SELWYN YU SC's
CHAMBERS

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# SELWYN YU SC
# 余承章資深大律師

*Year of Call*
*2010 Inner Bar (Hong Kong)*
*1990 (Hong Kong)*
*1989 (England & Wales)*

*Fellow of Hong Kong Institute of Arbitrators (2002)*
*Member of the Honourable Society of Middle Temple (1989)*
*LLB(Hons), Cardiff University(1988)*

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## PROFILE

Selwyn Yu SC is one of Hong Kong's pre-eminent advocates, recognized for his distinguished experience to the most complex white-collar crime and regulatory matters. Called to the Bar of England and Wales in 1989 and to the Hong Kong Bar in 1990, he was appointed Senior Counsel in 2010. In December 2021, he became the founder and Head of Selwyn Yu SC's Chambers.

His practice is concentrated on high-stakes fraud, corruption, market misconduct, and insider dealing, areas where he has earned a formidable reputation representing corporations, senior professionals, and private clients. Selwyn possesses an authoritative understanding of the regulatory landscape, frequently navigating investigations and enforcement proceedings involving the Securities and Futures Commission (SFC) and the ICAC. His versatility as a trusted adviser also encompasses instructions in matrimonial disputes, competition law, death inquests, and complex industrial liabilities, particularly where criminal liability, regulatory compliance, and commercial risk intersect.

Recognized for his intellectual rigor and incisive cross-examination, Selwyn appears before all levels of the Hong Kong courts and is known for distilling intricate factual issues into persuasive legal strategies, combining meticulous preparation with sound commercial judgment. This dedication to excellence is

reflected in his consistent top-tier rankings in *Chambers and Partners*, *The Legal 500*, and *Doyle's Guide*, where he is lauded by peers for his unwavering commitment and record of achieving outstanding results.

## APPOINTMENTS & PUBLIC OFFICE

Deputy Chairman, Telecommunications Appeal Board, (24 June 2022 - Present)
Member, Consumer Council (2021 – 2026)
Chairman, Consumer Legal Action Fund (2012 – 2026)
Deputy Convenor, Barristers Disciplinary Tribunal (2021 – 2026)

## SELECTED CASES

***HKSAR v Chiu*** (DCCC 320 of 2022)
(Acted in defence of a lady health practitioner in the provision of treatments to cancer patients in defence of various offences of practising medicine without registration)

***HKSAR v Tse & Yip*** (DCCC 681 of 2020)
(Acted in defence of a family business and its directors and shareholders accused of millions of tax evasion)

***Re Cheung & Hui (Deceased)*** (CCDI 333 & 334 of 2016)
Acted for the Management Company in the Death Inquest of 2 Fire Services Officers during firefighting the No.4 Fire Alarm at the Amoycan Industrial Centre Fire Incident that lasted for 4 days in 2016

***HKSAR v Mak*** (DCCC 657 of 2019 )
Acted in defence of a CEO charged with offences of Conspiracy to Defraud a listed company and the Hong Kong Stock Exchange

***HKSAR v Cheung (Tsz hong)*** [2021] 5 HKLRD 248; [2021] HKCA 900
Appeal against conviction on the validity of the guilty plea entered against the appellant in the absence of admissible factual basis.

***HKSAR v Chu*** (DCCC 1092 of 2018)

Acted in defence of doctors of Hospital Authority charged with Conspiracy to Commit Misconduct in Public Office

***HKSAR v Leung*** (ESCC 9087-9091 of 2019)
Acted in defence of a practising solicitor charged with multiple offences of Insider Dealing under SFO s.291

***HKSAR v Chan*** (DCCC 761 of 2018)
Acted in defence of a successful business-lady in allegation of bribery of a public official, the ex-deputy secretary of the Economic Development and Labour Bureau under the Prevention of Bribery Ordinance

***HKSAR v RYU*** (ESCC 3677 of 2016)
(Acted in defence of Korean practising doctors providing medical advice on liposuction charged with offences of practising medicine without registration in a hotel in Hong Kong)

***SFC v Cheng*** [2019] HKCFA 17; [2018] 4 HKLRD 612; CACV 95/2017
Acted for the Securities and Futures Commission in an appeal before the Court of Appeal and Appeal Committee of the CFA on the issues of the proper standard of proof in Market Misconduct Proceedings

***HKSAR v Hong Kong Broadband Network Ltd*** [2018] 2 HKLRD 1049; HCMA 624 of 2015
Acted on appeal in respect of constituent elements of the offence of "Direct Marketing" under s.35A of the Personal Data (Privacy) Ordinance

***HKSAR v Lau*** [2018] HKCA 59; CACC 38 of 2017
Appeal against conviction and sentence of a senior police inspector convicted of the offence of Assault Occasioning Bodily Harm in the widely-publicized "7 Police Officers Assailants" in the Occupying Central saga

***HKSAR v Tsang*** [2018] 2 HKLRD 186; HCCC 484 of 2015
Acted in defence in the re-trial of ex-Chief Executive on accusation of a section 4 bribery offence of the Prevention of Bribery Ordinance, Cap. 201

***HKSAR v Chan*** (2017) 20 HKCFAR 264; FACC 15 of 2016)
Acted in the appeal for the executive director of Sun Hung Kai Properties Limited against conviction over elements of offences of Misconduct in Public Office and section 4 & 9 offences of the Prevention and Bribery Ordinance, Cap. 201

***SFC v CL Management Services Ltd. & Another*** [2016] 19 HKCFAR 611; HCMA 382 of 2014
Elements and ingredients of the offence under s.114 of Securities and Futures Ordinance.

***Matthews v Secretary for Justice*** [2015] HKEC 2299
Appeal against refusal of discharge of Restraint Order on suspected proceeds of indictable offence.

***HKSAR v Lau*** (DCCC 19 of 2015)
Acted in defence for a senior bank officer charged with multiple offences of "Soliciting and Accepting a bribe" of the Prevention of Bribery Ordinance, Cap. 201

***HKSAR v Kwok & Ors.*** (HCCC 98 of 2013)
Acting in the defence team of the Co-Chairman of a listed company against multiple offences of Conspiracy to Commit Misconduct in Public Office and Bribery with the Chief Secretary of the Hong Kong Government.

***HKSAR v Au Yeung*** [2014] 3 HKLRD 346; CACC 36 of 2013
An appeal on the scope of protection of informant under s.30A of the Prevention of Bribery Ordinance where the prosecution was based on complaint made by the defendant who reported as an informant to ICAC against recipient of bribe.

***HKSAR v Ma & Ors.*** (HCCC 323 of 2012)
Acting for the family members of an investor in defence of offences of Bribery and Money Laundering in return for secret insights into the warrant markets from a former Deutsche Bank managing director.