

SCHEDULE (Con.)

(1) Petty Sessions Districts	(2) Times of Holding Petty Sessions.		
	Day of the Month	Hour of Opening	
		For Juvenile Cases	For other Business
Co. TYRONE			
Donemanagh	3rd Friday	10.30 a.m.	11.00 a.m.
Dromore	1st Wednesday	10.45 a.m.	11.00 a.m.
Dungannon	{ 2nd & 4th Mondays	—	11.00 a.m.
	{ 2nd Monday	10.45 a.m.	—
Fintona	2nd Tuesday	10.45 a.m.	11.00 a.m.
Fivemiletown	2nd Wednesday	10.45 a.m.	11.00 a.m.
Gortin	3rd Wednesday	10.45 a.m.	11.00 a.m.
Moy	2nd Wednesday	10.45 a.m.	11.00 a.m.
Newtownstewart	3rd Thursday	10.45 a.m.	11.00 a.m.
Omagh	{ 1st & 3rd Mondays	—	11.00 a.m.
	{ 1st Monday	10.45 a.m.	—
*Pomeroy	4th Tuesday	10.45 a.m.	11.00 a.m.
Sixmilecross	1st Thursday	10.45 a.m.	11.00 a.m.
Stewartstown	1st Wednesday	10.45 a.m.	11.00 a.m.
Strabane	{ 2nd & 4th Thursdays	—	11.00 a.m.
	{ 2nd Thursday	10.45 a.m.	—
*Trillick	2nd Thursday	10.45 a.m.	11.00 a.m.

* These Courts are held in the months of January, March, May, July, September, and November, only.

† These Courts are held in the months of January, February, April, June, July, August, September, October and December, only.

Separation and Maintenance

RULES, DATED 28TH JUNE, 1946, MADE BY THE LORD CHIEF JUSTICE OF NORTHERN IRELAND UNDER SECTION 13 OF THE SUMMARY JURISDICTION (SEPARATION & MAINTENANCE) ACT (NORTHERN IRELAND), 1945 (Reprint 1946).

1946. No. 161

I, THE RIGHT HONOURABLE SIR JAMES ANDREWS, Baronet, Deputy Lieutenant, Lord Chief Justice of Northern Ireland in exercise of the powers conferred on me by Section 13 of the Summary Jurisdiction (Separation & Maintenance) Act (Northern Ireland), 1945 (Reprint 1946), (hereinafter referred to as "the Act"), and of all other powers in that behalf thereunto me enabling do hereby make the following Rules:—

1. The forms set out in the First Schedule to these Rules or forms to the like effect shall be used in proceedings in Courts of Summary Jurisdiction in Northern Ireland under the Act.

2. The form of Appeal prescribed by the Second Schedule to the Summary Jurisdiction and Criminal Justice Act (Northern Ireland), 1935, for use in respect of appeals to a Court of Quarter Sessions may be used in respect of appeals under the Act, notices of appeal may be given in Form No. 1 set out in the Second Schedule to these Rules, and orders made on appeal may be in Form No. 2 set out in the Second Schedule to these Rules.

3. The fees from time to time payable under the Summary Jurisdiction and Criminal Justice Act (Northern Ireland), 1935, shall be payable in respect of proceedings under the Act and the provisions of the Petty Sessions Clerk (Ireland) Act, 1858, as to fees shall apply to fees payable in respect of proceedings under the Act.

4. In all proceedings under the Act costs may be allowed in accordance with the scale of costs set out in the Third Schedule to these Rules, and such additional sum as the Resident Magistrate or County Court Judge considers reasonable, may be allowed to cover the expenses of witnesses including such sum as they may have lost by their attendance on the hearing.

5. The Interpretation Act, 1889, as applied to Northern Ireland by the Interpretation Act, 1921, shall apply for the purpose of the interpretation of these rules as it applies for the purpose of the interpretation of an Act of Parliament.

6. These Rules may be cited as the Summary Jurisdiction (Separation & Maintenance) Rules (Northern Ireland), 1946.

Given under my hand this 28th day of June, 1946.

James Andrews,
Lord Chief Justice of Northern Ireland.

SUMMARY JURISDICTION.

FIRST SCHEDULE.

FORM No. 1

THE SUMMARY JURISDICTION (SEPARATION AND MAINTENANCE) ACT
(NORTHERN IRELAND), 1945 (Reprint 1946).

SUMMONS ON COMPLAINT OF WIFE.
(under Section 1).

Complainant ;	} Petty Sessions District of
Defendant	

WHEREAS a complaint has been made to me by the above-named Complainant, being a married woman, for that you, being the husband of the said Complainant within six months last past at

*

This is therefore to command you to appear as a Defendant on the hearing of the said complaint at the Petty Sessions Court House, on the day of 19, at o'clock in the forenoon, before such Resident Magistrate as shall be there, to show cause why an Order or Orders should not be made upon you under the provisions of the above-mentioned Act.

Dated this day of 19

To the said Defendant.

Justice of the Peace for the said County.

NOTE : Attention is drawn to Section 10 of the Act which provides—

10. Any person for the time being under an obligation to make payments (including costs) under an Order made under this Act shall give notice to such persons (if any) as may be specified in the Order of every change of his address, and any person failing to give such notice without reasonable excuse shall in respect of each such failure be liable on summary conviction to a fine not exceeding two pounds.

* Here set out the appropriate ground of complaint specified in Section 1 (1).

SPECIMEN COUNTS UNDER SECTION 1 (1)

- (a) have been convicted summarily of an aggravated assault upon your wife within the meaning of Section 43 of the Offences Against the Person Act, 1861 ;
- (b) have been convicted upon indictment of an assault upon your wife and sentenced to pay a fine of more than £5 or to a term of imprisonment exceeding 2 months ;
- (c) while suffering from a venereal disease and knowing that you were so suffering insisted on having sexual intercourse with your wife ;
- (d) have compelled your wife to submit herself to prostitution ;
- (e) have been a habitual drunkard as defined by Section 3 of the Habitual Drunkards Act, 1879 ; or have habitually taken/used, except upon medical advice, a dangerous drug within the meaning of the Dangerous Drugs Acts (Northern Ireland), 1920, to 1932, to wit,—
- (f) have deserted your wife ;
- (g) have been guilty of persistent cruelty to your wife and/or to her children ;
- (h) have been guilty of wilful neglect to provide reasonable maintenance for your wife and/or her children under the age of 16 years whom you are legally liable to maintain ;
- (i) have been guilty of adultery.

FORM No. 2

THE SUMMARY JURISDICTION (SEPARATION AND MAINTENANCE) ACT
(NORTHERN IRELAND), 1945 (Reprint 1946).

SUMMONS ON COMPLAINT OF HUSBAND
(Under Section 2).

Complainant ; } Petty Sessions District of
Defendant. } County of.

WHEREAS a complaint has been made to me by the above-named Complainant, being a married man, for that you, being the wife of the said Complainant, within six months last past at

*

This is therefore to command you to appear as a Defendant on the hearing of the said complaint at the Petty Sessions Courthouse, on the day of 19, at o'clock in the forenoon, before such Resident Magistrate as shall be there, to show cause why an Order or Orders should not be made upon you under the provisions of the above-mentioned Act.

Dated this day of 19

To the said Defendant. Justice of the Peace for the said County.

