

INDEPENDENT STATE OF PAPUA NEW GUINEA.

CHAPTER NO. 40.

District Courts.

GENERAL ANNOTATION.

ADMINISTRATION.

The administration of this Chapter was vested in the Minister for Justice at the date of its preparation for inclusion.

The present administration may be ascertained by reference to the most recent Determination of Titles and Responsibilities of Ministers made under Section 148(1) of the Constitution.

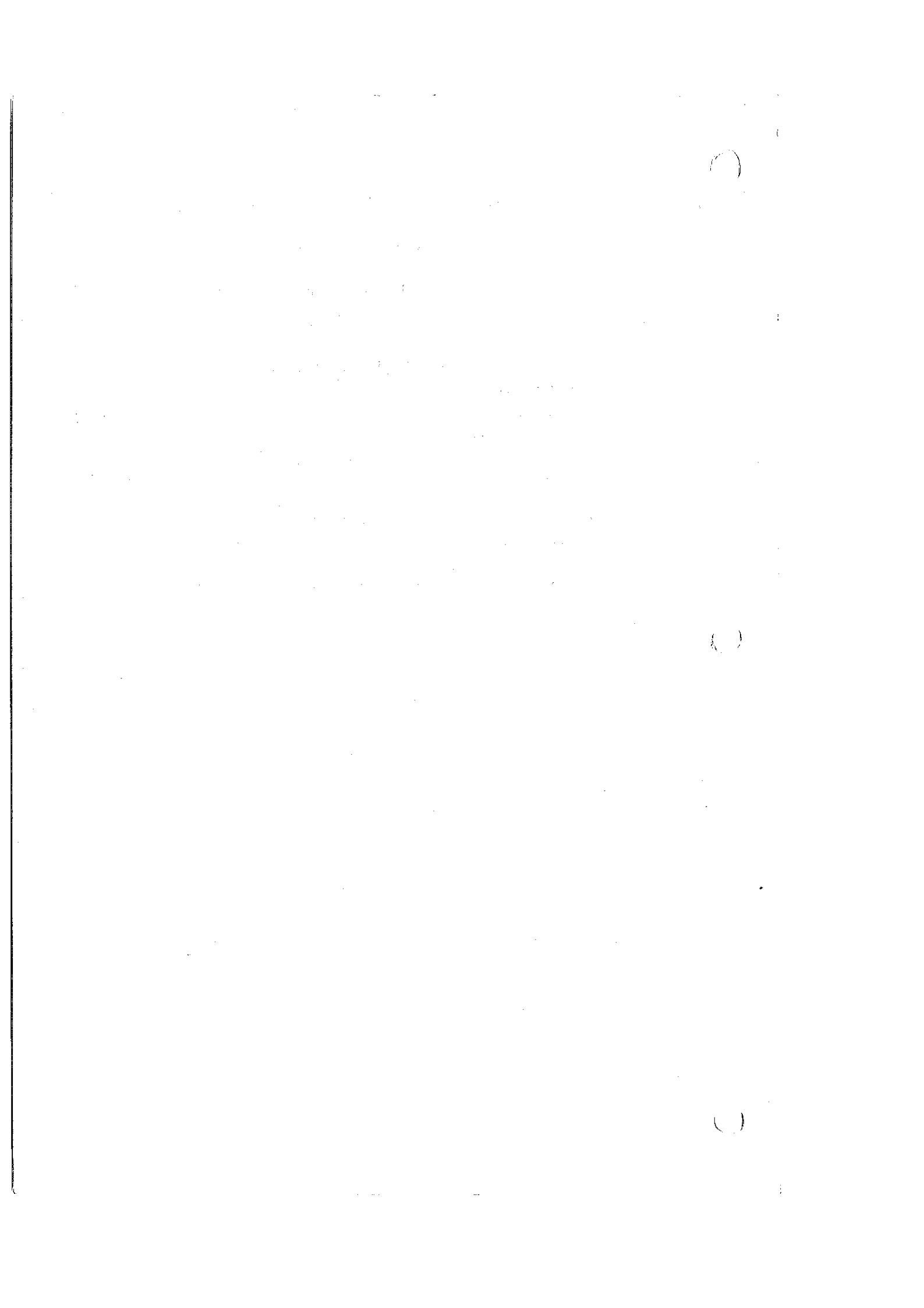
References in, and in relation to, this Chapter to—

“the Department Head”—should be read as references to the Secretary for Justice;”

“the Department”—should be read as references to the Department of Justice.

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INDEPENDENT STATE OF PAPUA NEW GUINEA.

CHAPTER NO. 40.

District Courts Act.

ARRANGEMENT OF SECTIONS.

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1. Interpretation—

- "charge of an indictable offence"
- "Clerk"
- "Commissioner for Oaths"
- "complainant"
- "complaint"
- "corrective institution"
- "Court"
- "decision"
- "defendant"
- "fine"
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- "information"
- "legal representative"
- "Magistrate"
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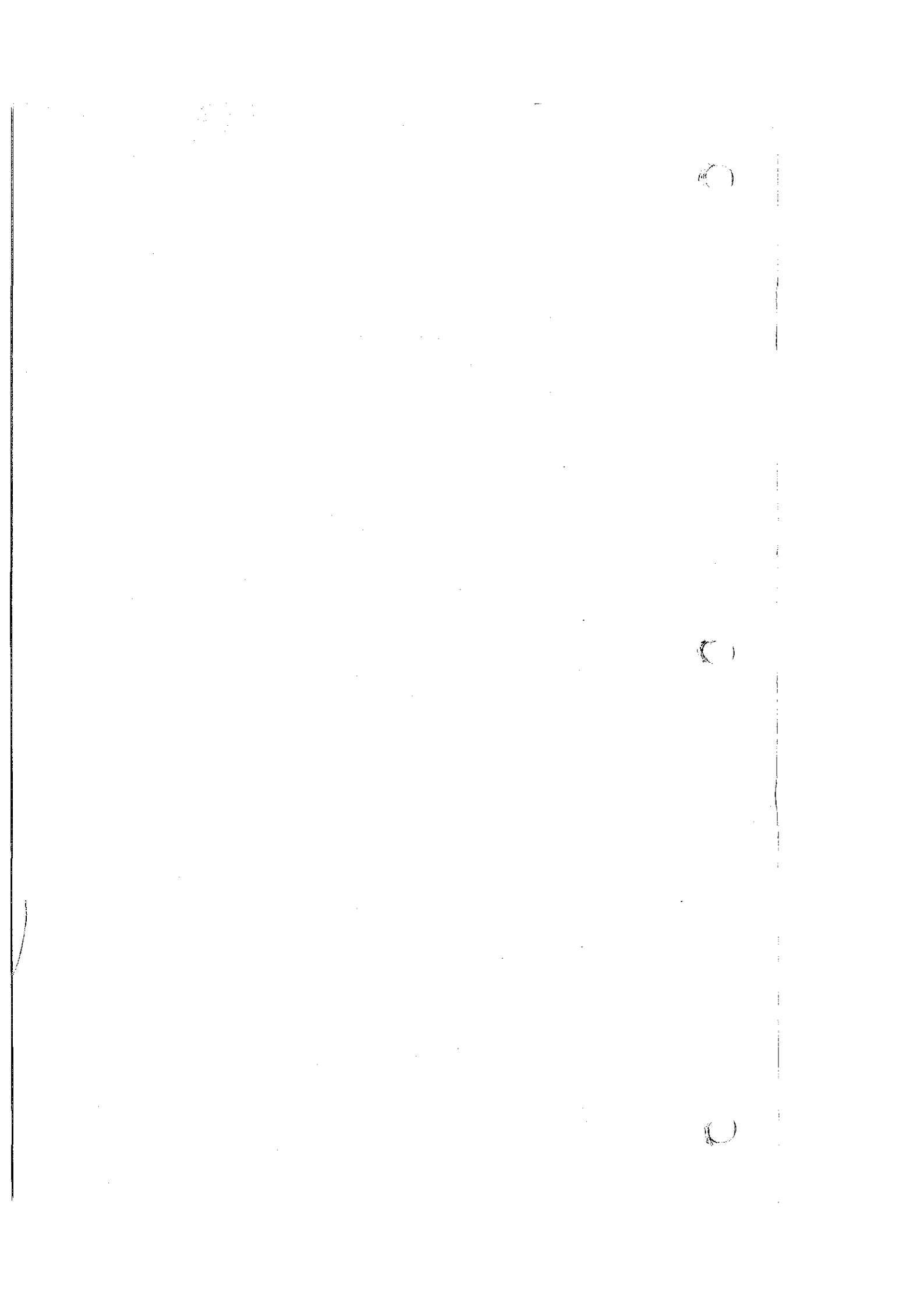
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INDEPENDENT STATE OF PAPUA NEW GUINEA.

CHAPTER NO. 40.

District Courts Regulation.

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20. Extension of return date of summons.
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INDEPENDENT STATE OF PAPUA NEW GUINEA.

CHAPTER NO. 40.

District Courts Regulation.

MADE under the *District Courts Act.*

1. Interpretation.

In this Regulation, "exclusion order" means an exclusion order under the *Vagrancy Act.*

2. Forms.

(1) Where a provision of the Act or this Regulation is specified in the first column of Schedule 1, the form in Schedule 2 that is specified in the third column of Schedule 1 in relation to the provision, is the form to be used for the purposes of the provision described in the second column of Schedule 1.

(2) The forms in Schedule 2, or similar forms, may be used for the purposes to which they are respectively applicable, and instruments in those forms, or in similar forms, shall be deemed sufficient in law, but those forms, or any of them, may be varied for the purpose of adapting them to circumstances.

3. Warrant to be transmitted.

Where—

(a) on an information being laid, a warrant is issued in the first instance for the apprehension of a person; and

(b) that person, being apprehended, is brought before a Court and is—

(i) by warrant committed to gaol; or

(ii) discharged on recognizance until the hearing of the information,

the member of the Police Force who has executed the warrant shall immediately transmit the original warrant of apprehension to the Clerk of the Court to which that person has been remanded or at which he has been bound by recognizance to appear.

4. Recognizance to appear, etc., to be transmitted.

Where a recognizance has been entered into before a Magistrate conditioned for—

(a) the appearance of a person before a Court; or

(b) the doing of some other matter or thing in, to, or before a Court, or in a proceeding in a Court,

the Magistrate shall immediately transmit the recognizance to the Clerk of the Court.

5. Recognizance to keep the peace, etc., to be transmitted.

Where a recognizance conditioned to keep the peace, or to be of good behaviour, or to observe some forbearance has been entered into, the recognizance shall—

(a) if it was directed by a Court to be entered into—be immediately transmitted by the person taking it to the Clerk; and

(b) in all other cases—be immediately transmitted to the Clerk of the nearest Court in the province in which it was entered into.

6. Summonses to be transmitted.

Where, on an information being laid or complaint made, a summons is issued for the attendance of any person at a Court, the member of the Police Force or other person who serves the summons, whether it is served personally or otherwise, shall transmit the summons to the Clerk of the Court at which such summons is returnable immediately after service has been effected.

7. Application for summonses.

Summonses shall be issued only on the application of the complainant in person or of his lawyer, or of any other person authorized for the purpose.

8. Endorsement of order of substituted service.

Where an order for substituted or other service or for the substitution for service of notice by advertisement or otherwise is made under Section 48 of the Act, the order shall be—

- (a) endorsed on the original summons; and
- (b) signed by the Magistrate making the order or by the Clerk.

9. Documents not stamped.

Where a document requiring a fee-stamp is issued by or acknowledged before a Magistrate or Clerk, the Magistrate or Clerk shall—

- (a) satisfy himself that the proper fee-stamp is affixed to the document; and
- (b) cancel the stamp unless he has satisfied himself that it has been already cancelled by some proper officer.

10. Register of Decisions.

Registers of Decisions in Form 1 shall be kept at such places as the Judicial and Legal Services Commission, by notice in the National Gazette, directs, and each Register shall be distinguished by the name of the District Court and by the name of the place at which it is kept.

11. Order of hearing informations and complaints.

(1) Before each sitting of a Court held at a place at which a Register of Decisions is kept, the Clerk shall enter in the Register the various informations and complaints to be heard at the sitting in the order in which the summonses or warrants issued on those informations or complaints have reached his hands, and, subject to Subsection (2), the informations and complaints shall be called for hearing in the order in which they stand in the list.

(2) Notwithstanding Subsection (1), the Court may hear first in order the cases which, in its opinion, may be more conveniently disposed of.

12. Suitors' Cash Book.

At a place at which a Register of Decisions is kept, the Clerk shall keep a Suitors' Cash Book in Form 2, in which he shall enter all money—

- (a) received from or on behalf of complainants or defendants; and
- (b) paid to or on behalf of complainants or defendants.

13. Security Book.

At a place at which a Register of Decisions is kept, the Clerk shall keep a Security Book in Form 3, and shall enter in the Book with respect to each security given in relation to any proceeding before the Court—

- (a) the name and address of each person bound, showing whether he is bound as principal or surety; and
- (b) the sum in which each person is bound; and
- (c) the undertaking or condition by which he is bound; and
- (d) the date of the security; and
- (e) the person before whom it is taken.

14. Instalment Book.

At a place at which a Register of Decisions is kept, the Clerk shall keep an Instalment Book in Form 4, in which he shall enter—

- (a) the Register number and date of every order or conviction by which a sum of money is adjudged to be paid by instalments; and
- (b) the name of the person against whom the order or conviction is made; and
- (c) the manner of payment ordered; and
- (d) each instalment as soon as it is paid.

15. Sums paid by instalments.

Where a Court by whose conviction or order any sum is adjudged to be paid allows time for payment of that sum, or directs payment to be made by instalments, the Clerk to whom the sum or instalments has been paid shall account for such sums as have been paid in the usual manner.

16. Particulars to be stamped.

The Clerk or Magistrate before whom a complaint is made shall, in all cases where particulars are given by the complainant under the Act, stamp or initial the particulars and also the copy of the defendant's particulars of set-off (if any).

17. Payment into and out of Court.

Money paid into Court, and the money to which complainants and defendants are respectively entitled, shall be paid out on demand on every day on which the office is open.

18. Acknowledgement of payment into Court.

Where money is paid—

- (a) into Court by or on behalf of the defendant or complainant, the Clerk shall give to the person paying the money an acknowledgement of the payment in Form 5; and
- (b) out of Court to or on behalf of the complainant or defendant, the person receiving the money shall sign in the Suitors' Cash Book an acknowledgement of the payment.

19. Erasures or interlineations.

An erasure or interlineation in a summons at the time of issue shall be stamped or initialled by the Magistrate who issues it or by the Clerk, but failure to stamp or initial shall not invalidate the summons.

20. Extension of return date of summons.

Where an application for an extension of the time for hearing any summons is made to a Magistrate or Clerk and the Magistrate or Clerk extends the time for hearing, the Magistrate or Clerk shall—

- (a) alter the date on which the summons is made returnable; and
- (b) write his name and the date of making the alteration in the margin of the summons.

21. Complaint against two or more persons.

A complaint may be made or an information laid, and a summons may be issued on the complaint or information against two or more persons liable or chargeable, whether jointly, severally, or in the alternative, and orders or convictions may be made against one or more of those persons as the Court finds to be liable.

22. Enforcement of order made against two or more defendants.

(1) Subject to Subsections (2) and (3), where on the hearing of a complaint referred to in Section 21 an order is made against two or more defendants jointly, the order may be enforced by distress or otherwise against any one of the defendants affected by the order in the same manner as if the order had been made against him separately.

(2) Notwithstanding Subsection (1), after the order is satisfied by performance or payment by, or distress on the goods of, any of the defendants, no further steps shall be taken to enforce it against the other defendant or defendants.

(3) This section does not affect any right to contribution or other relief that may exist as between the defendants themselves.

23. Partners.

Any two or more persons claiming or being liable as co-partners may join in making a complaint, or may be joined as defendants in a summons, in the names of their respective firms (if any) and any person carrying on business in the name of a firm apparently consisting of more than one person may be sued in the name of that firm.

24. Special defences.

Where on any complaint for a civil debt recoverable summarily the defendant intends to rely on any of the following grounds of defence :—

- (a) set-off; or
- (b) infancy; or
- (c) coverture; or
- (d) any Statute of Limitations; or
- (e) discharge under any law relating to bankrupts or insolvent debtors; or
- (f) tender; or

(g) payment into Court,

he shall forward to the complainant and to the Clerk a notice stating his name and address, together with a concise statement of the ground.

(2) A notice under Subsection (1) shall be—

(a) delivered into; or

(b) if sent by post—posted in such time and manner that, in the ordinary course, it may reach,

the hands of the complainant and Clerk respectively 24 hours at least before the time at which the summons is returnable.

(3) In case of non-compliance with this section, if the complainant does not consent at the hearing to permit the defendant to avail himself of the defence, the Court may, on such terms as it thinks fit, adjourn the hearing to enable the defendant to give notice in accordance with this section.

25. Coverture.

Where a female defendant intends to rely on the defence of coverture, she shall, in her statement, set out, so far as she is able, the place and date of her marriage, together with the full names of her husband, and his address and occupation, so far as they are known.

26. Infancy.

Where a defendant intends to rely on the defence of infancy, he shall, in his notice, set out, so far as he is able, the place and date of his birth.

27. Statute of Limitations.

Where a defendant intends to rely on the defence of any Statute of Limitations, he shall in his notice, state the date from which he contends that the Statute began to run.

