

Chan Kai Ming, Daniel

陳啟明大律師

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Call: 2017 (HK)

Practice Profile

Daniel joined Chambers following completion of his pupillage with Mr Arthur Luk SC, Ms Po Wing Kay and Mr Francis M.B. Cheng.

Daniel maintains a broad civil practice and accepts instructions in all areas of Chambers' work. Apart from general civil litigations, Daniel is frequently instructed to act for clients in land, commercial and intellectual property disputes, he has experience appearing in the Obscene Articles Tribunal and the Lands Tribunal for trials. Besides, Daniel advises on listing matters including compliance issues and requisitions from relevant regulatory bodies.

On the criminal law side, Daniel undertakes criminal defence works of various levels of complexity, ranging from commercial and organized crimes to strict liability offences.

Education

P.C.LL. The Chinese University of Hong Kong
J.D. The Chinese University of Hong Kong
M.A. Goldsmiths, University of London

Selected Works

- **Land & Property**

King Lucky Development Limited & Anor v Niceway Consultants Limited & Anor, HCA 771/2019, represented the land owner and its agent in resisting an injunction restraining the use of a disputed right of way. (led by Mr Kenny C.P. Lin)

Art Link Development v Tang Shu Ki, the executrix of the estate of Tang For Kui, deceased, DCCJ 3984/2017, acted for the defendant in a trial for adverse possession of shares in land (led by Mr Andy Hung)

Wong Chu Hung v Tao Kin Lun, the Manager of Nam Ti Tai Tsung, DCMP 3584/2023 – acted for the plaintiff in a committal proceedings against the manager of a T'ong to enforce an injunction.

- **Intellectual Property and Publication**

HK Esports and Cheung Derek v Ling Chi Ho, HCA 116/2022, successfully obtained a summary judgment on liability for infringement of copyright by online pirate stream.

LFR Recycle Packaging (HK) Limited v Ho Wai Kowng & Anor, HCA 592/2021, represented the defendants, successfully resisted an injunction concerning disclosure and use of alleged trade secrets and confidential information.

A, B, C, D v Next Magazine Advertising Limited, HCA 374/2018; *A, B, C, D v Apple Daily Ltd & Next Digital Ltd*, HCA 396/2018, represented the plaintiffs in obtaining urgent *quia timet* interlocutory injunctions to restrain the defendants from publishing certain materials on the grounds of misuse of private information. (led by Mr Ronny Wong S.C. and Mr Newton Mak)

Real Root Limited v Office for Film, Newspaper and Article Administration, OAGO 12-13/2017, represented the publisher in the review hearing concerning a disputed classification of a local literature.

Advised on matters concerning infringements and legal consequences to patent and trademark proprietorship upon business restructuring.

- **Company & Commercial**

Yuen Ming Chak Gary v Study Go Limited & Anor, HCMP 692/2019, represented the applicant for leave to commence statutory derivative action.

Asian Corporation of America & Anor v HK Yaojunda Technology Co. Ltd & Anor, HCA 556/2022, represented one of the defendants to set aside a default judgment and garnishee order.

Advised companies on matters concerning regulatory compliance and market misconduct investigations.

- **Tort & Personal Injuries**

Guring Romi v Pizza Express (Hong Kong) Limited, HCPI 63/2019, acted for the plaintiff in a personal injuries trial.

Mohammad Wajed v Cheung Pik Chu Ruby and Anor, DCPI 2419/2017, represented all owners of a residential building in defending a personal injury claim.

Li Li Hua v Shing Yip Pharmaceuticals Company Limited, CACV 114/2023 – representing the respondent on appeal, successfully obtained an order for security for costs on appeal. In the original District Court action DCEC 1851/2019, successfully defended the applicant’s claim for employee compensation.

Languages

English, Cantonese, and Mandarin.