



## WILSON LEUNG 梁允信大律師

Call: 2008 (HK)

Fellow, Chartered Institute of Arbitrators (FCIArb)  
Fellow, Hong Kong Institute of Arbitrators (FHKIArb)  
Accredited mediator (HKMAAL)

### PROFILE

With over 12 years of experience, Wilson focuses on complex commercial litigation, with particular experience in contract claims, banking disputes, company matters, insolvency, arbitration, and tax. Wilson also has a substantial practice in judicial review and public law. He has been recommended in Chambers Asia Pacific as a “academic high-flier who speaks with great flair”, an “absolutely superb” barrister, and a “very good and capable commercial junior who is very well regarded”. He is a Fellow of the Chartered Institute of Arbitrators and a Fellow of the Hong Kong Institute of Arbitrators. He sits on the Council of the Hong Kong Bar Association.

### CONTACT

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### PRACTICE AREAS

- Commercial
- Equity / Trust
- Probate / Succession
- Property & Conveyancing
- Company
- Insolvency
- Public Law / Judicial Review
- Tax / Revenue
- Banking / Finance
- Professional Liability
- Arbitration
- Securities & Regulation
- Disciplinary
- Insurance
- Injunction / Contempt
- Conflict of Laws
- Restitution / Unjust Enrichment

## APPOINTMENTS AND PUBLIC OFFICE

- Council Member of the Hong Kong Bar Association (Jan 2020-present)

## EDUCATION

BSc (1<sup>st</sup> Hons) in Philosophy, London School of Economics  
MS in Political Science, Massachusetts Institute of Technology  
GDL (Commendation), BPP Law School  
PCLL (Distinction), University of Hong Kong

## SCHOLARSHIP AND PRIZES

Bar Scholarship, Hong Kong Bar Association  
Charles Ching Memorial Scholarship, Hong Kong Bar Association  
John Griffiths Prize in Advocacy, University of Hong Kong  
Graduate Fellowship, Massachusetts Institute of Technology  
CS MacTaggart Prize (top 4 in year, across all departments), London School of Economics  
Andrea Mannu Prize (top in department), London School of Economics

## SELECTED CASES

### EQUITY / TRUST

- *Tao Soh Ngun v HSBC International Trustee Limited* [2019] HKCFI 1268 – Breach of trust claim involving multibillion-dollar family trust of Lo Ying-shek (founder of Great Eagle Holdings).

### BANKING / FINANCE

- *Chang Pui Yin v Bank of Singapore* [2017] 4 HKLRD 458 (CA) and [2016] 5 HKC 329 (CFI) – Successful investment mis-selling claim against private bank; leading case on Unconscionable Contracts Ordinance.
- *Bank of China v Ho Chi Lui* (31 Aug 2016) HCA 10239/1999 – Represented the bank in claim against guarantor; striking out for want of prosecution.

### PROFESSIONAL LIABILITY

- *Asia-Pac Infrastructure Development v Shearman & Sterling* [2020] 1 HKC 13 and [2018] 1 HKLRD 113 – Representing multinational law firm in defence of US\$330m negligence claim relating to debt restructuring advice.

### PROBATE / SUCCESSION

- *Re Estate of Fok Ying Tung Henry* [2015] 2 HKLRD 212 (CA) – Challenge to settlement agreement relating to multibillion dollar estate.

### INSOLVENCY

- *China Medical Technologies, Inc v Abbiss & ors* [2019] 1 HKLRD 755 and [2019] HKCFI 501 – Defending partners of KPMG in contempt proceedings over alleged failure to provide discovery.
- *China Medical Technologies, Inc. v KPMG* [2017] 2 HKLRD 1091 (CA); (24 Feb 2016) HCCW 435/2012 (CFI) – Represented KPMG in resisting liquidators' s.221 discovery application in major corporate collapse; whether obliged to provide cross-border documentation.
- *Official Receiver v Zhi Charles* (2015) 18 HKCFAR 467 – Constitutionality of Bankruptcy Ordinance (suspension of bankruptcy period while outside Hong Kong).
- *Tradepower (Holdings) Ltd v Tradepower (HK) Ltd* (2009) 12 HKCFAR 417 – Voidable disposition of property

with intent to defraud creditors; leading case on s.60 Conveyancing and Property Ordinance.