NOTE : Attention is drawn to Section 10 of the Act which provides—

10. Any person for the time being under an obligation to make payments (including costs) under an Order made under this Act shall give notice to such persons (if any) as may be specified in the Order of every change of his address, and any person failing to give any such notice without reasonable excuse shall in respect of each such failure be liable on summary conviction to a fine not exceeding two pounds.

* Here set out the appropriate ground of complaint specified in Section 2.

SPECIMEN COUNTS UNDER SECTION 2

- (a) have been a habitual drunkard as defined by Section 3 of the Habitual Drunkards Act, 1879 ; or have habitually taken/used, except upon medical advice, a dangerous drug within the meaning of the Dangerous Drugs Acts, (Northern Ireland), 1920 to 1932, to wit,
- (b) have been guilty of persistent cruelty to your husband and/or his children ;
- (c) have been guilty of adultery.

FORM No. 3

THE SUMMARY JURISDICTION (SEPARATION AND MAINTENANCE) ACT
(NORTHERN IRELAND), 1945 (Reprint 1946).

ORDER ON COMPLAINT OF WIFE
(Under Section 3).

Complainant ; } Petty Sessions District of
Defendant. } County of

BEFORE the Court of Summary Jurisdiction sitting at aforesaid
on the day of 19.

WHEREAS a complaint has been made by the above-named Complainant, a Married Woman, for that the Defendant, being the husband of the Complainant, within six months last past at

(1)

And the Complainant has made application that an Order or Orders may be made upon the Defendant under the provisions of the above-mentioned Act.

It is Adjudged that the Court is satisfied of the truth of the following complaint(s)

(2)

(3) " And the Court is satisfied that the future safety of the Complainant is in peril."

AND IT IS ORDERED THAT the Complainant is no longer bound to cohabit with her husband, the Defendant. (4)

(5) AND IT IS ALSO ORDERED THAT the legal custody of—

..... born on and

..... born on and

..... born on and

..... born on

children of the marriage of the said parties, while under the age of 16 years, be given to the wife/husband and that the husband/wife shall, during the continuance of this part of this Order, have right of access to such children.

AND IT IS ALSO ORDERED THAT the said husband do pay to the wife personally/for the use of the wife to the Clerk of Petty Sessions for the said District/to on her behalf, for her maintenance, a weekly sum of (6) and in addition a weekly sum of for the maintenance of the said children committed to the custody of the wife, apportioned as follows :—

..... per week in respect of

..... per week in respect of

..... per week in respect of

..... per week in respect of

until the said children shall respectively attain the age of sixteen years the first of such weekly sums to be paid on the day of 19

AND IT IS FURTHER ORDERED that the Defendant while under an obligation to make payments (including costs) under this Order shall give to the Complainant/the Clerk of Petty Sessions for the said District, notice of any change of address.

AND IT IS FURTHER ORDERED that the Defendant do pay to the Complainant through the Clerk of Petty Sessions for the said District the sum of for the costs incurred in obtaining this Order.

Dated this day of 19

.....
Resident Magistrate.

NOTE : This Order will not be enforceable and no liability will accrue under the Order whilst the Complainant resides with the Defendant.

The Order will cease to have effect if for a period of three months after it is made the Complainant continues to reside with the Defendant.

- (1) Here set out the appropriate grounds of complaint as set out in summons.
- (2) Here set out the complaint(s) upon which the Court makes the Order.
- (3) When the complaint is one of assault insert.
- (4) This provision while in force will have the effect in all respects of a Decree of Judicial Separation on the ground of cruelty.
- (5) Delete if inapplicable.

FORM No. 4

THE SUMMARY JURISDICTION (SEPARATION AND MAINTENANCE) ACT
(NORTHERN IRELAND), 1945 (Reprint 1946).

ORDER ON COMPLAINT OF HUSBAND
(Under Section 3).

Complainant ; } Petty Sessions District of
Defendant. } County of

BEFORE the Court of Summary Jurisdiction sitting at
aforesaid on the day of 19

WHEREAS a complaint has been made by the above-named Complainant, a married man, for that the Defendant, being the wife of the Complainant, within six months last past at

(1)

And the Complainant has made application that an Order or Orders may be made upon the Defendant under the provisions of the above-mentioned Act.

It is adjudged that the Court is satisfied of the truth of the following complaint(s)
(2)

AND IT IS ORDERED THAT the Complainant is no longer bound to cohabit with his wife, the Defendant. (3)

(4) AND IT IS ALSO ORDERED THAT the legal custody of

..... born on and

..... born on and

..... born on and

..... born on

children of the marriage of the said parties, while under the age of 16 years, be given to the wife/husband and that the husband/wife shall, during the continuance of this part of this Order, have right of access to such children.

AND IT IS ALSO ORDERED THAT the said husband do pay to the wife personally/for the use of the wife to the Clerk of Petty Sessions for the said District/to on her behalf, for her maintenance, a weekly sum of (4) and in addition a weekly sum of for the maintenance of the said children committed to the custody of the wife, apportioned, as follows :—

- per week in respect of
- per week in respect of
- per week in respect of
- per week in respect of

until the said children shall respectively attain the age of sixteen years, the first of such weekly sums to be paid on the day of 19

AND IT IS FURTHER ORDERED THAT the Complainant while under an obligation to make payments (including costs) under this Order shall give to/the Defendant/the Clerk of Petty Sessions for the said District notice of any change of address.

AND IT IS FURTHER ORDERED THAT the Defendant/Complainant do pay to the Complainant/Defendant through the Clerk of Petty Sessions for the said District the sum of for the costs incurred in obtaining this Order.

Dated this day of 19

.....
Resident Magistrate.

NOTE : This Order will not be enforceable and no liability will accrue under the Order whilst the Defendant resides with the Complainant.

The Order will cease to have effect if for a period of three months after it is made the Defendant continues to reside with the Complainant.

- (1) Here set out the appropriate ground of complaint as set out in summons.
- (2) Here set out the complaint(s) upon which the Court makes the Order.
- (3) This provision while in force will have the effect in all respects of a Decree of Judicial Separation on the ground of cruelty.
- (4) Delete if inapplicable.

FORM NO. 5

THE SUMMARY JURISDICTION (SEPARATION AND MAINTENANCE) ACT
(NORTHERN IRELAND), 1945 (Reprint 1946).

INTERIM ORDER ON APPLICATION OF WIFE
(Under Section 4).

Complainant; } Petty Sessions District of
Defendant. } County of

BEFORE the Court of Summary Jurisdiction sitting at
aforesaid on the day of 19

WHEREAS a complaint has been made by the above-named Complainant, a married woman for that the above-named Defendant, being the husband of the Complainant, within six months last past at

(1)

And the Complainant has made application to the Court for an Order or Orders under the provisions of the above-mentioned Act.

The application is adjourned until the day of 19

AND IT IS ORDERED THAT the husband do pay, during the said period of adjournment and any further period of adjournment, until the final determination of the complaint (not being more than three months from this date) to the wife personally/for the use of the wife to the Clerk of Petty Sessions for the said District/to on her behalf a weekly sum of for her maintenance, (2) and, in addition a weekly sum of for the maintenance of the following children of the marriage in her custody, apportioned as follows :—

- per week in respect of born on
per week in respect of born on
per week in respect of born on
per week in respect of born on

but no such sum shall be paid in respect of any child after that child attains the age of sixteen years, the first of such weekly sums to be paid on the day of

Dated this 19 day of 19

Resident Magistrate.

- (1) Here set out appropriate ground of complaint as set out in summons.
(2) Delete if inapplicable.

