# HONG KONG CASES

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General Editor Gerard McCoy, Barrister

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# TABLE OF ABBREVIATIONS

List of abbreviations used in this volume (excluding reports):

A High Court Action
ACJ Acting Chief Justice
A-G Attorney General
AR Application for Review
Adm Admiralty Action

App Appendix article
Aust Australia
CA Court of Appeal

CA Civil Appeal Number in references to unreported cases

(eg CA 2/92)

CC High Court Criminal Case

CJ Chief Justice

Cap Chapter (as in Chapter Number of an Ordinance)

Crim App Criminal Appeal
Comm L Commercial List
Con L Construction List

ch chapter (as in chapter number of a book)

cl(1) clause(s)
DC District Court
DCA District Court Action

DJ District Judge

DPP Director of Public Prosecutions

EC European Communities
ECC Economic Compensation Case

ECHR European Court of Human Rights
ECJ Court of Justice of the European Communities

EEC European Economic Communities

Ed Edition

Ex Ch Court of Exchequer Chamber

exh exhibit
fn footnote
HC High Court
HL House of Lords

HMSO Her Majesty's Stationery Office

J(J) Justice(s)

J(J)A Justice(s) of Appeal LTA Labour Tribunal Appeal

LCLord ChancellorLd TLands TribunalMAMagistracy Appeal

MCA Magistracy Criminal Appeal MP Miscellaneous Proceedings

MR Master of the Rolls

n note

NSW New South Wales

O Order (of the Rules of the Supreme Court)

#### Abbreviations

PC Privy Council

PRC People's Republic of China
PCA Privy Council Appeal

Pt Part para paragraph

RSC Rules of the Supreme Court

r(r) rule(s)
reg regulation
s section
sub-s subsection
Sch Schedule
UN United Nations

Uncitral United Nations Commission on International Trade

Law

VP(P) Vice-President(s)

WCC Workers' Compensation Case

#### List of abbreviations of law reports:

AC Law Reports, Appeal Cases (HL and PC); since 1890

All England Law Reports; since 1936

All ER Rep All England Law Reports Reprint; 1558–1935

App Cas Law Reports, Appeal Cases, House of Lords, 15

volumes; 1875-1890

ALR Argus Law Reports (Australia); 1895–(current)

B & Ald Barnewall and Alderson's Reports, Kings Bench,

5 volumes; 1817–1822

BCC British Company Law Cases

BLR Business Law Review

Brown & Lush Browning and Lushington's Reports, Admiralty, 1

volume; 1863-1866

Build LR Building LR

CB Common Bench Reports, 18 volumes: 1845–1856
CBNS Common Bench Reports; New Series, 20 volumes;

1856-1865

CMLR Common Market Law Reports; since 1962

COD Crown Office Digest

CPD Law Reports, Common Pleas Division, 5 volumes;

1875-1880

Ch Law Reports, Chancery Division; since 1890

Ch D Law Reports, Chancery Division, 45 volumes:

1875-1890

Const 's edition of Bott's Poor Laws, 3 volumes; 1807

Cox CC EW Cox's Criminal Law Cases, 31 volumes;

1843-1941

Cr App R Criminal Appeal Reports (HL and CA(UK)); since

1908

Crim LR Criminal Law Review; since 1954

#### Hong Kong Cases

Dr & War Drury and Warren's Reports, Chancery (Ireland), 4

volumes; 1841-1843

ER English Reports, 178 volumes; 1220–1865

EG Estate Gazette; since 1858 ECR European Court Reports

FSR Fleet Street Reports; since 1975

H&N Hurlstone and Norman's Reports, Exchequer, 7

volumes; 1856–1862

HKC Hong Kong Cases

HKLJ Hong Kong Law Journal
HKLR Hong Kong Law Reports
HKLY Hong Kong Law Yearbook

KB Law Reports, King's Bench Division, 53 volumes;