28. Insolvency.

Where a defendant intends to rely on the defence of a release under any Act relating to bankrupts or insolvent debtors, he shall, in his notice, set out the dates of all material orders or certificates and the court by which they were made.

29. Payment into Court.

Subject to this Regulation, money may be paid into Court, and any such payment or any tender of a sum of money, may be relied on as a defence to any complaint under the Act for an assault or sum of money due or to any claim or set-off.

30. Notice of payment into Court.

(1) Where the defendant wishes to pay money into Court, he shall pay the money at least 24 hours before the time fixed for the return of the summons, together with the cost of issuing and serving the summons and, if the summons has been prepared and obtained by a lawyer, a further sum of K1.50 for professional costs.

(2) After payment into Court the defendant shall, without delay, send to the complainant notice of the payment in Form 6.

(3) If the complainant does not receive notice of the payment into Court having been made before the sitting of the Court at which the summons is made returnable, the Court may order the defendant to pay such additional costs as the complainant has, in its opinion, properly incurred in preparing for the hearing and in attending the Court.

31. Tender as defence.

Where the defence to a complaint or claim of set-off is a tender, the defence is not available unless, before the hearing or by permission of the Court at the hearing, the defendant pays into Court the amount alleged to have been tendered.

32. Payment out of Court when defence tender.

Where money has been paid into Court by the defendant with a defence of tender, or without a denial of liability, the money paid in shall be paid out to the complainant at his request, unless the Court otherwise orders.

33. Notice of payment into Court with denial of liability.

Where a defendant desires to pay money into Court with a denial of his liability on the complaint, he shall lodge with the Clerk, at the time of payment into Court, a notice in Form 6, and shall, in the notice which he sends to the complainant, state that the payment is made with a denial of any liability.

34. Acceptance of money paid in.

(1) If the complainant elects to accept in full satisfaction of his claim, including costs, such money as has been paid into Court by the defendant under Section 33, he shall send or deliver to the Clerk and to the defendant a notice in Form 7 stating his acceptance such reasonable time before the return of the summons as the time of payment by the defendant has permitted, and on his doing so no further proceedings in the complaint shall be taken, and the complaint shall not be liable for any further costs.

(2) In default of notice being given under Subsection (1), the complaint may go on for hearing, and the defendant shall be entitled to an order for such costs as, in the opinion of the Court, he has properly incurred after the payment into Court, unless the complainant recovers a sum larger than the amount paid into Court.

35. Money accepted to be paid out of Court.

Where under Section 33 or 34 money has been paid into Court with a denial of liability and the complainant—

(a) has accepted the money in full satisfaction of his claim; and

(b) has sent the notices required under Section 33 or 34,

he is entitled to have the money paid out to him on request.

36. Memorandum of adjournment.

Where, under Section 150 of the Act, a Court adjourns the hearing of a complaint to another court—

(a) the Magistrates constituting that first-mentioned Court, or one of them, shall sign a memorandum in Form 8; and

(b) the Clerk shall transmit the complaint, if in writing, together with the memorandum to the Clerk of the court to which the complaint is adjourned.

37. Fraudulent debtors—application for summons.

(1) Where an application is made for a summons under Section 192 of the Act, the applicant or his lawyer shall—

(a) sign an application in Form 9 stating the ground or grounds on which he relies to obtain the committal of the person making default; and

(b) lodge the application with the Clerk.

(2) An application for a summons under Section 192 of the Act shall be supported by an affidavit verifying the application.

38. Certificate of payment.

The certificate of payment or satisfaction signed by the Clerk under Section 196 of the Act shall be in Form 10.

39. Security for payment.

Security given under the Act for the payment of a sum of money under any conviction or order shall be in the form of an undertaking, and may be in Form 11.

40. Return of security.

Where any security referred to in Section 39 is not entered into before the Court but before some person specified by the Court, the person before whom the security is entered shall make a return, to the Clerk of the Court at which the order directing security to be taken was made, showing the particulars required by Section 13 to be entered in the Security Book.

41. Notice of forfeiture.

(1) Not less than four days before a warrant of execution is issued for a sum due by a principal, in pursuance of a forfeited security under the Act, the Clerk of the Court issuing the warrant shall cause notice of the forfeiture in Form 12 to be served on the principal.

(2) Service of a notice under Subsection (1) may be effected personally or by letter sent to the address specified in the security.

42. Application for oral examination of debtor.

An application under Section 182 of the Act for an order for the oral examination of a person alleged to be indebted to the person against whom an order for the recovery or payment of money has been made shall be supported by an affidavit in Form 13.

43. Examination of persons against whom order is made.

Where—

(a) an order is made for the payment or recovery of money; or

(b) by conviction—a person is ordered to pay any money,

the Court at the time of making the order or conviction, on the application of the party entitled to enforce the order or receive the money, may immediately examine or cause to be examined on oath the person—

(c) against whom the order is made; or

(d) by whom the money is ordered to be paid,

as to whether—

(e) any and what debts are owing to that person; and

(f) that person has any and what other property or means of satisfying the order or conviction.

44. Non-compliance with Regulation, etc.

Non-compliance with this Regulation or departure from the forms shall not render any proceeding void unless the Court before whom the proceeding comes so directs, but the

proceeding may be amended or otherwise dealt with in such manner as to postponement, adjournment, or otherwise, and on such terms as the Court thinks fit.

45. Exclusion order, etc.

(1) For the purpose of Section 3 of the *Vagrancy Act* an exclusion order shall be in Form 78.

(2) For the purpose of Section 4 of the *Vagrancy Act* a variation of an exclusion order shall be in Form 79.

46. Supplying deficiencies in Regulation, etc.

Where in this Regulation, there is no provision, or no sufficient provision, for or in respect of any matter or thing, then the Court may supply the deficiency, or allow it to be supplied, in such manner as may be just and proper, and for that purpose regard may be had to any relevant or analogous practice, procedure or form in use by, or for the purposes of, the National Court.

47. Court's and bailiff's fees.

(1) For the purposes of Section 262 of the Act, the prescribed fees are as set out in Schedule 3.

(2) Service fees liable to be paid under this Regulation shall be paid to the Clerk issuing the process.

(3) Where, within 60 days from the date of the issue of the process, the process is unserved, the Clerk shall refund the service fees paid to the complainee or his agent.

(4) When the process is served, the Clerk shall pay the process-server the service fees paid under Subsection (2) and the process-server shall be entitled to retain for his own use all fees so paid.

48. Agent's fees.

For the purposes of Section 263 of the Act, the maximum fees for lawyers and agents are as set out in Schedule 4.

49. Witnesses' fees and expenses.

For the purposes of Section 264 of the Act, costs and mileage which may be allowed for the attendance of witnesses shall not exceed the amounts set out in Schedule 5.

SCHEDULES.

SCHEDULE 1.

LIST OF FORMS.

Section of Act or Regulation.	Description.	No. of Form.
Reg., Sec. 10	Register of Decisions	1
Reg., Sec. 12	Suitors' Cash Book	2
Reg., Sec. 13	Security Book	3
Reg., Sec. 14	Instalment Book	4

District Courts

Ch. No. 40

SCHEDULE 1.—Continued
LIST OF FORMS.—Continued

Section of Act or Regulation.	Description.	No. of Form.
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Reg., Secs. 30(2), 33	Notice of payment of money into Court	6
Reg., Sec. 34(1)	Notice of acceptance of money paid into Court	7
Act, Sec. 150 Reg., Sec. 36	Memorandum of adjournment to another Court	8
Act, Sec. 192 Reg., Sec. 37	Application for summons for commitment	9
Act, Sec. 196 Reg., Sec. 38	Certificate of payment	10
Reg., Sec. 39	Security for sum adjudged to be paid	11
Reg., Sec. 41(1)	Notice to principal of forfeited security	12
Act, Sec. 182 Reg., Sec. 41	Affidavit in support of application for oral examination	13
Act, Sec. 21	Statement of causes of complaint in civil cases	14
Act, Sec. 28	Complaint	15
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Act, Secs. 44, 45, 66	Summons to a person to give evidence	19
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Act, Sec. 54	Endorsement on warrant where bail is allowed	22
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Act, Sec. 68	Warrant for apprehension of a witness who has not obeyed summons	24
Act, Sec. 69	Warrant for a witness in the first instance	25
Act, Secs. 75, 89	Recognizance for the appearance of a defendant where the case is adjourned or not to be at once proceeded with	26
Act, Secs. 75, 89	Notice of recognizance to be given to the defendant and his surety	27
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Act, Secs. 93, 125	Warrant to apprehend defendant where the summons is disobeyed	29
Act, Sec. 96	Statement of defendant	30
Act, Secs. 100, 105, 106, 107	Recognizance of bail on committal for trial	31
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Act, Sec. 105	Certificate of consent to bail endorsed on the commitment	33
Act, Secs. 106, 108	Certificate of consent to bail where not given at time of committal for trial	34
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Act, Secs. 111, 112	Recognizance to give evidence	36
Act, Sec. 112	Notice of recognizance to be given to witnesses	37
Act, Sec. 113	Order to discharge witness	38
Act, Sec. 114	Order for detention of witness for safe custody	39
Act, Sec. 116	Warrant to convey accused person before a District Court at the place in which the offence is committed	40
Act, Sec. 151	Order for payment of compensation and costs where complaint made in wrong court	41
Act, Sec. 157	Default summons on a complaint for a civil debt	42
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Act, Sec. 161	Conviction when punishment is imprisonment	44
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Act, Sec. 161	Order for payment of money or costs	46
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SCHEDULE 1.—Continued
LIST OF FORMS.—Continued

Section of Act or Regulation.	Description.	No. of Form.
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Act, Sec. 162	Certificate of dismissal	49
Act, Secs. 162, 208	Certificate of dismissal on summary hearing of indictable offence	50
Act, Secs. 167, 173	Warrant of execution on a conviction for a penalty of a corporation	51
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Act, Secs. 173, 260	Warrant of execution for costs on an order for dismissal of an information or a complaint	53
Act, Sec. 173	Return to a warrant of execution	54
Act, Sec. 178	Summons in case of adverse claims to goods distrained	55
Act, Sec. 178	Order in case of adverse claims to goods distrained	56
Act, Sec. 181	Attachment of debt—summons for order for oral examination	57
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Act, Sec. 184	Order for payment by garnishee to person obtaining order where garnishee does not dispute his liability	60
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Act, Sec. 187	Order where the garnishee suggests that a third person claims a lien or charge on debt due from garnishee to debtor	62
Act, Sec. 192	Summons to debtor	63
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Act, Sec. 209, 210	Information to require surety of the peace or for good behaviour	66
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Act, Sec. 214	Recognizance of the peace or for good behaviour	68
Act, Sec. 215	Notice of recognizance of the peace or for good behaviour to be given to the defendant and his sureties	69
Act, Sec. 216	Warrant to discharge a person committed for want of sureties of the peace or for good behaviour	70
Act, Secs. 220, 221	Notice of appeal	71
Act, Secs. 220, 222	Recognizance on appeal	72
Act, Sec. 226	Entry of appeal to National Court	73
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Act, Sec. 272	Summons to show cause why recognizance should not be enforced	75
Act, Sec. 272	Order adjudging a recognizance to be forfeited and for payment of the amount due under the recognizance	76
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Reg., Sec. 45(1)	Variation of exclusion order under the <i>Vagrancy Act</i>	79
Act, Sec. 278		
Reg., Sec. 45(2)		

SCHEDULE 2.

PAPUA NEW GUINEA.
District Courts Act.

Reg., Sec. 10.

Form 1.

REGISTER OF DECISIONS.

Register of Decisions in the District Court at

No.	Date.	Prosecutor, complainant or applicant.	Accused or defendant.	How before the Court.	Fees.	Charge, cause or proceedings.	Decision.	Remarks.
					K			

Ch. No. 40

District Courts

SCHEDULE 2.—*Continued*

PAPUA NEW GUINEA.
District Courts Act.

Reg., Sec. 12.

Form 2.

SUITORS' CASH BOOK.

Suitors' Cash Book in the District Court at
Dr.

Ct.

Date.	No. in Register.	Complainant.	Defendant.	Particulars.	Cr. Folio.	Amount.	Daily total.	Date.	No. in Register.	Complainant.	Defendant.	Particulars.	Dr. Folio.	Amount.	Receipt of payee.
						K	K							K	

District Courts

Ch. No. 40

SCHEDULE 2.—Continued

PAPUA NEW GUINEA.
District Courts Act.

Reg., Sec. 13.

Form 3.

SECURITY BOOK.

Security Book in the District Court at

No. in Register.	Date of order or conviction.	Date of security.	Principal.	Amount.	Surety or sureties.	Amount.	Undertaking or condition by which principal is bound.	Before whom taken.
				K		K		

Ch. No. 40

District Courts

SCHEDULE 2.—*Continued*

PAPUA NEW GUINEA.

District Courts Act.

Reg., Sec. 14.

Form 4.

INSTALMENT BOOK.

Instalment Book in the District Court at

No. in Register.	Date of decision.	Against whom made.	Amount.	How payable.	19												Total.	
					January.	February.	March.	April.	May.	June.	July.	August.	September.	October.	November.	December.		
				K	K	K	K	K	K	K	K	K	K	K	K	K	K	K

PAPUA NEW GUINEA.

District Courts Act.

Reg., Sec. 18.

Form 5.

ACKNOWLEDGEMENT OF MONEY PAID INTO COURT.

In the District Court at _____ No.

A.B., Complainant.

C.D., Defendant.

Received from the

the sum of _____ kina (K).

Dated 19 .

Clerk of District Court.

District Courts

Ch. No. 40

SCHEDULE 2.—*Continued*

PAPUA NEW GUINEA.

District Courts Act.

Reg., Secs. 30(2), 33.

Form 6.

NOTICE OF PAYMENT OF MONEY INTO COURT.

In the District Court at

A.B., Complainant.

C.D., Defendant.

Take notice that the defendant has paid into Court the sum of K _____ and says that that sum is enough to satisfy your claim (or says that he denies all liability on your claim, as the case may be).

If you proceed and recover no further sum you may have to pay the costs incurred by reason of further proceedings.

Dated _____ 19 ____

(*Signature of Defendant.*)

To _____

PAPUA NEW GUINEA.

District Courts Act.

Reg., Sec. 34(1).

Form 7.

NOTICE OF ACCEPTANCE OF MONEY PAID INTO COURT.

In the District Court at

A.B., Complainant.

C.D., Defendant.

Take notice that I accept in full satisfaction of my demand in this complaint, including costs, the sum of money paid into Court.

(*Signature of Complainant.*)

PAPUA NEW GUINEA.

District Courts Act.

Act, Sec. 150.

Form 8.

Reg., Sec. 36.

MEMORANDUM OF ADJOURNMENT TO ANOTHER COURT.

In the District Court at

A.B., Complainant.

C.D., Defendant.

Date of complaint _____ 19 ____

Nature of complaint (*state shortly*)

The hearing of the complaint of (A.B.)

wherein (C.D.) _____ is the defendant, is, by virtue of Section 150 of the *District Courts Act* now adjourned by the Court until _____ next _____ 19 ____ at _____ a.m./p.m. to the District Court at _____ where the parties and their respective witnesses are required again to appear.

Dated _____ 19 ____

Magistrate.

Ch. No. 40

District Courts

SCHEDULE 2.—Continued

PAPUA NEW GUINEA.

District Courts Act.

Act, Sec. 192.

Form 9.

Reg., Sec. 37.

APPLICATION FOR SUMMONS FOR COMMITMENT.

In the District Court at

A.B., Complainant.

C.D., Defendant.

Date of complaint (or information) , 19 .

Nature of complaint (state shortly)

I apply for the issue of a summons for commitment against the defendant, and I state that I rely on the following grounds for obtaining an order for committal of the defendant:—

(Set out the ground or grounds)

(Signature of Complainant or his Lawyer.)

PAPUA NEW GUINEA.

District Courts Act.

Act, Sec. 196.

Form 10.

Reg., Sec. 38.

CERTIFICATE OF PAYMENT.

In the District Court at

To the Officer-in-Charge of the corrective institution at

Whereas by virtue of a warrant issued out of the District Court at and dated 19 was committed to your corrective institution to be there kept by you according to the terms of the warrant. This is to certify that has paid the money mentioned in the warrant (or has made satisfaction, as the case may be), and has paid all subsequent costs, and is now entitled to be discharged out of custody.

Dated 19 .

Clerk of District Court.

PAPUA NEW GUINEA.

District Courts Act.

Reg., Sec. 39.

Form 11.

SECURITY FOR SUM ADJUDGED TO BE PAID.

In the District Court at

Whereas , the defendant, was this day (or on 19) by a decision before the District Court at adjudged to pay the sum of K (by instalments of the first instalment to be paid immediately or on 19), and to give security for the due payment of that sum.

Now the defendant and his sureties of and of undertake that the defendant will pay the sum adjudged at the time and in the manner directed and severally acknowledge themselves severally bound to forfeit and pay to the sum of in case the defendant fails to perform this undertaking.

(Signature of Defendant.)

(Signatures of Sureties.)

Before me

Dated , 19.

District Courts

Ch. No. 40

SCHEDULE 2.—*Continued*

PAPUA NEW GUINEA.

District Courts Act.

Reg., Sec. 41(1).

Form 12.

NOTICE TO PRINCIPAL OF FORFEITED SECURITY.

