

**Curriculum
Vitae of
Vod K S Chan (陳家成)**

Key Info

Barrister-at-Law, Ronny Wong S.C.'s Chambers
Arbitrator, Fellow of the Chartered Institute of Arbitrators
Deputy Adjudicator, the Small Claims Tribunal, HK Judiciary
Lecturer of International Trade Law, HKU SPACE
Visiting Fellow, leading an ADR Moot Team, CityU
Approved Mediator, Financial Dispute Resolution Centre
Accredited General and Family Mediator, HKIAC & HKMAAL
Assessor for Accreditation of Gen. Mediators, HKMAAL & HKIAC
Vice-Chair, HK Mediation Council of the HK International Arbitration Centre
Member of HKMAAL's Working Group on Review of Accreditation, CPD, etc.

**Academic
Qualifications**

Master of Laws in Arbitration & ADR (with Distinction), CityU, HK
Tools for Preparing & Negotiating Effectively, Harvard University
LL.M. (ITL) (Distinction) & P.C.LL., University of Hong Kong, HKU
LL.B. (Honours), University of London, UK
Executive Cert. in Mediation & Workplace Conflict, HKU SPACE
M.B.A., Simon Fraser University, Canada
Advanced Certificate in Sport and Exercise Nutrition, HKU SPACE
SAP Develop Certificate, SAP Solution Academy & University of Calgary

**Info on
Arbitration
Practice**

Arbitration membership:

- CIArb Fellowship, Chartered Institute of Arbitrators

Arbitration/ Adjudication-related Experience:

- Deputy Adjudicator, the Small Claims Tribunal, HK Judiciary (2015-2016)
- Judge in Civil Advocacy of PCLL, HKU (3/2015)
- Judge in the Int'l ADR Mooting Competition, CityU (2012–present)
- Chair in an Indep. Investig'n Penal, Construction Industry Council, HK (2013-14)
- Member of Panel of Adjudicators, Obscene Articles Tribunal, HK (2010 - present)

Arbitration/Adjudication Training:

- Seminar on HK Arbitration Ord. - A Reflection after 2 years & recent trend (2014)
- Seminar on Complex Issues in International Arbitration, HKIAC (2013)
- Seminar on Experts, Use & Abuse in Med & Arb, by Michel Kallipetis QC (2012)
- Seminar on "Ethics in Int'l Arb and Med: a X-Cultural Perspective" (2010)
- Seminar on "Mediation and Arbitration", by the Law Society & HK Bar (2006)

Arbitration/Adjudication Exposure:

- Legal/Arbitration Delegation to "In Style • Hong Kong" Symposium in Jakarta, 2016
- Representing HK Bar to welcome Asia Pacific Jurist Association Delegation, 2013
- Lecturing in International Trade Law, HKU SPACE, 2011 – present
- Member of Special Committee on ADR, the HK Bar Association, 2012-present
- Participating in the 7th World SME Expo Legal, Arbitration & Mediation Industry Symposium, 2007

Areas of Law Practice:

Vod is a practising barrister with a focus on civil litigation, especially in the areas of company, commercial, IP/IT, employment, discrimination, land/property, tenancy, tort including personal injury, and banking laws. In particular, his spectrum of practice covers, in the area of company law, advising a listed company's investment vehicle on its shareholders' rights, and seeking reliefs on behalf of a company falling foul of the Companies Ordinance or for capital reduction; regarding the employment law, assisting a worldwide leader of technical solutions in a hotly contested employment dispute, advising an international health care solution provider on a labour dispute involving a question of equal opportunity, and seeking an injunction order against a former employee for enforcement of restrictive covenants; and, concerning the law of IP/IT, seeking an injunctive relief for breach of confidence, advising in two separate cases of pharmaceutical patents involving an interesting point of law, and arguing a novel point of law in a trade mark dispute.

Vod also acts as defence counsel in criminal matters, from appearing before the Court of Appeal to advocating an unprecedented point of law in magistracy appeal to defending cases, e.g., involving a corruption offence, an infringement of intellectual property rights, or a breach of trust with an amount in question close to HK\$20M.

Prior to practising at the Bar, Vod was a part-time university lecturer in Canada on topics including information technology, e-business and management science, and also earned years of business experience from enterprises, for example, specialising in technological advances such as global positioning systems and information technology.

