



## VICTOR LUI 呂駿彥大律師

Call: 2018 (HK)

### PROFILE

Victor joined Chambers in 2018 after completion of pupillage with Mr. Richard Khaw SC, Mr. Jin Pao SC, Mr. Derek Chan SC and Mr. Anthony Chan. From 2016 to 2017, he was a Judicial Assistant to the Court of Final Appeal. During his studies, Victor actively participated in various moots, including the Philip C. Jessup International Law Moot Court Competition in 2014 and 2015. He was awarded the Best Speaker in both Hong Kong regional rounds. His team ranked 20th of 116 teams in the 2015 international rounds.

### CONTACT

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### PRACTICE AREAS

- Commercial
- Company
- Injunction / Contempt
- Insolvency
- Equity / Trust
- Civil Fraud / Asset Recovery
- Property & Conveyancing
- Arbitration
- Banking / Finance
- Building / Construction
- Conflict of Laws
- Probate / Succession
- Restitution / Unjust Enrichment

### APPOINTMENTS AND PUBLIC OFFICE

- 2017, 2020-21 Part-time Lecturer at the University of Hong Kong (on Equity & Trusts)
- 2017 Coach at the University of Hong Kong for the Jessup Moot Competition

## EDUCATION

2016	LLM, University of Cambridge (First Class Honours)
2015	PCLL, University of Hong Kong
2014	LLB, University of Hong Kong (First Class Honours)
2012	BSocSc (Government and Laws), University of Hong Kong (First Class Honours)

## SCHOLARSHIP AND PRIZES

2016	Bar Scholarship
2016	E.M. Burnett Prize for First Class in LLM / MCL (Hughes Hall)
2015	Sir Edward Youde Memorial Fellowship for Overseas Studies
2014	Temple Chambers Pupillage Award
2014	Baker and McKenzie Subject Prize in Commercial Law
2012	HKU Worldwide Exchange Scholarship
2012	Dean's Honours List
2011	Dean's Honours List

## LANGUAGES

Fluent in English, Cantonese, and Putonghua

## SELECTED CASES

### COMPANY

- *Power Securities Co Ltd v Sin Kwok Lam & Ors* (HCA 1719/2018); *Best Year Enterprises Ltd & Anor v Power Securities Co Ltd & Anor* (HCA 1071/2019), appeared as an applicant to strike out conspiracy claim based on the principle against recovery for reflective loss, issue estoppel and for Henderson abuse of process (led by Mr. Jin Pao SC)
- *Re Win China International Industrial Limited* (HCCW 381/2019), drafted pleadings and witness statements in unfair prejudice petition on grounds of exclusion from management and misapplication of company's assets (led by Ms. Sara Tong)
- *Re Trade Treasure Limited* (HCMP 1867/2017; HCMP 76/2019), appeared as applicants in originating summons hearing for rectification or removal of information on the Companies Register and restoration of deregistered company

### CIVIL FRAUD / ASSET RECOVERY

- *Kot See For v Kung Ho Yin & Ors* (HCA 2208/2019), settled statement of claim against fraudsters and fund recipients for an investment scam perpetrated on the plaintiff, claims based on conspiracy to injure, trust, equitable proprietary claim, knowing receipt, unjust enrichment and fraudulent misrepresentation (led by Ms. Sara Tong and with Ms. Esther Mak); appeared as plaintiff for judgment in default of defence for damages and declaratory relief
- *Kot See For v HSBC & Ors* (HCMP 730/2019), appeared as applicant for *ex parte* gagging orders and *inter partes* Norwich Pharmacal disclosure orders against 5 banks which recipients of funds traceable to the applicant had accounts with (led by Ms. Sara Tong)
- *Kot See For v HSBC & Ors* (HCMP 2137/2018), appeared as applicant for Norwich Pharmacal disclosure orders against 11 banks which recipients of funds defrauded from the applicant had accounts with (led by Mr. Victor Dawes SC and Ms. Sara Tong)
- *Ibiden Hungary Kft v Coret Industrial Ltd & Ors* (HCA 1754/2019), appeared as plaintiff for *ex parte* proprietary and Mareva injunctions (with ancillary disclosure) against recipients of funds transferred by the

plaintiff pursuant to a cyber fraud (led by Mr. Anthony Chan)

