



KEITH LAM 林瀚基大律師

Call: 2009 (HK)

Accredited as a mediator by CEDR in 2013

PROFILE

Keith Lam joined Chambers as a tenant in July 2010. He accepts instructions in all areas of Chambers' work and is developing a broad civil and commercial practice. Keith is regularly instructed to appear in court and has appeared at all levels from the District Court to the Court of Final Appeal.

CONTACT

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SECRETARY

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PRACTICE AREAS

- Commercial
- Company
- Conflict of Laws
- Equity / Trust
- Probate / Succession
- Restitution / Unjust Enrichment
- Insolvency
- Injunction / Contempt
- Property & Conveyancing
- Arbitration
- Charity

EDUCATION

2006 LLB (First Class Honours), University of Hong Kong

2007 PCLL, (Distinction) University of Hong Kong

2008 BCL, University of Oxford

SELECTED CASES

COMMERCIAL

- *Chung Yuen Chu v Cosimo Borrelli* [2018] 2 HKLRD 898 (whether share mortgage amounted to clog on equity of redemption) (with Eva Sit)
- *Xiamen Xinjingdi Group Co Ltd v Eton Properties Ltd & Ors* [2016] 2 HKLRD 1106 (acted for plaintiff / appellant in action with wide ranging claims for enforcement of arbitration award, constructive trust, inducing breach of contract and conspiracy) (led by David Joseph QC, Edward Chan SC, Anson Wong SC and with Lee Tung Ming, Bernard Man and Justin Ho)
- *Qiyang Ltd v Mei Li New Energy Ltd* HCA 420/2011, 5 March 2013 (recovery of payment under convertible bond on redemption; summary judgment) (led by Linda Chan SC)
- *Ng Chun Kong Calvin v First Star Development Ltd* HCA 2450 of 2004, 23 February 2011 (enforcement of solicitor's retainer contract) (led by Mr Jat Sew-Tong SC, and with Samuel Chan)
- *Pearldelta Group Ltd v Huge Winners International Ltd* CACV 105/2010, 3 September 2010 (construction of convertible bond terms; dispute as to amount due under bond and guarantee) (led by Rimsky Yuen SC)

EQUITY / TRUST

- *Yang Foo-Oi v Wai Wai Chen* HCA 1739 of 2010, 29 November 2016 (disputes between family members involving distribution of family assets raising issues in breach of fiduciary duties, duty of disclosure in family arrangement, undue influence, mistake and misrepresentation)

COMPANY

- *Re Dalny Estates Ltd* [2018] 1 HKLRD 409 (irregularity principle) (led by Richard Khaw SC)
- *Re Team Y&R Holdings Hong Kong Ltd* [2016] 3 HKLRD 778; CACV 6 of 2017 (unrep., 21 July 2017) (resisting application for stay of unfair prejudice petition made on the basis of foreign jurisdiction clause) (led by Linda Chan SC)
- *Waddington Ltd v Chan Chun Hoo Thomas* CACV 10 of 2014, 20 May 2016 (fiduciary duties and derivative action) (led by Jat Sew-Tong SC and Bernard Man SC)
- *Re Asia Television Ltd* [2015] 1 HKLRD 607 (trial of unfair prejudice petition) (led by Chan Chi Hung SC and with Samuel Chan)
- *Leung Chi Tung v Au Yeung Fan* [2013] 3 HKLRD 163 (enforcement of buy-out order by debtor examination order)
- *Re C Y Foundation Group Ltd* HCMP 702/2010, 25 April 2012 (trial of unfair prejudice petition in respect of a listed company) (with Linda Chan SC)
- Instructed as junior counsel in the s 168A trial in respect of Fook Lam Moon Restaurant Ltd in HCMP 438 & 937 of 2010 (led by Jat Sew-Tong SC and Linda Chan SC)

CONFLICT OF LAWS

- *Re Team Y&R Holdings Hong Kong Ltd* [2016] 3 HKLRD 778; CACV 6 of 2017 (unrep., 21 July 2017) (resisting application for stay of unfair prejudice petition made on the basis of foreign jurisdiction clause) (led by Linda Chan SC)
- *China Baoli Technologies Holdings Ltd v Orient Equal International Group Ltd v Lantau Holdings Ltd* HCA 1399 of 2016 (unrep., 12 June 2017) (separability doctrine regarding dispute resolution clauses) (led by Roxanne Ismail SC)