1901-1952

LRHL Law Reports, English and Irish Peerage Claims, House

of Lords, 7 volumes; 1866-1875

LJ Adm Law Journal, Admiralty; 1865–1875 LJ Ch Law Journal, Chancery; 1831–1946

LT Law Times Reports, 177 volumes; 1879–1947

Lloyd's Rep Lloyd's List Law Reports; since 1951

M & W Meeson and Welsby's Reports, Exchequer, 16 volumes;

1836-1847

Manson's Bankruptcy and Company Cases, 21

volumes; 1893-1914

NSWLR New South Wales Law Reports, since 1971
NSWR New South Wales Reports; 1960–1970
NZLR New Zealand Law Reports; since 1883

P Law Reports, Probate, Divorce and Admiralty Division:

1891-1971

QB Law Reports, Queen's Bench Division; 1891–1900,

and since 1952

QBD Law Reports, Queen's Bench Division; 1875–1890

RPC Reports of Patent Cases; since 1884 SALR Sourth African Law Reports; 1865–1920

Sol Jo Solicitor's Journal; since 1856

TLR The Times Law Reports, 71 volumes; 1884–1950

The Times Law Reports; since 1951

TR Taxation Reports; since 1939 VLR Victorian Law Reoprts; 1875–1956

VR Victorian Reports; 1870–1872 and since 1957

WLR Weekly Law Reports; since 1953

WN Law Reports, Weekly Notes; 1866–1952

# TABLE OF CASES REPORTED

The mode of citation of cases reported in this volume of *Hong Kong Cases* is [1991] 2 HKC (page).

	Page		Page
Α			
ACL Electronics (HK) Ltd;		Chan Lai Pang & Co (a firm);	
Bulmer Ltd & Anor v [HC]	544	Extramoney Ltd & Anor v [CA]	125
Amigo, The [HC]	491	Cheung Kwok Lun & Ors:	67
Attorney General v South		R v[CA]	07
China Morning Post		Cheung Man Cheung; Inchroy Credit Corp Ltd v[HC]	619
Publishers Ltd & Anor [HC]	603	Chintung Securities Ltd;	017
Attorney General v Wang Chong Construction Co Ltd . [CA]	30	Lim Ban Thoon v[CA]	204
Attorney General; Ng Kam		Chiu Shing t/a BC Property & Trading Co; Guangdong	
Chuen v[HC]	560	New Technology Import	
Au Yeung Bik Tai & Anor;		& Export Corp Jiangmen	
Kok Yun Kuen v[HC]	522	Branch v[HC]	459
В		Choi Pui Kei Stephen & Anor; Lee Tat Kwong v[CA]	109
Bu Xue Bun v Director of			109
Immigration[HC]	609	Choi Wing Hing t/a Wing Hing Electrical Co & Ors;	
Bulmer Ltd & Anor v ACL		Tsang Yuk Ming v[HC]	322
Electronics (HK) Ltd[HC]	544	Choy v Nissei Sangyo	
Bylax Investments Ltd;	500	America Ltd[CA]	173
Qualihold Investments Ltd v [HC]	589	Chung Wing Kwong v Leung	
C		Kam Fai[HC]	625
CG&L Investment Ltd & Anor		Cohen; R v[HC]	465
v Gala Land Investment	e e	Commissioner of Inland	
Co Ltd[CA]	55	Revenue & Anor; Lee	
Chan Chi Wah & Ors; R v [CA]	136	Sap Pat v[CA]	251
Chan Chin Pang & Ors; R v [HC]	378	D	
Chan Chiu & Anor; Kong Lap Hung v[HC]	470	Denholm Ship Management Ltd & Ors; Lam Yau Tai v [HC]	554
Chan Foon Tai; Lo Chun		Director of Immigration: Bu	.,,,,,
Tak v[DC]	650	Xue Bun v[HC]	609
Chan Hau Man t/a Chong Yip		Doveridge Co Ltd v Fundscore	
Transport Co & Anor; Shiu		Development Ltd[HC]	597
Wai Kuen v[DC]	654	Dr Ma Chung Ho Kei; Queen's	
Chan Kung Ling; R v[CA]	158	Electronic Manufacturing	
Chan Shui Man v Tsang		Co Ltd v[CA]	218
Hing Shan t/a Yick Luen	242	E	
Furniture Design[CA]	243	Enterprise Lacasa & Associates	
Chan Sing Chuk & Ors v Innovisions Ltd[CA]	305	Ltd & Anor; R v[HC]	486
Chan Wing Lung & Anor;		Extramoney Ltd & Anor v	
R v[CA]	116	Chan Lai Pang & Co (a firm)[CA]	125
		(= 1111)	. = ./

