

PERSONAL DETAILS

Michael M.H. Leung, Barrister-at-law

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PRACTICE PROFILE

Michael came to the bar with over 10 years of commercial, accounting, and financial experience, having held senior roles at multinational companies such as Manulife, Nomura, and KPMG.

Michael is developing a mixed practice with extensive experience in land law, tort law, employment law, probate & trusts, matrimonial law, company law, commercial litigation, and criminal law. He is also developing a mediation and arbitration practice and is a fellow of the Chartered Institute of Arbitrators and Hong Kong Mediation Centre.

Michael completed his Juris Doctor at The Chinese University of Hong Kong and Master of Laws at Harvard Law School and was the recipient of numerous awards and scholarships.

Before joining the bar, Michael was an IT Finance professional where he led the budgeting and forecasting process of largescale information technology projects in Asia-Pacific. He was a former senior associate at KPMG where he provided audit, tax, and advisory services to the Small & Medium Enterprise group with a client base in real estate, manufacturing, and NGOs.

Michael is a contributing author of the *Lexis Practical Guidance: Family Business*. He accepts instructions in all areas of Chambers' work.

PROFESSIONAL QUALIFICATIONS

Barrister-at-law, High Court of Hong Kong	2018
Fellow, Member, Chartered Institute of Arbitrators	2020
Associate Member, Hong Kong Mediation Centre	2019
Chartered Accountant, Chartered Professional Accountant (Canada)	2009

EDUCATION

Postgraduate Certificate in Laws, The Chinese University of Hong Kong	2017
Master of Laws, Harvard Law School	2016
Juris Doctor, The Chinese University of Hong Kong	2015
Master of Accountancy, University of Waterloo	2007
Bachelor of Arts, University of Waterloo	2006

SCHOLARSHIP AND PRIZES

Hong Kong Government Scholarship	2016
Victor and William Fund Fellowship	2015
Chevening Scholarship (Awarded but not taken)	2015
JD Scholarship	2012 to 2015
Queen Elizabeth II Aiming for the Top Scholarship	2002 to 2005

SELECTED CASES

Land Law

Wong Edward Sing v Ng Yam Bo & Ors (DCMP 2194/2020) Acted for the legal land owner and successfully resisted an interim-interim injunction for the payment of ex-gratia payments regarding government resumed land

Lau Mo Choy v Lau Muk Fat (HCA 1263 of 2012) Acted for the Plaintiff in a dispute regarding a large residential development in Hong Kong

Chan Sui Hong v Siu Wai Keung & Ors (DCMP 3328 of 2018), *Chan Sui Hong v Siu Wai Keung & Ors* (DCMP 3329 of 2018), *Chan Shui On v Fan Ying Kin & Ors* (DCMP 3330 of 2018) and *Chan Sui Hong v Siu Wai Keung & Ors* (DCMP 3331 of 2018) – successfully resisted an Order 113 recovery of land application on behalf of the squatter defendants in an adverse possession case of rural lands in Kwai Chung, Hong Kong

Re Man Chiu Man – settled an opinion in relation to a legal aid application about a squatter's claim for adverse possession of rural lands in New Territories, Hong Kong

Asian Well Technologies Limited v Lee Yee Man & Ors (CACV 595 of 2018) – acted for the appellant in an easement/adverse possession claim on issues of whether a licensee of the dominant tenement can claim an easement, whether the non-derogation of grant principle precludes a predecessor in title from receiving an easement, and the correct test of non-acquiescence by a landowner

Crown Opal Investment Limited v Dreams Salon Entertainment Culture Limited (HCA 1542/2019) – Advised defendant company in an application for summary judgment

Chan Yuen Lan v Chow Pui Yung (DCCJ 73/2021) – Successfully obtained judgment for adverse possessor to obtain title to occupied land

Lai Man Hin vs Lai Man Shing & Ors (HCA 1350/2022) – acting for the defendants in an action for recovery of land with a contentious probate element