FORM No. 6

THE SUMMARY JURISDICTION (SEPARATION AND MAINTENANCE) ACT (NORTHERN IRELAND), 1945 (Reprint 1946).

INTERIM ORDER ON APPLICATION OF HUSBAND (Under Section 4).

Complainant; } Petty Sessions District of
Defendant. } County of

BEFORE the Court of Summary Jurisdiction sitting at aforesaid on the day of 19

WHEREAS a complaint was made by the above-named Complainant, a married man for that the above-named Defendant, being the wife of the said Complainant, within six months last past at

(1)

And the Complainant has made application that an Order or Orders may be made against the Defendant under the provisions of the above-mentioned Act.

The application is adjourned until the day 19

AND IT IS ORDERED THAT the husband do pay, during the said period of adjournment and any further period of adjournment, until the final determination of the complaint (not being more than three months from the date hereof) to the wife personally/ for the use of the wife to the Clerk of Petty Sessions for the said District/to on her behalf a weekly sum of for the maintenance of herself (2) and in addition a weekly sum of for the maintenance of the following children of the marriage in her custody, apportioned as follows :—

..... per week in respect of born on

..... per week in respect of born on

..... per week in respect of born on

..... per week in respect of born on

but no such sum shall be paid in respect of any child after that child attains the age of sixteen years, the first of such weekly sums to be paid on the day of 19

Dated this day of 19

.....
Resident Magistrate.

- (1) Here set out appropriate ground of complaint as set out in summons.
(2) Delete if inapplicable.

FORM No. 7

THE SUMMARY JURISDICTION (SEPARATION AND MAINTENANCE) ACT
(NORTHERN IRELAND), 1945 (Reprint 1946).

SUMMONS TO VARY ORDER ON APPLICATION OF WIFE (OR FORMER
WIFE) (Under Section 5):

Complainant; } Petty Sessions District of
Defendant. } County of

WHEREAS a complaint has been made to me by the above-named Complainant, that by an *Interim* Order duly made by a Court of Summary Jurisdiction held in and for said District on the day of 19 , you were ordered to pay to your wife, the Complainant, (1) a weekly sum of for her maintenance, and in addition a weekly sum of for the maintenance of each of children of the marriage committed to her custody, (2) a weekly sum of for the maintenance of herself and her family.

AND WHEREAS the Complainant now applies that the Order should be varied in the following manner (3)

on the ground that (4)

This is therefore to command you to appear as a Defendant on the hearing of the said complaint at the Petty Sessions Court House, on the day of 19 ; at o'clock in the forenoon, before such Resident Magistrate as shall be there, to show cause why an Order should not be made varying the above-mentioned Order.

Dated this day of 19

To the said Defendant.

.....
Justice of the Peace for the said County.

- (1) Delete where Order made under Act of 1886.
(2) Delete where Order made under Act of 1945.
(3) Set out particulars of Order sought, e.g. increased in amount.
(4) Set out fully the ground upon which it is sought to vary the Order already made, e.g. that the wife's means have decreased or that the husband's means have increased since the making of the Order.

Separation and Maintenance.

FORM No. 8

THE SUMMARY JURISDICTION (SEPARATION AND MAINTENANCE) ACT (NORTHERN IRELAND), 1945 (Reprint 1946).

SUMMONS TO DISCHARGE/SUSPEND/VARY ORDER ON APPLICATION OF HUSBAND (OR FORMER HUSBAND), (Under Section 5).

Complainant ; } Petty Sessions District of
Defendant. } County of

WHEREAS a complaint has been made to me by the above-named Complainant, that by an Interim Order duly made by a Court of Summary Jurisdiction held in and for said District on the day of 19, he was ordered to pay to his wife, the Defendant, (1) a weekly sum of for her maintenance, and in addition a weekly sum of for the maintenance of each of children of the marriage committed to her custody, (2) a weekly sum of for the maintenance of herself and her family.

AND WHEREAS the Complainant now applies that the Order should be discharged/suspended/varied in the following manner :-- (3)

on the ground that (4)

This is therefore to command you to appear as a Defendant on the hearing of the said complaint at the Petty Sessions Court House, on the day of 19, at o'clock in the forenoon, before such Resident Magistrate as shall be there, to show cause why an Order should not be made discharging/suspending/varying the above-mentioned Order.

Dated this day of 19

To the said Defendant. Justice of the Peace for the said County.

- (1) Delete where Order made under Act of 1886.
(2) Delete where Order made under Act of 1945.
(3) If application is to vary set out particulars of Order sought, e.g, reduced in amount.
(4) Set out fully the ground upon which it is sought to discharge/suspend/vary the Order already made, e.g., that the husband's means have decreased or that the wife's means have increased since the making of the Order or that the wife has been guilty of adultery since the making of the Order.

FORM No. 9

THE SUMMARY JURISDICTION (SEPARATION AND MAINTENANCE) ACT (NORTHERN IRELAND), 1945 (Reprint 1946).

VARYING ORDER ON APPLICATION OF WIFE (OR FORMER WIFE). (Under Section 5).

Complainant ; } Petty Sessions District of
Defendant. } County of

BEFORE the Court of Summary Jurisdiction sitting at aforesaid on the day of 19

WHEREAS an Interim Order was made by the Court on the day of 19, whereby the Defendant was ordered to pay to his wife, the Complainant, (1) a weekly sum of for her maintenance, and in addition, a weekly sum of for the maintenance of each of children of the marriage committed to her custody, (2) a weekly sum of for the maintenance of herself and her family.

AND WHEREAS the Complainant has applied that the Order should be varied in the following manner : (3)

on the ground that (4)

The Court being satisfied that the said Order should be varied it is hereby ordered that the said Order be varied in the following manner :—

AND IT IS FURTHER ORDERED that the Defendant do pay to the Complainant *through the Clerk of Petty Sessions for the said District* the sum of _____ for the costs incurred in obtaining this Order.

Dated this _____ day of _____ 19 _____

.....
Resident Magistrate.

- (1) Delete where Order made under Act of 1886.
- (2) Delete where Order made under Act of 1945.
- (3) Set out particulars of Order sought.
- (4) Set out fully the ground upon which it is sought to vary the Order already made.

FORM No. 10

THE SUMMARY JURISDICTION (SEPARATION AND MAINTENANCE) ACT
(NORTHERN IRELAND), 1945 (Reprint 1946).

ORDER DISCHARGING/SUSPENDING/VARYING ORDER ON
APPLICATION OF HUSBAND (OR FORMER HUSBAND)

(Under Section 5).

Complainant ;	}	Petty Sessions District of
Defendant.		County of

BEFORE the Court of Summary Jurisdiction sitting at
aforesaid on the _____ day of _____ 19 _____

WHEREAS an *Interim* Order was made by the Court on the _____ day of _____ 19 _____, whereby the Complainant was ordered to pay to his wife, the Defendant, (1) a weekly sum of _____ for her maintenance, and in addition a weekly sum of _____ for the maintenance of each of children of the marriage committed to her custody, (2) a weekly sum of _____ for the maintenance of herself and her family.

AND WHEREAS the Complainant has applied that the Order should be *discharged/suspended/varied* in the following manner :— (3)

on the ground that (4)

The Court being satisfied that the said Order should be *discharged/suspended/varied* it is hereby ordered that the said Order be *discharged/suspended/varied* in the following manner :—

Separation and Maintenance.

AND IT IS FURTHER ORDERED that the Complainant/Defendant do pay to the Defendant/Complainant through the said Clerk of Petty Sessions for the said District the sum of for the costs incurred in obtaining this Order.

