

Christopher KH To



Call

2022 (Hong Kong)

Languages

English
Cantonese
Mandarin

Areas of Practice

Arbitration
Civil Fraud & Asset Recovery
Commercial & Banking Law
Companies
Compulsory Sales of Land
Conflict of Laws
Contract Law
Criminal Law
Debt Recovery
Defamation
Employment
Equity & Trusts
Family & Matrimonial Law
Injunction & Contempt
Insolvency
Intellectual Property
Land Resumption & Land
Compensation
Privacy / Data Protection
Probate & Succession
Property & Land
Public Law & Judicial Review
Unjust Enrichment

Contact

Email: christo@bernacchichambers.com

Secretary: Ms. Nicole Wong

nicolewong@bernacchichambers.com

Practice Profile

Christopher is one of the three Middle Temple Scholars of 2023.

Called to the Bar in 2022, Christopher was appointed as a Judicial Assistant of the Court of Final Appeal in the

same year, where he spent a year conducting legal research on cases coming before the Court and preparing bench memoranda on appeals and leave applications for the Chief Justice, Permanent Judges, and Non-Permanent Judges, including Lord Neuberger of Abbotbury, former President of the Supreme Court of the United Kingdom; and Mr Justice Robert French, former Chief Justice of the High Court of Australia.

Christopher is developing a broad civil practice with a focus on contractual and commercial disputes, company and insolvency matters, debt recovery claims, land disputes, and probate and matrimonial matters. He has been instructed by high net-wealth private clients, listed companies, licensed money lenders, and the Department of Justice to advise and act on a range of disputes. He has also acted for the Immigration Department and statutory public bodies such as the Hong Kong Examinations and Assessment Authority.

On the criminal side, Christopher appears regularly in the Magistrates' Court and has been instructed to appear in the High Court for bail applications and mitigations.

Christopher joined Chambers upon completion of pupillage with Mr Anson Wong SC JP, Mr Valentine Yim, Mr Charles J Chan, Mr Eugene Yim, and Mr Vincent Chen. He is fluent in English, Mandarin and Cantonese, and is experienced in preparing legal documents in both simplified and traditional Chinese.

Education

- PCLL, City University of Hong Kong
- LLB, City University of Hong Kong
- St Joseph's College, Hong Kong

Scholarship & Award

- Middle Temple Scholarship for Advocacy Training (2023)
- Dean's Honours List (2020)

Appointments

- Judicial Assistant, Hong Kong Court of Final Appeal (2022-2023)

Publications

- "Jurisdiction and admissibility in international commercial arbitration: back to basics", Thomas Leung and Christopher KH To, Arbitration International, 2025 (with Mr Thomas Leung of Karas So LLP)

Selected Cases

Contractual and Commercial Disputes

- (On-going) *Airlink Cargo Services Limited v Eurus Express Limited* (HCA 1508/2025): Litigation concerning a breach of contract claim arising from an aircraft charter agreement (sole advocate)
- (On-going) *Core Compass Advisors Limited v Hong Kong Wuzhou Information Technology Limited* (HCA 1573/2025): Litigation concerning a credit card / digital payment processing scheme which involves breach of contract and breach of an agent's duty claim (sole advocate)
- (On-going) *Lai Wing Tai Victor and Pak Chi Wing v Chu To Jonathan* (DCCJ 2896/2021): Litigation concerning an introducer agreement entered into between the parties which involves a breach of contract claim against the defendant (sole advocate)
- *Tung Wai Hong v Lee Siu Yee and Yeung Ho Wah, formerly trading as A List Racing* (DCCJ 5873/2024): Litigation concerning an investment agreement entered into between the parties which involves a breach of contract claim against the defendant (sole advocate)
- *Lip Cheung Shek v Lee Wai Kwan Edmund* [2025] HKDC 679: Acted for the defendant who was a borrower under certain loan agreements in appealing against Master's decision to grant conditional leave to the defendant to defend upon payment into court (with Mr Donald Ting)
- *Sin Kwok Lam v Chan Ting Lai* [2025] HKCFI 1435: Successfully appealed against Master's decision in striking out the plaintiff's case which involves a breach of trust claim (led by Mr Anson Wong SC)

Company, Bankruptcy and Insolvency Matters

- *Ching Mary Bee Lay (as the sole executrix of the estate of Ching Hon Ki Tommy, deceased) v Kowloon Tax Free Shoppers Limited* (HCMP 2402/2025): Successfully applied for an order for provision of shareholders' resolutions passed, minutes of general meetings, and financial statements of a company under sections 430, 435, 618 and 620 of the Companies Ordinance (Cap 622) (sole advocate)
- *Ching Mary Bee Lay (as the sole executrix of the estate of Ching Hon Ki Tommy, deceased) v Kowloon Tax Free Shoppers Limited* (HCMP 1401/2025): Successfully applied for an order for transmission of shares under Section 159 of the Companies Ordinance (Cap 622) to compel the defendant to register the plaintiff as the company's member (sole advocate)
- *Wing Sze Tiffany Wong and Edward Simon Middleton v Wong Sai Chung & Ors* [2024] HKCFI 539: Successfully resisted an application under Section 570 of the Companies Ordinance (Cap 622) for court to order a meeting and an application under Section 200(3) of the Companies (Winding Up and Miscellaneous Provisions) Ordinance (Cap 32) for court to give directions (led by Mr Anson Wong SC, with Mr Martin Kok)
- *Re Lee On Wai* [2025] HKCFI 3764: Acted for the debtor in opposing a bankruptcy petition on the grounds that the petition was served less than 7 clear days before the day fixed for the hearing of the petition, and there has been "a material change of circumstances" after the hearing of a setting aside application of the statutory demands previously served to the debtor (sole advocate)
- *Re Cheng Jonathan* (HCB 1888/2024): Acted for the debtor in opposing a bankruptcy petition on the grounds that the debtor does not submit to the jurisdiction of Hong Kong, the Petitioner is an unlicensed

