

SCHEDULE REFERRED TO IN THE FOREGOING ORDERS.

SCHEDULE 1.

“The Bankruptcy Ordinance, 1864.”

Petition of a Creditor for Adjudication in Bankruptcy.

Secs. 10 and 40.

TO THE SUPREME COURT,
IN BANKRUPTCY.

The humble Petition of [*here insert, at full length the name, address and description of the Petitioner*]
Sheweth,

That [*here insert at full length the name, address and description of the Person against whom the
Petition for Adjudication is made*] is indebted to your Petitioner in the Sum of Three Hundred Dollars [*if
two Petitioners Four Hundred Dollars and if three or more Five Hundred Dollars*] and that your Petitioner
has been informed and believes that the said _____ did lately commit an Act of Bankruptcy
within the true intent and meaning of “The Bankruptcy Ordinance 1864.”

See Sec. 40.

Your Petitioner therefore humbly prays that on proof of the requisites in that behalf Adjudication of
Bankruptcy may be made against the said _____
And your Petitioner will ever pray, &c.

Signed A. B.

Signed by the Petitioner on the _____ day of _____ 186 _____ in the presence of
_____ Solicitor in the matter of the said Petition.

N.B.—If the Petition be by Partners, alter the form accordingly and let it be signed by one on behalf
of himself and partners.

SCHEDULE 2.

Affidavit of Truth of Allegation in Petition

Secs. 31 and 40.

I _____ the Petitioner named in the Petition hereunto annexed make oath
and say that the several allegations in the said Petition are true.

Sworn, &c., at _____ this _____ day of _____

186 _____ .
Before me.

SCHEDULE 3.

Memorandum required to be indorsed on a Petition for Adjudication of Bankruptcy.

Sec. 10.

Take Notice
Within is a copy of a Petition for Adjudication of Bankruptcy verified by the oath of the Petitioner and
under the Seal of the Supreme Court, in Bankruptcy, filed in the said Court against you the within named

The Court has ordered that you do appear on this Petition at or before the expiration of _____
days after the day of service thereof.

The Petition will be heard at the Court on the _____ day of _____ at which time
and place you are to appear by yourself or your Solicitor on such Petition.

Dated the _____ day of _____ 186 _____ .

(Seal of the Court,) _____ Registrar.

_____ Solicitor in the matter of the within Petition.

SCHEDULE 4.

Petition for Adjudication by a Debtor against himself.

Sec. 31.

TO THE SUPREME COURT,
IN BANKRUPTCY.

The humble Petition of [*here insert at full length the name, address and description of the Petitioner*]
Sheweth,

That your Petitioner being unable to meet his engagements with his creditors doth pray that he may be adjudged a Bankrupt.

And your Petitioner will ever pray, &c.

(Signed) _____

Signed by the Petitioner on the _____ day of _____ 186 in the presence of

Solicitor in the matter of the Petition.

SCHEDULE 5.

Sec. 34. *Notice by a Debtor in Custody of his intention to present a Petition for Adjudication of Bankruptcy against himself.*

Take notice that I intend to Petition the Supreme Court in Bankruptcy for Adjudication of Bankruptcy against myself.

Dated this _____ day of _____ 186 .

A. B. _____

To the Superintendent or Keeper of the Gaol.

SCHEDULE 6.

Sec. 33. *Adjudication in Bankruptcy.*

IN THE SUPREME COURT,
IN BANKRUPTCY.

In the Matter of A. B.

[The form may be readily altered to meet all cases of Adjudication.]

Upon reading the Petition of the above named A. B., praying [*as in Petition*] and also his Affidavit stating that the several allegations in the said Petition are true, I do adjudge the said A. B. a Bankrupt and I do hereby grant the said Bankrupt protection from arrest from any claim delt or demand now due from, or owing by him, until the _____ day of _____ and I do appoint a Sitting to be held at _____ on the _____ day of _____ 186 at _____ of the clock in the _____ noon precisely, at which Sitting the Bankrupt is required to surrender and conform and which Sitting I appoint also to be a public Meeting of Creditors of the Bankrupt for such proceedings as may be taken under "The Bankruptcy Ordinance 1864."

Given under my Hand and the Seal of this Court this _____ day of _____ 186 .

(L.S.)

Chief Justice.

Endorsement on Adjudication to be filed in Court.

On the day on which this Adjudication was made, I, C. D., the Registrar of this Court delivered to the Bankrupt a duplicate of the Adjudication.

Note.—Every time the protection is renewed these words should be added at the bottom of, or endorsed on the Duplicate, Adjudication, and on the Adjudication to be filed in Court.

I hereby give further protection to the Bankrupt until the _____ day of _____

Dated this _____ day of _____ 186 .

Chief Justice.

Endorsement to be made on Adjudication at time of Adjudication.

Take notice that you, A. B., are required to attend personally at _____ on the _____ day of _____ 186 , at _____ of the clock in the _____ noon precisely there and then to surrender and conform.