Dated this day of 19

Resident Magistrate.

- (1) Delete where Order made under Act of 1886.
(2) Delete where Order made under Act of 1945.
(3) Set out particulars of Order sought.
(4) Set out fully the ground upon which it is sought to discharge/suspend/vary the Order already made

FORM No. 11

THE SUMMARY JURISDICTION (SEPARATION AND MAINTENANCE) ACT (NORTHERN IRELAND), 1945 (Reprint 1946).

DISCHARGE : NEW ORDER (Under Section 5 (2)).

Complainant; Defendant. } Petty Sessions District of County of

BEFORE the Court of Summary Jurisdiction sitting at aforesaid on the day of 19

WHEREAS an Interim Order was made by the Court on the day of 19, whereby the Complainant was ordered to pay to his wife, the Defendant, (1) a weekly sum of for her maintenance and in addition a weekly sum of for the maintenance of each of children of the marriage committed to her custody; (2) a weekly sum of for the maintenance of herself and her family.

AND WHEREAS the Complainant has applied that the Order should be discharged on the ground that (3)

The Court being satisfied that the said Order should be discharged it is hereby ordered that the said Order be discharged and the said Court doth make a new Order that—

(A) The legal custody of

born on and
born on and
born on and
born on

being children of the marriage and respectively under the age of sixteen years (1) do continue to be committed to the wife of the said Complainant and the said Complainant (1) do continue to have right of access to such children.

(B) The said Complainant do pay to the Defendant personally/to the Clerk of Petty Sessions for the said District/to on her behalf a weekly sum of for the maintenance of such children apportioned as follows:—

per week in respect of
per week in respect of
per week in respect of
per week in respect of

until the said children shall respectively attain the age of sixteen years, the first of such weekly sums to be paid on the day of 19

(C) The Complainant/Defendant do pay to the said Complainant/Defendant through the Clerk of Petty Sessions for the said District the sum of _____ for costs.

Dated this _____ day of _____ 19____.

.....
Resident Magistrate.

- (1) Delete where Order made under Act of 1886.
(2) Delete where Order made under Act of 1945.
(3) State fully the ground upon which it is sought to have the Order already made discharged.

FORM No. 12

THE SUMMARY JURISDICTION (SEPARATION AND MAINTENANCE) ACT
(NORTHERN IRELAND), 1945 (Reprint 1946).

INFORMATION FOR ARREARS

(Under Section 6).

Complainant ; } Petty Sessions District of
Defendant. } County of

THE INFORMATION OF _____ of _____
(hereinafter called the Complainant) who saith upon Oath that by an Order duly made on the _____ day of _____ 19____ by a Court of Summary Jurisdiction held in and for the said Petty Sessions District and County, (1) *as subsequently varied* of _____ her husband, (hereinafter called the Defendant), was ordered to pay (2) *for the maintenance of the Complainant and her children of the marriage committed to her custody, a weekly sum of* (3) *a weekly sum of* _____ for the maintenance of herself and her family and the sum of _____ for costs.

And that the payments directed to be made by the said Order have not been made according thereto by him, and that there is now in arrear for the same the sum of _____ and the sum of _____ in respect of the above-mentioned costs.

And the Complainant prays that a summons may issue against a *warrant may issue for the arrest* of the Defendant.

.....
Complainant.

Arrears due	£	:	:
Costs due	£	:	:
Total	£	:	:

Taken and Sworn before me, this _____ day of _____ 19____.

.....
Justice of the Peace for the said County.

- (1) Delete if inapplicable.
(2) Delete where Order made under Act of 1886.
(3) Delete where Order made under Act of 1945.

FORM No. 13

THE SUMMARY JURISDICTION (SEPARATION AND MAINTENANCE) ACT
(NORTHERN IRELAND), 1945 (Reprint 1946).

SUMMONS FOR ARREARS
(Under Section 6).

Complainant ; } Petty Sessions District of
Defendant. } County of

WHEREAS an Information has been made upon Oath on the _____ day
of _____ 19____, by _____ of _____
(hereinafter called the Complainant) that by an Order
duly made on the _____ day of _____ 19____, by a Court of
Summary Jurisdiction held in and for the said Petty Sessions District and County (1)
(as subsequently varied) you, her husband, were ordered to pay (2) *for the maintenance*
of the Complainant and her children of the marriage committed to her custody, a weekly
sum of _____ (3) a weekly sum of _____ for the maintenance of
herself and her family and the sum of _____ for costs.

And that the payments directed to be made by the said Order have not been made
according thereto by you, and that there is now in arrear for the same the sum of _____
and the sum of _____ in respect of the above-mentioned costs.

This is therefore to command you to appear as a Defendant on the hearing of the
said complaint at the Petty Sessions Court House,
on _____ the _____ day of _____ 19____, at
o'clock in the forenoon, before such Resident Magistrate as shall be there, to show
cause why an Order should not be made against you in respect of the said sums.

Dated this _____ day of _____ 19____.

Justice of the Peace for the said County.

To the said Defendant.

- (1) Delete if inapplicable.
- (2) Delete where Order made under Act of 1886.
- (3) Delete where Order made under Act of 1945.

FORM No. 14

THE SUMMARY JURISDICTION (SEPARATION AND MAINTENANCE) ACT
(NORTHERN IRELAND), 1945 (Reprint 1946).

WARRANT OF ARREST FOR ARREARS
(Under Section 6).

Complainant ; } Petty Sessions District of
Defendant. } County of

To the District Inspector of the Royal Ulster Constabulary at

WHEREAS an Information has been made upon Oath on the _____ day
of _____ 19____, by _____ of _____
(hereinafter called the Complainant) that by an Order duly
made on the _____ day of _____ 19____, by a Court of
Summary Jurisdiction held in and for the said Petty Sessions District and County
(1) *as subsequently varied* _____ of _____
her husband (hereinafter called the Defendant) was ordered to pay (2) *for the mainten-*
ance of the Complainant, and her children of the marriage committed to her custody, a
weekly sum of _____ (3) a weekly sum of _____ for the maintenance of
herself and her family and the sum of _____ for costs.

And that the payments directed to be made by the said Order have not been made according thereto by him, and that there is now in arrear for the same the sum of and the sum of in respect of the above-mentioned costs.

This is therefore to command you, to whom this warrant is addressed, forthwith to apprehend the Defendant, and to bring him before a Resident Magistrate acting for the Petty Sessions District of or for any other Petty Sessions District within the said County, to answer to the said Information, and be dealt with according to law.

Dated this		day of		19
Arrears Due	£	:	:	
Costs Due	£	:	:	
Total	£	:	:	

Justice of the Peace for the said County.

- (1) Delete if inapplicable.
- (2) Delete where Order made under Act of 1886.
- (3) Delete where Order made under Act of 1945.

FORM No. 15

THE SUMMARY JURISDICTION (SEPARATION AND MAINTENANCE) ACT
(NORTHERN IRELAND), 1945 (Reprint 1946).

WARRANT OF DISTRESS (Under Section 6)
(Where Summons issued).

Complainant ;	} Petty Sessions District of
Defendant.	

To the District Inspector of the Royal Ulster Constabulary at

WHEREAS an Information has been made upon Oath on the day of 19, by the above-named Complainant, that by an Order duly made on the day of 19, by a Court of Summary Jurisdiction acting for the said Petty Sessions District and County (3) as subsequently varied, the above-named Defendant, her husband, was ordered to pay (1) for the maintenance of the Complainant and her children of the marriage committed to her custody, a weekly sum of (2) a weekly sum of for the maintenance of herself and her family and the sum of for costs; and that the payments directed to be made by the said Order have not been made according thereto by him, and that there is now in arrear for the same the sum of and the sum of for costs.

