

### **Court of Petty Sessions Ordinance (No. 2) 1930.**

**I** JOHN JOSEPH DALY, Vice-President of the Executive Council, acting for and on behalf of the Attorney-General, in pursuance of the powers conferred upon me by the *Court of Petty Sessions Ordinance (No. 2) 1930*, do hereby make the following Rules under the said Ordinance, to come into operation on and from the twenty-first day of November, One thousand nine hundred and thirty.

Dated this 12th day of December, One thousand nine hundred and thirty.

JNO. J. DALY  
for and on behalf of the Attorney-General.

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

Short title. 1. These Rules may be cited as the Court of Petty Sessions (Solicitors' Costs) Rules.

2. Where the Court fixes the costs to be paid by one party to another in respect of any proceeding or action upon a complaint, it shall specify the costs in the order and shall therein order one party to pay such costs to the other. Court to specify the costs payable.

3. The scale of solicitors' costs referred to in section two hundred and forty-six in the Ordinance shall be as specified in the Schedule to these Rules. Solicitors' costs.

4. Where in any action or proceeding upon a complaint an order is made for the payment of a sum of money which is greater or less than the amount sued for, such sum of money shall be deemed to be the subject-matter for the purpose of calculating costs in accordance with the scale of costs referred to in the last preceding Rule. Costs payable where sum awarded is greater or less than sum sued for.

### THE SCHEDULE.

#### SCALE OF SOLICITORS' COSTS.

Where the subject matter exceeds .. .. . But does not exceed .. .. .	£ 5 10	£ 10 30	£ 30 100	£ 100 200
	£ s. d.	£ s. d.	£ s. d.	£ s. d.
Preparing and filing a complaint where a Default Summons is issued to which no defence is entered .. .. .	0 15 0	1 0 0	1 10 0	2 0 0
The like in all other cases .. .. .	0 10 0	0 13 4	1 0 0	1 10 0
Entering Judgment where a Default Summons issued to which no defence entered including preparing and filing necessary affidavits and documents .. .. .	0 5 0	0 7 6	0 10 0	0 15 0
Preparing further particulars where same required by opposing party .. .. .		0 5 0	0 7 6	0 10 0
Preparing notice to produce or to admit documents or to admit facts including copies and service .. .. .		0 2 6	0 3 0	0 3 6
Preparing any other necessary or proper notice not otherwise provided for .. .. .		0 1 6	0 1 6	0 1 6
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 0 0	1 5 0
Preparing case for Complainant or Defendant .. .. .		2 0 0	3 0 0	5 0 0
Attending hearing where action not contested or to hear judgment or where action settled out of Court attending or arranging settlement .. .. .		0 10 0	0 15 0	1 0 0
Attending Court where action contested conducting case .. .. .	1 0 0	3 0 0	5 0 0	7 0 0
Where sitting exceeds three hours for every additional hour .. .. .		0 5 0	0 6 8	0 10 0
Letter before action .. .. .	0 3 6	0 3 6	0 3 6	0 3 6
Examination of judgment debtor as to debts owing and property including application for Summons and preparing necessary documents .. .. .		0 10 0	0 15 0	1 0 0
Application for order nisi for attachment of debt including necessary notices and documents and obtaining warrants .. .. .		0 10 0	0 15 0	1 0 0
Applications 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 10 0	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 5 0	0 7 6	0 10 0