

Practice Direction No.4 of 1995

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Ex parte Applications for Injunctions

1. Reference is made to the rules contained in Order 22 of the Supreme Court Rules 1991.
2. In future if an application for an injunction is made ex parte (O.22 r.1 (4)) then the undertaking in damages required of an applicant **shall** be given by the applicant in writing and filed at the same time as the application for the injunction. Such an undertaking may be a separate document, or it may be incorporated into the Affidavit of the Applicant (if one is sworn by the Applicant, and if that is appropriate in the particular circumstances).
3. The undertaking to issue a Writ within a specified time (referred to in O.22 r.1(5)(b)) **may** be given in writing, in advance, by counsel for the Applicant placing such an undertaking at the foot of the Application for injunction, and signing it.

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NUKU'ALOFA, 14 September 1995.

(Nigel Hampton)
CHIEF JUSTICE