

**CONSUMER LEGAL ACTION FUND
APPLICATION FOR LEGAL ASSISTANCE**

Part 1 Particulars of Applicant

1. Name (English) _____
(Chinese) _____

2. H.K. Identity Card No. / Particulars of Identification Papers

3. Residential Address _____

Tel.: _____ Fax: _____

Correspondence Address _____

Tel.: _____ Fax: _____

4. Occupation _____

Part 2 Particulars of Case

5. Please briefly state your case :-

6. Please state the purposes of this application :- #
To sue/To appeal _____ To defend _____ To continue an action _____
(Action No. _____ (if applicable))

mark [X] in the space provided

7. Have you applied for legal assistance under the Consumer Legal Action Fund before? # Yes _____ No _____
If yes, please state the particulars :-

8. Have you applied to the Legal Aid Department for any form of legal aid in respect of the present case?

Yes _____ No _____

If yes, please state the result : pending result _____
case rejected _____
case accepted _____

9. Have you ever laid any complaint or sought or received any advice, in respect of the present case with or from the police, relevant government departments, bureaus or tribunals dealing with complaints (e.g. Commissioner for Administrative Complaints, Insurance Claims Complaints Bureau), lawyers and so on?

Yes _____ No _____

If yes, please state the particulars :-

10. Source of Referral :- #

Self Application _____

Consumer Council _____ Ref. Case No. _____

Others _____

I hereby declare that the above information is true and correct. I authorize the Consumer council ("Trustee") as trustee of the Consumer Legal Action Fund ("Fund") to verify it from any source. I understand that if I furnish any false statement or false representation or if I do not provide full, true and accurate information to the Trustee in connection with this application, I may forthwith be disqualified from obtaining legal assistance from the Fund and any legal assistance granted to me may

mark [X] in the space provided

be terminated forthwith and I must indemnify the Trustee against any and all losses, costs, expenses, claims, damages and liabilities incurred or that may be incurred by the Trustee in connection with or arising out of this application or the legal assistance granted.

I understand that while litigants can use mediation to resolve their dispute, the legal assistance granted by the Fund does not normally cover assisting me in mediation. Should I choose to engage in mediation, I may have to bear the related costs.

Signature of Applicant

Date

Important Notice :

1. This application must be accompanied by payment of the applicable application fee which is non-refundable. Please make the cheque payable to "**Consumer Council – CLAF Trust Account**".
2. Submitting this application and payment of the application fee give no guarantee that legal assistance will be granted.
3. Each application for legal assistance will be considered on eligibility and merits. If legal assistance is granted, such legal assistance may be terminated at any time as provided in the Agreement.
4. ***If the assisted matter is successful, the applicant is liable to pay a contribution to the Fund. The contribution is subject to a cap: 25% of the Benefit Value obtained for matters determined in the Small Claims Tribunal and 50% of the Benefit Value obtained for all other matters. Calculation of the contribution is set out in the pamphlet on "Consumer Legal Action Fund" and in the "Agreement with Assisted Consumer".***
5. The applicant shall not directly or indirectly offer any advantage to any staff member of the Trustee (1) as an inducement to or reward for or

otherwise on account of his performing, expediting, delaying or abstaining from performing any act or favouring of any person in his capacity, and/or (2) in connection with the application and/or any assistance granted to the applicant (whether prior to, during or after the application and/or provision of assistance) or whilst having dealings of any kind with the Trustee under any circumstances, irrespective of the reason, intention or motive therefor, which may constitute an offence under the Prevention of Bribery Ordinance. "Advantage" means, including but not limited to, any gift (both of money and in kind), loan, fee, reward, commission, office, employment, contract, service and favour.

Information and Personal Data :

1. In submitting this application, the applicant agrees that the information supplied and personal data may be used (irrespective of whether the application is granted, unsuccessful or withdrawn) for the purpose(s) of
 - (a) processing the applicant's application for legal assistance from the Fund;
 - (b) verifying any information and records relating to the applicant;
 - (c) carrying out any matching procedures with other cases of similar circumstances;
 - (d) conducting and handling the applicant's case if application for legal assistance is granted;
 - (e) the discharge of the Consumer Council's statutory functions, including but not limited to (i) release and provide the same to any governmental or public bodies or authorities and agencies for investigation or action and/or tendering of advice; (ii) publish the same in the Trustee's CHOICE magazines, publicity and education activities, social media or other medium (whether online or printed versions) provided that the identity of the applicant shall not be disclosed, (iii) conducting studies, product/service testing and/or research into matters concerning consumer interests in Hong Kong and/or for other research and statistical purposes; and/or (iv) taking other action for the protection of the applicant's rights and generally protecting the interests of the consumer public as the Trustee may consider fit and proper; and/or
 - (f) other related purposes.

2. Personal data collected from the applicant will not be kept longer than is necessary for the fulfillment of the purposes for which the data is or is to

be used and will be erased when it is no longer required. Any queries relating to the retention and erasure of personal data can be made to the Legal Assistant by email cc@consumer.org.hk or by calling 2856 3113.

3. For the purposes referred to in the above, the Trustee may disclose the information supplied and personal data to third parties involved in the subject matter of the application including lawyers instructed by the Trustee, parties involved in the applicant's case and their lawyers, parties involved in other cases of similar circumstances, and other relevant persons, organization and authorities including government departments.
4. The applicant may request access to personal data held by the Trustee about himself/herself and request the Trustee to correct such data. The Trustee may charge a reasonable fee for processing any data access or correction requests. Such requests should be made in writing and addressed to the Legal Assistant at 22nd Floor, K. Wah Centre, 191 Java Road, North Point, Hong Kong.