

JORC Report 2017

The work of the Judicial Officers Recommendation Commission (“JORC”) is set out in two separate reports. First, a report entitled “Judicial Officers Recommendation Commission” is published to provide an overall account of the JORC, identifying the different levels of court within its responsibility. Secondly, an annual report is published to report on the work of the JORC during the year.

This JORC Report 2017 provides an account of the work of the JORC during 2017.

In an effort to contribute to the protection of the environment, we will only upload both Reports on our [Website](#).

Geoffrey Ma
Chief Justice
Chairman of the Judicial Officers Recommendation Commission

Membership of JORC

1. In 2017, the Chief Executive re-appointed a member of JORC and appointed two new members to JORC for a term of up to two years until 30 June 2019. The membership in 2017 is listed below –

Ex officio chairman and member

The Honourable Chief Justice Geoffrey MA Tao-li, GBM (Chairman)

The Honourable Rimsky YUEN Kwok-keung, SC, JP (Secretary for Justice)

Judges

The Honourable Mr. Justice Robert TANG Ching
(from 1 July 2014 to 30 June 2016)
(from 1 July 2016 to 30 June 2018)

The Honourable Mr. Justice Andrew CHEUNG Kui-nung
(from 1 July 2012 to 30 June 2014)
(from 1 July 2014 to 30 June 2016)
(from 1 July 2016 to 30 June 2018)

Barrister and solicitor

Ms. Winnie TAM Wan-chi, SC (barrister)
(from 1 July 2016 to 30 June 2018)

Mr. Stephen HUNG Wan-shun (solicitor)
(from 1 July 2015 to 30 June 2017)
(from 1 July 2017 to 30 June 2019)

Persons not connected with the practice of law

Professor Joseph SUNG, SBS, JP
(from 1 July 2011 to 30 June 2013)
(from 1 July 2013 to 30 June 2015)
(from 1 July 2015 to 30 June 2017)

Mrs. Eleanor LING, SBS, OBE, JP
(from 1 July 2011 to 30 June 2013)
(from 1 July 2013 to 30 June 2015)
(from 1 July 2015 to 30 June 2017)

Dr Christopher CHENG Wai-chee, GBS, OBE, JP
(from 1 July 2012 to 30 June 2014)
(from 1 July 2014 to 30 June 2016)
(from 1 July 2016 to 30 June 2018)

Professor Tony CHAN Fan-cheong, JP
(from 1 July 2017 to 30 June 2019)

Ms. Anita FUNG Yuen-mei, BBS, JP
(from 1 July 2017 to 30 June 2019)

Secretary of JORC

2. Miss Emma LAU Yin-wah, the current holder of the Judiciary Administrator post, has been appointed as the JORC Secretary since 15 June 2005.

Work of JORC

1. Discussions and decisions on recommendations on judicial appointments were made usually through meetings and occasionally by circulation of papers. In the year 2017, three meetings were held at which 18 papers were discussed and one paper was noted for information, and 23 resolutions were passed making recommendations on judicial appointments, six recommendations relating to extension of term of office beyond the normal retiring age, one recommendation on further extension of term of office, one recommendation relating to further employment and transfer to permanent and pensionable terms and four recommendations on renewal of contract. In addition, two papers were circulated for consideration, resulting in the passage of 18 resolutions on renewal of contract.

Recommendations on Judicial Appointments made in 2017

1. In the year 2017, JORC made a total of 23 recommendations on judicial appointments – four to the Court of Final Appeal, seven to the High Court and 12 to the Magistrates'. Details are shown in the table below.

Court of Final Appeal			High Court
Permanent Judge	Non-permanent Hong Kong Judge	Judge from Another Common Law Jurisdiction	Recorder of the Court of First Instance
1	1	2	7

Magistrates' Courts	
Principal Magistrate	Magistrate
2	10

2. In addition, JORC made six recommendations relating to extension of term of office beyond the normal retiring age and one recommendation on further extension of term of office. Details are shown in the table below.

