

Representative Legal Matters

Roberta Chan

Commercial Disputes

- Representing a Chinese state-owned enterprise in defending a claim for tortious interference of business/procuring breach of contract, lodged by the largest port operator in Dubai, in respect of its port/free zone investment in Djibouti. This was the first dispute in Hong Kong which arose from the Belt and Road Initiative.
- Represented one of Hong Kong's leading telecommunications operators to gain victory at the Court of Final Appeal regarding the constitutionality of setting licence fees to recover surplus for transfer to general revenue under the Telecommunications Ordinance/Trading Funds Ordinance and subsequent restitution claims.
- Acted for Hong Kong's leading telecommunications operators in their restitution claim for excessive license fees paid against the Government with a total amount of more than HKD 200 million.
- Representing and defending a major satellite operator in Hong Kong in a contractual dispute with its joint condosat counterparty in USD60 million claim.
- Acting for a listed company in a statutory derivative action against certain directors of another listed company for breaches in directors' duties during the process of spinning-off of the core business of that listed company. The core business also includes certain land properties situated in areas of PRC, which have high potential redevelopment value. The matter involves various expert areas including business valuation expert, land valuer, corporate financier, town planning consultant and foreign law experts.
- Advising and acting for a Hong Kong listed company to successfully claim against the counterparty in the Hangzhou Intermediate People's Court of China for a breach of share mortgage and default in payment of a promissory note in the principal sum of over HKD2 billion.
- Advising and acting for a Hong Kong listed company in relation to an action against a counterparty for the default of payment of promissory note in the principle sum of over HKD3 billion, and an enforcement of share mortgage over shares of a BVI entity which in turn holds various operating subsidiaries in Hong Kong.

- Advised a Hong Kong-listed company in its main action for rescission of contract, based on fraud and misrepresentation in respect of its acquisition of a British Virgin Islands company which indirectly holds substantive projects in Vietnam.
- Advised a Hong Kong-listed company in its main action against a joint venture partner, another Hong Kong listed company, for breach of fiduciary duties and conspiracy to defraud.
- Advising and defending a Hong Kong-listed company and its directors in various actions for fraud and misrepresentation, in respect of its acquisition of a BVI company which indirectly holds mines in Russia.
- Represented for a Hong Kong listed company in obtaining a successful vexatious litigant order against a discontent minority shareholder and his nominees.
- Acted for majority shareholders in their family dispute with minority shareholders in a winding-up petition pursuant to Sections 168-A and 177 of the Companies Ordinance.
- Acted for the property developer in defending claims for breach of sale and purchase agreements, breach of the deed of mutual covenants, and nuisance on the development up to the Court of Final Appeal level.

Contentious Employment Matters

- Representing and defending a product retailer employer in a disability discrimination claim at the District Court.
- Regularly advises on employment contract disputes such as post-termination obligations and discrimination claims.
- Regularly advises on work injury and occupational safety issues;
- Represented an employer in defending prosecution by the Immigration Department for breaches under the Immigration Ordinance.
- Represented employers in defending prosecution by Labour Department for breaches under Employment Ordinance.