

2. Interpretation of terms

(1) In these rules, unless the context or subject-matter otherwise requires— (*14 of 2016 s. 120*)

bailiff (執達主任) means the bailiff of the court and includes an assistant bailiff;

company (公司) means a company which is being wound up, or against which proceedings to have it wound up have been commenced; (*L.N. 178 of 1978; 28 of 2012 ss. 912 & 920*)

court (法院、法庭) means the Court of First Instance and references in these rules, or in the forms in the Appendix, to the High Court of Hong Kong shall be construed accordingly; (*L.N. 201 of 1984; 25 of 1998 s. 2*)

creditor (債權人) includes a corporation, and a firm of creditors in partnership;

gazetted (在憲報刊登) means published in the Gazette;

Official Receiver (破產管理署署長) includes any officer appointed by the Chief Executive to discharge the duties of Official Receiver under the Ordinance and includes a deputy official receiver so appointed; (*23 of 1999 s. 3*)

proceedings (法律程序) means the proceedings in the winding up of a company under the Ordinance; (*L.N. 178 of 1978; 28 of 2012 ss. 912 & 920*)

proof (債權證明表) means a document by which a creditor seeks to establish his claim against a company; (*L.N. 225 of 1992*)

Registrar (司法常務官) means the Registrar of the High Court and includes a senior deputy registrar, deputy registrar or assistant registrar of the High Court; (*L.N. 372 of 1981; 10 of 2005 s. 173*)

relevant provision (有關條文) means a provision of—

- (a) the Ordinance;
- (b) the pre-amended Ordinance having a continuing effect under Schedule 11 to the Companies Ordinance (Cap. 622) or by virtue of section 23 of the Interpretation and General Clauses Ordinance (Cap. 1); or
- (c) the Companies Ordinance (Cap. 622); (*28 of 2012 ss. 912 & 920*)

rules (規則) means these rules, and includes the prescribed forms;

sealed (蓋章) means sealed with the seal of the court;

statement of affairs (資產負債狀況說明書)—

- (a) means a statement as to the affairs of a company required to be made under section 190(1) of the Ordinance; and
- (b) includes the affidavit verifying the statement as required by that section; (*14 of 2016 s. 120*)

supplementary affidavit (補充誓章) means a supplementary affidavit required to be made under section 190(2A) of the Ordinance; (*14 of 2016 s. 120*)

taxing officer (訟費評定官) means the officer of the court whose duty it is to tax costs in the proceedings of the court under its ordinary jurisdiction.

(2) In these rules, where there is a reference to a Form followed by a number or a combination of a number and a letter, and not in conjunction with the title or short title of any Ordinance, it is to be construed as the Form that is—

- (a) followed by that number or that combination of the number and letter; and
- (b) in the Appendix. (*14 of 2016 s. 120*)

(*46 of 2000 s. 40*)