

Report of the Special Committee on Discipline

This has been another busy year for the Committee:

1. During this year (up to 8 November), **18 disciplinary matters** were considered. (17 were formal complaints and 1 was initiated by the Bar itself.) The result/ progress of the 18 cases may be summarized as follows:

Result/ Progress	No. of matters
Found unsubstantiated and dismissed	7
Referred to BDT	1
Barrister being Admonished/ Advised	0
Under investigation	10

2. Also during this year, 9 disciplinary matters arising in 2007 and 2 in 2006 were investigated. The result/ progress of the 11 cases may be summarized as follows:

Result/ Progress	No. of matters
Found unsubstantiated and dismissed	3
Referred to BDT	3
Barrister being Admonished	1
Under investigation	4

3. During the year, 4 disciplinary matters were referred to the Barristers Disciplinary Tribunal (BDT), resulting in a total of 15 BDT cases being handled. Amongst the 4 matters, 1 arose from the 2008 complaints and 3 from 2007.
4. During the year, 2 BDT matters were concluded. Both cases were dismissed by the Tribunal.

The following members served on the Committee during the year:

Mr. Peter Duncan, SC *Chairman*
Mr. Frederick Chan *Vice Chairman*
Mr. Anderson Chow, SC
Mr. Leo Remedios
Mr. Ronald Tang
Mr. C.K. Wong
Mr. Bernard Chung
Mr. Keith Yeung
Mr. Walker Sham
Mr. James Thomson

Mr. Paul Lam
Mr. Lawrence Ng
Mr. Timmy Yip
Mr. Sanjay Sakhrani
Ms. Phillis Loh
Ms. Audrey Campbell-Moffat

I am indebted to them for their support: I thank Mr. Frederick Chan in particular for the assistance he has rendered and for having deputized for me on many occasions.

I also record my appreciation to members of the Bar Secretariat, Priscilla To and Ann Chan in particular, for their tact and dedication in an area of work that is often difficult.

Peter Duncan, SC
Chairman
Special Committee on Discipline

3 December 2008