

Magistrates Court Act 1930—Form 5

(see s 38)

Summonses

Summons to the defendant on information

In the Magistrates Court at Canberra.

To AB, of _____, in the Australian Capital Territory.

WHEREAS an information has this day been laid before the undersigned (*a magistrate of or registrar of the Magistrates Court of the Territory*), that you, on the _____ day of _____ 20____, at _____ [*here state shortly the matter of the information*]. These are therefore to command you, in the Sovereign's name, to appear at _____ at _____ in the Territory, on the _____ day of _____ 20____, at _____ before the court, to answer the information, and to be further dealt with according to law.

Given under my hand, at _____ in the Territory, this
day of _____ 20____.

[Signature]

Magistrate *or* Registrar of Magistrates Court

Affidavit of service [to be endorsed on summons].

AB _____ of _____ being duly sworn saith as follows:

I am a _____ of police stationed at _____

On the _____ day of _____ 20____, I personally served the withinnamed CD with the within summons by delivering a copy of it to him or her personally and at the same time showing him or her the original summons.

Sworn before me [*etc as in information*].

Endnotes

- 1 This form was originally in the *Magistrates Court Act 1930* (the **authorising Act**), schedule 1. Under amendments made by the *Legislation (Consequential Amendments) Act 2001*, the form was omitted from the authorising Act and became a form approved under section 256 of that Act (see amdts 1.2764 and 1.2769).
- 2 Under the *Court Procedures Act 2004* A2004-58, pt 8, this form became a form approved under that Act.
- 3 This republication includes amendments made under the Legislation Act, part 11.3 (Editorial changes).

© Australian Capital Territory 2005