

CURRICULUM VITAE OF LING CHUN WAI

Barrister-at-law

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Legal qualifications

- 1995 LLB, King's College London, Upper Second Division
- 1996 Called to the Bar in England by Lincoln's Inn and in Hong Kong
- 1997 LLM, Queens' College Cambridge, First Class

Current practice

Mr Ling commenced full practice as a barrister in Hong Kong in 1998. He joined Des Voeux Chambers in 1999. He practises exclusively in the civil and commercial fields. For further details please visit www.dvc.hk.

Mr Ling undertakes a wide variety of work involving company law, insolvency, trusts, land, disciplinary proceedings, contractual and commercial disputes. He makes regular appearances at all levels of the Hong Kong Courts, in arbitrations and before various specialist tribunals.

Mr Ling specialises and is well-known in the field of intellectual property which constitutes about 70% of his practice. He makes regular appearances in Court and the Trade Marks Registry in contentious matters including infringement actions, trade mark oppositions, registrability hearings and appeals therefrom. He also has advised a number of applicants for listing on the Hong Kong Stock Exchange, particularly in relation to IP issues arising from parallel importation. He is described by Chambers and Partners as "*a highly visible presence in intellectual property matters ... a bright junior with an intellect that can easily deal with complicated work*" (2009), and "*a thorough operator*" (2010).

Mr Ling is a Fellow of the Chartered Institute of Arbitrators and an accredited mediator with the Hong Kong International Arbitration Centre. He has sat as an arbitrator and received nominations as a panel member of arbitral tribunals. As counsel, he has advised parties in arbitration cases involving commercial, construction and IP disputes.

Other skills and experience

Mr Ling is a contributor to *Hong Kong Civil Procedure 1999-2016*.

Mr Ling is fluent in English and Chinese (Cantonese; Putonghua - conversational).

Mr Ling has served as a member of the Special Taskforce on Intellectual Property of the Bar Council for a number of years. He is currently a member of the Committee of the Hong Kong Mediation Council.

In December 2015 Mr Ling was appointed a Deputy Judge of the District Court of Hong Kong where he sat for one month.

Selected reported cases

- Re Greater Beijing Region Expressways (No 2) [2000] 2 HKC 118 (*Norwich Pharmacal* application)
- Estinah v Golden Hand Indonesian Employment Agency [2001] 4 HKC 607 (restitution)
- Re Hon Seng Engineering Ltd [2001] 3 HKC 561 (winding-up procedure)
- Leung Yee & anor v Ng Yiu Ming & anor [2001] 1 HKLRD 309 (effect of consent orders)
- Re Wah Nam Group Ltd [2002] 2 HKLRD 369 (compulsory winding up)
- AXA China Region Insurance Co Ltd & anor v Pacific Century Insurance Co Ltd [2003] 3 HKC 1 (confidential information)
- Guangzhou Green-enhan Bio-Engineering Co Ltd v Green Power Health Products International Co Ltd [2004] 3 HKLRD 223, [2005] 1 HKLRD 50 (passing off, copyright and trade mark infringement)
- Jian Yu Qiang v Li Shi Liang & ors [2004] 3 HKC 589 (case management; resulting trust)
- Fortis Bank v Yu Kam Hoi Herman & ors [2004] 2 HKC 314 (enforcement of charging order)
- Peconic v JSM [2006] 4 HKC 406 (professional negligence)
- Oriental Sharp v Hong Kong Housing Authority [2007] 1 HKC 509 (land covenant)
- Lam Ching Sheung v Official Receiver [2009] 5 HKLRD 278 (misfeasance in public office)
- Peconic v Chio Ho Cheong [2009] 2 HKLRD 537 (limitation periods for constructive trustees)
- C.S.S. Jewellery Co Ltd v. Registrar of Trade Marks [2010] 2 HKLRD 890 (trade mark registration based on honest concurrent use)
- Lion Capital LLP v Registrar of Trade Marks [2011] 1 HKLDR 272 (registrability of trade marks)
- Nokia Corporation v TCT Mobile [2014] 2 HKLRD 43 (specific discovery)

凌振威大律師 簡歷

在開始大律師實習之前，曾於英國修讀法律，並以一級榮譽畢業於劍橋大學，獲法學碩士學位。他於 1996 年取得英國與香港的大律師執業資格，並於 1999 年起於德輔大律師事務所執業。

凌大律師的執業範圍主要包括民法與商法領域的事務，他處理過的案件涉及銀行、保險、破產清盤、土地、證券、公司、信託、行政法、紀律調查和專業疏忽等多個民商法領域。作為一位跨領域的大律師，他經常代表客戶參與各級法院與審裁處的聆訊。近來，他為若干來自香港和中國大陸的公司提供了關於申請在香港交易所上市的法律意見。

此外，凌大律師在知識產權法領域具有豐富的經驗。《錢伯斯指南》(Chambers & Partners) 對凌大律師的評論包括“在知識產權領域備受矚目”(2009 年版)和“在知識產權法領域具有特殊的專業知識”(2012 年版)。

凌大律師是英國特許仲裁司學會院士，也是香港國際仲裁中心認可的仲裁員。他曾在仲裁程序中擔任獨任仲裁員，也經常作為上市公司、金融機構和政府機構的代理人，代表客戶參與仲裁聆訊。

凌大律師將在於 2015 年底被任命為香港區域法院臨時法官（待確定）。