AND WHEREAS a summons was issued in pursuance of the above-mentioned Act commanding the Defendant to appear before the Court of Summary Jurisdiction acting for the said Petty Sessions District to show cause why an Order should not be made against him in respect of the said sums. And the Defendant (3) having duly appeared, and not having shown any cause why the said sums should not be paid (3) having failed to appear and proof having been given that the summons was duly served on him, and the sum of duly appearing to the Court upon Oath to be due by the Defendant under the said Order, an Order was made by the Court on the day of 19, to the following effect:—It is hereby ordered that the sum of together with the further sum of for the costs attending the summons and the making of this Order, be levied by distress of the defendant's money, goods and chattels and sale of his goods and chattels.

This is therefore to command you, to whom this Warrant is addressed, to execute the said Order against the Defendant as follows :—To levy forthwith the said sums by distress of his money, goods and chattels and sale of his goods and chattels, the sums levied to be paid to the Clerk of Petty Sessions for the said District.

And for this the present Warrant shall be a sufficient authority to all whom it may concern.

And I further command you to make return to this Warrant on the _____ day of _____ 19____, to me or another Resident Magistrate at _____

Dated this _____ day of _____ 19____

Amount due	£	:	:	:
Costs of Summons, etc.	£	:	:	:
Total	£	:	:	:

Resident Magistrate.

- (1) Delete where Order made under Act of 1886.
- (2) Delete where Order made under Act of 1945.
- (3) Delete if inapplicable.

FORM No. 16

THE SUMMARY JURISDICTION (SEPARATION AND MAINTENANCE) ACT
(NORTHERN IRELAND, 1945 (Reprint 1946).

WARRANT OF DISTRESS (Under Section 6)
(Where Warrant of Arrest issued).

Complainant ; } Petty Sessions District of
Defendant. } County of

To the District Inspector of the Royal Ulster Constabulary at _____

WHEREAS an Information has been made upon Oath on the _____ day of _____ 19____, by the above-named Complainant, that by an Order duly made on the _____ day of _____ 19____, by a Court of Summary Jurisdiction acting for the said Petty Sessions District and County (1) as subsequently varied, the above-named Defendant, her husband, was ordered to pay (2) for the maintenance of the Complainant and her children of the marriage committed to her custody, a weekly sum of _____ (3) a weekly sum of _____ for the maintenance of herself and her family and the sum of _____ for costs ; and that the payments directed to be made by the said Order have not been made according thereto by him, and that there is now in arrear for the same the sum of _____ and the sum of _____ for costs.

AND WHEREAS by warrant issued in pursuance of the above-mentioned Act, the said District Inspector of the Royal Ulster Constabulary was commanded forthwith to apprehend the Defendant and convey him before a Resident Magistrate, acting in and for said County, to answer to the said Information and be dealt with according to law. And the Defendant, being brought before me, a Resident Magistrate, as aforesaid, to show cause why the said sums should not be paid, and not having shown any cause why the same should not be paid, and the sum of _____ duly appearing to me upon Oath to be due by the Defendant under the said Order an Order was made by me the _____ day of _____ 19____, to the following effect :—It is hereby ordered that the sum of _____ together with the further sum of _____ for the costs attending the warrant, apprehension and bringing up of the Defendant and the making of this Order, be levied by distress of the Defendant's (4) money, goods and chattels and sale of his goods and chattels:

This is therefore to command you, to whom this Warrant is addressed, to execute the said Order against the Defendant as follows :—To levy forthwith the said sums by distress of his (4) *money*, goods and chattels and sale of his goods and chattels, the sums levied to be paid to the Clerk of Petty Sessions for the said District.

And for this the present Warrant shall be a sufficient authority to all whom it may concern.

And I further command you to make return to this Warrant on the _____ day of _____ 19____, to me or such other Resident Magistrate as aforesaid at

Dated this _____ day of _____ 19____

Amount Due	£	:	:
Costs of Warrant, etc.	£	:	:
Total	£	:	:

.....
Resident Magistrate.

- (1) Delete if inapplicable.
- (2) Delete where Order made under Act of 1886.
- (3) Delete where Order made under Act of 1945.
- (4) Delete if Order made out of Petty Sessions.

FORM No. 17

THE SUMMARY JURISDICTION (SEPARATION AND MAINTENANCE) ACT
(NORTHERN IRELAND), 1945 (Reprint 1946).

WARRANT TO ARREST (DETAIN) DEFENDANT AND KEEP HIM
IN CUSTODY PENDING RETURN TO DISTRESS WARRANT
(Under Section 6 (1) (b)). (Where Summons issued for Arrears).

Complainant ;	} Petty Sessions District of
Defendant.	

To the District Inspector of the Royal Ulster Constabulary at _____
and To the Governor of the Prison at _____

WHEREAS an Information has been made upon Oath on the _____ day of _____ 19____, by the above-named Complainant; that by an Order duly made on the _____ day of _____ 19____, by a Court of Summary Jurisdiction acting for the said Petty Sessions District and County (3) as *subsequently varied*, the above-named Defendant, her husband, was ordered to pay (1) *for the maintenance of the Complainant and her children of the marriage committed to her custody, a weekly sum of _____* (2) *a weekly sum of _____ for the maintenance of herself and her family* and the sum of _____ for costs; and that the payments directed to be made by the said Order have not been made according thereto by him, and that there is now in arrear for the same the sum of _____ and the sum of _____ for costs.

AND WHEREAS a summons was issued in pursuance of the above-mentioned Act commanding the Defendant to appear before the Court of Summary Jurisdiction acting for the said Petty Sessions District to show cause why an Order should not be made against him in respect of the said sums. And the Defendant (3) *having duly appeared, and not having shown any cause why the said sums should not be paid* (3) *having failed to appear and proof having been given that the summons was duly served on him*, and the sum of _____ duly appearing to the Court upon Oath to be due by the Defendant under the said Order, an Order was made by the Court on the day of _____ 19____, to the following effect :—It is hereby ordered that the sum of _____ together with the further sum of _____ for the costs attending the summons and the making of this Order, be levied by distress of the defendant's money, goods and chattels and sale of his goods and chattels.

AND WHEREAS a Warrant of Distress has been issued in pursuance of said Order, and the Defendant (3) *not being present and not having given sufficient security by way of recognizance or otherwise to the satisfaction of the Court for his appearance on the day appointed for the return to the Warrant, namely the* _____ day of _____ 19____, an Order was made on the _____ day of _____ 19____, to the following effect :—It is ordered that a Warrant do issue commanding the District Inspector of the Royal Ulster Constabulary at _____ to (3) *arrest and detain the Defendant and to lodge him in the Prison at _____ to be there kept in custody until the _____ day of _____ 19____, and then have him brought before a Resident Magistrate at _____ unless he shall give the following security for his appearance at the time and place aforesaid.*

This is therefore to command you, the said District Inspector to (3) *arrest and detain the Defendant and to lodge him in the Prison at _____ and you, the Governor of the said Prison, to receive the Defendant and keep him in custody until the _____ day of _____ 19____, and then have him brought before me or another Resident Magistrate at _____ unless he shall give the before-mentioned security for his appearance at the time and place aforesaid.*

And for this the present Warrant shall be a sufficient authority to all whom it may concern.

