

Curriculum Vitae

CHUNG K.H. Kenneth (鍾建康)

LLM MBA BAsC(Civil Eng)
FHKIarb MCIarb DRAd CEng
RSE RPE(STL) MHKIE MICE MIStructE



**Barrister-at-Law, Arbitrator, Adjudicator, Mediator,
Chartered Engineer, Dispute Resolution Advisor**

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Professional Qualifications

- (1) Barrister-at-Law
- (2) Fellow of Hong Kong Institute of Arbitrators
- (3) Member of Chartered Institute of Arbitrators, UK
- (4) Arbitrator, Hong Kong International Arbitration Centre (HKIAC) panel of arbitrators
- (5) Arbitrator and Mediator, Hong Kong Bar Association
- (6) Arbitrator, Hong Kong Institution of Engineers (HKIE) panel and list of arbitrators
- (7) Mediator, Hong Kong Institution of Engineers (HKIE) list of mediators
- (8) Arbitrator, SCIA panel of arbitrators (South China International Economic and Trade Arbitration Commission / Shenzhen Court of International Arbitration)
- (9) Arbitrator and Mediator, IIAM international panel of arbitrators and mediators (Indian Institute of Arbitration and Mediation)
- (10) Arbitrator and Mediator, KLRCA panel of arbitrators and mediators (Kuala Lumpur Regional Centre for Arbitration)
- (11) Adjudicator, Hong Kong International Arbitration Centre (HKIAC) panel of adjudicators
- (12) Hong Kong International Arbitration Centre (HKIAC) Accredited Mediator (General)
- (13) Mediator, Hong Kong Mediation Accreditation Association Limited (HKMAAL) panel of mediators
- (14) Mediator, Hong Kong Institute of Arbitrators
- (15) Dispute Resolution Advisor (DRAd)
- (16) Panelist, Hong Kong International Arbitration Centre (HKIAC) Domain Name Dispute Resolution

- (17) Panelist, Asian Domain Name Dispute Resolution Centre (ADNDRC)
- (18) Panelist, Kuala Lumpur Regional Centre for Arbitration (KLIRCA) Domain Name Dispute Resolution
- (19) Chartered Engineer, UK
- (20) Registered Structural Engineer, Hong Kong
- (21) Registered Professional Engineer (Structural), Hong Kong
- (22) Member of The Hong Kong Institution of Engineers
- (23) Member of The Institution of Civil Engineers, UK
- (24) Member of The Institution of Structural Engineers, UK

Experience

Litigation

- Extensive experience in acting as the Counsel for various kinds of civil litigations including building and civil engineering construction contracts disputes, negligence, commercial disputes, land disputes, compulsory sales of land, breach of entertainment management contract, sales of goods and judicial review, etc.
- Recent litigation work in construction cases include:
 - ❖ Advocate for construction contractual disputes between the Main Contractor and the Employer in relation to fitting out works in a commercial complex with disputed sum of approximately HK\$20 million,
 - ❖ Advocate for construction contractual disputes between the Main Contractor and the Employer in relation to electrical installation works in a building project with disputed sum of approximately HK\$10 million,
 - ❖ Advocate for construction contractual disputes between the Contractor and the Employer in relation to a building fitting-out/conversion project with disputed sum of approximately HK\$1 million,
 - ❖ Advocate for construction contractual disputes between the Main Contractor and the Sub-contractor in relation to fitting-out works of an office building with disputed sum of approximately HK\$1.1 million,
 - ❖ Advocate for construction contractual disputes between the Consultant and the Employer in a hotel development project with disputed sum of approximately HK\$1.5 million,
 - ❖ Advocate in various cases for breach of DMC and negligence claims involving substantial engineering and construction issues,
 - ❖ Advocate for appeal to the Appeal Tribunal (Buildings) with respect to a Dangerous Hill Order in Kowloon,
 - ❖ Advocate for appeal to the Appeal Tribunal (Buildings) with respect to a Dangerous Hill Order in New Territories,
 - ❖ Advocate for judicial review to the High Court for the decision of the Appeal Tribunal (Buildings) in relation to a demolition order,
 - ❖ Advocate for appeal to the Air Pollution Control Appeal Board with respect to the authority's decisions.

