

## 黄旭伦 资深大律师

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认许年份：1984 | 资深大律师：2004

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Horace Wong, S.C. has a broad civil practice, with a particular focus on commercial, banking and property disputes. He has extensive experience in substantial and complex litigation, having been involved in a number of long-running cases with multi-jurisdictional elements, including the ongoing dispute in **Daimler AG v Leiduck**. He also regularly acts for regulators and public bodies including the Securities and Futures Commission and the Employees Compensation Assistance Fund Board.

Besides his practice in the courts, Horace Wong, S.C. frequently sits as an arbitrator (both in Hong Kong and abroad), being a panel member of various international arbitral institutions. He also mediates complex commercial disputes and is a specially appointed mediator of the Hong Kong Mediation Council in respect of the Investment Agreement under the Mainland and Hong Kong Closer Economic Partnership Arrangement (CEPA).

He has been recognised by **The Legal 500 Asia Pacific Hong Kong Bar (2021)** as a leading silk in commercial disputes and an "accomplished S.C." .

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## 近期案例精选

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- Fong Chak Kwan v Ascentic Ltd [2021] 6 HKC 401 (CA), [2022] HKCFA 4 – Acting for the Employees Compensation Assistance Fund Board in an appeal to set-aside leave for service-out involving proper interpretation of “damage limb” of the tort jurisdictional gateway
  - Chen Yue Jia James v Chen Maria [2020] HKCFI 2410: 18-day trial concerning validity of 5 wills
  - SFC v Yiu Hoi Ying Charles [2017] 3 HKLRD 157 (CA), (2018) 21 HKCFAR 475: Leading CFA decision on the interpretation of “innocent purpose” defence provided in s 271(3) of the Securities and Futures Ordinance.
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## 其他精选案例

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### Commercial & Banking

- Daimler AG v Leiduck [2012] 3 HKLRD 119 (CA), [2013] 2 HKLRD 822 (CA), [2014] 3 HKLRD 56 (CFI), [2018] 1 HKLRD 40 (CFI), [2018] 1 HKLRD 1188 (CFI), [2020] 3 HKLRD 579 (CFI), [2021] HKCA 328: Ongoing multi-jurisdictional dispute involving multiple issues of fraud, Mareva Injunction, settlement agreement, enforcement of undertaking, and issues of Russian law and psychiatric expert evidence, resulting in multiple leading decisions on various aspects of procedural and substantive law.
- Poben Consultants Ltd v Clearwater Bay Golf & Country Club (HCMP 2332/2016, 27 October 2017), [2019] 1 HKLRD 1110 (CA): Expungement of evidence on ground of “without prejudice” privilege in the context of dispute over private club debentures
- DBS Bank (Hong Kong) Ltd v Sit Pan Jit (HCA 382/2009, CACV 91/2015 & FAMV 45/2016): Leading case on contractual estoppel involving allegations of mis-selling by the bank

## Regulatory & Disciplinary

- SFC v Lu Ruifeng [2020] 4 HKLRD 786 (CFI), [2022] HKCA 326: Joinder application raising applicable limitation period for claims under s 213 of the Securities and Futures Ordinance
- Registrar of Hong Kong Institute of Certified Public Accountants v X (No. 3) [2017] 5 HKLRD 568 (CA): Appeal against determination of Disciplinary Committee of the HKICPA raising issues of procedural fairness

## Property & Probate

- Polyline Development Ltd v Ching Lin Chuen [2021] HKCFI 483: Strike-out application against multitude of claims made in respect of Ding House developments
- Sino Channel Holdings Ltd v Vast Faith Investment Ltd [2020] 2 HKLRD 1286 (CA): Dispute involving proper interpretation of deed of mutual covenant
- Chow Lily v Chow Wai Wai Violet (HCAP 22/2019): Probate action in relation to the estate of the late business tycoon Chow Yei Ching

## Personal Injuries & Employees' Compensation

- Wo Chun Wah v Employees Compensation Assistance Fund Board [2019] 1 HKLRD 48 (CA): CA decision on proper approach to costs order against the Employees Compensation Assistance Fund Board
- Lo Siu Wa v Employees Compensation Assistance Fund Board [2017] 2 HKLRD 9 (CA), (2018) 21 HKCFAR 8: CFA decision on proper approach of interpreting employee compensation insurance policies

## Public

- Kazuo Okada v Registrar of Companies [2019] 1 HKLRD 483: Judicial review of registrar's decision to withhold registration of documents pending resolution of underlying corporate disputes
- Waddington Ltd v SFC [2018] HKCFI 2544: Judicial review of SFC's decision to refuse carrying out investigations and to take out petition under s 214 of the Securities and Futures Ordinance
- Chan Thao Phoumy v Secretary for Justice [2018] 3 HKLRD 310: Application to set aside registration of external confiscation order made under s 29(1) of the Drug Trafficking (Recovery of Proceeds) Ordinance

## DIRECTORY QUOTATIONS

- “An accomplished S.C.” (Legal 500 2022)

## 任命及会员资格

### 专业认许

- 资深大律师
- 香港高等法院暂委法官 (2008年至2009年)
- 香港高等法院特委法官 (2010年至2012年)
- 香港国际仲裁中心仲裁员名册
- 香港国际仲裁中心程序委员会委员
- 劳资关系条例第12(3)条仲裁员名单
- 《内地与香港关于建立更紧密经贸关系的安排》香港方调解员
- 香港大律师公会大律师资格考试小组 (物业、产权转让及平衡法) 召集人
- 北京大学国际法学院访问教授
- 香港大学法律专业学系荣誉讲师
- 香港大律师公会大律师资格考试小组 (物业、产权转让及平衡法) 召集人

### 主要公职

- 太平绅士 (自2014年)
- 非应邀电子讯息(执行通知)上诉委员会主席 (自2022年)
- 行政上诉委员会主席 (2010至2016年)
- 建筑物上诉审裁处主席 (2015至2021年)
- 城市规划(上诉)委员团主席 (自2023年)
- 强制性公积金计划管理局 (积金局) 非执行董事 (自2012至2018年)
- 税务上诉委员会副主席 (2007-2012)
- 证监会纪律研讯主席委员会委员 (2008年至2018年)
- 暴力及执法伤亡赔偿委员会委员 (2007年至2013年)
- 上诉委员会备选团(受规管产品的豁免)委员 (自2011年至2017年)
- 香港会计师公会纪律小组委员 (2004年至2005年)

## 学历

- 香港大学法律学士

- 香港大学深造法律文凭
- 剑桥大学法学硕士（一级荣誉）
- 香港中文大学哲学文学硕士（院长嘉许名单）
- 土木工程高级证书（香港理工学院）

#### 其他资格和经验

- 澳门东亚大学中国法律文凭
- 中国法学会中国法律文凭
- CEDR认可调解员
- CEDR投资者与国家争议调解培训证书