



THE
NEW ZEALAND GAZETTE
EXTRAORDINARY.

Published by Authority.

WELLINGTON, MONDAY, NOVEMBER 6, 1939.

The Courts Emergency Powers Regulations 1939 (No. 2).

GALWAY, Governor-General.

ORDER IN COUNCIL.

At the Government House at Wellington, this 4th day of
November, 1939.

Present :

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL.

PURSUANT to the Emergency Regulations Act, 1939, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, doth hereby make the following regulations.

REGULATIONS.

1. These regulations may be cited as the Courts Emergency Powers Regulations 1939 (No. 2).

2. (1) An application under the Courts Emergency Powers Regulations 1939 for leave to enforce a judgment or order by proceedings in the Magistrates' Court under the Imprisonment for Debt Limitation Act, 1908, may be made on the hearing of the judgment summons on notice to the effect of the form in the Schedule hereto, incorporated in or annexed to the judgment summons and served on the judgment debtor with the judgment summons.

(2) No order shall be made on the hearing of a judgment summons unless the Magistrate is satisfied either that a notice has been served in accordance with the provisions of the last preceding clause or that the judgment or order is one which may be enforced without leave under the regulations.

SCHEDULE.

NOTICE TO ACCOMPANY A JUDGMENT SUMMONS.

(Title as in Judgment Summons.)

UNDER the Courts Emergency Powers Regulations 1939 a person is not entitled, except with the leave of the Court, to proceed to the enforcement of a judgment or order to which the regulations apply, and if the Court is of opinion that the person liable to satisfy the judgment or order is unable immediately to do so by reason of circumstances directly or indirectly attributable to the present war, the Court may refuse leave to enforce the judgment or order or may give leave to enforce it subject to such restrictions and conditions as the Court thinks proper.

If you desire to take advantage of the protection afforded by the said regulations, and attend the hearing of the accompanying judgment summons, you will have an opportunity of showing cause why the discretion of the Court should be exercised in your favour.

To the judgment debtor.

C. A. JEFFERY,
Clerk of the Executive Council.