Dated this _____ day of _____ 186 .

Registrar.

Sec. 61.

Further Endorsement to be made on Adjudication at first Meeting.

Take notice that you, A. B., are required to attend personally at the Sitting of the Court to be held

on the _____ day of _____ 186 at _____ of the clock in the noon precisely being the day appointed for the passing of your last examination, when and where you are required to surrender yourself, and to make a full discovery and disclosure of your estate and effects. And further take notice that you are required to prepare a Statement of your accounts and to file the same in Court ten days at least before the day so appointed for your last examination.

Dated this _____ day of _____ 186 .

Registrar.

SCHEDULE 7.

Order of Discharge.

Secs. 60, 138 & 150.

IN THE SUPREME COURT,
IN BANKRUPTCY.

In the matter of A.B. of _____ Adjudged Bankrupt on the _____ day of _____ 186 .

Whereas at a public Sitting of this Court held on the _____ day of _____ for the said Bankrupt to pass his last Examination and also to make application for his Order of Discharge under "The Bankruptcy Ordinance 1864" whereof and of the purport whereof the notice required in that behalf was duly given, the said Bankrupt passed his last Examination and upon application then and there made by the said Bankrupt for such discharge it was adjudged by the Court that the said Bankrupt was entitled to such discharge: Now therefore the Court allows and orders such discharge accordingly [if the order were granted subject to any condition or were granted after suspension, alter and state the facts accordingly.]

Given under my hand and Seal of this Court on the _____ day of _____ 186 .

(L.S.)

Chief Justice.

SCHEDULE 8 (a).

Affidavit for summoning a Judgment Debtor.

Sec. 19.

IN THE SUPREME COURT,
IN BANKRUPTCY.

I, A.B. of _____ make oath and say as follows:

1. I say that C.D. is justly and truly indebted to me in the sum of \$ _____ upon and by virtue of a Judgment of the Court of _____ for the said sum of \$ _____ recovered by me against the said C.D. on the* _____ day of _____ last past, and of which said sum the sum of \$ _____ exclusive of costs is due to me and the sum of \$ _____ for taxed costs is due to me, making together the said sum of \$ _____

*The day of signing final Judgment which must be after the passing of "The Bankruptcy Ordinance 1864."

2. I say that I verily believe that I am entitled to sue out against the said C.D. a writ of *capias ad satisfaciendum* or to charge him in execution of the said debt.

Sworn, &c.

SCHEDULE 8 (b).

Affidavit to be used in Cases of Disobedience to Decree in Equity, &c.

Sec. 19.

IN THE SUPREME COURT,
IN BANKRUPTCY.

We, A.B. of _____ and C.D. of _____ severally make oath and say as follows:

1. I, A.B. for myself that E.F. of _____ is justly and truly indebted to me in the Sum of \$ _____ upon and by virtue of a decree of the Supreme Court of Hongkong bearing date the _____ day of _____ and made in a certain suit then pending wherein I the said A.B. was Plaintiff and the said E.F. Defendant whereby the said E.F. was decreed to pay to me the Sum of \$ _____ exclusive of costs, and the Sum of \$ _____ for taxed costs, making together the said Sum of \$ _____ and upon which a peremptory order made by the said Court was obtained by me on the _____ day of _____ directing [as in the Order.]

2. I, C.D. for myself say that I did on the _____ day of _____ serve the said E.F. with a true copy of the said decree by delivering to, or leaving the same with the Solicitor of, the said E.F. at his Office at _____

3. I, C.D. further say that I did on the _____ day of _____ personally serve the said E.F. with a true copy of the said peremptory Order.

Lastly, I, A.B. say that the said E.F. has not paid or secured or tendered or compounded for the said debt, but the said debt still remains wholly due and unpaid.

Sworn, &c.

SCHEDULE 9.

“The Bankruptcy Ordinance 1864.”

Summons of Judgment Debtor.

Sec. 21.

These are to will and require you to whom this Summons is directed personally to be and appear before the Chief Justice at the Court House in the City of Victoria, Hongkong, on the _____ day of _____ next at _____ of the clock precisely to be examined respecting your ability to satisfy a debt of \$ _____ claimed of you by A. B. of _____ for the said Sum of \$ _____ upon and by virtue of a Judgment of the Court* recovered by the said A. B. against you on the _____ day of _____ last and of which said sum the sum of \$ _____ exclusive of costs is sworn to be due from you to the said A. B. and the sum of \$ _____ for taxed Property making together the said sum of \$ _____ You are to be examined also for the discovery of hereof applicable to satisfy the said debt. You are moreover to observe the Notice indorsed hereon, and hereof you are not to fail at your peril.

*If upon a decree in Equity after the form accordingly.

Given under my Hand and the Seal of the Court this _____ day of _____ 186 .

(L.S.)

Registrar.

To E. F.

SCHEDULE 10.

