

# Faculty of Law Newsletter

Summer 2013  
A Newsletter for Friends and Alumni  
of the Faculty of Law



The University of Hong Kong

## Home Sweet Home

CHENG YU TUNG TOWER



  
香港大學  
THE UNIVERSITY OF HONG KONG

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Protect the environment and  
read our newsletter online at  
[www.hku.hk/law](http://www.hku.hk/law)

To reduce paper use, starting from the next issue, we will stop mailing the newsletter to those who have registered their email addresses at [www.hku.hk/law](http://www.hku.hk/law). If you decide not to change, you will continue to receive the hard copy.

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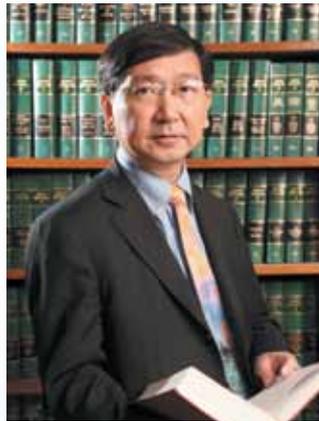
**Professor Michael Wilkinson**

**Rachel Li**

*Faculty Development Officer*

*Article submissions are most welcome.  
Please send in by fax or e-mail ([lirachel@hku.hk](mailto:lirachel@hku.hk)).*

# Message from the Dean



## Our New Home

We have finally moved into our new home, the Cheng Yu Tung Tower on the Centennial Campus. It is a beautiful campus that may change your previous impression of the Law Faculty premises and HKU in general. If you haven't been to the new campus or visited our new home, you are most welcome and please contact Rachel Li, our Faculty Development Officer, if

you wish to have a group guided tour for a group.

The Faculty moved into its new home last June, well in time to prepare for the arrival of the double cohort of new students in September 2012. The idea of having a new home dated back to 2003 when we commissioned the Faculty of Architecture to do a feasibility study of taking up the former Old Halls. The study found that Old Halls would not be able to meet our needs. While that study did not lead to any immediate action, it did provide us with a very good idea of what we wanted for our new home; and when the opportunity arose later, we were well prepared for the move. In this issue, will illustrate the new features of the Centennial Campus and our new law building. They provide an excellent environment for study and research, and we hope you will enjoy the location as much as we do.

## A New Qualifying Exam for Solicitors

In the last few months you may have heard from the President of the Law Society his idea of introducing a new qualifying examination for solicitors. When we seek clarification, we have been repeatedly assured that this is only a proposal for consultation. We understand that the main concern is that the PCLL may have become the bottleneck for entry to the legal profession, and the qualifying examination is intended to ease access to the legal profession. With respect, I do not follow the reasoning. We are also assured that there is no intention to get rid of the PCLL. If so, I just cannot see how the introduction of a further examination will facilitate the entry into the legal profession. It seems to me that the result would be the exact opposite – to make entry to the legal profession even more difficult! There is anecdotal evidence that it is extremely difficult to get into the PCLL. The reality is that there are about 900 applicants to the PCLL in each of the last two years. HKU alone has admitted about 300 each year, and the three law schools together have admitted a total of about 550 students to the PCLL each year, that is, almost 60% of all applicants. The admission standard is indeed set by the legal profession.

Thus, I am at a loss to understand how, on the one hand, we are asked to comply with the admission requirements set by the legal profession, and, on the other hand, we are accused of being too restrictive in admissions. We are, of course, open to suggestions for relaxing our admission standards. There may have been one or two harsh cases in the past when applicants just missed the requirements, but such things will happen whatever standard we set, as there will always be someone who will just fall on the other side of the bar. We are prepared to increase our admission numbers by stretching as far as possible our understanding of the requirement of a good 2(II) degree, and will indeed increase our quota for admissions from this year to take in some additional applicants who are on the borderline. Yet the response from the Law Society is that, if we expand our quota of admission, the Law Society will not have sufficient external examiners to monitor our programme! This sounds like a 'heads I win, tails you lose' type of argument. If the idea is to eventually get rid of the PCLL, we need to be assured that whatever new system in place will produce better lawyers and is in the public interest, but, so far, we have not heard anything in that regard. If the genuine concern is other than facilitating entry into the legal profession, let's call a spade a spade and be upfront about it.

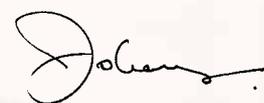
### **The Deanship**

I have indicated in the last newsletter that I am not seeking any further extension of my Deanship when it expires in June 2013. At the request of the University, I have, with some hesitation, agreed to stay on for six more months till the end of December 2013 to give the Search Committee more time to search for my successor. I honestly believe that no one should be in a leadership position for too long, and having been in this position for 11 years, it is time that I should step down and pass the torch to another able colleague. The Search Committee, which is chaired by the Vice-Chancellor, has been working very hard in looking for my successor. It is the practice of HKU that the existing Dean will not be involved in the search, and I have every confidence that the Search Committee will produce the best candidate to lead the Faculty.

There are too many people, indeed too many to be named here, that I would like to thank for their support and encouragement in the last 11 years. The job of the Dean has changed much over the years. Gone are the

days when the major challenge was just to make proper arrangement for teaching. Today, the Dean is responsible for budget planning, human resources management, strategic development, public relations and community partnership building, fundraising, programme development and globalized collaboration, let alone teaching and research and related quality assurance. The Dean has also had to steer skillfully between the Faculty and the University, the academia and the commercial world, and in some cases, between academic freedom and real politics. How well I have performed is a matter that I should leave others to judge, save to point out that I could not have done what I have done without the support and guidance of many friends, alumni and colleagues. It is always the people that make the job more enjoyable. As many senior administrators in the University have experienced, I did not join the University to pursue an administrative career. Yet somehow I have spent over a decade in this administrative position. I must say I have learned a lot. A good administrator requires very different skill sets from a good academic, and in the case of a university, a resilient personality to swallow all the frustrations and a sense of humour to laugh them off! On the other hand, the rewarding part of the job is that I have the opportunity to work with many wonderful people with many wonderful ideas and endless energy, and in the process, to better learn how inadequate one is! A valuable lesson that I have learned is that respect is earned by being who you are, by adhering to what you believe, and by practising what is fair. In the past 11 years, there have been a fair share of good times and bad times, just as what life should be. I have made many friends, and the kind words of many of you are really touching.

I am glad to see that the Faculty is in a very good shape. We have a dynamic and vibrant academic environment, excellent colleagues, bright students and a strong international reputation. We also have wonderful facilities and a healthy financial cushion. I do wish my successor all the best. I am sure the Faculty will be in good hands and will continue to grow from strength to strength.



**Professor Johannes Chan SC (Hon)**

*Dean, Faculty of Law*

*May 2013*

# Congratulations

We have had a very successful year competing for research grants. Besides Professor Douglas Arner's project "Enhancing Hong Kong's Future as a Leading Financial Centre", which was made one of the 5 RGC Theme-based research projects, we have received awards for a total of 6 projects, including 3 GRF grants, 2 ESC grants, and 1 PPR grant, with a total amount of research grants of about \$4.655M.

## RGC funded projects for 2012-13 (Faculty of Law)

Funding	Principal Investigator	Project Title
RGC Theme-based research project	Professor Douglas Arner	Enhancing Hong Kong's Future as a Leading Financial Centre
General Research Fund	Professor Tony Carty (co-Principal Investigator: Dr Humphrey Ko)	The Impact of Western International Law on the Disintegration of the late Qing Empire and the Continuing Consequences for East Asia in the 21st Century.
	Mr Thomas Cheng	Competition Law in Developing Countries.
	Dr. Felix Chan	One Country, Two Systems and Three Disciplines: Interdisciplinary Research of Law, Economics and Actuarial Mathematics in Assessment of Personal Injury Damages in the People's Republic of China
Early Career Scheme	Dr. Shahla Ali	New Governance and Humanitarian Aid: The Relationship between Law, Globalization and New Forms of Decision Making to Address Humanitarian Health & Nutrition Relief Efforts in East and West
	Mr Haochen Sun	Promoting the Fashion Industry in Hong Kong and Mainland China: The Role of Intellectual Property
Public Policy Research	Mr Thomas Cheng	Conglomerates and Competition Law Enforcement in Hong Kong.

