

Andrew Lynn

Year of call 2015 (England & Wales) 2009 (Hong Kong)

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Andrew is highly regarded in the fields of Chancery and commercial litigation. He has full practising rights at both the English and Hong Kong Bars, and is qualified as a solicitor of England and Wales.

Andrew has extensive experience in disputes—often with a cross-border or international dimension—particularly in relation to contracts and fraud. He also has experience in matters involving fiduciary duties, property, trusts, pensions and international succession. Andrew acts both as trial counsel and as an appellate advocate.

His matters frequently involve high and ultra-high-net-worth individuals. He is currently instructed in the high-profile Lo Family Trust dispute. He regularly appears in courts and tribunals at all levels, including the Court of Appeal and Court of Final Appeal, notably having acted for the successful appellant in *Kan Lai Kwan v Poon Lok To Otto and HSBC International Trustee Ltd* (2014) 17 HKCFAR 414 and for the successful appellant in *Lo Kai Shui v HSBC International Trustee Ltd and Others* [2023] HKCA 983.

Andrew is a full member of the Society of Trust and Estate Practitioners (STEP) and is a Fellow of both the Chartered Institute of Arbitrators & the Hong Kong Institute of Arbitrators.

Andrew has published widely in peer-reviewed journals such as *Trusts & Trustees* and the *Law Quarterly Review*.

Expertise

Trusts and Equity (in both private client and commercial contexts)

All areas of trusts and equity, including traditional, charitable, commercial trusts (express, constructive, resulting), equitable ownership and beneficial interests, fiduciaries, fraud, undue influence, unconscionable transactions, estoppels, breach of confidence (except that I do not advise on tax or draft trust documentation)

- Validity of Wills and Trusts
- Interpretation of Wills and Trusts
- Rectification
- Testamentary Capacity and Want of Knowledge and Approval
- Undue Influence
- Mutual Wills
- Powers and Duties of Personal Representatives and Trustees
- Claims by and against Personal Representatives and Trustees
- Removal of Personal Representatives and Trustees

- Practice and Procedure under CPR 57 and CPR 64
- Inheritance (Provision for Family and Dependents) Act 1975 claims
- Charities, including charitable trusts of land
- Trusts of property and co-ownership
- Related professional negligence

Commercial Litigation

- Agency
- Commercial Agency regulations
- Confidential information
- Data protection
- Directors' and Employees' duties
- Directors' Disqualification
- Dispute resolution
- Enforcement
- Fraud
- Insurance
- Interim measures
- Personal liability
- Provisional Liquidation
- Public Interest investigation
- Public interest winding up
- Restrictive covenants
- Sale of goods and services
- Securities
- Share and asset purchase agreements
- Shareholder disputes

Property Litigation

Professional Negligence

Banking & Finance

International & Offshore

Partnership

Memberships

- Full Member of the Society of Trust and Estate Practitioners (TEP)
- Fellow of the Chartered Institute of Arbitrators (FCIArb)
- Fellow of the Hong Kong Institute of Arbitrators (FHKIArb)
- Member of the Hong Kong Bar Association Committee on Land, Trust and Probate (Com LTP) and former member of the Hong Kong Bar Association Committee on International Laws (CIntLaw)
- Member of the Asian Academy of International Law (AAIL)

Qualifications

- First Class Honours degree in English Literature, University of Edinburgh
- MPhil and PhD, University of Cambridge (British Academy and St John's College scholarships)
- Former Foreign Expert, Beijing Foreign Studies University
- Graduate Diploma in Law (Distinction)
- LLM in International Dispute Resolution, University of London
- STEP-qualified in trust disputes, international succession, foundations and funds
- Hong Kong barrister
- Passed the Bar Transfer Test and called to the Bar of England & Wales (2015)