year Of Call:**  
2011

**Practice Areas:** Company Law and Insolvency, Chancery,  
Family Law, Intellectual Property, Securities Law,  
Competition Law, Land & Planning Law, Tort Law



Patrick is a general practitioner with an emphasis on civil and commercial litigation. Patrick's experience spans a broad spectrum of civil practice, including land, company, securities, probate, family, intellectual property, public law and personal injuries. In particular, he is regularly instructed in his core practice area of land law, and he has substantial trial experience in the Lands Tribunal.

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

## Expertise:

### Membership and 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 (FCI Arb)
- Fellow, Hong Kong Institute of Arbitrators (FHKI Arb)
- Full Member, Society of Trust and Estate Practitioners (TEP)

## Selected Cases

### Company Law and Insolvency

- *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 CW Advanced Technologies Limited [2018] 3 HKLRD 552 Acted for the Bank of China in appointing provisional liquidators, in this first ever decision reflecting on the interaction between the Singapore insolvency regime and the Hong Kong provisional liquidation regime
- 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 in resisting a shareholder’s application to nominate directors, dealing with incorporation of terms into the articles of association
- Re Lee Siu Fung, Siegfried [2017] 1 HKLRD 1155 Acted for the trustees in obtaining an order for private examination against the patriarch of the Siu Fung Group
- Re Belgravia Properties Limited [2013] 5 HKLRD 337 Acted for the company in resisting an application for a court-ordered AGM, in this leading authority on the circumstances under which the court would order a meeting pursuant to the Companies Ordinance

### **Chancery**

- Kan Lai Kwan v Poon Lok To Otto (2014) 17 HKCFAR 414 Acted for the appellant wife on final appeal, resulting in an ancillary relief to the wife of HK\$832.5 million, dealing with the treatment of offshore discretionary trusts
- Re Estate of Kong Wing Hong [2014] 2 HKLRD 517 Acted for the new executor in obtaining compensation from the former executor, dealing with the proper approach in interpreting tenancy agreements in the context of probate and administration

### **Land Law**

- Million Stars Technologies Limited v The Incorporated Owners of Century Industrial Centre [2017] 4 HKC 557 Acted for the management committee in dismissing an application for injunctions to restrain it from exercising its powers.
- National Resources Properties Limited v Ma Kwok Keung HCMP 1612/2014 Acted for the judgement creditor in enforcing by sale a lien on a property, dealing with issues on the scope and enforcement mechanism of a lien
- Party for Civic Rights and Livelihood of the People of Hong Kong Limited v China-Tech Surveyors Limited HCMP 603/2012 Acted for the incorporated owners in staying a tenant’s claim by invoking an arbitration clause in the deed of mutual covenants

### **Civil Procedure**

- Ng Yuk Keung v Yan Xiaojie [2018] 6 HKC 338 Acted for the plaintiff in resisting an application

for stay pending the determination of related proceeding in the PRC

- Director of Immigration v Lam Hon Muk [2016] 5 HKC 98 Acted for the respondent in dismissing the application of the Director of Immigration to forfeit the respondent's vessel under the Immigration Ordinance
- Numeric City Limited v Lau Chi Wing [2016] 1 HKLRD 794 Acted for the defendant in dismissing an application for committal for having made a false statement verified by a statement of truth
- YN v NA [2014] 5 HKC 49 Acted for the appellant wife in setting aside leave to appeal granted to the husband, establishing that there is no jurisdictional obstacle to the bringing of an appeal from the grant of leave by the District Court

## Scholarships & Awards

- Lee Shau Kee Scholarship (2002-2005)
- Wadham College Undergraduate Scholarship (2003-2005)
- Henry Wai Prizes for Litigation and Professional Practice (1st Prize) (2010)
- Hong Kong Bar Association Prize for Trial Advocacy (2010)
- Boase Cohen & Collins Prize for Civil Litigation Practice (2010)

## Publication/ Lectures/ Talks

- Author, "Liability of Private Equity Investors for Breaches of Competition Ordinance", Hong Kong Lawyer (2019)
- Author, "涉港商貿與歸復信托", Shanghai Lawyer (2017)
- Author, "Sanctioned Offers", LexisNexis Practical Guidance
- Contributor, "Trespass to Land", Tort Law and Practice in Hong Kong (3rd Ed 2014)
- Contributor, "Contractual Remedies", Hong Kong Construction Law (loose-leaf)
- Author, "The Law on Relocation of Children: Bringing about Change", Hong Kong Lawyer (2012)
- Speaker, "Family Advocacy - Drafting & Advocacy in Children Law Cases", with Deputy High Court Judge Carlson ( 22 October 2011)
- Author, "Principal-Agent Relationship in Corruption Law", Archbold News (Hong Kong) (Issue 3 of 2011 Service, April 2011)

## Languages

Cantonese, Mandarin, English