High Court		Magistrates' Courts
Justice of Appeal of the Court of Appeal	Judge of the Court of First Instance	Magistrate
2	3	2

3. Moreover, JORC made one recommendation relating to further employment and transfer to permanent and pensionable terms. Details are shown in the table below.

Magistrates' Courts	
Magistrate	
1	

4. Furthermore, JORC made 22 recommendations on renewal of contract. Details are shown in the table below.

Magistrates' Courts	
Magistrate	Special Magistrate
16	6

Judicial Appointments made in 2017

Court of Final Appeal

1. On the recommendation of JORC, the Chief Executive appointed The Honourable Robert FRENCH AC and The Right Honourable Lord REED as Non-Permanent Judges from other common law jurisdictions of the Court of Final Appeal for three years from 31 May 2017 to 30 May 2020.

High Court

2. On the recommendation of JORC, the Chief Executive appointed the following three persons as Judges of the Court of First Instance of the High Court –

With effect from 4 January 2017

Name

Judge CHAN Ka-shun, Wilson
Judge Susana Maria D'ALMADA REMEDIOS

With effect from 15 March 2017

Name

Ms. Lisa WONG Kwok-ying SC

3. On the recommendation of JORC, the Chief Executive re-appointed the following three persons as Recorders of the Court of First Instance of the High Court for three years from 1 January 2018 to 31 December 2020 –

Name

Ms. Winnie TAM Wan-chi, SC
Mr. Stewart WONG Kai-ming, SC
Ms. Linda CHAN Ching-fan, SC

District Court

4. On the recommendation of JORC, the Chief Executive appointed the following eight persons as District Judges –

With effect from 23 January 2017

Name

Miss CHAN Yuk-fan
Ms. KOT Sin-yee, Angela
Mr. LAI Tat-cheung, Reuden
Mr. LIU Man-kin
Mr. OWN George
Mr. WONG Lai-wing

With effect from 6 April 2017

Name

Mr. LEE Chun-man, Edmond
Ms. TSUI Wan-wah, Winnie

Magistrates' Courts

5. On the recommendation of JORC, the Chief Executive appointed Mr. Dick HO Chin-pang and Mr. SO Wai-tak as Principal Magistrates with effect from 21 December 2017.

6. On the recommendation of JORC, the Chief Executive appointed the following 10 persons as Magistrates –

With effect from 28 September 2017

Name

Miss CHAN Lo-yee, Louise
Ms. CHUNG Ming-sun, May
Mr. IP Kai-leung, Jacky
Mr. LAM Tsz-kan
Ms. LEUNG Ka-kie
Ms. LEUNG Siu-ling
Mr. PANG Leung-ting

Ms. TSUI May-har, Stephanie
Mr. WONG Ching-yu, Edward

With effect from 21 November 2017

Name

Mr. LEUNG Man-liang, Matthew

Bio-data of the Chairman and Members of JORC

Chairman

The Honourable Chief Justice Geoffrey MA Tao-li, GBM

Chief Justice Ma was appointed Chief Justice of the Hong Kong Court of Final Appeal on 1 September 2010.

Chief Justice Ma joined the Judiciary as Judge of the Court of First Instance of the High Court in 2001. He was appointed Justice of Appeal of the Court of Appeal of the High Court in 2002, and Chief Judge of the High Court in 2003.

Chief Justice Ma graduated with an LL.B from Birmingham University in 1977. He completed his Bar Finals in 1978. He was called to the English Bar (Gray's Inn) in 1978, the Hong Kong Bar in 1980, the Bar of the State of Victoria in Australia in 1983 and the Bar of Singapore in 1990. He was appointed Queen's Counsel in 1993. He was made an Honorary Bencher of Gray's Inn in 2004. He was admitted to the degree of Doctor of Laws (*honoris causa*) by the University of Birmingham in 2011. He was awarded the Grand Bauhinia Medal by the Government in June 2012 and was conferred an Honorary Fellowship by Harris Manchester College of the University of Oxford in November 2012. He was made an Honorary Bencher of the Middle Temple and was admitted to the degree of Doctor of Laws (*honoris causa*) by the Chinese University of Hong Kong in 2016.

