

榮譽社會科學博士

梁定邦先生

校董會主席先生：

梁定邦先生為香港執業的資深大律師，擅長民事上訴、國際訴訟以及仲裁案件。此外，他在公共事務亦有超卓表現。在 1966 年起加入香港政府期間，他由政務工作晉升至首長級，並曾擔任九龍城民政事務專員以及廉政公署助理署長（1976 年－1979 年）。在政府工作 13 年後，梁定邦先生赴英進修，其後開始私人執業大律師的生涯。

梁定邦先生的眾多公職包括：香港證券及期貨事務監察委員會主席（1995 年－1998 年）及中國證券監督管理委員會（「中國證監會」）首席顧問（1998 年－2004 年），而後者更是由時任中國總理朱鎔基先生所邀請。現時他仍然是中國證監會國際顧問委員會的成員。此外，梁定邦先生亦活躍於國際證券監管事務，並於 1996 年獲選為國際證券事務監察委員會組織之技術委員會主席，為出任該職位的首位亞洲人。

梁定邦先生也是香港聯合交易所理事會及其上市委員會（1991 年－1994 年）的成員，並擔任其紀律委員會和債務證券工作小組之主席。他於擔任聯交所香港 / 中國上市小組成員期間，為協助內地企業於香港聯交所上市制訂了法律監管架構。而此一框架亦成為其他司法管轄區審批公司上市所依循的楷模。由 1997 年 7 月 1 日至 2008 年 6 月 30 日，他擔任了全國人民代表大會常務委員會香港特別行政區基本法委員會成員，為香港基本法的詮釋付出了不少心力。

梁先生亦獲多個內地機關委任要職，包括中國國際經濟貿易仲裁委員會仲裁員；深圳市政府名譽法律顧問；福建省及天津市政府高級經濟顧問。此外，他亦是中銀香港董事會高級顧問（2001 年－2005 年）。他為中國銀行和中國人壽保險有限公司的獨立非執行董事，並分別在兩家公司出任董事會風險政策委員會及風險管理委員會的主席。

在擔任中國銀行風險政策委員會主席期間，他負責監督董事會的運作以及銀行巴塞爾資本協定 II 和 III 的執行。現時該行已獲 20 國集團金融穩定委員會列為全球系統重要性金融機構。此外，梁先生亦曾擔任香港聯交所上市的首個房地產投資信託基金領匯的非執行董事，以及環球數碼創意有限公司（於香港聯交所創業板上市）和中國神華能源控股有限公司（於香港和上海證券交易所上市）董事會的首任主席。

梁定邦先生是香港國際律師協會的創會成員之一，並曾在世界多所大學講授國際公法和國際金融監管課題。此外，他亦在多個地區性的傑賽普及紅十字國際委員會國際法比賽之決賽中擔任評判，對國際法貢獻良多，並獲公認為該領域的權威。此外，梁先生亦曾擔任香港中文大學法律學院（現稱法律系）規劃委員會主席（2004 年－2008 年）。他現時仍為該系顧問委員會成員及香港中文大學理事會執行委員會成員。此外，他也是法律改革委員會集體訴訟小組委員會的主席。該委員會對世界各地的集體訴訟進行了為期五年的研究，並就諮詢文件展開漫長的諮詢，而其最終報告近日得以發佈。最後，梁先生還擔任過多個公開委員會的委員，並為香港醫院管理局董事局的主要成員。

在私人執業方面，在 1997 年之前，梁定邦先生一直活躍於本港法院和倫敦樞密院的審理和上訴事務。他於 1995 年加入證監會擔任主席，在此之前其私人執業案件包括私法及公法的多個範疇，例如公司法、國際投資、收地補償及城市規劃。梁先生的專長是有關土地和複雜財會問題的相關估值事宜。

