30 May 2016

The Hong Kong Institute of Surveyors issues statement on judicial review ruling

The Hong Kong Institute of Surveyors (HKIS) has disposed of an application submitted for judicial review by Mr Charles Chan Chiu-kwok (the Applicant).

A judicial review against the decisions of the Disciplinary Board and the General Council as reported in the HKIS Surveyors Times, October 2015, had been sought by the Applicant.

The HKIS has, upon obtaining detailed legal advice on the Applicant's grounds of review, decided to consent to the Applicant's judicial review application on the ground that the HKIS Valuation Standards on Properties (First Edition 2005) and the HKIS Rules of Conduct had not been put to a General Meeting of the HKIS for ratification as required by the HKIS Bye-Laws at the time that the disciplinary charge was brought against the Applicant. The HKIS has decided to consent to the quashing of the Decisions of the Disciplinary Board and the Decision of the General Council (collectively "the Decisions") for this disciplinary charge and an Order of the High Court has been made by the Honourable Mr Justice Lok to such effect on 30 May 2016.

Despite the consent to the quashing of the Decisions, HKIS maintains its position regarding the underlying merits of the said disciplinary proceedings against the Applicant.

The HKIS recognizes that it must as a renowned professional body act lawfully and in accordance with its Bye-Laws at all times. It is committed to exercising its disciplinary procedures with complete propriety and fairness.

End –

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