

66. Protection of Official Receiver and trustee from personal liability in certain cases

Where the Official Receiver or trustee has seized or disposed of any goods, chattels, property or other effects in the possession or on the premises or under the control of a debtor against whom a bankruptcy order has been made and it is thereafter made to appear that the said goods, chattels, property or other effects were not at the date of the bankruptcy order the property of the debtor, the Official Receiver or trustee shall not be personally liable for any loss or damage arising from such seizure or disposal sustained by any person claiming such property nor for the costs of any proceedings taken to establish a claim thereto, unless the court is of opinion that the Official Receiver or trustee has been guilty of mala fides or of gross negligence in respect of the same.

(Amended 76 of 1996 s. 73)

[cf. 1914 c. 59 s. 61 U.K.]