

## 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:

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

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:

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

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