



VAL CHOW 周翹洋大律師

Call: 2013 (Hong Kong)
Solicitor: 2011 – 2012 (Hong Kong)

Fellow of the Chartered Institute of Arbitrators (FCIArb)
Fellow of the Hong Kong Institute of Arbitrators (FHKI Arb)
Registered Foreign Lawyer, Singapore International Commercial Court
Member, Pool of Arbitrators, The Court of Arbitration for Art (CAfA), The Hague
Member, Panel of Arbitrators, Chinese Arbitration Association, Taipei

PROFILE

Val has a broad civil and commercial practice and is experienced in advising listed companies, regulators, financial institutions, liquidators, directors and shareholders on a range of financial, securities, company, trust and regulatory matters.

Val has been named as a Leading Junior for Commercial Disputes by The Legal 500 (2021).

Val is also actively developing an arbitration practice. He regularly acts in international commercial arbitrations and has advised on various aspects concerning arbitration (including document disclosure, jurisdictional challenge and interim relief). In early 2020, he was appointed by The Court of Arbitration for Arts at The Hague as a member of its pool of arbitrators.

Val has also authored a number of legal opinions for use in court proceedings in Mainland China in which he provided expert opinion on Hong Kong law on areas including contract law, private international law, arbitration, money-lending, securities law and agency law.

Before being called to the Hong Kong Bar in 2013, Val was a Judicial Assistant to the Court of Appeal and the Court of Final Appeal from 2011 to 2012 where he worked with appellate judges on a variety of appeals. Prior to that, Val trained as a solicitor at Linklaters and qualified in its capital markets team, where he advised on various debt, equity and equity-linked transactions.

CONTACT

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SECRETARY

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PRACTICE AREAS

- Arbitration
- Commercial
- Company
- Banking / Finance
- Public Law / Judicial Review

APPOINTMENTS AND PUBLIC OFFICE

- Member, Committee on Financial and Securities Law, Hong Kong Bar Association
- Member, Committee on Arbitration, Hong Kong Bar Association

EDUCATION

2005	BBA (Law) (First Class Honours), University of Hong Kong
2006	LLB (First Class Honours), University of Hong Kong
2007	LLM (Corporate and Commercial Law), London School of Economics and Political Science
2008	PCLL, University of Hong Kong

PUBLICATIONS AND ARTICLES

- Contributing Editor, Hong Kong Civil Procedure (White Book)
- Contributor, Abstracts of cases relating to arbitration prepared for the Supreme People's Court of The PRC and The United Nations Commission on International Trade Law (UNCITRAL) (commissioned by HKI Arb and the Department of Justice of HKSAR)
- Contributor, Atkin's Court Forms Hong Kong Issue 64 (Companies – General) ; Issue 66 (Companies – Winding Up); Issue 73 (Arbitration)
- Author, Hong Kong Civil Procedure 2016 CJR Special Release – The pilot scheme for electronic discovery in Hong Kong – A commentary on selected issues

SCHOLARSHIP AND PRIZES

2005 - 2006 Dean's Honours List

LANGUAGES

Fluent in Chinese (Putonghua and Cantonese) and English

FURTHER INFORMATION

- 2021: Trainer, International Commercial Arbitration and PRC Arbitration Training Programme, HKI Arb
- 2019: Lecturer (non-clinical) in Private International Law, the University of Hong Kong
- 2017: External Evaluator (Master's Degrees), School of Transnational Law, Peking University
- 2016: Lecturer (non-clinical) in Contract Law, the University of Hong Kong
- 2014: Honorary Lecturer, the University of Hong Kong

SELECTED CASES

ARBITRATION

- *But Ka Chon v Interactive Brokers LLC* [2019] 4 HKLRD 85; [2019] 5 HKC 238; [2019] HKCA 873 – principles governing the exercise of bankruptcy jurisdiction where the disputed debt is subject to an arbitration agreement (led by Alexander Stock SC)
- Acted in an HKIAC arbitration concerning a real estate investment in Mainland China as junior counsel (UNCITRAL Rules)
- Acted in an HKIAC arbitration arising from a dispute under a share purchase agreement as sole trial counsel (HKIAC Administered Arbitration Rules)
- Represented a party in a dispute under an investment agreement to invest in a listed company in Hong Kong as sole counsel (HKIAC Administered Arbitration Rules)
- Represented a party in a dispute arising from a supply of heavy machinery in an ASEAN country as sole counsel (UNCITRAL Rules)
- Represented a party in an arbitration over a dispute arising from a distributorship arrangement as junior counsel (JCAA Rules)
- *Arjowiggins HKK2 Limited v X Co* HCCT 53/2015 – Application to enforce an arbitral award in the sum of RMB167,860,000 (led by Russell Coleman SC)
- *American International Group, Inc. v X Company* HCCT 60/2015 – Application under s.81 of the Arbitration Ordinance to set aside a US\$475 million arbitral award on the ground that the majority of the arbitral tribunal acted as unauthorized *amiabile compositeurs* (led by Russell Coleman SC)
- Advised on potential interim relief application before an emergency arbitrator (HKIAC Rules)
- Urgent application for Mareva injunction in aid of arbitration outside Hong Kong under the Construction and Arbitration List (in 2015)

