

**L.N. 152 of 2015**

**Small Claims Tribunal (Suitors' Funds) (Amendment)  
Rules 2015**

(Made by the Chief Justice under section 36 of the Small Claims Tribunal Ordinance (Cap. 338))

**1. Commencement**

These Rules come into operation on a day to be appointed by the Chief Justice by notice published in the Gazette.

**2. Small Claims Tribunal (Suitors' Funds) Rules amended**

The Small Claims Tribunal (Suitors' Funds) Rules (Cap. 338 sub. leg. D) are amended as set out in rules 3 to 8.

**3. Rule 2 amended (interpretation)**

Rule 2, Chinese text, definition of 儲存金—

**Repeal**

“現存或將存於司法常務官帳戶”

**Substitute**

“記在 (或將會記入) 司法常務官帳目”。

**4. Rule 3 amended (payment into the tribunal)**

Rule 3(1)—

**Repeal**

“shall”

**Substitute**

“must, unless required by any law to be dealt with in any particular way.”

**5. Rule 4 amended (registrar to give receipt)**

Rule 4—

**Repeal paragraph (2)**

**Substitute**

“(2) The receipt must—

- (a) specify the amount of funds received;
- (b) specify the tribunal action number to which the payment is referable;
- (c) specify the date of any order directing the payment;
- (d) specify the party making the payment;
- (e) specify the method of payment;
- (f) contain a general description of the purposes of the payment; and
- (g) be in Form 1 in the Schedule.”.

**6. Rule 6 amended (payment out of funds in the tribunal)**

Rule 6—

**Repeal paragraph (2)**

**Substitute**

“(2) Payment out must be made at the tribunal on any day that is not a general holiday and during the opening hours of the accounts office of the tribunal.”.



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Payment code	Payment method	Amount received
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- (2) The Schedule, Form 2—

**Repeal**

“IN THE SMALL CLAIMS TRIBUNAL”

**Substitute**

“IN THE SMALL CLAIMS TRIBUNAL OF  
THE HONG KONG SPECIAL ADMINISTRATIVE REGION”.

- (3) The Schedule, Form 2—

**Repeal**

“19” (wherever appearing).

- (4) The Schedule, Form 2—

**Repeal**

“Ledger account  
(if the same as the cause, state as above).”.

- (5) The Schedule, English text, Form 2—

**Repeal**

“, Chapter 11”

**Substitute**

“(Cap. 11)”.

- (6) The Schedule, Form 2—

**Repeal**

“*Notary public,  
or other authorized officer.*”

**Substitute**

“Person authorized  
by law to take and receive  
the declaration under the  
Oaths and Declarations  
Ordinance (Cap. 11)”.

Geoffrey MA  
Chief Justice

18 June 2015

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### **Explanatory Note**

These Rules mainly seek to enhance the Small Claims Tribunal (Suitors' Funds) Rules (Cap. 338 sub. leg. D) (*principal Rules*) in the following aspects—

- (a) to provide that all funds to be paid into the Small Claims Tribunal (*Tribunal*) must be paid to the registrar of the Tribunal (*Registrar*), unless the law otherwise requires;
- (b) to update the contents required for the receipt issued for the funds paid into the Tribunal; and
- (c) to provide that the annual statement of accounts is to be signed by the Registrar.

2. These Rules also update the forms in the principal Rules.