Dated this _____ day of _____ 19____

.....
Resident Magistrate.

- (1) Delete where Order made under Act of 1886.
- (2) Delete where Order made under Act of 1945.
- ((3) Delete if inapplicable.

FORM No. 18

THE SUMMARY JURISDICTION (SEPARATION AND MAINTENANCE) ACT
(NORTHERN IRELAND), 1945 (Reprint 1946).

WARRANT TO DETAIN DEFENDANT AND KEEP HIM IN CUSTODY
PENDING RETURN TO DISTRESS WARRANT
(Under Section 6 (1) (b)) (Where Warrant of Arrest issued for Arrears).

Complainant ; } Petty Sessions District of
Defendant. } County of

To the District Inspector of the Royal Ulster Constabulary at _____
and To the Governor of the Prison at _____

WHEREAS an Information has been made upon Oath on the _____ day of _____ 19____, by the above-named Complainant, that by an Order duly made on the _____ day of _____ 19____, by a Court of Summary Jurisdiction acting for the said Petty Sessions District and County (1) *as subsequently varied*, the above-named Defendant, her husband, was ordered to pay (2) *for the maintenance of the Complainant and her children of the marriage committed to her custody, a weekly sum of _____* (3) *a weekly sum of _____ for the maintenance of herself and her family* and the sum of _____ for costs ; and that the payments directed to be made by the said Order have not been made according thereto by him, and that there is now in arrear for the same the sum of _____ and the sum of _____ for costs.

AND WHEREAS by Warrant issued in pursuance of the above-mentioned Act, the said District Inspector of the Royal Ulster Constabulary was commanded forthwith to apprehend the Defendant and convey him before a Resident Magistrate acting in

and for said County, to answer to the said Information and be dealt with according to law. And the Defendant being brought before me, a Resident Magistrate as aforesaid, to show cause why the said sums should not be paid, and not having shown any cause why the same should not be paid, and the sum of _____ duly appearing to me upon Oath to be due by the Defendant under the said Order, an Order was made by me on the _____ day of _____ 19____, to the following effect:—It is hereby ordered that the sum of _____ together with the further sum of _____ for the costs attending the Warrant, apprehension and bringing up of the Defendant and the making of this Order, be levied by distress of the Defendant's (4) *money*, goods and chattels and sale of his goods and chattels.

AND WHEREAS a Warrant of Distress has been issued in pursuance of said Order, and the Defendant not having given sufficient security by way of recognizance or otherwise to my satisfaction for his appearance on the day appointed for the return to the Warrant, namely, the _____ day of _____ 19____, an Order was made by me on the _____ day of _____ 19____, to the following effect:—It is ordered that a Warrant do issue commanding the District Inspector of the Royal Ulster Constabulary at _____ to detain the Defendant and to lodge him in the Prison at _____ to be there kept in custody until the _____ day of _____ 19____, and then have him brought before a Resident Magistrate at _____ unless he shall give the following security _____ for his appearance at the time and place aforesaid.

This is therefore to command you, the said District Inspector, to detain the Defendant and to lodge him in the Prison at _____ and you, the Governor of said Prison, to receive the Defendant and keep him in custody until the _____ day of _____ 19____, and then have him brought before me or another Resident Magistrate at _____ unless he shall give the before-mentioned security for his appearance at the time and place aforesaid.

And for this the present Warrant shall be a sufficient authority to all whom it may concern.

Dated this _____ day of _____ 19____.

Resident Magistrate.

- (1) Delete if inapplicable.
- (2) Delete where Order made under Act of 1886.
- (3) Delete where Order made under Act of 1945.
- (4) Delete if Order made out of Petty Sessions.

FORM No. 19

THE SUMMARY JURISDICTION (SEPARATION AND MAINTENANCE) ACT
(NORTHERN IRELAND), 1945 (Reprint 1946).

RECOGNIZANCE FOR APPEARANCE AT RETURN TO WARRANT
OF DISTRESS

(Under Section 6 (1) (b)).

Complainant ;	} Petty Sessions District of
Defendant.	

WHEREAS a complaint was made that the Defendant did fail to comply with an Order made at the Court of Summary Jurisdiction acting for the Petty Sessions District of _____ in the said County on the _____ day of _____ 19____, whereby he was ordered to pay certain sums of money as therein set forth.

AND WHEREAS upon the hearing of said complaint it was ordered that a Warrant of Distress be issued to recover by distress of the Defendant's **money*, goods and chattels and the sale of his goods and chattels the sum of _____ due upon the said Order, together with the further sum of _____ for the costs attending such complaint and the making of the Order and it was further ordered that return be made to the said Warrant on the _____ day of _____ 19____.

The undersigned residing at the Defendant, being the Principal Party to this Recognizance, hereby binds himself to perform the following obligation, viz., To attend and appear before the Resident Magistrate sitting at in the said County at o'clock m., on the day of 19, being the day appointed for return to the Warrant of Distress as aforesaid.

And the said Principal Party, together with of and suret to this Recognizance, hereby acknowledge themselves bound to forfeit to the Crown the sums following, namely:—

The said Principal Party the sum of and the said Suret the sum of each, in case the said Principal Party fails to perform the foregoing obligation.

Principal Party
Suret

Taken and acknowledged before me, this day of 19

Justice of the Peace for the said County.

* Delete if Order made out of Petty Sessions.

FORM No. 20

THE SUMMARY JURISDICTION (SEPARATION AND MAINTENANCE) ACT (NORTHERN IRELAND), 1945 (Reprint 1946).

RECOGNIZANCE BEFORE A JUSTICE OF THE PEACE FOR APPEARANCE BEFORE A RESIDENT MAGISTRATE (Under Section 6 (3)).

Complainant ; } Petty Sessions District of
Defendant. } County of

WHEREAS the Defendant has been taken into custody upon a Warrant of Arrest for failing to comply with an Order made at the Court of Summary Jurisdiction acting for the Petty Sessions District of in the said County on the day of 19, whereby he was ordered to pay certain sums as therein set forth.

AND WHEREAS it is not practicable to bring the Defendant before a Resident Magistrate within twenty-four hours after he has been so taken into custody, and he has, in pursuance of the provisions of the above-mentioned Act, been brought before a Justice of the Peace for the said County, who has thought fit to discharge him upon entering into this recognizance.

The undersigned residing at the Defendant, being the Principal Party to this Recognizance, hereby binds himself to perform the following obligation, viz., To appear before a Resident Magistrate at in the said County at o'clock, m., on the day of 19

And the said Principal Party, together with
of and
of
suret to this Recognizance, hereby acknowledge themselves bound to forfeit to the
Crown the sums following, namely :—

The said Principal Party the sum of
and the said Suret the sum of each
in case the said Principal Party fails to perform the foregoing obligation.

Principal Party

} Suret

Taken and acknowledged before me, this day of 19

Justice of the Peace for the said County.

FORM No. 21 (Front)

THE SUMMARY JURISDICTION (SEPARATION AND MAINTENANCE) ACT
(NORTHERN IRELAND), 1945 (Reprint 1946).

WARRANT OF COMMITMENT BY JUSTICE OF THE PEACE
(Under Section 6 (3)).