	Page		Page
F		K	
Fundscore Development Ltd: Doveridge Co Ltd v[HC]	597	Kai Sun Sea Products & Food Co Ltd; Fung Sang Trading Ltd y	524
Fung Sang Trading Ltd v Kai Sun Sea Products & Food Co Ltd[HC]	526	Trading Ltd v[HC]  Kok Yun Kuen v Au Yeung  Bik Tai & Anor[HC]	526 522
Fung Tak Sing; Sun Hung Kai Investment Services		Kong Lap Hung v Chan Chiu & Anor[HC]	470
Ltd & Anor v[HC]	515	Kowloon Motor Bus Co (1933) Ltd v Yick Kwok Keung &	622
Gala Land Investment Co Ltd; CG&L Investment Ltd & Anor v	55	Anor[DC]  Kuscene Development Ltd;  Parasram & Ors v[CA]	632
Guangdong New Technology		L	
Import & Export Corp Jiangmen Branch v Chiu Shing t/a BC Property		Lam Nai Sum Robin & Anor; R v[HC]	582
& Trading Co[HC]	459	Lam Tun Ming & Anor v Hu Chun Leung[CA]	285
Hang Seng Finance Ltd v Lin	613	Lam Yau Tai v Denholm Ship Management Ltd & Ors [HC]	554
Kwok Man         [DC]           Ho Chun Wai; R v         [HC]	613 332	Lau Ka Shui v Yiu Wing Construction Co Ltd & Anor [DC]	644
Ho Sik Yin; R v[CA]	212	Lau Wing Mou (a firm) v	510
Hong Leong Investment Co Ltd; Tai Ping Insurance Co Ltd v[CA]	8	Lo Kong & Anor[HC]  Lee Chee Ngor Moreta v  Prudential Enterprise Ltd[HC]	569 499
Hu Chun Leung; Lam Tun Ming & Anor v[CA]	285	Lee Sap Pat v Commissioner of Inland Revenue & Anor[CA]	251
Improver Com & Aporty		Lee Tat Kwong v Choi Pui Kei Stephen & Anor[CA]	109
Improver Corp & Anor v Raymond Industrial Ltd		Lee Yuk Wah & Anor; R v [CA]	97
& Anor[CA] Inchroy Credit Corp Ltd v	300	Leung Kam Fai; Chung Wing Kwong v[HC]	625
Cheung Man Cheung [HC] Incorporated Owners of	619	Li Chung I t/a VF Electric Manufacturing Co; Li	
Chungking Mansions v Shamdasani[HC]	342	Man Yuen v[CA] Li Man Yuen v Li Chung I t/a	
Industrial Equity (Pacific) Ltd, Re[HC]	364	VF Electric Manufacturing [CA] Lim Ban Thoon v Chintung	230
Innovisions Ltd; Chan Sing Chuk & Ors v[CA]	305	Securities Ltd[CA] Lin Kwok Man; Hang Seng	204
Ip Lam Yuk Lin v Yeung Fat & Anor[HC]	480	Finance Ltd v[DC] Lo Chun Tak v Chan Foon	613
Ip Mou Yuen; R v[CA]	280	Tai[DC]	650

