

Official Receiver's Office

Public Tender Notice

It is hereby notified that sealed tenders in triplicate are invited by the Official Receiver for the following:

<i>Tender reference</i>	<i>Subject</i>	<i>Tender Closing Date</i>
OR/B/2023	Tender for Providing Services to Complete Preliminary Examination in Bankruptcy Cases	22.8.2023

Interested parties with the following qualification may submit tender:

1. The Tenderer must be a sole proprietor, a partnership or a limited company with at least two Recognised Professionals. Of these Recognised Professionals, at least one must be a sole proprietor, a partner or a director of the Tenderer. The other Recognised Professional(s), if not being partner(s) or director(s) of the Tenderer, must be a full-time employee or full-time employees of the Tenderer.
2. At least one of the Recognised Professionals of the Tenderer must satisfy all of the following requirements -
 - (a) he must be a Professional Person, that is to say, a person who is -
 - (i) a certified public accountant within the meaning of section 2(1) of the Professional Accountants Ordinance (Cap. 50); or
 - (ii) a solicitor within the meaning of section 2(1) of the Legal Practitioners Ordinance (Cap. 159); or
 - (iii) a current member of The Hong Kong Chartered Governance Institute; and

- (b) he must have at least 3 years post-qualification experience in the relevant profession; and
 - (c) he must have a minimum of 200 hours of professional experience acquired after obtaining the relevant professional qualifications over the 3 years immediately preceding the Tender Closing Date relating to insolvency, liquidation, receivership, bankruptcy or individual voluntary arrangement. A pass in the Hong Kong Institute of Certified Public Accountants Professional Diploma in Insolvency Programme is regarded as equivalent to 50 hours of insolvency work experience.
- 3. The Tenderer must have been providing insolvency, accounting, legal or company secretary services in Hong Kong for at least 2 years immediately preceding the Tender Closing Date.
- 4. The Tenderer must have at least 5 full-time employees. For the purpose of counting these 5 full-time employees, the sole proprietor (in case of the Tenderer being in a sole proprietorship), the partners (in case of the Tenderer being a partnership), the directors (in case of the Tenderer being an incorporated company), or the Recognised Professionals of the Tenderer are not included.
- 5. The Tenderer and its Recognised Professionals must not have been (a) disqualified or suspended by the Official Receiver from participating in any tender/quotation exercises conducted by the Official Receiver's Office; or (b) disqualified or suspended by other insolvency agencies or bodies outside Hong Kong from participating in any tender/quotation exercises conducted by them.

6. Where the Tenderer has made one or more contracts with the Official Receiver for the provision of any insolvency services or work, during the period between 23 August 2019 and 22 August 2023:

- (i) none of such contracts has been terminated by the Official Receiver; and
- (ii) the Official Receiver has not suspended the allocation of cases or work to such Tenderer under any such contracts for any period of 2 months or more by reason of:
 - (a) any breach by the Tenderer of any of the terms and conditions of such contract(s); or
 - (b) the Official Receiver in her absolute discretion considering the quality of any of the work or services provided under such contract(s) unsatisfactory.

Forms of tender and further particulars are obtainable from the Official Receiver's Office, 10/F, High Block, Queensway Government Offices, 66 Queensway, Hong Kong (Tel. No.: 2867 2446).

Additional information is also available on the Internet at the following address:

<http://www.oro.gov.hk>

Tenders must be clearly marked with the tender reference and the subject of the tender on the outside of the envelope (but should not bear any indication which may relate the tender to the tenderer) addressed to the Chairman, Tender Opening Committee, Government Logistics Department, and placed in the Government Logistics Department Tender Box situated at the Ground Floor, North Point Government Offices, 333 Java Road, North Point, Hong Kong before 12:00 noon (Hong Kong Time) on the Tender Closing Date. Late tenders or tenders not deposited in the Government Logistics Department Tender Box will not be accepted. In case –

- (a) a black rainstorm warning or typhoon signal No. 8 or above is valid, or “extreme conditions after super typhoons” announced by the Government is in force, for any duration between 9:00 a.m. and

12:00 noon on the Tender Closing Date, the Tender Closing Date will be extended to 12:00 noon on the first working day after the typhoon signal No. 8 is lowered, or the black rainstorm warning signal or the “extreme conditions after super typhoons” announced by the Government has/have ceased to be in force; or

- (b) of blockage of the public access to the location of the Government Logistics Department Tender Box referred to on the above address at any time between 9:00 a.m. and 12:00 noon on the Tender Closing Date, the Government will announce extension of the Tender Closing Date until further notice. Following removal of the blockage, the Government will announce the extended Tender Closing Date as soon as practicable. The above announcements will be made via press releases on the website of Official Receiver’s Office (<https://www.oro.gov.hk>).

This tender is not covered by the Agreement on Government Procurement of the World Trade Organization.

The Government of the Hong Kong Special Administrative Region does not bind itself to accept the lowest tender or any tender, and reserves the right to negotiate with any tenderer about the terms of the offer.

Details of the award of this contract will be published in the Government of the Hong Kong Special Administrative Region Gazette and made available on the Internet.

28 July 2023

Phyllis McKenna *Official Receiver*