Not only did our colleagues' researches receive recognitions, our research students' achievements are also well recognized by the following University Award Schemes:

### Li Ka Shing Prize (2010-2011) (for the best PhD theses in the Faculties of Architecture, Arts, Business & Economics, Education, Law and Social Sciences)

Dr LO Pui Yin (PhD)

**Thesis title :** Judicial Construction of the Basic Law: The Independent Judicial Power of the Courts of the Hong Kong Special Administrative Region  
**Supervisor :** Professor Albert Chen

### Swire Scholarships for Research Students in Residence at Robert Black College (2012-2013)

Ms LIM A-Jull (PhD)

Ms Maria Adele CARRAI (PhD)

### University Postgraduate Fellowships (2012-2013)

Miss ZHANG Xiaoshi

## Congratulations also go to the following colleagues:

### UNIVERSITY OUTSTANDING TEACHING AWARD

*Ms Alice Lee*

### FACULTY OUTSTANDING TEACHING AWARD

*Mr Wilson Chow*

*Ms Katherine Lynch*

*Dr Marco Wan*

### UNIVERSITY OUTSTANDING YOUNG RESEARCHER AWARD

*Dr Zhao Yun*

### UNIVERSITY RESEARCH OUTPUT PRIZE (FACULTY OF LAW)

*Dr Shahla Ali*



**Edward Chan**, joined the University in February 2013 to become a Senior Teaching Consultant at the Legal Clinic. He obtained his LLB from the University of Manchester before coming back to Hong Kong to practice law. After a long career as a solicitor he was called to the bar in February 2013. He enjoys reading and tennis, and is a proud father of a pair of thirteen-year-old twins, Nicholas and Adriana.



**Antonio Da Roza**, Research Assistant Professor, joined the Faculty in December 2012, where he currently carries out research on Access to Justice issues and Alternative Dispute Resolution. He previously served as a Senior Research Assistant in the Faculty from 2007 - 2011, primarily in respect of the First Decade of the Court of Final Appeal project; and Visiting Professor at Shantou University from 2009 - 2011 lecturing on securities regulation in Hong Kong. Antonio has been a practising barrister since 2004.



**Kelvin Kwok**, Assistant Professor, specializes in competition/antitrust law, intellectual property, and law and economics. Having graduated from the University of Hong Kong with a double-degree in business administration and law, he attended the University of Chicago Law School where he obtained his LL.M degree. He taught accounting at the HKU School of Business prior to joining the Faculty of Law in August 2012. Kelvin currently teaches LLB Tort Law and Commercial Law, in addition to LLB/JD/LLM electives in competition/antitrust law and intellectual property. He is also the Deputy Director of the BBA(Law)-LLB programme. He enjoys pop music in his spare time.



**Dr Michael Ng**, Assistant Professor, prior to joining the Faculty of Law in 2012, Dr Ng has served in the legal, business and finance sectors for more than 15 years. As a solicitor, Dr Ng specialized in corporate and commercial practice. After leaving his legal practice, he served in a listed multinational corporation as its Chief Investment Officer and Finance Director, focusing on mergers, acquisitions and direct investment transactions in Asia. He also ran a China-focused private equity fund management firm as its Partner and CFO. Dr Ng's research and teaching interests include corporate, commercial and investment transactions, mergers and acquisitions, Chinese legal history, legal education, comparative law and legal theories. In his spare time, he enjoys playing soccer.



## Welcome Professors!

A very warm welcome to our first Professor of Legal Practice, **Professor Anselmo Reyes**; and **Professor John Lowry**, Chair of Commercial Law.



**Professor Anselmo Reyes** is no stranger to us. Having achieved distinguished results at both Harvard and Cambridge, he joined the Faculty where he lectured from 1986 to 1988. He then left HKU and joined the Bar. He has a most successful practice at the Bar and was appointed Senior Counsel in 2001.

In 2003, he was appointed to the bench as a High Court judge. He has a strong passion for legal education. Whilst serving as a judge, he taught part-time for us and has appeared regularly in our conferences and seminars. As a judge he is best known for his decisiveness, succinct judgments and great sense of fairness. As a member of the judiciary he was heavily involved in the civil justice reform. It is our great privilege to have him as our first Professor of Legal Practice. His wealth of experience will certainly benefit immensely both our students and our colleagues and enrich our academic life.



**Professor John Lowry** joined the Faculty in May 2013 as Professor, Chair of Commercial Law. Prior to coming to Hong Kong, he was Professor of Commercial Law at University College London (where he remains Professor Emeritus). He has also taught law at the universities of Oxford (Merton College), Warwick, the LSE and Queen Mary London. He has written widely in domestic and international journals on insurance law, directors' fiduciary obligations and shareholder remedies and has co-authored five books on insurance law, company law and limitation of actions. He is also a contributing editor to Gore-Browne on Companies and OUP's Annotated Companies Acts and he is a member of a number of editorial committees. He has held research fellowships at the Institute of Advanced Legal Studies and the University of Connecticut, Centre for Insurance Law Research. John is an avid reader of contemporary fiction. He is also a keen gardener when at home in Sussex and is a devoted football supporter.

## Dr Patrick Yu received Degree of Doctor of Laws *honoris causa*

In recognition of his immense contribution to legal education and Hong Kong, Dr Patrick Yu was conferred with the Degree of Doctor of Laws *honoris causa* at the 188th Congregation. It is indeed an honour and privilege for the University to be able to show respect and gratitude to the living legend of the legal profession whose refusal to apply to become Queen's Counsel is still fondly remembered.

As mentioned in the Citation, delivered by the Public Orator, by the mid-1960s Mr Yu had established himself as the top criminal lawyer in the territory. It was also during this time that he was appointed to the University and Polytechnic Grants Committee where he played a leading role in the establishment of the Law

School at this University. "Indeed, given the fact that there was opposition from some weighty quarters, it was probably only as a result of his persuasive arguments that the Law School was established at that time. He was indeed endorsing his strong belief that Hong Kong required its own law school to enable good students from less financially privileged backgrounds to study law. The fruits of his endeavour are clear to see, since so many local students, who could not have afforded to study overseas, now grace the topmost ranks of legal profession."

As Dr Yu was unable to attend the Congregation, Dr David Li, Pro-Chancellor and Professor Lap-Chee Tsui, Vice-Chancellor conferred the honorary degree on Dr Yu at his home.

### Citation

Mr Pro-Chancellor

Sadly, our first honorary graduand Patrick Yu Shuk-siu is not well and is unable to attend today's ceremony. I had the privilege of visiting Patrick, his wife and daughter Dominica, earlier this week and I am pleased to report that Patrick, who is now 91 years of age, has lost none of his passion for life or acuity of mind and he apologises for being unable to attend today. I am sure that we all wish him a speedy recovery.

Patrick Yu is one of Hong Kong's most celebrated, respected and fearless advocates.

Patrick was born in 1922 into an intellectual family with ancestry from Guangdong. He was educated privately at home until the age of 9 when he attended Wah Yan College. In 1938, at the age of 16, he was admitted as a Government Scholar into this University to read for an Arts degree.

His studies were, however, interrupted by the Second World War and, although Patrick did not complete his final year of study, he was awarded a wartime degree. Having escaped to China Patrick then served with British Naval Intelligence and was later commissioned as an officer in the Intelligence Corps of the Army of the Republic of China. In 1945, when the war ended, Patrick was awarded a Victory Scholarship by the Government of Hong Kong to study Politics, Philosophy and Economics at Merton College, Oxford (the College at which his father had studied). After graduation he remained in England to study for the Bar and was admitted as a barrister of Lincoln's Inn. Having served his pupillage in England, Patrick moved to Malaya where he worked briefly in his uncle's firm. He then returned to Hong Kong and in 1951 was the first Chinese to be appointed Crown Counsel. After one year in the post, however, he resigned in protest at the unequal terms of service given to him as a local appointee (although both the Attorney General and Chief Justice strongly advocated his being granted expatriate terms). He moved on and entered private practice, sharing a room in the chambers of his old friend Sir Oswald Cheung, with whom he had previously studied in the Faculty of Arts. Soon afterwards he set up his own office in Ice House Street in which many future notable barristers, who had graduated from the law school of this University, later served their pupilages.

Patrick says that this period in Government, albeit brief, was far from wasted as it was there that he gained a rare insight into police methods and procedure, which proved to be of great assistance in his subsequent private practice at the Bar.

He recounts that, whilst working in Government, he was one day interrupted by a colleague who said: 'Patrick, I don't understand why you are working so hard. Try to remember that in Government service non-activity is no bar to promotion ... while making mistakes is. Therefore the less you do the smaller the chance of mistakes being made and the better your chance of promotion'. Patrick vehemently disagreed, taking up many more cases than his colleagues in the Legal Department and winning most of them! Indeed, this is one of the reasons he has given for his notable success in defending clients - that he prepared all his cases meticulously unlike many of his opponents.

As the first and only Chinese Crown Counsel at that time, his court appearances were widely reported in the popular press, which meant that, when he did embark upon private practice, his reputation was firmly established and there was no shortage of clients.