Complainant ; } Petty Sessions District of
Defendant. } County of

To the District Inspector of the Royal Ulster Constabulary at
and To the Governor of the Prison at

WHEREAS the Defendant has been taken into custody upon a Warrant of Arrest for
failing to comply with an Order made at the Court of Summary Jurisdiction acting for
the Petty Sessions District of in the said County on the
day of 19 , whereby he was ordered to pay certain sums.
as therein set forth.

AND WHEREAS it is not practicable to bring the Defendant before a Resident Magistrate
within twenty-four hours after he has been so taken into custody, and he has, in
pursuance of the provisions of the above-mentioned Act, been brought before me, a
Justice of the Peace for the said County.

This is therefore to command you, the District Inspector of the Royal Ulster
Constabulary, to convey the Defendant to the prison at and
you, the Governor of the said Prison, to receive the Defendant into the said Prison
and keep him in custody until he can be brought before a Resident Magistrate. And
I further direct that he be brought before a Resident Magistrate as soon as practicable
and in any case not later than eight days from this date.

And for this the present Warrant shall be a sufficient authority to all whom it may
concern.

Dated this day of 19

Justice of the Peace for the said County.

FORM No. 21 (back)

CONSENT TO BAIL BY COMMITTING JUSTICE.

Petty Sessions District of

County of

WHEREAS, on the day of 19, the within named Defendant as stated within. I hereby consent to the said Defendant being bailed by Recognizance himself in the sum of Pounds and Pounds each.

Suret in the sum of Pounds each.

Signed,

Justice of the Peace for the said County.

This day of 19

FORM No. 22

THE SUMMARY JURISDICTION (SEPARATION AND MAINTENANCE) ACT (NORTHERN IRELAND), 1945 (Reprint 1946).

WARRANT OF COMMITMENT IN LIEU OR IN DEFAULT OF DISTRESS (Under Section 6 (2)).

(Where Summons issued).

Complainant ; } Petty Sessions District of Defendant. } County of

To the District Inspector of the Royal Ulster Constabulary at and To the Governor of the Prison at

WHEREAS an Information has been made upon Oath on the day of 19, by the above-named Complainant, that by an Order duly made on the day of 19, by a Court of Summary Jurisdiction acting for the said Petty Sessions District and County, (3) as subsequently varied, the above-named Defendant, her husband, was ordered to pay (1) for the maintenance of the Complainant and her children of the marriage committed to her custody, a weekly sum of (2) a weekly sum of for the maintenance of herself and her family and the sum of for costs; and that the payments directed to be made by the said Order have not been made according thereto by him, and that there is now in arrear for the same the sum of and the sum of for costs.

AND WHEREAS a summons was issued in pursuance of the above-mentioned Act commanding the Defendant to appear before the Court of Summary Jurisdiction acting for the said Petty Sessions District to show cause why an Order should not be made against him in respect of said sums. And the Defendant (3) having duly appeared, and not having shown any cause why the said sum should not be paid (3) having failed to appear and proof having been given that the summons was duly served on him, and the sum of appearing on Oath to the said Court of Summary Jurisdiction to be due by the Defendant under the said Order. It was ordered by the said Court on the day of 19, that the said sum of together with the further sum of for the costs attending the said Summons and the making of the Order be forthwith levied by distress of the Defendant's money, goods and chattels, and the sale of his goods and chattels.

(3) *And whereas upon the return to the Warrant of Distress issued for the recovery of the said sums it appears to me that no sufficient distress can be had wherewith to satisfy the said sums.*

(3) *And whereas upon the admission of the Defendant it appears to me that no sufficient distress can be had wherewith to satisfy the said sums and no Warrant of Distress has been issued.*

This is therefore to command you, the said District Inspector of the Royal Ulster Constabulary, to convey the Defendant to the Prison at and this is also to command you, the Governor of the said Prison to receive the Defendant into the said Prison and to imprison him, there for the period of calendar month(s) unless the said sum and costs (3) *and the sum of being the reasonable charges attending the distress* be sooner paid and satisfied.

And for this the present Warrant shall be a sufficient authority to all whom it may concern.

Dated this	day of	19
Amount due	£	: : :
Costs	£	: : :
Charges attending Distress	£	: : :
Total	£	: : :

Resident Magistrate.

- (1) Delete where Order made under Act of 1886.
 (2) Delete where Order made under Act of 1945.
 (3) Delete if inapplicable.

FORM No. 23

THE SUMMARY JURISDICTION (SEPARATION AND MAINTENANCE) ACT
 (NORTHERN IRELAND), 1945 (Reprint 1946).

WARRANT OF COMMITMENT IN LIEU OR IN DEFAULT OF
 DISTRESS (Under Section 6. (2)).

(Where Warrant of Arrest issued).

Complainant; } Petty Sessions District of
 Defendant. } County of

To the District Inspector of the Royal Ulster Constabulary at
 and To the Governor of the Prison at.

WHEREAS an Information has been made upon Oath on the _____ day
 of _____ 19____, by the above-named Complainant, that by an
 Order duly made on the _____ day of _____ 19____ by a
 Court of Summary Jurisdiction acting for the said Petty Sessions District and County
 (4) *as subsequently varied*, the above-named Defendant, her husband, was ordered to
 pay (1) *for the maintenance of the Complainant and her children of the marriage com-*
mitted to her custody, a weekly sum of (2) *a weekly sum of* _____ *for*
the maintenance of herself and her family and the sum of _____ for costs; and
 that the payments directed to be made by the said Order have not been made according
 thereto by him, and that there is now in arrear for the same the sum of _____
 and the sum of _____ for costs.

AND WHEREAS by Warrant issued in pursuance of the above-mentioned Act, the
 said District Inspector of the Royal Ulster Constabulary was commanded forthwith
 to apprehend the Defendant and convey him before a Resident Magistrate acting in

and for said County to answer to the said Information and be dealt with according to law. And the Defendant being brought before a Resident Magistrate as aforesaid to show cause why the said sum should not be paid, and not having shown any cause why the same should not be paid, and the sum of _____ duly appearing upon Oath to be due by the Defendant under the said Order. It was ordered by the said Resident Magistrate on the _____ day of _____ 19____, that the said sum of _____ together with the further sum of _____ for the costs attending the said Warrant apprehension and bringing up of the Defendant and the making of the Order be forthwith levied by distress of the Defendant's (3) money, goods and chattels and sale of his goods and chattels.

(4) *And whereas upon the return to the Warrant of Distress issued for the recovery of the said sums it appears to me that no sufficient distress can be had wherewith to satisfy the said sums.*

(4) *And whereas upon the admission of the Defendant it appears to me that no sufficient distress can be had wherewith to satisfy the said sums and no Warrant of Distress has been issued.*

This is therefore to command you, the said District Inspector of the Royal Ulster Constabulary, to convey the Defendant to the Prison at _____ and this is also to command you, the Governor of the said Prison to receive the Defendant into the said Prison and to imprison him there for the period of _____ calendar month(s) unless the said sum and costs (4) *and the sum of being the reasonable charges attending the distress* be sooner paid and satisfied.

And for this the present Warrant shall be a sufficient authority to all whom it may concern.

Dated this	_____	day of	_____	19	_____
Amount due	£	:	:		
Costs	£	:	:		
Charges attending Distress	£	:	:		
Total	£	:	:		

Resident Magistrate.

- (1) Delete where Order made under Act of 1886.
- (2) Delete where Order made under Act of 1945.
- (3) Delete if Order made out of Petty Sessions.
- (4) Delete if inapplicable.

FORM No. 24

THE SUMMARY JURISDICTION (SEPARATION AND MAINTENANCE) ACT
(NORTHERN IRELAND), 1945 (Reprint 1946).