In the District Court at

A.B., Complainant.

C.D., Defendant.

Take notice that the sum of K _____ due by you as principal under a security entered into by you with _____ as sureties is unpaid and that the security is forfeited and unless the sum be paid to me on or before _____ 19 _____, a warrant of execution may issue for the same without further notice.

Dated _____ 19 _____

Clerk of District Court.

To _____

PAPUA NEW GUINEA.

District Courts Act.

Act, Sec. 182.

Form 13.

Reg., Sec. 42.

AFFIDAVIT IN SUPPORT OF APPLICATION FOR ORAL EXAMINATION.

In the District Court at

A.B., Complainant.

C.D., Defendant.

I, _____ of _____, the complainant (or lawyer for the complainant), make oath and say as follows:—

1. By a decision of the District Court at _____ dated _____ 19 _____, it was ordered that I _____ (or the complainant) should recover against the defendant the sum of K _____

2. The sum of K _____ still remains unsatisfied to the extent of K _____

3. _____ is indebted to the defendant in the sum of K _____ or thereabouts.

4. _____ is within Papua New Guinea.

(Signature of Complainant or his Lawyer.)

Sworn at _____, 19 _____

Before me,

SCHEDULE 2.—Continued

PAPUA NEW GUINEA.

District Courts Act.

Act, Sec. 21.

Form 14.

STATEMENT OF CAUSES OF COMPLAINT IN CIVIL CASES.

For that you assaulted _____ by (state nature of assault).

For that certain goods of _____ are detained by you.

For that you on _____ 19 _____ at _____, were indebted to _____ in the sum of K _____ (on balance of accounts).

For goods then and there bargained and sold to you by _____

For goods then and there sold and delivered to you by _____

For money then and there lent to you by _____ and interest.

For money paid by _____ for you at your request.

For money received by you for the use of _____

For work and labour then and there done by _____ for you at your request.

For the use and hire of chattels (or beasts) then and there let to hire and delivered to you at your request by _____

For work and labour then and there done and materials for the same then and there provided by _____ for you at your request.

For the use and occupation of certain land (house or apartments) of _____ by you at your request and by the permission of _____ then and there held and enjoyed.

For board and lodging then and there provided and supplied by _____ for and to you at your request.

For feeding and taking care of horses (sheep or cattle) by _____ then and there fed and taken care of for you at your request.

For warehouse room then and there found and provided by _____ in and about the storing and keeping of goods and chattels by _____ for you at your request.

For the carriage of goods and chattels by _____ then and there carried for you at your request.

For the amount of a cheque drawn by you on the Bank of _____ dated _____ 19 _____, or for the amount of a bill of exchange dated _____ 19 _____, now overdue, and directed by the complainant to you, and requiring you to pay to the complainant K _____ months after date, which was accepted by you, but was not paid, or for the amount of your promissory note dated _____ 19 _____, payable _____ months after date, and interest.

For money due to _____ on _____ account stated.

For that certain of your cattle (number and description) trespassed on the land of _____

For tax (or money) payable under the provisions of the _____ Act to the State (or to _____) (or as the case may be).

PAPUA NEW GUINEA.

District Courts Act.

Act, Sec. 28.

Form 15.

COMPLAINT.

The complaint of _____ of _____ made _____, 19 _____, before the undersigned, a Magistrate of a District Court, who says that on _____, 19 _____, (state subject matter).

Made before me the day and year first above-mentioned, at _____

Magistrate.

District Courts

Ch. No. 40

SCHEDULE 2.—*Continued*

PAPUA NEW GUINEA.

District Courts Act.

Act, Secs. 28, 35.

Form 16.

INFORMATION.

The information of _____ of _____, laid _____, 19____, before the undersigned, a Magistrate of a District Court, who (on oath) says that on _____, 19____, at _____ (state the offence).

Laid/Sworn before me the day and year first above-mentioned at _____

Magistrate.

*Strike out whichever is inapplicable.

PAPUA NEW GUINEA.

District Courts Act.

Act, Secs. 41, 42, 44, 47.

Form 17.

SUMMONS TO A PERSON ON INFORMATION.

Informant.

Defendant.

To _____ of _____

Whereas you have this day been charged by _____ of _____, before the undersigned, a Magistrate of a District Court, that on _____, 19____, at _____ you (state shortly the matter of the information).

These are therefore to command you to appear before the District Court at _____, on _____, 19____, at _____ a.m./p.m. to answer the information, and to be further dealt with according to law.

Dated _____, 19____.

Magistrate.

PROOF OF SERVICE (to be endorsed on summons).

I, _____ of _____, make oath and say (or affirm) that I did on _____, 19____, at _____, serve the within-named defendant with the within summons by delivering a copy of it to him personally, and at the same time showing him the original summons.

Sworn (or affirmed) before me
at _____, 19____ }
Commissioner for Oaths.

Ch. No. 40

District Courts

SCHEDULE 2.—Continued

PAPUA NEW GUINEA.

District Courts Act.

Act, Secs. 41, 42, 44, 47.

Form 18.

SUMMONS TO A PERSON ON COMPLAINT.

Complainant.

Defendant.

To _____ of _____

Whereas a complaint has this day been made before the undersigned, a Magistrate of a District Court that you (*state shortly the matter of the complaint*):

These are therefore to command you to appear before the District Court at _____, on _____ 19____, at _____ a.m./p.m. to answer the complaint, and to be further dealt with according to law.

The complainant's address for service is _____, at which all notices or documents may be served.

Dated _____ 19____

Magistrate.

PROOF OF SERVICE (*to be endorsed on summons*).

I, _____ of _____, make oath and say (*or affirm*) that I did on _____ 19____, at _____, serve the within-named defendant with the within summons by delivering a copy of it to him personally, and at the same time showing him the original summons.

Sworn (*or affirmed*) before me

at _____ 19____ }
Commissioner for Oaths.

PAPUA NEW GUINEA.

District Courts Act.

Act, Secs. 44, 45, 66.

Form 19.

SUMMONS TO A PERSON TO GIVE EVIDENCE.

Informant (*or Complainant*).

Defendant.

Date of information (*or complaint*) _____, 19____

Nature of information (*or complaint*) (*state shortly*).

To _____ of _____

These are to require you to appear before the District Court at _____, on _____ 19____, at _____ a.m./p.m. to give such evidence as you know concerning the matter of the above-mentioned information (*or complaint*). (*Where documents are required to be produced add and also to bring with you and produce at the time and place mentioned above for examination at the hearing the following accounts, papers, books, or other documents, that is to say— or such of them as are in your possession or control.*)

Dated _____ 19____

Magistrate.

District Courts

Ch. No. 40

SCHEDULE 2.—*Continued*

PAPUA NEW GUINEA.

District Courts Act.

Act, Secs. 44, 45, 71.

Form 20.

SUMMONS TO A PERSON TO PRODUCE DOCUMENTS.

Informant (or Complainant).

Defendant.

Date of information (or complaint) , 19 .

Nature of information (or complaint) (state shortly)

These are to require you to appear before the District Court at , on 19 , at a.m./p.m. and to bring with you and produce for examination at the hearing of the above-mentioned information (or complaint) the following accounts, papers, books, or other documents, that is to say—

or such of them as are in your possession or control.

Dated 19 .

Magistrate.

PAPUA NEW GUINEA.

District Courts Act.

Act, Secs. 49, 50.

Form 21.

WARRANT IN THE FIRST INSTANCE TO APPREHEND A PERSON CHARGED WITH AN INDICTABLE OFFENCE OR A SIMPLE OFFENCE.

To the Officer-in-charge of Police at and to all other members of the Police Force.

Whereas an information has this day been laid on oath before the undersigned, a Magistrate of a District Court, that on 19 , at (state shortly the offence).

These are therefore to command you immediately to apprehend and as soon as practicable to bring him before some Magistrate of a District Court, to be dealt with according to law.

Dated 19 .

Magistrate.

NOTE:—

(For offences committed on the high seas the warrant may be the same as in ordinary cases, but describing the offence to have been committed "on the high seas out of any jurisdiction or place in Papua New Guinea, and within the jurisdiction of the Admiralty of England.")

For offences committed abroad for which the parties may be indicted in Papua New Guinea the warrant also may be the same as in ordinary cases, but describing the offence to have been committed "on land out of Papua New Guinea, at in the Indian (or Pacific) Ocean" or as the case may be.)

Ch. No. 40

District Courts

SCHEDULE 2.—Continued

PAPUA NEW GUINEA.

District Courts Act.

Act, Sec. 54.

Form 22.

ENDORSEMENT ON WARRANT WHERE BAIL IS ALLOWED.

I direct that the defendant be, on arrest, released on his/her entering into a recognizance himself/herself in the sum of K. and surety/sureties in the sum of K. (each) for his/her appearance before the District Court at a.m./p.m. on 19 .

Dated 19 .

Magistrate.

*Strike out whichever is inapplicable.

PAPUA NEW GUINEA.

District Courts Act.

Act, Secs. 65, 94, 99.

Form 23.

DEPOSITION OF WITNESS.

The examination of of taken , 19 , before the District Court at in the presence and hearing of A.B., who is charged this day before the Court that he/she (describe the offence).

C.D. on oath (or affirmation) says as follows (state the deposition of the witness as nearly as possible in the words he uses; and when his deposition is complete let him sign it).

Taken and sworn (or affirmed) before the Court at , on the day and year first above-mentioned.

By the Court.

PAPUA NEW GUINEA.

District Courts Act.

Act, Sec. 68.

Form 24.

WARRANT FOR APPREHENSION OF A WITNESS WHO HAS NOT OBEYED A SUMMONS.

In the District Court at

To the Officer-in-charge of Police at and to all other members of the Police Force.

Whereas E.F. of was duly summoned to appear before the District Court at , on 19 , at a.m./p.m. to testify what he/she knew concerning a certain information/complaint against of (or/and) to produce documents (and especially):

And whereas proof has this day been made on oath that such summons was duly served on E.F.: And whereas E.F. neglected to appear at the time and place appointed by the summons, and no just excuse has been offered for such neglect.

These are therefore to command you immediately to apprehend E.F. and bring him/her before the Court at , to testify what he/she knows concerning the matter of the information/complaint (or/and) to produce the documents mentioned above).

Dated 19 .

By the Court.

*Strike out whichever is inapplicable.

District Courts

Ch. No. 40

SCHEDULE 2.—*Continued*

PAPUA NEW GUINEA.

District Courts Act.

Act, Sec. 69.

Form 25.

WARRANT FOR A WITNESS IN THE FIRST INSTANCE.

To the Officer-in-charge of Police at _____, and to all other members of the Police Force.

Whereas, on _____ 19____, _____, at _____, an information (or a complaint) was laid (or made) that A.B. (as in the summons or warrant), and it being made to appear before me on oath that E.F. of _____ is likely to give material evidence on behalf of the prosecution (or as the case may be) in the matter, and it is probable that E.F. will not attend to give evidence without being compelled to do so.

These are therefore to command you immediately to apprehend E.F. and bring him/her before the District Court at _____ to testify what he/she knows concerning the matter of the information (or complaint).

Dated _____ 19____.

Magistrate.

PAPUA NEW GUINEA.

District Courts Act.

Act, Secs. 75, 89.

Form 26.

RECOGNIZANCE FOR THE APPEARANCE OF A DEFENDANT, WHERE THE CASE IS ADJOURNED OR NOT TO BE AT ONCE PROCEEDED WITH.

Be it remembered that, on _____, 19____, A.B. of _____, and L.M. of _____ personally came before the undersigned, a Magistrate (or Magistrates) of a District Court and severally acknowledged themselves to owe to the State the several sums following, that is to say, A.B. the sum of K _____, and L.M. the sum of K _____, to be made and levied of their several goods and chattels, lands, and tenements respectively to the use of the State if A.B. fails in the condition endorsed.

Taken and acknowledged before me/us the day and year first above-mentioned at _____

Magistrate (or Magistrates).

Condition.

The condition of the within-written recognizance is such that if A.B. charged on the information of C.D. with (insert briefly nature of charge, such as stealing, assault, etc.) shall personally appear at _____ on _____, 19____, at _____ a.m./p.m. before the District Court sitting at that place, and at every time and place to which, during the course of the proceedings against A.B., the hearing may be from time to time adjourned (further) to answer the charge made by C.D. against A.B., then the recognizance to be void, or else to stand in full force and virtue.

Ch. No. 40

District Courts

SCHEDULE 2.—*Continued*

PAPUA NEW GUINEA.

District Courts Act.

Act, Secs. 75, 89.

Form 27.

NOTICE OF RECOGNIZANCE TO BE GIVEN TO THE DEFENDANT AND HIS SURETY.

Take notice that you, A.B. of _____, are bound in the sum of K _____, and you, L.M. of _____, in the sum of K _____, that you, A.B., appear personally at _____ on _____ 19____, at _____ a.m./p.m. before the District Court sitting at that place, and at every time and place to which, during the course of the proceedings against you, A.B., the hearing may be from time to time adjourned, to answer further a certain charge made by C.D., the further hearing of which was adjourned to that time and place; and unless you appear accordingly, the recognizance entered into by you, A.B., and L.M. as your surety, will immediately be enforced against you and him.

Dated _____ 19____.

Magistrate.

PAPUA NEW GUINEA.

District Courts Act.

Act, Sec. 87.

Form 28.

RECEIPT FOR THE PRISONER.

I certify that I have received from _____ a member of the Police Force, the body of A.B. in good health (*or as the case may be*), together with a warrant of commitment under the hand of _____, a Magistrate of a District Court.

Dated _____ 19____.

Officer-in-charge of the Corrective Institution at _____

PAPUA NEW GUINEA.

District Courts Act.

Act, Secs. 93, 125.

Form 29.

WARRANT TO APPREHEND DEFENDANT WHERE THE SUMMONS IS DISOBEYED.

In the District Court at _____

To the Officer-in-charge of Police at _____, and to all other members of the Police Force.

Whereas, on _____ 19____, an information was laid that A.B. (*as in the summons*) and a summons was then issued to A.B. commanding him/her to appear at _____ on _____ 19____, at _____ a.m./p.m. before the Court, to answer the information.

And whereas A.B. did not appear at the time and place appointed by the summons, and it has been proved on oath that the summons was duly served on A.B. a reasonable time before the time appointed in the summons for appearing to it.

And whereas oath has been made before the Court substantiating the matter of the information to its satisfaction.

These are therefore to command you immediately to apprehend A.B. and to bring him/her before the Court to answer the information, and to be further dealt with according to law.

Dated _____ 19____.

By the Court.

District Courts

Ch. No. 40

SCHEDULE 2.—*Continued*

PAPUA NEW GUINEA.

District Courts Act.

Act, Sec. 96.

Form 30.

STATEMENT OF DEFENDANT.

of _____ stands charged before the District Court at
, for that on _____ 19 _____, he/she (as in the caption of the depositions).

And the charge having been read to the defendant and its nature explained in ordinary language, and the witnesses for the prosecution having been severally examined in his/her presence, the defendant is now addressed by the Court as follows: "Having heard the evidence for the prosecution do you wish to be sworn and give evidence on your own behalf, or do you desire to say anything in answer to the charge? You are not obliged to be sworn and give evidence, nor are you required to say anything, unless you desire to do so; but whatever evidence you may give on oath, or anything you may say, will be taken down in writing, and may be given in evidence on your trial. You are clearly to understand that you have nothing to hope from any promise of favour, and nothing to fear from any threat, which may have been held out to you to induce you to make any admission or confession of your guilt; but whatever you now say may be given in evidence on your trial, notwithstanding any such promise or threat."

Whereupon the defendant said: (state whatever the defendant may say, and in his very words as nearly as possible; get him to sign it if he will.)

Dated _____, 19 _____.

By the Court.

PAPUA NEW GUINEA.

District Courts Act.

Act, Secs. 100, 105, 106, 107.

Form 31.

RECOGNIZANCE OF BAIL ON COMMITTAL FOR TRIAL.

Be it remembered that, on _____ 19 _____, A.B. of _____, and L.M. of _____ personally came before the undersigned, a Magistrate (or Magistrates) of a District Court, and severally acknowledged themselves to owe to the State the several sums following, that is to say, A.B. the sum of K _____, and L.M. the sum of K _____, to be made and levied of their several goods and chattels, lands, and tenements respectively to the use of the State if A.B. fails in the condition endorsed.

Taken and acknowledged before me/us the day and year first above-mentioned, at _____

Magistrate (or Magistrates).

Condition.

The condition of the recognizance is such that if A.B., who was this day charged before the District Court at _____ that (state charge) shall personally appear at the Criminal Sittings of the National Court to be held at _____ on _____ 19 _____, or, if a copy of a charge has been delivered to A.B., at the place and time notified in the notice endorsed on the charge, and surrender himself/herself into the custody of the officer-in-charge of the Corrective Institution there, and plead to such indictment as may be filed against him/her in respect of the charge and take his/her trial on the indictment, and not depart from the National Court without leave, then the recognizance to be void, or else to stand in full force and virtue.

District Courts

SCHEDULE 2.—Continued

PAPUA NEW GUINEA.

District Courts Act.

Act, Sec. 103.

Form 32.

RECOGNIZANCE OF BAIL ON COMMITTAL FOR SENTENCE.