Indeed, Patrick tells me that, as one of the first Chinese barristers, he was especially passionate about facilitating better representation in criminal trials for Chinese defendants from poorer backgrounds who, not surprisingly, often failed to understand the niceties of the western criminal process. His most laudable aim was to secure justice for them and many benefited greatly from his services.

His fearsome intellectual ability, especially in the arena of cross-examination, made him a leading light at the criminal bar. His outstanding forensic skills were aided by a photographic memory so that, when conducting a lengthy trial, he could recall exactly what each witness had said without needing to refer to any notes.

Patrick was invited to accept appointment as a judge of the Supreme Court of Hong Kong by three consecutive Chief Justices but again declined on the grounds of the discriminatory terms of employment.

Mr Pro-Chancellor, it was during this time that Patrick was appointed to the University and Polytechnic Grants Committee where he played a leading role in the establishment of the Law School at this University. Indeed, given the fact that there was opposition from some weighty quarters, it was probably only as a result of his persuasive arguments that the Law School was established at that time. He was indeed endorsing his strong belief that Hong Kong required its own law school to enable good students from less financially privileged backgrounds to study law. The fruits of his endeavour are clear to see, since so many local students, who could not have afforded to study overseas, now grace the topmost ranks of our legal profession.

Indeed Patrick's very high moral principles are legendary. His firm stand by resigning from the legal department of Government and declining appointment to the Bench on the grounds of discrimination (which he said was insulting) was, in the context of the day, very brave. Patrick also declined to become a Queen's Counsel (the normal progression for eminent lawyers) in the belief that recognition should come from what one has achieved, without the need for applying for recognition of such achievements.

In 1983, after 30 years of eminently successful practice, Patrick retired. He became an autobiographer and has published two well-received memoirs 'A Seventh Child and the Law' and 'Tales from No 9 Ice House Street'. In particular I like a photograph of a very well-dressed Patrick standing on a punt on the river which is captioned 'Patrick on a punt before he fell into the River Isis!' I assume from the fact of his later eminent career that he could swim!

Mr Pro-Chancellor, I would like to end my citation by mentioning a personal memory of Patrick. Patrick often came to our Law Faculty to speak on formal occasions. The last time I heard him speak to a group of students at this University, I recall clearly his standing bolt upright, no lectern, no notes and delivering a prepared speech entirely from memory with no hesitation and no mistakes. He must have been in his eighties at the time and this was a most impressive performance. His integrity, moral courage and dignity are unsurpassed. He is indeed legendary.

Mr Pro-Chancellor

It is my honour and privilege to present to you Patrick Yu Shuk-siu for the award of Doctor of Laws *honoris causa*, in absentia.

*Citation written and delivered by Professor Michael Wilkinson, the Public Orator.*

## Appointment of new Associate Dean (International Affairs)



Associate Professor Ms Jolene Lin, has been appointed Associate Dean (International Affairs).

In view of the rapidly expanded profile of international collaboration in terms of student exchange, various forms of collaboration with overseas institutions, joint degree programmes, and with a view to developing a more strategic approach to further enhance the international profile and competitiveness of the Faculty, we have decided to reinstate this position, which has been left vacant for some time. Jolene has already been heavily involved in student exchange matters and various other initiatives in international collaboration.

## Undergraduate Admissions Statistics (2012-2013)

The admission standards of the LLB and the three double degrees remained very high in 2012-2013, in spite of admitting a double cohort. It is also the first year of DSE admission and the Faculty has done very well. In the last batch of HKAL results, the LLB and BBA(Law) were ranked 6th and 4th out of a total of 31 HKU programmes. In the first DSE Examination, the Faculty is one of the two Faculties in HKU which have achieved a median score of above 6.0 (6.2 to 6.4) in all programmes (maximum score is 7). BA & LLB has the highest score in English in Hong Kong. BBA(Law) & LLB and BA & LLB have the highest score in Liberal Studies in Hong Kong, closely followed by the LLB. Details are provided in the following table:

Average Scores of DSE Applications Admitted to HKU in 2012						
	LLB	BA&LLB	BBA(Law) & LLB	BSS(GL)& LLB	Law School A	Law School B
ENGLISH	6.60	6.68	6.49	6.20	5.81	6.22
CHINESE	6.12	6.05	6.09	5.82	4.78	5.69
MATHS	5.66	5.37	5.89	5.31	5.16	5.09
LIBERAL STUDIES	5.75	5.84	5.84	5.71	4.47	5.56
4 CORE & 2 ELECTIVES	6.09	6.05	6.18	5.88	5.09	5.66

## Centre for Medical Ethics and Law

Our newly established Centre for Medical Ethics and Law, jointly hosted by the Li Ka Shing Faculty of Medicine and the Faculty of Law, has set out its exciting plan and programmes. Established in 2012 and being the first of its kind in this region, it aims to become a focal point for international research excellence in the area of medical ethics and law, and will co-ordinate and provide teaching and training to university students and professionals. As the ethics of medical practice and research have become increasingly exposed to public and legal scrutiny, the Centre will also provide a leading forum for discussing issues of public interest and concern to Hong Kong society. To that end, the Centre will hold public seminars and workshops and contribute to public discussion and debates on public health and policy issues. The Centre is supported by a generous donation from the WYNG Foundation and its co-directors are Dr Philip SL Beh from Medicine and our Professor Scott Veitch.

The Centre's 'Inaugural Lecture', held on 11 April, was given by Dr Ron Zimmern, Chairman of the Foundation for Genomics and Population Health (Cambridge) and Honorary Professor, School of Public Health at HKU, on 'Ethics and Public Policy: Some Lessons from

Genomic Medicine'. This is to be followed in May by a further Distinguished Lecture by Professor Sir Roy Calne, FRS, a world-renowned surgeon and a pioneer of organ transplantation. Two more conferences, one on transgender and one on the dividing line between medical services and beauty parlours, are in the pipeline. The Centre has also launched a research programme on biobanking.

On April 17, the Centre entered into a collaboration agreement with Cambridge University in the area of medical law and ethics; and more activities are being planned. Stay tuned!



*Dr Ron Zimmern giving the Inaugural Lecture of the Centre for Medical Ethics and Law on 11 April 2013.*

# A legal guide for the elderly – the Senior CLIC website



The Senior CLIC website is tailor-made for the elderly in Hong Kong



If seniors prefer listening to reading, they may visit the website's audio page or get a CD for free.

How do you make a will? What is an “Advance Directive”? How will my property be dealt with if I get dementia? From 15th April 2013, answers to these questions and other questions that seniors may have, can be found in the first bilingual legal information website for seniors in Hong Kong: the **Senior CLIC** website ([www.s100.hk](http://www.s100.hk) or [www.seniorclic.hk](http://www.seniorclic.hk)).

Sponsored by the Home Affairs Bureau of the HKSAR Government, the **Senior CLIC** website is the second legal information website developed by the Law and Technology Centre of The University of Hong Kong for a specific group of people in Hong Kong. The first website of this kind, the **Youth CLIC** website at [youth.clic.org.hk](http://youth.clic.org.hk) designed for the young people in Hong Kong, was launched in 2012.

The **Senior CLIC** website provides free legal information on 27 legal topics of concern to seniors. The topics are divided into five groups: (1) housing and accommodation, (2) smart elderly, (3) work and retirement, (4) farewell to life and (5) health and care.

From the website URL and interface to topic selection and presentation style, **Senior CLIC** is tailor-made to suit the needs of seniors. The website URL, s100.hk, has a special meaning. The “S” represents seniors and “100” reflects the hundreds of possible legal issues which are being explained in our website. **Senior CLIC** has been designed as a legal guide for the elderly. The contents were written by legal experts, with the relevant laws and legal concepts being explained in plain language.

Much of the legal information provided on **Senior CLIC** is also available in audio form. The website has an audio page (in Cantonese only) which summarizes the 27 topics in audio clips of three to four minutes each. The audio clips are available in CDs for seniors who do not use computers. Seniors or organizations can send their names and correspondence addresses via post, fax or email to get a free copy of the CD and a transcript of the audio clips.

Professor Anne Cheung and Dr. Kevin Pun, co-directors of the Law and Technology Centre, would like to acknowledge and thank Ms Eliza L.S. Chang, Mr Michael Cheung, Mr Cheung Man Kit, Ms Rebecca M.K. Lee, Mr David Tang and Mr Samuel Yip Chung Him for their valuable contributions to the contents of the website.

### How to get the Senior CLIC CD and transcript:

By **post**: Law and Technology Centre, Cheng Yu Tung Tower, Centennial Campus, The University of Hong Kong, Pokfulam Road, Hong Kong.  
(No self-addressed envelope is required.)

