Nicole Chui

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Professional qualifications

- Call: 2022 (Hong Kong)
- Solicitor: 2020 (England & Wales – non-practising)

Education

- B.C.L. (Distinction), University of Oxford (2017)
- P.C.L.L. (Distinction), University of Hong Kong (2016)
- B.A. in Jurisprudence (1st Cl.), University of Oxford (2015)

Languages
English, Cantonese, Mandarin

Practice profile

Nicole joined Chambers in 2022 after completing her pupillage with Ms. Maggie Wong SC, Mr. Vincent Lung, Mr. Christopher Chain (now Mr. Christopher Chain SC) and Mr. Ernest Ng.

Nicole read law at the University of Oxford, where she graduated with a First Class in the BA (Jurisprudence) and a Distinction on the BCL.

Nicole has appeared before the District Court, Court of First Instance and the Court of Appeal as sole advocate in her own right or as a led junior whether at trial or in interlocutory applications, including urgent ex parte relief. Nicole has experience conducting cross-examination in District Court and High Court trials, as well as on behalf of the Marine Department in the Coroner's Court for the Lamma IV ferry death inquest.

Prior to joining Chambers, Nicole trained and practised as a Dispute Resolution solicitor at a Magic Circle law firm in London. During that time, she was seconded to the Retail Banking Litigation team of Lloyds Banking Group.

Nicole was also a judicial assistant to Sir Julian Flaux, Chancellor of the High Court of England and Wales and Lord Justice of Appeal, during which time she provided legal research and assistance on cases relating to a variety of practice areas including commercial law, the law of restitution and conflict of laws.

Nicole is developing a broad practice and accepts instructions in all areas of Chambers' work. She is capable of providing written submissions and conducting hearings in both English and Chinese.

Selected Cases

Arbitration

- **HKIAC Rules**: claim worth c.US$5M and counterclaim worth c.US$2.5M; acting on behalf of state-owned enterprise respondent in successfully obtaining security for costs; arbitration now withdrawn due to applicant's inability to pay security (sole advocate)
- ***1PFL v PTP*** (HCCT 14/2024): acted for the applicant in obtaining an order to enforce an arbitral award (as sole advocate, on paper)
- ***KZ v KY*** (HCCT 41/2019): acted for the applicant in resisting the respondent's application to set aside the Court's order to enforce an arbitral award (with Ernest Ng)

Asset Recovery

- ***Yerrid Law Firm v Qiansbaizi Trading Limited & Ors*** [2023] 3 HKLRD 421; (CACV 170/2021 & CACV 313/2021): acted for the respondent in an appeal involving issues of ministerial receipt, change of position, bona fide purchaser and illegality (with Ernest Ng)
- ***Wenda Co. Ltd v DBS Bank (Hong Kong) Limited***
    - [2024] HKCFI 285: successfully obtained Norwich Pharmacal relief in aid of foreign proceedings for corporate plaintiff whose monies were misappropriated (as sole advocate)
    - (HCMP 1796/2024): successfully obtained Norwich Pharmacal relief against 2nd layer bank account in aid of foreign proceedings for corporate plaintiff whose monies were misappropriated (as sole advocate)
- ***Liu Kwok On v Pan Xiaohua & Anor***
    - (DCCJ 3623/2021): successfully obtained order for enforcement of terms in schedule to Tomlin Order for defrauded plaintiff (as sole advocate)
    - (DCCJ 867/2024): successfully obtained ex parte proprietary and Mareva injunction for defrauded plaintiff (as sole advocate)
- ***Tai Ngan Yung v The Hongkong Shanghai Banking Corporation Limited and Mox Bank Limited*** (DCCJ 88/2024): successfully obtained Norwich Pharmacal relief for defrauded plaintiff (as sole advocate)