Selected Cases:

- *Rose Palace Ltd v Jung Christopher Lam* [2013] 2 HKLRD 158 (VP summons)
- *Chan Sze Yuen v Tin Wo Eng Co Ltd & Others*, unrep., HCPI 427/2008 (jurisdiction)
- *Mayer Hldgs v Make Success & Ors*, HCA 64/2012 (a listed Co/ Vietnam JV)
- *HK Supreme-Plus Ltd*, HCMP 41/2012 (capital reduction)
- *My Beauty Co Ltd v Kong & Others*, HCA 633/2011 (restrictive covenants/ employ)
- *The IOs of Kennedy Town Bldg v Muksch Roland*, LDBM 292/2010 (common area)
- *Belt Collins Int'l v HK Beier Gaolin*, HCA 1042/2008 (disputes over trademark)
- *Wealthy Victor Ltd v Ace Cosmos*, HCA 1910/2007 (\$50M escrowed/Macanese land)
- *Alfred Lam, Keung & Ko (firm) v Chan Tsang Sing & Others*, HCMP 1157/2009 (siblings' disputes over properties with more than half a century's family intricacy)
- *The IOs of Hiu Tsui Ct v Nip Kwong Yuk*, LDBM340/2009 (manager & occupier)
- *HKSAR v Tsang Kwok-hin* [2005] 3 HKLRD H2 (appeal against conviction allowed)
- *Chiang Wing Nin v ISS Servisystem (HK) Ltd.*, CACV 126/2005 (CA)
- *Re: Futin Ltd.*, HCMP 2016/2007 (16 Apr 2009) (Companies Ord.); HCMP2624/10.
- *To Ho Sum Eddy v Sheenluxe*, HCCT 34/08 (opposing to set aside an arb award)
- *Chiyu Banking Corporation Limited v Wan Loon Packing & Stationery Co Ltd and Others*, HCA 472/2003 (15 Aug 2005, Court of First Instance) (a bank client obtained judgment to recover debts based on certain deeds of guarantee)
- *Wong On Wang v Lee Hok Keung and HK Human Resources Ltd*, DCCJ 4251/2005 (11 Jan 2006) (in a dispute an interlocutory injunction application was resisted)
- *Lui Yuk Yin v Lam Chuen & Anthr*, DCCJ 1178/2005 (2006) (property/joinder)

***Info on
Mediation
Practice***

As mediator in mediation cases involving an element of:

- Bank/Corp Fin/Factoring, Listed Co/ AIM/ TWSE, Shareholders, IT/IP (eg passing off, breach of confide. & copyright), Prof. Neglig. (eg solicitors, realtors), Family/ Siblings, Estate, Land/Property (eg small hs, adv poss), Business/ Commercial (eg M&A, JV), Contract (eg OEM), Int'l Trade, Employment, Discrimination, Defamation, Gov't/NGOs, Bldg Mgt, PI (from slip to tragedy), Subrogation, etc.

As lecturer/ trainer/ coach/ speaker/ moderator:

- Speaker, "SME Conference: Create Value and Prosperity Create", JMHO Mediation Conference (2016)
- Conference "Mediate Disputes to Enhance Harmony in doing Business between HK and China cum the 2nd Shanghai-HK Commercial Mediation Forum", JMHO (2014)
- Part-time Lecturer, Mediation & Negotiation, City U's PCLL (2012-present)
- Assistant Trainer, Mediation Practice, HKU SPACE (2012-present) • Vocational Training Council (2012-present) • Correctional Services (2012- present);
- Coach, Cert in Mediation (Healthcare), Chinese U & Singapore Med. Ctr (2011-2013)
- Coach, Mediation Practice, HKU SPACE (2010-11) • Inst. of Financial Planners (2011) • Ctr for Restoration of Human Relationship (2011) • Law Society (2012-13) • Baptist University & Conflict Resolution Ctr (2012-13) • City U's LLM (2011-13); G2G (2013)
- Moderator, "Scope & Focus of New Med. Ord", JMHO Mediation Conference (2013)
- Speaker, "The New Med. Ordinance & Medical Practitioners", JMHO (2013)
- Speaker, "Med. for Building Management", Eastern District (2013)
- Speaker, "Introd. to Mediation", HK Sign Language Assoc. (2013) • HK Fed. of Medical Societies (2013) • Assoc. of Nursing Staff (2012) • Well Born Ppty Mgt (2011) • Citybase Ppty Mgt (2011) • Society for Rehabilitation (2011) • Hospital Authority (2010).
- Speaker, "Med. Practice Prep." for HKU SPACE Alumni Talk (2011) • "Med Experience Sharing" for HKU SPACE's Open Day (2010) • "Med & Labour Disputes", Labour Depart (2010) • "Peer Med" for S. Island, St. Stephen, ELCHK & Toishan, etc. (2010-13)

