

# THE TERRITORY FOR THE SEAT OF GOVERNMENT.

## Rules under the Court of Petty Sessions Ordinance 1930-1937.

I, ROBERT GORDON MENZIES, Attorney-General of the Commonwealth, in pursuance of the powers conferred upon me by the *Court of Petty Sessions Ordinance 1930-1937*, hereby make the following Rules under the said Ordinance.

Dated this seventeenth day of December, 1937.

ROBERT G. MENZIES

Attorney-General.

### AMENDMENT OF COURT OF PETTY SESSIONS (SOLICITORS' COSTS) RULES.

Costs payable where money paid into Court.

1. Rule 4 of the Court of Petty Sessions (Solicitors' Costs) Rules is amended by adding at the end thereof the words "but where any sum of money is paid by one party to another after action brought such sum shall be taken into account as if it were part of the order."

Substitution of Schedule.

2. The Schedule to the Court of Petty Sessions (Solicitors' Costs) Rules is repealed and the following Schedule inserted in its stead:—

#### THE SCHEDULE.

##### SCALE OF SOLICITORS' COSTS.

Rule 3.

Where subject matter exceeds ..	£	£	£	£
But does not exceed .. ..	10	30	100	200
	£ s. d.	£ s. d.	£ s. d.	£ s. d.
Letter before action .. ..	0 3 6	0 3 6	0 3 6	0 3 6
Preparing and filing complaint, including instructions to sue ..	0 12 6	0 16 8	1 17 6	2 10 0
Entering judgment on undefended default summons, including affidavits, documents and attendances	0 7 6	0 10 0	1 2 6	1 10 0
Preparing further particulars where same required by opposing party..	0 2 6	0 3 4	0 7 6	0 10 0
Notice to produce or admit and any other necessary or proper notice not otherwise provided for, including copies and service..	0 2 6	0 3 4	0 7 6	0 10 0
Summons for witness, including attending to issue and service ..	0 2 6	0 3 4	0 7 6	0 10 0
Where defence entered to a default summons or notice of special defence given to an ordinary summons, preparing defence and filing or serving same ..	0 10 0	0 13 4	1 10 0	2 0 0
Preparing case for complainant or defendant .. ..	0 10 0	2 0 0	3 15 0	5 0 0
Attending hearing when action not contested to hear judgment or, where action settled out of Court, arranging settlement .. ..	0 5 0	0 6 8	0 15 0	1 0 0
Attending Court where action contested and conducting case ..	1 0 0	3 0 0	5 0 0	7 0 0
Where sitting exceeds three hours, for each additional hour ..	0 5 0	0 6 8	0 15 0	1 0 0
Costs (to be included in amount of costs endorsed on warrant) of obtaining a warrant of execution, including documents and attendances .. ..	0 5 0	0 6 8	0 15 0	1 0 0
Examination of judgment debtor as to debts owing and property, including application for summons and preparing necessary documents .. ..	0 5 0	0 6 8	0 15 0	1 0 0
Application for order nisi for attachment of debt including necessary notices and documents and obtaining warrants .. ..	0 5 0	0 6 8	0 15 0	1 0 0

THE SCHEDULE—*continued.*

Where subject matter exceeds ..	£ ..	£ 10	£ 30	£ 100
But does not exceed .. ..	10	30	100	200
	£ s. d.	£ s. d.	£ s. d.	£ s. d.
Application to the Court for Order under Division 5 of Part IX. of the Ordinance, including all necessary documents, preparation of case and attendance at Court .. ..	0 5 0	0 6 8	0 15 0	1 0 0
Preparing and making any application to a Magistrate or Clerk not herein provided for, including copies of documents, filing and service .. .. .	0 3 6	0 5 0	0 7 6	0 10 0