CPA
Hong Kong Institute of
Certified Public Accountants
香港會計師公會

**Restructuring and
Insolvency Faculty (RIF)**

More on RIF

E-learning webinar: Event code: EWEB21043001

Can the Hong Kong Court Wind Up an Offshore Company, after all?

About the topic

In the past two years or so, there have been a number of significant decisions on the issue of whether the Hong Kong Court could or should wind up an offshore company, the latest being *Re Lamtex Holdings Limited*, HCCW 263/2020, judgment delivered in March 2021. The traditional "three criteria" seem to have received renewed interpretations and applications in light of developments in cross-border insolvency and corporate rescue practice.   It is thus essential for creditors and practitioners to have a thorough understanding of the different circumstances under which the Hong Kong Court would assume jurisdiction and exercise discretion to reject, grant or adjourn winding up petitions against offshore companies.

In this webinar, barrister Michael Lok, who has been involved in a number of cases in this area, will give a detailed analysis of the important cases and to share his thoughts on how might one handle insolvent offshore companies in light of such developments.

About the programme

Date & Time	**Friday, 30 April 2021** **1:00 p.m. – 2:00 p.m.**
Format	**Live Webinar** (There will be real time Q&A)
Fee	HK$150 per person for RIF members HK$250 per person for Non-RIF members
CPD credit	1 hour (subject to actual attendance)
Law Society CPD credit	Being applied for
Language	English
Competency	Insolvency *
Rating	Intermediate/Advanced level*
Application Deadline	**27 April 2021** (offline enrolment by 23 April 2021)

* Please refer here for descriptions of the various ratings and competencies.

Rundown

1:00 pm	Introduction
1:05 pm	Presentation
1:50 pm	Q&A / Discussion
2:00 pm	Closing

Live polling questions will be asked

Speaker

Michael Lok
Barrister, Des Voeux Chambers

Chair

Ludwig Ng
Member of RIF Executive Committee, and Senior Partner, ONC Lawyers

About the speaker

Michael Lok
Barrister, Des Voeux Chambers

Michael's practice spans all aspects of commercial litigation, with particular focus on the areas of bankruptcy, company and insolvency, in which Michael has appeared for many professional parties and financial institutions. Michael appears frequently in the Companies Court of Hong Kong, and recently appeared (on special admission) as led junior in the Judicial Committee of the Privy Council in an appeal on a shareholders' winding-up dispute from the BVI.

In the non-contentious context, Michael has advised on and appeared in multiple schemes of arrangements (involving privatisations as well as creditor schemes) and other restructuring proceedings (such as 'Gobee.Bike', National Arts Entertainment and Culture Group Ltd and Hong Kong Mercantile Exchange Ltd).

Michael has also acted for the Securities and Futures Commission, the Commissioner of Police, the Director of Fire Services, the Privacy Commissioner for Personal Data, as well as a respondent in one of the first decisions of the Competition Tribunal.

Michael is cited in Legal 500 Asia Pacific (2021) as "a source of responsive, solid and practical advice" and recognised as "a good advocate who thinks outside the box". Michael is also the Co-Founder of the Company and Insolvency Law Society, and a Non-Clinical Lecturer at the HKU Department of Law.

Registration

- **Online enrolment <u>by 27 April</u>; offline enrolment by post or fax also by 23 April:**

  Complete the enrolment form and return it to the Institute <u>by 23 April</u>, together with full payment. Cheque should be made payable to "Hong Kong Institute of Certified Public Accountants" or "HKICPA". Fax registration will be accepted for payment by any VISA/ Master card or the BOC HKICPA UnionPay card.

  You may consider your registration to be successful unless you receive notification from us to the contrary.

- Upon successful enrolment, the meeting URL and login password will be provided nearer the event date.

- **Contact Ms. Karina Yeung at 2287-7386 for enquiry.**