Other mediation experience, training or exposure:

- Victim Offender Mediation Training, Griffith U & Methodist Ctr (2013) • Workshop of Land (CSFR) Ord, SCHSA & JMHO (2013) • Community Mediation Forum, Mediation Centre (2013) • Construction Mediation Experience Sharing Series Part 1, HKMC (2013) • CEDR Mediation Assessment Assessor Training (2012) • Mediate First Conference (2012) • Update on Mediation in UK by Michel Kallipetis, Q.C. (2012) • Basic & Advanced Family Mediation Training, HK Academy of Law (2011 & 2012) • Workshop on Concession Strategies for Mediators by Prof. Richard Reuben (2011) • Talk on "Negotiation in Mediation", JMHO (2010) • Debate about "Is mediation more civil than litigation?", HKMC (2010) • Seminar on "Ethics in Int'l Arb't & Med't: A X-Cultural Perspective" (2010) • Seminar on "Mediation" featuring Hon. Mr. Justice Lam (2009) • Mediation Training organised by Int'l Chamber of Commerce (2008) • The 7th World SME Expo Legal, Arbit'n & Mediation Ind. Symposium (2007) • "Mediation & Arbitration" by the Law Society & HK Bar (2006) • Med. Training Programme by the Judicial Studies Board (2006)

Academic Awards

- BC Hydro Scholarship
- Outstanding Student Recognition
- Eileen Purkiss Memorial Endowment Award

**Volunteer Awards
Other Info.**

- Bronze Award for Volunteer Service, the Social Welfare Depart. HK
- ALCAN Vancouver Dragonboat Festival Community Service (Group)
- Chairman of General Mediation Interest Group of HK Mediation Council, HKIAC (2012-present)
- Member of HK Mediation Council Committee, HKIAC (2012-present)
- Member of General Mediation Interest Group of HK Mediation Council, HKIAC (2009-present)
- CPD speaker (2006-2011), regularly, on topics of:
 - “*Updates on Employment Law*”
 - “*Helping clients come before, or appeal from, the Labour Tribunal*”
 - “*Injunctive Reliefs for Employment Cases*”
 - “*How to conduct Interlocutory Applications & Appeals*”
- Research assistant to two professors of IP/ IT laws at the HKU
- Postgraduate member to the Board of the Faculty of Law, University of HK
- Member to Simon Fraser University Senate Graduate Studies Committee

**Publications/
Interviews**

- “*Using softer hands to settle injury claims*”, South China Morning Post, Classified Post, p2, 16 Jan 2016
- “*Turn bad times into a career opportunity*”, South China Morning Post, Classified Post, p2, 20 Sep 2014
- “*Mediator’s Qualifications & Skills*”, publication following Mediation Conference on 21 Mar 2014.
- “*Stopping fighting friends’ garment firm from unravelling*”, South China Morning Post, 15 Feb 2014.
- “*Cover Story: Communication strikes out workplace disharmony*”, HK & China HR Yearbook 2013, Classified Post, South China Morning Post, pp.6-8., 2013.
- “*RTHK Disputants Should Have Radioed for Mediation Help*”, South China Morning Post, p20, 13 Apr 2013.
- “*Should a lawyer-mediator’s fee be shared in Hong Kong?*”, Hong Kong Lawyer, p.62, 9/12.
- “*調解大熱 考牌人次創新高*” [“*Mediation is a hot topic; candidates for accreditation on the rise*”], HK Economics Times, p.A48, 14 Dec 2009.