



## Bringing a successful misfeasance claim

### About the topic

At this seminar, Ludwig Ng, Partner of ONC Lawyers, will examine the latest developments in English, Hong Kong and Commonwealth authorities on misfeasance claims brought by liquidators and creditors against former directors and officers. The following issues will be discussed by way of case studies:

- The elements of a misfeasance claim, proscriptive and prescriptive fiduciary duties, duty of care;
- The relationship between a misfeasance claim and other recovery actions such as fraudulent trading, unfair preference and insolvent trading;
- Widening the net: de facto directors, accessories, employees;
- Defence strategies: time bar, honest belief, several liabilities, discretionary reliefs

### About the programme

**Date & Time** 29 April 2015, Wednesday

**Venue** HKICPA training centre  
27<sup>th</sup> Floor, Wu Chung House  
213 Queen's Road East, Wanchai

**Fee** HK\$230 per person for RIF members  
HK\$330 per person for Non-RIF members  
*Not a RIF member? Click [here](#) to join.*

**CPD credit** 1 hour (subject to actual attendance)

**Law Society  
CPD credit** Being applied for

**Language** English

**Competency** Insolvency\*

**Rating** Intermediate/Advanced level\*

**Application  
deadline** 24 April 2015

#### Rundown

- 12:30 pm** Registration  
(Sandwiches & drinks provided)
- 1:00 pm** Introduction
- 1:05 pm** Speaker's presentation
- 1:50 pm** Q&A / Discussion
- 2:00 pm** Closing remarks

#### Chair

**Howard Lam**  
Member, RIF Member Services  
Sub-committee, and  
Partner, Latham & Watkins

\* Please refer [here](#) for descriptions of the various ratings and competencies.



## About the speaker

### Ludwig Ng, Partner, ONC Lawyers

Ludwig is a solicitor advocate with Higher Rights of Audience. His major area of practice is insolvency, corporate restructuring, shareholder disputes and other civil and commercial litigation.

Outside the firm, Ludwig is member of the Law Society Insolvency Law Committee, executive committee member of the RIF, examiner of the Overseas Lawyers Qualification Examinations, moderator of practicing certificate examination (law) of the HKICPA.

Ludwig is selected as a highly recommended lawyer by Asialaw Profiles and leading lawyer by Chambers and Partners.

## Registration

### By post or fax:

Complete the attached reply slip and return it to the Institute on or before 24 April 2015, together with full payment. Cheque should be made payable to "Hong Kong Institute of Certified Public Accountants" or "HKICPA". Fax registration will be accepted for payment by any VISA/ Master card or the BOC HKICPA UnionPay card.

**You may consider your registration to be successful unless you receive notification from us to the contrary.**



# RIF seminar –Bringing a successful misfeasance claim

Finance & Operations Department  
Hong Kong Institute of CPAs  
37th Floor, Wu Chung House  
213 Queen's Road East  
Wanchai, Hong Kong

Fax no: 2893 9853

**29 April 2015**

(Reply on or before 24 April 2015)

**FOR OFFICE USE**

Seq. no.: .....

Handled by: .....

Please allow 4 days to process your application. You can check your enrolment status it at "[My CPA](#)". Unsuccessful enrolment will be notified before the commencement of the event with full refund.

**Please type or print:-**

Name: (\*Mr./ Mrs. /Ms.) \_\_\_\_\_ Institute membership no.: \_\_\_\_\_

Company name: \_\_\_\_\_

Position held: \_\_\_\_\_ Email: \_\_\_\_\_

Telephone no.: \_\_\_\_\_ Fax no.: \_\_\_\_\_

**You may use a separate sheet to list out the name, position and Institute membership no. (if applicable) of additional participant(s) from the same firm/company as the above applicant.**

**Please "✓" as appropriate**

<b>Admission Fee:</b> <input type="checkbox"/> RIF member: HK\$230 per person x _____ person(s) = HKD _____	
<input type="checkbox"/> Non-RIF member: HK\$330 per person x _____ person(s) = HKD _____	
<b>Payment by:</b> <input type="checkbox"/> Cheque (no. _____) payable to "Hong Kong Institute of Certified Public Accountants" or "HKICPA"	
<input type="checkbox"/> VISA / Master card <input type="checkbox"/> BOC HKICPA UnionPay card	
Card Number: _____	Card Expiry Date (MM/YY): _____
Cardholder's Name (block letters): _____	Cardholder's Signature: _____
	Date: _____
<input type="checkbox"/> I would like to have an official receipt. (Remarks: Official receipt will be sent to your email address provided above.)	

**Notes:**

- Enrolments are accepted on a first-come-first-served basis. Telephone reservations will not be accepted.
- Full payment must be made before applications will be processed. Application by fax will ONLY be accepted when payment is made by credit card. Cash is strictly NOT accepted.
- The closing date for enrolment is **24 April 2015**.
- You may consider your registration to be successful unless you receive notification from us to the contrary.
- Unless the event is cancelled due to unforeseen circumstances, no refunds will be made after applications have been processed.
- Bad weather arrangement: The seminar will be cancelled if typhoon signal no. 8 or above/ black rainstorm warning is hoisted, as announced by the Hong Kong Observatory, at or after 6:30 a.m. on the date of the event. In the event of cancellation due to bad weather, the admission fee will be refunded.

Your personal data collected from the enrolment process and administration of courses will be used for the purpose of the administration of the course on which you are enrolled. Such data collected may be accessible by the Institute's officers, persons or committees processing the application and related matters. In addition, the Institute may use the collected data for statistical research and analysis and, if applicable, for validation of CPD hours. The Institute intends to use the personal data of your name, email address and correspondence address to inform you, where relevant, of CPD activities, members' benefits, goods, services, facilities and events organized or provided by the Institute or other organizations. Members and registered students may opt out of receiving such materials at any time by logging in via the following link <https://www.hkicpa.org.hk/en/members-area/comm-preference/>. Non-members may opt out of receiving such materials at any time by sending an email to the Institute at [privacyofficer@hkicpa.org.hk](mailto:privacyofficer@hkicpa.org.hk) or a letter to the Institute's privacy officer. For more information about the privacy policy of the Institute, please go to <http://www.hkicpa.org.hk/en/service-tools/privacy-policy/>. **Please note that if you do opt out, you will no longer receive information about RIF news and events.**

**Payment & Enrolment Status Enquiry:** 2287 7381  
e-mail: [finance@hkicpa.org.hk](mailto:finance@hkicpa.org.hk)

**Event Information Enquiry:** 2287 7009 / 2287 7089  
e-mail: [may@hkicpa.org.hk](mailto:may@hkicpa.org.hk)

For payment by cheque, please fill-in your postal address for refund in case the event is full or cancelled.

Name :	Name :
Address :	Address :