

Protection of Wages on Insolvency Ordinance

Resolution

(Under section 16(3) and (3A) of the Protection of Wages on Insolvency Ordinance (Cap. 380))

Resolved that—

- (a) the Protection of Wages on Insolvency Ordinance (Cap. 380) be amended as set out in the Schedule;
- (b) the Ordinance as amended by this Resolution does not apply in respect of any of the payments specified in paragraph (d) the liability for payment of which arose before the date on which this Resolution is published in the Gazette (*effective date*);
- (c) the Ordinance as in force immediately before the effective date applies in respect of any of the payments specified in paragraph (d) the liability for payment of which arose before the effective date as if this Resolution had not been made and passed; and
- (d) the payments specified for the purposes of paragraphs (b) and (c) are—
 - (i) wages;
 - (ii) wages in lieu of notice;
 - (iii) a severance payment;
 - (iv) pay for untaken statutory holidays; and
 - (v) pay for untaken annual leave.

Schedule

Amendments to Protection of Wages on Insolvency Ordinance

1. **Section 16 amended (payment)**
 - (1) Section 16(2)(b)—
Repeal
 “36,000”
Substitute
 “80,000”.
 - (2) Section 16(2)(e)(i)(B)—
Repeal
 “22,500”
Substitute
 “45,000”.
 - (3) Section 16(2)(f)(i)—
Repeal
 “50,000” (wherever appearing)
Substitute
 “100,000”.
 - (4) Section 16(2)(g)(iii)(B)—
Repeal
 “10,500”
Substitute
 “26,000”.

(5) Section 16(2)(h)(ii)—

Repeal

“10,500”

Substitute

“26,000”.

(6) Section 16(2)(i)—

Repeal

“10,500”

Substitute

“26,000”.