

LEGAL PRACTITIONERS ORDINANCE (Chapter 159)

ORDER THAT A SOLICITOR BE SUSPENDED FROM PRACTISING
WAI TO TSUEN HAGON

In accordance with section 12(2) of the Legal Practitioners Ordinance (Chapter 159), I hereby give notice that on 24 May 2019 the Court of Appeal allowed the appeal of the Applicant, the Law Society of Hong Kong from the Order of the Solicitors Disciplinary Tribunal dated 26 June 2018, whereby it was ordered that:—

- (1) In respect of the 1st Complaint, the Respondent be fined HK\$12,500.
- (2) In respect of the 2nd Complaint, the Respondent be fined HK\$10,000.
- (3) In respect of the 3rd Complaint, the Respondent be fined HK\$15,000.
- (4) In respect of the 4th Complaint, the Respondent be fined HK\$15,000.
- (5) In respect of the 5th Complaint, the Respondent be fined HK\$12,500.
- (6) In respect of the 6th Complaint, the Respondent be fined HK\$12,500.
- (7) In respect of the 7th Complaint, the Respondent be fined HK\$12,500.
- (8) In respect of the 8th Complaint, the Respondent be fined HK\$10,000.
- (9) In respect of the 9th Complaint, the Respondent be fined HK\$12,500.
- (10) In respect of the 10th Complaint, the Respondent be fined HK\$12,500.
- (11) In respect of the 11th Complaint:—
 - (a) the Respondent be censured;
 - (b) with effect from the date hereof, the Respondent's practice as a solicitor be subject to the following conditions for three years:—
 - (i) that he cannot practice as a sole proprietor or partner of a solicitors firm; and
 - (ii) that his practice as a solicitor be subject to the supervision of a full-time solicitor of no less than 15 years' standing and also of good standing.
- (12) In respect of the 12th Complaint, the Respondent be fined HK\$20,000.
- (13) In respect of the 13th Complaint, the Respondent be fined HK\$12,500.
- (14) In respect of the 14th Complaint, the Respondent be fined HK\$50,000.
- (15) In respect of the 15th Complaint, the Respondent be fined HK\$50,000.
- (16) In respect of the 16th Complaint, the Respondent be fined HK\$50,000.
- (17) In respect of the 17th Complaint, the Respondent be fined HK\$12,500.
- (18) In respect of the 18th Complaint, the Respondent be fined HK\$5,000.
- (19) In respect of the 19th Complaint, the Respondent be fined HK\$15,000.
- (20) In respect of the 20th Complaint, the Respondent be fined HK\$40,000.
- (21) In respect of the 21st Complaint, the Respondent be fined HK\$10,000.
- (22) The Respondent do pay the costs of incidental to these proceedings, including:—
 - (i) the costs of the Prosecutor for the Law Society summarily assessed at HK\$179,200.98.
 - (ii) the costs of the Clerk to this Tribunal summarily assessed at HK\$35,829.40; and
 - (iii) the costs of the Law Society summarily assessed at HK\$95,117.07.

The Court of Appeal on 24 May 2019 ordered that:—

- (1) The appeal be allowed;
- (2) The penalty imposed in the Order of the Solicitors Disciplinary Tribunal be set aside and instead the Respondent, Wai To Tsuen Hagon be suspended from practising as a solicitor for a period of three years, with the condition that if the Respondent resumes practice after expiry of his suspension, his practice be subject to the following conditions for a period of three years:—
 - (a) that he is prohibited from practice as a sole proprietor or partner of a solicitors firm; and

(b) his practice as a solicitor be subject to the supervision of a full-time solicitor of no less than 15 years' standing and also of good standing;

(3) Costs of the appeal be to the Applicant to be assessed.

The suspension period shall commence on the date the Court of Appeal announced its judgment, namely 24 May 2019.

The Order of the Court of Appeal dated 24 May 2019 was filed by the Solicitors for the Law Society of Hong Kong with the Registrar on 27 June 2019.

27 June 2019

Simon KWANG *Registrar, High Court*