

89. Lifting of suspension of discharge

- (1) Where the court has made an order under section 30A(3) of the Ordinance that the relevant period shall cease to run, the bankrupt may apply to the court for the order to be discharged. *(1 of 2016 s. 9)*
- (2) The court shall fix the date, time and place for the hearing of the application; and the bankrupt shall, not less than 28 days before the date fixed for the hearing, give notice of the venue to the trustee, accompanied in each case by a copy of the application.
- (3) The trustee may appear and be heard on the bankrupt's application; and, whether or not he appears, where the trustee—
 - (a) is the Official Receiver he may file in court a report; or
 - (b) is not the Official Receiver he may file an affidavit in court, setting out any matters which he considers ought to be drawn to the court's attention.
- (4) If a report or affidavit is filed under subrule (3), copies of it shall be sent by the trustee to the bankrupt, not later than 14 days before the hearing. *(L.N. 150 of 2014)*
- (5) The bankrupt may, not later than 7 days before the date of the hearing, file in court a notice specifying any statements in the trustee's report or affidavit that he intends to deny or dispute and, where he does so, he shall send copies of it, not less than 4 days before the date of the hearing, to the trustee.
- (6) If on the bankrupt's application the court discharges the order under section 30A(3) of the Ordinance (being satisfied that the relevant period should begin to run again), it shall issue to the bankrupt a certificate that it has done so, with effect from a specified date.

(L.N. 77 of 1998)