從 1984 年到 1986 年，梁先生以其擁有的加州律師協會資格在該地執業，專長為包括國際投資在內的全球性金融交易，並曾於三藩市前稱 Pillsbury Madison & Sutro 的律師行短暫服務。在根據中英聯合聲明成立的土地委員會中，他擔任中國代表團的法律顧問一職（1985 年－1997 年），就著聯合聲明中土地問題的國家法和國際法事宜向代表團提供專業意見。於起草香港駐軍法期間，他負責中央軍事仲裁員委員會法律事務局的顧問工作。自 1989 年以來，他為國際爭端仲裁事務方面的活躍仲裁專業人員，所涉及的課題相當多元化，而主要關乎國際投資的爭端。

從 2003 年重返私人執業以來，梁定邦先生一直參與本港法院的多宗案件，包括涉及多個私法和公法領域的終審法院案件。此外，梁先生亦活躍於國際仲裁工作，多次擔任仲裁專員，而這些國際投資糾紛往往涉及複雜財會問題中的估值事宜。在 2009 年，他成為英國企業爭端解決中心（CEDR）的認可調解員，並於次年獲中國委派出任世界銀行解決投資爭端國際中心（ICSID）的仲裁員和調解員。過去幾年，除了上訴法庭和

終審法院的工作以及證券市場相關事宜的諮詢外，梁先生亦一直積極參與多宗複雜的國際仲裁案件，並在當中擔任仲裁員，而有時調解過程更長達幾個月。他曾在一宗複雜、牽涉多方的公司詐騙案件 (HCCL 16-18/2009) 中擔任原告的首席大律師，最後原告得以取回有關財產，而價值更高達 20 億港元以上。

梁定邦先生於 1990 年 4 月獲委任為御用大律師（現改稱「資深大律師」）。梁先生為 Gray's Inn 之會員，並獲准加入英國大律師公會。在 1990 – 91 學年，他為哈佛大學法學院的訪問學者。於 2001 – 2002 年期間，他出任哈佛法學院的客座教授。在 2004 年，他獲委任為該學年哈佛法學院國際金融實務野村客座教授，但由於其在香港的工作非常繁忙，所以未克前往。梁先生於 2003 年獲中文大學授予名譽法學博士學位。在 2009 年，他獲香港證券專業學會的榮譽院士以及俄羅斯莫斯科國際歐亞科學院院士頭銜。

莎士比亞認為律師皆唯利是圖之輩，但身為律師的梁定邦卻並不吝嗇抽出私人時間服務大眾；至於那些較具公益性的案件，他往往收取相宜的費用。莎士比亞曾言：「我們要做的第一件事就是殺光所有的律師。」如果莎翁認識梁先生，他就一定不會這樣說。梁定邦先生在香港和中國內地的多所大學擔任兼任、名譽和訪問教授。最近，他獲新加坡國立大學工商管理學院聘為客座教授，其研究興趣包括法律和金融史以及金融監管現時所面對的課題。目前，梁先生正在進行兩本專著的研究工作，並定期在香港、內地及全球各地就著其研究興趣進行講學。

梁定邦先生多才多藝，除法律專業外，其興趣亦非常多元化，包括音樂、電影及攝影。他是長篇電影「魔比斯環」(Thru the Moebius Strip) (<http://pro.imdb.com/name/nm1660948/>) 的監製，而有關電影於 2005 年在中國內地公映。在這部電影中，其第一段電腦圖像中的配樂，更是由梁先生本人執筆。他表示日後若有機會，還會繼續參加製片的工作。

校董會主席先生，梁定邦先生對本港的公共服務和法律事業貢獻良多，此外他亦實踐終身學習的理念，不斷進修以期在法律界百尺竿頭、更進一步，而他也是香港公開大學的榮譽教授。為表揚梁先生對法律專業及教育的貢獻，本人謹恭請梁智仁校長引介梁定邦先生接受本大學榮譽社會科學博士學位。

英文贊辭由譚國根教授撰寫及宣讀

DEGREE OF DOCTOR OF SOCIAL SCIENCES, *honoris causa*

Mr Anthony Francis Neoh, SC, JP

Mr Chairman,

Mr Anthony Francis Neoh has a distinguished career in public service as well as in private practice as a lawyer. He is a senior member of the Hong Kong Bar, active in civil appellate and international litigation and arbitration cases.