### Table of Cases Reported

	Page		Page
Lo Kong & Anor; Lau Wing		R v Chan Kung Ling[CA]	158
Mou (a firm) v[HC]	569	R v Chan Wing Lung	
Lo Wing Chai; R v[CA]	198	& Anor[CA]	116
Long Year Development Ltd		R v Cheung Kwok Lun	
v Tse Fuk Man Norman & Ors (Ho Shiu Kwan Tony		& Ors[CA]	67
& Anor, third parties) [HC]	393	R v Cohen[HC]	465
Lui Kwok Wai; R v[CA]	149	R v Enterprise Lacasa &	104
М		Associates Ltd & Anor [HC] R v Ho Chun Wai [HC]	486 332
Manohar Chugh t/a Electric &		R v Ho Sik Yin[CA]	212
Electronic Industries v Oka			280
Electronics Ltd[CA]	1	R v Ip Mou Yuen[CA]	200
Mattel Inc v Tonka Corp [HC]	411	R v Lam Nai Sum Robin & Anor[HC]	582
Mok Wing Hung; R v[CA]	145	R v Lee Yuk Wah & Anor [CA]	97
Multi-More Industries Ltd v	261	R v Lo Wing Chai[CA]	198
Tung Hoo Fai & Anor [CA]	261	R v Lui Kwok Wai[CA]	149
Murjani, ex p Bank of India, Re[HC]	432	R v Mok Wing Hung[CA]	145
N		R v Tang Yuk Yan[CA]	214
Ng Kam Chuen v Attorney		R v Vu Van Thang & Anor [CA]	90
General[HC]	560	R v Wong Tse Shing[HC]	468
Nissei Sangyo America Ltd;		R v Yeung Lung Fai[CA]	102
Choy v[CA]	173	R v Yeung Mau Lam[CA]	296
O		Raymond Industrial Ltd	
Oka Electronics Ltd; Manohar		& Anor; Improver Corp	
Chugh t/a Electric &	1	& Anor v[CA]	300
Electronics Industries v[CA]	1	$\mathbf{s}$	
P		Shamdasani; Incorporated	
Parasram & Ors v Kuscene	13	Owners of Chungking	2.45
Development Ltd[CA]	272	Mansions v[HC]	342
Parnip Investment Ltd, Re [CA]	503	Shiu Wai Kuen v Chan Hau Man t/a Chong Yip Transport	
Pointer Apitong, The[HC] Prudential Enterprise Ltd;	200	Co & Anor[DC]	654
Lee Chee Ngor Moreta v[HC]	499	Shum Yuen Nim; United	
O		Venture Navigation Co	-
Qualihold Investments Ltd v		Ltd v[CA]	73
Bylax Investments Ltd[HC]	589	Singapore-Johore Express (Pte) Ltd; Tay Choo Wah	
Queen's Electronic		& Anor v[CA]	180
Manufacturing Co Ltd v	218	South China Morning Post	
Dr Ma Chung Ho Kei [CA]	216	Publishers Ltd & Anor;	
R	137	Attorney General v[HC]	603
R v Chan Chi Wah & Ors [CA]	136	Stock Exchange of Hong Kong Ltd, Re the[HC]	328
R v Chan Chin Pang & Ors [HC]	378	Kong Liu, Ke tile[He]	ايدر