Chan Ming Yiu v Chang Su Ling (DCCJ 265/2023 and *Chan Ming Yiu v Fong Tak Lung Catai* ((DCCJ 265/2023) – acting for the Plaintiff to recover a plot of rural lands from squatters

Asset Recovery, Injunctions, and Civil Procedure

Banco de Chile v Yong Ming Tai Technology Trade Co. Ltd & Ors (HCA 2624 of 2018) – acted for a defendant to discharge a freezing order and to apply for a fortification order against the plaintiff in an email fraud case

Yeung Lin Mui v Chu Kwok Wai & Anor (HCMP 1307 of 2018) – acted for the defendant to resist an application for a committal order for civil contempt of court

Re Chung Da Electronic (H.K.) Limited – acted for the plaintiff who was a victim of email fraud to seek a Mareva injunction to freeze the bank account of the defendant

Park View Engineering Co. Limited v Yick Hing Construction Company Limited (DCCJ 6123 of 2019) – acted for the defendant to argue for costs in relation to a withdrawn summary judgment application

Pacific Import Manufacturing Inc. v Hop Kee Metals & Materials Limited (HCA 1735/2021) – Successfully applied for security for costs for the defendant against a foreign plaintiff leading to a permanent stay of a litigation regarding the performance of a multi-million dollar commercial contract

Choi Hei Man Kammie v Metro City Management Limited (DCMP 4250/2022) – successfully obtained pre-action third discovery for an intended personal injury claim

Zhou Yangling v Ni Hua (DCCJ 416/2022) and *Zhou Yangling v Lee Ngo Hin & Ors.* (DCCJ 5656/2022) – successfully obtained a *garnishee* order for the judgment debtor

Company, Commercial, and General Civil

Re: HH Energy – advising on various issues relating to revenue law (locality of profits)

CTCB Bank Co., Ltd v Feima International (Hong Kong) Limited & Ors. (HCA 2489 of 2018) – acted for the defendants to oppose a summary judgment application in relation to a dispute about the validity of loan guarantee agreements

Lin Jinwen Bill v Win Shine 18 Limited (HCA 1796 of 2019) – acted for the defendants in a dispute relating to the purchase and sale agreement for land

Chong Tai Ting Fred v Sze Kai Lung & Anor. (HCA 2007 of 2018) – acted for the defendant to oppose a summary judgment application in relation to a debt dispute

Liao Jin v Yick Hing Construction Company Limited (HCA 1311 of 2019) – acted for the defendant to defend a summary judgment application

Park View Engineering Co. Limited v Yick Hing Construction Company Limited (DCCJ 6123/2019) – successfully resisted a summary judgment application in a construction contract case

Re Clarence Lam (HCB 1075 of 2003) – acted for the bankrupt to annul a bankruptcy order

Gold Bess International Investment Ltd v Yang Wang Jian and Anor (HCA 2212 of 2019) – acted for the Defendants in an application to set aside default judgment

Re Sang Kee (HCCW 179 of 2019) – acted for the company in an application to wind up the company on just and equitable grounds

Ng Leung Ming trading as Ming Kee Eng Construction Co. v Hanki Contractors (Hong Kong) & Associates Limited (HCA 295/2020) – acting for the defendant construction company to defend in a multi-million dollar litigation involving construction contracts

Re: L'Assurex Holdings Limited – Instructed to provide expert opinion regarding Hong Kong's commercial and contractual law in support of a Swiss litigation

Lam Chin Sang v Li Mei Chi Daisy (DCCJ 5455/2021)– acting for the Defendant, a seller of a restaurant business to enforce a sale and purchase agreement of the restaurant

EC Property Management Limited v The Incorporated Owners of Hand Fair Court (DCCJ 2858/2022) – acting for the incorporated owners to dispute commercial claims of the building's management company