Chief Justice Ma is a Patron of the Bingham Centre for the Rule of Law; he is also a Patron of the International Advocacy Training Council.

Ex officio member

The Honourable Rimsky YUEN Kwok-keung, SC, JP

Mr. Yuen was appointed Secretary for Justice with effect from 1 July 2012. He was a barrister in private practice before joining the Government, specialising in commercial disputes. He also served as an arbitrator in international arbitrations and a mediator in commercial disputes.

Mr. Yuen was appointed Senior Counsel in 2003 and a Recorder of the Court of First Instance of the High Court in 2006.

Mr. Yuen had also been involved in various public duties, including Member of the Judicial Officers Recommendation Commission (which Mr. Yuen continues to serve in his capacity as Secretary for Justice), Non-Official Member of the Independent Commission Against Corruption Advisory Committee on Corruption, Chairman of the Transport Advisory Committee, Non-executive Director of Mandatory Provident Fund Schemes Authority and Council Member of the Hong Kong Institute of Education.

Members

The Honourable Mr. Justice Robert TANG Ching, SBS

Mr. Justice Tang was appointed a Queen's Counsel in 1986 and became a Senior Counsel in 1997. He was a Recorder of the Court of First Instance from September 1995 until his appointment as a Judge of the Court of First Instance in April 2004. He was appointed a Justice of Appeal in January 2005 and a Vice President of the Court of Appeal in November 2006. He was appointed a Non-Permanent Hong Kong Judge of the Court of Final Appeal in September 2010. Since October 2012, he has been a Permanent Judge of the Court of Final Appeal.

Whilst in private practice, Mr. Justice Tang was at various times, the Chairman of the Hong Kong Bar Association, the Criminal and Law Enforcement Injuries Compensation Boards, the Independent Police Complaints Council, the Town Planning Appeal Board, the Takeovers and Mergers Panel, and the Securities and Futures Appeal Panel. He was also at various times, a member of the Judicial Service Commission, the Appeal Board on Public Meetings and Processions, the ICAC Complaints Committee and the Exchange Fund Advisory Committee of the Hong Kong Monetary Authority, and a non-Executive Director of the Mandatory Provident Fund Schemes Authority.

The Honourable Mr. Justice Andrew CHEUNG Kui-nung

Mr. Justice Cheung read law at the University of Hong Kong, graduating with a Bachelor of Laws in 1983 and a Postgraduate Certificate in Laws in 1984. In 1985, he obtained a Master of Laws from Harvard Law School. He was called to the Hong Kong Bar in the same year, and in 1995 he was admitted as an Advocate and Solicitor of the Supreme Court of Singapore.

Mr. Justice Cheung was in private practice in Hong Kong before joining the Judiciary as a District Judge in 2001. He started deputising as a Deputy High Court Judge in December 2001 and was appointed a Judge of the Court of First Instance of the High Court in 2003. Mr. Justice Cheung was made the Probate Judge in 2004 and the Judge in charge of the Constitutional and Administrative Law List in 2008.

In 2011, Mr. Justice Cheung was appointed the Chief Judge of the High Court and became the President of the Court of Appeal of the High Court.

Mr. Justice Cheung chairs or is a member of various committees and working parties within the Judiciary.

Mr. Justice Cheung is an Honorary Bencher of Lincoln's Inn.

Ms. Winnie TAM Wan-chi, SC

Ms. Winnie Tam SC is the Chairman of the Hong Kong Bar (January 2015 – January 2017), and has served on the Council or committees of the Hong Kong Bar Association for many years. Ms. Tam was appointed Senior Counsel in 2006. Her practice spans a wide range of litigation and arbitration in commercial and civil matters with an emphasis in intellectual property law. She is a panel arbitrator of the Hong Kong International Arbitration Centre, CIETAC, and the Shenzhen International Arbitration Centre. She is a fellow of the Hong Kong Institute of Arbitrators. In 2015 she was appointed a Recorder of the Court of First Instance of the High Court of Hong Kong SAR. Ms. Tam was called to the English Bar in 1988, and was elected a bencher of the Middle Temple in 2015. She has maintained her connection with the English Bar as an overseas member of 8 New Square. Ms. Tam is also admitted as an Advocate and Solicitor of the Supreme Court of Singapore and the Australian Capital Territory.