# Hong Kong Cases

	Page		Page
Suen Yiu Pan t/a Chiu Kee Saw Mill & Anor; Wong		U	
Wan Tak v[CA]	63	United Venture Navigation Co Ltd v Shum Yuen Nim [CA]	73
Sun Hung Kai Investment Services Ltd & Anor v		V	7.5
Fung Tak Sing[HC]	515	Vu Van Thang & Anor; R v [CA]	90
T		w	
Tai Ping Insurance Co Ltd v Hong Leong Investment		Wang Chong Construction Co Ltd; Attorney General v . [CA]	30
Co Ltd[CA] Taiyo Maritime SA; Yee	8	Warner Banks Esq. Coroner; Yu Kin Lung v[HC]	336
Sang Metal And Building		Wong Tse Shing; R v[HC]	468
Supplies Co Ltd v	291	Wong Wan Tak v Suen Yiu Pan t/a Chiu Kee	
Mei Record Co & Anor; Tam Wing Lun Alan		Saw Mill & Anor[CA]	63
& Ors v[HC]	384	Y	
Tam Wing Lun Alan & Ors v Tam Kwok Hung t/a Hang		Yiu Wing Construction Co Ltd & Anor: Lau Ka Shui v . [DC]	644
Mei Record Co & Anor[HC]	384	Yee Sang Metal And	
Tang Yuk Yan; R v[CA]	214	Building Supplies Co Ltd v Taiyo Maritime SA [CA]	291
Tay Choo Wah & Anor v Singapore-Johore Express		Yeung Fat & Anor; Ip Lam	
(Pte) Ltd[CA]	180	Yuk Lin v[HC]	480
Thomson v Thomson[CA]	119	Yeung Lung Fai; R v[CA]	102
Tonka Corp; Mattel Inc v [HC]	411	Yeung Mau Lam; R v[CA]	296
Tsang Hing Shan t/a Yick		Yick Kwok Keung & Anor; Kowloon Motor Bus Co	
Luen Furniture Design; Chan Shui Man v[CA]	243	(1933) Ltd v[DC]	632
Tsang Yuk Ming v Choi		Yu Kin Lung v Warner Banks	226
Wing Hing t/a Wing Hing Electrical Co & Ors[HC]	322	Esq, Coroner[HC]	336
Tse Fuk Man Norman & Ors	,,22		
(Ho Shiu Kwan Tony & Anor, third parties); Long Year			
Development Ltd v[HC]	393		
Tung Hoo Fai & Anor; Multi-More Industries			
Ltd v[CA]	261		

#### SUBJECT INDEX

#### ADMINISTRATIVE LAW

#### **Judicial review**

Commissioner of Inland Revenue – Commissioner of Police – Exercise of statutory powers – Court entitled and bound to see whether statutory powers exercised arbitrarily or irrationally so as to amount to an abuse – Whether notice issued by Commissioner in conflict with magistrate's order

Lee Sap Pat v Commissioner of Inland Revenue & Anor

CA 251

#### **AGENCY**

#### Customer and broker

Purchase of shares – Relationship of principal and agent between customer and broker – Bank instructed by customer to place order with broker for purchase of shares – Customer later refused to take shares – Privity of contract between broker and customer – Nature of mistake not so fundamental as to deprive broker of right to reimbursement and indemnity

Sun Hung Kai Investment Services Ltd & Anor v Fung Tak Sing HC 515

#### Power of attorney

Power of attorney related to one property only – Whether a general power of attorney within the meaning of s 7 of Powers of Attorney Ordinance – Whether power of attorney valid at common law – Powers of Attorney Ordinance (Cap 31) s 7

Multi-More Industries Ltd v Tung Hoo Fai & Anor

CA 261

#### **ARBITRATION**

#### **Arbitrators**

Jurisdiction – Whether arbitrators can decide question as to their jurisdiction – Claim that there was no concluded contract between the parties – Principle of separability – Options for arbitrators when faced with challenge to jurisdiction – Uncitral Model Law art 16

Fung Sang Trading Ltd v Kai Sun Sea Products & Food Co Ltd HC 526

#### Award

Enforcement – Document affirmed as true copy of duly authenticated original arbitration award – Whether document properly authenticated – Arbitration Ordinance (Cap 341) s 43(a)

Guangdong New Technology Import & Export Corp Jiangmen Branch v Chiu Shing t/a BC Property & Trading Co HC 459

Enforcement – Document containing arbitration clause not signed by both parties – Whether an arbitration agreement within meaning of Arbitration Ordinance Guangdong New Technology Import & Export Corp Jiangmen Branch v Chiu Shing t/a BC Property & Trading Co HC 459

Enforcement – Late notice of arbitration proceedings served on defendant – Whether defendant prejudiced – Arbitration Ordinance (Cap 341) 44(2)(c)

