

## Stephen J. Peaker

Partner | Head of Family Law

Family Law

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### Profile

Stephen has been the Partner heading up the Family Law Department at OLN since 2000, and is a Fellow of the International Academy of Family Lawyers (“IAFL”) and the former Vice Chairman of the Hong Kong Family Law Association (“FLA”). Stephen is an associate member of Resolution (the Solicitors Family Law Association, UK) and member of the Family Law Section of the Law Council of Australia. Stephen has been instructed on many leading cases in the areas of family law and trusts law. He also advises extensively in respect of trusts and wills, wealth protection and tax planning. Stephen is highly recommended by Chambers and Partners as leading lawyer in Family / Matrimonial (International firms) in Chambers Greater China Region Guide 2023, details of which are set out below at “What Others Say”.

Stephen has contributed to a number of articles on Family Law for legal publications, is one of the authors of the FLA Code of Conduct and has lectured on family law. Stephen appeared in RTHK Radio 3 Programme about the previous government consultation on law reform on child custody and access. Stephen has been an Advisory Board Member to Butterworths on continuing education courses and a Distinguished Professional Mentor at The Chinese University of Hong Kong School of Law.

Stephen is the exclusive IR Global advisor for Family Law in Hong Kong.

## Admissions and Memberships

Since 1990 - Solicitor, England and Wales

Since 1995 - Solicitor, Hong Kong Special Administrative Region

## Notable Cases

### Jurisdiction

#### **S v S [2005] HKCFI 1304**

Represented husband on leading authority in respect of substantial connection before Hartmann J.

#### **B v A [2007] HKFLR 138**

Successfully obtained order for substantial connection for wife against husband after 6-8 months in Hong Kong before Hartmann J.

#### **HHML v RYD [2010] (unreported)**

Successfully represented wife before Poon J. to discuss husband's challenge to Hong Kong jurisdiction on forum non-conveniens.

#### **Z v Z [2012] HKCFI 2117**

Successfully challenged Hong Kong jurisdiction both as to substantial connection and forum non-conveniens before Deputy Judge Chu.

### Children

#### **Z v Z [2012] HKCFI 2117**

Successfully represented wife on appeal to obtain care and control of two children for wife

#### **CYP v LC [2014] (unreported)**

Successfully represented mother to obtain order for care and control and permanent removal of children to Singapore.

#### **V v V [FCMC 7676 of 2011]**

Successfully represented father to obtain order for permanent removal of children to Colorado, USA.

#### **C v A [HCMP 158 of 2011]**

Successfully represented mother to obtain permanent removal to London.

## **Wardship and Hague Convention**

### **D v G [2001] HKCA 348**

First successful appeal reported in Hong Kong against removal order pursuant to Hague Convention of Hartmann J.

## **Finance**

### **B v B [2000] HKFAMC 5**

Successfully represented wife against husband in respect of ancillary relief in which there were 8 family trusts.

### **Walton Wai Tat Li v Evelyn Man York Li [1997] No. 192**

Represented wife in respect of ancillary relief on successful appeal against husband to obtain subpoena against trust companies.

### **B v A [1999] High Court of Hong Kong**

Successfully represented husband before Deputy Judge Gill in respect of ancillary relief trial of over 40 days including finding of gross and obvious conduct against wife who was a medical doctor who was found to have mistreated the husband during the marriage.

### **B v A [2000] High Court of Hong Kong**

Successfully represented husband against wife in obtaining order for substantial costs arising from a trial 40 days before Deputy Judge Gill.

### **IDC v SSA [2011] (unreported)**

Successfully represented mother against father on Guardianship of Minors appeal against an order that Court had no jurisdiction to make financial order for a lump sum to purchase a property for the Minor.

## **Trust and Tax**

### **Ho Yuen Ki and others v Hotung [2005] HKCFI 126**

Successfully represented 3 beneficiaries in claim against their father Edward Hotung to preserve their rights in relation to trusts before Tang J.

### **Hotung v Ho Yuen Ki and others [2006] HKCFI 1306**

Successfully represented beneficiaries on appeal to Hong Kong Court of Appeal for discovery of accounts of the trusts against their trustee Madam Winnie Ho, the sister of Stanley Ho.

**Steicke v Gatt AND others [2015] HKCFI 1233**

Successfully represented Plaintiff in obtaining interim preservation orders on action for breach of trust and breach of partnership against Defendants.

**Awards**

2024

**Chambers Greater China Region**

Family / Matrimonial – Leading Individual

**Doyle’s Guide**

Hong Kong – Leading Family & Divorce Lawyers

**The Legal 500 Asia Pacific**

Recommended Lawyer in Private Client and Family

2023

**Chambers Greater China Region**

Family / Matrimonial – Leading Individual

**Doyle’s Guide**

Hong Kong – Leading Family & Divorce Lawyers – Recommended Lawyer

**Little Steps Asia**

One of the Top Divorce Lawyers In Hong Kong

2022

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