



VICTOR DAWES SC 杜淦堃資深大律師

Call: 1999 (HK)
Inner Bar: 2015

Accredited as a mediator by CEDR in 2006
Associate Member of Chartered Institute of Arbitrators

PROFILE

Victor is a commercial litigator with substantial experience in international arbitration, securities and regulatory matters, trust, company law and banking and financial disputes.

He acts regularly for both regulators and parties under investigation in court proceedings and other tribunals (MMT, SFAT and the Takeover panel).

He acted for CITIC Limited in the disputes arising from the forex losses in 2008. CITIC was successful in two Court of Appeal decisions over LPP issues and subsequently in the MMT proceedings brought by the SFC. He also appeared for the SFC in a number of important cases including the s. 212 petition in *China Metal Recycling*, the s. 213 proceedings against *Qunxing Papers* and the s. 214 proceedings against the directors of *Hanergy Thin Film Power Group Ltd.*

Since the financial crisis in 2008, he appeared for a number of financial institutions in the most significant mis-selling cases in Hong Kong: e.g. *Selina Kwok v. HSBC*, *DBS Bank v. Sit*, *Chang v. Bank of Singapore* and *Shine Grace v. Citibank*.

As part of his ADR practice, Victor appears regularly as counsel in arbitrations and in related court applications. He also sits regularly as arbitrator in a wide range of commercial disputes. He is on the HKIAC Panel of Arbitrators and also the HKIAC Panel for Financial Services Disputes.

CONTACT

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SECRETARY

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PRACTICE AREAS

- Banking / Finance
- Securities & Regulation
- Commercial
- Injunction / Contempt
- Arbitration
- Defamation / Media
- Civil Fraud / Asset Recovery
- Company
- Equity / Trust
- Insolvency
- Mental Health
- Property & Conveyancing

- Probate / Succession
- Professional Liability

APPOINTMENTS AND PUBLIC OFFICE

- Member, Working Group on Financial Dispute Resolution Centre (FDRC), Government of the HKSAR
- Member, Law Reform Commission of Hong Kong Sub-Committee on Third Party Funding in Arbitration
- Member, SFC Takeover Disciplinary Chair Committee
- Deputy Judge of the High Court of Hong Kong
- Member, Advisory Body under Part 10A of the Arbitration Ordinance (Cap. 609)

EDUCATION

1998 LLB – London School of Economics and Political Science
 1999 PCLL – HKU

LANGUAGES

English and Chinese (Cantonese and Mandarin)

SELECTED CASES

BANKING / FINANCE

- *Shine Grace Investment Ltd v. Citibank N. A. & Anor* [2018] HKCFI 1737
- *DBS Bank v. Sit Pan Jit* (FAMV 45/2016)(CACV91/2015)(HCA 382/2009)
- *Chang Pui Yin v Bank of Singapore Ltd* [2017] 4 HKLRD 458
- *Kwok Wai Hing Selina v HSBC Private Bank (Suisse) SA* (HCCL 7/2010)(21 June 2012)

SECURITIES & REGULATION

- *SFC v Cheong Kai Tjeh Augustine & Anor* [H2018] HKCFI 437
- *SFC v Qunxing Papers Holdings Co Ltd. & Ors* [2018] 1 HKLRD 1060
- *SFC v Li Hejun & Ors* [2017] 4 HKLRD 785
- *Re China Metal Recycling (Holdings) Ltd* [2015] 2 HKLRD 415
- *CITIC Pacific Ltd v. Secretary for Justice & Anor (No. 2)* [2015] 4 HKLRD 20
- *CITIC Pacific Ltd v. Secretary for Justice & Anor* [2012] 2 HKLRD 701
- *Re CITIC Pacific Limited*
- *Re Titan Petrochemicals Group Limited*
- *Re Health and Happiness (H&H) International Holdings Limited*
- *Re Magic Holdings International Limited*

COMMERCIAL

- *Hu Hung Chiu v Pacific Electric Wire & Cable Co Ltd & Ors* [2018] 5 HKLRD 767
- *China Gas Holdings Ltd. v. Li Xiao Yun & Anor.* (2016) 19 HKCFAR 522
- *Komal Patel v. Chris Au & Ors* [2016] 1 HKLRD 328
- *Chinachem Financial Services Ltd v. Century Venture Holdings Ltd.* (HCA 410/2013, 21 April 2015)

INJUNCTION / CONTEMPT

- *Ming Hsieh v. Xu Zhe & Ors* [2019] HKCA 101
- *SJ v. Siew Yun Long & Ors* [2018] 4 HKLRD 438
- *China Baoli Technologies Holdings Ltd v. Orient Equal International Group Ltd & Anor* (HCA 1399/2016, 12 June 2017)
- *SJ v. Cheng Kam Mun* [2017] 2 HKLRD 768
- *XY, LLC v. Jesse Zhu & Anor* (HCMP 869/2014, 13 Nov 2015)
- *Chiu Luen Public Light Bus Co Ltd v Persons Unlawfully Occupying or Remaining on the Public Highways & Ors* [2014] 6 HKC 298

ARBITRATION

- *C Co. v. A Co.* [2019] HKCFI 367
- *China International Fund Ltd v. Dennis Lau & Ng Chun Man Architects & Engineers (HK) LTD.* [2015] 4 HKLRD 609

DEFAMATION / MEDIA

- *Regina Ip Lau Suk-Yee v. Cheng Albert Jianghan & Anor* (HCA 1458/2014, 28 Nov 2016)
- *Jonathan Lu & Ors v. Paul Chan Mo-Po & Anor* (HCA 370/2012, 7 Oct 2015)
- *Pui Kwan Kay v. Ming Pao Holdings Ltd & Anor* (FAMV 22/2016, 23 Aug 2016)(CACV 201/2013, 11 April 2015)
- *Centa-City Index Co Ltd & Ors v. Hong Kong Economic Journal Co Ltd & Anor.* (CACV 232/2014, 24 Nov 2015)