Guangdong New Technology Import & Export Corp Jiangmen Branch v Chiu

Shing t/a BC Property & Trading Co

HC 459

#### **Model Law**

Whether arbitration domestic or international – Place where substantial part of the obligations of the commercial relationship is to be performed – Delivery of goods to China – Uncitral Model Law art 1

Fung Sang Trading Ltd v Kai Sun Sea Products & Food Co Ltd HC

526

#### BANKING AND FINANCE

#### Purchase of shares

Bank received instructions from customer for purchase of shares which were passed on to broker – Customer later refusing to take shares – Bank indemnifying broker – Agreement with broker that proceeds from sale of shares would be divided between them equally – Whether bank a proper plaintiff in action against customer

Sun Hung Kai Investment Services Ltd & Anor v Fung Tak Sing

C 515

Whether agency relationship existed between bank and customer in purchase of shares through broker – Whether agency relationship existed between customer and broker – Whether broker to be reimbursed and indemnified by customer Sun Hung Kai Investment Services Ltd & Anor v Fung Tak Sing HC 515

#### BANKRUPTCY

#### Discovery

Whether creditor may obtain discovery against debtor prior to the issue of receiving order – Use of information obtained in examination under O 49B to support petition – Rules of the Supreme Court O 49B

Re Murjani, ex p Bank of India

HC 432

#### Trustee in bankruptcy

Whether joinder of trustee in bankruptcy as defendant in proceedings would breach s 12(1) of Bankruptcy Ordinance (Cap 6) – Bankruptcy Ordinance (Cap 6) s 12(1)

Tai Ping Insurance Co Ltd v Hong Leong Investment Co Ltd

CA

8

#### BUILDING AND CONSTRUCTION

#### **Construction contract**

Claim that specified quality of materials not used – Maintenance certificate issued – Whether issue of maintenance certificate precluded re-opening of contract – Whether matters in dispute 'excepted matters' under contract

Attorney General v Wang Chong Construction Co Ltd

CA 30

#### Government contract

Identification of 'architect' under contract – Restructuring of Public Works Department – Requirement of certainty – Reference to public officer in contract – Whether contract with Government an 'instrument' – Interpretation and General Clauses Ordinance (Cap 1) s 54

Attorney General v Wang Chong Construction Co Ltd

CA

30

Party structures

Demolition – Notice required to be given to adjoining owner – Shoring works – Demolition of common staircase and adjoining wall – Whether sufficient notice had been given – Whether injunction ought to be granted to prevent demolition works

Doveridge Co Ltd v Fundscore Development Ltd

HC 597

Rights of owners of adjoining properties with regard to party structures – Rights governed by legislation and not common law – Buildings Ordinance (Cap 123) Second Schedule

Doveridge Co Ltd v Fundscore Development Ltd

HC 597

#### CIVIL PROCEDURE

#### Costs

Apportionment of costs of appeal in intellectual property litigation – Plaintiffs succeeding on one issue but failing on another – Defendants appealing on issue which failed at first instance – Both appeals dismissed – Proper order to do justice between parties

Improver Corp & Anor v Raymond Industrial Ltd & Anor

CA 300

Attorney General instituting action for contempt of court – Negotiations between parties resulting in Attorney General allowing respondents to apply for action to be dismissed before trial – Whether costs to be awarded to respondents – Form of costs order – Bill of Rights Ordinance (Cap 383) s 6, art 16(2), (3) Attorney General v South China Morning Post Publishers Ltd HC 603

Discontinuance of action – General rule that defendant entitled to costs – Whether circumstances justify departure from general rule – Necessity to prove that discontinuance equated with defeat or acknowledgment of defeat – Rules of the Supreme Court O 21 rr 2 & 3

Inchroy Credit Corp Ltd v Cheung Man Cheung

HC 619

#### Delay

Dismissal for want of prosecution – Limited power of appellate court to interfere with exercise of discretion by judge below – Inordinate and inexcusable post-writ delay – Additional prejudice – No sufficient evidence of financial prejudice – Periods allowed by rules not culpable delays – Rules of the Supreme Court O 10 r 1(7)