In 2015 she was appointed a member of the working group to consider new legislation on the arbitrability of IP rights. She is a frequent speaker in international events on intellectual property and arbitration, and performs an active role in sharing knowledge in the common law system in mainland China. She currently holds positions as Adjunct Professor in the East China University of Political Science and Law, Shanghai and Law School of the Shanghai University of Finance and Economics.

Ms. Tam holds a number of current roles in public service and charities, including the ICAC Advisory Committee on Corruption, the Board of Trustees of the Hong Kong Jockey Club Music and Dance Fund, Hong Kong Tourism Board and the Board of West Kowloon Cultural District Authority.

Mr. Stephen HUNG Wan-shun

Mr. Stephen Hung has been a member of Council of the Law Society of Hong Kong (“the Law Society”) since 2003. Mr. Hung was elected as President of the Law Society from August 2014 to May 2016. Mr. Hung holds the office of Immediate Past President at present. He is currently the Chairman of the Law Society’s Legal Education Committee.

As a representative of the Law Society, Mr. Hung serves on the PCLL Academic Board of the University of Hong Kong, Chinese University of Hong Kong, and City University of Hong Kong, and Professional Services Advancement Support Scheme Vetting Committee Panel on Commerce and Industry.

In his own capacity, Mr. Hung serves on the Hong Kong Examinations and Assessment Authority, the Communications Authority, the Law Reform Commission, Sub-committee on Causing or Allowing the Death of a Child, and the Lump Sum Grant Steering Committee.

Mr. Hung is an Adjunct Professor of Law of Hong Kong Shue Yan University. He is also a Visiting Professor of the Faculty of International Law of China University of Political Science and Law in Beijing, China.

Mr. Hung was admitted as a solicitor in Hong Kong in 1995. He is currently a Partner of Messrs. Li & Partners.

Professor Joseph SUNG, SBS, JP

Professor Joseph J.Y. Sung, Mok Hing Yiu Professor of Medicine, was the Vice-Chancellor and President of The Chinese University of Hong Kong (CUHK) since 2010 - 2017. Professor Sung graduated from the University of Hong Kong in 1983 with the Bachelor of Medicine and Bachelor of Surgery (MB, BS) degrees. He was conferred a PhD in biomedical sciences by the University of Calgary in 1992, and Doctor in Medicine (MD) by CUHK in 1997. In 2011, Professor Sung was elected to the Chinese Academy of Engineering (CAE) as an Academician in recognition of his contributions in the field of gastroenterology. Professor Sung also holds fellowships and memberships from many professional societies and associations: he is a Fellow of Hong Kong College of Physicians (FHKCP), Fellow of Hong Kong Academy of Medicine (FHKAM), Fellow of Royal College of Physicians (FRCP Edinburgh, London, Glasgow), Fellow of American College of Gastroenterology (FACG), Fellow of Royal Australian College of Physicians (FRACP), Fellow of Royal College of Physician (FRCP Thailand), and Fellow of American Gastroenterological Association (FAGA).

Mrs Eleanor Ling , SBS, OBE, JP

Mrs. Ling had over 30 years of management experience with the Jardine Matheson Group which she joined upon her graduation from the University of Hong Kong until her retirement in 2013. In parallel with her commercial career, Mrs. Ling has been active in public services among which was serving (1992 to 1997) as a member of the (then) Judicial Service Commission. She is currently a Governor of the Maggie's Cancer Caring Centre Foundation, the Vice Chairman of Musica Viva Limited, a member of the Court of the City University of Hong Kong and a Vice-Patron of the Community Chest.

Mrs. Ling was Chairman of the Queen Elizabeth Hospital, Chairman of the Board of Trustees of the Hospital Authority Provident Fund Scheme and Chairman of the Keswick Foundation. She was a member of the Barristers Disciplinary Tribunal, the Employers' Federation of Hong Kong, the Hospital Authority, the Kowloon Canton Railway Corporation, the Law Reform Commission, the Medical Council, the Public Service Commission and the Urban Council.