By **fax**: 2549-8495

By **email**: [cd@s100.hk](mailto:cd@s100.hk)



# Rule of Law Education Project (ROLE) - *Play Your ROLE in Promoting Rule of Law*



The Rule of Law Education Project (ROLE), launched in June 2012, is one of the knowledge exchange initiatives of the Faculty, aiming to introduce to the community basic knowledge of the law and its role in society.

The Rule of Law is generally regarded as one of the core values and a pillar of the success of Hong Kong. However, it has been the general perception that law is difficult and its concepts and principles remote from the lives of the general public. The ROLE Project is committed to promote a better understanding and more informed debate about legal and social issues pertaining to the Rule of Law among legal practitioners, academics, students and ordinary members of the public.

The project, led by Associate Professor Benny Tai, adopts the “train the trainers” approach, providing training to secondary school teachers responsible for teaching the subject Liberal Studies (LS) and NGOs. The project also assists them in applying their knowledge to teaching and to their contact with different people in the community.

Young lawyers have been invited to join the project as facilitators, in response to a call from Dr Margaret Ng, former Legco member. A total 3 rounds of training, in the form of seminars and group presentations, were organized and attended by more than 150 teachers. The sessions, in collaboration with The Hong Kong Institute of Education, were well received by LS teachers. They will meet again in the second stage to design teaching materials of their own in response to the many topical issues in Hong Kong. With the introduction of the Rule of Law Education website, these materials can be shared and updated among teachers, and are accessible to the public.

**日期已更新**

**法治與通識教育**  
**通識科教師培訓講座**  
香港大學法律學院 主辦  
香港教育學院管治與公民研究中心 合辦

**簡介**

法治是香港社會的核心價值，但法治是什麼呢？在新高中學制下，通識科教師如何引導學生運用法治概念，幫助他們從法治角度出發對社會問題進行思考和表達？本講座冀啟發通識科教師探索法治的理念與實踐，結合雙非子女等熱門案例，分析法治的精髓。將邀請出席的老師參加第二階段訓練，包括結合時政設計通識教案等。

**講座安排**

日期：2013年1月4日，星期五  
時間：上午9:30 至下午1:00  
主講人：甄耀廷- 香港大學法律學院  
地點：香港大學社會科學樓K2223群芳講堂

\*\*\*\*\*

**報名方式**

請以正楷、大寫字體填妥以下表格電郵 (0113111111) 或傳真 (2389 8885) 至香港大學法律學院知識交流主任胡小姐。截止日期：2012年12月11日。

姓	_____
名	_____
學校名稱	_____
電郵	_____
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傳真	_____

# Clinical Legal Education Course

The Free Legal Advice Scheme is already in its fourth year on campus, being run under the Duty Lawyer Scheme. As a 6-credit course offered to undergraduate students, it aims to: (1) offer preliminary legal advice to members of the University or the public having actual legal problems involving the laws of Hong Kong as to their legal position; and (2) through handling real cases, allow our law students taking the Clinical Legal Education Course an opportunity to develop their lawyering skills and to promote a pro bono culture. Instead of examinations, students are required to submit a portfolio of work for assessment. Let's hear what they feel about the course.

## Extracts from students' feedback

"My legal research skills have been refined throughout the term as I learned to look beyond basic legal principles and truly analyse how courts have handled specific situations. Lastly, this course has enhanced my commitment to public service - it is indeed a good feeling to feel like you have helped somebody, and I hope to continue doing this kind of pro bono work as a practitioner."

"I also learned about communicating with a client effectively. To do this, we have to observe the client and see his/her real concerns, and identify the legal issues involved. We have to use the right tone and manner of expression to make sure our message is 'communicated' to the client. This should be adjusted according to different clients' characteristics, education level, etc."

"A lawyer should uphold professionalism in conducting everything for the interest of the client, including the way he greets the client, talks to the client, addresses the concerns of the client, to build up client's trust and confidence. At the same time, lawyers should qualify their advice to protect themselves from incurring unnecessary liability. A lawyer should also keep record e.g. make attendance note of the work he or she has done to for easy reference and to avoid disputes in the future. When carrying out research for a case, the approach varies according to the context. But the overall mind set is to think practically instead of academically."

"In this course, we met clients who seem to suffer injustice but cannot afford to use law as a tool to achieve remedies due to their financial situations. I agree that the significance of law is to provide a set of rules for all to comply with, which at least ensures equality and fair treatment of everyone. Yet, it seems that more is needed to be done to allow law to help more people in a more effective way."



## LLB Graduation Ceremony 2012

*The Hon Mr Justice Bokhary, NPJ graced the LLB Graduation Ceremony 2012 with his presence as our Guest-of-Honour. His address is reproduced below.*

*Address by*

### The Hon Mr Justice Bokhary NPJ

*At the Faculty of Law of The University of Hong Kong  
LLB Graduation Ceremony 2012  
Loke Yew Hall, 3 November 2012*



Humankind sometimes makes progress through events on a grand scale. More often we progress by way of somewhat smaller steps, and therefore more gradually. The important thing – indeed the vital thing – is to keep moving and moving forwards. If ever we are forced back, we must regain lost ground as quickly as possible, and then forge ahead again with renewed and increased determination. That is history. It is also the lesson of history. Through the ages law has had a crucial role to play in the advance of humankind. That explains – at least in part – why the great – perhaps the greatest – legal historian, Frederick Maitland, was of the view that while it might be possible to be a lawyer without knowing history it was impossible to be an effective historian without at least a reasonable knowledge of the law.

What aspect of the law has the most important role to play in human progress? My answer, reached after a lifetime in the law, is that it may well be the legal principle of equality. This principle

cannot, does not, and perhaps should not even try to distribute the materials bounties of progress in absolutely equal shares.

But it does involve equality before the law. And it is integral to the concept of human rights under which we are all equal – and absolutely equal – in our entitlement of human dignity. Human dignity is not wholly or even mainly to be measured in material terms. But it does involve – and human rights therefore involves – at least a tolerable standard of living. Civil liberties form the first generation of human rights. Socio-economic rights form a new generation of human rights. And you are the latest generation of lawyers. You know what you have to do.

I have, in what I have been saying, attempted to identify and justify why you have been called upon to work so hard throughout your student days. It is all because of the many important and onerous tasks that you will be called upon to perform from this day, this great day, onwards. You have been prepared – and have prepared yourselves – for these tasks: with the support of your parents and their parents; through the combined efforts of you and your teachers; and through the inspiration which you have all drawn from one another.

The study of the law trains the mind in a way that benefits the student in very many ways. It will always be of use whether you eventually pursue a career in the law or in some other field of endeavour. Above all, it instills in you and abiding sense of justice as a practical guide as well as an ideal. For without justice the law is raw power. As such it would be an imposition at best and might even sink into the depths of tyranny. What true legitimacy can laws possibly have if they are unjust? None at all.

Even if you do not pursue a career in the law – I hope you do, but even if you do not – you will always be a part of this family of the law and justice. So this occasion is a family gathering in more ways than one. It is a great privilege for me to have been invited here. Thank you.

Being here – and, as I have said, privileged to be here – with you on this special day of yours, my thoughts turn fondly and somewhat wistfully to a special day of my own. The years roll back, and I see myself on the very first day of my practice at the Bar. It was late. Everybody else had long left for home. And I was alone in chambers. To shy to have given any sign of what that day meant to me while there was anyone present to witness it, I went out onto the by then deserted corridor. And I stood there a long while gazing at my name newly painted on the door. As you may expect, I dreamed some dreams of what my future in the law might be.

In some respects, just a few, the reality has, I admit, fallen short of what I dreamt of then. But in most respects, the reality – at the Bar and on the Bench – has far exceeded those young dreams of more than 40 years ago.

For myself, I am content. But for the law, I wish that I had achieved more in the service of the constitution. And I wish also that more time had been allocated to me for the further performance of that service. Still, one must accept that although always the custodian of one's own conscience, there are other factors in play when it comes to one's fate.