Be it remembered that, on _____ 19____, A.B. of _____, and L.M. of _____ personally came before the undersigned, a Magistrate (or Magistrates) of a District Court, and severally acknowledged themselves to owe to the State the several sums following, that is to say, A.B. the sum of K _____, and L.M. the sum of K _____, to be made and levied of their several goods and chattels, lands, and tenements respectively to the use of the State if A.B. fails in the condition endorsed.

Taken and acknowledged before me/us the day and year first above-mentioned, at _____

Magistrate (or Magistrates).

Condition.

The condition of the recognizance is such that if A.B., who was this day charged before the District Court at _____ that (*state charge*) shall personally appear at the Criminal Sittings of the National Court to be held at _____ on _____ 19____, or, if a copy of a charge has been delivered to A.B., at the place and time notified in the notice endorsed on the charge, and surrender himself/herself into the custody of the officer-in-charge of the Corrective Institution there, and appear for sentence before the National Court, and not depart from the National Court without leave, then the recognizance to be void, or else to stand in full force and virtue.

PAPUA NEW GUINEA.

District Courts Act.

Act, Sec. 105.

Form 33.

CERTIFICATE OF CONSENT TO BAIL ENDORSED ON THE COMMITMENT.

This is to certify that the District Court at _____ consents to A.B. being bailed by recognizance himself/herself in the sum of K _____ and surety/sureties in the sum of K _____ (each).

Dated _____ 19____

By the Court.

*Strike out whichever is inapplicable.

PAPUA NEW GUINEA.

District Courts Act.

Act, Secs. 106, 108.

Form 34.

CERTIFICATE OF CONSENT TO BAIL WHERE NOT GIVEN AT TIME OF COMMITTAL FOR TRIAL.

Whereas A.B. was, on _____ 19____, committed by the District Court at _____ to the Corrective Institution at _____ charged with (*name the offence shortly*).

This is to certify that I/we, the Magistrate/Magistrates constituting the Court, consent to A.B. being bailed by recognizance, himself/herself in the sum of K _____ and surety/sureties in the sum of K _____ (each).

Dated _____, 19____

Magistrate (or Magistrates).

*Strike out whichever is inapplicable.

District Courts

Ch. No. 40

SCHEDULE 2.—*Continued*

PAPUA NEW GUINEA.

District Courts Act.

Act, Sec. 109.

Form 35.

WARRANT OF DELIVERANCE ON BAIL BEING GIVEN FOR A PRISONER ALREADY COMMITTED.

To the Officer-in-charge of the Corrective Institution at

Whereas A.B., late of , has, before the undersigned, a Magistrate of a District Court, entered into his/her own recognizance and found sufficient sureties for his/her appearance before the National Court, to answer a charge that (*as in the commitment*) for which he/she was committed to your corrective institution.

These are therefore to command you that if A.B. is now in your custody for that cause and for no other, you immediately suffer him/her to go at large.

Dated 19 .

Magistrate.

PAPUA NEW GUINEA.

District Courts Act.

Act, Secs. 111, 112.

Form 36.

RECOGNIZANCE TO GIVE EVIDENCE.

Be it remembered that, on 19 , C.D. of personally came before the District Court at and acknowledged himself/herself to owe to the State the sum of K to be made and levied of his/her goods and chattels, lands, and tenements to the use of the State if C.D. fails in the condition endorsed.

Taken and acknowledged before the Court the day and year first above-mentioned at

By the Court.

Condition.

The condition of the recognizance is such that whereas A.B. was this day charged before the District Court at for that (*as in the caption of the depositions*). If therefore C.D. shall appear at the next Criminal Sittings of the National Court, to be held at on 19 , and there give evidence on an indictment to be then preferred against A.B. for the offence mentioned above, then the recognizance to be void, or else to stand in full force and virtue.

PAPUA NEW GUINEA.

District Courts Act.

Act, Sec. 112.

Form 37.

NOTICE OF RECOGNIZANCE TO BE GIVEN TO WITNESSES.

Take notice that you, C.D. of are bound in the sum of K to appear at the next Criminal Sittings of the National Court, to be held at on 19 , and then and there to give evidence against A.B., and unless you then appear and give evidence accordingly the recognizance entered into by you will immediately be enforced against you.

Dated 19 .

Magistrate.

Ch. No. 40

District Courts

SCHEDULE 2.—*Continued*

PAPUA NEW GUINEA.

District Courts Act.

Act, Sec. 113.

Form 38.

ORDER TO DISCHARGE WITNESS.

To the Officer-in-charge of the Corrective Institution at

Whereas by a warrant dated 19 , under the hand of the District Court at reciting that on the hearing of a charge against A.B. for an offence mentioned in the warrant, E.F., having been examined as a witness, refused to enter into a recognizance to give evidence against A.B., the Court committed E.F. to your custody.

And whereas A.B. has not been committed for trial or held to bail for the offence (or the duly appointed officer has declined to lay a charge against A.B. for the offence).

These are therefore to command you to discharge E.F. out of your custody and suffer him/her to go at large as to the commitment.

Dated 19 .

Magistrate.

PAPUA NEW GUINEA.

District Courts Act.

Act, Sec. 114.

Form 39.

ORDER FOR DETENTION OF WITNESS FOR SAFE CUSTODY.

In the District Court at

To , a member of the Police Force (or To the Officer-in-charge of (describe place of security)).

Whereas A.B. of was on 19 , charged before the District Court at that (as in the summons or warrant), and E.F. of , was examined as a witness touching the premises.

And whereas in the opinion of the Court it is desirable that E.F. should be kept in safe-custody.

These are therefore to command you to detain E.F. in your custody, so to keep him/her until after the trial of A.B. for the offence mentioned above.

Dated 19 .

By the Court.

PAPUA NEW GUINEA.

District Courts Act.

Act, Sec. 116.

Form 40.

WARRANT TO CONVEY ACCUSED PERSON BEFORE A DISTRICT COURT AT THE PLACE IN WHICH THE OFFENCE IS COMMITTED.

In the District Court at

To the Officer-in-charge, of Police at , and to all other members of the Police Force.

Whereas A.B. of , has this day been charged before the District Court at , that (as in the summons or warrant).

And whereas the Court has taken the deposition of C.D., a witness examined by the Court for this purpose, but the Court is informed that the principal witnesses to prove the offence against A.B. reside at where the offence is alleged to have been committed.

These are therefore to command you immediately to convey A.B. to and take him/her before some District Court in or near the place where the offence is alleged to have been committed, to answer further the information before the Court.

Dated 19 .

By the Court.

District Courts

Ch. No. 40

SCHEDULE 2.—Continued

PAPUA NEW GUINEA.

District Courts Act.

Act, Sec. 151.

Form 41.

ORDER FOR PAYMENT OF COMPENSATION AND COSTS WHERE COMPLAINT MADE IN THE WRONG COURT.

In the District Court at

A.B., Complainant.

C.D., Defendant.

Date of complaint: 19 .

Nature of complaint (state shortly).

Be it remembered that A.B. has now here vexatiously and oppressively brought C.D. before this Court to answer a certain complaint of A.B. there now being a place at which a District Court is held more easy of access than this place, not only from the place of abode of C.D. but also from the place where the subject-matter of the complaint arose, and now at this day it is adjudged (conclude as in ordinary cases).

Dated 19 .

By the Court.

PAPUA NEW GUINEA.

District Courts Act.

Act, Sec. 157.

Form 42.

DEFAULT SUMMONS ON A COMPLAINT FOR A CIVIL DEBT.

In the District Court at

Complainant.

Defendant.

To of , defendant.

Whereas a complaint has this day been made to a Magistrate of a District Court (or the Clerk of the District Court at for that you were indebted to the complainant in the sum of K , particulars of which are annexed.

You are warned that unless you or your lawyer give notice (the form of which is attached—such notice to be filled in, dated, and signed by you or your lawyer) of your intention to defend this complaint, by leaving or causing to be left such notice at least 48 hours before a.m./p.m. on 19 , for the complainant at his address set out below (or with the complainant's lawyer at his address set out below), and also for the Clerk of the District Court at , or by posting such notice to the complainant at his address set out below (or to the complainant's lawyer at his address set out below), and also to the Clerk of the District Court at , the proper postage rate being prepaid, in time to reach the complainant (or his lawyer), and also the Clerk respectively in due course of post at least 48 hours before the hour, day, and time above-mentioned you will not be allowed on the hearing of this complaint to make any defence to the complainant's claim unless by permission of the Court, and the complainant need not attend the Court or prove his claim, and an order in his favour may be made against you by the Court.

If in manner and within the time mentioned above the notices are so left or posted, you are then required to appear on 19 , at a.m./p.m. at the District Court at , to answer to the complaint and to be further dealt with according to law.

The complainant's address for service is to which, or at which, all notices may be posted or left.

The complainant's lawyer is , whose address is , to which, or at which, all notices may be posted or left.

Dated 19 .

Magistrate (or Clerk of the District Court).

District Courts

SCHEDULE 2.—Continued

PROOF OF SERVICE (to be endorsed on default summons).

I, of , make oath and say (or affirm) that I did on 19 , at a.m./p.m. serve the within named defendant with the within default summons by delivering to him personally a true copy of it with true copies of the two notices of intention to defend attached, and at the same time showing him the original default summons with the two notices of intention to defend attached to it.

Sworn (or affirmed) before me at , 19

Commissioner for Oaths.

Notice of intention to defend.

(To be sent to the complainant, filled in, dated and signed by the defendant or his lawyer.)

In the District Court at

Complainant. Defendant.

Take notice that I intend (or the defendant intends) to defend this complaint.

Dated 19

(Signature of Defendant or his Lawyer.)

To the complainant (or To Complainant's Lawyer).

Notice of intention to defend.

(To be sent to the Clerk of the District Court, filled in, dated, and signed by the defendant or his lawyer.)

In the District Court at

Complainant. Defendant.

Take notice that I intend (or the defendant intends) to defend this complaint.

Dated 19

(Signature of Defendant or his Lawyer.)

To the Clerk of the District Court at

PAPUA NEW GUINEA.

District Courts Act.

Act, Sec. 161.

Form 43.

CONVICTION FOR A PENALTY, AND, IN DEFAULT OF PAYMENT, IMPRISONMENT.

In the District Court at

A.B., Informant. C.D., Defendant.

Be it remembered that, on 19 , at C.D. of , is convicted before the District Court at , that C.D. (state the offence and the time and place when and where it was committed), and this Court adjudges C.D. for his/her offence to forfeit and pay the sum of K , to be paid and applied according to law, and also to pay A.B. the sum of K for his/her costs, and if the amount of the several sums is not paid immediately (or as in conviction) this Court adjudges C.D. to be imprisoned in the Corrective Institution at (and there to be kept to labour) for the space of , unless the amount is sooner paid.

Dated 19

By the Court.

District Courts

Ch. No. 40

SCHEDULE 2.—*Continued*

PAPUA NEW GUINEA.

District Courts Act.

Act, Sec. 161.

Form 44.

CONVICTION WHEN THE PUNISHMENT IS IMPRISONMENT.

In the District Court at

A.B. Informant.

C.D. Defendant.

Be it remembered that, on 19 , at C.D. of
is convicted before the District Court at that C.D. (*state the offence*
and the time and place when and where it was committed) and this Court adjudges C.D. for his/her offence
to be imprisoned in the Corrective Institution at (and there kept to labour) for the
space of ; and this Court also adjudges C.D. to pay A.B. the sum of
K for his/her costs, and if the amount be not paid immediately (*or on or before*
19) then C.D. to be imprisoned in the corrective institution, (and there kept to
labour) for the space of , to commence at and from the termination of his/her
imprisonment above-mentioned, unless the amount is sooner paid.

Dated 19 .

By the Court.

PAPUA NEW GUINEA.

District Courts Act.

Act, Secs. 161, 208.

Form 45.

SUMMARY CONVICTION FOR INDICTABLE OFFENCE.

In the District Court at

Be it remembered that, on 19 , at A.B., being charged
before the District Court at , that A.B. (*state the offence and the time and place when and*
where it was committed) and (*state the grounds on which the offence is tried summarily*), A.B. is therefore
convicted before the Court of the offence, and A.B. is adjudged for his/her offence to be imprisoned
in the Corrective Institution at (there to be kept at labour) for the term of

Dated 19 .

By the Court.

Ch. No. 40

District Courts

SCHEDULE 2.—Continued

PAPUA NEW GUINEA.

District Courts Act.

Act, Sec. 161.

Form 46.

ORDER FOR PAYMENT OF MONEY OR COSTS.

In the District Court at

A.B., Complainant.

C.D. Defendant.

Date of complaint, 19

Nature of complaint (*state shortly*).

The parties above-named having appeared (*or A.B. having appeared but C.D. although duly called not having appeared by himself/herself or his/her lawyer*) and it now being satisfactorily proved on oath that C.D. has been duly served with a summons for that purpose (*or that an order for notice in substitution for service of a summons for that purpose has been made and complied with*) which required him/her to be and appear here on this day before the Court to answer to the complaint and to be further dealt with according to law and now having heard the matter of the complaint it is adjudged that C.D. pay to A.B. the sum of K immediately (*or on or before* 19, *or as ordered*) and also pay to A.B. the sum of K for his/her costs.

Dated 19

By the Court.

PAPUA NEW GUINEA.

District Courts Act.

Act, Secs. 161, 277.

Form 47.

CONVICTION FOR CONTEMPT OF COURT.

In the District Court at

Be it remembered that, on 19, at A.B. of is convicted by the Court for that A.B. (*insert wilfully interrupted the proceedings of the Court or conducted himself/herself disrespectfully to the Court during the sittings of the Court or obstructed or assaulted C.D. a person in attendance or an officer of the Court in view of the court or wilfully disobeyed an order made by the Court to go and remain outside and beyond the hearing of the Court until required to give evidence or wilfully prevaricated in giving evidence*) and this Court adjudges A.B. for his/her offence to forfeit and pay the sum of K, to be paid and applied according to law and if the sum is not paid immediately (*or on or before* 19) this Court adjudges A.B. to be imprisoned in the corrective institution at (and there kept to labour) for the space of, unless the sum is sooner paid.

Dated 19

By the Court.

District Courts

Ch. No. 40

SCHEDULE 2.—*Continued*

PAPUA NEW GUINEA.

District Courts Act.

Act, Sec. 162.

Form 48.

ORDER OF DISMISSAL OF AN INFORMATION OR COMPLAINT.

In the District Court at

A.B., Informant (or Complainant).

C.D. Defendant.

Date of information (or complaint) , 19 .

Nature of information (or complaint) (*state shortly*).

Be it remembered that, on 19 , the above-mentioned information/complaint was laid/made before the Court for that (*as in the summons to the defendant*): Now on this day, 19 , at both the parties having appeared in order that the information/complaint should be heard and determined (or C.D. having appeared before the Court, but A.B., although duly called, not having appeared), whereupon the matter of the information/complaint being duly considered it appears to this Court that the information/complaint is not proved, the information/complaint is dismissed and it is adjudged that A.B. pay to C.D. the sum of K for his/her costs incurred by him/her in his/her defence.

Dated 19 .

By the Court.

*Strike out whichever is inapplicable.

PAPUA NEW GUINEA.

District Courts Act.

Act, Sec. 162.

Form 49.

CERTIFICATE OF DISMISSAL.

A.B., Informant (or Complainant).

C.D., Defendant.

This is to certify that, on 19 , an information (or complaint or claim by way of set-off) preferred by A.B. of , against C.D. of , for that (*as in the summons or notice of set-off*) was this day considered by the District Court at and was dismissed (with costs).

Dated 19 .

By the Court, Magistrate or Clerk of the District Court at

PAPUA NEW GUINEA.

District Courts Act.

Act, Secs. 162, 208.

Form 50.

CERTIFICATE OF DISMISSAL ON SUMMARY HEARING OF INDICTABLE OFFENCE.

This is to certify that, on 19 , at , before the District Court at , that A.B. (*state the offence charged, the time and place when and where it was committed*), and (*state the grounds on which the offence was tried summarily*), the information was dismissed.

Dated 19 .

By the Court, Magistrate or Clerk of the District Court at

District Courts

SCHEDULE 2.—Continued

PAPUA NEW GUINEA.

District Courts Act.

Act, Secs. 167, 173.

Form 51.

WARRANT OF EXECUTION ON A CONVICTION FOR A PENALTY OF A CORPORATION.

To the Officer-in-charge of Police at , and to all other members of the Police Force.

Whereas A.B. (describe the corporation) was, on 19 , at convicted before the District Court for that (as in the conviction), and it was adjudged that A.B. should for such offence forfeit and pay (as in the conviction), (and also should pay to C.D. the sum of K for costs).

And whereas A.B. has made default in payment.

These are therefore to command you immediately to take the goods and chattels of A.B., except the tools and implements of the defendant's trade, the whole not exceeding in value the sum of K200.00, and, if within the space of days after taking them the sum stated at the foot of this warrant together with the reasonable costs and charges of taking and keeping the goods and chattels is not paid, that then you sell the goods and chattels and pay the money arising from such sale to the Clerk of the District Court at and if no goods and chattels can be found, that you so certify to me.

Dated 19 .

Magistrate.

Amount adjudged	K
Paid	
Remaining due	K
Cost of issuing this warrant	
Amount to be levied	K

PAPUA NEW GUINEA.

District Courts Act.

Act, Sec. 173.

Form 52.

WARRANT OF EXECUTION ON AN ORDER FOR THE PAYMENT OF MONEY.

