

Teresa Cheng GBS, SC, JP

King's College London (B. Sc. (Eng)) (Hons)
University of London (LLB) (Hons)

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Year Of Call:

1987 (England and Wales)
1987 (Hong Kong)
1990 (New South Wales, Australia)
1995 (Singapore)
2000 (Hong Kong Inner Bar)

Practice Area:

Arbitration, Building and Construction, Administrative and Public Law, Commercial Law, International, Public international law, Administrative and Public Law, Company and Insolvency Law



Teresa Cheng GBS SC JP FICE, FCI Arb is a Senior Counsel, Chartered Engineer, Chartered Arbitrator and Accredited Mediator.

Ms Cheng commenced her practice at the Bar since 1987. In 2000, she was called to the inner Bar in Hong Kong. Her practice includes acting as counsel in court litigation in Hong Kong, as counsel / arbitrator in international arbitrations in Asia, Europe and US, and as dispute resolution practitioner.

Litigation

Ms Cheng has handled cases in diverse areas: different kinds of civil commercial, engineering, construction, personal injury, judicial review, arbitration related issues, investment and joint venture, regulatory (Telecommunications Authority & Broadcasting Authority), competition law, land law, public international law, constitutional law, WTO, agent on Government procurement, etc.. She has appeared in all levels of courts including Privy Council (prior to 1997) and the Court of Final Appeal in Hong Kong Special Administrative Region.

International Arbitration

She has acted as counsel or arbitrator in international arbitrations. She has conducted arbitration in various jurisdictions in Europe, Asia, Middle East and US, and under various institutional rules such as International Centre for Settlement of Investment Disputes (ICSID), Permanent Court of Arbitration (PCA), International Chamber of Commerce (ICC), London Court of Arbitration (LCIA), London Maritime Arbitrators Association (LMAA), Stockholm Chamber of Commerce (SCC), Dubai International Arbitration Centre (DIAC), International Air Transport Association (IATA), Hong Kong International Arbitration Centre (HKIAC), China International Economic and Trade Arbitration Committee (CIETAC) and Singapore International Arbitration Centre (SIAC) etc.

Dispute Resolution

Ms Cheng has acted as mediator in many commercial and construction disputes. She has also been engaged in different capacity in resolving or avoiding disputes such as Dispute Resolution Advisor (DRAd), and Dispute Resolution Board (DRB) member.

Directory Quotes

"Teresa Cheng SC of Des Voeux Chambers in Hong Kong is identified by several commentators not only as "a very experienced and able arbitrator" but also as a "household name" in that sphere and "very well known in the international arbitration community." She offers experience of arbitral work in Europe, the Middle East and the

USA as well as across Asia, has an engineering background which equips her particularly well to manage construction-related cases."

Chambers Asia Pacific 2017

"Teresa Cheng SC of Des Voeux Chambers in Hong Kong is chairperson of HKIAC, a council member of CIETAC and an "extremely eminent" arbitrator of long and varied experience across several jurisdictions. Sources identify her as a notably active specialist in the field and a "popular choice" for panel appointments, particularly where construction-related issues are at stake. She also offers extensive expertise in public international law and telecommunications issues."

Chambers & Partners 2016 (Most in Demand Arbitrators - Asia Pacific Region)

Expertise

Membership and Appointments

Ms Cheng has been appointed on various important positions international. Some of her current offices held include:

- Executive Council Member of Asian Academy of International Law (AAIL);
- panel arbitrator of the International Centre for Settlement of Investment Disputes (ICSID), designated by the Chairman of the ICSID Administrative Council;
- external International Finance Corporation (IFC) alternate member of the World Bank's Sanctions Board;
- Council Member of China International Economic and Trade Arbitration Committee (CIETAC);
- panel arbitrator of Court of Arbitration for Sport (CAS)
- She was Past Chairperson of Hong Kong International Arbitration Centre (HKIAC); Past Vice President of the International Council of Commercial Arbitration (ICCA); Past Vice President of the International Chamber of Commerce (ICC) International Court of Arbitration; Past President of the Chartered Institute of Arbitrators (CI Arb), a previous member of its Board of Trustees, and a past Chairman of its East Asia Branch.