*Miss Victoria Cheung giving her vote of thanks*

In any case, we are not here to talk about my past. Today's subject is a far more important one, for we are here to talk about your future. And that lifts my spirits. It lifts them high indeed. For I picture you in the years ahead, working hard, even grindingly hard but to a most worthy purposes: -

- serving the community through the law;
- feeling the full satisfaction of doing that;
- building up your fortune for the benefit of your loved ones"
- even acquitting a measure of fame although you do not seek it;
- all the while moving towards being able to say this when your career draws finally to a close:

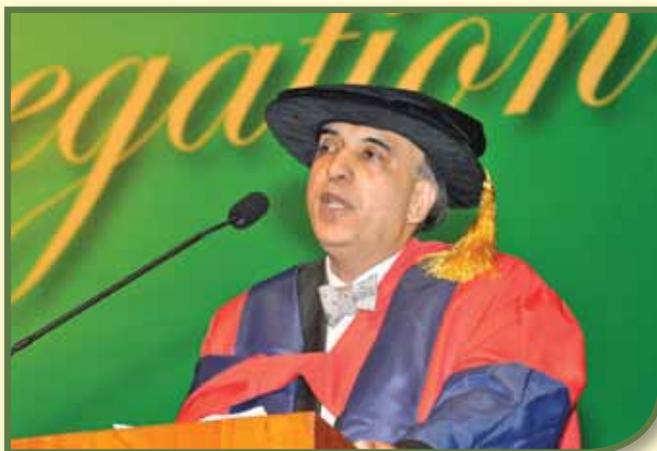
*"I have left the law better, as least in potential, than I had found it, and I can in good conscience leave it to a future generation of lawyers to make it better still".*

I do not know if I myself can say that with any justification. But I do know what I see you a future generation in which I can – as I do – repose full faith.

As for me, I am of yesterday. Between you and me lies tomorrow. The day after tomorrow belongs to you. I believe in that

day, for I believe in you. Although I will not be present to witness the height of your achievements in the years ahead, please know that I will be happy for you and proud of you.

Let me detain you no further. The best part of this ceremony is yet to come. Enjoy it. And when it is over go forth towards the happy and honourable fulfillment of your duty and your destiny.



*The Hon Mr Justice Bokhary was conferred at the 187th Congregation on 27 November 2012 with the Degree of Doctor of Laws honoris causa in recognition of his distinguished service and commitment to the University, the community, and to academia. Other honorary degree recipients included Dr Henry Cheng Kar-shun and Mr Yao Ming. Congratulations!*

## Juris Doctor Graduation Ceremony 2012

*Our congratulations also go to the second batch of JD graduates whose Graduation Ceremony was held on 17 October 2012.*



# Events



1 The Hon Mr Alan Leong, SC officiated at the LLB Opening Ceremony on 14 September 2012.

2 Public Law Dialogues by Mr Richard Gordon, QC on 18 October 2012.

3 Law Lectures for Practitioners 2012 on 19 October 2012.

4 5 A Dialogue with Lord Anthony Lester, QC on 2 November 2012.

6 Professor Philip St. John Smart Inaugural Memorial Lecture by Stephen Briscoe on 9 November 2012.

7 8 Common Law Lecture: *The Interpretation of Hong Kong's constitution: A personal view* by The Hon Chief Justice Geoffrey Ma on 8 April 2013.

9 Common Law Lecture: *The Duty to Give Reasons in Administrative Law – "As Case of Judicial Heartbreak"* by The Hon Michael Kirby AC, CMG on 12 November 2012.



# Home Sweet Home

CHENG YU TUNG TOWER

HKU Holds Dedication  
Ceremony for  
Cheng Yu Tung Tower  
on the  
Centennial Campus



*Dr Henry Cheng,  
Honorary Chairman of Chow Tai Fook Charity Foundation.*



*From Left to Right: Professor Lap-Chee Tsui, Vice-Chancellor;  
Mr Peter Cheng and Dr Henry Cheng of Chow Tai Fook Charity Foundation;  
Professor Johannes Chan SC (Hon), Dean of Law.*

A Dedication Ceremony was held on 8 November 2012 for the Cheng Yu Tung Tower on the Centennial Campus. The Tower is the new home of the Faculty and is the first time in its 43 year history that an entire building has been dedicated to Law.

The Ceremony was officiated over by Dr Henry Cheng, Honorary Chairman of Chow Tai Fook Charity Foundation, and the Vice-Chancellor, Professor Lap-Chee Tsui. The Faculty was honoured that Professor Andrew Li, Honorary Professor of the Law Faculty and former Chief Justice, has graced the occasion with his presence and a signal speech (see opposite).

The Cheng Yu Tung Tower provides state-of-the-art facilities for teaching and leaning, and includes, among other things, a new and larger moot court, advocacy laboratories, an expanded and technologically well-equipped law library for contemporary legal research, and an Alumni and Reading Room.

## Speech by the Hon Andrew Li Kwok Nang, *Honorary Professor of the Faculty of Law, The University of Hong Kong and Former Chief Justice*



*Professor Andrew Li,  
Honorary Professor of the  
Law Faculty and former  
Chief Justice*

I am greatly honoured to be invited to participate in this most important Ceremony. It gives us the opportunity to express our deep gratitude to Dr Cheng Yu Tung and his family for their generosity. And it marks a milestone in the development of this great Law School, in having a new and its own dedicated building.

The rule of law with an independent Judiciary is a cornerstone of our society. It is of pivotal importance to our stability and prosperity. Indeed, it lies at the very heart of Hong Kong's separate system under "one country, two systems". In a society governed by the rule of law, no one is above the law. Those who govern and those who are governed are equal before the law. Judges have the duty of adjudicating disputes between citizens and between citizen and Government fairly and impartially without fear or favour.



We live in a world of rapid change and Hong Kong is and will be undergoing challenging developments, including on the economic and political fronts. The phenomenal growth in the economy of Mainland China has provided and will continue to provide Hong Kong with many opportunities which must be seized. Further, we have to deal with challenges in the evolution of our political system in accordance with the Basic Law. But amid these changes, we must hold steadfast to the core value of the rule of law with an independent Judiciary. This core value must never be shaken and must always remain sacrosanct and immutable. The continued vigour of the rule of law in our society depends on the vigilance of everyone. Above all, it depends on the dedication of successive generations of lawyers who are fully committed to safeguarding it.

Lawyers are what Law Schools make them. That is why the Law School at this University has played and will continue to play such a significant role in maintaining the rule of law in our community. It has built up a formidable reputation as our premier Law School. It is one of the best in Asia and ranks among the top law schools in the world. It is able to attract top students and excellent Faculty staff. For generation after generation, it has produced graduates who form the backbone of the Judiciary and all sectors in the legal profession and also graduates who are working in business, government and non-governmental organizations. Many occupy leadership positions. They are and have been dedicated to serving our community and in safeguarding the rule of law.

With its varied and rich programmes and its strong links with the Mainland and overseas, this Law School is committed to the pursuit of excellence on the basis of academic freedom. Students are taught the intellectual and professional skills required. They acquire the ability to think critically, to analyse for themselves and to communicate effectively. They have an understanding that the practice of law has ethical dimensions and that it is an honourable profession. Above all, they gain a deep appreciation of the values underlying our legal system, values based on the rule of law and respect for human dignity.

Professors here engage in research across a wide range of legal learning. They explore interesting and innovative ideas and make an enormous contribution to debate in the marketplace of ideas of legal issues. I must take this opportunity of congratulating all concerned for the Law School's fine achievements of which they should all be very proud.

The benefaction of the Cheng family in providing a new Building for the Law School represents a momentous contribution to this Law School and to legal education. With its wonderful accommodation and state of the art facilities, it provides an environment which is conducive to teaching, learning and research and to interaction and communication between all, both students and professors, in this Law School. It is in this Building that future generations of lawyers will be nurtured to carry forward the torch of the rule of law in our community.

At this meaningful ceremony, I must pause to reflect when the undergraduates of today reach my stage of life, we will be in the decade of 2050's, in the middle of the 21st century. In reality, the future of "one country two systems" will have to be discussed and settled within one country well before the end of the 50 years in 2047, probably around 2030.

Many graduates of this Law School, including today's undergraduates, will have risen to leadership positions at that time and will be playing a prominent role in that dialogue. As long as it is fully recognized that "one country" as well as "two systems" are essential and integral parts of the formula, I have every confidence and expectation that our beloved homeland, Hong Kong, as part of China, our Motherland, will continue to enjoy our own separate system with its core value of the rule of law with an independent Judiciary.

I wish to conclude by wishing all of you Good Health and Good Fortune.