SUMMONS TO ATTACH PENSION OR INCOME
(Under Section 6 (5)).

Complainant ; } Petty Sessions District of
Defendant. } County of

WHEREAS a Complaint has been made to me by the above-named Complainant, that by an Order duly made on the _____ day of _____ 19____ by a Court of Summary Jurisdiction held in and for the said District and County (1) as *subsequently varied* you, her husband, were ordered to pay (2) *for the maintenance of*

the Complainant and her children of the marriage committed to her custody, a weekly sum of (3) a weekly sum of for the maintenance of herself and her family and the sum of for costs; and that the payments directed to be made by the said Order have not been made according thereto by you, and that there is now in arrear for the same the sum of and the sum of in respect of the above-mentioned costs, and that there is payable to you a certain pension (or income) capable of being attached namely:— (4)

This is therefore to command you to appear as a Defendant on the hearing of the said complaint, at the Petty Sessions Court House on the day of 19, at o'clock in the forenoon, before such Resident Magistrate as shall be there, to show cause why an Order should not be made that the sum of or such part thereof as the Court may order be attached out of the said pension (or income).

Dated this day of 19

Justice of the Peace for the said County.

To the said Defendant.

- (1) Delete if inapplicable.
- (2) Delete where Order made under Act of 1886.
- (3) Delete where Order made under Act of 1945.
- (4) Insert particulars of the pension or income.

FORM No. 25

THE SUMMARY JURISDICTION (SEPARATION AND MAINTENANCE) ACT
(NORTHERN IRELAND), 1945 (Reprint 1946).

ORDER TO ATTACH PENSION OR INCOME
(Under Section 6 (5)).

Complainant; } Petty Sessions District of
Defendant. } County of

BEFORE the Court of Summary Jurisdiction sitting at
aforesaid on the day of 19

WHEREAS an Order was made by the Court on the day of 19, (1) *as subsequently varied* whereby the Defendant was ordered to pay (2), *for the maintenance of the Complainant, his wife, and her children of the marriage committed to her custody, a weekly sum of (3) a weekly sum of for the maintenance of the Complainant, his wife, and her family; and the sum of for costs; and complaint has been made that the payments directed to be made by the said Order have not been made according thereto by him, and that there is now in arrear for the same the sum of and the sum of in respect of the above-mentioned costs.*

AND WHEREAS it appears to the Court that there is payable to the Defendant a certain pension (or income) capable of being attached, namely:— (4)

AND WHEREAS the Court is satisfied after giving the Defendant an opportunity of being heard that he has without reasonable cause made default in payment under the said Order and that there is now due thereunder the sum of

It is Ordered that the sum of (5) be attached out of the said pension (or income) and paid to the Complainant personally/for the use of the Complainant to the Clerk of Petty Sessions for the said District/to on her behalf for her maintenance and the maintenance of the said children in accordance with the terms of the said Order.

And it is further Ordered that the Defendant do pay to the Complainant through the Clerk of Petty Sessions for the said District the sum of for the costs incurred in obtaining this Order.

Dated this day of 19

Resident Magistrate.

- (1) Delete if inapplicable.
- (2) Delete where Order made under Act of 1886.
- (3) Delete where Order made under Act of 1945.
- (4) Insert particulars of pension or income.
- (5) Insert person to whom payment is to be made under existing Order.

FORM No. 26

THE SUMMARY JURISDICTION (SEPARATION AND MAINTENANCE) ACT
(NORTHERN IRELAND), 1945 (Reprint 1946).

ORDER OF REFUSAL TO MAKE AN ORDER
(Under Section 8).

Complainant ; } Petty Sessions District of
Defendant. } County of

BEFORE the Court of Summary Jurisdiction sitting at
aforesaid on the day of 19

WHEREAS a complaint has been made by the above-named Complainant, a married (1) for that the Defendant, being the (2) of the Complainant, within six months last past at (3)

And the Complainant has made application that an Order or Orders may be made upon the Defendant under the provisions of the above-mentioned Act.

AND WHEREAS the Court, on hearing the application, is of opinion that the matters in question between the parties would be more conveniently dealt with by the High Court.

Now therefore the Court refuses to make an Order under the said Act.

Dated this day of 19

Resident Magistrate.

- (1) Man or Woman.
- (2) Husband or wife.
- (3) Here set out appropriate grounds of complaint as set out in Summons.

SUMMARY JURISDICTION.
SECOND SCHEDULE

FORM No. 1

NOTICE OF INTENTION TO APPEAL.

County of _____ Division of _____
Petty Sessions District of _____

Between _____
and _____

Complainant : _____
Defendant. _____

TAKE NOTICE that it is my intention to appeal from the Order made by the Resident Magistrate on the hearing of the above complaint on the _____ day of _____ 19____, in which I was _____ to the Quarter Sessions, to be held at _____ on the _____ day of _____ 19____, in and for said County and Division.

Dated this _____ day of _____ 19____

Signed _____
Appellant or Solicitor for the Appellant.

To
A — B the Respondent.
The Clerk of Petty Sessions for the said District.

FORM No. 2

ORDER ON APPEAL.

County of _____ Division of _____
Petty Sessions District of _____

Between _____
and _____

Complainant : _____
Defendant. _____

WHEREAS complaint was made by the above-named complainant that (1)

AND WHEREAS by Order made on the _____ day of _____ 19____, at the Court of Summary Jurisdiction held in and for the said Petty Sessions District and County it was (2)

AND WHEREAS an appeal has been duly made by the

AND WHEREAS on the hearing of the said Appeal the County Court Judge is of opinion that the said Order should be (3)

It is hereby Ordered that the said Order of the day of 19
 be and the same is hereby (3)

and it is further Ordered that (4)

Dated at this day of 19

.....
 County Court Judge.

- (1) Set out complaint.
- (2) Recite Order.
- (3) Insert as the case may be : Affirmed or Reversed or Varied.
- (4) When the Order appealed from is reversed or varied set out the Order made by the Judge in such one of the forms specified in the First Schedule as is appropriate and in every case set out the Order as to costs.

THIRD SCHEDULE

COSTS OF SOLICITORS FOR COMPLAINANT AND DEFENDANT.

For preparation, and attending, and conducting case at hearing, and for all other charges incident to the hearing, or for preparation and attendance in Court on any proceedings subsequent to maintenance or separation order,

A sum not exceeding £4 4 0

And when Counsel is instructed, such additional sum as the Resident Magistrate may fix for fee to Counsel.

For preparation and attending and conducting case at hearing of an Appeal,

A sum not exceeding £4 4 0

And when Counsel is instructed such additional sum as the Judge may fix for fee to Counsel.

SUPERANNUATION

Joint Service (Amendment)

REGULATIONS, DATED 22ND MAY, 1946, MADE BY THE MINISTRY OF FINANCE FOR NORTHERN IRELAND UNDER SECTION 3 OF THE SUPERANNUATION ACT (NORTHERN IRELAND), 1925, AS AMENDED BY SECTION 3 OF THE TEACHERS' SUPERANNUATION ACT (NORTHERN IRELAND), 1936.

1946. No. 88

The Ministry of Finance (in these Regulations referred to as "the Ministry") in pursuance of the powers conferred upon it by section 3 of the Superannuation Act (Northern Ireland), 1925, hereby makes the following regulations :—

1. The Interpretation Act, 1921, applies to the interpretation of these regulations as it applies to the interpretation of an Act of Parliament.