Raingate Limited v Unilumin Technology (Hong Kong) Limited (DCCJ 2342/2022) – acting for the defendant in relation to a commercial dispute involving the installation of a large video advertising board in Causeway Bay

Tort Law

Kwong You Keung Stanley v Chiu Sin Shum (DCCJ 5745 of 2017) – acted for the defendant and settled pleadings in a noise nuisance claim and resisted an application to adduce expert evidence

Ying Yu Keung Danny v Chu Fung Chee George (HCA 2758 of 2018) – acted for the defendant and settled various pre-action correspondences and pleadings in a defamation case relating to the office of an alumni society of a prestigious education institution

Employment Law

Advised and provided a legal opinion in relation to an “Employment Policy” refresh for a Hong Kong technology company

Advised and reviewed contracts relating to an employee bonus scheme for a Hong Kong technology company

Advised and represented both employers and employees in various claims under the Employees' Compensation Ordinance (Cap. 282) and related personal injury claims

Matrimonial, Probate & Trusts

Re: Kwong Sui King (HCA 1616/2017 and HCMP 1616 of 2016) – acted for the plaintiff in an application to revoke an enduring power of attorney

CSY v CPK (FCMC 7235 of 2015) – acted for the Respondent for an application to vary ancillary relief

Kwong Chi Ho Cecil v Wong Chiu Yin Winnie (FCMC 14417/2015) – acting for the Respondent Wife to apply for an order of committal against the Petitioner Husband for failure to comply with ancillary order

Re Yuan Zhusen – advised an intended plaintiff on issues relating to a breach of trust by the executor

黃佩雯 對 周鑫升及另兩人 (FCMC 12484 of 2017) – settled a Particulars of Claim for an intervener (father of the divorcing son) in relation to his claim as the beneficial owner of a matrimonial asset

郭大宝及另一人 對 陳淑琴及另三人 (HCA 688 of 2018) – settled amended pleadings in a case involving appropriated money with issues relating to breach of constructive trusts

Wong Chi Ho v Lam Wing In (FCMC 2664/2020) – acting for the Petitioner Husband in an application for child custody

Re: Kwong Sui King (HCAP 27/2022) – acting in a contentious probate action involving an allegation of an invalid will

Lau Hoi Yin v Ng Hui You Yoyo (FCMP 66/2023) – acting for the applicant husband to apply for custody, care, and control of a minor

Cheng Chung Ping v Zhou Zunjun (FCMC 2159/2022) – acting for the applicant to nullify a marriage

Criminal Law

HKSAR v Lam Ying Fong (KTCC 262/2023) – acting for the defendant in a theft case

HKSAR v Mok Hiu Tung Alison (WKCC 1536/2022) – acting for the defendant in a drug trafficking case

HKSAR v Ng Tung Hei (HCMA 510/2021) – acting for the appellant in an appeal against conviction under s.17(1) of the Dutiable Commodities Ordinance

Arbitration & Mediation

Advising on a Hong Kong domestic arbitration involving non repayment of debt

Advising on a Hong Kong domestic arbitration involving the enforceability of a loan agreement

Advising on a Hong Kong domestic arbitration involving a company law/winding up matter of a global fashion brand

Advising on a Hong Kong domestic arbitration involving the enforceability of a contract in relation a piece of high value fine art

Advising on an international arbitration involving the merger and acquisition of a large State-owned company in the automotive sector

Acted as mediator in various commercial and family-related disputes

NON-LEGAL CAREER

Regional Manager, Manulife Financials (Hong Kong) Limited (Hong Kong SAR, China)	2013 to 2014
Associate, Nomura International (Hong Kong) Limited (Hong Kong SAR, China)	2011 to 2013
Senior Financial Analyst, George Weston Limited (Toronto, ON, Canada)	2009 to 2010
Senior Associate, KPMG (Toronto, ON, Canada)	2007 to 2009
Staff Accountant (Co-operative education), Deloitte (Toronto, ON, Canada)	2003 to 2006

LANGUAGES

English and Cantonese