He has a long list of public service appointments. He began his career as a civil servant in 1966, and since then he has served in a wide range of directorate positions, including City District Commissioner for Kowloon. His last appointment with the Hong Kong Government was as an Assistant Director of the Independent Commission Against Corruption in 1976–79. After having served in the Government for 13 years, he began private legal practice.

Among the many public offices Mr Neoh has held are the Chairman of the Hong Kong Securities and Futures Commission (1995–98) and Chief Advisor to the China Securities Regulatory Commission (CSRC) (1998–2004), which he took on at the invitation of former Premier Zhu Rongji. He remains a member of the International Advisory Board of the CSRC. He is also active in the international scene of securities regulation, and was the first Asian elected to the Chairmanship of the Technical Committee of the International Organization of Securities Commissions in 1996.

Mr Neoh was a member of the Hong Kong Stock Exchange Council and its Listing Committee (1991–94), and chaired its Disciplinary Committee and Debt Securities Group, and the Legal Committee of the Hong Kong and China Listing Working Group. He was the chief architect of the legal structure which made possible the listing of Chinese enterprises in Hong Kong from 1993; and this has since been used as a general template for approving the listing of companies in other jurisdictions. From 1 July 1997 to 30 June 2008, he was

a member of the Hong Kong SAR Basic Law Committee under the Standing Committee of the National People's Congress. In this capacity, he participated in many fundamental interpretations of the Basic Law of Hong Kong.

He is Arbitrator, China International Economic and Trade Arbitration Commission, Honorary Legal Advisor to the Shenzhen Municipal Government, and Senior Economic Advisor to the Fujian Provincial and Tianjin City Governments; and he was Senior Advisor to the Bank of China Hong Kong Board (2001–05), which is a non-executive position. He is Independent Non-Executive Director of the Bank of China (in which position he chairs the Risk Policy Committee of the Board) and of China Life Insurance Limited (in which he also chairs the Risk Management Committee). As Chair of the Risk Policy Committee of the Bank of China, he oversees the Basle II and III Project for the bank, which is now designated by the Financial Stability Board of the G20 Group of Countries as a 'Globally Significant International Financial Institution.' He has also previously served as Independent Non-Executive Director of the Link Real Estate Investment Trust, the first REIT listed in the Hong Kong Stock Exchange, and Non-Executive Director and founding Chairman of the Board of Global Digital Creations Limited (listed in the GEM Board of the Hong Kong Stock Exchange) and China Shenhua Energy Holdings Limited (listed in the Hong Kong and Shanghai Stock Exchanges).

He was one of the founding members of the International Law Society of Hong Kong and has lectured on public international law and international financial regulatory issues in many universities in the world. He has also judged many regional Jessup and Red Cross International Law Finals. Over the years, he has made many contributions to international law and remains one of the noted figures and authorities in the field. He was Chairman of the Planning Committee (2004–08) which set up the Law School (now the Faculty of Law) of the Chinese University of Hong Kong; and at present he is a member of the Advisory Board of the Faculty and an executive committee member of the Council of that University. He is chairman of the Law Reform Commission Sub-Committee on Class Actions which recently published its Final Report after a five-year study of class actions worldwide and a lengthy consultation following the publication of its Consultation Paper. He has also served on many public boards and committees, and was a leading board member of the Hong Kong Hospital Authority.

In private legal practice, he has been active in trial and appellate advocacy in the Hong Kong courts and in the Privy Council in London until 1997. His practice prior to 1995, when

he joined the Securities and Futures Commission as Chairman, covered a wide spectrum of private and public law matters, including company law, international investment, land resumption and compensation, and town planning. In particular, Mr Neoh specialized in valuation questions involving land and complex financial and accounting issues.