To the Officer-in-charge of Police at , and to all other members of the Police Force.

Whereas, on 19 , at on the hearing of a complaint made by C.D., of , against A.B., of , the District Court at adjudged that A.B. should pay to C.D. the sum of K on or before 19 (or as the case may be), and also should pay to C.D. the sum of K for costs.

And whereas A.B. has made default in payment.

These are therefore to command you immediately to take the goods and chattels of A.B., except the wearing apparel and bedding of the defendant and his/her family, and the tools and implements of the defendant's trade, the whole not exceeding in value the sum of K200.00, and, if within the space of days after taking them the sum stated at the foot of this warrant together with the reasonable costs and charges of taking and keeping the goods and chattels is not paid, that then you sell the goods and chattels and pay the money arising from the sale to the Clerk of the Court; and, if no goods and chattels can be found, that you so certify to me.

Dated 19 .

Magistrate.

SCHEDULE 2.—Continued

Amount adjudged Paid	K
Remaining due	K
Costs of issuing this warrant	
Amount to be levied	K

PAPUA NEW GUINEA.
District Courts Act.

Act, Secs. 173, 260.

Form 53.

WARRANT OF EXECUTION FOR COSTS ON AN ORDER FOR DISMISSAL OF AN
INFORMATION OR A COMPLAINT.

To the Officer-in-charge of Police at _____, and to all other members of the Police Force.

Whereas, on _____ 19____, at _____, on the hearing of an information laid
(or a complaint made) by C.D. of _____, against A.B., of _____, before the
District Court at _____, the Court dismissed the information/complaint and adjudged that
C.D. should pay to A.B. the sum of K _____ for costs.

And whereas C.D. has made default in payment.

These are therefore to command you immediately to take the goods and chattels of C.D., except
the wearing apparel and bedding of C.D. and his/her family, an the tools and implements of his/her
trade, the whole not exceeding in value the sum of K200.00, and, if within the space of
_____ days after taking them the sum stated at the foot of this warrant together with the
reasonable costs and charges of taking and keeping the goods and chattels is not paid, that then you sell
the goods and chattels and pay the money arising from the sale to the Clerk of the Court; and, if no
goods and chattels can be found, that you so certify to me.

Dated _____ 19____.

Magistrate.

*Strike out whichever is inapplicable.

Amount adjudged Paid	K
Remaining due	K
Costs of issuing this warrant	
Amount to be levied	K

PAPUA NEW GUINEA.
District Courts Act.

Act, Sec. 173.

Form 54.

RETURN TO A WARRANT OF EXECUTION.

I, _____, of _____, a member of the Police Force, certify to
_____, a Magistrate of a District Court, that by virtue of this warrant I have made diligent
search for the goods and chattels of (state name of person against whom warrant issued), and that I can find
no sufficient goods or chattels of (state name of person against whom warrant issued) on which to levy the
sum(s) within mentioned.

Dated _____ 19____.

(Signature.)

NOTE.—Return to be endorsed on warrant to which it refers.

Ch. No. 40

District Courts

SCHEDULE 2.—Continued

PAPUA NEW GUINEA.

District Courts Act.

Act, Sec. 178.

Form 55.

SUMMONS IN CASE OF ADVERSE CLAIMS TO GOODS DISTRAINED.

A.B., Complainant.
C.D., Defendant.
G.H., Applicant.
E.F., Claimant.

To A.B. of _____, and E.F. of _____

Whereas application has this day been made by G.H. to the undersigned, a Magistrate of a District Court, for that by a warrant under the hand of _____, a Magistrate of a District Court, dated _____ 19____, and directed to _____ the members of the Police Force were commanded immediately to levy execution against the goods and chattels of C.D., and that G.H., a member of the Police Force, had under the warrant seized certain goods and chattels, namely _____, as and for the goods and chattels of C.D., and that you, E.F., have claimed them as your property.

These are therefore to command you, E.F. and A.B. to be and appear before the District Court at _____ on _____ 19____, at _____ a.m./p.m. in order that it may adjudicate on the claim and make an order on the claim according to law.

Dated _____ 19____

Magistrate.

PAPUA NEW GUINEA.

District Courts Act.

Act, Sec. 178.

Form 56.

ORDER IN CASE OF ADVERSE CLAIMS TO GOODS DISTRAINED.

In the District Court at _____

A.B., Complainant.
C.D., Defendant.
G.H., Applicant.
E.F., Claimant.

Be it remembered that on _____ 19____, application was made by G.H. to a Magistrate of a District Court, for that by a warrant under the hand of _____, a Magistrate of a District Court, dated _____ 19____, and directed to _____, the members of the Police Force were commanded immediately to levy execution against the goods and chattels of C.D., and that G.H., a member of the Police Force, had under the warrant seized certain goods and chattels, namely _____, as and for the goods and chattels of C.D., and that E.F. had claimed them as his property and now at this day E.F. and A.B. the party who obtained the warrant appear before the Court (if both do not appear, state the non-appearance and service of the summons) and now having heard the matter of the application, it is adjudged that (state the adjudication in one of the following forms or to the like effect):—

the goods and chattels were (not) at the time of the seizure the property of E.F.

part of the goods and chattels that is (one chair, etc.) were at the time of the seizure the property of E.F. but that the residue of the goods and chattels was not his property.

And it is also adjudged that E.F. (or A.B.) do pay A.B. (or E.F.), immediately (or on or before _____ 19____), the sum of K _____ for his costs.

Dated _____ 19____

By the Court.

District Courts

Ch. No. 40

SCHEDULE 2.—*Continued*

PAPUA NEW GUINEA.

District Courts Act.

Act, Sec. 181.

Form 57.

ATTACHMENT OF DEBT—SUMMONS FOR ORDER FOR ORAL EXAMINATION.

A.B., Complainant (*or* Informant).

C.D., Defendant.

Date of complaint (*or* information) 19 .

Nature of complaint (*or* information) (*state shortly*).

To C.D.

You are commanded to appear before the District Court (*or*, a Magistrate of a District Court) at
on 19 , at a.m./p.m. on the hearing of an
application on the part of A.B. that you attend and be orally examined before the District Court at
as to whether any and what debts are owing to you and as to any and what other
property or means of satisfying the order made on the complaint/information you may have and that
you produce your books of account, papers, and documents in any way relating to the debts, property,
or means before the Court at the time of the examination.

Dated 19 .

Magistrate.

*Strike out whichever is inapplicable.

PAPUA NEW GUINEA.

District Courts Act.

Act, Sec. 181.

Form 58.

ORDER FOR ORAL EXAMINATION.

In the District Court at

A.B., Complainant (*or* Informant).

C.D., Defendant.

Date of complaint (*or* information) 19 .

Nature of complaint (*or* information) (*state shortly*).

On hearing , it is ordered that C.D. attend and be orally examined before the
District Court at on 19 , at a.m./p.m. as to
whether any and what debts are owing to him/her and as to any and what other property or means of
satisfying the order made on the complaint/information he/she may have and that C.D. produce (*as
ordered*) before the Court at the time of the examination and that the costs of this application be
K

Dated 19 .

By the Court.

*Strike out whichever is inapplicable.

Ch. No. 40

District Courts

SCHEDULE 2.—Continued

PAPUA NEW GUINEA.

District Courts Act.

Act, Sec. 182.

Form 59.

ORDER EX PARTE FOR ATTACHMENT OF DEBT.

In the District Court at

A.B., Complainant (or Informant).

C.D., Defendant.

Date of complaint (or information) 19 .

Nature of complaint (or information) (state shortly).

M.P., Garnishee.

On hearing 19 . and on reading the affidavit of filed on

It is ordered that all debts owing or accruing due from the garnishee to C.D., be attached to answer this order for the sum of K on which the sum of K remains due and unpaid:

It is further ordered that the garnishee attend before the District Court at on 19 , at a.m./p.m. on an application of A.B. that the garnishee pay to A.B. the debt due from him/her to C.D. or so much of the debt as may be sufficient to satisfy this order.

And that the costs of this application be K (if any order for special service is made add and it is further ordered that service of this order may be made by (as directed by the Magistrate or Court)).

Dated 19 .

By the Court (or Magistrate).

PAPUA NEW GUINEA.

District Courts Act.

Act, Sec. 184.

Form 60.

ORDER FOR PAYMENT BY GARNISHEE TO PERSON OBTAINING ORDER WHERE GARNISHEE DOES NOT DISPUTE HIS LIABILITY.

In the District Court at

A.B., Complainant (or Informant).

C.D., Defendant.

Date of complaint (or information) 19 .

Nature of complaint (or information) (state shortly).

M.P., Garnishee.

On hearing (all the parties) and on reading the order for attachment of the debt dated 19 , it is ordered that the garnishee immediately pay A.B. the amount of the debt due from him/her to C.D., namely K (or the sum of K), and that in default a warrant of execution may issue for the amount hereby ordered to be paid and that costs of this application be K

Dated 19 .

By the Court.

District Courts

Ch. No. 40

SCHEDULE 2.—*Continued*

PAPUA NEW GUINEA.

District Courts Act.

Act, Sec. 185.

Form 61.

ORDER WHERE GARNISHEE DISPUTES HIS LIABILITY AND ISSUE IS ORDERED.

In the District Court at

A.B., Complainant (or Informant).

C.D., Defendant.

Date of complaint (or information) 19 .

Nature of complaint (or information) (*state shortly*).

M.P., Garnishee.

On hearing (all the parties) and on reading the order for attachment of debt dated , 19 , it is ordered that A.B. and M.P. proceed to the trial of an issue in the District Court at in which A.B. shall be complainant and M.P. shall be defendant; the question to be tried shall be whether M.P. was indebted to C.D. at the time the order for attachment was made on the , and if so whether he/she was so indebted to the amount of K and that the costs of this application follow the event of such issue:

And it is further ordered that this order may be filed in the Court at within days of the making of this order.

Dated 19 .

By the Court.

PAPUA NEW GUINEA.

District Courts Act.

Act, Sec. 187.

Form 62.

ORDER WHERE THE GARNISHEE SUGGESTS THAT A THIRD PERSON CLAIMS A LEIN OR CHARGE ON DEBT DUE FROM GARNISHEE TO DEBTOR.

In the District Court at

A.B., Complainant (or Informant).

C.D., Defendant.

Date of complaint (or information) 19 .

Nature of complaint (or information) (*state shortly*).

M.P., Garnishee.

S.T., Claimant.

On hearing A.B., C.D., and M.P., it is ordered that A.B., C.D., M.P., and S.T. attend before the District Court at on 19 , at a.m./p.m. and state the nature and particulars of their respective claims to such debts and maintain or relinquish them and abide such order as may be made.

And it is further ordered that A.B. serve a true copy of the order in the complaint/information made on 19 , on S.T.

Dated 19 .

By the Court.

*Strike out whichever is inapplicable.

Ch. No. 40

District Courts

SCHEDULE 2.—*Continued*

PAPUA NEW GUINEA.

District Courts Act.

Act, Sec. 192.

Form 63.

SUMMONS TO DEBTOR.

To A.B., of

Whereas the District Court at _____, on _____ 19____, ordered that you should pay to C.D. the sum of K _____ and costs which by the order were fixed at the sum of K _____ (or the sum of K _____ for costs) and the sum(s) (or K _____ part of etc., as the case may be) are still wholly due and unpaid.

These are therefore to command you to appear personally before the District Court at _____, on _____ 19____, at _____ a.m./p.m. to be examined by the Court touching your estate and effects and as to the property and means you have or have had of paying and discharging the sum(s) and as to the disposal you have made of your property and as to your intention to leave the country without paying the sum(s) or to depart elsewhere within the country with intent to evade payment and as to the mode in which you incurred the liability (and as to your neglect or refusal to comply with an order for the delivery of goods detained without just cause after due notice and to pay the value of the goods to the complainant).

Dated _____ 19____.

Clerk of the District Court at

PAPUA NEW GUINEA.

District Courts Act.

Act, Sec. 192.

Form 64.

ORDER FOR COMMITMENT OF DEBTOR IN DEFAULT OF PAYMENT.

In the District Court at

To A.B. of

Whereas the Court, on _____ 19____, ordered that A.B. should pay to C.D. the sum of K _____ and costs which by the order were fixed at the sum of K _____ (or the sum of K _____ for costs) and the sum(s) (or K _____ part of etc., as the case may be) are still wholly due and unpaid, and it has been proved against you that having been duly summoned, (or summoned and examined) (set out the specific offence found, e.g., it has been proved to the satisfaction of the Court that you contracted the liability under false pretences or by means of fraud or breach of trust or it has been proved to the satisfaction of the Court that you have or have had since the date of the order against you sufficient means and ability to pay the sum in respect of which you have made default and have refused or neglected (or refuse or neglect) to pay it or it has been proved to the satisfaction of the Court that you have neglected or refused to comply with an order for the delivery of goods detained without just cause after due notice and have not paid the value of the goods to the complainant).

It is adjudged that unless you pay into the Court immediately (or within _____ days or by the following instalments on the following days that is to say: (set out date and sums) the sum together with the sum of K _____ for costs of the summons (or summons and examination) you be committed to a corrective institution for the term of _____ (or until you have paid or satisfied the order and the sum ordered to be paid for costs, or until you are otherwise discharged by due course of law).

Dated _____ 19____.

By the Court.

District Courts

Ch. No. 40

SCHEDULE 2.—Continued

PAPUA NEW GUINEA.

District Courts Act.

Act, Sec. 193.

Form 65.

ORDER TO APPREHEND DEBTOR.

In the District Court at

To _____, a member of the Police Force.

Whereas the Court, on _____ 19____, ordered that A.B. should pay to C.D. the sum of K_____ and costs which by the order were fixed at the sum of K_____ (or the sum of K_____ for costs) and the sum(s) (or K_____ part of etc., as the case may be) are still wholly due or unpaid, and evidence has been given to the Court that (set out the specific offence, e.g., A.B. contracted the liability under false pretences or by means of fraud or breach of trust or A.B., has or has had since the date of the order against him, sufficient means and ability to pay the sum in respect of which he has made default and has refused or neglected (or refuses or neglects) to pay it or A.B. has refused or neglected to comply with an order for the delivery of goods detained without just cause after due notice and has not paid the value of the goods to the complainant).

These are therefore to command you to apprehend A.B. and to bring him before the Court immediately to be further dealt with according to law.

Dated _____ 19____.

By the Court.

PAPUA NEW GUINEA.

District Courts Act.

Act, Secs. 209, 210.

Form 66.

INFORMATION TO REQUIRE SURETY OF THE PEACE OR FOR GOOD BEHAVIOUR.

The information of C.D., of _____, laid on _____, 19____, before the undersigned, a Magistrate of a District Court, who says that A.B. of _____ on _____ 19____, at _____ declared and threatened (state the defendant's threats), and that C.D. is therefore afraid that A.B. will do him/her (or _____) some bodily injury (or commit a breach of the peace towards him/her (or _____) or burn (or injure) his/her house or procure some bodily injury to be done to him/her (or as the case may be) (or that A.B. is a person of evil fame and character, making his/her living by dishonest means or as the case may be); and C.D. therefore prays that A.B. may be required to find sureties to keep the peace towards him/her (or _____) (or to be of good behaviour).

And C.D. says that he/she does not lay this information from any malice or ill-will (in case of surety of the peace add but merely for the preservation of his/her life and person (and property) (or the life and person of _____) from injury).

Laid/Sworn before me the day and year first above-mentioned, at _____

Magistrate.

*Strike out whichever is inapplicable.

Ch. No. 40

District Courts

SCHEDULE 2.—*Continued*

PAPUA NEW GUINEA.

District Courts Act.

Act, Sec. 212.

Form 67.

WARRANT TO APPREHEND A PERSON REQUIRED TO GIVE SURETY OF THE PEACE OR FOR GOOD BEHAVIOUR.

In the District Court at

To the Officer-in-charge of Police at _____, and to all other members of the Police Force.

Whereas, on _____ 19____, an information was laid that A.B. (*as in the summons*), and a summons was then issued to A.B. commanding him/her to appear at _____ on _____ 19____, at _____ a.m./p.m. before the Court, to answer the information.

And whereas A.B. did not appear at the time and place appointed by the summons, and it has been proved on oath that the summons was duly served on A.B. a reasonable time before the time therein appointed for appearing to it.

And whereas oath has been made before the Court substantiating the matter of the information to its satisfaction.

These are therefore to command you immediately to apprehend A.B. and to bring him/her before the Court to answer the information and to find sufficient sureties to keep the peace, and especially towards C.D., (*or to be of good behaviour*) for such term as shall be directed.

Dated _____ 19____.

Magistrate.

PAPUA NEW GUINEA.

District Courts Act.

Act, Sec. 214.

Form 68.

RECOGNIZANCE OF THE PEACE OR FOR GOOD BEHAVIOUR.

Be it remembered that, on _____ 19____, A.B. of _____, and L.M. of _____ personally came before the undersigned, a Magistrate (*or Magistrates*) of a District Court, and severally acknowledged themselves to owe to the State the several sums following, that is to say, A.B. the sum of K _____, and L.M. the sum of K _____, to be made and levied of their several goods and chattels, lands, and tenements respectively to the use of the State if A.B. fails in the condition endorsed.

Taken and acknowledged before me/us the day and year first above-mentioned at _____

Magistrate (*or Magistrates*).

Condition.

