

EDMOND FUNG

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CAREER:

Associate, Bedell Cristin BVI Partnership (British Virgin Islands)

28 February 2022 - Present

- **Commercial Litigation:**

- Represented a group of Chinese companies seeking declaration and order that share charges purportedly entered into were invalid and defendant be restrained from enforcing any rights purportedly granted by share charges. Case involved advising clients on all aspects of litigation together with use of language skills to translate documents from Chinese to English and using Mandarin Chinese on client calls.
- Acting for international bank in relation to events of default in loan agreement and enforcement action against defaulting parties.

- **Insolvency:**

- Advising liquidator of Big Four accountancy firm in relation to termination of office and issues of remuneration.
- Acting for joint liquidators of a company in the British Virgin Islands and applying for sanction and recognition in England and Wales, where the company's only asset is based.

- **Trusts:**

- Acted for Hong Kong based individual seeking declaration that defendant held shares in various British Virgin Islands companies upon trust for client and estate of her husband. Case involved using Cantonese Chinese to liaise with client, preparing for hearings and dealing with various parties in multiple jurisdictions.
- Producing written advice for Attorney on powers under certain British Virgin Islands trusts and extent to which these could be exercised by Attorney if necessary in order to act in best interest of ultimate client (incapacitated high-net-worth individual).

Solicitor, Oury Clark (London)

24 September 2018 - 18 February 2022

- **Commercial Litigation:**

- Represented restaurant group in claims against seller and warrantor for breach of warranty under sale and purchase agreement whilst simultaneously defending claim for non-payment of deferred payments. Advised on merits of claims, drafted pleadings and opposed strike out application under CPR r 3.4.
- Obtained interim injunction (restraining use of confidential information) against former employee of established financial trading software developer. Drafted witness statements and advised on disclosure obligations under CPR Practice Direction 51U. Case settled with majority of costs agreed in client's favour.

- **Insolvency:**

- Represented liquidator seeking declaration that payments of over £2 million to former directors, were, inter alia, for no proper corporate purpose and constituted loans in contravention of section 197 of Companies Act 2006. Made interim applications including for unless order and variation of costs budget.
- Represented creditor in relation to winding up petition against entertainment company. Advised client on insolvency process, including jurisdictional issues, powers of liquidator and asset-tracing.

- **Trusts:**

- Acted for claimant in claim for breach of trust in relation to sale of family-owned trust property. Advised on all aspects of case, including declaration of trust and application for specific disclosure.
- Acted for finance company in relation to funds lent to several longstanding business associates and companies which had not been used for their intended purposes. Advised client on Quistclose trusts and various legal and commercial issues with loan agreements. Matter settled before trial.

Solicitor, Richard Slade and Company Plc (London)

15 November 2016 - 13 September 2018

- **Commercial Litigation:**

- Acted for company in claim against defendant who undertook to repay sums of money pursuant to written agreement. Case involved obtaining worldwide freezing orders, international asset-tracing and dealing with Serious Fraud Office on matters such as confiscation orders.
- Represented claimant in relation to series of loans whereby defendant breached repayment clauses in various facility agreements. Advised on default judgment and summary judgment.

- **Employment:**

- Represented employee in action against trade union for unfair dismissal and gender discrimination at Employment Tribunal and later Employment Appeal Tribunal.
- Acted for claimant in action against Financial Conduct Authority regulated firm for unfair dismissal and whistleblowing. Strengthened knowledge of whistleblowing claims and rules of Employment Tribunal.

Trainee solicitor, Richard Slade and Company Plc (London) 3 November 2014 - 2 November 2016

- **Seats:** Litigation Department, Property Department and Company and Commercial Department.

EDUCATION AND PROFESSIONAL QUALIFICATIONS:

Solicitor of the High Court of the British Virgin Islands 22 February 2022

Solicitor of the Senior Courts of England and Wales 15 November 2016

The University of Law, London Bloomsbury 2013 - 2014

LPC (Postgraduate Diploma in International Legal Practice): Pass

School of Oriental and African Studies, University of London 2008 - 2012

LLM (Master of Laws) in Banking Law: Merit 2011 - 2012

LLB (Bachelor of Laws): 2:1 2008 - 2011

St. Dominic's Sixth Form College, London 2006 - 2008

A-Levels: Chinese (B); Economics (A); Government and Politics (A); History (A)

The Douay Martyrs School, London 2001 - 2006

GCSEs: Biology (B); Business Studies (A); Chemistry (A*); Chinese (A*); D&T: Product Design (A); English (A); English Literature (A*); History (A); Mathematics (A); Physics (A); Religious Studies (A)

LANGUAGE SKILLS:

- Spoken: native English; native Cantonese Chinese; professional working proficiency Mandarin Chinese
- Reading and writing: native English; professional working proficiency Chinese (both traditional and simplified)

MEMBERSHIPS:

INSOL International

PUBLICATIONS:

- '*HP and Autonomy - The use of evidence in and from foreign proceedings*' (2019) Accountancy Age
- Author of various articles in previous firms