From 1984 to 1986, he was in active practice as a member of the California Bar, specializing in international financial transactions, including international investments, and was briefly associated with the firm Pillsbury Madison & Sutro (as it was then called). He served as legal adviser to the Chinese Delegation to the Land Commission set up under the Sino-British Joint Declaration (1985–97), advising the delegation on both domestic and international law questions regarding the implementation of the land side of the Joint Declaration. He also advised the Legal Affairs Bureau of the Central Military Commission on the drafting of the Hong Kong Garrison Law. Since 1989, he has been an active arbitrator of international disputes involving a wide range of subject matter, focusing largely on international investment disputes.

Since returning to private legal practice from 2003, he has been involved in many cases in the Hong Kong courts, including the Court of Final Appeal, over a wide range of private and public law cases and was also active in international arbitration work as an arbitrator, again focusing on international investment disputes frequently involving valuation issues with complex financial and accounting questions. In 2009, he became an Accredited Mediator of the UK Centre for Enterprise Dispute Resolution (CEDR); and, in 2010, he was designated by the People's Republic of China to the Panel of Conciliators and Arbitrators of the World Bank's International Centre for Settlement of Investment Disputes (ICSID). For the past few years, in addition to appearances in the Court of Appeal and the Court of Final Appeal and advisory work connected with the securities markets, he has been heavily involved in a number of complex international arbitration cases as arbitrator and an important mediation matter over a few months. He also acted as leading counsel for the Plaintiff in a complex multi-party company fraud trial (HCCL 16-18/2009) in which the Plaintiff recovered property, valued to be worth well over two billion dollars.

Mr Neoh was appointed Queen's Counsel (now retitled 'Senior Counsel') in April 1990. A law graduate of London University, he was called to the English Bar by Gray's Inn in 1976. He was a Visiting Scholar at the Harvard Law School in 1990–91, and during 2001–02 he was Visiting Professor there. In 2004, he was appointed as Academic Year Nomura Visiting Professor of International Finance from Practice by the Harvard Law School, a position he

was unable to take up due to pressure of work in Hong Kong. He was awarded the Honorary Degree of Doctor of Laws by the Chinese University in 2003. In 2009, he was elected as an Honorary Fellow of the Hong Kong Securities Institute and an Academician of the International Eurasian Academy of Science, based in Moscow.

Unlike the lawyers described by Shakespeare as ‘mean and money-minded,’ Mr Neoh sacrifices his time for public service, and is willing to answer questions without charging overly expensive fees. Shakespeare would not have said ‘The first thing we do, let’s kill all the lawyers,’ if he were to live today and meet Mr Neoh. He holds many adjunct, honorary and visiting professorial appointments in universities in mainland China and the Hong Kong SAR. He was recently appointed Dean’s Visiting Professor at the National University of Singapore’s Faculty of Business. His research interests are in legal and financial history and current issues in financial regulation. At present, he is involved in research for two book projects and lectures regularly in Hong Kong, the mainland and internationally on his research interests.

Mr Neoh is a multitalented man. His hobbies include music, film and photography. He was the producer of the full-length feature film *Thru the Moebius Strip* (<http://pro.imdb.com/name/nm1660948/>), which was released in China in 2005. For this film, he composed the choral music in the first computer graphics imagery. Today, he continues to keep an interest in film-making.

Mr Chairman, Anthony Neoh has a distinguished career of public service and private legal practice in Hong Kong, and is an exemplary self-taught person and a true believer in lifelong learning, who has made great contributions to the legal profession. He is an Honorary Professor at the Open University of Hong Kong. In recognition of Anthony Neoh’s outstanding achievements as a lawyer and his dedication and contributions to law education, may I invite our President to present him for the conferment of the degree of Doctor of Social Sciences, *honoris causa*.

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Citation written and delivered by Professor Tam Kwok-kan