*Miss Stephanie Wong (LLB 5) giving her vote of thanks on behalf of our students.*

*(From left to right) Professor Johannes Chan; Dr Henry Cheng, Managing Director of New World Development Co Ltd; Dr Cheng Yu Tung, Chairman of New World Development Co Ltd; Dr Victor Fung, the then Chairman of HKU Council; and Professor Lap-Chee Tsui, Vice-Chancellor, at the Dedication Ceremony in 2008.*



Faculty Academic  
Conference Centre



19 Advocacy Laboratories

Mooting Chamber



- Law Association Common Room
- Hong Kong Journal of Legal Studies/ Advocacy & Mooting Society Room
- Student Discussion Room
- Lui Che Woo Law Library

Academic Resources & Support Centre

Large Moot Court



- 2 Faculty Conference Rooms
- 5 Research Centres/ Institutes
- 2 Research Student Study Centres
- Clinical Legal Education Centre

3 Seminar Rooms

# Check out the Centennial Campus

Chi Wah Learning Commons



Simon K Y Lee Hall

Haking Wong Building

The Jockey Club Tower

Chow Yei Ching Building

Cheng Yu Tung Tower

Run Run Shaw Tower



Chi Wah Learning Commons



Run Run Shaw Tower  
(Faculty of Arts)

The Jockey Club Tower (Faculty of Social Sciences)

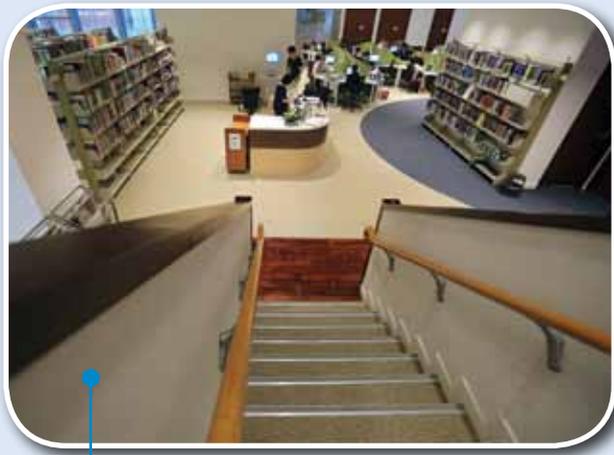


Grand Hall of the Lee Shau Kee  
Lecture Centre, another focal point  
of the Centennial Campus



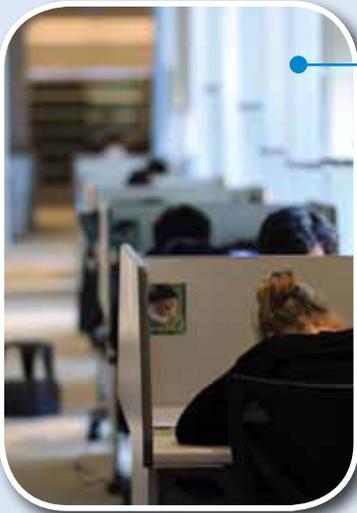
Courtyard





**Space**

- 1,856 m<sup>2</sup>
- 6 Discussion Rooms
- 1 Microform room



**Seats**

- RPG Research carrels
- Single study carrels
- Open reading tables
- Collaborative area
- Soft seating



*Dr Lui giving his speech*





From left to right: Mr Peter Sidorko, Librarian;  
Dr Philip Wong, Immediate Past Chairman of HKU Foundation;  
Dr and Mrs Lui Che Woo;  
Dr the Hon C H Leong, Council Chairman;  
Professor Johannes Chan SC (Hon), Dean of Law;  
Professor Lap-Chee Tsui, Vice-Chancellor; and  
Professor S P Chow, Pro-Vice-Chancellor.

## The new Lui Che Woo Law Library

A dedication ceremony was held on 30 October 2012 to celebrate the new home of the Law Library and to thank Dr Lui Che Woo for his generous support to the library to make it a nurturing ground for future legal professionals.

The new Library covers 1,800 m<sup>2</sup> of floor area and houses more than 120,000 volumes, with improved layout and functional spaces that align with the needs of users for modern day digital legal research. During the Ceremony, the Dean thanked Dr Lui for his support: "Dr Lui and the Faculty share a common vision of international outreach and enhancing the quality of legal education to train not just good lawyers but leaders who have a passion to serve, wherever they are."

We hope alumni and members of the legal profession will find the new Library more comprehensive and user-friendly. Let's check it out!



### Learning Facilities

- Computer Room
- Collaborative Workstations



### Technology

- Interactive whiteboards
- TV display panel + webcam
- Laptop + tablet + HD camcorder
- Wifi printing
- Online room/ seat booking



### Shelving Space

- Free-standing shelves
- Compact storage

# REFORMA LEGISLATIVA DE LA FISCALIDAD INTERNA



En el presente, el Poder Judicial de la Federación, en cumplimiento de sus deberes, ha emitido un dictamen que establece la necesidad de reformar el Código de Comercio y el Código de Procedimiento Civil, para adecuarlos a la Constitución Política de los Estados Unidos Mexicanos y a la Ley Orgánica del Poder Judicial de la Federación.

*Comisión de Estudios Legislativos*

El Poder Judicial de la Federación, en cumplimiento de sus deberes, ha emitido un dictamen que establece la necesidad de reformar el Código de Comercio y el Código de Procedimiento Civil, para adecuarlos a la Constitución Política de los Estados Unidos Mexicanos y a la Ley Orgánica del Poder Judicial de la Federación.





## Interview with Judge Garlicki

Judge Garlicki has spent a fruitful semester with us lecturing in two human rights courses in LLM(HR) programme. He was a resident judge of the European Court of Human Rights and the Constitutional Court of Poland, and has experienced the transition from Communism to liberal democracy in Poland. Academically, he was Professor of Law at University of Warsaw. This is the first time we have a resident Judge of the European Court of Human Rights, the judgments of which have been regularly cited in Hong Kong's courts.



### Q: Why did you choose to visit HKU?

G: I had some contact with the fellow judges from the Court of Final Appeal and had a discussion with them about the possibility to visit HKU. I decided to give it a go since HKU is a well-known university and Hong Kong is also a geographically interesting region. Even though ECHR is not directly binding in HK, it is not something completely exotic here. I hoped to bring my experience as a judge in ECHR and my insight to your school.

### Q: What attracted you to work in human rights issues in the first place?

G: I started my professional life as an academic at university, specializing in constitutional law. The review of constitutionality of law took place in Poland in 1990s, which involved a lot of human rights issues. I developed separate interest in human rights, which was important to Eastern Europe particularly before the transition period. Once the new system took place I was appointed to the Constitutional Court, which often dealt with human rights cases.

### Q: Can you describe the human rights situation during the transition period?

G: The communist system did not often support human rights, but Poland was less totalitarian than some other communist countries, therefore there were nevertheless some human rights possibilities. In 1980s, there was a constant balancing of human right movement and declining power of the communist party. It was a dynamic period, in which human right was more or less observed. Only after 1989, the Communist Party lost its power, democracy and human rights began to develop steadily in Eastern Europe.

### Q: What was the most remarkable case that you have decided?

G: It was the abortion case in the Constitutional Court. There used to be regulations in Poland that allowed abortion. In 1990s it was amended to restrict abortion, taking account of life consideration and the situation of rape. In mid 1990s, abortion was allowed again. Eventually, the regulations were challenged in the Constitutional Court and were declared unconstitutional by a majority of 8-4. I was for the relaxation of abortion and that was the position of the 4 minority judges. Even though I did not win, I still think it was the most important case I have decided.

Another interesting case concerns the issue of remaining possibility of capital punishment in ECHR. Capital punishment was abolished under the Convention; the only problem was extradition to other countries where capital punishment was allowed. There was a case that two Iraqis accused of murdering two British soldiers were handed over by Britain to Iraq, where capital punishment was allowed. ECHR decided it was a violation of the Convention, and capital punishment should never be allowed directly or indirectly in any circumstances.

### Q: What were the greatest difficulties that you have encountered as a judge at the European Court of Human Rights?

G: One of the greatest difficulties is the heavy responsibility inherently attached to each judgment. Other than deciding morally what is right or wrong as in cases concerning abortion and capital punishment, some decisions come with strong implications on particular social rights and state financial condition. In cases which have important financial consequences, it is difficult to strike a balance in order not to impose some very difficult and heavy responsibility on the state finance. Furthermore, cases which have come before the European Court of Human Rights are usually high-profile cases with States as defendants. Compared to normal defendants, States are even more unwilling to lose. These decisions often carry political implications which will either be favourable or unfavourable to different political parties. It is more difficult with our own states as defendants, but we have to let them know clearly that they in fact did violate human rights and it is unacceptable.

**Q: What's your impression on human rights protection in Hong Kong?**

G: To me, Hong Kong has a long tradition of the British approach of respecting human rights and different kinds of freedom. What appears to be more interesting to compare this area of human rights with other countries is less of a political context, but rather a cultural one. For instance, Hong Kong adopts a more conservative approach than some European countries including the United Kingdom towards the protection of discrimination against sexual orientation. The question we should concern is how far the protection of human rights should go, when it will happen, and how we can integrate the relevant protection with the special local culture and tradition. What I also admire here in Hong Kong is that social rights are generally well-protected, particular towards elderly people. For instance, elderly in Hong Kong enjoy a low transportation cost, while it is unimaginable for an elderly to pay about 2 cents of Euro for transportation. It can be seen that a lot of money is invested to redistribute public money to provide social benefits and protect social rights.

