

律政司  
法律政策科  
香港金鐘道66號  
金鐘道政府合署高座1樓  
圖文傳真：852-2110 9788  
網址：www.doj.gov.hk



DEPARTMENT OF JUSTICE  
Legal Policy Division  
1/F., High Block  
Queensway Government Offices  
66 Queensway, Hong Kong  
Fax : 852-2110 9788  
Web Site : www.doj.gov.hk

本司編號      Our Ref.:    LP CLU 5037/35/1C VI  
來函編號      Your Ref.:  
電話號碼      Tel. No.:    2867 4727  
電郵            Email        [alicechoy@doj.gov.hk](mailto:alicechoy@doj.gov.hk)

**By Fax : 2840 0716**  
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16 January 2013

Miss Mary So  
Clerk to Panel on Administration of  
Justice and Legal Services  
Legislative Council Secretariat  
Legislative Council Complex  
1 Legislative Council Road  
Central, Hong Kong

via Mr Peter H H Wong   
Deputy Solicitor General (General)

Dear Miss So,

**Panel on Administration of Justice and Legal Services (AJLS Panel)**

**Follow up action arising from meeting on 14 December 2012**

**Implementation on the Arrangement concerning Mutual Enforcement of  
Arbitral Awards between the Mainland and HKSAR**

At the last meeting of the AJLS Panel held on 14 December 2012, the Chairman requested the Administration to provide an update on the reciprocal enforcement of arbitral awards between Hong Kong and the Mainland under the above Arrangement.

In February 2011, the Administration provided an update on the mutual enforcement of arbitral awards between Hong Kong and the Mainland in paragraphs 2 - 6 of LC Paper No. CB(2)1129/10-11(01) ("the 2011 Paper"). Paragraph 4 of that paper states as follows :

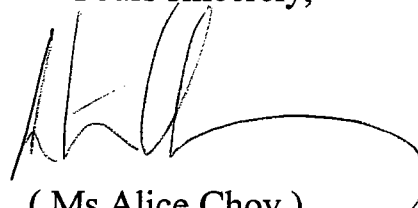
“According to the information provided by the Judiciary, during the period from 2009 to September 2010, the High Court of Hong Kong has processed 9 applications to enforce Mainland awards in Hong Kong. All applications were granted. No application has been made to set aside the orders given for the enforcement of the awards.”

It has come to our notice that the statistics contained in that paragraph requires rectification. For this purpose and also for providing the statistics for 2011 to 30 September 2012 on the enforcement of Mainland arbitral awards in Hong Kong, we set out the relevant information in the table below. The information contained in paragraph 4 of the 2011 Paper is hereby superseded.

Year	No. of Applications to Enforce Arbitral Awards		No of Applications to Set Aside Order	
	Granted	Refused	Granted	Refused
2009	9	0	0	1
2010	6	0	1	0
2011	6	0	0	0
2012 (up to September 2012)	5	0	0	1
<b>Total: 2009-September 2012</b>	<b>26</b>	<b>0</b>	<b>1</b>	<b>2</b>

As regards information on the enforcement of Hong Kong arbitral awards in the Mainland, the Administration has made enquiries with the Supreme People's Court. The Administration will provide the updated information to the Panel upon receipt of the information.

Yours sincerely,



( Ms Alice Choy )

Senior Government Counsel  
Legal Policy Division