



## CHARLES HOLLANDER QC (ENGLAND & WALES)

Call: 2015 (Hong Kong); 1978 (England & Wales)  
Inner Bar: 1999 (England & Wales)

Tenancy: Brick Court Chambers, London  
Temple Chambers, Hong Kong (since 2015)  
Called to the Bar in British Virgin Islands, Cayman (for specific cases), Gibraltar, and Brunei.

### PROFILE

Charles practises in London from Brick Court Chambers, but since joining Temple Chambers on his call to the Hong Kong Bar in 2015, he splits his time between London and Hong Kong. He took the Bar exams and became Hong Kong qualified in order to spend more time as an advocate in the courts and arbitration in Hong Kong.

Charles' practice is predominantly in commercial litigation. He has been involved in many of the major litigations of the day in London and is an advocate who has a hands-on involvement as team leader in any litigation where he is involved.

Charles' recent work in Hong Kong includes a jurisdiction challenge in a professional negligence action against a US-based firm in *China Medical Supplies v Paul Weiss*, involvement in the first case before the new Competition Tribunal in Hong Kong *Competition Commission v Nutanix*, and *Mayer BVI v Alliance Financial Intelligence* where the Court of Appeal had to consider whether to follow recent English and Australian authority on setting aside judgments for fraud. Elsewhere he has been involved in an HKIAC arbitration involving marine transportation, litigation in Bermuda and the Bahamas, an action for 202,000 plaintiffs arising from the collapse of the Fundao dam in Brazil and a seminal case before the English Court of Appeal as to whether the contribution act had extra-territorial effect.

### CONTACT

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### PRACTICE AREAS

- Commercial
- Conflict of Laws
- Arbitration
- Banking / Finance
- Civil Fraud / Asset Recovery
- Competition
- Professional Liability
- Company

- Equity / Trust
- Injunction / Contempt

## APPOINTMENTS AND PUBLIC OFFICE

- Deputy High Court Judge (E&W) (Queen's Bench Division and Chancery Division)
- Recorder of the Crown Court (E&W)
- Board Member, Bar Standards Board and Chair, Standards Committee, (E&W) 2006 to 2011
- UK National Anti-Doping Panel, Chairman Member
- Tennis Integrity Unit, Anti-Corruption Hearing Officer
- World Athletics Disciplinary Tribunal, Worldwide Chairman

## EDUCATION

King's College Cambridge 1974-77 (first class honours in Classics)

## PUBLICATIONS AND ARTICLES

- "*Documentary Evidence*" (1<sup>st</sup> ed 1985, 13<sup>th</sup> ed 2018)
- "*Documentary Evidence in Hong Kong*" (1<sup>st</sup> ed 2015, 2<sup>nd</sup> ed 2020)
- "*Conflicts of Interest*" (1<sup>st</sup> ed 2000, 6<sup>th</sup> ed 2020)
- "*Phipson on Evidence*" (19<sup>th</sup> ed 2017) (editor with others)
- "*Competition Litigation*" (1<sup>st</sup> ed 2010, 2<sup>nd</sup> ed 2020) (contributor)

## SCHOLARSHIP AND PRIZES

James Mould Scholar of Gray's Inn

Bacon Holt and Uthwatt Prizewinner, Gray's Inn

Entrance and Senior Scholar, King's College Cambridge

## SELECTED CASES

### COMMERCIAL

- *Chung Yen Chu v Borrelli* [2019] HKCA 622 (redemption of mortgage)
- *Mayer BVI v Alliance Financial Intelligence* [2019] HKCA 777 (setting aside judgment on grounds of fraud);
- *DBS Bank HK v Pan Jing* [2020] HKEC 240 (restitution/underground banking)
- *City Success v H&M Hennes & Mauritz* [2019] HKEC 3250 (construction of lease termination)

### CONFLICT OF LAWS

- *China Medical Supplies v Paul Weiss LLP* 2019 HKEC 3472 Godfrey Lam J (jurisdiction dispute as between HK and New York in professional negligence action)
- *Okada v Okada* [2018] HKCFI 2310 Ng J (validity of exclusive jurisdiction clause)

### CIVIL FRAUD / ASSET RECOVERY

- *Mayer BVI v Alliance Financial Intelligence* [2017] HKEC 190 (setting aside judgment on grounds of fraud); judgment currently awaited from Court of Appeal
- *Sun Tian Gong v Changchun High and New Technology* [2018] HKCFI 2499 DHCJ Le Pichon (amendment after limitation period, inconsistent pleading)
- *Pacific Electric Wire & Cable v Texan Management* [2012] HKEC 517, Reyes J, Hong Kong commercial court (7 week commercial fraud trial)

#### COMPETITION

- *Competition Commission v Nutanix* [2019] HKCT 2 (bid-rigging: first reference before Competition Tribunal; also [2017] HKEC 2111 (privilege against self-incrimination under new Competition Ordinance)

#### COMPANY

- *Elliott International LLP v Bank of East Asia* [2018] HKCFI 2002 (minority shareholder action)
- *Waddington v Thomas/Profit Point* [2016] HKEC 367 (multiple derivative action)

#### EQUITY / TRUST

- *Tao Soh Ngon v HSBC International Trustee* [2018] HKCFI 380 Lewis Chan J (amendment after limitation period in trust action)
- *Li Sin Man Seline v Li Shu Chung* [2017] HKEC 78 (Court of Appeal) (dispute within family, discretionary trusts)

#### INJUNCTION / CONTEMPT

- *China Shanshui Cement v Zhang Caikui* [2018] HKEC 401 (civil contempt)

#### PROFESSIONAL LIABILITY

- *China Medical v Paul Weiss LLP Godfrey Lam J* [2019] HKEC 3472 d (jurisdiction dispute-carrying on business in HK)

#### ENGLISH CASES

- For details please see <http://www.brickcourt.co.uk/people/profile/charles-hollander-qc>