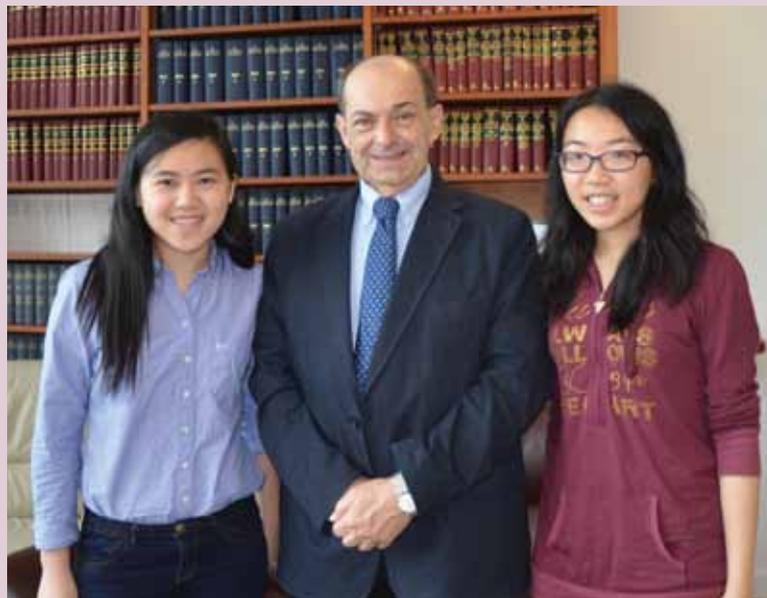
**Q: Do you have any advice to HKU students on studies, career or life in general?**

G: My advice would be to remain an honest and decent person. Sometimes there is the belief that a good lawyer is a crook. It's not true. A crook might win a case, but he will never be respected. When you have to make a decision, try to ask yourself what a decent person would do and whether or not it will be something you will not be ashamed of twenty or thirty years later.

**Q: Can you share with us your future plan?**

G: Since I have more free time after retiring from the court, I decided to visit some universities with my wife. The University of Hong Kong is the second university that we have visited. Before that, I have already spent some time in Tel Aviv University (TAU), Israel. After leaving HKU, I will spend a semester at New York University, and then spend another semester at Yale University.

Janice So (BBA(Law)2) and Grace Wong (BBA(Law)2)



Please contact Miss Rachel Li ([lirachel@hku.hk](mailto:lirachel@hku.hk)) if you are interested in being one of our student reporters.

## Further Collaborations with Tsinghua Law School

The Faculty signed an agreement with Tsinghua Law School on 28 February 2013 to offer short-term intensive training in the common law to promising Mainland judges and prosecutors, with a view to enhancing judicial quality in the Mainland. The project has the generous support of the donation from the Chow Tai Fook Charity Foundation. A Programme Advisory Board was established and comprises Professor Andrew Li (Chairman), The Hon Mr Justice Patrick Chan PJ; The Hon Ms Elsie Leung, GMB, JP; Mr Wong Yan Lung, SC; Ms Anna Wu, SBS; Ms Teresa Cheng, GBS, SC, JP; and representatives from HKU and Tsinghua Law Schools.



## Alumni Reunion Fun Day

24 November 2012

As part of the celebrations for the opening of the Centennial Campus, and the Faculty's very own building (Cheng Yu Tung Tower), the University of Hong Kong Law Alumni Association organised a homecoming Fun Day for alumni and friends on 24 November 2012.

The highlight of the Fun Day was the entertainment and performance – “We Got Talent” – held at the Moot Court, 2/F of the Cheng Yu Tung Tower. The Dean, Professor Johannes Chan SC welcomed all alumni and friends back to the Faculty at its new home. He told the audience the story behind the strive for a dedicated building for the Faculty; and many of the interesting trivia transforming the building to a comfortable and fitting one for the Faculty's present and future needs. Mr Kenneth Kwok SC, the President of the Law Alumni Association, also spoke to welcome and thank alumni for supporting the event.

Speeches aside, the performance showcased the varied talents of our alumni and students apart from law. Mosaic\*, a team of acapella singers led the audience to sing the Law Anthem, followed by their own version of “Top of the World” and “明我以德 Brighten Me with Virtues” (the theme song for the University's centennial celebrations) – with rhythms and beats pounding on!! Magic shows by Ng Ka Wai (LLB 2012, currently in PCLL) and Tony Ko (LLB 2003, PCLL 2004) amazed everyone in the Moot Court with their sorcery. The Law Society Band, TLF, added the joy of the day by their very own act of pop songs spanning different generations and genres.

Apart from the performances, alumni were updated on the Faculty's current news on its programs, admission figures, and the new Law Library by an exhibition. Guided tours took alumni to see the Faculty's new home – a new, more spacious Law Library with numerous study cubicles and discussion rooms; classrooms and moot chambers equipped with state-of-the-art facilities; and an academic conference room at the top of the Cheng Yu Tung Tower, enjoying a 270° view and a roof garden; and many more.

Alumni attending the event warmly welcomed the opportunity to come back and witness another great leap forward for the Faculty in nurturing the top legal minds for Hong Kong.

**Alfred Cheng** (LLB 2003, PCLL 2004)  
Executive Committee Member  
The University of Hong Kong Law Alumni Association



THE UNIVERSITY OF HONG KONG  
**LAW ALUMNI ASSOCIATION**

### Executive Committee of The University of Hong Kong Law Alumni Association 2012-2013

<b>President</b>	Ms Elaine Liu (LLB 1987, PCLL 1988)
<b>Honorary Secretary</b>	Ms Bonnie Tong (LLB 2009, PCLL 2010)
<b>Honorary Treasurer</b>	Ms Catherine Yip (LLB 1986, PCLL 1987)
<b>Committee Members</b>	Ms Jessica Chan (LLB 2006, PCLL 2007)
	Mr Alfred Cheng (LLB 2003, PCLL 2004)
	Mr Albert T. da Rosa, Jr. (LLB 1977, PCLL 1978, LLM 1991)
	Ms Françoise Lam (LLB 1986, PCLL 1987)
	Ms Deanna Law (LLB 2008, PCLL 2009)
	Ms Carol Wong (LLB 2010, PCLL 2011)

Exhibition



## HKU Law Alumni Lecture Series

二零一二年十一月二十九日

### 法庭使用中文的深層影響

朱芬齡法官 (LLB 1982, PCLL 1983)



二零一二年十二月五日

### 稅務上訴—實務與程序

郭慶偉資深大律師

(LLB 1972, PCLL 1973, Hon. University Fellow 2009) 及

陳妙蘭律師 (LLB 1982, PCLL 1983)



二零一二年十二月十二日

### 法治對談

名譽資深大律師陳文敏教授

(LLB 1981, PCLL 1982) 及

羅沛然博士 (PhD 2012)



25 March 2013

### Adverse Possession – Landlord v Tenant

Mr Edward Chan, SC (LLB 1972)



16 April 2013

### Secondary Creation – Issues in Copyright and Related Rights

Ms Winnie Tam, SC

(LLB 1983, PCLL 1984)



Magician Tony Ko (left)



The Law Society Band, TLF

From left to right: Mr Albert T. da Rosa, Jr.,  
Ms Deanna Law, Ms Bonnie Tong, Ms Elaine Liu,  
Ms Catherine Yip, Ms Jessica Young (Faculty of Law),  
Ms Carol Wong, Ms Françoise Lam,  
Mr Alfred Cheng



# Celebration in One Voice

## The University of Hong Kong Law Alumni Choir Concert

*on 2nd December 2012*



The Year of 2012 was filled with celebrations for the University's Centenary. With the opening of the University's Centennial Campus, the Faculty of Law finally had a building exclusive to its faculty and students and proudly moved to its new home at Cheng Yu Tung Tower. The University of Hong Kong Law Alumni Choir also stepped into its third year since its inauguration in 2010 and held its third annual concert on 2nd December 2012 at the Loke Yew Hall.

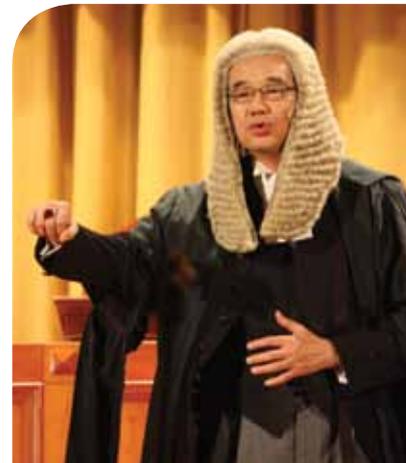
As part of the "HKU 100" celebrations and also in celebration of the opening of the Centennial Campus, the Choir's third annual concert was named "Celebration in One Voice". This time, apart from performing choral pieces, we embarked upon the production of an operetta *Trial by Jury*. This was a new venture and experience for the Choir Sub-committee.

