

96. Removal of trustee

- (1) The creditors may by ordinary resolution, at a meeting specially called for that purpose of which 7 days' notice has been given, remove a trustee, other than the Official Receiver, appointed by them, and may at the same or any subsequent meeting appoint another person to fill the vacancy as provided in case of a vacancy in the office of trustee.
- (2) If the court is of opinion—
 - (a) that a trustee, other than the Official Receiver, is guilty of misconduct or fails to perform his duties under this Ordinance; or (*Amended 18 of 2005 s. 35*)
 - (b) that his trusteeship is being needlessly protracted without any probable advantage to the creditors; or
 - (c) that he is by reason of lunacy or continued sickness or absence incapable of performing his duties; or
 - (d) that his connexion with or relation to the bankrupt or his estate or any particular creditor might make it difficult for him to act with impartiality in the interest of the creditors generally; or
 - (e) that the interests of the creditors require it,the court may remove him from his office and appoint another person in his place.

[cf. 1914 c. 59 s. 95 U.K.]