United Venture Navigation Co Ltd v Shum Yuen Nim

CA 73

#### Discontinuance of action

Condition against further proceedings – Possibility of future title problems – Whether plaintiffs should be shut out from possible future claim *Inchroy Credit Corp Ltd v Cheung Man Cheung* HC 619

Discovery

Lands Tribunal – Discretion of tribunal to order discovery – Document must be material to determination of matter before tribunal – Relevance of

documents – Lands Tribunal Ordinance (Cap 17) s 10(1), (2)(a) & (b) – Rules of the Supreme Court O 24 rr 8 & 13

Parasram & Ors v Kuscene Developments Ltd

CA

13

#### Joinder of parties

Joinder of trustee in bankruptcy as defendant in proceedings — Whether joinder would infringe s 12(1) of Bankruptcy Ordinance (Cap 6) — Rules of the Supreme Court O 15 r 6(1) & (2) — Bankruptcy Ordinance (Cap 6) s 12(1)

Tai Ping Insurance Co Ltd v Hong Leong Investment Co Ltd CA 8

#### **Pleadings**

Amendment of defence – Ex turpi causa – Insider dealing – Whether plaintiff's claim unenforceable on grounds of illegality – Question of culpability a matter for insider dealing tribunal rather than court – Securities Ordinance (Cap 333) s 141B(1), C(6), D(1) & H(3)

Chan Sing Chuk & Ors v Innovisions Ltd

CA 305

Amendment of statement of claim – Whether new claim time-barred – Trust property – Whether distinction between express and constructive trustee for the purposes of limitation – Amendment to be allowed unless it be shown to be useless – Whether amendment would cause prejudice to other party which could not be compensated for in costs – Limitation Ordinance (Cap 347) s 20 – Rules of the Supreme Court O 20

Extramoney Ltd & Anor v Chan Lai Pang & Co (a firm)

CA 125

Amendment of statement of claim – Whether proposed amendments gave rise to new causes of action – Whether new cause of action arose from same or substantially the same facts – Discretion of court to give leave to amend – Rules of the Supreme Court O 20 r 5(2) & (5)

Ng Kam Chuen v Attorney General

HC 560

Re-amendment of writ and statement of claim – Addition of new defendants – Whether plaintiff's action against additional defendants time-barred – Date on which limitation is to be considered – Limitation Ordinance (Cap 347) s 35(1)(b) & (2)(b) – Rules of the Supreme Court O 15 r 6

Lim Ban Thoon v Chintung Securities Ltd

CA 204

Striking out statement of claim – Damages for deceit – Allegation of false representations – Absence of averment in statement of claim that the representations or assurances relied upon had been made in writing – Law Amendment and Reform (Consolidation) Ordinance (Cap 23) s 13 – Rules of the Supreme Court O 18 r 19(1)

Choy v Nissei Sangyo America Ltd

CA 173

#### **Prohibition order**

Restraint of an alleged debtor to prevent him from doing anything which would affect enforcement of judgment obtained – Whether words of s 21B of Supreme Court Ordinance wide enough for such restraint – Supreme Court Ordinance (Cap 4) s 21B

Re Murjani, ex p Bank of India

HC 432

#### Service out of jurisdiction

Application for extension of time to file defence pending appeal dismissed – Whether filing of defence amounted to submission to jurisdiction

Tay Choo Wah & Anor v Singapore-Johore Express (Pte) Ltd CA

Application for leave – Test to be adopted – Dispute of fact – Function of judge – Whether good arguable case – Rules of the Supreme Court O 11 r 1 Yee Sang Metal and Building Supplies v Taiyo Maritime SA CA 291

Ex parte order obtained – Whether service irregular if not effected at specified address in order – Misstatement as to material evidence relevant to the exercise of court's discretion – Whether sufficient to discharge order – Rules of the Supreme Court O 11