Inquiry Hearings

- Acting as the Counsel for one of the parties in the hearings of Commission of Inquiry into Excess Lead Found in Drinking Water.

Arbitration

- Vice President of Hong Kong Institute of Arbitrators 2011-2012
- Hon. Secretary of Hong Kong Institute of Arbitrators, 2009-2011
- Speaker, 2018 Mainland and Hong Kong Construction Forum in Guiyang, China
- Extensive experience in acting in the capacities of the Arbitrator and Counsel in various kinds of arbitration cases including disputes in construction contracts, commercial contracts, shareholders' agreements, sale of goods and international trade contracts with disputed amounts ranging from multi-million to multi-billion Hong Kong dollars.
- Recent arbitration works include:

As Arbitrator:

- ❖ Appointed sole arbitrator for construction arbitration involving disputes between the Main Contractor and the Subcontractor in a building development project with disputed sum of approximately HK\$115.0 million,
- ❖ Appointed sole arbitrator for construction arbitration involving disputes between the Main Contractor and the Subcontractor in a building development project with disputed sum of approximately HK\$22.0 million,
- ❖ Appointed sole arbitrator for construction arbitration involving disputes between the Contractor and the Employer in relation to piling/foundation works with disputed sum of approximately HK\$3.0 million,
- ❖ Appointed sole arbitrator for construction arbitration involving disputes between the Contractor and the Employer in a building development project with disputed sum of approximately HK\$1.5 million,
- ❖ Appointed sole arbitrator for construction arbitration involving disputes between the Main Contractor and the Subcontractor for electrical installation works in a public facility project,
- ❖ Appointed sole arbitrator for construction arbitration involving disputes between the Main Contractor and the Subcontractor for electrical installation works in a residential development project,
- ❖ Appointed sole arbitrator for construction arbitration involving disputes between the Contractor in a public facility project and its supplier under a design and supply contract,
- ❖ Appointed sole arbitrator for commercial arbitration concerning disputes between shareholders in shares agreements,
- ❖ Appointed sole arbitrator for commercial arbitration involving disputes in sale of shares,

- ❖ Appointed co-arbitrator for international arbitration involving commercial disputes in sale of goods,
- ❖ Appointed sole arbitrator for international arbitration involving commercial disputes in commodities contract,
- ❖ Appointed sole arbitrator for international arbitration involving commercial disputes in sale of machines and equipment,
- ❖ Appointed sole arbitrator for commercial arbitration involving commercial disputes in an exclusive licence agreement,
- ❖ Appointed co-arbitrator for international arbitration involving commercial disputes in an investment agreement.

As Counsel:

- ❖ Advocate for construction arbitration for disputes between the Employer and the Main Contractor in a very major civil engineering project with disputed sum of over HK\$2.15 billion approximately,
- ❖ Advocate for construction arbitration for disputes between the Employer and the Main Contractor in a civil engineering project with disputed sum of over HK\$300 million approximately,
- ❖ Advocate for construction arbitration for disputes between the Employer and the Main Contractor in a civil engineering project with disputed sum of over HK\$72 million approximately,
- ❖ Advocate for construction arbitration for disputes between the Contractor and the Employer in a building development project with disputed sum of approximately HK\$8.2 million,
- ❖ Advocate for construction arbitration for disputes between the Main Contractor and the Subcontractor in a building development project with disputed sum of approximately HK\$21 million,
- ❖ Advocate for construction arbitration for disputes concerning consultancy contractual dispute between the Consultant and the Employer in a building development project with disputed sum of multi-million Hong Kong dollars,
- ❖ Advocate for construction arbitration for disputes between the Main Contractor and the Employer in a building refurbishment project with disputed sum of approximately HK\$3 million,
- ❖ Advocate for international arbitration for disputes concerning an equipment supply contract with disputed sum of approximately HK\$1 million equivalent.