Commercial

- ***China Industrial Securities International Brokerage Limited v Lou Yi*** (HCA 1073/2021):
    - (HCA 1073/2021): successfully obtained conditional leave to defend in summary judgment application (with Ernest Ng)
    - (HCA 1073/2021): successfully obtained stay of execution pending appeal (with Vincent Lung)
    - [2024] HKCFI 2127: successfully obtained unconditional leave to defend in summary judgment application (including triable issues of construction, discharge of guarantee due to bad faith, connivance, and/or some other reason to go to trial) (led by Maggie Wong SC, with Ernest Ng)
- ***Laijin Picture (HK) Limited v Artwell Productions Limited & Anor*** **(HCA 410/2024)**: successfully obtained summary judgment, involving issues of construction, set-off and trade practice (as sole advocate)
- ***AHS Device Hong Kong Limited v VT Zero Limited*** [2023] HKCFI 1514: successfully resisted application for interim payment and proprietary injunction, involving issues of construction, implied terms, penalty clause, agency and fiduciary duties (with Vincent Lung)
- ***Smith & Associates Far East Limited v EZ Ram Technology Limited*** [2023] HKDC 435: successfully acted for the plaintiff in a trial involving breach of sale of goods contract (with Vincent Lung)

- ***Colour Zone Investment Ltd v Amy Xuan Li*** (HCA 1028/2022): successfully obtained summary judgment for a lender, involving issues of misrepresentation by a co-guarantor, representation of non-enforcement of guarantee by lender and discharge of guarantee due to variation/omission (with Martin Wong)
- ***Fine Wine Cellar Limited v Koo Ying Ying & Anor*** [2024] HKDC 1193: 5 day trial, acted for 1st defendant in case involving sale of goods, agency and collateral contract (with Ernest Ng, conducted cross-examination in Cantonese)
- ***Tang Chiu Wah v Chiang Sze Nga Celia*** (HCA 1902/2019): successfully resisted strike out application in a fraudulent misrepresentation claim, involving issues of pleas of spent criminal convictions and disclosure of criminal records (as sole advocate)
- ***Elysium Limited & Ip Woon Shun (Administrator) v Sum Ka Kuen Dominic, Tempio Limited and WHA Nominees Limited*** [2023] HKCFI 612: resisted continuation of ex parte proprietary and interlocutory injunctions, involving issues of breaches of fiduciary duties, diversion of corporate opportunity and the position of appointorship under a trust deed (with Toby Brown)
- ***Ingredients Plus (NZ) Limited v Puyer Group Limited*** (DCCJ 3/2023): acted for the Plaintiff in resisting the Defendant's application for security for costs; the Defendant's application was withdrawn after filing of skeleton submissions (as sole advocate)

Company

- ***Shih Pak Tau v Sze Shun Kit & Anor*** [2025] HKCFI 1912: successfully resisted (on behalf of 1st and 2nd Defendant) the Plaintiff's claims for breach of an agreement not to issue shares without his prior consent, that the notice for EGMs held were irregular and/or that decisions to convene EGMs to allot new shares were made in bad faith / for an improper purpose (with Deanna Law).
- ***Zhong Da Mining Holding Limited v Lam Wo Ping & Ors*** [2024] 3 HKLRD 365; [2024] HKCFI 1613: 2 day hearing, successfully converted Plaintiff's application for removal of notices regarding change in director, company secretary, registered address and allotment return of allotment into writ action; involving issues of the irregularity principle, the Duomatic principle and breach of fiduciary duty in light of BVI proceedings regarding beneficial ownership of parent company (with Deanna Law)

Construction

- ***Perpetual Wealth (Hong Kong) Limited v Be Solutions Limited v Ors*** [2023] HKCFI 2505: 8 day trial, successfully defended D1, an interior design and construction company against claims of alleged supply of defective marble and poor workmanship and successfully counterclaimed for outstanding contractual payment due and fit out deposit paid by D1 (with Ernest Ng, conducted cross-examination in Cantonese)
- ***OMY Associates v Lotus Artistry Limited*** (DCCJ 517/2023): acting for Defendant in dispute regarding design and build contracts (*ongoing*)