Ms Cheng was awarded with the Gold Bauhinia Star award by the Chief Executive of Hong Kong SAR for her contribution and service to Hong Kong in 2011. She is currently:

- Recorder of in the Court of First Instance of the High Court of Hong Kong
- Chair of the Financial Dispute Resolution Centre
- Chair of the Air Transport Licensing Authority

She was previously

- Chair of the Provisional Minimum Wage Commission,
- Chair of Transport Advisory Committee,
- Chair of Appeal Board Panel (Town Planning),
- Chair of Environmental Impact Assessment Appeal Board Panel,
- Chair of Appeal Tribunal (Buildings) Panel,
- Chair of Copyright Tribunal, etc.

and past member of

- Hong Kong Construction Industry Council
- Executive Committee of the Commission on Strategic Development,
- Central Policy Unit,

- Hong Kong Housing Authority, etc.

Selected Cases

- Pacific China Holdings Ltd (In Liquidation) v. Grand Pacific Holdings Ltd, [2012] 4 HKLRD 576, [2012] 4 HKLRD 569, [2012] 4 HKLRD 1
- FG Hemisphere Associates LLC v. Democratic Republic of the Congo and others, [2009] 1 HKLRD 410, [2010] 2 HKLRD 66
- Intraline Resources SDN BHD v. The Owners of the Ship or Vessel "Hua Tian Long", [2010] 3 HKLRD 611
- Shandong Hongri Acron Chemical Joint Stock Company Limited v. Petrochina International (Hong Kong) Corporation Limited, CFI HCCT 45/2009 06/08/2010, [2011] 2 HKLRD 124, CFI HCCT 45/2009 30/11/2011, CA CACV 31/2011 13/06/2011, [2011] 4 HKLRD 604, CA CACV 31/2011 11/08/2011
- Society for Protection of the Harbour Ltd v. Chief Executive in Council and others, [2003] 3 HKLRD 960
- Attorney General v. Shimizu Corporation, [1997] HKLRD 297
- Brunswick Bowling & Billards Corporation v. Shanghai Zhonglu Industrial Co Ltd and another [2011] 1 HKLRD 707
- formerly known as v. Eton Properties Ltd and another, [2009] 4 HKLRD 353, [2008] 4 HKLRD 972
- PCCW HKT Telephone Ltd v. The Telecommunications Authority, [2005] 3 HKLRD 235, (2005) 8 HKCFAR 337
- China Harbour Engineering Co (Group) v. The Secretary for Justice of the HKSAR

Memberships and Appointments

Ms Cheng has been appointed on various important positions in the international commercial arbitration field. Some of her current offices held include:

- Chairperson of Hong Kong International Arbitration Centre (HKIAC);
- Council Member of China International Economic and Trade Arbitration Committee (CIETAC);
- panel arbitrator of the International Centre for Settlement of Investment Disputes (ICSID), designated by the Chairman of the ICSID Administrative Council.
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- Chair of Copyright Tribunal, etc.

and past member of

- Hong Kong Construction Industry Council • Executive Committee of the Commission on Strategic Development,
- Central Policy Unit,
- Hong Kong Housing Authority, etc.

Publications, Lectures and Talks

Some of Ms Cheng's publications include:

- Contributing Editor of the book "Arbitration in Hong Kong : A Practical Guide" published by Thomson/Sweet & Maxwell Asia
- Co-author of the book "Hong Kong Arbitration – A User's Guide" published by Kluwer Law International
- Co-author of the book "Hong Kong Arbitration Cases and Materials" published by Butterworths
- Co-author of the book "Construction Law and Practice in Hong Kong" published by Thomson/Sweet & Maxwell Asia
- Former editor of "Hong Kong Cases", law reports of Hong Kong Cases published by Butterworths Asia.

Other papers published and seminars attended include:

- International Council for Commercial Arbitration Congress published by Kluwer Law International: Series No. 12 in 2001 "Comments of Enforceability of Awards", Series No. 14 in 2009 "Celebrating the Fiftieth Anniversary of the New York Convention", Series No. 15 "State immunity, public policy and international commercial arbitration".

She has also been appointed professorship in various universities such as:

- 2012-now Course Director of International Arbitration and Dispute Settlement Program, of School of Law, Tsinghua University
- 2011-now Visiting Professor of School of Law, Tsinghua University, Beijing
- 2005-now Adjunct Professor at the Hong Kong Polytechnic University
- 2001-2004 Honorary Professor of China University of Political Science and Law
- 2005-2008 Visiting Professor of China University of Political Science and Law
- 2005-2009 Visiting Professor of Harbin Engineering University
- 2003-2010 Adjunct Professor of Hong Kong University School of Professional & Continuing Education
- 2005-2011 Adjunct Professor at the University of Hong Kong
- 2006-2008 Adjunct Professor in the School of Law at the City University of Hong Kong
- 1998-2008 Honorary Lecturer in the Department of Professional Legal Education of the University of Hong Kong