

4. Transitional and savings

- (1) This paragraph relates to the fee payable under paragraph 9 of Table B of the Schedule.
- (2) Where in respect of any estate the Official Receiver has accounted to the court under section 78(3) or a trustee's account has been sent to the Official Receiver under section 93(1) before the commencement date but the fee payable in respect thereof has not been paid before that date, the fee calculated under the old scale shall continue to be payable except that where such fee together with all fees paid in respect of previous accounts is higher than the fee that would be payable if calculated under the new scale on the aggregate amount of assets realized and brought to credit, a fee calculated under the new scale on the aggregate amount of assets realized and brought to credit (giving credit for any amount previously paid) shall be payable.
- (3) In the case a bankruptcy commenced before the commencement date continues after that date, the fee payable in respect of an account sent to the Official Receiver under section 93(1) or, where the Official Receiver acts as trustee, prepared for the purposes of section 78(3), shall be calculated under the new scale in respect of the aggregate amount of assets realized and brought to credit and in respect of any assets realized and brought to credit before the commencement date in respect of which a fee has been paid, credit shall be given as if a fee calculated under the new scale had been paid.
- (4) Where an account relating to a period ending before the commencement date is sent to the Official Receiver under section 93(1) or, where the Official Receiver acts as trustee, is prepared for the purposes of section 78(3), after the commencement date, the fee payable in respect thereof shall be calculated under the new scale.

- (5) In this paragraph—

commencement date (生效日期) means the date of the coming into operation of the Bankruptcy (Fees and Percentages) (Amendment) Order 1987 (L.N. 195 of 1987);

new scale (新收費表) means the scale of fees prescribed in paragraph 9 of Table B of the Schedule as substituted by the Bankruptcy (Fees and Percentages) (Amendment) Order 1987 (L.N. 195 of 1987);

old scale (舊收費表) means the scale of fees* prescribed in paragraph 9 of Table B of the Schedule in force immediately before the commencement date.

(L.N. 195 of 1987)

Editorial Note:

* For old scale of fees, see L.N. 144 of 1985.
