**Nicole Chui**

**Parkside Chambers**

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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, French

**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.

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**

**Commercial**

* ***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)
* ***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)

**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)

**Asset Recovery**

* ***Yerrid Law Firm v Qiansbaizi Trading Limited & Ors*** (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)
* ***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)

**Bankruptcy**

* ***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)

**Land**

* ***Li Chun Bon & Anor v China Mobile Hong Kong Company Limited*** (DCCJ 617/2017): 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)

**Family**

* ***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) (ongoing)

**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**](http://www.parksidechambers.com.hk/members/wayne-walsh-sc/#1536016716801-28527e9f-7e38)

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