

**Subcommittee on Subsidiary Legislation Made under
the New Companies Ordinance**

**List of follow-up actions arising from the discussion
at the meeting on 3 June 2013**

The Administration is requested to take follow-up actions in addressing the views or concerns expressed by members and the Legal Adviser of the Subcommittee explained below:

Companies (Unfair Prejudice Petitions) Proceedings Rules

1. To provide written response to the enquiries made by the Legal Adviser of the Subcommittee in respect of Rules 3(2)(c), 3(4) and (5), 4(2), 5(1) and (2), 7(1) and 8(1) vide his letter dated 31 May 2013 to the Administration.
2. To explain the application of the Rules and the Companies (Winding-Up) Rules (Cap. 32 sub. leg. H) (i.e. Company (Winding Up and Miscellaneous) Ordinance after commencement of the new Companies Ordinance) in respect of an unfair prejudice petition, a winding-up petition, and an unfair prejudice petition with a winding-up order.
3. To explain how the Rules and the Companies (Winding-Up) Rules will operate where a petitioner of an unfair prejudice petition initially does not seek an order to wind up a company but subsequently applies for a winding-up order during the proceedings of the unfair prejudice petition, and to review the need to make explicit provisions in the Rules and the Companies (Winding-Up) Rules for such situation.