

Mainland Judgments in Civil and Commercial Matters (Reciprocal Enforcement) Bill

Committee Stage

Amendments to be moved by the Secretary for Justice

<u>Clause</u>	<u>Amendment Proposed</u>
5(1)(e)	By deleting “the insolvency of an entity other than a natural person” and substituting “a specified corporate process”.
5(2)	In the definition of <i>specified election proceedings</i> , in paragraph (a), by deleting “181” and substituting “188”.
5(2)	By adding in alphabetical order— “ <i>specified corporate process</i> (指明法團程序)— (a) in relation to a Mainland Judgment—means a reorganization, compromise or bankruptcy liquidation mentioned in Article 7 of the Enterprise Bankruptcy Law of the People’s Republic of China (a translation of “《中華人民共和國企業破產法》”); and (b) in relation to a Hong Kong Judgment, means— (i) the winding up of an entity other than a natural person; or (ii) an arrangement or a compromise sanctioned by the Court under section 673(2) of the Companies Ordinance (Cap. 622);”.
20	By deleting “specified under section 21(1) or mentioned in” and substituting “mentioned in section 21(1) or specified under”.
21	By deleting subclauses (1) and (2) and substituting— “(1) An application to set aside the registration of a registered judgment, or any part of such a judgment, may be made by a person within 14 days after the date on which a notice of registration is served on the person under section 13(3)(b).

(2) However, the Court may, when making a registration order for a Mainland Judgment in a civil or commercial matter, or any part of such a Judgment, to be registered, specify a longer or shorter period within which an application for setting aside the registration may be made.”.

21(3)(a) By deleting “specified under subsection (1) or mentioned in” and substituting “mentioned in subsection (1) or specified under”.