It was no easy decision to make when the Choir Sub-committee decided to take up the task to produce an operetta for the Choir's third annual concert. The Chinese saying of "台上一分鐘，台下十年功 (one minute on stage takes ten years of practice)" is undoubtedly true. Preparation work was kicked off with recruitment of the main cast, the chorus and the orchestra; stage, sound and lighting design followed soon afterwards; sourcing for suitable costumes, props and the like was the important final touch. Practice sessions conducted by our Conductor Mr Raymond Cheng started in August. Music could be heard ringing around Room 319 of Cheng Yu Tung Tower every Saturday and sometimes even on Sundays. We were most fortunate to have Mr Dominic Cheung and Mr Matchy Choi as the Directors for the operetta; they gave valuable guidance to the main cast and the chorus on their acting role. The main cast and the chorus put in a lot of hard work too: managing and memorizing the tongue-twister like lyrics in the operetta was a real challenge but they all managed the task beautifully. And whilst rehearsals were going on, the orchestra was tirelessly working on the accompanying music to make sure that every tune would come out just as it should be. Every practice session was precious time squeezed from busy study or work schedules but it was filled with joy and laughter. As part of the team, I was deeply moved by the passion shown by everyone involved in the production.

The Choir spent no less time or effort in practising the choral pieces. Practices for the Choir also started in August every Monday night under the guidance of our Conductor Mr Jeffrey Sham, with piano accompaniment by Ms Eugenia Ip and Ms Natalie Chan. Ms Winnie Tam who performed with the Choir helped polish our singing techniques and management of the lyrics during some of the practice sessions. Most Choir members came straightly from the office or classroom. Occasionally Choir members needed to work late or attend a tutorial or lecture and yet they still tried to come to the practices as soon as they had finished their work or lesson. Though there were a number of occasions when the practice schedule was disturbed by bad weather or typhoon, still members attended the practices so long as the practice venue remained open. For me, attending Choir practices became a must-go routine after work every Monday during the few months before the concert. Music is a common language and a powerful tool for building up friendship among people. I enjoyed the practice sessions singing with other Choir members and treasured the bond of friendship built with fellow alumni.

The weather was rather cloudy on the day of the concert, with sudden showers just before the concert opened. However, Loke Yew Hall was packed with a full house and we were all overwhelmed. Our MC Mr Edwin Choi, who impressed the audience with his creative and funny prologue in the Choir's last two concerts, once again showed his talent. It was a proud moment when everyone stood up for the Law Anthem. It was even more memorable this time as we were honored with the presence of Professor Michael Wilkinson, Ms Juliana Doe and Ms Winnie Tam, the composer and lyricist of the Law Anthem, and Ms Cleresa Wong, the Choir Sub-committee's Chairlady, on stage leading the Law Anthem.

With the orchestra playing the prelude, the performance of Gilbert and Sullivan's famous comic operetta *Trial by Jury* began under the baton of our Conductor Raymond. The story is about a court case for breach of promise of marriage. The





story was unveiled when a crowd of curious members of the Public and Gentlemen of the Jury (played by various members of the Choir) entered the courtroom wondering what the case was about. The appearance of the Defendant Edwin (played by Mr Jonathan Chan) stirred the crowd and Jonathan's charming voice telling the past of Edwin as a love-sick boy captured not only the ladies in the Public but also the audience. Then there came the Usher (played by Jeffrey) who tried to silence the crowd with his resounding voice every now and then but in vain. When the Learned Judge (played by Mr David Yam) entered the courtroom recounting hilariously how he strived to attain his respectable position, the audience laughed heartily. The Bridesmaids then came in singing a beautiful melody and dancing gracefully. The glamorous entrance of the pretty Plaintiff Angelina (played by Ms Rayne Chai) caught everyone's eye and Rayne's enchanting voice captivated the audience. Her Counsel (played by Ms May Chan) then stood up to make submissions for her poor client. May's powerful voice delivered a persuasive submission and the Judge was left in a dilemma. The performance reached a climax with the main cast joined by the chorus singing the powerful sextet all wondering how the Judge would rule. The audience was really caught by surprise when the Learned Judge, who was eager to get away, decided to marry the Plaintiff himself at the end to close the case. The grand finale sung by the chorus ended the performance. Applause rang through the Hall at curtain call.



The second half of the concert started with a beautiful harp solo by Mr Kevin Ho. Our "Tri Divos", Jeffrey, Edwin and Jonathan, appeared on stage with the Choir after Kevin's performance singing the theme song One Voice. The music continued when the Choir, conducted by Jeffrey, singing the all-time favorite, Greatest Love of All. Fans of Winnie (who was not able to perform in last year's concert) were not disappointed this time as she sang the solo part of the piece. Lovely voices brought beautiful melodies to an eager audience song after song.



The audience demanded more when the Choir finished the last song Christmas Pops Trio. The encore piece, Time to Say Goodbye sung in Italian, brought the concert to a successful close.

Being a very "young" choir, the Choir has grown in the number of its members and also

widened its repertoire within a short of period of three years. Compliments and encouragements poured in from friends after the concert. Indeed, the Choir members all deserved a big applause after all the hard work. However, we are speechlessly grateful to people who have supported the Choir and rendered unconditional help. Their support was fundamental to the success of our concert. Special thanks must be given to: members of the Orchestra who played the music for the operetta; Ms Rachel Li of the Faculty of Law Development Office who has been helping us on all fronts since the Choir's first concert in 2010; Mr Aric Hung who has been designing our posters, tickets and house program for all our concerts so far; our honorable guests, Professor Lap-chee Tsui, Vice Chancellor of the University, Professor Johannes Chan and Professor Michael Wilkinson of the Faculty of Law, who graced the event and student helpers and the Executive Committee of The University of Hong Kong Law Alumni Association who have been most supportive of the Choir. I would also like to thank the Choir Sub-committee's Chairlady Cleresa and my fellow Sub-committee members; I enjoyed organizing the concert with them in the past year and they made the experience a most pleasant one.

Last but not least, this memorable concert has been recorded on DVDs and the DVDs are now available for purchase by members of the Choir and interested alumni. We hope to bring more good music to fellow alumni and our friends in the years to come and meet more new faces in the Choir's annual concert in 2013.

**Christina Ng**

Choir Sub-Committee Member  
The University of Hong Kong Law Alumni Association  
(LLB 1997 PCLL1998)



THE UNIVERSITY OF HONG KONG

# Faculty of Law

## QS Ranked **First** in Asia

In the 2013 World University Rankings of law schools by Quacquarelli Symonds (QS), The Faculty of Law of the University of Hong Kong was ranked top in Asia and 20th in the world. The top three law schools are Harvard, Cambridge and Oxford.

Rank	University	Country
1	Harvard University	United States
2	University of Cambridge	United Kingdom
3	University of Oxford	United Kingdom
4	Yale University	United States
5	The University of Melbourne	Australia
6	New York University	United States
7	London School of Economics and Political Science	United Kingdom
8	Columbia University	United States
9	Stanford University	United States
10	The University of Sydney	Australia
11	University College London (UCL)	United Kingdom
12	The University of New South Wales	Australia
13	Monash University	Australia
14	Australian National University	Australia
15	University of Chicago	United States
16	King's College London (University of London)	United Kingdom
17	University of California, Berkeley (UCB)	United States
18	Université Paris 1 Panthéon-Sorbonne	France
19	Victoria University of Wellington	New Zealand
<b>20</b>	<b>The University of Hong Kong</b>	<b>Hong Kong</b>



For the ranking, please see:

<http://www.topuniversities.com/university-rankings/university-subject-rankings/2013/law-and-legal-studies>

## 1st runner-up in the ELSA Moot Court Competition on WTO Law

In the ELSA Moot Court Competition (EMC<sup>2</sup>) on WTO Law, held in Geneva on 4 May 2013, the HKU team managed to beat 19 teams from all over the world, including Harvard University, and obtained the world-1st Runner Up.

After the preliminary round and quarter finals, the team (Mr NG Ming-Chung (PCLL); Mr Ivan LEUNG (PCLL); Miss Zita CHAN (BSS(GL)3); and Miss Natalie LAM (BBA(Law)5)) made it to the Grand Final against Pontifical Xaverian University of Columbia. Our congratulations and thanks also go to Mr Thomas Wong the coach.



The Director-General of the World Trade Organization, Pascal Lamy (third from the right), presented the prize and certificates to the HKU Team.