Death Inquest

- ***CCDI 1075-1113/2012 Re: Au Hiu Lam & Ors***: represented the Marine Department in 44 day inquest in relation to the deaths of 39 deceased in the 2012 Lamma Island ferry collision (with Deanna Law)

Land/Conveyancing

- ***Melody Gain Limited v Persons in Occupation of the Occupied Area & Ors*** [2025] HKCFI 953: 4 day trial, acted for successful paper title owner plaintiff in adverse possession case (with Derek J Y Chan)

- ***Ko Wing Lin Johnny v Chan Pui Tong v Starlite Property Management (HK) Limited & Anor*** [2025] HKDC 516: 3 day trial, acting for successful Plaintiff in case involving breach of SPA, mistake, uncertainty of terms and conspiracy to defraud (with Ernest Ng)
- ***Li Chun Bon & Anor v China Mobile Hong Kong Company Limited***
    - [2023] HKDC 466: successfully defended the defendant in a trial involving trespass, construction of the DMC, breach of s.34I BMO, nuisance, expert evidence on mesne profits, joint liability and double recovery (with Ernest Ng)
    - [2023] 5 HKLRD 736; [2023] HKDC 1533: successfully opposed plaintiff's application for leave to appeal (with Ernest Ng)
- ***Wong Wai Kong v Citiwood Limited*** (DCCJ 4094/2017): trial, acting for paper title owner defendant in adverse possession case (sole advocate) (*judgment pending*)

Bankruptcy & Winding-up

- ***Yeung So Lai v Art Excel Limited*** [2025] HKCA 957: acted for Yeung opposing appeal against decision to set aside statutory demand; involving issues of s. 23 Money Lender's Ordinance (Cap. 163) ("MLO"), whether loan was exempted pursuant to Sch. 1 para 2(a) MLO, residual discretion pursuant to r.48(5)(d) Bankruptcy Rules (Cap. 6A) (with Ernest Ng)
- ***Yu Sze Wan & Yu Ming Yow Billy v Silver Hope Limited*** (HCSD 37 & 38/2021): successfully resisted setting aside of statutory demands, involving issues of overstated statutory demands, breach of Money Lenders Ordinance (Cap. 163) and uncertainty of guarantees (with Jeffrey Chau)
- ***Re: Cheng Kwun Shing Edward*** [2024] HKCFI 524: opposed bankruptcy petition on the basis that there is a bona fide dispute on substantial grounds and the presentation of the petition is an abuse of process (as sole advocate)
- ***Re: Asia Television Holdings Limited*** (HCCW 503/2023): opposed winding-up petition on behalf of company; petition ultimately withdrawn (as sole advocate)

Civil Procedure

- ***Cheung Pui Shan, the administratrix of the estate of Wong Chun Kit Peter v Ng Chai Chong*** (HCPI 146/2022): successfully resisted third party discovery application (as sole advocate)
- ***Able Contractors Limited v Man Kong Keung*** [2023] HKCFI 2733: successfully resisted defendant's application for consolidation with another action or an order that the actions be heard together (with Vincent Lung)

Family Law & Private Client

- ***SWCA v TYE & Anor*** (FCMC 3710/2022): acting for intervener in trial of a preliminary issue in the context of *ancillary* relief proceedings (led by Maggie Wong SC) (settled)
- ***E v S*** [2025] HKCFI 1475: Hague Convention proceedings, issues of Art.13(1)(b) defence and safe harbour measures (with Robin Egerton)
- ***TYP CWY & TCP*** [2025] HKFC 92: successfully resisted applications for specific discovery, Mareva injunction and appointment of single joint expert for valuation against context of s.17 proceedings (sole advocate)

Regulatory

- Advised on market misconduct under the Securities and Futures Ordinance (Cap. 571) in relation to a "ramp and dump" scheme (led by Maggie Wong SC)

Scholarships and Prizes

- Harris Prize for best performance in law finals in Keble College (2015)
- Keble College Scholar (2015)

Text Publications

- Anti-arbitration injunctions: jurisdiction and the natural forum precondition [2020] 2 LMCLQ 211