Mrs. Ling is a Fellow of the Chartered Management Institute (FCMI).

Mr. Christopher CHENG Wai-chee, GBS, OBE, JP

Mr. Cheng is the Chairman of Wing Tai Properties Limited, an Independent Non-executive Director of the following listed public companies: New World Services Holdings Limited, Kingboard Chemical Holdings Limited (until 28 May 2017) and The Hongkong and Shanghai Banking Corporation Limited.

Mr. Cheng has a keen interest in the public services. He is currently a steward of the Hong Kong Jockey Club. He also serves as a member of the Board of Overseers at Columbia Business School, and a member on the President's Council on International Activities of the Yale University.

Mr. Cheng is the former Chairman of the Hong Kong General Chamber of Commerce. A former member of the Council of The University of Hong Kong (Chairman of its Human Resources Policy Committee) (till 31 July 2015) and the International Advisory Board of The Hong Kong Polytechnic University. He was formerly a Non-executive Director of Securities and Futures Commission, Chairman of Standing Committee on Judicial Salaries & Conditions of Service and a member of the Hong Kong Government Exchange Fund Advisory Committee (Chairman of its Governance Committee) and Public Service Commission. Mr. Cheng was conferred the degree of Doctor of Social Sciences *honoris causa* by The University of Hong Kong and Doctor of Business Administration *honoris causa* by The Hong Kong Polytechnic University.

Professor Tony CHAN Fan-cheong, JP

Professor Tony F. Chan became the 3rd President of HKUST on 1 September 2009. President Chan received his PhD in Computer Science from Stanford University. He taught and worked at Yale University and UCLA respectively, and was the Assistant Director of the Mathematical and Physical Sciences Directorate at the US National Science Foundation (NSF).

President Chan is an elected member of the US National Academy of Engineering (NAE), an elected Fellow of the Institute of Electrical and Electronic Engineers (IEEE) and an elected fellow of both the Society for Industrial and Applied Mathematics (SIAM) and the American Association for the Advancement of Science (AAAS). He was one of the world's most cited mathematicians.

President Chan is currently member of the United States Committee of 100. He is also a Founding Member and Board Director of The Academy of Sciences of Hong Kong (ASHK), the President of the Hong Kong Institution of Science (HKIS), a fellow of the Hong Kong Academy of Engineering Sciences (HKAES), and a member of the Committee on Innovation, Technology and Re-industrialisation (CITR) of the Hong Kong SAR Government.

Ms. Anita FUNG Yuen-mei, BBS, JP

Ms. Fung was Group General Manager of HSBC Holdings plc (2008-2015). She was former Chief Executive Officer Hong Kong of The Hongkong and Shanghai Banking Corporation Limited (2011 – 2015).

Through her various positions, she has actively promoted the development of Hong Kong's financial landscape as well as that of other regional markets. With her extensive experience in financial markets, she plays a key role in Renminbi (RMB) internationalisation and the development of Hong Kong as the leading offshore RMB centre.

Ms. Fung is also actively involved in Public / Government sector. She was a Member of the Financial Infrastructure Sub-Committee of the Exchange Fund Advisory Committee (EFAC) of the Hong Kong Monetary Authority (HKMA). She is a Board Member of the Hong Kong Airport Authority, a Non-official Member of the Hong Kong Housing Authority and a Court Member of the Hong Kong University of Science and Technology. She is also a board member of the West Kowloon Cultural District Authority.

Ms. Fung is an Independent Non-Executive Director of Hong Kong Exchanges and Clearing Limited, Hang Lung Properties Limited and China Construction Bank.

She obtained her Bachelor's degree in Social Science from The University of Hong Kong and Master's degree in Applied Finance from Macquarie University, Australia.

Ms. Fung was awarded the Bronze Bauhinia Star in 2013 for her valuable contributions to the development of the banking industry in Hong Kong. She was appointed Justice of Peace in 2015.