The condition of the recognizance is such that, if A.B. shall keep the peace, and especially towards C.D., of _____ (*or be of good behaviour*) for the term of (six months) now next ensuing, then the recognizance to be void, or else to stand in full force and virtue.

District Courts

Ch. No. 40

SCHEDULE 2.—*Continued*

PAPUA NEW GUINEA.

District Courts Act.

Act, Sec. 215.

Form 69.

NOTICE OF RECOGNIZANCE OF THE PEACE OR FOR GOOD BEHAVIOUR TO BE GIVEN TO THE DEFENDANT AND HIS SURETIES.

Take notice that you, A.B., of _____ are bound in the sum of K _____, and you, L.M., and N.O., in the sum of K _____, that you, A.B., keep the peace, and especially towards C.D., of _____ (or he of good behaviour) for the term of _____ from _____ 19 _____; and unless you so keep the peace (or as the case may be) accordingly, the recognizance entered into by you, A.B., and L.M. and N.O., as your sureties, will immediately be enforced against you and them.

Dated _____ 19 _____

Magistrate.

PAPUA NEW GUINEA.

District Courts Act.

Act, Sec. 216.

Form 70.

WARRANT TO DISCHARGE A PERSON COMMITTED FOR WANT OF SURETIES OF THE PEACE OR FOR GOOD BEHAVIOUR.

To the Officer-in-charge of the Corrective Institution at _____

Whereas A.B., late of _____, has, before the undersigned, a Magistrate of a District Court, entered into his/her own recognizance and found sufficient sureties to keep the peace (as in the condition of the recognizance).

These are therefore to command you that if A.B., is now in your custody for that cause and for no other, you immediately suffer him/her to go at large.

Dated _____ 19 _____

Magistrate.

PAPUA NEW GUINEA.

District Courts Act.

Act, Secs. 220, 221.

Form 71.

NOTICE OF APPEAL.

In the District Court at _____

A.B., Informant (or Complainant)

C.D., Defendant.

To A.B., (or C.D.) of _____ and to E.F., the Clerk of the District Court.

I, the defendant (or informant or complainant), give notice that it is my intention to appeal against a conviction (or order or adjudication) made by the District Court, whereby the Court (set out the conviction, order, or adjudication).

And take notice that the grounds of such appeal are:—

Dated _____ 19 _____

(Signature of Appellant or his Lawyer.)

Ch. No. 40

District Courts

SCHEDULE 2.—Continued

PAPUA NEW GUINEA.

District Courts Act.

Act, Secs. 220, 222.

Form 72.

RECOGNIZANCE ON APPEAL.

Be it remembered that, on _____ 19____, A.B. of _____, and L.M. of _____, personally came before the undersigned, a Magistrate (*or Magistrates*) of a District Court, and severally acknowledged themselves to owe to the State the several sums following, that is to say, A.B. the sum of K _____, and L.M. the sum of K _____, to be made and levied of their several goods and chattels, lands, and tenements respectively to the use of the State if A.B. fails in the condition endorsed.

Taken and acknowledged before me/us the day _____ and year _____ first above-mentioned at _____

Magistrate (*or Magistrates*).

Condition.

The condition of the recognizance is such that whereas on _____ 19____, an information was laid (*or a complaint made*) by _____ of _____ against A.B. of _____

And whereas the information (*or complaint*) was heard by the District Court at _____ on _____ 19____, and the Court (*set out conviction, order, or adjudication*):

And whereas A.B. has given notice of his/her intention to appeal from the conviction (*or order or adjudication*) to the National Court.

If therefore A.B. shall duly prosecute without delay such appeal and abide the order of the National Court on the appeal, and pay such costs as may be awarded by the National Court, then the recognizance to be void, or else to stand in full force and virtue.

PAPUA NEW GUINEA.

District Courts Act.

Act, Sec. 226.

Form 73.

ENTRY OF APPEAL TO NATIONAL COURT.

To the Registrar of the National Court.

1. The name of the appellant is _____
2. The name of the respondent is _____
3. The cause or matter of the appeal is a conviction (*or order or adjudication*) of _____
4. I request that the appeal be set down for hearing before the National Court on _____ 19____

Dated _____ 19____

(*Signature of Appellant or his Lawyer.*)

Prepared for inclusion as at 1/1/1980.

District Courts

Ch. No. 40

SCHEDULE 2.—*Continued*

PAPUA NEW GUINEA.

District Courts Act.

Act, Sec. 237.

Form 74.

RECOGNIZANCE TO SECURE APPEARANCE TO ABIDE JUDGEMENT OF NATIONAL COURT ON AN APPEAL.

Be it remembered that, on 19 , A.B. of , and L.M. of , personally came before the undersigned, a Magistrate (*or* Magistrates) of a District Court, and severally acknowledged themselves to owe to the State the several sums following, that is to say, A.B. the sum of K , and L.M. the sum of K , to be made and levied of their several goods and chattels, lands, and tenements respectively to the use of the State if A.B. fails in the condition endorsed.

Taken and acknowledged before me/us the day and year first above-mentioned at

Magistrate (*or* Magistrates)

Condition.

The condition of the recognizance is such that whereas A.B., of , instituted an appeal to the National Court against a conviction made by the District Court at 19 , namely that

And whereas it was made to appear on oath to , a Magistrate of a District Court, that A.B., was about to leave the country: If therefore on the determination of the appeal A.B., shall appear to abide the judgment of the National Court, then the recognizance to be void, or else to stand in full force and virtue.

PAPUA NEW GUINEA.

District Courts Act.

Act, Sec. 272.

Form 75.

SUMMONS TO SHOW CAUSE WHY RECOGNIZANCE SHOULD NOT BE ENFORCED.

To of

Whereas, by a recognizance made on 19 , A.B., (*as in the recognizance*):

These are therefore to command you to appear before the District Court at 19 , at a.m./p.m., to show cause why an order should not be made adjudging the recognizance to be forfeited and for payment of the amount due under the recognizance.

Dated 19 .

Magistrate.

PROOF OF SERVICE (*to be endorsed on summons*).

I, of , make oath and say (*or* affirm) that I did on 19 , at , serve the within-named defendant with the within summons by delivering a copy of it to him personally, and at the same time showing him the original summons.

Sworn (*or* affirmed) before me at

19 .
Commissioner for Oaths.

Ch. No. 40

District Courts

SCHEDULE 2.—Continued

PAPUA NEW GUINEA.

District Courts Act.

Act, Sec. 272.

Form 76.

ORDER ADJUDGING A RECOGNIZANCE TO BE FORFEITED AND FOR PAYMENT OF THE AMOUNT DUE UNDER THE RECOGNIZANCE.

In the District Court at

Be it remembered that, on 19 , A.B., (and C.D., as in recognizance) (and, on 19 , it was certified that or as the case may be), and A.B. (and C.D.) was/were duly summoned to show cause why the recognizance should not be adjudged to be forfeited and for payment of the amount due under the recognizance and now at this day it is adjudged that the recognizance be forfeited and that A.B. (and C.D.) pay immediately (or on or before 19) the sum of K , the amount due under the recognizance.

Dated 19 .

By the Court.

PAPUA NEW GUINEA.

District Courts Act.

Act, Sec. 272.

Form 77.

WARRANT OF EXECUTION ON AN ORDER ADJUDGING A RECOGNIZANCE TO BE FORFEITED AND FOR PAYMENT OF THE AMOUNT DUE UNDER THE RECOGNIZANCE.

To the Officer-in-charge of Police at , and to all other members of the Police Force.

Whereas on 19 , the District Court at adjudged that A.B. (or C.D.) should pay immediately (or on or before 19) the sum of K , the amount due under the recognizance.

And whereas A.B. has not paid the sum of K

These are therefore to command you immediately to take the goods and chattels of and his/her family, except the wearing apparel and bedding and the tools and implements of his/her trade, the whole not exceeding in value the sum of K200.00, and, if within the space of days after taking them the sum stated at the foot of this warrant together with the reasonable costs and charges of taking and keeping the goods and chattels is not paid, that then you sell the goods and chattels and pay the money arising from the sale to the Clerk of the Court; and, if no goods and chattels can be found, that you so certify to me.

Dated 19 .

Magistrate.

Amount adjudged	K
Paid	_____
Remaining due	K
Cost of issuing this warrant	_____
Amount to be levied	K

District Courts

Ch. No. 40

SCHEDULE 2.—Continued

PAPUA NEW GUINEA.

District Courts Act.

Act, Sec. 278.

Form 78.

Reg., Sec. 45(1).

EXCLUSION ORDER UNDER THE VAGRANCY ACT.

In the District Court at

To

Whereas the Court is not satisfied that you have—

“(a) lawful means to support; or

“(b) sufficient lawful means of support,

the Court orders that—

1. You leave the—

“(a) Province; or

“(b) District; or

“(c) town of

within days unless before the expiration of that time you have obtained lawful employment in the area; and

2. You remain out of the—

“(a) Province; or

“(b) District; or

“(c) town of

for a period of ; and

3. (conditions, if any)

Dated 19

Magistrate.

*Strike out whichever is inapplicable.

**Complete whichever is applicable.

PAPUA NEW GUINEA.

District Courts Act.

Act, Sec. 278.

Form 79.

Reg., Sec. 45(2).

VARIATION OF EXCLUSION ORDER UNDER THE VAGRANCY ACT.

In the District Court at

To

Whereas the Court made an exclusion order concerning you dated 19 , and having considered the recommendations of the Court sitting at , and the reasons for its recommendations.

It is hereby ordered that the exclusion order be varied as follows :—

(state variation)

subject to the following conditions :—

(conditions, if any)

Dated 19

Magistrate.

SCHEDULE 3.

Act, Sec. 262.

Reg., Sec. 47.

FEES IN DISTRICT COURTS AND IN PROCEEDINGS BEFORE A MAGISTRATE.

Part I.—Preliminary Costs.

Civil Cases.

K

1. For every summons, including a copy but not service	1.60
Additional when the summons is prepared by the Clerk of a District Court	0.60
For every copy beyond one prepared by the Clerk of a District Court	0.60
2. For every order under Division IX.4 of the <i>District Court Act</i>	0.60
Additional when the order is prepared by the Clerk of a District Court	0.60
3. For service or attempted service on each defendant or other person to be served of a summons or order, if the distance from the Court House does not exceed 3km	6.00
If the place of service is beyond 3km from the Court House, for every additional kilometre for each defendant or other person served	0.60
For the service fee the process-server will, if necessary, pay two visits to the defendant's place of abode or business (according to the address supplied on the complainant's behalf) to effect service; if more than two visits are desired, then for each defendant or other person to be served a further fee of K4.00 and K0.60 for each additional kilometre beyond 3km from the Court House for each further visit must be paid.	
4. For every payment of money into Court before or at the hearing	0.60
5. For every notice of special defence lodged with the Clerk of a District Court	0.60
6. For every security for sum adjudged to be paid	1.60
Additional when the security is prepared by the Clerk of a District Court	1.20
7. For every certificate of judgment	3.00
8. For every warrant under the <i>Summary Ejection Act</i>	3.00
Additional when the warrant is prepared by the Clerk of a District Court	0.60
9. For executing or attempting to execute any warrant under the <i>Summary Ejection Act</i> if the distance to be travelled does not exceed 3km from the Court House	4.00
If beyond 3km for each additional kilometre	0.60

Criminal Cases.

10. For every summons for an offence punishable summarily, including copy of service	1.60
Additional when the summons is prepared by the Clerk of a District Court	0.60
For every copy beyond one prepared by the Clerk of a District Court, including service	0.60
11. For every warrant of apprehension for any offence punishable summarily, including execution of that warrant	1.60
Additional when the warrant is prepared by the Clerk of a District Court	0.60

Civil and Criminal Cases.

12. For every summons to witness in any case in which there is a summary jurisdiction, including a number of names	0.60
For every copy of the summons prepared by the Clerk of a District Court	0.60

SCHEDULE 3.—Continued

- | | | |
|-----|--|------|
| 13. | For service or attempted service of the summons, if required to be served by a member of the Police Force, on each witness, if the distance from the Court House does not exceed 3km | 6.00 |
| | If the place of service is beyond 3km from the Court House, for every additional kilometre for each witness to be served | 0.60 |
| | For this service the process-server will, if necessary, pay two visits to the witnesses' place of abode or business to effect service, if more than two visits are desired, then for each witness to be served a further fee of K6.00 and K0.60 for each additional kilometre beyond 3km from the Court House for each further visit must be paid. | |
| 14. | For every certified copy of an extract from the Register of a District Court | 1.20 |

Part II.—Costs and Charges of Execution.

Civil Cases.

- | | | |
|----|---|------|
| 1. | For every warrant of execution | 1.60 |
| | Additional when such warrant is prepared by the Clerk of a District Court | 0.60 |
| 2. | For executing or attempting to execute any such warrant, not including the expenses of removal, possession, or sale, if the distance does not exceed 3km from the Court House, for each defendant | 6.00 |
| | If the place of execution is beyond 3km, for each additional kilometre for each defendant | 0.60 |

Civil and Criminal Cases.

- | | | |
|----|---|-------|
| 3. | For expenses of possession under a warrant of execution, not exceeding, per day | 6.00 |
| 4. | For expenses of removal (including storage) of goods, not exceeding | 30.00 |
| 5. | Expenses of sale, for every K8.00 or part of K8.00 of the price realised | 0.40 |

Costs of Commitment.

- | | | |
|----|--|------|
| 1. | For warrant of commitment under Division IX.5 of the <i>District Courts Act</i> , but for no other warrant of commitment. | 3.00 |
| | Additional when the warrant is prepared by the Clerk of a District Court | 0.60 |
| 2. | For executing or attempting to execute the warrant, if the distance to be travelled does not exceed 3km from the Court House | 6.00 |
| | If beyond 3km, for every additional kilometre | 0.60 |

(Replaced by No. 36 of 1981.)

SCHEDULE 4.

Act, Sec. 263.

Reg., Sec. 48.

LAWYER'S AND AGENT'S COSTS.

Maximum Costs and Charges Allowable on Taxation of:

Plaintiff's costs where amount recovered.

Defendant's costs where amount claimed.

	Does not exceed K500.	Exceeds K500 but does not exceed K2 000.	Exceeds K2 000 but does not exceed K4 000.	Exceeds K4 000 but does not exceed K6 000.	Exceeds K6 000 but does not exceed K8 000.	Exceeds K8 000 but does not exceed k10 000.
1. For drawing and copying information or complaint with the particulars Provided that where the particulars exceed 4 folios then in addition for each folio in excess of 4 folios certified by the Court as not being prolix the sum of K0.80 per folio.	K 17.00	K 21.0	K 26.00	K 34.00	K 42.00	K 55.00
2. For summonses	4.00	5.00	6.00	7.00	8.00	10.00
3. For defence or set-off with the particulars Provided that where the particulars exceed 4 folios then in addition for each folio in excess of 4 folios certified by the Court as not being prolix the sum of K0.80 per folio.	17.00	21.00	26.00	34.00	42.00	55.00
4. For any application to the Court not being an application for an adjournment	17.00	26.00	34.00	42.00	51.00	60.00
5. For any application for an adjournment where the Court at the time especially allows the adjournment	8.40	13.00	17.00	21.00	26.00	30.00
6. Fee for getting up case for trial	17.00	26.00	42.00	68.00	84.00	95.00
7. Fee for first day's attendance or part of first day's attendance in Court and for each subsequent day two-thirds of—	26.00	51.00	84.00	126.00	168.00	200.00
8. For preparing any warrant or order not otherwise included	4.00	5.00	6.00	7.00	8.00	9.00
9. Costs to be endorsed on any writ of execution exclusive of Court or other fees	9.00	9.00	9.00	13.00	17.00	21.00
10. For a necessary or proper consent, admission (not being an admission of service), notice or memorandum not otherwise provided for, including all attendances and copies	4.00	4.00	8.00	8.00	8.00	10.00
11. In undefended default summonses under Section 156 of the Act if a legal practitioner is employed the maximum professional costs allowable shall be	17.00	26.00	34.00	42.00	51.00	65.00
12. In proceedings under the <i>Summary Ejectment Act</i> , the maximum fees and charges allowable shall be:—						
For drawing and copying complaint with particulars						17.00
For summonses						6.00
For getting up case for trial						34.00
For first day's attendance or part of first day's attendance in Court and for each subsequent day two-thirds of—						100.00

SCHEDULE 4.—Continued.

Lawyer's and Agent's Costs.—Continued.

13. In addition to the above scales of fees and charges, money properly paid out of pocket and the expenses of witnesses shall be allowed.

14. Where a lawyer or agent attends in Court at a place other than at which he carries on his practice, an allowance over and above the amounts provided in these scales may be made for the actual cost of his conveyance to and from the place where he attends in Court, plus an allowance not exceeding K84.00 for every day he is necessarily absent from his place of practice.

Where the lawyer or agent attends in Court on more than one matter at the same Sittings of the Court the costs of conveyance and allowance shall be rateably divided.

15. The fees for lawyers and agents allowable in respect of proceedings on an information for an offence are limited to the amounts specified on the highest scale of Items 1 to 11.

(Replaced by No. 36 of 1981.)

SCHEDULE 5.

Act, Sec. 264.

Reg., Sec. 49.

WITNESSES' EXPENSES.

(In respect of the attendance of witnesses in all proceedings whether commenced by complaint for a civil remedy or an information for an offence.)

For Travelling.

