



Ian Lo 盧致維

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Experience:

Mr. Ian Lo is a Managing Partner and the Head of Litigation and Dispute Resolution Department of Ince & Co.

Ian and his team specialise in complex and cross-border commercial disputes. In particular, Ian regularly advises high net worth individuals, international conglomerates, listed companies, institutional investors, bankers and professional insolvency practitioners across a wide range of Court and arbitration proceedings (including international arbitration at HKIAC, SHIAC and LCIA, etc).

In the insolvency sector, Ian and his team have extensive and all rounded experience in advising different parties at various stages of the winding up proceedings and restructuring, including but not limited to acting for petitioning creditors in seeking compulsory winding up orders and appointment of provisional liquidators, for debtor companies in defending winding up petitions, for institutional investors in restructuring and scheme of arrangements (including parallel scheme with offshore jurisdictions), for minority shareholders in just and equitable winding up, for liquidators/trustees in bankruptcy in assets tracing and recovery actions as well as for former management or senior personnel against liquidators' claims.

Further, Ian represents financial institutions, licensed corporations and senior officers of listed companies on contentious regulatory compliance and criminal matters. He and his team have solid experience in handling investigations and regulatory actions (including legal proceedings in Court) commenced by Hong Kong Securities and Futures Commission, Hong Kong Monetary Authority, Hong Kong Police Force and Hong Kong Independent Commission Against Corruption, etc.

Apart from litigation and insolvency practices, Ian also has extensive experience in handling construction related matters (both contentious and non-contentious, such as construction disputes, industrial summonses, as well as general advisory works on construction safety, commercial and construction agreements). His clients include various leading main contractors and subcontractors in Hong Kong.

Ian was invited to attend and speak at seminars and conferences in Hong Kong on the topics including (1) Introduction to the New Competition Law; (2) New Requirement - Maintaining

Significant Controllers Register; (3) Handling SFC investigation and case updates; (4) Introduction to Proposed Security of Payment legislation; (5) Contracts (Rights of Third Parties) Ordinance; and (6) Experience Sharing on Recent Court Cases Regarding Construction Safety etc.

Principal Areas of Practice

- Commercial Litigation
- International Arbitration
- Insolvency and Restructuring
- Regulatory Compliance
- Construction

Admission

- 2003 Solicitor, Hong Kong

Education

Education Institution	Qualification	Country	Award Date
The University of Newcastle Upon Tyne, UK	BEng (Hons) in Mechanical Engineering	UK	1997
The University of Huddersfield, UK	Postgraduate diploma in law (CPE)	UK	2000
The University of Hong Kong	PCLL	UK	2001

Work experience

Company	Position	Period
Ince & Co	Partner	2019 – present
ONC Lawyers	Senior Associate Consultant Partner	2010 – 2011 2011 – 2012 2012 – 2019
Deacons	Associate	2007 – 2010
Barlow Lyde & Gilbert	Associate	2006 – 2007
Stevenson Wong & Co	Associate	2004 - 2006

Organisations

- The Hong Kong Chinese Importers' & Exporters' Association (Individual membership: Member)
- China Real Estate Chamber of Commerce (Individual membership: Member)
- Federation of Hong Kong Industries (Corporate membership: Member)
- The Chinese Manufacturers' Association of Hong Kong (Associate membership: Member)
- Hong Kong Sea School (Legal Consultant)
- The Hong Kong Institute of Directors (Individual membership: Member)
- The Civil Celebrant of Marriages

Language

- English
- Cantonese
- Putonghua

Major representative matters of Ian and his team

Commercial Litigation

- Acting for European TopSoho S.a.r.l. (a former majority shareholder of SMCP S.A., a company listed on Euronext Paris) to coordinate with the company's offshore counsel to defend legal actions commenced by trustees, creditors and security holders in various jurisdictions, including England, Luxembourg, France, Singapore, and the BVI
- Acting for Ruyi Group, a Chinese conglomerate, in handling legal proceedings and resisting enforcement actions taken out by trustees, creditors and securities holders in various jurisdictions, including Delaware, the Netherlands and Hong Kong
- Acting for Swenson Asset Management Limited in a dispute with an investor concerning the subscription of newly issued shares of Ant Group Co. Limited following the intended H shares IPO
- Acting for PricewaterhouseCoopers Limited as property receivers in handling the tender and disposal of the mortgaged property. Making application for injunction against the mortgagor and resisting the legal actions commenced by the mortgagor in challenging the validity of the appointment of receivers
- Acting for Bank of China (Hong Kong) Limited against the directors of CW Group Holdings Limited for breach of personal guarantee. Advising on enforcement actions against the directors
- Acting for a subsidiary of China Tian Yuan Group in a dispute with the bond issuer and personal guarantors in the context of a potential IPO. Advising on enforcement actions against the personal guarantors
- Acting for the former directors of Wing Hong Construction Limited (In Liquidation) in defending the liquidators' claim for disposition of property with intent to defraud creditors and breach of fiduciary duties
- Acting for the majority shareholder of China People (Hong Kong) Limited in a dispute with the minority shareholder of the company, which consists of an unfair prejudice petition, an

application for a buy-out order and applications to rectify the company's records on the Companies Registry

