

HONG KONG / JUDGMENT

HKSAR v. POON CHUN KIT

COURT
Court of Appeal

DECIDED
7 August 2007

CASE / FILE NUMBER
CACC56/2006

Source: legalref.judiciary.hk · Research copy typeset by Esheria. Not court-issued or certified.

bjbj nomacro Applicant

Before: Hon Stuart-Moore VP, Tang VP and McMahon J Date of Hearing: 7 August 2007 Date of Judgment: 7 August 2007 J U D G M E N T Stuart-Moore, macrobutton nomacro VP (giving the judgment of the Court): This is an application, pursuant to section 32(2) of the Court of Final Appeal Ordinance, Cap. 484, for a certificate that a point of law of great and general importance was involved in the decision which we handed down on 27 April 2007. The point of law, annexed to a notice of motion and affirmation from the applicant, both dated 22 May 2007, reads as follows: Whether or not, for the offence of statutory conspiracy [section 159A Crimes Ordinance, Cap. 200], the prosecution is required to prove against each and every co-conspirator his individual intention to participate in the agreed course of conduct. Having considered counsel s general submissions, we decline to grant a certificate and this application is refused. (M. Stuart-Moore) macrobutton nomacro Vice-President macrobutton nomacro Robert Tang) Vice-President (M.A. McMahon) Judge of the Court of First Instance Mr Alex Lee, SADPP, of the Department of Justice, for the Respondent. Mr Peter Chow, instructed by Messrs David Hui & Co., for the macrobutton nomacro Applicant PAGE - PAGE - A B C D E F G H I J K L M N O P Q R S T U V A B C D E F G H I J K L M 1udk 1udk 1udk i\$&`G Normal.dot setup Microsoft Word 9.0 Judiciary Hong Kong Title Microsoft Word Document MSWordDoc Word.Document.8

Source & reproduction note

Judgment wording, source notices and original paragraph numbers are retained. Esheria supplies the layout and this PDF's page numbers; these are not the source pagination. This is a research copy, not an official or certified court document. Check quotations, citations and publication restrictions against the original source before relying on it.

ORIGINAL SOURCE https://legalref.judiciary.hk/lrs/common/ju/ju_frame.jsp?DIS=58142
CASE PAGE https://chat.esheria.ai/case-law/hong-kong/hksar-v-poon-chun-kit-2007

Prepared on 26 October 2026 · Esheria