- *Curtis Robert Richardson v Chun Xi (Hong Kong) Trading Co Ltd* (DCCJ 441/2019), appeared as plaintiff for *ex parte* proprietary and Mareva injunctions against recipient of funds received pursuant to an email fraud

#### COMMERCIAL

- *Bank of Communications Trustee Ltd v China Energy Reserve and Chemicals Group Overseas Co Ltd & Anor* (HCA 146/2020), appeared for plaintiff to seek summary judgment and oppose stay of execution pending appeal against bond issuer and guarantor upon default in payment (led by Mr. Jin Pao SC)
- *Addchance Ltd v Herojoy Trading Ltd* (HCMP 2/2018), appeared as plaintiff to seek final injunction to restrain presentation of winding up petition (led by Mr. Victor Dawes SC)
- *Bapton Co Ltd v Elegance Optical International Holdings Ltd* (HCA 2713/2018), appeared as plaintiff for summary judgment to be entered against tenant for unpaid rent, charges and rates

#### BUILDING / CONSTRUCTION

- *DC Systems Digital Communications Ltd v Imperial Pacific International Holdings Ltd* (HCA 2041/2020), drafted pleadings for plaintiff for claims for unpaid invoices over electrical engineering works
- *Milestone Builder Engineering Ltd v Yau Kwong Contracting Ltd* (HCMP 143/2020), appeared as defendant to oppose injunction to restrain presentation of winding-up petition based on unpaid interim payments under a construction sub-contract
- *Cheuk Sze Cheung Philip v Yim Ting Fung* (DCCJ 2838/2019), drafted pleadings and witness statements for plaintiff in dispute over defective construction works and materials and restitution of overpayments

#### ARBITRATION

- *Primetals Technologies India Private Ltd v Steel Authority of India Ltd & Ors* (ICC No. 24369/PTA), assisted the Tribunal (constituted of Mr. Charles Manzoni QC SC) as pupil arbitrator in trial for unpaid detention and demurrage costs caused by contractual delays

#### INSOLVENCY

- *Lu Yongliang v Bank of China Ltd, Dongguan Branch & Anor* (CACV 512/2019), appeared as applicant for adducing new evidence on appeal on grounds of fraud and appeal on statutory enforcement of Mainland judgments (led by Mr. Bernard Man SC and with Mr. Danny Tang)

#### PROPERTY & CONVEYANCING

- *Forever City Investment Ltd v Waycon Development Ltd* (HCA 1894/2020), drafted defence and counterclaim in dispute over ceiling height and vent ducts in property of a first-hand sale

#### CONFLICT OF LAWS

- *Giorgio Armani SpA & Ors v Elan Clothes Co., Ltd* (HCCT 71/2018), appeared for defendant in originating summons hearing to oppose application for a final anti-suit injunction (led by Mr. Jin Pao SC)
- *China CITIC Bank Corp Ltd (Quanzhou) v Li Kwai Chun & Ors* (HCMP 1439/2017), appeared for plaintiff to oppose application to set aside registration of Mainland judgments in Hong Kong (led by Mr. Jat Sew-Tong SC and Mr. Jonathan Chang)

#### INJUNCTION / CONTEMPT

- *Kot See For v Chan Leong Hang* (HCMP 2323/2020), appeared as applicant to seek an order of committal for the respondent's breach of disclosure obligations in proprietary and Mareva injunction
- *Brand Rise Ltd & Ors v Wah Tat Marble Co Ltd* (HCA 1663/2019), appeared as plaintiffs to seek interlocutory injunction to restrain unauthorised entry into construction site and office premises
- *Pan Xiao Ting & Anor v Tse Sze Lok* (DCCJ 4376/2019), appeared as plaintiffs to seek an interlocutory injunction to restrain unauthorised entry into home and office and to prevent personal abuse and harassment