

WILSON CHAN

BARRISTER

9 WENTWORTH CHAMBERS

Level 9, 180 Phillip Street, Sydney NSW 2000
DX 373 Sydney
T +61 2 8815 9234 F +61 2 9233 4464
E wrchan@ninewentworth.com.au

Maintaining a diverse civil and criminal law practice, Wilson's key areas of expertise extends to commercial law and equity, corporations law, conflict of laws, corporate and personal insolvency, arbitration and criminal law.

Wilson's commercial practice encompasses acting and advising in matters where complex cross-border disputes arise, particularly relating to Hong Kong and China. As one of the few barristers admitted to the Bars of New South Wales and Hong Kong, coupled with his extensive international experience and highly-developed linguistic abilities in Cantonese and Mandarin, Wilson is uniquely positioned to deliver a high degree of value when acting in matters which have both an Australian and international element.

His extensive commercial and corporations law experience has seen him represent a broad range of clients including corporations, high net worth individuals, franchisors, creditors and small to medium businesses. Wilson's strong analytical and advocacy skills, and expansive knowledge in his fields of practice enables him to expeditiously identify, and respond to, issues arising in associated areas in a matter. He has appeared led and unled in a wide range of courts and tribunals at first instance and on appeal in both civil and criminal (summary hearings and jury trials) jurisdictions, including the New South Wales Court of Appeal and New South Wales Court of Criminal Appeal.

Possessing a keen interest in domestic and international arbitration, Wilson has delivered presentations and published articles pertaining to cross-jurisdictional issues, with particular focus on related disputes in Australia and the Asia-Pacific region. A lateral thinker, Wilson has published an article in the Law Society Journal of New South Wales, which introduces an alternative litigation pathway to enforcing Australian contracts in China.

Prior to being called to the Bar, Wilson practised as a solicitor at the Office of Director of Public Prosecutions (NSW). He holds a Bachelor of Laws and Bachelor of Commerce degree from the University of New South Wales, as well as a Post Graduate Certificate in Laws from the University of Hong Kong.

ADMISSIONS TO PRACTICE

- 2013 Called to the Bar of New South Wales, Australia
- 2012 Called to the Bar of Hong Kong
- 2010 Admitted as a Solicitor of the Supreme Court of New South Wales, Australia

PROFESSIONAL QUALIFICATIONS

- 2011 Post Graduate Certificate in Laws: University of Hong Kong
- 2009 Bachelor of Laws / Bachelor of Commerce: University of New South Wales

AREAS OF PRACTICE

- Arbitration
- Commercial Law
- Conflict of Laws
- Corporations Law
- Corporate & Personal Insolvency
- Criminal Law
- Equity
- Laws of Hong Kong

PROFESSIONAL EXPERIENCE

- 2013 – present Barrister (NSW), Nine Wentworth Chambers
- 2012 – present Barrister (HKSAR)
- 2010 – 2013 Solicitor (NSW)

PROFESSIONAL MEMBERSHIPS

- Member, New South Wales Bar Association
- Member, Hong Kong Bar Association

SPEAKING ENGAGEMENTS AND PUBLICATIONS

- *Commercial Dispute Resolution in China under the Belt and Road Framework* (November 2017): CLE presented at the University of New South Wales
- *Taming the Dragon – Enforcing Contractual Obligations in China*: Cotman SC & Chan, Law Society Journal (NSW), Issue 30, February 2017, pp 78-79

LANGUAGES

- English, Chinese - Mandarin and Cantonese

SELECT CASES

- *Xu v Megaward Pty Ltd* [2018] NSWCA 232 – Acted for the respondent Megaward Pty Ltd in an appeal against the finding of solvency and refusal to wind up the respondent in the court below. Decision upheld by Court of Appeal. Led.
- *In the matter of Megaward Pty Ltd* [2018] NSWSC 444 – Acted for the defendant Megaward Pty Ltd to oppose winding up application by proving solvency. Unled.
- *In the matter of Jimmy's Recipe Pty Limited* [2018] NSWSC 1331 – Acted for the plaintiff minority shareholder in opposed application for leave to bring derivative action. Led.
- *In the matter of Hair Industrie Penrith Pty Limited, Hair Industrie Merrylands Pty Ltd* [2015] NSWSC 1905 – Acted for director defendants in a minority oppression and breach of contract matter. Unled.

-
- ***Gore v Deputy Commissioner of Taxation*** [2015] QCA 173 – Acted for the appellant in an appeal against summary judgment from the court below. Unled.
 - ***Dang v R; Tran v R*** [2015] NSWCCA 163 – Acted for appellant Dang in an appeal against conviction and sentence for attempted possession of marketable quantity. Unled.
 - ***El Sayed v El Hawach*** [2015] NSWCA 26 – Acted for appellant in relation to the proper remedy where a breach of trust was found in the court below. Unled.
 - ***Cao v Regina*** [2013] NSWCCA 321 – Acted for appellant in an appeal against sentence for supplying a prohibited drug and possession of firearms offences. Unled.
 - ***Loh v R*** [2013] NSWCCA 339 – Acted for appellant in an appeal against sentence for supply of large commercial quantity. Unled.
 - ***O'Brien v R*** [2013] NSWCCA 197 – Acted for applicant in an appeal against sentence for sexual intercourse with a minor. Led.
 - ***Petroulias v The Hon Justice McClellan*** [2013] NSWSC 434 – Acted for applicant in a judicial review into the refusal of the Supreme Court to investigate alleged improper jury conduct. Led.