Adjudication

- Various domain name disputes

Mediation

- Assessor, HKCAC Construction Mediation Stage 2 Accreditation Programme
- Director of Joint Mediation Helpline Office (JMHO), Hong Kong (Jan – Oct 2012)

- Speaker, Huizhou One-Day Mediation Conference on 23 November 2012
- Speaker, JMHO seminar “The New Mediation Ordinance and Surveyors” on 22 November 2013
- Extensive experience in acting as the Mediator in various kinds of disputes concerning various kinds of civil claims such as disputes in construction contracts, engineering consultancy contracts, commercial contracts, financial products, probate, property management, shareholders/partnership disputes, land/property ownership disputes, personal injuries and negligence claims with disputed sums ranging from about HK\$1 million to HK\$200 million.
- Recent mediation work in construction cases include:
 - ❖ Appointed mediator for contractual disputes between the Employer and the Main Contractor in a major civil engineering project with disputed sum of approximately HK\$200 million,
 - ❖ Appointed mediator for contractual disputes between the Main Contractor and the Employer in relation to 2 residential developments with disputed sum of approximately HK\$14 million,
 - ❖ Appointed mediator for contractual disputes between the Main Contractor and the Employer in relation to a residential development with disputed sum of approximately HK\$22 million,
 - ❖ Appointed mediator for contractual disputes between the Main Contractor and the Supplier in relation to a property refurbishment project with disputed sum of approximately HK\$20 million,
 - ❖ Appointed mediator for contractual disputes between the Main Contractor and the Sub-contractor in relation to a public housing development project with disputed sum of approximately HK\$16 million,
 - ❖ Appointed mediator for contractual disputes between the Main Contractor and the Sub-contractor in relation to a civil engineering works project with disputed sum of approximately HK\$6 million,
 - ❖ Appointed mediator for contractual disputes between the Main Contractor and the Sub-contractor in relation to demolition works in a private redevelopment project with disputed sum of approximately HK\$2.8 million,
 - ❖ Appointed mediator for contractual disputes between the Main Contractor and the Sub-contractor in relation to a series of school improvement projects with disputed sum of approximately HK\$2.6 million,
 - ❖ Appointed mediator for contractual disputes between the Main Contractor and the Employer regarding A&A and renovation project with disputed sum of approximately HK\$3.4 million,
 - ❖ Appointed mediator for contractual disputes between the Main Contractor and the Employer regarding fitting-out/renovation works with disputed sum of approximately HK\$1 million,
 - ❖ Appointed mediator for contractual disputes between the Main Contractor and the Employer in relation to construction works with disputed sum of approximately HK\$4.4 million,
 - ❖ Appointed mediator for contractual disputes between the Main Contractor and the Claim Consultant in relation to service fees with disputed sum of

- approximately HK\$1.7 million,
- ❖ Appointed mediator for contractual disputes between the Main Contractor and the Employer regarding A&A and maintenance contract,
 - ❖ Appointed mediator for contractual disputes between the Main Contractor and the Employer in relation to a property development with disputed sum of approximately HK\$4.1 million.

Dispute Resolution Advisor

- Acting as Dispute Resolution Advisor (DRAd) in many civil engineering construction contracts (adopting either traditional civil engineering contracts or NEC3 contracts) with contract sums ranging from about HK\$170 million to HK\$2 billion.

Engineering & Construction

- Over 15 years of local and overseas work experience at managerial level in building, foundation, civil engineering and construction industry in different roles and capacities such as the contractor, the consultant and the owner/employer.
- Possessing thorough understanding in the operation of the building, foundation, civil engineering and construction industry and multilateral insights to the conflicts and disputes among the stakeholders.

Education

- (1) LLM, University of London, UK
- (2) MBA, Schulich School of Business, York University, Canada
- (3) BAsC (Civil Engineering), University of Ottawa, Canada

Others

Since 2007 External Consultant (Law Training), CityU Professional Services Ltd
Since 2008 Visiting Law Lecturer, the Hong Kong Polytechnic University

Areas of Expertise

Arbitration, Building & Construction, Engineering, Commercial and Land.

Language

Speak, Read & Write: English, Chinese (Putonghua and Cantonese)