money lender, and the effective interest of the loan which gives rise to the petitioning debt exceeds 60% p.a. (led by Mr Anson Wong SC)

- Re China Zenith Chemical Group Ltd (HCCW 243/2023): Application for substitution as petitioner in a winding-up petition (sole advocate)

Trust and Probate Matters

- (On-going) Wong Kiu (in her capacity as the Administratrix of the estate of Ng Wai Kwong, deceased) v Pang Hang Ngor (HCA 602/2023): Litigation involving a claim of breach of trust, undue influence and lack of mental capacity (led by Mr Anson Wong SC)

Family / Matrimonial Matters

- (On-going) FCMC 7544/2024: Acted for the Petitioner in making an application for permanent removal of the child (sole advocate)
- FCMC 6644/2025: Acted for the Petitioner in seeking ancillary relief and custody, care and control of the child (sole advocate) (settled)

Land and Property Matters

- 香港平民屋宇有限公司對甄國業 [2025] HKDC 1800: Acted for two defendants in a landlord and tenant trial concerning disputes arising from the redevelopment of the Tai Hang Sai Estate (sole advocate)
- The Hong Kong Settlers Housing Corporation Ltd v Fung Tak Lok [2025] HKDC 261: Successfully set aside a default judgment by demonstrating a public law defence has a real prospect of success; application under Order 15 rule 6 of the Rules of District Court (Cap 336H) to join an intended party (with Ms Lydia Leung)
- The Hong Kong Settlers Housing Corporation Ltd v Tam Wai Lan [2025] HKDC 97: Successfully set aside a summary judgment by demonstrating a public law defence has a real prospect of success; court made no order as to costs (with Ms Lydia Leung)
- 香港平民屋宇有限公司對甄國業 [2024] HKDC 2110: Supporting case management stay of proceedings in district court civil action pending determination of upcoming judicial review proceedings (with Ms Lydia Leung)

Injunction

- Song Limin v Chan Tsun Keung & Ho Kit Fan (DCCJ 5649/2025): Application for prohibitory injunction to restrict the Defendants from permitting or causing excessive noise and vibration (sole advocate)

Enforcement of Mainland Judgments

- (On-going) 朴文玉 v 穆奎亮 (HCA 1971/2025): Application for recognition and enforcement of a mainland judgment under the common law regime (sole advocate)

Debt Recovery

- United Asia Finance Limited v Mok Kai Tung (DCCJ 2769/2024); United Asia Finance Limited v Lau Po Chu (DCCJ 2937/2024); United Asia Finance v Wong Cheuk Bun (DCCJ 4459/2024); United Asia Finance v Cheung Ka Yau (DCCJ 5144/2024) and more: Successfully applied for attachment order under O.44A rule 7 of the Rules of District Court (Cap 336H) (sole advocate)
- K Cash Express Limited v Lo Wing Lok (DCCJ 4409/2024): Successfully applied for attachment order under O.44A rule 7 of the Rules of District Court (Cap 336H) (sole advocate)

Privacy / Data Protection

- Shek Galen Pok v Privacy Commissioner for Personal Data & Hong Kong Examinations and Assessment Authority (AAB 27/2024): Acted for the HKEAA and successfully resisted an appeal before the Administrative Appeals Board which concerns the HKEAA's imposition of fees for HKDSE candidates to request for a copy of their examination scripts (led by Mr Anson Wong SC)

Criminal

- (On-going) WKCC 5005/2023: Acting for the defendant who is facing a charge of manufacturing a dangerous drug and a charge of trafficking in dangerous drugs (sole advocate)
- FLCC 2251/2024: Acted for the defendant to argue whether under Section 4 of the Motor Vehicles Insurance (Third Party Risks) Ordinance (Cap 272), if the court for special reasons thinks fit to order otherwise, the mandatory 12-months disqualification from holding or obtaining a driving license shall be dispensed with or reduced to a period of less than 12 months (sole advocate)
- HCCP 729/2024 (on review from WKCC 2700/2024): Acted for the defendant who was faced with a charge of wounding with intent to make a bail application; argued on an issue concerning the specific intent required for the charge (with Ms Lydia Leung)

Non-refoulement

- Re Santhanam (TCAB 661R): Acted for the Immigration Department and attended hearing before the Torture Claims Appeal Board with Government Counsel (with Mr Andrew Tong of the Department of Justice)