INSOLVENCY

- *Re China Medical Technologies Inc (No 3)* [2016] 2 HKLRD 962 (resisting document production and private examination order against bank) (led by Bernard Man SC)

INJUNCTION / CONTEMPT

- *DBS Bank (Hong Kong) Ltd v Tian Wen Quan* HCA 3228 of 2016 (unrep., 12 October 2017) (discharge of injunction) (led by Bernard Man SC)
- *Chen Hongqing v Mi Jingtian & ors* HCMP 962 of 2017 (unrep., 27 June 2017) (resisting appointment of receivers) (led by Abraham Chan SC)
- *Arrow ECS Norway AS v Xin Cheng Holdings Co Ltd* HCA 239 of 2016 (unrep., 12 May 2016) (discharge of injunction) (led by Bernard Man SC)

PROBATE / SUCCESSION

- *Re Estate of Lim Por Yen* HCEA 25 of 2013, 18 February 2016 (application for grant ad colligenda bona) (led by Lisa Wong SC)
- *Re Estate of Lim Por Yen* HCAP 4 of 2011, 18 February 2016 (resisting application for appointment of administrator *pendente lite*) (led by Bernard Man SC)

RESTITUTION / UNJUST ENRICHMENT

- *DBS Bank (Hong Kong) Ltd v Tian Wen Quan* HCA 3228 of 2016 (unrep., 12 October 2017) (*bona fide* purchase, change of position and illegality) (led by Bernard Man SC)

PROPERTY & CONVEYANCING

- *Ho Wai Kwan v Chan Hon Kuen* [2015] 1 HKLRD 901 (whether a charging order on a joint tenant's share would operate to sever the joint tenancy)
- *Million Honour Trading Ltd v Mak Lai Hing Daisy* HCA 1852/2009, 8 May 2014 (proving title in sale and purchase of shares in property holding company; solicitor's negligence) (with Bernard Man)
- *The Incorporated Owners of Kodak House II and No. 321 Java Road v Kai Shing Property Management Ltd* HCA 711 of 2011, 9 October 2012 (building management; specific discovery)
- *Cheuk Shu Yin v Yip So Wan* (2012) 15 HKCFAR 344 (whether creation of common intention constructive trusts over a home ownership scheme property caught by restriction against alienation in s 17B of the Housing Ordinance, Cap 238) (led by Lisa Wong SC) intention constructive trusts over a home ownership scheme property caught by restriction against alienation in s 17B of the Housing Ordinance, Cap 238) (led by Lisa Wong SC)
- *Lead Traders Ltd v Lucky Land Enterprise Ltd* [2012] 4 HKLRD 612 (construction of the Compulsory Sale for Redevelopment (Specification of Lower Percentage) Notice, Cap 545A)
- *Grenville House (IO) v Wong Tak Keung Stanley* [2012] 1 HKLRD 315 (building management; recovery of costs by IO doing repairs without consent of owner of flat in case of hazard)
- *Far East Land Holdings Ltd v Empire Asian Ltd* [2011] 4 HKLRD 472 (relief against forfeiture of lease for non-payment of rent)

ARBITRATION

- *Pang Wai Hak v Hua Yunjian* [2012] 4 HKLRD 113 (application to set aside arbitration award on ground of inability to present case) (led by Paul Shieh SC)
- *Keep Bright Ltd v Super Auto Investments Ltd* HCCT 16 of 2010, 12 January 2012 (variation of interlocutory injunction in aid of arbitration) (with Samuel Chan)
- *SA v KB* [2016] 2 HKLRD 1249 (application for anti-arbitration injunction) (led by Paul Shieh SC and with Samuel Chan)

CHARITY

- *Re Tsung Tsin Association* HCMP 2132/2013, 20 January 2015 (whether a company limited by guarantee was a charity) (led by Lisa Wong SC)