#### COMPANY

- *Elliott International v Bank of East Asia* [2019] HKCFI 1555 and [2018] 5 HKLRD 819 – Represented directors of Bank of East Asia in unfair prejudice petition brought by activist hedge fund.
- *Convoy Global Holdings v Cho Kwai Chee Roy* [2018] HKCFI 2111 – Defending action to rescind share placement allegedly used to entrench controlling shareholder.
- *China Baoli Technologies Holdings v Orient Equal* (12 Jun 2017) HCA 1399/2016 – Acting for listed company to restrain shareholders' breach of lock-up undertaking.
- *Re Birmingham Int'l Holdings Ltd* (28 Aug 2015) HCMP 395/2015 – Acted for receivers of parent company of Birmingham City FC to resist discharge application.

#### COMMERCIAL

- *Cantab International Ltd v Luk Ngai Ling Irene* [2019] HKCA 1002 and (1 Nov 2016) HCA 926/1012 – Trial of contract dispute over sale of tutorial school chain.
- *Yu Man Fung v Chiau Sing Chi Stephen* (4 Apr 2014) CACV 50/2013 – Action against renowned film star for investment consultancy fees.
- *Yu Jiang v Cheng Wai Lin Rosalind* (11 Jun 2014) HCA 2562/2005 – 21-day trial of claim for partnership share of PRC tobacco business.

#### PROPERTY & CONVEYANCING

- *Baynard Ltd v Secretary for Justice* [2019] HKCFI 1373 – Acted for developer of Hong Kong Gold Coast (a subsidiary of Sino Group) in dispute over legality of lease modification letters granted by Government.

#### SECURITIES & REGULATION

- *Re Egana Goldpfeil (Holdings) Ltd* HCMP 1227/2011 – Acting for SFC in HK\$2 billion claim against former directors of listed company.
- *Re Yorkey Optical Int'l (Cayman) Ltd* – Acted for listed company in Market Misconduct Tribunal proceedings for failure to disclose price sensitive information.
- Acted for sponsor principal in SFC disciplinary proceedings for inadequate supervision of listing application.

#### PUBLIC LAW / JUDICIAL REVIEW

- *MK v Government of HKSAR* [2019] 2 HKLRD 978 – Acted for Kowloon Union Church and other religious groups to intervene in judicial review re same-sex marriage.
- *QT v Director of Immigration (Leave to Intervene)* (2018) 21 HKCFAR 150 – Acted for 31 major banks and law firms to intervene in judicial review against dependant visa policy for same-sex couples.
- *Real Estate Developers Association v Building Authority* (2016) 19 HKCFAR 243 – Acted for association of major developers to challenge Building Authority's policy for building plan submission.
- *Wong Chi Fung v Secretary for Justice* [2016] 3 HKLRD 835 – Challenge to minimum age for LegCo candidacy.

#### TAX / REVENUE

- *Heath Zarin v CIR* [2019] HKCFI 3101 – Acted for Revenue in salaries tax appeal; whether vesting of share grant represented sums from employment.
- *Dairyfarm Establishment v CIR* [2018] 5 HKLRD 179 – Judicial review against order to purchase tax reserve certificates as security for appeal against multiple alternative assessments.
- *CIR v Sheng Kung Hui* (2016) 19 HKCFAR 54 – Acted for Revenue in leading case on inferring intention to trade from property enhancement activities.

#### ARBITRATION

- Arbitration over manufacturing joint venture in PRC (UNCITRAL Rules).
- *Chan Shu Chun v Right Margin Ltd* [2015] 3 HKLRD 409 – Anti-suit injunction to restrain PRC arbitration in relation to PRC company dispute.
- Arbitration in dispute over directors & officers liability insurance (UNCITRAL Rules) – Successful resistance of insurance claim on ground of illegality.

## DISCIPLINARY

- *Dr Fung Yee Leung Wilson v Medical Council* [2019] HKCFA 15 and [2018] HKCA 393 – Appeal against suspension order for inappropriate prescription of steroids.
- *Dr F v Education & Accreditation Committee of Medical Council* [2016] 4 HKLRD 728 (CA) and (13 Nov 2015) HCAL 26/2014 – Judicial review against Committee's recommendation of removal from specialist register.
- *Law Yiu Wai v Medical Council* [2016] 4 HKC 1 – Challenge to Preliminary Investigation Committee's dismissal of complaint against doctor.