1. To every witness who may travel by ship, air or vehicle, the amount actually and properly paid for fares both in going to and returning from the Court at which he may be required to attend.

K

2. Where a witness drives a private vehicle, payment for each kilometre necessarily travelled, a sum not exceeding per kilometre

0.25

For Attendance.

3. Witnesses' expenses (including attendance of plaintiff and defendant) a sum representing the amount of salary, wages or income actually lost, and accommodation expenses, but not to exceed per day

85.00

(Replaced by No. 36 of 1981.)

SCHEDULE 6.

MISCELLANEOUS FEES.

Civil and Criminal Cases.

1. For every copy of any complaint, information, summons, warrant, or deposition obtained after any hearing or examination, and not exceeding one common law folio, not otherwise provided for, prepared by the Clerk of a District Court

K

2. For every folio or part of a folio beyond the first folio

0.60

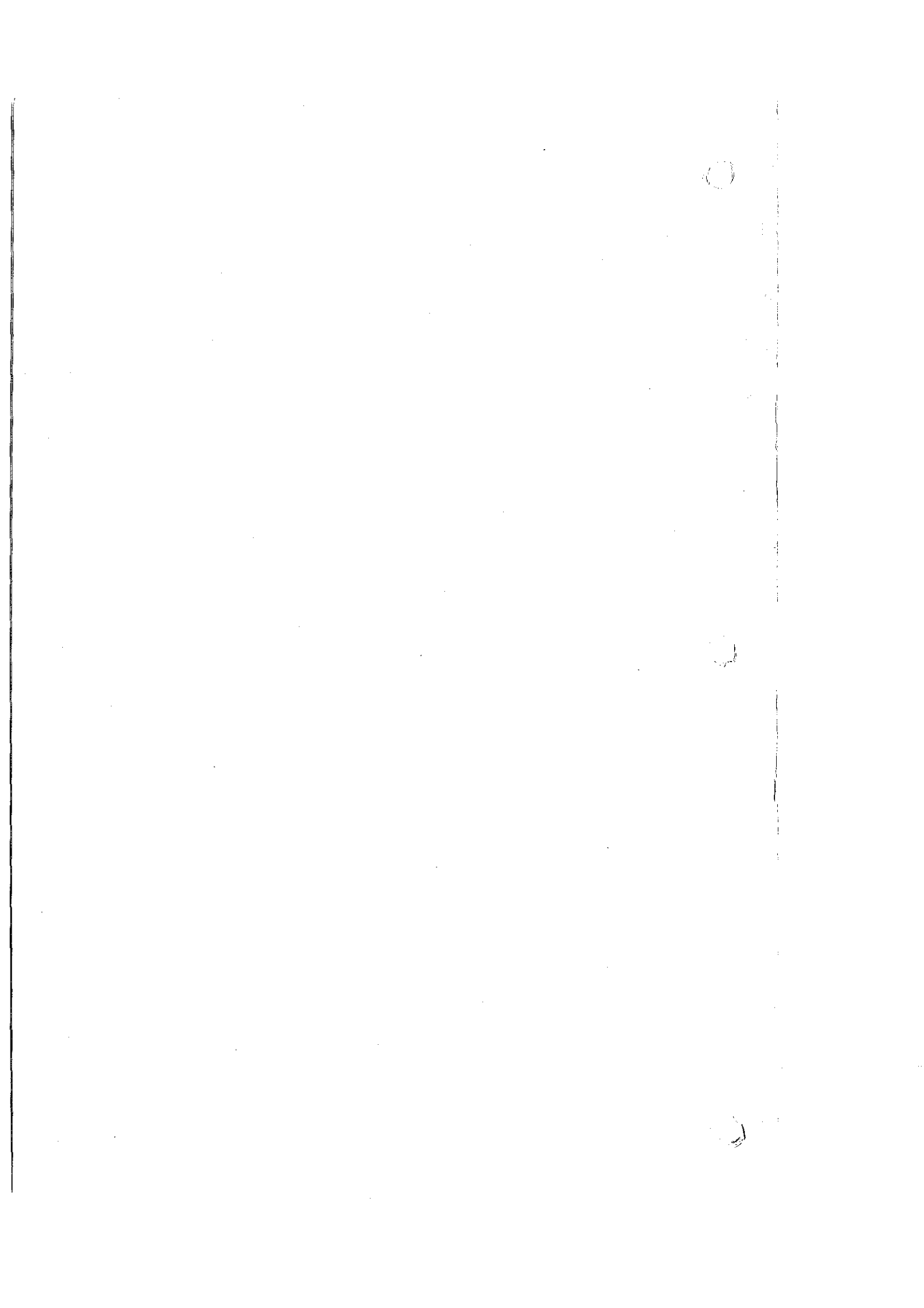
3. For every recognizance to keep the peace

1.60

4. For every certified copy of an order or conviction

1.60

(Replaced by No. 36 of 1981.)



INDEPENDENT STATE OF PAPUA NEW GUINEA.

CHAPTER NO. 40.

District Courts.

SUBSIDIARY LEGISLATION.

1. Act, Section 14—Establishment of District Courts.

Bougainville District Court
Central District Court
Eastern Highlands District Court
Enga District Court
Gulf District Court
Madang District Court
Manus District Court
Milne Bay District Court
Morobe District Court
National Capital District Court
New Britain District Court
New Ireland District Court
Northern District Court
Sepik District Court
Southern Highlands District Court
Western Highlands District Court

2. Act, Section 17—Places for holding Court.

Bougainville Province.

Buin, Court Room
Hutjena, Sub-District Office
Hutjena, Tsunono Club
Kieta, Kieta Local Government Council Chambers
Kunua, Patrol Post Office
Nissan, Base Camp Office
Panguna, Court House
Tinputz, Patrol Post Office
Wakunai, Recreation Club Room

Central Province.

Bereina, Court House
Guari, Patrol Post Office
Kupiano, Subdistrict Office
Kwikila, Court House
Magarida, Patrol Post Office
Port Moresby, District Court House
Port Moresby, District Court Room, Library Institute Building
Port Moresby, Subdistrict Office
Tapini, Court House
Woitape, Patrol Post Office

Chimbu Province.

Agugu
Angagoi
Anganere
Awagle
Awia
Barangi, Rest House
Beroma
Bi
Bogo
Bomkane
Bonaggugl
Buli
Bunamugl
Dege
Denge
Deri
Dibinyaundo
Dirima
Diriwamugl
Du
Dukpak
Dulai
Dumun
Eigun
Elmogale
Emimau
Gaima, Rest House

Gakugl
Gamar
Gembogl, Court House
Genabona, Rest House
Gere
Gerema
Giriu
Goglme
Gogme
Gogo
Gomgale, Aid Post
Gomia
Gondomakane
Goro
Goromaugo
Goruma
Gumine, Court House
Guo
Guruagl
Guruma
Gurumugl
Hinagl, Rest House
Iabakogl
Inkolai, School House
Ipaku
Iuage
Kagai
Kagma
Kaliungu
Kaluweri
Kamataru
Kamtai, Court House
Kanmugl
Karawiri
Karando
Kariglmari
Karimui, Court House
Kautambandi
Kawa
Kebai

Kel
Kendine
Kerowagi, Council Chambers
Keu, Rest House
Kewamgl, School House
Kiari
Kilau, Government Office, Base Camp
Koglai
Konbi
Kondan
Korokoa
Kororume
Ku
Kua
Kunabau
Kundiawa, Court House
Kup, Court House
Kurumugl
Laiya
Lende
Lutano
Mai
Mainake
Mandime
Mani-piau
Masul
Mata
Membimangi
Mindima
Mogiagi
Mogl
Mogoma
Mondadurugl
Moroma
Moromaule
Movi
Muasigu
Mul
Munuma
Muru, School House

Nambaiyufa, Council House
Neregaima
Niglguma
Nogar
Nomane
Nondri
Oldale
Olui
Omdara
Omkolai
Onima
Papnigl
Pari
Pila
Pimuri
Pompomeri
Sigima, Government Office, Base Camp
Sipagul
Sua
Tagla
Terobona School House
Ubanidiawa
Waisime
Wandi
Wangai, School House
Wara Nomans
Waura
Womai
Womantne
Wunuma
Yandime
Yani
Yobai
Yowai
Yombai

Eastern Highlands Province.

Agotu, Rest House
Arau, Administrative Centre
Asempa, Rest House

Goroka, Court House
Henganofi, Court House
Henegarua, Rest House
Ivingoi, Rest House
Kainantu, Court House
Kapugumarigi, Primary "T" School
Kemi, Rest House
Koko, Primary "T" School
Kuru, Rest House
Kwonggi, Primary "T" School
Lufa, Court House
Lufa, Patrol Post Office
Nupuru, Rest House
Okapa, Court House
Sigerehe, Court House
Sigoiya, Court House
Tarabo, Rest House
Tunakau, Rest House
Ubaigubi, Rest House
Wonenara, Subdistrict Office
Yaveyufa, Court House
Yonki, Rest House

East New Britain Province.

Kokopo, Court House
Pomio, Subdistrict Office
Rabaul, Court House

East Sepik Province.

Ama, Patrol Post Office
Amboin, Patrol Post Office
Ambunti, Court House
Angoram, Court House
Dreikikir, Patrol Post Office
Indingai Village, Rest House
Kanganam Village, Rest House
Kubalia, Base Camp Office
Kubkaim Village, Rest House
Maprik, Court House
Pagwi, Patrol Post Office
Torembe Village, Rest House

District Courts

Ch. No. 40

Wewak, Court House
Wosera, Patrol Post Office
Yangoru, Patrol Post Office

Enga Province.

Aipanda, Rest House
Amunam, Rest House
Aruguli, Rest House
Biak, Rest House
Birip, Rest House
Epamauwanda, Rest House
Imi, Rest House
Irelya, Rest House
Iules, Rest House
Kabumanda, Rest House
Kaiap, Rest House
Kaiematok, Rest House
Kaipules, Rest House
Kaiyamanda, Rest House
Kaiyamar, Rest House
Kandep, Local Government Council Chambers
Kandep, Subdistrict Office
Kasi, Rest House
Keman, Rest House
Kiogai, Rest House
Kiwi, Rest House
Kompam, Local Government Council Chamber
Kompam, Subdistrict Office
Kubalis, Rest House
Kuruara, Rest House
Labeam, Rest House
Lagulam, Rest House
Lagui, Rest House
Laiagam, Court House
Laiagam, Local Government Council Chambers
Lailam, Rest House
Leginas, Rest House
Lembem, Rest House
Lenki, Rest House
Londol, Rest House

Lukirap, Rest House
Lum, Rest House
Lutisau, Rest House
Makap, Rest House
Manuare, Rest House
Monokam, Rest House
Nandi, Rest House
Nelyaku, Rest House
Paimanda, Rest House
Paipi, Rest House
Par, Rest House
Paselakus, Rest House
Piripiri, Rest House
Pomanda, Rest House
Porgera, Local Government Council Chambers
Porgera, Subdistrict Office
Pumaeon, Rest House
Rakamanda, Rest House
Sakalis, Rest House
Samoremanda, Rest House
Sangurap, Rest House
Sari, Rest House
Sauanda, Rest House
Sikiro, Rest House
Silim, Rest House
Sopas, Rest House
Tambitanis, Rest House
Teremanda, Rest House
Tiakamanda, Rest House
Tialipos, Rest House
Tongori, Rest House
Tore, Rest House
Wabag, Court House
Wabag, Government Office Complex
Wabag, Local Government Council Chambers
Waimuremanda, Rest House
Waipakan, Rest House
Wapenamanda, Court House
Wapenamanda, Local Government Council Chambers
Wapenamanda, Subdistrict Office

Warealam, Rest House
Warubore, Rest House
Wei, Rest House
Winikos, Rest House
Woilep, Rest House
Yagos, Base Camp
Yamanda, Rest House
Yampu, Rest House
Yangews, Rest House
Yokomanda, Rest House

Gulf Province.

Baimuru, Court House
Ihu, Patrol Post Office
Kaintiba, Patrol Post Office
Kerema, Court House
Kikori, Subdistrict Office
Malalaua

Madang Province.

Aiome, Court Room
Annanberg, Rest House
Bogia, Court Room
Bundi, Administration Club House
Dumpu, Rest House
Josephstaal, Rest House
Karkar, Patrol Post Office
Madang, Court House
Saidor, Court Room
Simbai, Court Room
Usino, Patrol Post Office

Manus Province.

Baluan, School Building
Bipi Island, Rest House
Bundrahe, Rest House
Lorengau, Court House
Luf, Meeting House
M'Bunai, Rest House
Mokera, Rest House
Pihun, Rest House
Soland, Rest House

Milne Bay Province.

Agaun, Daga Local Government Council Chambers
Alotau, Subdistrict Office
Baniara, Base Camp Office
Bolubolu, Patrol Post Office
Bwagaoia, Subdistrict Office
Esa'ala, Court House
Garuai, Local Government Council Chambers
Giwa, Rest House
Guasopa, Murua Local Government Council Chambers
Jinjo, Rest House
Kaduwaga, Rest House
Kaibola, Rest House
Lalela, Rest House
Losuia, Subdistrict Office
Mapamoiwa, Rest House
Motorina, Primary 'T' School
Mukawa, Cape Vogel Local Government Council Chambers
Omarakana, Rest House
Panaeati, Primary 'T' School
Rabaraba, Subdistrict Office
Rabe, Local Government Council Chambers
Samarai, Court Room, District Office
Sehulea, Patrol Post Office
Sinaketa, Rest House
Suau, Patrol Post Office
Tagula, Patrol Post Office
Wedau, Women's Club House
Vakuta, Rest House

Morobe Province.

Aseki, Patrol Post Office
Boana, Base Camp
Finschhafen, Court House
Garaina, Base Camp
Kabwum, Patrol Post Office
Kaiapit, Subdistrict Office
Kalasa, Base Camp
Kalolo, Patrol Post Office
Lae, Masonic Hall

District Courts

Ch. No. 40

Menyanya, Subdistrict Office
Morobe, Patrol Post Office
Mumeng, Subdistrict Office
Pindiu, Patrol Post Office
Sialum, Patrol Post Office
Siassi, Patrol Post Office
Wantoat, Patrol Post Office
Wau, Court House

National Capital District.

Ela Beach, Court House

New Ireland Province.

Kavieng, Court House
Konos, Patrol Post Office
Namatanai, Subdistrict Office
Taskul, Patrol Post Office

Northern Province.

Afore, Base Camp
Higaturu, Local Government Council Chambers
Ioma, Patrol Post
Kokoda, Subdistrict Office
Oro Bay, Local Government Council Chambers
Popondetta, Court House
Tufi, Subdistrict Office

Southern Highlands Province.

Adzugari, Community Centre
Alamanda, Rest House
Apenda, Community Centre
Ariaka, Rest House
Aro, Rest House
Aru, Mission Station
Askam, Rest House
Augu, Rest House
Auwi, Community School
Baguale, Rest House
Barutage, Rest House
Batri, Base Camp
Bela Community Centre
Betege, Rest House

Buli, Rest House
Damayu, Rest House
Det, Community School
Det, Rest House
Det, Singing ground
Dilini, Mission Station
Du'ubari, Rest House
Ebil, Rest House
Ebinja Community School
Ebinja, Rest House
Egele, Rest House
Egele, School
Egenda, Rest House
Embi, Rest House
Enjua, Community Centre
Enjua, Rest House
Erave, Patrol Post Office
Erave Station
Ereba, Community Centre
Erebo, Rest House
Erierda, Rest House
Farata, Singing Ground
Fugwa School
Gesega, Rest House
Gobe, Rest House
Gwala School
Gwali (Lavani), Rest House
Hagini, Community School
Hangapo, Community Centre
Harabiyu, Rest House
Haralinja, Rest House
Hareke, Rest House
Hauwinda, Community School
Hebaya, Rest House
Hedamali School
Hegeso, Rest House
Henep, Rest House
Hidinidia, Rest House
Hiwanda, Community Centre
Homaria, Rest House

Horale, Rest House
Hugenoma, Community Centre
Humburu, Rest House
Iagwabi, Rest House
Ialibu Station, Court House and Subdistrict Office
Ialibu, Rest House
Ialuba, Rest House
Iaro, Rest House
Idawi, Rest House
Imilhoma, Primary School
Ingin, Rest House
Injip, Rest House
Iombi
Iohoma, Rest House
Irikai, Rest House
Isareke, Rest House
Kabenddaka, Rest House
Kafa, Rest House
Kagua, Subdistrict Office
Kagua Station
Kagoma, Rest House
Kagwena, Rest House
Kaibu, Rest House
Kaibutage, Rest House
Kakaran High School
Kakaran, Rest House
Kalue, Rest House
Kandobo, Rest House
Kanglu, Assian Pacific Christian Mission
Kar, Community School
Kar, Rest House
Kar, Singing Ground
Karanda, Base Camp
Karmela, Rest House
Kelabo, Rest House
Keme, Rest House
Kerabi, Base Camp
Kereniba, Rest House
Kesu, Rest House
Kesu, Singing Ground

