

Insolvency & Restructuring

OVERVIEW

Robertsons' Insolvency & Restructuring team has considerable experience in dealing with all aspects of the Hong Kong insolvency and bankruptcy regimes in the territory.

Together with our B a n k i n g a n d D e f a u l t D e p a r t m e n t, we advise financial institutions, secured creditors and other parties with significant interests in insolvent companies, implementing strategies designed to maximize recoveries.

We frequently advise Boards of Directors of companies facing financial difficulties on their obligations under Hong Kong law and on the methods and procedures for winding up companies in the territory.

Our team also represents liquidators, advising them on their legal rights and responsibilities in the winding up process and specifically on such areas as preferential payments, retention of title actions, unfair preferences and director disqualifications. In addition, we frequently assist directors, liquidators and creditors at meetings convened during the liquidation process, as well as representing interested parties in the Committees of Inspection.

We also advise receivers on their rights and limitations in exercising their powers of management and sale under charges against secured assets in Hong Kong.

Our team also frequently works with creditors and companies on corporate rescues and restructurings, as well as refinancing and debt rescheduling schemes, including court-sanctioned arrangements.

THE TEAM



Chris Lambert
Managing Partner



Frank Szeto
Partner



Jeremy Levy
Consultant

AWARDS & RECOGNITION



The A-List 2024-25: V...
China Business Law Journal
2025



"The A-List" Elite 10...
China Business Law Journal
2025

EXPERIENCE

- Acted as lead counsel on two separate Management Buy Outs of regional satellite operators and equipment distributors.
- Advised Stock Exchange participant brokers on both the buy and sell sides of disposals/acquisitions of their regional businesses, including procuring the relevant regulatory consents.
- Represented a Hong Kong based property fund in negotiations with debt instrument holders and a restructuring to a new fund with a debt/equity swap.
- Acted as Hong Kong counsel on a billion dollar leveraged buyout of an international pharmaceutical organisation, including relevant security documentation and whitewash procedures.
- Acting for minority shareholders and minority representation on boards of directors in statutory and common law powers against the board of directors to force production of exercising documents in connection with the misfeasance of controlling shareholders.
- Advising boards of Hong Kong main board listed corporations on corporate governance issues including the setting up and operation of audit, remuneration and nominations committees, as well as working with management in preparation for shareholders' annual and extraordinary general meetings.
- Provided due diligence, structuring and financing advice on a private equity acquisition of a regional group providing trading platforms and related products.
- Representing several fintech businesses on their Hong Kong compliance issues.
- Bringing contempt of court proceedings against director of debtor company.
- Assisting in recovery of funds following email fraud and securing proprietary injunction.
- Stay of court proceedings where conflicting jurisdictions are involved.
- Assisting shareholders to obtain leave to bring statutory derivative action for remedies against prospective defendants on claims involving breach of fiduciary relationship.
- Successfully defending USD5million medical negligence claim on behalf of an international medical practice and obtaining Restrictive Applications Order and Restricted Proceedings Order, to restrict further related claims.
- Assisting client in the dissolution of a partnership and recovery of assets.
- Assisting administrators secure vacant possession of property and recovery of Estate assets against asserted claim of proprietary estoppel.
- Enforcement of mediation agreement and advising Executor on claims involving assets located in North America, Hong Kong, China and Singapore.
- Assisting client on claim for breach of fiduciary duty against a bank's failure to consider the appropriateness of the investments made in conflict with the bank's position vis-à-vis management fees.
- Assisting executive director on corporate insolvency proceedings asserted by liquidator in excess of USD1billion.

- Assisting client in setting aside judgment orders of USD44million in value and setting aside related prohibition orders.