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No. S 304

BANKRUPTCY ACT (CHAPTER 20)

BANKRUPTCY (AMENDMENT) RULES 2020

In exercise of the powers conferred by section 166 of the Bankruptcy Act, the Minister for Law makes the following Rules:

Citation and commencement

1. These Rules are the Bankruptcy (Amendment) Rules 2020 and come into operation on 20 April 2020.

Amendment of rule 97

2. Rule 97 of the Bankruptcy Rules (R 1) is amended by deleting paragraph (1) and substituting the following paragraph:

“(1) Subject to paragraph (2), the debtor who has been served with a statutory demand may, within the following period after the date on which the demand is served or deemed in accordance with these Rules to be served on him, apply to court by way of originating summons for an order setting aside the statutory demand:

- (a) in a case where the debtor was served or deemed to be served with a statutory demand during the prescribed period under the COVID-19 (Temporary Measures) Act 2020 (Act 14 of 2020) — within 6 months;
- (b) in any other case —
 - (i) within 14 days; or
 - (ii) where the demand was served outside jurisdiction, within 21 days.”.

Amendment of rule 102

3. Rule 102 of the Bankruptcy Rules is amended by deleting paragraph (2) and substituting the following paragraph:

- “(2) The application must not be made —
- (a) in a case where the statutory demand was served during the prescribed period under the COVID-19 (Temporary Measures) Act 2020 — if the statutory demand was served more than 9 months before the date of filing of the application; or
 - (b) in any other case — if the statutory demand was served more than 4 months before the date of filing of the application.”.

*[G.N. Nos. S 13/2009; S 298/2010; S 459/2014;
S 461/2014; S 363/2016; S 54/2018]*

Made on 20 April 2020.

LOH KHUM YEAN
*Permanent Secretary,
Ministry of Law,
Singapore.*

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