

4. Conditions to be satisfied in respect of debtor

- (1) A bankruptcy petition shall not be presented to the court under section 3(1)(a) or (b) unless the debtor—
 - (a) is domiciled in Hong Kong;
 - (b) is personally present in Hong Kong on the day on which the petition is presented; or
 - (c) at any time in the period of 3 years ending with that day—
 - (i) has been ordinarily resident, or has had a place of residence, in Hong Kong; or
 - (ii) has carried on business in Hong Kong.
- (2) The reference in subsection (1)(c) to a debtor carrying on business includes—
 - (a) the carrying on of business by a firm or partnership of which the debtor is a member; and
 - (b) the carrying on of business by an agent or manager for the debtor or for such a firm or partnership.

(Replaced 76 of 1996 s. 4)