COMMERCIAL

- *Feishang Non Metal Materials Technology Limited v. Tong Chung Ming* [2021] 1 HKLRD 943 – Trial counsel for a listed company in a dispute arising out of a commodities trading contract; issues raised on drawing adverse inferences from individuals not called to give evidence
- *Accent Delight International Limited v Yves Bouvier* HCMP 573/2015 – Interim relief in aid of foreign proceedings connected to the purchases of high-value artwork by da Vinci, Monet and Rothko (amongst others)(led by Roxanne Ismail SC (Day 1), Charles Manzoni SC (Day 2))
- *Skyway Securities Investment Limited v Able Success Asia Limited* HCMP 323/2014 – Application to restrain a substantial shareholder of a listed company from exercising the voting rights attached to its shares (with Victor Dawes, now Victor Dawes SC)
- *Motorola v Uzan* HCA 2232/2013 – Enforcement of a US\$2 billion foreign judgment in Hong Kong (led by Roxanne Ismail SC)

COMPANY

- *Re Pearl Oriental Oil Ltd* [2018] 5 HKLRD 567; [2018] HKCFI 2564 – statutory derivative action in relation to a listed company in which the construction of requirements under s.733(4) of the Companies Ordinance (Cap 622) was considered
- *Re Grande Holdings Ltd (No 2)* [2015] 1 HKLRD 755; [2016] 1 HKLRD 435 – Admission of proof of debt arising from close-out amounts calculated under an ISDA Master Agreement (led by Roxanne Ismail SC at first instance, sole counsel on appeal)
- *Re Grande Holdings Ltd (No 3)* [2015] 1 HKLRD 765 – Admission of proof of debt arising from a judgment debt rendered in a California court against a listed company in liquidation (led by Roxanne Ismail SC)
- *Re China Metal Recycling (Holdings) Ltd* HCCW 210/2013 – Winding up of a listed company by the Securities and Futures Commission under s.212 of the Securities and Futures Ordinance. Acted as sole or junior counsel (led by Bernard Man SC) for the majority shareholder in various interlocutory applications/appeals.

BANKING / FINANCE

- *Pa Sam Nang v The Hongkong and Shanghai Banking Corporation Limited* HCA 1020/2015 – Summary judgment application concerning freezing of bank accounts held by persons placed on the SDN sanctions list issued by the US Department of Treasury (led by Roxanne Ismail SC)

PROFESSIONAL LIABILITY

- *Topping Chance Development Ltd v. CCIF CPA Ltd* [2020] HKCA 478 – Defending an audit negligence claim and considering the applicability of the “no reflective loss” principle (led by Alexander Stock SC)

PROBATE / SUCCESSION

- *Yuen Tsz Chun v. Lo Chi Keung & Anor* [2021] 2 HKLRD 95 - Interpretation of s.8A of the Intestates' Estates

Ordinance (Cap 73)

EQUITY / TRUST

- *Mak Mui v Pang Kit Man* [2021] HKCFI 125 – Trial counsel in a claim for a piece of land based on common intention constructive trust
- *Mok Tim Cheong v Mok Tim Ming & Anor* [2020] HKDC 1043 – Trial counsel in a dispute over a property involving issues of common intention constructive trust, proprietary estoppel and adverse possession

PUBLIC LAW / JUDICIAL REVIEW

- *American International Group, Inc v Huaxia Life Insurance Co Ltd* (2017) 20 HKCFAR 503 – Constitutional challenge to finality provisions in the Arbitration Ordinance and the High Court Ordinance on appeals against decisions on setting aside an arbitral award (led by Russell Coleman SC)
- *Yu Hung Hsia Julie v The Chinese University of Hong Kong* HCAL 47/2015 – Application for judicial review against decisions made by the university concerning the assessment of postgraduate students (led by Russell Coleman SC)