

## **Report of the Committee on Criminal Law and Procedure 2019**

The Committee on Criminal Law & Procedure ("CCrimLP") do hereby report to the Chairman of the Hong Kong Bar Association matters that were achieved in the year 2019.

1. Further to the discussions in respect of the difficulties faced by members as a result of the implementation of the new Practice Directions 9.3 and 9.6. The taskforce set up for PD9.3 had further dialogue with the Legal Aid Department and the Law Society. The taskforce is now in the process of drafting a paper to facilitate consultation with members of the Bar as well as members of the Law Society. We hope to have further discussions with the Department of Justice in 2020 before bringing a collective view to the Judiciary for their consideration.
2. The CCrimLP held an ALE talk on the topic of "Summary Proceedings in Magistrates Court" and "Briefing on Pilot Scheme of Criminal Advocacy Training for Young Barristers" in March 2019. It was a well-attended talk and served as the launch of the Mock Trial Pilot Program.
3. The Mock Trial Pilot Program has been put in action and we will conduct a review in mid-2020. The Database of case material is being further developed. We have held 2 mock plea court sessions (members of the Judiciary were invited to be guest trainers) and 5 mock trial sessions. The feedbacks from participants have been very positive. This program will continue in 2020 with a full report to be prepared and submitted in mid-2021.
4. On 25 May 2019 the Department of Justice, the Bar Association and the Law Society co-organised a Criminal Law Conference. The conference was well attended with a number of representatives from ASEAN countries, as well as Rt Hon Lady Justice Hallett (Vice President of the Court of Appeal, Criminal Division, England and Wales) and Ms Julie Read (Director and Chief Executive of the New Zealand Serious Fraud Office) attending as special guests. The conference was split into four sessions covering four topics, with members of the Department of Justice, the Bar Association and the Law Society acting as Speakers for each session.
5. Members of the CCrimLP also held a regular meeting with the Acting Chief Magistrate on 14 June 2019 to discuss practice related issues concerning the criminal bar. We expect to continue these regular meetings in the future.

Derek Chan, SC  
Chairman  
Committee on Criminal Law and Procedure

1 December 2019

## **Annex: Membership List (2019)**

### **Committee on Criminal Law and Procedure**

Derek Chan, SC (Chairman) (from 10 October 2019)

Edwin Choy, SC (Chairman) (until 9 October 2019)

Tony Li (Vice Chairman)

Andrew Bruce, SC

Eric T.M. Kwok, SC

Graham A. Harris, SC

Andrew J. Raffell

Adonis K.W. Cheung

James Y.K. Tze

David Rex Boyton

Charles J. Chan

Kay K.W. Chan

Joe W.Y. Chan

Randy Shek.