International Arbitration

- Acting for a Hong Kong company, a South Korean company, and their respective individual shareholders in a contractual dispute concerning a shareholders' agreement and various related sale and purchase agreements in an arbitration at the SHIAC. Successfully obtaining an arbitral award in favour of the individual shareholders on the basis of lack of jurisdiction
- Advising a Chinese conglomerate in handling an application before the Singapore Court to set aside the arbitral award granted by the Beihai Court of International Arbitration and resisting an application by a third party to intervene the setting aside proceedings
- Acting for a domestic main contractor in an arbitration at the HKICA against a subcontractor in a contractual dispute concerning a government contract. Successfully obtaining an arbitral award in favour of client. Resisting the opponent's application to set aside the arbitral award taken out in the Hong Kong Court and successfully striking out the same
- Acting for a domestic main contractor in an arbitration at the HKICA against a subcontractor in a contractual dispute concerning a government housing project. Assisting client in reaching a settlement before the filing of expert evidence

Insolvency and Restructuring

- Acting for National Arts Entertainment and Culture Group Ltd in a debt restructuring, involving a contentious scheme of arrangement application. Coordinating with the company's Bermuda counsel in making a parallel scheme of arrangement application in Bermuda. Defending the company's creditors' claims in Hong Kong. Making an urgent application for injunction to restrain a creditor from filing a winding up petition on the ground of abuse of process
- Acting for Trinity Group in a debt restructuring, including an application for a soft-touch provisional liquidation and an intended parallel scheme of arrangement. Coordinating with the company's Bermuda counsel in resisting a winding up petition in Bermuda. Liaising with the company's creditors and defending their claims against the group's subsidiaries in Hong Kong and China. Representing the group in liaising with the bank group for alternative financial arrangements and drafting a standstill agreement
- Acting for a major Chinese bank in relation to the enforcement of its security interests over a property mortgaged by Hong Kong Airlines Aviation and Training Centre Limited. Advising on matters concerning the scheme of arrangement of Hong Kong Airlines Limited
- Acting for the PRC joint administrators of CEFC China Energy Group in liaising with the liquidators of the group's subsidiary in Hong Kong in relation to admission of proof of debts
- Acting for appointment takers of PricewaterHouseCoopers, the official liquidators appointed by a foreign Court in making an application to recognise their appointment in Hong Kong. Advising the liquidators on the issues in relation to mandatory general offer under The Hong Kong Code on Takeovers and Mergers

Regulatory Compliance

- Acting for a holding company (which has an indirect investment in the shares of a company listed on the Euronext Paris) in handling the SFC's investigations in relation to suspected non-compliance of the notification requirements under the French legislations
- Acting for court-appointed receivers in making applications to the SFC for lifting restrictions imposed by the SFC against certain assets, including handling subsequent enquiries from the SFC
- Acting for a former financial controller of a listed company in defending a High Court action commenced by the SFC in relation to unfair prejudice
- Acting for a licensed asset management company in handling the SFC's enquiries and request for documents in relation to on-going civil action and complaints against the licensed corporation
- Acting for a listed company and its directors in handling SFC investigations for alleged defalcation, fraud, misfeasance or other misconduct
- Acting for a former director of a subcontractor in attending interviews at the ICAC for suspected bribery and forgery related offences. Advising on production of documents and provision of information in aid of the ICAC's investigation
- Acting an individual in lodging a complaint to the ICAC regarding suspected bribery related offences committed by various medical practitioners
- Acting for a listed company in handling AFRC's request for production of documents in aid of an investigation against the company's auditors

Construction

- Acting for a joint venture comprising of a principal subsidiary of a leading construction company listed in Hong Kong in handling criminal proceedings commenced by the Labour Department in relation to a fatal accident and in an appeal in the Administrative Appeals Board against the Labour Department's decision of issuing a suspension notice
- Acting for a subsidiary of a listed construction company in successfully securing a stay of Court proceedings in favour of arbitration
- Advising and acting for the employer in the preparation and negotiation of a supplemental agreement and a deed of personal guarantee for the construction of a luxurious villa following suspension of work to COVID-19
- Advising various leading construction contractors on various legal issues such as condition precedents for entitlement to extension of time, valuation, variations, potential claims, and force majeure, etc