Mattel Inc v Tonka Corp

HC 411

180

Setting aside – Whether party served with writ was a necessary and proper party to the proceedings – Plaintiff failing to specify precise grounds relied upon when applying for leave for service before Master – Necessity of showing a good arguable case on the merits – Rules of the Supreme Court O 11 r 1(c), (d)(i) & (ii) Lam Yau Tai v Denholm Ship Management Ltd & Ors HC 554

Whether real issue existed between plaintiff and party on whom writ had been served – Whether cause of action lay in conversion as between second plaintiff had good arguable case – Form of affidavit – Rules of the Supreme Court O 11 rr 1(1)(c), 4(1)(d)

Tay Choo Wah & Anor v Singapore-Johore Express (Pte) Ltd

CA 180

#### COMPANIES AND CORPORATIONS

#### **Insider dealing**

Whether insider dealing illegal or immoral – Whether false information could be 'relevant information' – Whether insider dealing a matter to be dealt with by court – Securities Ordinance (Cap 333) s 141B(1), C(6), D(1) & H(3) Chan Sing Chuk & Ors v Innovisions Ltd CA 305

#### **Scheme of arrangement**

Whether class of shareholders for court meeting properly constituted – Whether failure to disclose necessary information and to present the scheme fairly – Companies Ordinance (Cap 32) ss 166, 166A

Re Industrial Equity (Pacific) Ltd

HC 364

#### Shareholders

Classes of shareholders – Different classes determined by dissimilarity of rights not dissimilarity of interests

Re Industrial Equity (Pacific) Ltd

HC 364

#### Short selling of shares

Whether strict liability offence – Onus on Crown to prove beyond reasonable doubt no honest and reasonable belief on part of defendant – Securities Ordinance (Cap 333) s 80(1)

R v Lam Nai Sum Robin & Anor

HC 582

#### Stock Exchange of Hong Kong Ltd

Membership - Effect of revocation of registration as dealer on membership - Whether member's share extinguished or automatically surrendered or confiscated - Whether membership automatically terminated - Power to expel members -Securities Ordinance (Cap 333) Pt VI s 55(2) – Stock Exchanges Unification Ordinance (Cap 361) s 11 – Securities and Futures Commission Ordinance (Cap 24) s 50(1)

Re The Stock Exchange Of Hong Kong Ltd

HC

328

#### Transfer of shares

Death of registered owner - Transfer to personal representative - Whether subject to the right of pre-emption – Companies Ordinance (Cap 32) s 69(1B) Lee Chee Ngor Moreta v Prudential Enterprise Ltd HC. 499

#### Ultra vires

Conveyance not signed by two directors as required by memorandum and articles - Effect on subsequent transfers of land conveyed Qualihold Investments Ltd v Bylax Investment Ltd HC589

#### Winding up

Application by company for payment of legal costs to oppose petition and take other legal action be made out of company funds - Company insolvent and not trading - Factors to consider in sanctioning payment - Exercise of court's discretion - Companies Ordinance (Cap 32) s 182

Re Parnip Investment Ltd

CA 272

#### Winding up petition

Delay – Whether petition ought to be struck out for want of prosecution – Whether delay inordinate and inexcusable – Whether a fair trial was possible – Whether prejudice suffered

CG&L Investment Ltd & Anor v Gala Land Investment Co Ltd

CA

55

#### CONTRACT

#### Collateral agreement

Exception to parol evidence rule – Whether admissible to contradict written agreement – Whether document a complete record 285

Lam Tun Ming & Anor v Hu Chun Leung

CA

#### Hire purchase agreement

Breach – Express provision making time of payment of essence – Non payment of instalments a breach going to the root of the contract - Express provision allowing claim for damages for loss of whole transaction upon termination - Whether such clause enforceable - Whether clause a penalty

Hang Seng Finance Ltd v Lin Kwok Man

DC 613

#### Specific performance

Payment as alternative to performance – Contract for sale of land – Clause