Notice to be indorsed on Judgment Debtor Summons.

This Summons is served upon you pursuant to the provisions of “The Bankruptcy Ordinance 1864,” and is founded on an Affidavit of Debt which was filed in the Supreme Court on the _____ day of _____ 186 . And you are hereby informed that if after service of this Summons or due notice thereof you do not pay the debt and costs within mentioned, or secure or compound for the same to the satisfaction of the Creditor, then on your appearance to this Summons, or if you shall not appear, having no lawful impediment allowed by the Court, and in either case without the presentation of a petition for Adjudication or other proceeding, the Court may adjudge you Bankrupt.

This Summons was issued by _____ of _____ Solicitor for the Plaintiff

This Summons was issued in person by the Plaintiff who resides at [here insert a sufficient description of the Plaintiff's residence.]

SCHEDULE 11.

Form of Letter of Attorney.

In the Matter of A. B. a Bankrupt.

SIR,—I [or We] hereby authorize you to attend the Meeting of Creditors in this matter advertised or directed to be holden at _____ on the _____ day of _____ or any adjournment thereof and then and there for me [or us] and in my [or our] name to vote for or against [here state the resolution or object of the Meeting] and in the choice of Assignee or Assignees of the Estate of the Bankrupt.

Witness to the Signature of

A. B.
or A. B. for self and Partners.

To _____

SCHEDULE 12.

Sec. 104.

Memorandum of Deed or other Instrument to be registered pursuant to “The Bankruptcy Ordinance 1864.”

- (1) Title of Deed, whether Deed of assignment, composition or inspectorship.
- (2) Date of Deed.
- (3) Date of Execution by Debtor.
- (4) Name and Description of the Debtor as in the Deed.
- (5) The Names and Descriptions of the Trustees or other parties to the Deed, not including the Creditors.
- (6) A short Statement of the nature of the Deed.

SCHEDULE 13.

Affidavit required by Sec. CLXIII of "The Bankruptcy Ordinance 1864," paragraph 6.

I, A. B. [*the Debtor or some person able to depose thereto*] make oath and say as follows, that the deed or instrument now produced and marked with the letter A bearing date the _____ day of _____ and made between [*state the parties to the deed not including the Names of the Creditors*] being a deed [*describe its nature*] has been executed, or by writing assented to, or approved of, by a Majority in number, representing three-fourths in value of the Creditors of me [*the debtor when the debtor deposes*] or of [*the debtor where some other person deposes*] whose debts amount to Fifty Dollars and upwards and I [*the debtor where the debtor deposes*] verily believe that the amount in value of my property, credits, estate and effects comprised in such deed is _____ [*And where another person deposes he must state that after due inquiry made, to the best of his knowledge, information and belief the amount in value of the property, credits, estate and effects of the said debtor comprised in such deed is* _____]

SCHEDULE 14.

Form of Certificate by Trustee under Sec. CLXIII of "The Bankruptcy Ordinance 1864."

I the undersigned [*if more than one Trustee alter accordingly*] being a Trustee under a Deed or Instrument bearing date the _____ day of _____ and made between [*state the parties not including the names of Creditors*] being a deed [*describe the nature thereof*] do hereby certify that a Majority in number representing three-fourths in value of the said C. D. [*debtor*] whose debts amount to Fifty Dollars or upwards, have executed or in writing assented to or approved of such deed or instrument; and I also certify that after full inquiry made to the best of my knowledge information and belief the amount in value of the property, credits estate and effects of the said C. D. [*debtor*] comprised in such deed is [_____]

[*Signature of Trustee*] _____

SCHEDULE 15.

Memorandum of Registration required by Sec. CLXVI of "The Bankruptcy Ordinance 1864."

"This Deed or Instrument was brought into the Office of the Registrar of the Supreme Court in Bankruptcy for Registration on the _____ day of _____ at the hour of _____ on that day and was duly registered pursuant to the provisions of 'The Bankruptcy Ordinance 1864.'"

SCHEDULE 16.

Certificate of Registration of Deed and Protection to Debtor.

Sec. 168.

I being the Registrar of the Supreme Court of Hongkong exercising Jurisdiction in Bankruptcy do certify that on the _____ day of _____ and at the hour of _____ on such day a certain deed or instrument bearing date the _____ day of _____ and made and executed by and between [*set forth parties not including the names of the Creditors*] being a deed or instrument [*set forth the nature and effect thereof*] was brought into my Office for Registration and was duly registered pursuant to the provisions of "The Bankruptcy Ordinance 1864."

Given under my Hand and Seal of the Court at Hongkong, the _____ day of _____ 186 .

[*Seal of the Court.*]

A. B.

GOVERNMENT NOTIFICATION.

The following Bills, read a first time at a Meeting of the Legislative Council held this day, are published for general information.

By Order,

L. D'ALMADA E CASTRO,
Clerk of Councils.

Council Chamber, Hongkong, 15th August, 1864.