



## **HARRISON CHEUNG**

**張志雄大律師**

**Barrister-at-law | Call: 2010 (HK)**

- **HKIAC Accredited Mediator**
- **HKIAC List of Arbitrators**
- **HKIE List of Adjudicators**
- **Registered Professional Engineer (Civil)**
- **Fellow of Chartered Institute of Arbitrators**
- **Member of HK Institute of Engineers**
- **NEC4 ECC Accredited Project Manager**



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Mr. Cheung worked in the construction industry for over 20 years and then switched his career and became a barrister. His main area of practice is construction-related litigation, arbitration and mediation, but he also works frequently on commercial contractual disputes and other general matters. On the criminal side, he acts as counsel on fiat and defence counsel regularly.

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### **Education & Qualification**

Bachelor of Laws (Honours), The City University of Hong Kong

Master of Business Administration (General Management), The Hong Kong Polytechnic

University Master of Arbitration & Dispute Resolution, The City University of Hong Kong

Master of Practising Accounting, Monash University

Master of Applied Science (Engineering Geology), The University of New South Wales

Bachelor of Civil Engineering, Imperial College London

### **Practice Areas**

- Construction-related Litigation
- Commercial contractual disputes
- Competition Law
- Arbitration
- General Civil Litigation
- Mediat
- Criminal including industrial summons and all kinds of crime at all levels

### **Appointments & Public Office**

- Chairman of Appeal Tribunal (Buildings), 2015-2021
- Committee Member of the Appeal Board (Hotel and Guesthouse Accommodation), 2012-2018
- Committee Member of the Appeal Board (Clubs (Safety of Premises)), 2012-2018
- Committee Member of the Appeal Board (Bedspace Apartments), 2012-2018
- Professional Assessment Assessor for the Hong Kong Institution of Engineers 2005, 2006, 2012
- Panel Member of the Contractors Registration Committee of the Building Department, 2004-2008
- Committee member of Committee on Construction Law of Hong Kong Bar Association

### **Arbitration Experience**

- Acted as Sole Arbitrator and published final awards for 5 cases relating to construction, decoration and building management issues
- Acted as advocates for numerous arbitrations mainly relating to construction disputes involving termination, defective works, extension of time, delays, valuation of variation orders etc....

### **Mediation Experience**

- Acted as mediators for over 80 cases for a wide variety of disputes involving construction contract, final account measurement, repudiation, sub-contractor's non-payment, delay, water leakage, building management, decoration, land matters, personal injury, E&M works, shareholders disputes, probate, sale of goods, professional negligence, family and divorce

### **Other Alternative Dispute Resolution and NEC Experience**

- Acted as Dispute Resolution Advisors for over 10 Government Contracts (contract sum ranging from \$180 million to \$ 5.02 billion) and 7 Housing Authority projects
- Acted as NEC (New Engineering Contract) Specialist for 4 government projects
- Acted as Partnering Facilitator for over 5 government projects
- Seasoned Speaker on NEC3/4 and construction related topics/seminars with over 3000 participants from government departments and construction industry

### **Litigation - Selected Cases**

#### **Construction / Building Related**

- Hung Yip (HK) Engineering Co Ltd v Kinli Civil Engineering Ltd [2021] 1 HKLRD 860
- The Incorporated Owners of Tung Fat Building Block A v Ng King Fong, DCCJ 4309/2015
- Woon Lee (HK) Co Ltd v. Holyrood Ltd, HCCT 43/2010 and CACV 188/2010
- Sino Channel Holdings Ltd v. Vast Faith Investment Ltd [2020] 2 HKLRD 1286
- Ling Tsang Cho v. Tso Wing Yan [2018] HKCA 242 (Court of Appeal)
- Evergreen (FIC) Ltd v. Golden Cup Industries Ltd t/a Super Star Group [2016] 5 HKLRD 636 (HCCT 14/2015)
- Longest Profit (Hong Kong) Ltd v. Appeal Tribunal (Buildings) [2014] (Court of Appeal)

#### **Commercial / Contract**

- Resorts World at Sentosa Pte. Ltd. v Wong Fei Fu [2020] HKCFI 1236
- Lei Tao v Yenhon (HK) Display Co ltd & Another, HCA 1197/2012
- Song Lian Zhong And Others v. Chan Sze Wan And Others [2018] HKCA 685
- River Valley Investments Ltd v Wonderful Mind Ltd, DCCJ 651/2011
- Face Magazine Marketing Ltd v Innovative Gift & Premium (HK) Ltd, DCCJ 1754/2012

#### **Criminal Law**

- Sole Defence Counsel at a Jury Trial for Trafficking of Dangerous Drugs
- HKSAR v Cheah Hanson & Another [2020] HKCA 603 involving white collar crime
- HKSAR v. Chan Yiu Fai And Others [2014] (Court of Appeal)

- HKSAR v. Fong Kwok Shan Christine [2017] 20 HKCFAR 425 involving constitution law

### **Competition Law**

- CTEA 2/2017 Competition Commission v. W. Hing Construction Co Ltd and Others [2020] 2 HKLRD 1229, [2019] 3 HKLRD 46, [2018] 5 HKLRD 437
- CTEA 1/2019 Competition Commission v. Fungs E&M Engineering Co Ltd [2020] HKCT 5