

88. Application for suspension of discharge

- (1) The following applies where the trustee or one of the bankrupt's creditors applies to the court for an order under section 30A(3) of the Ordinance.
- (2) Where the application is made by—
 - (a) the Official Receiver, as trustee, he shall with his application file a report; or
 - (b) a trustee other than the Official Receiver or by a creditor, he shall with his application file an affidavit,
setting out the reasons why it appears to him that such an order should be made.
- (3) The court shall fix the date, time and place for the hearing of the application, and give notice of it to the trustee and the bankrupt and, where the applicant is a creditor, to the applicant.
- (4) Copies of the applicant's report or affidavit under this rule shall be sent by him to the bankrupt, and where the applicant is a creditor, to the trustee, so as to reach them at least 21 days before the date fixed for the hearing.
- (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 applicant'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 applicant and, where the applicant is not the trustee, to the trustee.
- (6) If on hearing the court makes an order suspending the bankrupt's discharge, copies of the order shall be sent by the applicant to the bankrupt and, where the applicant is not the trustee, to the trustee.

(L.N. 77 of 1998)