Kisenapoi
Komea, Rest House
Kombela, Rest House
Komo, Patrol Post Office
Komo Station
Kongu, Rest House
Koroba, Subdistrict Office
Koroba Station
Kware, Base Camp
Kubibi, Singing Ground
Kudiebi, School
Kugu Palu, S.D.A. Mission
Kuibini, Community Centre
Kum, Community School
Kum, Rest House
Kum, Singing Ground
Kuma, Community Centre
Kundugu, Rest House
Kunjulu, Rest House
Kunjulu, Singing Ground
Kuranda, Rest House
Kusa, Rest House
Kusa, Singing Ground
Kware, Rest House
Lake Kopiago Station
Lake Kopiago, Subdistrict Office
Lake Kutubu, Community School
Lake Kutubu, Old Patrol Post Office
Ledesa, Rest House
Loluapu, Rest House
Mabra, Rest House
Mabra, Singing Ground
Magara, Rest House
Malo, Singing Ground
Mamuane/Tempikeni, Rest House
Manada, Aid Post
Mano, Rest House
Margarima Station
Margarima, Local Government Council Chambers
Maria, Rest House

District Courts

Ch. No. 40

Maronogo, Base Camp
Mato, Rest House
Mato, Singing Ground
Maubini, Rest House
Mele, Rest House
Mendi, Court House
Mendi, District Office
Mendo, Base Camp
Merep, Rest House
Mibiaka, Rest House
Mondanda, Rest House
Mont, Singing Ground
Moria, Rest House
Moro, Rest House
Muli, Base Camp
Munhiu, Subdistrict Office
Munima, Rest House
Nenja, Rest House
Nipa, Subdistrict Office
Nol, Primary School
Oil, Community Centre
Ombal, Rest House
Omdol, Community Centre
Orokana, Community School
Paboronga, Singing Ground
Pabulumu, Community Centre
Pabokonga, Rest House
Paijaka, Community Centre
Panduaga, Community School
Panduaga, Rest House
Pangia, Court House
Pangia, Patrol Post Office
Para, Community Centre
Para, Aid Post
Piambil
Piangongwa, Rest House
Pimaga, Government Station
Pingirip, Primary School
Pinj, Community Centre
Poi, Community Centre

Poia, Community Centre
Poia, Rest House
Poisera, Rest House
Pologo, Community Centre
Pombal, Rest House
Pombal, Singing Ground
Poreio, Rest House
Pori School
Poroma, Patrol Post Office
Poroma, Rest House
Poroma, Singing Ground
Poroma, Subdistrict Office
Puijero, Community Centre
Pulim, Rest House
Pumbrel, Rest House
Pumbure, Singing Ground
Pupi, Rest House
Pureni School
Pwiena, Rest House
Sambala, Rest House
Samberigi, Base Camp
Sebiba, Rest House
Semin, Community School
Semin, Rest House
Sesenda, Rest House
Shumbu, Rest House
Sisibia, Rest House
Sogai, Rest House
Soi, Community Centre
Soi, Community School
Soi, Rest House
Songura, Community School
Songura, Rest House
Sorotage, Rest House
Suma, Rest House
Sumbura, Base Camp
Sumi, Base Camp
Tabadiamabu, Rest House
Tabala, Rest House
Tadai School

Tagu, Rest House
Taguru, Rest House
Tambide, Rest House
Tamide, Rest House
Tammadigi, Rest House
Tangi, Community Centre
Tangimabur, Rest House
Tanuga, Community School
Tari, Court House
Tari, Subdistrict Office
Tegibo, Rest House
Tiba, Rest House
Tienge, National Works Authority Camp
Tienge, Rest House
Timbari, Rest House
Tindom, Rest House
Tindom, Singing Ground
Tindua, Community Centre
Tiri, Base Camp
Tiri
Tiribi, Base Camp
Tiunte, Aid Post
Tiunte, Community School
Tobua, Rest House
Toirawo, Singing Ground
Toiwaro Community School
Tuguri, Rest House
Tumbite, Rest House
Tunda, Community Centre
Twalomanda, Base Camp
Uba, Rest House
Ubogo, Rest House
Ubrit, Singing Ground
Ugu, Rest House
Ulal, Rest House
Umbrist, Rest House
Undiapu, Rest House
Ungubi, Community School
Ungubi, Rest House
Urída, Rest House

Urida, Singing Ground
Usa, Base Camp
Utubia, Rest House
Utubia, Community School
Wabia, Community Centre
Wabulaka, Singing Ground
Wagara, Rest House
Waluboi, Rest House
Wanakibi (Hewa), Base Camp
Wanga, Rest House
Wanga, Singing Ground
Wangiabugi, Base Camp
Wapon, Singing Ground
Warumesa, Singing Ground
Waranda, Singing Ground
Warakumun, Rest House
Wasami, Rest House
Wembu, Rest House
Woiya, Rest House
Yagifu, Rest House
Yamasi, Rest House
Yandale, Catholic Mission
Yaru, Rest House
Yetamali, Rest House
Yogobo, Rest House
Yorogobayu, Rest House

Western Highlands Province.

Aberagerema, Rest House
Ali, Rest House
Alkena, Aid Post
Alimp, Aid Post
Amare, Rest House
Ambuga, Community School
Ambulua, Rest House
Angalimp, Base Camp Office
Angalimp, Patrol Post
Arufi, Rest House
Atkamba, Rest House
Au, Rest House

District Courts

Ch. No. 40

Aviamp, Rest House
Awaba, Rest House
Baiyer River, Patrol Post Office
Baiyer-Lumusa, Local Government Council Chambers
Balimo, Subdistrict Office
Balk, Rest House
Bamu, Patrol Post
Banz, Divisional Office
Banz, Provincial Affairs Headquarters
Banz, Rest House
Behanai, Rest House
Boboa, Rest House
Bokapai, Community School
Bonga, Rest House
Boset, Rest House
Boze, Patrol Post Office
Brunae, Rest House
Bubugile, Rest House
Bubuji, Rest House
Bubulsunga, Rest House
Buji, Rest House
Bukapena, Local Government Council Chambers
Buli, Rest House
Dalapana, Rest House
Daru, Court House
Debepare, Rest House
Dei, Local Government Council Chambers
Demoisi, Rest House
Domil, Aid Post
Gamo, Rest House
Gia, Community School
Ginjiji, Rest House
Giwaretore, Rest House
Golke, Community School
Goroka, Rest House
Gwibaku, Rest House
Horinabi, Rest House
Ipsia, Rest House
Kagamuga, Aid Post
Kaip, Community School

Kalanga Plantation
Kaleta, Rest House
Kamaga, Patrol Post
Kandep, Patrol Post Office
Kandiambiamp, Aid Post
Karap, Community School
Kauwi, Rest House
Kavil, Community School
Kawatangwa, Rest House
Kejibam, Aid Post
Kelua, No. 2 School House
Kelua, Community School
Kenewa, Rest House
Keragamp, Rest House
Kerepia Mission
Kerowil Wahgi, Local Government Council Chambers
Kiliga, Rest House
Kimil, Rest House
Kindeng, Community Centre
Kindeng, Community School
Kingla, Rest House
Kinjibi, Aid Post
Kiunga, Subdistrict Office
Kodoro Primary School
Koglamp, School House
Koibuga Mission
Koibuga, Rest House
Koinambi Mission
Kompiam, Court House
Komapan, Rest House
Kompiai, Rest House
Kondapina, Community School
Koriom, Rest House
Kosap, Rest House
Kotna, Dei Local Government Council Chambers
Kudjip
Kugmare, Rest House
Kugmil, Rest House
Kuguma, Rest House
Kuk, Rest House

Kumdi, Rest House
Kwima, Aid Post
Kwip, Rest House
Kwipbaut, Rest House
Laiagam, Court House
Laiagam, Rest House
Lake Kopiago, Subdistrict Office
Lake Murray, Patrol Post Office
Laparamp, Rest House
Lumis, Patrol Post
Maegmol, Rest House
Magamil Plantation
Malda, Aid Post
Maltag, Aid Post
Manduas, Rest House
Matkomrae, Rest House
Mengete, Rest House
Milep, Community School
Minj, Court House
Minjigina Tea Estate
Mogini, Rest House
Mondomil, Community School
Mount Hagen, Court Room
Mount Hagen, Local Government Council Chambers, Section 5
Mount Hagen, Section 20, Allotment 5
Morehead, Subdistrict Office
Mug Mission
Muglamp, Subdistrict Office
Nambakora, Rest House
Nebilyer, Base Camp Office
Nebilyer, Patrol Post
Nengil, Rest House
Ningerum, Patrol Post Office
Nomad, Subdistrict Office
Nondugl, Patrol Post
Nunga, Community School
Ogelbeng Mission
Oglbang Mission House
Olna, Aid Post
Olsobip, Patrol Post Office

Oriomo, Primary School
Paiagona, Rest House
Pakalis, Rest House
Piltangi, Rest House
Porgera, Patrol Post Office
Purupais, Rest House
Rogamp, Community School
Rugli, Community School
Rulna Mission
Rumginae, Rest House
Severimabu Primary School
Sinsibai, Rest House
Sisiame, Rest House
Tabibuga, Patrol Post Office
Tambul, Patrol Post Office
Tarakbita, Rest House
Tega, Community School
Tigi Plantation
Timbunki, Rest House
Togoba
Togbane, Community School
Tomba
Tombil, Vocational Centre
Tondomon, Rest House
Tsendiap, Aid Post
Tsenga, Aid Post
Tsingoropo, Community School
Tsigmil, Rest House
Tswenkai, Rest House
Tuman, School House
Tureture, Primary School
Ugamil, Rest House
Ulya, Aid Post
Upiara, Rest House
Wabag, Court House
Waim, Aid Post
Wando, Rest House
Wapenamanda, Court House
Ware, Rest House
Wasua, Rest House

Weam, Patrol Post Office
Wipim, Primary School
Wurup, Aid Post
Yan, Rest House

West New Britain Province.

Cape Gloucester, Patrol Post Office
Ewasse, Patrol Post Office
Gasmata, Patrol Post Office
Hoskins, Subdistrict Office
Kandrian, Subdistrict Office
Kimbe, District Headquarters Office
Nigi Lani, Patrol Post Office
Talasea, Subdistrict Office

West Sepik Province.

Aitape, Subdistrict Office
Amanab, Court House
Ambunti, Subdistrict Office
Green River, Patrol Post Office
Imonda, Patrol Post Office
Lumi, Subdistrict Office
Nuku, Patrol Post Office
Oksapmin, Patrol Post Office
Pagei, Patrol Post Office
Sissano, Patrol Post Office
Telefomin, Subdistrict Office
Vanimo, Local Government Council Chambers
Vanimo, Court House
Wutung, Patrol Post Office

Places for holding court—not for any particular district or province.

Bulolo, Court House
Fulleborn, Assembly Hall
Lae, Huon Gulf Road, Court House
Pililo, Rest House
Port Moresby, building on Section 17, Lot 2, Boroko
Port Moresby, place formerly known as the Supreme Court Building
Port Moresby, Arts Theatre, Douglas Street

Rabaul, building on Section 41, Lot 7

Rabaul, known as Pioneers Hall, in St. Georges Avenue

Waigani, Moot Court at the Administrative College

Wosera, Court House at Patrol Post

INDEPENDENT STATE OF PAPUA NEW GUINEA.

CHAPTER NO. 40.

District Courts.

APPENDIX 1.

SOURCE OF THE DISTRICT COURTS ACT.

Part A.—Previous Legislation.

District Courts Act 1963 (No. 19 of 1964)
as amended by—
District Courts Act 1964 (No. 35 of 1964)
District Courts Act 1965 (No. 5 of 1965)
District Courts (Service of Summonses) Act 1969 (No. 19 of 1969)
District Courts (Exhibits) Act 1969 (No. 44 of 1969)
District Courts (Service of Summons) Act 1970 (No. 60 of 1970)
Statute Law Revision (Metric Conversion) Act 1974 (No. 49 of 1974)
District Courts (Legal Representation) Act 1975 (No. 1 of 1975)
Statute Law Revision (Independence) Act 1975 (No. 92 of 1975)
Statute Law Revision (Independence) (No. 2) Act 1975 (No. 111 of 1975)
District Courts (Commissioner for Oaths) Act 1978 (No. 4 of 1978)
District Courts (Committal Proceedings in Cases of Indictable Offences) Act 1980 (No. 31 of 1980)
District Courts (Hearing of Indictable Offences) Act 1980 (No. 32 of 1980)
District Courts (Limits of Civil Jurisdiction) Act 1980 (No. 33 of 1980)
District Courts (Traffic Infringement Summons) Act 1981 (No. 1 of 1981)
District Courts (Amendment) Act 1981 (No. 27 of 1981)
District Courts (Miscellaneous Provisions) Act 1981 (No. 31 of 1981)
District Courts (Amendment) Act 1983 (No. 34 of 1983)
District Courts (Community Work Orders) Act 1979 (No. 11 of 1979).

Part B.—Cross References.

Section, etc., in Revised Edition.	Previous Reference ¹ .	Section, etc., in Revised Edition.	Previous Reference ¹ .
1	5	5	13
1A	5A	6	14
1B	5B	7	15
1C	5C	8	16
2	6	9	17
3	10	10	18
4	11	11	19

¹Unless otherwise indicated, references are to the Act set out in Part A.

Part B.—Cross References—Continued.

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12	20	66	73
13	21	67	74
14	22	68	75
15	23	69	76
16	24	70	77
17	25	71	78
18	26	72	79
19	27	73	80
20	28	74	81
21	29	75	82
21A	29A	76	83
22	30	77	84
23	31	78	85
24	32	79	86
25	33	80	87
26	34	81	88
27	35	82	89
28	36	83	90
29	37	84	91
30	38	85	92
31	39	86	93
32	40	87	94
33	41	88	95
34	42	89	96
35	43	90	97
36	44	91	98
37	45	92	99
38	46	93	100
39	47	94	101
40	48	94A	101A
41	49	94B	101B
42	50	94C	101C
43	51	95	102
44	52	96	103
45	53	97	104
46	54	98	105
47	55	99 (Rep.)	106
48	56	100	107
49	57	101 (Rep.)	108
50	58	102	109
51	59	103	110
52	60	104	111
53	61	105	112
54	62	106	113
55	63	107	114
56	64	108	115
57	65	109	116
58	66	110	117
59	67	111	118
60	67A	112	119
61	68	113	120
61A	68A	114	121
62	69	115	122
63	70	116	123
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Part B.—Cross References—Continued.

Section, etc. in Revised Edition.	Previous Reference.	Section, etc., in Revised Edition.	Previous Reference.
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120 (Rep.)	127	173	179
121	127A	174	180
121A	127B	175	181
122	128	176	182
123	129	177	183
124	130	178	184
125	131	179	185
126	132	180	186
127	133	181	187
128	134	182	188
129	135	183	189
130	136	184	190
131	137	185	191
132	138	186	192
132A	138A	187	193
133	139	188	194
134	140	189	195
135	141	190	196
136	142	191	197
137	143	192	198
138	144	193	199
139	145	194	200
140	146	195	201
141	147	196	202
142	148	197	203
143	149	198	204
144	150	199	205
145	151	199A	205A
146	152	200	206
147	153	201	207
148	154	202	208
149	155	203	209
150	156	204	210
151	157	205	211
152	158	206	212
153	159	207	213
154	160	208	214
155	161	209	215
156	162	210	216
157	163	211	217
158	164	212	218
159	165	213	219
160	166	214	220
161	167	215	221
162	168	216	222
163	169	217	223
164	170	218	224
165	171	219	225
166	172	220	226
167	173	221	227
168	174	222	228
169	175	223	229
170	176	224	230
171	177	225	231

Part B.—Cross References—Continued.

Section, etc., in Revised Edition.	Previous Reference.	Section, etc., in Revised Edition.	Previous Reference.
226	232	252	259
227	233	253	260
228	234	254	261
229	235	255	262
230	236	256	263
231	237	257	264
232	238	258	265
233	239	259	266
234	240	260	267
235	241	261	268
236	242	262	269
237	243	263	270
238	244	264	271
239	245	265	272
240	246	266	273
241	247	267	274
242	248	268	275
243	249	269	276
244	250	270	277
245	251	271	278
246	252	272	279
247	254	273	280
248	255	274	281
249	256	275	282
250	257	276	283
251	258	277	284
		278	285

APPENDIX 2.

SOURCE OF THE DISTRICT COURTS REGULATION.

Part A.—Previous Legislation.

District Courts Regulations 1965 (Statutory Instrument No. 41 of 1965)

as amended by—

Statutory Instrument No. 18 of 1967

District Courts (Vagrancy) Regulation 1977 (Statutory Instrument No. 32 of 1977)

District Courts (Court Fees) Regulation 1981 (Statutory Instrument No. 36 of 1981).

Part B.—Cross References.

Section, etc., in Revised Edition.	Previous Reference. ¹	Section, etc., in Revised Edition.	Previous Reference. ¹
1	2	29	29
2	46	30	30
3	3	31	31
4	4	32	32
5	5	33	33
6	6	34	34
7	7	35	35
8	8	36	36
9	9	37	37,38
10	10	38	39
11	11	39	40
12	12	40	41
13	13	41	42
14	14	42	43
15	15	43	44
16	16	44	45
17	17	45	46A
18	18	46	47
19	19	47	48
20	20	48	49
21	21	49	50
22	22	Schedules—	
23	23	Schedule 1	—
24	24	Schedule 2	Schedule 1
25	25	Schedule 3	Schedule 2
26	26	Schedule 4	Schedule 3
27	27	Schedule 5	Schedule 4 (in part)
28	28	Schedule 6	Schedule 4 (in part)

¹Unless otherwise indicated, references are to the regulations set out in Part A.

